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Proposed Co-Counsel to the Reorganized Debtors

Proposed Co-Counsel to the Reorganized Debtors

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

In re:

PRETIUM PACKAGING, L.L.C., *et al.*,

Reorganized Debtors.¹

Chapter 11

Case No. 26-10896 (CMG)

(Jointly Administered)

**NOTICE OF HEARING
ON REORGANIZED DEBTORS' MOTION FOR
ENTRY OF A FINAL DECREE CLOSING CERTAIN OF THE CHAPTER 11 CASES**

¹ The last four digits of Reorganized Debtor Pretium Packaging, L.L.C.'s tax identification number are 7802. A complete list of each of the Reorganized Debtors in these chapter 11 cases may be obtained on the website of the Reorganized Debtors' claims and noticing agent at <https://cases.stretto.com/Pretium>. The location of the Reorganized Debtors' service address in these chapter 11 cases is: 2560 White Oak Circle, Suite 120, Aurora, Illinois 60502.

PLEASE TAKE NOTICE that on March 25, 2026, at 11:00 a.m., prevailing Eastern Time, or as soon thereafter as counsel may be heard, the above-captioned reorganized debtors (the “Reorganized Debtors”), by and through their undersigned counsel, shall move the *Reorganized Debtors’ Motion for Entry of a Final Decree Closing Certain of the Chapter 11 Cases* (the “Motion”) before the Honorable Christine M. Gravelle, United States Bankruptcy Judge, in Courtroom 3 of the United States Bankruptcy Court for the District of New Jersey (the “Court”), 402 East State Street, Trenton, NJ 08608, for entry of an order (the “Order”), substantially in the form submitted herewith, authorizing the Reorganized Debtors to close certain of the chapter 11 cases.²

PLEASE TAKE FURTHER NOTICE that in support of the relief requested therein, the Reorganized Debtors shall rely on the accompanying Motion, which sets forth the relevant legal and factual bases upon which the relief requested should be granted. A proposed Order granting the relief requested in the Motion is also submitted herewith.

PLEASE TAKE FURTHER NOTICE that objections, if any, to the Motion shall: (i) be in writing; (ii) state with particularity the basis of the objection; and (iii) be filed with the Clerk of the Court electronically (x) by attorneys who regularly practice before the Court in accordance with the *General Order Regarding Electronic Means for Filing, Signing, and Verification of Documents dated March 27, 2002* (the “General Order”) and the *Commentary Supplementing Administrative Procedures* dated as of March 2004 (the “Supplemental Commentary”) (the General Order, the Supplemental Commentary, and the User’s Manual for the Electronic Case Filing System can be found at www.njb.uscourts.gov, the official website for the Court) and (y) by

² Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Motion.

all other parties in interest, on CD-ROM in Portable Document Format (PDF), and shall be served in accordance with the General Order and the Supplemental Commentary so as to be received no later than seven (7) days before the hearing date set forth above.

PLEASE TAKE FURTHER NOTICE that copies of all documents filed in these chapter 11 cases may be obtained free of charge by visiting the website of Stretto, Inc. at <https://cases.stretto.com/Pretium>. You may also obtain copies of any pleadings by visiting the Court's website at <https://www.njb.uscourts.gov> in accordance with the procedures and fees set forth therein.

PLEASE TAKE FURTHER NOTICE that, unless responses are timely and properly filed and served, the Motion shall be decided on the papers in accordance with D.N.J. LBR 9013-3(d), and the relief requested may be granted without further notice or hearing.

[Remainder of page intentionally left blank]

Dated: March 2, 2026

/s/ Michael D. Sirota

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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

In re:

PRETIUM PACKAGING, L.L.C., *et al.*,

Reorganized Debtors.¹

Chapter 11

Case No. 26-10896 (CMB)

(Jointly Administered)

**REORGANIZED DEBTORS' MOTION FOR ENTRY OF A
FINAL DECREE CLOSING CERTAIN OF THE CHAPTER 11 CASES**

TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE:

¹ The last four digits of Reorganized Debtor Pretium Packaging, L.L.C.'s tax identification number are 7802. A complete list of each of the Reorganized Debtors in these chapter 11 cases may be obtained on the website of the Reorganized Debtors' claims and noticing agent at <https://cases.stretto.com/Pretium>. The location of the Reorganized Debtors' service address in these chapter 11 cases is: 2560 White Oak Circle, Suite 120, Aurora, Illinois 60502.

The above-captioned reorganized debtors (collectively, the “Reorganized Debtors,” and before the Effective Date of the Plan, collectively, the “Debtors”) state as follows in support of this motion (the “Motion”):

Relief Requested

1. The Reorganized Debtors seek entry of a final decree, substantially in the form attached hereto as **Exhibit A** (the “Final Decree”) closing each of the Reorganized Debtors’ chapter 11 cases other than the case of Poseidon Parent, L.P., Case No. 26-10902 (the “Remaining Case”).

Jurisdiction and Venue

2. The United States Bankruptcy Court for the District of New Jersey (the “Court”) has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Standing Order of Reference to the Bankruptcy Court Under Title 11*, entered July 23, 1984, and amended on June 6, 2025 (Bumb, C.J.). The Reorganized Debtors confirm their consent to the Court entering a final order in connection with this Motion to the extent that it is later determined that the Court, absent consent of the parties, cannot enter final orders or judgments in connection herewith consistent with Article III of the United States Constitution.

3. Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409.

4. The bases for the relief requested herein are sections 105(a) and 350(a) of title 11 of the United States Code, 11 U.S.C. §§ 101–1532 (the “Bankruptcy Code”), rule 3022 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), and rule 3022-1 of the Local Rules of the United States Bankruptcy Court for the District of New Jersey dated August 1, 2025 (the “Local Rules”).

Background

5. On January 28, 2026, the Debtors filed voluntary petitions for relief under chapter 11 of the Bankruptcy Code. On January 30, 2026, the Court entered an order [Docket No. 53] authorizing the joint administration and procedural consolidation of the chapter 11 cases pursuant to Bankruptcy Rule 1015(b) under the case of Pretium Packaging, L.L.C., Case No. 26-10896 (the “Lead Case”). The chapter 11 cases other than the Lead Case are as follows:

Affiliate Debtor	Case No.
Alpha Consolidated Holdings, LLC	26-10897
Mont Royal, L.L.C.	26-10898
Olcott Plastics, LLC	26-10899
Poseidon Investment Intermediate, Inc.	26-10900
Pretium Canada Packaging ULC	26-10901
Poseidon Parent, L.P.	26-10902
Pretium Holding, LLC	26-10903
Pretium PKG Holdings, Inc.	26-10904
Starplex Scientific Corp.	26-10905

6. On February 23, 2026, the Court confirmed the Plan and entered the *Findings of Fact, Conclusions of Law, and Order (I) Approving the Disclosure Statement for, and Confirming, the Joint Prepackaged Chapter 11 Plan of Reorganization of Pretium Packaging, L.L.C. and its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code, and (II) Granting Related Relief* [Docket No. 185] (the “Confirmation Order”).²

² A detailed description of the Debtors and their business, including the facts and circumstances giving rise to the Debtors’ chapter 11 cases, is set forth in the *Declaration of J. Federico Barreto, Chief Financial Officer of Pretium Packaging, L.L.C., in Support of Chapter 11 Petitions and First Day Motions* [Docket No. 18] (the “First Day Declaration”). Capitalized terms used but not defined in this Motion have the meaning ascribed to them in the First Day Declaration or in the *Amended Joint Prepackaged Chapter 11 Plan of Reorganization of Pretium Packaging, L.L.C. and Its Debtor Affiliates* [Docket No. 185, Exhibit A] (as amended, supplemented, or otherwise modified from time to time, the “Plan”), as applicable.

7. On March 2, 2026, the Reorganized Debtors substantially consummated the transactions contemplated under the Plan and the Effective Date occurred.³

8. The Reorganized Debtors do not currently anticipate any significant contested matters related to these chapter 11 cases. However, miscellaneous motions, applications, pleadings, or other matters or proceedings may arise from time to time (collectively, the “Remaining Matters”). Any Remaining Matters related to any of the Reorganized Debtors can be filed, administered, and adjudicated in the Remaining Case without any substantive or negative impact on any party in interest.⁴

9. The Reorganized Debtors believe that closing these chapter 11 cases other than the Remaining Case is in the best interest of the Reorganized Debtors as it will greatly reduce the fees attributable to remaining in chapter 11.

Basis for Relief

10. Section 350(a) of the Bankruptcy Code provides that “[a]fter an estate is fully administered and the court has discharged the trustee, the court shall close the case.” 11 U.S.C. § 350(a). Bankruptcy Rule 3022, which implements section 350 of the Bankruptcy Code, further provides that “[a]fter the estate is fully administered in a Chapter 11 case, the court must, on its own or on a party in interest’s motion, enter a final decree closing the case.” Fed. R. Bankr. P. 3022.

³ See Notice of (I) Entry of Order Approving the Debtors’ Disclosure Statement for, and Confirming, the Debtors’ Amended Joint Prepackaged Plan of Reorganization Pursuant to Chapter 11 of the Bankruptcy Code and (II) Occurrence of Effective Date [Docket No. 203].

⁴ The Reorganized Debtors reserve all rights to dispute any outstanding claims, and the failure of the Reorganized Debtors to object to any claim filed in these chapter 11 cases prior to entry of the Final Decree shall not cause such claim to be deemed allowed. The Reorganized Debtors request that the Court permit any objections to claims against or interests in any of the chapter 11 cases to be filed, administered, and adjudicated in the Remaining Case.

11. The term “fully administered” is not defined in the Bankruptcy Code, the Bankruptcy Rules, or the Local Rules. The Advisory Committee Note to Bankruptcy Rule 3022 (the “Advisory Committee Note”), however, sets forth the following non-exclusive factors to be considered in determining whether a case has been “fully administered”:

- i. whether the order confirming the plan has become final;
- ii. whether deposits required by the plan have been distributed;
- iii. whether the property proposed by the plan to be transferred has been transferred;
- iv. whether the debtor or the successor of the debtor under the plan has assumed the business or the management of the property dealt with by the plan;
- v. whether payments under the plan have commenced; and
- vi. whether all motions, contested matters, and adversary proceedings have been finally resolved.

Fed. R. Bankr. P. 3022, Advisory Comm. Note (1991). Courts look to the advisory committee’s notes on Bankruptcy Rule 3022 in seeking guidance as to the meaning of “fully administered.” *In re SLI, Inc.*, No. 02-12608 (WS), 2005 WL 1668396, at *1–2 (Bankr. D. Del. June 24, 2005).

12. In addition to the factors set forth in the Advisory Committee Note, courts have considered whether the plan of reorganization has been substantially consummated. *See In re Broadway 401 LLC*, No. 10-10070 (KJC), 2011 WL 6008362 at *1 (Bankr. D. Del. Dec. 8, 2011) (approving the debtor’s case closing motion pursuant to Bankruptcy Rule 3022 because the court was “satisfied that the [d]ebtors ha[d] achieved substantial consummation of their Plan”). Section 1101(2) of the Bankruptcy Code defines substantial consummation as the: “(A) transfer of all or substantially all of the property proposed by the plan to be transferred; (B) assumption by the debtor or by the successor to the debtor under the plan of the business or of the management of all

or substantially all of the property dealt with by the plan; and (C) commencement of distribution under the plan.” 11 U.S.C. § 1101(2).

13. Bankruptcy courts have adopted the view that “[the Advisory Committee Note] factors are but a guide in determining whether a case has been fully administered, and not all factors need to be present before the case is closed.” *In re SLI, Inc.*, 2005 WL 1668396, at *2; *see In re Valence Tech., Inc.*, No. 12-11580, 2014 Bankr. LEXIS 4429, at *8 (Bankr. W.D. Tex. Oct. 7, 2014) (holding that the factors “are not exhaustive nor must all six factors be present to establish that a case should be closed.” (citing *In re Union Home & Indus., Inc.*, 375 B.R. 912, 917 (10th Cir. B.A.P. 2007))).

14. Here, the foregoing factors weigh overwhelmingly in favor of closing the chapter 11 cases other than the Remaining Case (collectively, the “Affiliate Cases”). The Confirmation Order is a final order, the Effective Date of the Plan has occurred, and the Plan was substantially consummated. The Reorganized Debtors have assumed management and operation of the reorganized business, new directors have been appointed to the board of Poseidon Investment Intermediate, LLC, and initial distributions have occurred in accordance with the Plan. There are no unresolved motions, contested matters, or adversary proceedings.

15. The Reorganized Debtors have a clear and specific reason to close the Affiliate Cases. If the Affiliate Cases remain open, the Reorganized Debtors will incur substantial additional fees paid to the United States Trustee pursuant to section 1930 of the United States Code (the “Section 1930 Fees”) given the number of debtor entities involved in these chapter 11 cases. Closing the Affiliate Cases will therefore save the Reorganized Debtors a substantial expense that they would otherwise continue to incur while the Affiliate Cases unnecessarily remain open. Indeed, the ongoing administrative and financial burden on the Affiliate Cases provides little

corresponding benefit to any party in these chapter 11 cases, including the stakeholders of the Affiliate Cases' estates. Moreover, courts have found that entry of a final decree is appropriate to stop the accrual of Section 1930 Fees. *See, e.g., In re Jay Bee Enters., Inc.*, 207 B.R. 536, 539 (Bankr. E.D. Ky. 1997) (concluding that "it seems appropriate to close this case to stop the financial drain on the debtor" due to accrual of Section 1930 Fees).

16. In total, the factors clearly support a finding that the Affiliate Cases have been "fully administered" and the Reorganized Debtors should be permitted to close the Affiliated Cases. This outcome is consistent with the Plan, which provides that the Reorganized Debtors "may seek authority from the Bankruptcy Court to close all of the Chapter 11 Cases, except for the Chapter 11 Case of one Debtor entity" upon the occurrence of the Effective Date. Plan Art. XII.M.

17. While the Reorganized Debtors acknowledge that the payment of certain claims may be pending (*e.g.*, Cure Claims and Administrative Claims), such claims will be paid pursuant to the Plan in the Remaining Case by the Reorganized Debtors, or outside the chapter 11 cases in accordance with the Bankruptcy Code and the Plan. The fact that certain payments to be made pursuant to a plan remain to be distributed should not be an impediment to the issuance of a final decree. *See, e.g., In re Jay Bee Enterprises, Inc.*, 207 B.R. at 538 (finding that Bankruptcy Rule 3022 "does not require that a chapter 11 case be kept open until all awarded fees and allowed claims have been paid in accordance with the confirmed plan or until the statutory fees . . . have been paid"); *In re JMP Newcor Int'l, Inc.*, 255 B.R. 462 (Bankr. N.D. Ill. 1998) (entering a final decree although the debtors still need to make certain distributions). "The court should not keep

[a] case open only because of the possibility that the court's jurisdiction may be invoked in the future." Fed. R. Bankr. P. 3022, Advisory Comm. Note (1991).

18. The Reorganized Debtors will work to resolve any Remaining Matters. To the extent issues arise relating to the Reorganized Debtors, such matters can be resolved in the Remaining Case without keeping the dockets of the Affiliate Cases open. Closing the dockets of the Affiliate Cases will have no impact on the resolution of any remaining claims or distributions, other legal entitlements under the Plan, or the substantive rights of any party in interest, and would stop the accrual of Section 1930 Fees associated with the Affiliate Cases.

19. Lastly, courts in this and other jurisdictions have issued final decrees closing chapter 11 cases while retaining jurisdiction over certain pending matters. *See, e.g., In re Thrasio Holdings, Inc.*, No. 24-11840 (CMG) (Bankr. D.N.J. August 22, 2024) (closing affiliated chapter 11 cases and retaining jurisdiction over the remaining case); *In re WeWork Inc.*, No. 23-19865 (JKS) (Bankr. D.N.J. July 30, 2024) (same); *In re Cyxtera Techs., Inc.*, No. 23-14853 (JKS) (Bankr. D.N.J. March 27, 2024)) (same); *In re Nat'l Realty Inv. Advisors, LLC*, No. 22-14539 (JKS) (Bankr. D.N.J. December 4, 2023) (same); *In re MVK FarmCo LLC*, No. 23-11721 (LSS) (Bankr. D. Del. May 17, 2024) (same); *In re SiO2 Med. Prods., Inc.*, No. 23-10366 (JTD) (Bankr. D. Del. September 25, 2023) (same).⁵

⁵ Because of the voluminous nature of the orders cited herein, such orders have not been attached to this Motion. Copies of these orders are available upon request to the Reorganized Debtors' counsel.

20. Accordingly, entry of the Final Decree closing the Affiliate Cases is in the best interests of the Reorganized Debtors and an appropriate use of the Court's equitable powers pursuant to section 105(a) of the Bankruptcy Code.

No Prior Request

21. No prior request for the relief sought in this Motion has been made to this Court or any other court.

Notice

22. The Reorganized Debtors will provide notice of this Motion to the following parties and/or their respective counsel, as applicable: (a) the U.S. Trustee; (b) the holders of the thirty (30) largest unsecured claims against the Debtors (on a consolidated basis); (c) counsel to the Ad Hoc Group; (d) the New Money Investor; (e) the agents under each of the Debtors' prepetition secured credit facilities and counsel thereto; (f) the office of the attorney general for each of the states in which the Debtors operate; (g) the United States Attorney's Office for the District of New Jersey; (h) the Internal Revenue Service; and (i) any party that has requested notice pursuant to Bankruptcy Rule 2002. The Reorganized Debtors submit that, in light of the nature of the relief requested, no other or further notice need be given.

[Remainder of page intentionally left blank]

WHEREFORE, the Reorganized Debtors request that the Court enter the Final Decree, in substantially the form submitted herewith, granting the relief requested herein and such other relief as is just and proper under the circumstances.

Dated: March 2, 2026

/s/ Michael D. Sirota

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Exhibit A

Proposed Order

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

In re:

PRETIUM PACKAGING, L.L.C., *et al.*

Reorganized Debtors.¹

Chapter 11

Case No. 26-10896 (CMG)

(Jointly Administered)

**ORDER GRANTING REORGANIZED DEBTORS' MOTION FOR
FINAL DECREE CLOSING CERTAIN OF THE CHAPTER 11 CASES**

The relief set forth on the following pages, numbered three (3) through seven (7), is

ORDERED.

¹ The last four digits of Reorganized Debtor Pretium Packaging, L.L.C.'s tax identification number are 7802. A complete list of each of the Reorganized Debtors in these chapter 11 cases may be obtained on the website of the Reorganized Debtors' claims and noticing agent at <https://cases.stretto.com/Pretium>. The location of the Reorganized Debtors' service address in these chapter 11 cases is: 2560 White Oak Circle, Suite 120, Aurora, Illinois 60502.

Caption in Compliance with D.N.J. LBR 9004-1(b)

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Reorganized Debtors: PRETIUM PACKAGING, L.L.C., *et al.*

Case No. 26-10896 (CMG)

Caption of Order: Order Granting Reorganized Debtors' Motion for Final Decree Closing Certain of the Chapter 11 Cases

Upon the *Reorganized Debtors' Motion for Entry of a Final Decree Closing Certain of the Chapter 11 Cases* (the "Motion")² of the above-captioned Reorganized Debtors (collectively, the "Reorganized Debtors," and before the Effective Date of the Plan, collectively, the "Debtors") for entry of a final decree (this "Final Decree") pursuant to section 350(a) of the Bankruptcy Code and Bankruptcy Rule 3022, closing the Affiliate Cases, all as more fully set forth in the Motion; and upon the First Day Declaration; and this Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334 and the *Standing Order of Reference to the Bankruptcy Court Under Title 11* of the United States District Court for the District of New Jersey, entered July 23, 1984, and amended on June 6, 2025 (Bumb, C.J.); and this Court having found that venue of this proceeding and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having found that it may enter a final order consistent with Article III of the United States Constitution; and this Court having found that the Reorganized Debtors' notice of the Motion was appropriate under the circumstances and no other notice need be provided; and this Court having reviewed the Motion and having heard the statements in support of the relief requested therein at a hearing before this Court (the "Hearing"), if any; and this Court having determined that the legal and factual bases set forth in the Motion and at the Hearing, if any, establish just cause for the relief granted herein; and upon all of the proceedings had before this Court and after due deliberation and sufficient cause appearing therefor **IT IS HEREBY ORDERED THAT:**

² Capitalized terms used but not otherwise defined herein have the meaning ascribed to them in the Motion.

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Reorganized Debtors: PRETIUM PACKAGING, L.L.C., *et al.*

Case No. 26-10896 (CMG)

Caption of Order: Order Granting Reorganized Debtors' Motion for Final Decree Closing Certain of the Chapter 11 Cases

1. The following Affiliate Cases are hereby closed and a final decree is granted effective as of the date of entry of this Final Decree; *provided* that this Court shall retain jurisdiction as provided in the Plan, the Confirmation Order, and this Final Decree:

Affiliate Debtor	Case No.
Pretium Packaging, L.L.C.	26-10896
Alpha Consolidated Holdings, LLC	26-10897
Mont Royal, L.L.C.	26-10898
Olcott Plastics, LLC	26-10899
Poseidon Investment Intermediate, Inc.	26-10900
Pretium Canada Packaging ULC	26-10901
Pretium Holding, LLC	26-10903
Pretium PKG Holdings, Inc.	26-10904
Starplex Scientific Corp.	26-10905

2. The Remaining Case of Poseidon Parent, L.P., Case No. 26-10902, shall remain open pending the entry of a final decree by this Court closing the Remaining Case.

3. All Remaining Matters, including claims reconciliation with respect to claims against any Reorganized Debtor, shall be filed, administered, and adjudicated in the Remaining Case without the need to reopen any Affiliate Case, and the Court retains jurisdiction and authority with regard to the Remaining Matters, whether or not they pertain to the Remaining Case or the Affiliate Cases.

4. The clerk shall designate on the dockets of the Affiliate Cases that the cases are now being administered under the Remaining Case. The Reorganized Debtors shall make a docket entry in each of the Affiliate Cases substantially similar to the following:

An order has been entered in this case directing that all further reporting concerning the administration of the assets and liabilities in this case will occur only in the case of Poseidon Parent, L.P., Case

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Reorganized Debtors: PRETIUM PACKAGING, L.L.C., *et al.*

Case No. 26-10896 (CMG)

Caption of Order: Order Granting Reorganized Debtors' Motion for Final Decree Closing Certain of the Chapter 11 Cases

No. 26-10902. The docket in Case No. 26-10902 should be consulted for all matters affecting this case.

5. The Reorganized Debtors shall pay the appropriate sum of quarterly fees due and payable under 28 U.S.C. § 1930(a)(6)(A) and (B) for the Affiliate Cases within forty-five (45) days after the date of entry of the Final Decree, subject to further extensions with prior written agreement between the Reorganized Debtors and the U.S. Trustee (email being sufficient); *provided* that, for the avoidance of doubt, effective as of the date of entry of the Final Decree, no further quarterly U.S. Trustee fees shall be due and payable by the Reorganized Debtors of the Affiliate Cases. This Court shall retain jurisdiction to enforce fees assessed under 28 U.S.C. § 1930(a)(6)(A) and (B).

6. Quarterly disbursements for the Remaining Case will be reported in post-confirmation reports, and quarterly fees will be paid when due and payable under 28 U.S.C. § 1930(a)(6)(A) and (B) pending the entry of a final decree by this Court closing the Remaining Case.

7. Entry of this Final Decree is without prejudice to (a) the rights of the Debtors, the Reorganized Debtors, or any party in interest to seek to reopen any of the Affiliate Cases for cause pursuant to section 350(b) of the Bankruptcy Code and (b) the rights of the Reorganized Debtors or any entity authorized pursuant to the Plan, as applicable, to (i) commence, prosecute, and/or resolve any claims filed against any Debtor, any Reorganized Debtor, or any other person in these chapter 11 cases, or (ii) object to claims filed against any Debtor or Reorganized Debtor. This Final Decree shall have no effect whatsoever on any contested matter, adversary proceeding, or other matters pending before this Court, as provided in the Plan and the Confirmation Order. Notwithstanding anything to the contrary contained in the Plan, any failure of any Reorganized

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Debtor, or any entity authorized pursuant to the Plan, as applicable, to file an objection to a claim against or interest in any Reorganized Debtors' chapter 11 cases shall not constitute allowance of the claim and shall not result in such claim being deemed allowed against any Debtor or Reorganized Debtor. Any objections to claims against or interests in the Debtors or the Reorganized Debtors may be filed, administered, and adjudicated in the Remaining Case.

8. Notwithstanding entry of this Final Decree, in accordance with Articles IV and VII of the Plan, which was incorporated into and made part of the Confirmation Order, the Debtor and the Reorganized Debtors, as applicable, shall be entitled to prosecute claims and defenses, make distributions, and attend to other affairs on behalf of each of the other former Debtors as if such former Debtors' estates continued to exist.

9. Notwithstanding the entry of this Final Decree or 11 U.S.C. § 550(f), the closing of the Affiliate Cases shall not affect the rights of the Debtors or the Reorganized Debtors, as applicable, to commence or maintain any action or proceeding, including without limitation, actions to recover from any transferee or any subsequent transferee.

10. This Final Decree shall be immediately effective and enforceable upon its entry.

11. The Reorganized Debtors and any entity authorized pursuant to the Plan and/or the Confirmation Order, and their respective agents, are authorized to take all actions necessary to effectuate the relief granted pursuant to this Final Decree in accordance with the Motion.

12. Nothing in this Final Decree shall change the amount or nature of any distribution, or any other substantive rights, that any claim against or interest in any Debtor would have been

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entitled to under the Plan, the Confirmation Order, the Bankruptcy Code, the Bankruptcy Rules, or otherwise, had this Final Decree not been entered.

13. This Court retains jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Final Decree.