

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:

AGDP HOLDING INC., *et al.*,¹

Debtors.

Chapter 11

Case No. 25-11446 (MFW)

(Jointly Administered)

Re: Docket No. 155

**MOTION OF THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS TO
SHORTEN NOTICE PERIOD WITH RESPECT TO THE MOTION OF THE
OFFICIAL COMMITTEE OF UNSECURED CREDITORS FOR AN ORDER (A)
ADJOURNING THE HEARING ON THE DEBTORS' (I) DIP MOTION AND (II) SALE
MOTION OR, ALTERNATIVELY, (B) SHORTENING THE NOTICE AND
OBJECTION PERIODS FOR, AND SCHEDULING AN EXPEDITED HEARING ON,
THE CROSS-MOTION OF THE OFFICIAL COMMITTEE OF UNSECURED
CREDITORS FOR AN ORDER APPOINTING A CHAPTER 11 TRUSTEE**

The Official Committee of Unsecured Creditors (the “Committee”) of AGDP Holding Inc., *et al.* (the “Debtors”), by and through undersigned counsel, hereby moves the Court (the “Motion to Shorten”), pursuant to Rule 9006(c) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), Rule 9006-1(c) of the Local Rules of Bankruptcy Practice and Procedure for the District of Delaware (the “Local Rules”) and 11 U.S.C. § 105(a), for entry of an order, substantially in the form attached hereto as **Exhibit A**, shortening the notice period with respect to the *Motion of the Official Committee of Unsecured Creditors for an Order (A) Adjourning the Hearing on the Debtors’ (I) DIP Motion and (II) Sale Motion or Alternatively, (B) Shortening the Notice and Objection Periods For, and Scheduling an Expedited Hearing On, The Cross-Motion of the Official Committee of Unsecured Creditors For an Order Appointing a Chapter 11 Trustee*

¹ The Debtors in these chapter 11 cases, together with the last four digits of the Debtors’ federal tax identification number, are AGDP Holding Inc. (6504); Avant Gardner, LLC (6504); AG Management Pool LLC (9962); EZ Festivals LLC (8854); Made Event LLC (6272); and Reynard Productions, LLC (5431). The Debtors’ service address is 140 Stewart Ave, Brooklyn, NY 11237, Attn: General Counsel.



[Docket No. 155] (the “Motion to Adjourn”). In support of this Motion to Shorten, the Committee respectfully states:

JURISDICTION AND STATUTORY PREDICATES

1. This Court has jurisdiction to consider this Motion to Shorten under 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware dated as of February 29, 2012. This is a core proceeding pursuant to 28 U.S.C. § 157(b). Under Rule 9013-1(f) of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “Local Rules”), the Committee consents to the entry of a final order by the Court in connection with this Motion to Shorten 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. Venue of this case and this Motion to Shorten in this district is proper under 28 U.S.C. §§ 1408 and 1409. The statutory bases for the relief requested herein are sections 105(a) of the Bankruptcy Code, Bankruptcy Rule 9006(c) and Local Rules 9006-1(c).

BACKGROUND

2. On August 4, 2025, (the “Petition Date”), the above-captioned debtors (the “Debtors”) filed voluntary petitions for relief under chapter 11 of the Bankruptcy Code (collectively the “Chapter 11 Cases”). The Chapter 11 Cases are being jointly administered for procedural purposes only pursuant to Bankruptcy Rule 1015(b).

3. The Debtors have continued in the possession of its property and has continued to operate and manage its business as Debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. No trustee or examiner has been appointed in the Chapter 11 Cases.

4. On August 18, 2025, the United States Trustee for the District of Delaware (the “United States Trustee”) filed its *Notice of Appointment* [Docket No. 73] of the seven (7) member Committee pursuant to section 1102(a)(1) of the Bankruptcy Code.² On August 19, 2025, the Committee selected Orrick, Herrington & Sutcliffe LLP (“Orrick”) as its proposed lead counsel. On August 20, 2025, Morris James was selected as its proposed Delaware counsel. IslandDundon LLC was selected as the Committee’s proposed financial advisor on August 20, 2025.

5. On August 4, 2025, the Debtors filed the *Debtors’ Motion for Entry of Interim and Final Orders, Pursuant to Sections 105, 361, 362, 363, 364, 503, and 507 of the Bankruptcy Code (i) Authorizing the Debtors to Obtain Senior Secured Superpriority Postpetition Financing; (ii) Granting (a) Liens and Superpriority Administrative Expense Claims and (b) Adequate Protection to Certain Prepetition Lenders; (iii) Authorizing Use of Cash Collateral; (iv) Scheduling a Final Hearing; and (v) Granting Related Relief* [Docket No. 12] (the “DIP Motion”) with the Court.

6. On August 14, 2025, the Debtors filed the *Debtors’ Motion for Entry of (i) an Order (a) Approving Certain Bidding Procedures and the Form and Manner of Notice Thereof, (b) Authorizing the Debtors to Designate the Stalking Horse Bidder, (c) Scheduling an Auction and a Hearing on the Approval of the Sale of Some, All, or Substantially All of the Debtors’ Assets, (d) Authorizing the Debtors to Enter Into the Purchase Agreement(s), (e) Establishing Certain Assumption and Assignment Procedures and Approving the Manner of Notice Thereof, and (f) Granting Related Relief; and (ii) an Order or Orders (a) Authorizing the Sale of Some, All, or Substantially All of the Debtors’ Assets Free and Clear of Encumbrances, (b) Approving the*

² The Committee members are the following: (1) Heini Limited Liability Company; (2) Nova Traffic AG; (3) Gateway Productions, Inc.; (4) Lauren Bair; (5) Aaron Clevenger c/o Wasserman Music LLC; (6) Christie Lites New York LLC; and (7) Nightmode Video, Inc.

Assumption and Assignment of the Potential Assigned Contracts, and (c) Granting Related Relief [Docket No. 62] (the “Sale Motion”) with the Court.

7. On September 7, 2025, the Committee filed the *Omnibus Objection of the Official Committee of Unsecured Creditors to the Debtors’ (I) DIP Motion and (II) Sale Motion and Cross-Motion of the Official Committee of Unsecured Creditors for an Order Appointing a Chapter 11 Trustee* (in its entirety, the “Objection and Cross-Motion”) [Docket No. 149]. By the Cross-Motion, the Committee respectfully requests entry of an Order appointing a chapter 11 trustee pursuant to section 1104(a) the “Bankruptcy Code.

8. Concurrently with the filing of this Motion to Shorten, the Committee is filing the Motion to Adjourn.

RELIEF REQUESTED

9. The Committee respectfully requests that the Court consider the Motion to Adjourn on shortened notice and an expedited basis. Expedited relief is necessary as a hearing on the pending DIP Motion and Sale Motion is currently scheduled for September 11, 2025 at 2:00 p.m. (ET). Through the Motion to Adjourn, the Committee is asking the Court to adjourn the hearing on the DIP Motion and Sale Motion so that the Cross-Motion, DIP Motion and Sale Motion can be all heard together on a date that allows for full briefing of the Cross-Motion. The Cross-Motion, DIP Motion and Sale Motion are all intertwined, and it is appropriate and efficient to have the Cross-Motion heard at the same time as the DIP Motion and Sale Motion. If the Court were to hear and decide the DIP Motion and Sale Motion prior to the Cross-Motion, this would substantially harm the unsecured creditors in these cases. In addition, given the nature of the Cross-Motion seeking the appointment of a Chapter 11 Trustee, it is appropriate to allow time for

full briefing so that the parties can have sufficient time to prepare their arguments for a hearing on the Cross-Motion.

10. Prior to the filing of the Motion to Adjourn and this Motion to Shorten, counsel for the Committee engaged in discussions with Counsel for the Debtors regarding the relief sought in the Motion to Adjourn. The Debtors have indicated that they are agreeable to adjourning the hearing on the DIP Motion so that the Cross-Motion can be heard on normal notice and at the same hearing as the DIP Motion. However, the Debtors are not agreeable to similarly adjourning the hearing on the Sale Motion. The Committee appreciates the Debtors willingness to engage in discussions and agreement regarding the DIP Motion; however, for the reasons described in this Motion to Adjourn, the Committee believes that the DIP Motion, Sale Motion and Cross-Motion must all be heard at the same hearing. Ultimately, if the parties are able to reach an agreement with regard to the DIP Motion and Cross-Motion, the Committee may only move forward with seeking expedited relief to adjourn the Sale Motion. However, at this time, and for the avoidance of any doubt, the relief sought through this Motion to Shorten and the Motion to Adjourn is as to both the DIP Motion and Sale Motion. The Committee understands that the Debtors will file a written objection to the Motion to Adjourn today.

11. By this Motion to Shorten, pursuant to Rule 9006 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules") and Local Rules 9006-1(c) and 9006-1(e), the Committee requests entry of an order (i) shortening the 14-day period for notice of the hearing on the Motion to Adjourn; (ii) scheduling the hearing on the Motion to Adjourn not later than September 9, 2025; (iii) requiring objections, if any, to the relief requested in the Motion to Adjourn to be filed and served at or prior to the hearing; and (iv) granting such other relief as the Court deems equitable and just.

BASIS FOR RELIEF REQUESTED

12. Del. Bankr. LR 9006-1(c)(i) provides that unless the Federal Rules of Bankruptcy Procedure or the Local Rules state otherwise, “all motion papers shall be filed and served in accordance with Local Rule 2002-1(b) at least fourteen (14) days prior to the hearing date.” Del. Bankr. Local Rule 9006-1(e) provides in pertinent part that “no motion will be scheduled on less notice than required by these Rules or the Fed. R. Bankr. P. except by order of the court, on written motion specifying the exigencies justifying shortened notice.”

13. No hearing on such a motion to shorten is required. Del. Bankr. L.R. 9006-1(e). Moreover, according to Bankruptcy Rule 9006(c), “the court for cause shown may in its discretion with or without motion or notice order the [notice] period reduced.” Fed. R. Bankr. P. 9006(c)(1). In exercising such discretion, the court should “consider the prejudice to parties entitled to notice and weigh this against the reasons for hearing the motion on an expedited basis.” *In re Philadelphia Newspapers, LLC*, 690 F.3d 161, 172 (3d Cir. 2012) (noting the commonness of such motions “given the accelerated time frame of bankruptcy proceedings”).

14. In this case, shortening notice of the Motion to Adjourn is appropriate. A hearing on the DIP Motion and Sale Motion is currently scheduled for September 11, 2025 at 2:00 p.m. (ET). The relief sought in the Cross-Motion is intertwined with the Committee’s objection to the DIP Motion and Sale Motion, and in fact is part of the same pleading. For all of the reasons stated in the Committee’s objection to the DIP Motion and Sale Motion, the Committee believes that the only appropriate action, and in fact a necessary action, is for the Court to immediately appoint a chapter 11 trustee. Given the relief sought in the Motion to Adjourn, it is necessary for the Motion to Adjourn to be heard prior to the hearing on the DIP Motion and Sale Motion so that, if the Court grants the Motion to Adjourn, the hearing on the DIP Motion and Sale Motion can be continued.

CERTIFICATION OF COMPLIANCE WITH LOCAL RULE 9006-1(e)

15. As required by Local Rule 9006-1(e), prior to filing this Motion to Shorten, the Committee notified the U.S. Trustee and counsel to the Debtors of its intent to file the Motion to Adjourn and its intent to seek expedited consideration of the Motion to Adjourn. The Committee has not yet received counsel to the Debtors' or the U.S. Trustee's position with respect to the entry of the Proposed Order.

NOTICE

16. Notice of this Motion to Shorten shall be provided to: (i) the U.S. Trustee; (ii) counsel to the Debtors; (iii) counsel to Alter Domus (US) LLC, in its capacity as administrative agent under the Prepetition Financing Agreement and the DIP Facility (as defined in the DIP Motion); (iv) counsel to the DIP Lenders and the Prepetition Term Lenders (as defined in the DIP Motion) and the Stalking Horse Bidder (as defined in the Sale Motion); (v) counsel to LiveStyle; and (vi) any party that has requested notice pursuant to Bankruptcy Rule 2002 and Local Rule 2002-1(b). In light of the nature of the relief requested, the Committee submits that no other or further notice is necessary.

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WHEREFORE, the Committee respectfully requests that the Court enter an order substantially in the form attached hereto as **Exhibit A**: (i) granting the relief requested in this Motion to Shorten and (ii) granting such other relief as may be equitable and just.

Dated: September 8, 2025
Wilmington, Delaware

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*Proposed Counsel to the Official Committee of
Unsecured Creditors*

EXHIBIT A

Proposed Order

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

In re:

AGDP HOLDING INC., *et al.*,¹

Debtors.

Chapter 11

Case No. 25-11446 (MFW)

(Jointly Administered)

Re: Docket No. __

ORDER GRANTING MOTION OF THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS TO SHORTEN NOTICE PERIOD WITH RESPECT TO THE MOTION OF THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS FOR AN ORDER (A) ADJOURNING THE HEARING ON THE DEBTORS' (I) DIP MOTION AND (II) SALE MOTION OR, ALTERNATIVELY, (B) SHORTENING THE NOTICE AND OBJECTION PERIODS FOR, AND SCHEDULING AN EXPEDITED HEARING ON, THE CROSS-MOTION OF THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS FOR AN ORDER APPOINTING A CHAPTER 11 TRUSTEE

Upon consideration of the *Motion of the Official Committee of Unsecured Creditors to Shorten Notice Period With Respect to the Motion of the Official Committee of Unsecured Creditors for an Order (A) Adjourning the Hearing on the Debtors' (I) DIP Motion and (II) Sale Motion or Alternatively, (B) Shortening the Notice and Objection Periods For, and Scheduling an Expedited Hearing On, The Cross-Motion of the Official Committee of Unsecured Creditors For an Order Appointing a Chapter 11 Trustee* (the "Motion to Shorten"); and for good cause shown, it is hereby ORDERED:

1. The relief requested in the Motion to Shorten is GRANTED.
2. The Court shall consider the relief requested in the *Motion of the Official Committee of Unsecured Creditors for an Order (A) Adjourning the Hearing on the Debtors' (I) DIP Motion and (II) Sale Motion or Alternatively, (B) Shortening the Notice and Objection Periods For, and*

¹ The Debtors in these chapter 11 cases, together with the last four digits of the Debtors' federal tax identification number, are AGDP Holding Inc. (6504); Avant Gardner, LLC (6504); AG Management Pool LLC (9962); EZ Festivals LLC (8854); Made Event LLC (6272); and Reynard Productions, LLC (5431). The Debtors' service address is 140 Stewart Ave, Brooklyn, NY 11237, Attn: General Counsel.

Scheduling an Expedited Hearing On, The Cross-Motion of the Official Committee of Unsecured Creditors For an Order Appointing a Chapter 11 Trustee (the “Motion to Adjourn”) at a hearing on September [9], 2025 at []:00 [].m. (ET).

3. Objections or responses in opposition to the Motion to Adjourn, if any, are due at or prior to the hearing.

4. This Court shall retain jurisdiction to hear and determine all matters arising from the implementation or interpretation of this Order.