

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:)
) Chapter 11
PLASTIQ INC., *et al.*,¹)
) Case No. 23-10671 (BLS)
Debtors.)
) (Jointly Administered)
)

**NOTICE OF SECOND AMENDED² AGENDA OF MATTERS
SCHEDULED FOR HEARING ON JUNE 21, 2023 AT 10:30 A.M. (ET)**

**AT THE DIRECTION OF THE COURT, THE HEARING TIME HAS BEEN
CHANGED FROM 10:00 A.M. (ET) TO 10:30 A.M. (ET).**

This hearing will be conducted in person. All parties, including witnesses, are expected to attend in person unless permitted to appear via Zoom. Participation at the in-person Court proceeding using Zoom is allowed only in the following circumstances: (i) counsel for a party or a pro se litigant files a responsive pleading and intends to make only a limited argument; (ii) a party or a representative of a party is interested in observing the hearing; (iii) a party is proceeding in a claims allowance dispute on a pro se basis; (iv) an individual has a good faith health-related reason to participate remotely and has obtained permission from chambers to do so; or (v) other extenuating circumstances that warrant remote participation as may be determined by the Court.

COURTCALL WILL NOT BE USED FOR THIS HEARING.

Please use the following link to register for this hearing:
<https://debuscourts.zoomgov.com/meeting/register/vJIsd-urqzwrGrKc3qM9Z89AY83xqWSLwxA>

After registering your appearance by Zoom, you will receive a confirmation email containing information about joining the hearing.

**YOU MUST USE YOUR FULL NAME WHEN LOGGING INTO ZOOM
OR YOU WILL NOT BE ALLOWED INTO THE MEETING.**

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: PlastiQ Inc. (6125), PLV Inc. d/b/a/ PLV TX Branch Inc. (5084), and Nearside Business Corp. (N/A). The corporate headquarters and the mailing address for the Debtors is 1475 Folsom Street, Suite 400, San Francisco, California 94103.

² This agenda has been amended to note the change in the hearing start time.



UNCONTESTED MATTERS WITH CERTIFICATIONS FILED

1. Debtors' Motion for Interim and Final Orders, Pursuant to Sections 105(a), 363, and 364 of the Bankruptcy Code, (I) Authorizing Payment of Prepetition Obligations Incurred in the Ordinary Course of Business in Connection with Insurance Programs and Bonding Program, Including Payment of Policy Premiums, Costs, and Broker Fees, (II) Authorizing Banks to Honor and Process Check and Electronic Transfer Requests Related Thereto, (III) Authorizing Maintenance of Postpetition Insurance Coverage and Bonding Program, and (IV) Scheduling a Final Hearing [[D.I. 5](#); 5/24/23]

Related Pleadings:

- a) Interim Order [[D.I. 39](#); 5/25/23]
- b) Omnibus Notice of Hearing [[D.I. 46](#); 5/26/23]
- c) Certification of Counsel [[D.I. 80](#); 6/15/23]
- d) Final Order [D.I. 97; 6/19/23]

Objection Deadline: June 9, 2023 at 4:00 p.m. (ET) [Extended for the Official Committee of Unsecured Creditors to June 14, 2023 at 5:00 p.m. (ET)]

Objections/Informal Responses:

- e) Informal Comments from the Official Committee of Unsecured Creditors

Status: An order has been entered by the Court. No hearing is necessary.

2. Debtors' Motion for Interim and Final Orders, Pursuant to Sections 105(a), 363(b), 507(a)(8), 541, 1107(a), and 1108 of the Bankruptcy Code, (A) Authorizing the Debtors to Pay Certain Prepetition Taxes and Fees and Related Obligations, (B) Authorizing Banks to Honor and Process Check and Electronic Transfer Requests Related Thereto, and (C) Scheduling a Final Hearing [[D.I. 6](#); 5/24/23]

Related Pleadings:

- a) Interim Order [[D.I. 40](#); 5/25/23]
- b) Omnibus Notice of Hearing [[D.I. 46](#); 5/26/23]
- c) Certificate of No Objection [[D.I. 81](#); 6/15/23]
- d) Final Order [D.I. 98; 6/19/23]

Objection Deadline: June 9, 2023 at 4:00 p.m. (ET) [Extended for the Official Committee of Unsecured Creditors to June 14, 2023 at 5:00 p.m. (ET)]

Objections/Informal Responses: None.

Status: An order has been entered by the Court. No hearing is necessary.

3. Debtors' Motion for Entry of Interim and Final Orders (A) Authorizing the Debtors to Maintain and Honor Certain Prepetition Customer Programs, (B) Authorizing Banks to Honor and Process Check and Electronic Transfer Requests Related Thereto, and (C) Granting Related Relief [[D.I. 7](#); 5/24/23]

Related Pleadings:

- a) Interim Order [[D.I. 41](#); 5/25/23]
- b) Omnibus Notice of Hearing [[D.I. 46](#); 5/26/23]
- c) Certificate of No Objection [[D.I. 82](#); 6/15/23]
- d) Final Order [D.I. 99; 6/19/23]

Objection Deadline: June 9, 2023 at 4:00 p.m. (ET) [Extended for the Official Committee of Unsecured Creditors to June 14, 2023 at 5:00 p.m. (ET)]

Objections/Informal Responses: None.

Status: An order has been entered by the Court. No hearing is necessary.

4. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Pay Certain Prepetition Claims of Critical Vendors and Service Providers; (II) Authorizing Banks to Honor and Process Check and Electronic Transfer Requests Related Thereto; and (III) Granting Related Relief [[D.I. 8](#); 5/24/23]

Related Pleadings:

- a) Interim Order [[D.I. 42](#); 5/25/23]
- b) Omnibus Notice of Hearing [[D.I. 46](#); 5/26/23]
- c) Certificate of No Objection [[D.I. 83](#); 6/15/23]
- d) Final Order [D.I. 100; 6/19/23]

Objection Deadline: June 9, 2023 at 4:00 p.m. (ET) [Extended for the Official Committee of Unsecured Creditors to June 14, 2023 at 5:00 p.m. (ET)]

Objections/Informal Responses: None.

Status: An order has been entered by the Court. No hearing is necessary.

5. Debtors' Motion for Entry of Interim and Final Orders, Pursuant to Sections 105(a), 363(b), 507(a)(4), and 507(a)(5) of the Bankruptcy Code, (A) Authorizing (I) Payment of Prepetition Employee Wages, Salaries, Commissions, and Other Compensation; (II) Payment of Prepetition Employee Business Expenses; (III) Contributions to Prepetition Employee Benefit Programs and Continuation of Such Programs in the Ordinary Course; (IV) Payment of Severance Obligations; (V) Payment of Workers' Compensation Obligations; (VI) Payment for Which Prepetition Payroll Deductions Were Made; (VII) Payment of All Costs and Expenses Incident to the Foregoing Payments and Contributions; and (VIII) Payment to Third Parties of All Amounts Incident to the Foregoing Payments and Contributions; and (B) Authorizing Banks to Honor and Process Check and Electronic Transfer Requests Related Thereto [[D.I. 9](#); 5/24/23]

Related Pleadings:

- a) Interim Order [[D.I. 43](#); 5/25/23]
- b) Omnibus Notice of Hearing [[D.I. 46](#); 5/26/23]
- c) Certification of Counsel [[D.I. 84](#); 6/15/23]
- d) Final Order [D.I. 101; 6/19/23]

Objection Deadline: June 9, 2023 at 4:00 p.m. (ET) [Extended for the Official Committee of Unsecured Creditors to June 14, 2023 at 5:00 p.m. (ET)]

Objections/Informal Responses:

- e) Informal Comments from the Official Committee of Unsecured Creditors

Status: An order has been entered by the Court. No hearing is necessary.

6. Debtors' Motion for Interim and Final Orders, Pursuant to Sections 105(a), 345, 363, 1107(a), and 1108 of the Bankruptcy Code, Bankruptcy Rule 2015, and Local Rule 2015-2, (A) Authorizing and Approving Continued Use of Cash Management System, (B) Approving the Payment of the FBO Account Fees, (C) Authorizing Use of Prepetition Bank Accounts and Business Forms, (D) Waiving the Requirements of Section 345(b) on an Interim Basis, and (E) Granting Certain Related Relief [[D.I. 10](#); 5/24/23]

Related Pleadings:

- a) Interim Order [[D.I. 44](#); 5/25/23]
- b) Omnibus Notice of Hearing [[D.I. 46](#); 5/26/23]
- c) Certificate of No Objection [[D.I. 85](#); 6/15/23]
- d) Final Order [D.I. 102; 6/19/23]

Objection Deadline: June 9, 2023 at 4:00 p.m. (ET) [Extended for the Official Committee of Unsecured Creditors to June 14, 2023 at 5:00 p.m. (ET)]

Objections/Informal Responses: None.

Status: An order has been entered by the Court. No hearing is necessary.

7. Debtors' First Omnibus Motion for Entry of Order Authorizing (I) Rejection of (A) Certain Unexpired Leases of Nonresidential Real Property and (B) Certain Executory Contracts, In Each Case, Effective as of the Petition Date, and (II) Abandonment of Any Remaining Personal Property Located at the Leased Premises [[D.I. 12](#); 5/24/23]

Related Pleadings:

- a) Omnibus Notice of Hearing [[D.I. 36](#); 5/25/23]
- b) Certificate of No Objection [[D.I. 86](#); 6/15/23]
- c) Order Authorizing (I) Rejection of (A) Certain Unexpired Leases of Nonresidential Real Property and (B) Certain Executory Contracts, In Each Case, Effective as of the Petition Date, and (II) Abandonment of Any Remaining Personal Property Located at the Leased Premises [D.I. 103; 6/19/23]

Objection Deadline: June 9, 2023 at 4:00 p.m. (ET)

Objections/Informal Responses: None.

Status: An order has been entered by the Court. No hearing is necessary.

8. Debtors' Second Omnibus Motion for Entry of Order Authorizing Rejection of Certain Executory Contracts, Effective as of the Petition Date [[D.I. 20](#); 5/24/23]

Related Pleadings:

- a) Omnibus Notice of Hearing [[D.I. 36](#); 5/25/23]

- b) Certificate of No Objection [[D.I. 87](#); 6/15/23]
- c) Order Authorizing Rejection of Certain Executory Contracts, Effective as of the Petition Date [D.I. 104; 6/19/23]

Objection Deadline: June 9, 2023 at 4:00 p.m. (ET)

Objections/Informal Responses: None.

Status: An order has been entered by the Court. No hearing is necessary.

9. Debtors' Third Omnibus Motion for Entry of Order Authorizing Rejection of Certain Executory Contracts, Effective as of the Petition Date [[D.I. 21](#); 5/24/23]

Related Pleadings:

- a) Omnibus Notice of Hearing [[D.I. 36](#); 5/25/23]
- b) Certificate of No Objection [[D.I. 88](#); 6/15/23]
- c) Order Authorizing Rejection of Certain Executory Contracts, Effective as of the Petition Date [D.I. 105; 6/19/23]

Objection Deadline: June 9, 2023 at 4:00 p.m. (ET)

Objections/Informal Responses: None.

Status: An order has been entered by the Court. No hearing is necessary.

10. Debtors' Fourth Omnibus Motion for Entry of Order Authorizing Rejection of Certain Executory Contracts, Effective as of the Petition Date [[D.I. 22](#); 5/24/23]

Related Pleadings:

- a) Omnibus Notice of Hearing [[D.I. 36](#); 5/25/23]
- b) Certificate of No Objection [[D.I. 89](#); 6/15/23]
- c) Order Authorizing Rejection of Certain Executory Contracts, Effective as of the Petition Date [D.I. 106; 6/19/23]

Objection Deadline: June 9, 2023 at 4:00 p.m. (ET)

Objections/Informal Responses: None.

Status: An order has been entered by the Court. No hearing is necessary.

11. Debtors' Application for an Order Authorizing the Retention and Employment of Young Conaway Stargatt & Taylor, LLP as Counsel for the Debtors, Effective as of the Petition Date [[D.I. 51](#); 5/31/23]

Related Pleadings:

- a) Certification of Counsel [[D.I. 90](#); 6/15/23]
- b) Order Authorizing the Retention and Employment of Young Conaway Stargatt & Taylor, LLP as Counsel for the Debtors, Effective as of the Petition Date [D.I. 107; 6/19/23]

Objection Deadline: June 14, 2023 at 4:00 p.m. (ET)

Objections/Informal Responses:

- c) Informal Response from the Office of the United States Trustee

Status: An order has been entered by the Court. No hearing is necessary.

12. Debtors' Application for Entry of an Order (I) Authorizing the Retention and Employment of Kurtzman Carson Consultants as Administrative Advisor to the Debtors, Effective as of the Petition Date; and (II) Granting Related Relief [[D.I. 52](#); 5/31/23]

Related Pleadings:

- a) Certificate of No Objection [[D.I. 91](#); 6/15/23]
- b) Order Authorizing the Retention and Employment of Kurtzman Carson Consultants as Administrative Advisor to the Debtors, Effective as of the Petition Date [D.I. 108; 6/19/23]

Objection Deadline: June 14, 2023 at 4:00 p.m. (ET)

Objections/Informal Responses: None.

Status: An order has been entered by the Court. No hearing is necessary.

13. Debtors' Motion for Entry of an Order Authorizing the Debtors (I) to Employ and Retain Triple P RTS, LLC to Provide Vladimir Kasparov as Chief Restructuring Officer, Scott Canna as Deputy Chief Restructuring Officer, and Additional Personnel, as Necessary, Effective as of the Petition Date, and (II) Granting Related Relief [[D.I. 53](#); 5/31/23]

Related Pleadings:

- a) Certification of Counsel [[D.I. 95](#); 6/16/23]

- b) Order Authorizing the Debtors (I) to Employ and Retain Triple P RTS, LLC to Provide Vladimir Kasparov as Chief Restructuring Officer, Scott Canna as Deputy Chief Restructuring Officer, and Additional Personnel, as Necessary, Effective as of the Petition Date, and (II) Granting Related Relief [D.I. 112; 6/19/23]

Objection Deadline: June 14, 2023 at 4:00 p.m. (ET)

Objections/Informal Responses:

- c) Informal Response from the Office of the United States Trustee
- d) Informal Response from the Official Committee of Unsecured Creditors

Status: An order has been entered by the Court. No hearing is necessary.

- 14. Debtors' Motion for Order (A) Establishing Bar Dates and Related Procedures for Filing Proofs of Claim (Including for Claims Arising Under Section 503(b)(9) of the Bankruptcy Code) and (B) Approving the Form and Manner of Notice Thereof [[D.I. 62](#); 6/7/23]

Related Pleadings:

- a) Certificate of No Objection [[D.I. 92](#); 6/15/23]
- b) Order (A) Establishing Bar Dates and Related Procedures for Filing Proofs of Claim (Including for Claims Arising Under Section 503(b)(9) of the Bankruptcy Code) and (B) Approving the Form and Manner of Notice Thereof [D.I. 109; 6/19/23]

Objection Deadline: June 14, 2023 at 4:00 p.m. (ET)

Objections/Informal Responses: None.

Status: An order has been entered by the Court. No hearing is necessary.

- 15. Debtors' Motion for Entry of an Administrative Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals [[D.I. 63](#); 6/7/23]

Related Pleadings:

- a) Certificate of No Objection [[D.I. 93](#); 6/15/23]
- b) Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals [D.I. 110; 6/19/23]

Objection Deadline: June 14, 2023 at 4:00 p.m. (ET)

Objections/Informal Responses: None.

Status: An order has been entered by the Court. No hearing is necessary.

16. Debtors' Motion for an Order Authorizing (A) the Debtors to Retain, Employ, and Compensate Certain Professionals Utilized by the Debtors in the Ordinary Course of Business Effective as of the Petition Date and (B) Waiving Certain Information Requirements of Local Rule 2016-2 [[D.I. 64](#); 6/7/23]

Related Pleadings:

- a) Certification of Counsel [[D.I. 94](#); 6/15/23]
- b) Order Authorizing (A) the Debtors to Retain, Employ, and Compensate Certain Professionals Utilized by the Debtors in the Ordinary Course of Business Effective as of the Petition Date and (B) Waiving Certain Information Requirements of Local Rule 2016-2 [[D.I. 111](#); 6/19/23]

Objection Deadline: June 14, 2023 at 4:00 p.m. (ET)

Objections/Informal Responses:

- b) Informal Response from the Office of the United States Trustee

Status: An order has been entered by the Court. No hearing is necessary.

MATTERS GOING FORWARD

17. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing Debtors to Obtain Postpetition Financing, (II) Authorizing Debtors to Use Cash Collateral, (III) Granting Liens and Providing Superpriority Administrative Expense Claims, (IV) Granting Adequate Protection, (V) Modifying Automatic Stay, (VI) Scheduling a Final Hearing, and (VII) Granting Related Relief [[D.I. 11](#); 5/24/23]

Related Pleadings:

- a) Interim Order [[D.I. 38](#); 5/25/23]
- b) Omnibus Notice of Hearing [[D.I. 45](#); 5/25/23]

Objection Deadline: June 8, 2023 at 4:00 p.m. (ET) [Extended for the Official Committee of Unsecured Creditors to June 15, 2023 at 5:00 p.m. (ET)]

Objections/Informal Responses:

- c) Omnibus Objection of the Official Committee of Unsecured Creditors to Approval of Bidding Procedures and Entry of Final Order Approving Postpetition Financing [[D.I. 79](#); 6/15/23]

Additional Pleadings:

- d) Debtors' Motion for Entry of an Order Granting Leave and Permission to File Reply in Support of Final DIP and Bidding Procedures Orders [[D.I. 113](#); 6/20/23]
- e) Reply in Support of the Debtors' DIP Motion and Bidding Procedures Motion [[D.I. 114](#); 6/20/23]
- f) Blue Torch Finance LLC's Motion for Leave to File Late Reply of Blue Torch Finance, LLC to Omnibus Objection of Official Committee of Unsecured Creditors to Approval of Bidding Procedures and Entry of Final Order Approving Postpetition Financing [[D.I. 115](#); 6/20/23]
- g) Declaration of Vladimir Kasparov in Support of the DIP Motion and Bidding Procedures Motion [[D.I. 116](#); 6/20/23]

Status: This matter is going forward.

- 18. Debtors' Motion for Entry of (A) an Order (I) Approving Bidding Procedures in Connection with the Sale of the Debtors' Assets and Related Bid Protections, (II) Approving Form and Manner of Notice, (III) Scheduling Auction and Sale Hearing, (IV) Authorizing Procedures Governing Assumption and Assignment of Certain Contracts and Unexpired Leases, and (V) Granting Related Relief; and (B) an Order (I) Approving the Purchase Agreements, and (II) Authorizing a Sale Free and Clear of All Liens, Claims, Encumbrances, and Other Interests [[D.I. 23](#); 5/24/23]

Related Pleadings:

- a) Omnibus Notice of Hearing [[D.I. 45](#); 5/25/23]

Objection Deadline: June 8, 2023 at 4:00 p.m. (ET) [Extended for the Official Committee of Unsecured Creditors to June 15, 2023 at 5:00 p.m. (ET)]

Objections/Informal Responses:

- b) Omnibus Objection of the Official Committee of Unsecured Creditors to Approval of Bidding Procedures and Entry of Final Order Approving Postpetition Financing [[D.I. 79](#); 6/15/23]

Additional Pleadings:

- c) Debtors' Motion for Entry of an Order Granting Leave and Permission to File Reply in Support of Final DIP and Bidding Procedures Orders [[D.I. 113](#); 6/20/23]
- d) Reply in Support of the Debtors' DIP Motion and Bidding Procedures Motion [[D.I. 114](#); 6/20/23]
- e) Blue Torch Finance LLC's Motion for Leave to File Late Reply of Blue Torch Finance, LLC to Omnibus Objection of Official Committee of Unsecured Creditors to Approval of Bidding Procedures and Entry of Final Order Approving Postpetition Financing [[D.I. 115](#); 6/20/23]
- f) Declaration of Vladimir Kasparov in Support of the DIP Motion and Bidding Procedures Motion [[D.I. 116](#); 6/20/23]
- g) Declaration of Steven W. Bremer in Support of Debtors' Motion for Entry of (A) an Order (I) Approving Bidding Procedures in Connection with the Sale of the Debtors' Assets and Related Bid Protections, (II) Approving Form and Manner of Notice, (III) Scheduling Auction and Sale Hearing, (IV) Authorizing Procedures Governing Assumption and Assignment of Certain Contracts and Unexpired Leases, and (V) Granting Related Relief; and (B) an Order (I) Approving the Purchase Agreements, and (II) Authorizing a Sale Free and Clear of All Liens, Claims, Encumbrances, and Other Interests [[D.I. 117](#); 6/20/23]

Status: This matter is going forward.

Dated: June 21, 2023
Wilmington, Delaware

YOUNG CONAWAY STARGATT & TAYLOR, LLP

/s/ Joseph M. Mulvihill

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