

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

In re:)	
)	Chapter 11
)	
PGX HOLDINGS, INC, <i>et al.</i> , ¹)	Case No. 23-10718 (CTG)
)	
Debtors.)	(Jointly Administered)
)	
)	Related to Docket No. 887
)	
)	

**ORDER SUSTAINING PLAN ADMINISTRATOR’S
TENTH OMNIBUS OBJECTION (NON-SUBSTANTIVE)
TO AMENDED CLAIMS AND EQUITY INTERESTS**

Upon the objection (the “Objection”)² of the Plan Administrator seeking entry of an order modifying or expunging certain Disputed Claims; and it appearing that the Court has jurisdiction over this matter pursuant to 28 U.S.C. §1334; and it appearing that this is a core proceeding pursuant to 28 U.S.C. §157; and it appearing that venue of this proceeding is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409; and the Plan Administrator, on behalf of the Debtors, having consented to the Court’s entry of a final order consistent with Article III of the United States Constitution on; and adequate notice of the Objection and opportunity for response having been given; and it appearing that no other notice need be given; and the Court having considered the Objection, the Claims listed on **Schedule 1** and **Schedule 2** annexed hereto, and

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: PGX Holdings, Inc. (2510); Credit Repair UK, Inc. (4798); Credit.com, Inc. (1580); Creditrepair.com Holdings, Inc. (7536); Creditrepair.com, Inc. (7680); eFolks Holdings, Inc. (5213); eFolks, LLC (5256); John C. Heath, Attorney At Law PC (8362); Progrexion ASG, Inc. (5153); Progrexion Holdings, Inc. (7123); Progrexion IP, Inc. (5179); Progrexion Marketing, Inc. (5073); and Progrexion Teleservices, Inc. (5110). The location of the Debtors’ service address for purposes of these chapter 11 cases is: 257 East 200 South, Suite 1200, Salt Lake City, Utah 84111.

² Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Objection.



any responses thereto; and upon the record herein; and after due deliberation and sufficient cause appearing therefore, it is FOUND AND DETERMINED that:

- A. This Objection is a core proceeding under 28 U.S.C. § 157(b)(2).
- B. Each holder of a Claim listed on **Schedule 1** and **Schedule 2** attached hereto was properly and timely served with a copy of the Objection, this Order, the accompanying schedules, and the notice.
- C. Any entity known to have an interest in the Claims subject to the Objection has been afforded reasonable opportunity to respond to, or be heard regarding, the relief requested in the Objection.
- D. Each of the Claims labeled “Claims to be Disallowed” on **Schedule 1** hereto asserts a claim that has been amended and superseded by a Claim listed as a Surviving Claim thereon.
- E. Each of the Claims on **Schedule 2** hereto asserts a liability that is based solely upon the ownership of equity in one or more of the Debtors.

IT IS HEREBY ORDERED ADJUDGED AND DECREED that:

- 1. The Objection is granted as set forth herein.
- 2. Any response to the Objection not otherwise withdrawn, resolved, or adjourned is hereby overruled on its merits.
- 3. Each of the Claims listed as Claims to be Disallowed on **Schedule 1** hereto is hereby disallowed in its entirety. Each of the Claims listed as Surviving Claim on **Schedule 1** hereto shall be unaffected by this Order.
- 4. Each of the Claims listed as a Equity Interests on **Schedule 2** hereto is hereby disallowed in its entirety.

5. The official claims register in these cases shall be modified in accordance with this Order.

6. Notwithstanding the relief granted in this Order and any actions taken pursuant to such relief, nothing in this Order shall be deemed: (a) an admission as to the validity of any prepetition claim against a Debtor entity; (b) a waiver of the Debtors' rights to dispute any prepetition Claim on any grounds; (c) a promise or requirement to pay any prepetition Claim; (d) an implication or admission that any particular claim is of a type specified or defined in this Objection or any order granting the relief requested by this Objection; (e) a request or authorization to assume any prepetition agreement, contract, or lease pursuant to section 365 of the Bankruptcy Code; or (e) a waiver of the Debtors' rights under the Bankruptcy Code or any other applicable law.

7. The Debtors' and Plan Administrator's rights to amend, modify, or supplement the Objection, and the rights of all parties in interest to file additional objections to the Disputed Claims or any other Claims (filed or not) which may be asserted against the Debtors, and to seek further reduction of any Disputed Claim to the extent such Claim has been paid, are preserved. Additionally, should one or more of the grounds of objection stated in the Objection be dismissed, the Debtors' rights, the Plans Administrator's rights, and the rights of other parties in interest to object on the other stated grounds or on any other grounds that the Debtors or other parties in interest may discover during these cases are further preserved.

8. Each Disputed Claim, and the objections by the Debtors to such Disputed Claim, as addressed in the Objection and set forth on **Schedule 1** and **Schedule 2** hereto, constitutes a separate contested matter as contemplated by Bankruptcy Rule 9014 and Local Rule 3007-1. This Order shall be deemed a separate Order with respect to each Disputed Claim. Any stay of

this Order pending appeal by any claimants whose Claims are subject to this Order shall only apply to the contested matter which involves such claimant and shall not act to stay the applicability and/or finality of this Order with respect to the other contested matters listed in the Objection or this Order.

9. Notwithstanding the possible applicability of Bankruptcy Rules 6004, 7062, 9014 or otherwise, the terms and conditions of this Order shall be immediately effective and enforceable upon its entry. All time periods set forth in the Order shall be calculated in accordance with Bankruptcy Rule 9006(a).

10. This Court shall retain jurisdiction over the Debtors and the Claimants whose Claims are subject to the Objection with respect to any matters related to or arising from the Objection and the implementation of this Order.



Dated: July 31st, 2024
Wilmington, Delaware

CRAIG T. GOLDBLATT
UNITED STATES BANKRUPTCY JUDGE

SCHEDULE 1

Amended and Superseded Claims

PGX Holdings, Inc. Case No. 23-10718
 Tenth Omnibus Objection (Non-Substantive)
 Schedule 1 - Amended Claims

	NAME	DATE FILED	CASE NUMBER / DEBTOR	CLAIM #	CLAIM AMOUNT	NAME	DATE FILED	CASE NUMBER / DEBTOR	CLAIM #	CLAIM AMOUNT
1	SALESFORCE, INC. ATTN LAWRENCE SCHWAB/GAYE HECK 830 MENLO AVE SUITE 201 MENLO PARK, CA 94025	01/26/24	23-10726 Progrexion ASG, Inc.	655	\$14,633,789.85	SALESFORCE, INC. C/O BIALSON, BERGEN AND SCHWAB 830 MENLO AVE SUITE 201 MENLO PARK, CA 94025	03/21/24	23-10726 Progrexion ASG, Inc.	682	\$14,364,949.32

Reason: Claim #682 amends and supersedes claim #655.

SCHEDULE 2

Equity Interests

PGX Holdings, Inc. Case No. 23-10718
 Tenth Omnibus Objection (Non-Substantive)
 Schedule 2 - Equity Interest Claims

NAME	DATE FILED	CASE #	DEBTOR	CLAIM #	CLAIM AMOUNT
1 GARLICK, BRETT ADDRESS REDACTED	08/15/2023	23-10718	PGX Holdings, Inc.	129	\$630,320.00
2 KIMBERLY LEWIS ADDRESS REDACTED	08/21/2023	23-10718	PGX Holdings, Inc.	203	\$59,36
3 UNDERDOWN, THOMAS ADDRESS REDACTED	08/18/2023	23-10718	PGX Holdings, Inc.	181	\$3,009.81
TOTAL					\$633,389.17