

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re	Chapter 11
The Hertz Corporation, <i>et al.</i> , <sup>1</sup>	Case No. 20-11218 (MFW)
Debtors.	(Jointly Administered)
The Hertz Corporation, <i>et al.</i> ,	Adv. Pro. No. 20-50761 (MFW)
Plaintiffs,	
v.	
Hannah Ayoub, <i>et al.</i> ,	
Defendants.	

**NOTICE OF *AMENDED*<sup>2</sup> AGENDA FOR TELEPHONIC AND VIDEO HEARING  
SCHEDULED FOR SEPTEMBER 9, 2020 AT 10:30 A.M. (PREVAILING EASTERN  
TIME), BEFORE THE HONORABLE MARY F. WALRATH, AT THE UNITED  
STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE<sup>3</sup>**

**THIS HEARING WILL BE HELD TELEPHONICALLY AND BY VIDEO.**

**ALL PARTIES WISHING TO APPEAR MUST DO SO TELEPHONICALLY BY  
CONTACTING COURTCALL, LLC AT 866-582-6878 NO LATER THAN  
SEPTEMBER 8, 2020 BY NOON. ONLY THOSE PARTIES THAT WILL BE  
ADDRESSING THE COURT SHOULD APPEAR BY ZOOM AND COURTCALL.**

**PLEASE NOTE THAT THE MICROPHONES ON THE ZOOM MEETING WILL BE  
MUTED AND THE ONLY AUDIO WILL BE THROUGH COURTCALL.**

<sup>1</sup> The last four digits of The Hertz Corporation's tax identification number are 8568. The location of the debtors' service address is 8501 Williams Road, Estero, FL 33928. Due to the large number of debtors in these chapter 11 cases, for which joint administration for procedural purposes has been requested, a complete list of the debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information may be obtained on the website of the debtors' claims and noticing agent at <https://restructuring.primeclerk.com/hertz>.

<sup>2</sup> **Amended items appear in bold.**

<sup>3</sup> All motions and other pleadings referenced herein are available online at the following address: <https://restructuring.primeclerk.com/hertz>.

**TO APPEAR BY VIDEO CONFERENCE,  
PARTIES SHOULD USE THE FOLLOWING INFORMATION:  
JOIN ZOOMGOV HEARING: <https://debuscourts.zoomgov.com/j/1603229508>**

**MEETING ID: 160 322 9508; PASSCODE: 732031**

**I. RESOLVED/WITHDRAWN MATTERS:**

1. Motion of the Chubb Companies for an Order (a) Compelling the Debtors to Immediately Assume the Chubb Insurance Program or, in the Alternative, (b) Granting the Chubb Companies Relief from the Automatic Stay to Cancel and Terminate the Insurance Program, or, in the Alternative, (c) Granting the Chubb Companies Relief from the Automatic Stay to Exercise Their Rights Under the Agency Agreement and/or the ESIS Agreement [[Docket No. 637](#) – filed July 1, 2020]

Objection/Response Deadline: July 8, 2020 at 4:00 p.m. (ET); extended to August 28, 2020 at 4:00 p.m. (ET)

Objections/Responses Received: None at this time.

Related Documents:

- i. Amended Notice of Motion and Hearing [[Docket No. 680](#) – filed July 7, 2020]
- ii. Notice of Extension of Objection Deadline [[Docket No. 767](#) – filed July 20, 2020]
- iii. Notice of Adjournment of Hearing Date and Objection Deadline [[Docket No. 874](#) – filed July 31, 2020]
- iv. Notice of Withdrawal [[Docket No. 1103](#) – filed August 20, 2020]

Status: This matter has been withdrawn.

2. Debtors' Third Omnibus Motion for Entry of an Order (i) Authorizing (a) the Rejection of Certain Unexpired Leases and (b) the Abandonment of Certain Personal Property, If Any, Each Effective *Nunc Pro Tunc* to July 31, 2020 and (ii) Waiving the Requirements of Rule 6006(f) [[Docket No. 877](#) – filed July 31, 2020]

Objection/Response Deadline: August 14, 2020 at 4:00 p.m. (ET)

Objections/Responses Received:

- A. Informal comments from the Office of the United States Trustee for the District of Delaware (the "U.S. Trustee")
- B. Informal comments from Texas Taxing Authorities

Related Documents:

- i. Certification of Counsel Regarding Debtors' Third Omnibus Motion for Entry of an Order (i) Authorizing (a) the Rejection of Certain Unexpired Leases and (b) the Abandonment of Certain Personal Property, if any, Each Effective *Nunc Pro Tunc* to July 31, 2020 and (ii) Waiving the Requirements of Rule 6006(f)(6) [[Docket No. 1183](#) – filed September 3, 2020]
- ii. Order (i) Authorizing (a) the Rejection of Certain Unexpired Leases and (b) the Abandonment of Certain Personal Property, if Any, Each Effective *Nunc Pro Tunc* to July 31, 2020 and (ii) Waiving the Requirements of Bankruptcy Rule 6006(f)(6) [[Docket No. 1188](#) – entered September 3, 2020]

Status: On September 3, 2020, the Court entered an order regarding this matter. Accordingly, a hearing on this matter is no longer necessary.

**II. CONTINUED MATTERS:**

3. Debtors' Motion for Entry of (i) Interim Order (a) Establishing Notice and Hearing Procedures for Trading in Equity Securities in the Debtors, and (b) Setting Record Date for Notice and Potential Sell-Down Procedures with Respect to Trading in Claims Against the Debtors; and (ii) Final Order (a) Establishing Notice and Hearing Procedures for Trading in Equity Securities in the Debtors, and (b) Setting Record Date for Notice and Potential Sell-Down Procedures and Establishing Procedures Applicable to Trading in Claims Against the Debtors Following the Occurrence of a Determination Date [[Docket No. 27](#) – filed May 24, 2020]

Objection/Response Deadline: June 18, 2020 at 4:00 p.m. (ET); extended by agreement to June 23, 2020 at 4:00 p.m. (ET) for the Official Committee of Unsecured Creditors (the "Committee")

Objections/Responses Received:

- A. Informal comments from the Committee
- B. Informal comments from Barclays Bank PLC
- C. Informal comments from The Ad Hoc First Lien Group
- D. Informal comments from The Ad Hoc Second Lien Group

Related Documents:

- i. Interim Order (i) Establishing Notice and Hearing Procedures for Trading in Equity Securities in the Debtors and (ii) Setting Record Date for Notice Potential and Sell-Down Procedures with Respect to Trading in Claims Against the Debtors [[Docket No. 200](#) – entered May 27, 2020]

- ii. Notice of (a) Entry of Interim Order (i) Establishing Notice and Hearing Procedures for Trading in Equity Securities in the Debtors and (ii) Setting Record Date for Notice Potential and Sell-Down Procedures with Respect to Trading in Claims Against the Debtors; and (b) Final Hearing Thereon [[Docket No. 219](#) – filed May 28, 2020]

Status: The hearing on this matter has been continued to a date to be determined.

4. Motion of Debtors for Entry of Agreed Interim Orders (i) Authorizing Use of Donlen Cash Collateral, (ii) Granting Adequate Protection and Related Relief to Prepetition Secured Parties and Prepetition Sidecar Secured Parties, (iii) Scheduling a Final Hearing and (iv) Granting Related Relief [[Docket No. 137](#) – filed May 26, 2020]

Objection/Response Deadline: August 5, 2020 at 5:00 p.m. (ET)

Objections/Responses Received: None.

Related Documents:

- i. Agreed Interim Order Granting Adequate Protection and Related Relief to Prepetition Sidecar Secured Parties [[Docket No. 205](#) – entered May 27, 2020]
- ii. Notice of (a) Entry of Agreed Interim Order Granting Adequate Protection and Related Relief to Prepetition Sidecar Secured Parties; and (b) Final Hearing Thereon [[Docket No. 224](#) – filed May 28, 2020]
- iii. Second Agreed Order (i) Authorizing Use of Cash Collateral and (ii) Granting Adequate Protection and Related Relief to Prepetition Secured Parties [[Docket No. 559](#) – entered June 24, 2020]
- iv. Second Agreed Order Granting Adequate Protection and Related Relief to Prepetition Sidecar Secured Parties [[Docket No. 560](#) – entered June 24, 2020]
- v. Order Approving Stipulation and Agreed Order Setting the Date for the Final Hearing on Cash Collateral and Adequate Protection Issues [[Docket No. 752](#) – entered July 17, 2020]
- vi. Order Approving Stipulation and Agreed Order Setting the Date for the Final Hearing on Cash Collateral and Adequate Protection Issues [[Docket No. 882](#) – entered August 3, 2020]
- vii. Third Agreed Order (i) Authorizing Use of Cash Collateral and (ii) Granting Adequate Protection and Related Relief to Prepetition Secured Parties [[Docket No. 1131](#) – entered August 25, 2020]
- viii. Order Approving Third Stipulation and Agreed Order with Respect to Certain Dates Relating to Cash Collateral and Adequate Protection Issues [[Docket No. 1157](#) - entered August 28, 2020] (the “Agreed Order”)

Status: The hearing on this matter and certain issues related thereto have been continued to the omnibus hearing scheduled for January 13, 2021 at 10:30 a.m. (ET) as set forth in the Agreed Order.

5. Motion of American Traffic Solutions Consolidated, LLC and ATS Processing Services, LLC (a) to Compel the Debtors to Assume or Reject Executory Contracts and (b) to Compel the Debtors to Provide Adequate Protection [[Docket No. 302](#) – filed June 4, 2020]

Objection/Response Deadline: June 18, 2020 at 4:00 p.m. (ET); extended by agreement to October 6, 2020 at 4:00 p.m. (ET) for the Debtors

Objections/Responses Received: None at this time.

Related Documents: None at this time.

Status: The hearing on this matter has been continued to October 13, 2020 at 10:30 a.m. (ET).

6. Motion of False Police Report Plaintiffs for Relief from Automatic Stay [[Docket No. 589](#) – filed June 25, 2020]

Objection/Response Deadline: July 17, 2020 at 4:00 p.m. (ET)

Objections/Responses Received:

- A. Debtors' Objection to the False Police Report Plaintiffs' Motion for Relief from the Automatic Stay [[Docket No. 762](#) – filed July 17, 2020]
- i. Declaration of Samuel P. Hershey [[Docket No. 763](#) – filed July 17, 2020]

Related Documents:

- i. Order Approving Stipulation Regarding Briefing Schedule for Motions Regarding Automatic Stay [[Docket No. 758](#) – entered July 17, 2020]
- ii. False Police Report Plaintiffs' Reply to Debtors' Objection to Motion for Relief from Stay [[Docket No. 893](#)/Adv. Docket No. 9 – filed August 4, 2020]
- iii. Omnibus Brief in Support of the False Police Report Plaintiffs' Motion for Relief from Stay and in Opposition to the Debtors' Motion for Preliminary Injunctive Relief [[Docket No. 894](#)/Adv. Docket No. 10 – filed August 4, 2020]
- iv. Declaration of Albert A. Ciardi III in Support of False Police Report Plaintiffs' (i) Reply to Debtors' Objection to Motion for Relief from Stay and (ii) Opposition

to Motion for Preliminary Injunctive Relief [[Docket No. 895](#)/Adv. Docket No. 11 – filed August 4, 2020]

Status: The hearing on this matter has been continued to a date to be determined.

7. Motion of Shauna Wilkerson for Relief from Stay Under Section 362 of the Bankruptcy Code to Pursue Litigation Up to the Limits of Insurance Proceeds [[Docket No. 849](#) – filed July 30, 2020]

Objection/Response Deadline: August 11, 2020 at 4:00 p.m. (ET)

Objections/Responses Received:

- A. Debtors’ Omnibus Objection to Bennett and Wilkerson Motions for Relief from the Automatic Stay [[Docket No. 1032](#) – filed August 11, 2020]

Related Documents:

- i. Order Approving Stipulation Regarding Wilkerson and Bennett Motions Regarding Automatic Stay [[Docket No. 1150](#) – entered August 27, 2020]

Status: The hearing on this matter has been continued to a date to be determined.

8. Motion of Richard Bennett for Relief from Stay Under Section 362 of the Bankruptcy Code to Pursue Litigation Up to the Limits of Insurance Proceeds [[Docket No. 851](#) – filed July 30, 2020]

Objection/Response Deadline: August 11, 2020 at 4:00 p.m. (ET)

Objections/Responses Received:

- A. Debtors’ Omnibus Objection to Bennett and Wilkerson Motions for Relief from the Automatic Stay [[Docket No. 1032](#) – filed August 11, 2020]

Related Documents:

- i. Order Approving Stipulation Regarding Wilkerson and Bennett Motions Regarding Automatic Stay [[Docket No. 1150](#) – entered August 27, 2020]

Status: The hearing on this matter has been continued to a date to be determined.

9. Debtors’ Motion for Preliminary Injunctive Relief [Adv. Case No. 20-50761 (MFW) – [Docket No. 2](#) – filed July 17, 2020]

Objection/Response Deadline: August 4, 2020 at 4:00 p.m. (ET)

Objections/Responses Received:

- A. False Police Report Plaintiffs' Reply to Debtors' Objection to Motion for Relief from Stay [Docket No. 893/Adv. Case No. 20-50761 (MFW) - [Docket No. 9](#) – filed August 4, 2020]
- B. Omnibus Brief in Support of the False Police Report Plaintiffs' Motion for Relief from Stay and in Opposition to the Debtors' Motion for Preliminary Injunctive Relief [Docket No. 894/Adv. Case No. 20-50761 (MFW) - [Docket No. 10](#) – filed August 4, 2020]
- C. Declaration of Albert A. Ciardi III in Support of False Police Report Plaintiffs' (i) Reply to Debtors' Objection to Motion for Relief from Stay and (ii) Opposition to Motion for Preliminary Injunctive Relief [Docket No. 895/Adv. Case No. 20-50761 (MFW) - [Docket No. 11](#) – filed August 4, 2020]

Related Documents:

- i. Complaint for Injunctive Relief [Adv. Case No. 20-50761 (MFW) – [Docket No. 1](#) – filed July 17, 2020]
- ii. Debtors' Brief in Support of Motion for Preliminary Injunctive Relief [Adv. Case No. 20-50761 (MFW) – [Docket No. 3](#) – filed July 17, 2020]
- iii. Declaration of Richard E. Esper in Support of Debtors' Motion for Preliminary Injunctive Relief [Adv. Case No. 20-50761 (MFW) – [Docket No. 4](#) – filed July 17, 2020]
- iv. Declaration of Samuel P. Hershey [Adv. Case No. 20-50761 (MFW) – [Docket No. 5](#) – filed July 17, 2020]
- v. Supplemental Declaration of Samuel P. Hershey [Adv. Case No. 20-50761 (MFW) – [Docket No. 13](#) – filed August 13, 2020]
- vi. Debtors' Reply Brief in Support of Their Motion for Preliminary Injunctive Relief [Adv. Case No. 20-50761 (MFW) – [Docket No. 14](#) – filed August 13, 2020]

Status: The hearing on this matter has been continued to a date to be determined.

**III. UNCONTESTED MATTERS WITH CERTIFICATES OF NO OBJECTION:**

- 10. Debtors' Motion for an Order Approving Termination Agreement Between The Hertz Corporation and Hertz System, Inc. and Localiza Rent A Car S.A. and Car Rental Systems S.A. [[Docket No. 1095](#) – filed August 19, 2020]

Objection/Response Deadline: September 2, 2020 at 4:00 p.m. (ET)

Objections/Responses Received: None.

Related Documents:

- i. Certification of No Objection Regarding Debtors' Motion for an Order Approving Termination Agreement Between The Hertz Corporation and Hertz System, Inc. and Localiza Rent A Car S.A. and Car Rental Systems S.A. [[Docket No. 1190](#) - filed September 3, 2020]
- ii. **Order Approving Termination Agreement Between The Hertz Corporation and Hertz System, Inc. and Localiza Rent A Car S.A. and Car Rental Systems S.A.** [[Docket No. 1213](#) – entered September 8, 2020]

**Status: On September 8, 2020, the Court entered an order regarding this matter. Accordingly, a hearing on this matter is no longer necessary.**

11. Debtors' Fourth Omnibus Motion for Entry of an Order Authorizing the Rejection of Certain Executory Contracts and Unexpired Leases Each Effective *Nunc Pro Tunc* to August 31, 2020 [[Docket No. 1117](#) – filed August 21, 2020]

Objection/Response Deadline: September 2, 2020 at 4:00 p.m. (ET)

Objections/Responses Received: None.

Related Documents:

- i. Certification of No Objection Regarding Debtors' Fourth Omnibus Motion for Entry of an Order Authorizing the Rejection of Certain Executory Contracts and Unexpired Leases Each Effective *Nunc Pro Tunc* to August 31, 2020 [[Docket No. 1191](#) - filed September 3, 2020]
- ii. **Order Authorizing the Rejection of Certain Executory Contracts and Unexpired Leases Each Effective *Nunc Pro Tunc* to August 31, 2020** [[Docket No. 1214](#) – entered September 8, 2020]

**Status: On September 8, 2020, the Court entered an order regarding this matter. Accordingly, a hearing on this matter is no longer necessary.**

**IV. MATTERS WITH CERTIFICATIONS OF COUNSEL:**

12. Official Committee of Unsecured Creditors' Motion to Approve Stipulations Granting It Standing to Prosecute Certain Claims [[Docket No. 1141](#) – filed August 26, 2020]

Objection/Response Deadline: September 2, 2020 at 4:00 p.m. (ET)

Objections/Responses Received:

- A. Prepetition Secured Parties' Statement and Reservation of Rights in Response to the Official Committee of Unsecured Creditors' Motion to Approve



Stipulations Granting It Standing to Prosecute Certain Claims [[Docket No. 1177](#) – filed September 2, 2020]

- B. Statement and Reservation of Rights of BOKF, N.A., as Trustee and Note Collateral Agent for the Second Lien Notes, Regarding the Creditors' Committee's Motion to Approve Stipulations Granting it Standing to Prosecute Certain Claims [[Docket No. 1178](#) – filed September 2, 2020]

Related Documents:

- i. Certification of Counsel Regarding Official Committee of Unsecured Creditors' Motion to Approve Stipulations Granting it Standing to Prosecute Certain Claims [[Docket No. 1197](#) – filed September 4, 2020]
- ii. **Order Approving Stipulation Granting Leave, Standing, and Authority to the Official Committee of Unsecured Creditors to Prosecute Certain Claims** [[Docket No. 1220](#) – entered September 8, 2020]

**Status: On September 8, 2020, the Court entered an order regarding this matter. Accordingly, a hearing on this matter is no longer necessary.**

13. Debtors' Motion Seeking Entry of an Order (i) Authorizing and Approving Procedures to Reject or Assume Executory Contracts and Unexpired Leases and (ii) Granting Related Relief [[Docket No. 1142](#) – filed August 26, 2020]

Objection/Response Deadline: September 2, 2020 at 4:00 p.m. (ET); extended to September 3, 2020 at 4:00 p.m. (ET) for certain landlords represented by Ballard Spahr LLP; extended to September 3, 2020 at 6:00 p.m. (ET) for Wayne County Airport Authority; extended to September 4, 2020 at 12:00 p.m. (ET) for the Consortium of Airports

Objections/Responses Received:

- A. Informal comments received from the U.S. Trustee
- B. Informal comments received from the Committee
- C. Informal comments received from Wayne County Airport Authority
- D. Informal comments received from certain landlords represented by Barclay Damon LLP
- E. Informal comments received from certain landlords represented by Ballard Spahr LLP
- F. Informal comments received from landlord represented by Goulston & Storrs PC

- G. Informal comments received from the MTN Steering Committee
- H. Informal comments received from the VFN Lender Group
- I. Informal comments received from Consortium of Airports

Related Documents:

- i. Certification of Counsel Regarding Order (i) Authorizing and Approving Procedures to Reject or Assume Executory Contracts and Unexpired Leases and (ii) Granting Related Relief [[Docket No. 1201](#) - filed September 4, 2020]
- ii. Notice of Withdrawal [[Docket No. 1205](#) – filed September 4, 2020]
- iii. **Certification of Counsel Regarding Order (i) Authorizing and Approving Procedures to Reject or Assume Executory Contracts and Unexpired Leases and (ii) Granting Related Relief [[Docket No. 1207](#)- filed September 4, 2020]**

Status: On September 4, 2020, the Debtors submitted a revised proposed form of order under certification of counsel. Accordingly, a hearing on this matter is only necessary to the extent the Court has questions or concerns.

**V. MATTERS GOING FORWARD:**

- 14. Application of the Official Committee of Unsecured Creditors of the Hertz Corporation, et al., for Entry of an Order (i) Authorizing Employment and Retention of UBS Securities LLC as Investment Banker, *Nunc Pro Tunc* to June 17, 2020 and (ii) Waiving Compliance with Certain Requirements of Local Rule 2016-2 [[Docket No. 795](#) – filed July 22, 2020]

Objection/Response Deadline: August 5, 2020 at 4:00 p.m. (ET)

Objections/Responses Received:

- A. Informal comments received from the U.S. Trustee
- B. Informal comments received from the Debtors

Related Documents:

- i. **Supplemental Declaration of Elizabeth LaPuma in Support of Application of the Official Committee of Unsecured Creditors of the Hertz Corporation, et al., for Entry of an Order: Authorizing Employment and Retention of UBS Securities LLC as Investment Banker, *Nunc Pro Tunc* to June 17, 2020 [[Docket No. 1211](#) – filed September 7, 2020]**

- ii. **Certification of Counsel Regarding Proposed Order Granting Application of the Official Committee of Unsecured Creditors of the Hertz Corporation, et al., for Entry of an Order (i) Authorizing Employment and Retention of UBS Securities LLC as Investment Banker, Nunc Pro Tunc to June 17, 2020 and (ii) Waiving Compliance with Certain Requirements of Local Rule 2016-2** [[Docket No. 1212](#) – filed September 7, 2020]
- iii. **Order Approving the Retention and Employment of UBS Securities LLC as Investment Banker to the Official Committee of Unsecured Creditors *Nunc Pro Tunc* to June 17, 2020** [[Docket No. 1225](#) – entered September 8, 2020]

**Status:** On September 8, 2020, the Court entered an order regarding this matter. Accordingly, a hearing on this matter is no longer necessary.

15. Motion of Jessica Cajka and Nathaniel Cajka for Relief from Automatic Stay [[Docket No. 827](#) – filed July 27, 2020]

Objection/Response Deadline: August 10, 2020 at 4:00 p.m. (ET); extended by agreement to August 11, 2020 at 12:00 noon (ET) for the Debtors

Objections/Responses Received:

- A. Debtors’ Objection to Cajka Motion for Relief from the Automatic Stay [[Docket No. 1026](#) – filed August 11, 2020]

Related Documents:

- i. Jessica Cajka and Nathaniel Cajka’s Reply to Debtors’ Objection to Their Motion for Relief from the Automatic Stay [[Docket No. 1048](#) – filed August 13, 2020]
- ii. Order Approving Stipulation Regarding Cajka Motion to Lift Automatic Stay [[Docket No. 1106](#) – entered August 20, 2020]

Status: The hearing on this matter will go forward.

16. Omnibus Objection of the False Police Report Plaintiffs to the Proposed Employment of Certain “Ordinary Course Professionals” and Motion for Limited Relief from This Court’s Order Authorizing the Employment of “Ordinary Course Professionals” [[Docket No. 921](#) – filed August 7, 2020]

Objection/Response Deadline: August 28, 2020 at 4:00 p.m. (ET)

Objections/Responses Received:

- A. Debtors’ Response to the Omnibus Objection of the False Police Report Plaintiffs to the Proposed Employment of Certain “Ordinary Course

Professionals” and Motion for Limited Relief From This Court’s Order Authorizing the Employment of “Ordinary Course Professionals” [[Docket No. 1158](#) – filed August 28, 2020]

Related Documents:

- i. Order Authorizing the Debtors to Employ Professionals Used in the Ordinary Course of Business [[Docket No. 547](#) – entered June 24, 2020]
- ii. Declaration of Disinterestedness of Jenner & Block LLP Pursuant to the Order Authorizing the Debtors to Employ Professionals Used in the Ordinary Course of Business [[Docket No. 862](#) – filed July 30, 2020]
- iii. Declaration of Disinterestedness of Seyfarth Shaw, LLP Pursuant to the Order Authorizing the Debtors to Employ Professionals Used in the Ordinary Course of Business [[Docket No. 867](#) – filed July 30, 2020]
- iv. Declaration of Disinterestedness of Phelps Dunbar LLP Pursuant to the Order Authorizing the Debtors to Employ Professionals Used in the Ordinary Course of Business [[Docket No. 880](#) – filed July 31, 2020]
- v. Declaration of Disinterestedness of Winston & Strawn, LLP Pursuant to the Order Authorizing the Debtors to Employ Professionals Used in the Ordinary Course of Business [[Docket No. 887](#) – filed August 3, 2020]
- vi. Order Limiting Notice Regarding Motion for Limited Relief from This Court’s Order Authorizing the Employment of “Ordinary Course Professionals” [[Docket No. 1056](#) – entered August 14, 2020]

Status: The hearing on this matter will go forward.

17. Justin Carter’s Motion to Determine That the Automatic Stay Does Not Apply to Prepetition Litigation [[Docket No. 1058](#) – filed August 14, 2020]

Objection/Response Deadline: September 2, 2020 at 4:00 p.m. (ET); extended to September 3, 2020 at 4:00 p.m. (ET) for the Debtors

Objections/Responses Received:

- A. Debtors’ Limited Objection to Justin Carter’s Motion to Determine That the Automatic Stay Does Not Apply to Prepetition Litigation [[Docket No. 1187](#) – filed September 3, 2020]

Related Documents: None.

Status: The hearing on this matter will go forward.

18. Motion of Christopher Barbarevech, M.D. and Teresa Barbarevech for Relief from the Automatic Stay Pursuant to Section 362 of the Bankruptcy Code [[Docket No. 1087](#) – filed August 18, 2020]

Objection/Response Deadline: September 1, 2020 at 4:00 p.m. (ET)

Objections/Responses Received:

- A. Declaration of Samuel P. Hershey in Support of Objection to Barbarevech Motion to Lift Stay [[Docket No. 1164](#) – filed September 1, 2020]
- B. Debtors’ Objection to Motion of Christopher and Teresa Barbarevech for Relief from the Automatic Stay [[Docket No. 1165](#) – filed September 1, 2020]

Related Documents: None.

Status: The hearing on this matter will go forward.

19. [Redacted] Debtors’ Motion for Entry of an Order Approving the Settlement Agreement Between Hertz Global Holdings, Inc., The Hertz Corporation and Law Firm [[Docket No. 1098](#) – filed August 19, 2020]

Objection/Response Deadline: September 2, 2020 at 4:00 p.m. (ET)

Objections/Responses Received:

- A. False Police Report Plaintiffs’ Objection to (i) Debtors’ Motion For Entry of an Order Authorizing Debtors To File Under Seal Certain Portions of the Settlement Agreement Between Hertz Global Holdings, Inc., The Hertz Corporation and Law Firm and (ii) Motion to Approve Compromise Under Rule 9019 [[Docket No. 1176](#) – filed September 2, 2020]

Related Documents:

- i. [Sealed] Debtors’ Motion for Entry of an Order Approving the Settlement Agreement Between Hertz Global Holdings, Inc., The Hertz Corporation and Law Firm [[Docket No. 1096](#) – filed August 19, 2020]
- ii. Notice of Filing of Revised Redacted Settlement Agreement Between Hertz Global Holdings, Inc., The Hertz Corporation and Law Firm [[Docket No. 1180](#) – filed September 3, 2020]
- iii. Debtors’ Reply in Support of (I) Motion to Approve Settlement Between Debtors and Law Firm, and (II) Motion to Seal Certain Portions of the Settlement Motion [[Docket No. 1195](#) - filed September 4, 2020]
- iv. Debtors’ Motion for Leave to File Debtors’ Reply in Support of (I) Motion to Approve Settlement Between Debtors and Law Firm and (II) Motion to Seal

Certain Portions of the Settlement Motion [[Docket No. 1198](#) - filed September 4, 2020]

- v. **Order Granting Debtors' Motion for Leave to File Debtors' Reply in Support of (i) Motion to Approve Settlement Agreement Between Hertz Global Holdings, Inc., The Hertz Corporation and Law Firm, and (ii) Related Seal Motion [[Docket No. 1221](#) – entered September 8, 2020]**
- vi. **Declaration of Clark Dubin in Support of (i) Debtors' Motion for Entry of an Order Approving the Settlement Agreement Between Hertz Global Holdings, Inc., The Hertz Corporation and Law Firm, and (ii) Related Seal Motion [[Docket No. 1222](#) – filed September 8, 2020]**

**Witness Information: The Debtors intend to offer testimony by declaration. To the extent live testimony is necessary, Mr. Clark Dubin, Global Vice President, Risk Management & Claims Operations (North America) of Debtors Hertz Global Holdings, Inc. and The Hertz Corporation, will be available to testify by video from his home in Fort Lauderdale, FL.**

Status: The hearing on this matter will go forward.

- 20. Debtors' Motion for Entry of an Order Authorizing Debtors to File Under Seal Certain Portions of the Settlement Agreement Between Hertz Global Holdings, Inc., The Hertz Corporation and Law Firm [[Docket No. 1099](#) – filed August 19, 2020]

Objection/Response Deadline: September 2, 2020 at 4:00 p.m. (ET)

Objections/Responses Received:

- A. False Police Report Plaintiffs' Objection to (i) Debtors' Motion For Entry of an Order Authorizing Debtors To File Under Seal Certain Portions of the Settlement Agreement Between Hertz Global Holdings, Inc., The Hertz Corporation and Law Firm and (ii) Motion to Approve Compromise Under Rule 9019 [[Docket No. 1176](#) – filed September 2, 2020]
- B. Informal comments received from the Committee
- C. Informal comments received from the U.S. Trustee

Related Documents:

- i. Notice of Filing of Revised Redacted Settlement Agreement Between Hertz Global Holdings, Inc., The Hertz Corporation and Law Firm [[Docket No. 1180](#) – filed September 3, 2020]
- ii. Debtors' Reply in Support of (I) Motion to Approve Settlement Between Debtors and Law Firm, and (II) Motion to Seal Certain Portions of the Settlement Motion [[Docket No. 1195](#) - filed September 4, 2020]

- iii. Debtors' Motion for Leave to File Debtors' Reply in Support of (I) Motion to Approve Settlement Between Debtors and Law Firm and (II) Motion to Seal Certain Portions of the Settlement Motion [[Docket No. 1198](#) - filed September 4, 2020]
- iv. **Declaration of Clark Dubin in Support of (i) Debtors' Motion for Entry of an Order Approving the Settlement Agreement Between Hertz Global Holdings, Inc., The Hertz Corporation and Law Firm, and (ii) Related Seal Motion [[Docket No. 1222](#) – filed September 8, 2020]**

**Witness Information: The Debtors intend to offer testimony by declaration. To the extent live testimony is necessary, Mr. Clark Dubin, Global Vice President, Risk Management & Claims Operations (North America) of Debtors Hertz Global Holdings, Inc. and The Hertz Corporation, will be available to testify by video from his home in Fort Lauderdale, FL.**

Status: The Debtors have resolved the informal comments from the Committee and the U.S. Trustee. The hearing on this matter will go forward.

- 21. Debtors' Motion for an Order, Pursuant to Sections 363 and 105 of the Bankruptcy Code (i) Approving and Authorizing Completion of the Sale Contemplated in the Prepetition Sale Agreement for the Sale of Certain Real Property; and (ii) Granting Related Relief [[Docket No. 1107](#) – filed August 20, 2020]

Objection/Response Deadline: September 3, 2020 at 4:00 p.m. (ET)

Objections/Responses Received: None.

Related Documents:

- i. Order Granting Motion to Shorten Notice Period with Respect to Debtors' Motion for an Order, Pursuant to Sections 363 and 105 of the Bankruptcy Code (i) Approving and Authorizing Completion of the Sale Contemplated in the Prepetition Sale Agreement for the Sale of Certain Real Property; and (ii) Granting Related Relief [[Docket No. 1110](#) – entered August 21, 2020]
- ii. **Certificate of No Objection Regarding Debtors' Motion for an Order, Pursuant to Sections 363 and 105 of the Bankruptcy Code (i) Approving and Authorizing Completion of the Sale Contemplated in the Prepetition Sale Agreement for the Sale of Certain Real Property; and (ii) Granting Related Relief [[Docket No. 1206](#) – filed September 4, 2020]**
- iii. **Order (i) Approving and Authorizing Completion of the Sale Contemplated in the Prepetition Sale Agreement for the Sale of Certain Real Property; and (ii) Granting Related Relief [[Docket No. 1223](#) – entered September 8, 2020]**

**Status: On September 8, 2020, the Court entered an order regarding this matter. Accordingly, a hearing on this matter is no longer necessary.**

22. Debtors' Fifth Omnibus Motion for Entry of an Order Authorizing the Rejection of Certain Executory Contracts Effective *Nunc Pro Tunc* to the Specified Rejection Date [[Docket No. 1139](#) – filed August 26, 2020]

Objection/Response Deadline: September 2, 2020 at 4:00 p.m. (ET)

Objections/Responses Received:

- A. Informal comments from certain former officers represented by The Bifferato Firm, P.A.

Related Documents:

- i. **Certification of Counsel Regarding Debtors' Fifth Omnibus Motion for Entry of an Order Authorizing the Rejection of Certain Executory Contracts Effective *Nunc Pro Tunc* to the Specified Rejection Date** [[Docket No. 1210](#) – filed September 4, 2020]
- ii. **Order Authorizing the Rejection of Certain Executory Contracts Effective *Nunc Pro Tunc* to the Specified Rejection Date** [[Docket No. 1224](#) – entered September 8, 2020]

**Status: On September 8, 2020, the Court entered an order regarding this matter. Accordingly, a hearing on this matter is no longer necessary.**

23. Debtors' Motion for Entry of an Order Establishing Bar Dates and Related Procedures for Filing Proofs of Claim, Including Claims Arising Under Section 503(b)(9) of the Bankruptcy Code, and Approving the Form and Manner of Notice Thereof [[Docket No. 1140](#) – filed August 26, 2020]

Objection/Response Deadline: September 2, 2020 at 4:00 p.m. (ET); extended to September 3, 2020 at 4:00 p.m. (ET) for counsel to certain class action employment plaintiffs and certain former officers; extended to September 3, 2020 at 11:59 p.m. (ET) for MTN Steering Committee and the VFN Group

Objections/Responses Received:

- A. Ad Hoc Group of Litigation Creditors' Reservation of Right Regarding Debtors' Motion for Entry of an Order Establishing Bar Dates and Related Procedures for Filing Proofs of Claim, Including Claims Arising Under Section 503(b)(9) of the Bankruptcy Code, and Approving the Form and Manner of Notice Thereof [[Docket No. 1189](#) – filed September 3, 2020]
- B. Informal comments received from the U.S. Trustee



- C. Informal comments received from the Chubb Companies
- D. Informal comments received from Wells Fargo Bank, N.A.
- E. Informal comments received from the Pension Benefit Guaranty Corp.
- F. Informal comments received from certain landlords represented by Barclay Damon LLP
- G. Informal comments received from certain landlords represented by Loeb & Loeb LLP
- H. Informal comments received from certain landlords represented by Kutak Rock LLP
- I. Informal comments received from the MTN Steering Committee
- J. Informal comments received from the VFN Lender Group
- K. Informal comments received from the Committee**

Related Documents: None.

Status: The Debtors have resolved all informal comments and are seeking to resolve the issues, if any, of the ad hoc group of litigation creditors. Subject to such resolution, the Debtors intend to submit a revised order under certification prior to the hearing. To the extent any such issues remain unresolved, the hearing on this matter will go forward.

Dated: September 8, 2020

/s/ Brett M. Haywood

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