IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:	:	Chapter 11
FIRST MODE HOLDINGS, INC., *et al.*,[1]	:	Case No. 24-12794 (KBO)
Debtors.	:	(Jointly Administered)
	:	**Ref. Docket No. 353 & 375**

NOTICE OF ENTRY OF ORDER (I) CONFIRMING THE SECOND AMENDED JOINT CHAPTER 11 PLAN OF FIRST MODE HOLDINGS, INC. AND ITS DEBTOR AFFILIATE AND (II) OCCURRENCE OF EFFECTIVE DATE

PLEASE TAKE NOTICE OF THE FOLLOWING:

1. On March 26, 2025, the United States Bankruptcy Court for the District of Delaware (the "**Bankruptcy Court**"), entered the order [Docket No. 375] (the "**Confirmation Order**") approving the *Second Amended Joint Chapter 11 Plan of First Mode Holdings, Inc. and Its Debtor Affiliate Under Chapter 11 of the Bankruptcy Code* [Docket No. 353] (as may be modified, amended, and including all supplements and exhibits thereto, the "**Plan**")[2] (attached as Exhibit A to the Confirmation Order) of the above-captioned debtors and debtors in possession (collectively, the "**Debtors**").[2]

2. **The Effective Date of the Plan was March 31, 2025.**

3. **Administrative Claims Bar Date.** As provided in Article II.A.3 of the Plan, all requests for payment of an Administrative Claim (other than DIP Facility Claims, Cure Costs, Professional Fee Claims, postpetition tax claims arising under section 503(b)(1)(D) of the Bankruptcy Code, claims arising under section 503(b)(9) of the Bankruptcy Code, or U.S. Trustee quarterly fees payable pursuant to Article II.D of the Plan) that accrued on or before the Effective Date, must be filed with the Bankruptcy Court and served on (i) the Plan Administrator (Neal P. Goldman, SAGE Capital Investments (email: neal.p.goldman@gmail.com)) and (ii) counsel to the Plan Administrator (Young Conaway Stargatt & Taylor LLP, 1000 North King Street, Wilmington, Delaware 19801 (Attn: Michael R. Nestor, Esq., Kara Hammond Coyle, Esq., and Joseph M. Mulvihill, Esq. (emails: MNestor@ycst.com, KCoyle@ycst.com, and JMulvihill@ycst.com))) and received by the Notice and Claims Agent (Omni Agent Solutions, Inc, (email: FirstModeInquiries@OmniAgnt.com)) **no later than May 1, 2025** (the

[1] The Debtors in these cases, along with the last four digits of each Debtor's federal tax identification number, are: First Mode Holdings, Inc. (7177), and Synchronous LLC (1829). The Debtors' address is 3417 1st Ave S, Seattle, WA, 98134.

[2] Capitalized terms not otherwise defined herein have the meanings ascribed to them in the Plan and the Confirmation Order, as applicable.

"**Administrative Claims Bar Date**"). If a Holder of an Administrative Claim (other than DIP Facility Claims, Cure Costs, Professional Fee Claims, postpetition tax claims arising under section 503(b)(1)(D) of the Bankruptcy Code, claims arising under section 503(b)(9) of the Bankruptcy Code, or U.S. Trustee quarterly fees payable pursuant to Article II.D of the Plan) that is required to, but does not, file and serve a request for payment of such Administrative Claim by the Administrative Claims Bar Date, such Administrative Claim shall be forever barred, estopped, and enjoined from asserting such Administrative Claims against the Debtors, their Estates, the Litigation Trustee, or the Plan Administrator.

4. **Deadline to File Professional Fee Claims.** As provided in Article II.A.2 of the Plan, all final requests for payment of Professional Fee Claims for services rendered and reimbursement of expenses incurred on and after the Petition Date and prior to and on the Effective Date must be Filed **no later than May 15, 2025**. Any party seeking payment of a Professional Fee Claim that arises under sections 503(b)(3), 503(b)(4) or 503(b)(5) of the Bankruptcy Code must File a motion for approval of the same. The Bankruptcy Court shall determine the Allowed amounts of such Professional Fee Claims after notice and a hearing in accordance with the procedures established by the Bankruptcy Code, the Bankruptcy Rules, and prior Bankruptcy Court orders.

5. **Deadline to File Rejection Claims.** As provided in Article V.C of the Plan, unless otherwise provided by a Bankruptcy Court order, any Proofs of Claim asserting Claims arising from the rejection of the Executory Contracts and Unexpired Leases by virtue of the Plan must be **actually received** by the Notice and Claims Agent (Omni Agent Solutions, Inc, (email: FirstModeInquiries@OmniAgnt.com)) **no later than twenty (21) days** after service of an order (which may be the Confirmation Order) approving the rejection of the applicable Executory Contract or Unexpired Lease. The deadline for Governmental Units to file any such Proofs of Claim shall be the later of April 30, 2025 or the Governmental Bar Date as set forth in the Bar Date Order. Any Proofs of Claim arising from the rejection of the Executory Contracts and Unexpired Leases that are not timely filed shall be forever disallowed and barred, absent order of the Bankruptcy Court to the contrary. All Allowed Claims arising from the rejection of the Executory Contracts and Unexpired Leases shall constitute General Unsecured Claims and shall be treated in accordance with Article III.B of the Plan.

6. **Accessing Documents for These Chapter 11 Cases.** The Confirmation Order, the Plan, and copies of all documents filed in these Chapter 11 Cases are available free of charge by: (i) visiting the Debtors' case website at https://omniagentsolutions.com/FirstMode; (ii) calling (866) 771-0558 (domestic, toll free) or +1 (747) 288-6101 (international); or (iii) sending an electronic message to FirstModeInquiries@OmniAgnt.com.

7. **Future Receipt of Documents.** After the Effective Date, the Plan Administrator is authorized to (i) limit the list of Entities receiving documents pursuant to a pre-Effective Date request under Bankruptcy Rule 2002 to those Entities who have filed renewed requests pursuant to Bankruptcy Rule 2002 after the Effective Date, and (ii) require that such parties file a renewed request to receive documents pursuant to Bankruptcy Rule 2002 to continue receiving documents. To continue to receive pleadings and other documents filed in the Chapter 11 Cases pursuant to

Bankruptcy Rule 2002, you must file a renewed request to receive documents pursuant to Bankruptcy Rule 2002.

IF YOU HAVE ANY QUESTIONS ABOUT THIS NOTICE, PLEASE CONTACT OMNI AGENT SOLUTIONS INC. BY CALLING (866) 771-0558 (DOMESTIC, TOLL FREE) OR +1 (747) 288-6101 (INTERNATIONAL)

Dated: March 31, 2025
Wilmington, Delaware

Respectfully Submitted,

/s/ Joseph M. Mulvihill

LATHAM & WATKINS LLP
Ray C. Schrock (admitted *pro hac vice*)
Annemarie V. Reilly (admitted *pro hac vice*)
Brian S. Rosen (admitted *pro hac vice*)
1271 Avenue of the Americas
New York, NY 10020
Telephone: (212) 906-1200
Facsimile: (212) 751-4864
Email: ray.schrock@lw.com
annemarie.reilly@lw.com
brian.rosen@lw.com

- and -

Caroline Reckler (admitted *pro hac vice*)
330 North Wabash Avenue, Suite 2800
Chicago, IL 60611
Telephone: (312) 876-7700
Facsimile: (312) 993-9767
Email: caroline.reckler@lw.com

- and -

Jeffrey T. Mispagel (admitted *pro hac vice*)
355 South Grand Avenue, Suite 100
Los Angeles, CA 90071
Telephone: (213) 485-1234
Facsimile: (213) 891-8763
Email: jeffrey.mispagel@lw.com

YOUNG CONAWAY STARGATT & TAYLOR, LLP
Michael R. Nestor (No. 3526)
Kara Hammond Coyle (No. 4410)
Joseph M. Mulvihill (No. 6061)
Rodney Square
1000 North King Street
Wilmington, DE 19801
Telephone: (302) 571-6600
Facsimile: (302) 571-1253
Email: mnestor@ycst.com
kcoyle@ycst.com
jmulvihill@ycst.com

Counsel for Debtors and Debtors in Possession