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

In re:

CCA Construction, Inc.,¹

Debtor.

Chapter 11

Case No. 24-22548 (CMG)

**NOTICE OF HEARING ON DEBTOR'S MOTION FOR ENTRY OF
AN ORDER (I) SETTING BAR DATES FOR SUBMITTING PROOFS
OF CLAIM, INCLUDING REQUESTS FOR PAYMENT UNDER
SECTION 503(B)(9), (II) ESTABLISHING AMENDED SCHEDULES BAR
DATE AND REJECTION DAMAGES BAR DATE, (III) APPROVING
THE FORM, MANNER, AND PROCEDURES FOR FILING PROOFS OF CLAIM,
(IV) APPROVING NOTICE THEREOF, AND (V) GRANTING RELATED RELIEF**

PLEASE TAKE NOTICE that on **June 25, 2025 at 11:00 a.m. (prevailing Eastern Time)**, or as soon thereafter as counsel may be heard, the above-captioned debtor and debtor in possession (“CCA” or the “Debtor”), by and through its undersigned proposed counsel, shall

¹ The last four digits of the Debtor's federal tax identification number are 4862. The Debtor's service address for the purposes of this chapter 11 case is 445 South Street, Suite 310, Morristown, NJ 07960.



move the *Debtor's Motion for Entry of an Order (I) Setting Bar Dates for Submitting Proofs of Claim, Including Requests for Payment Under Section 503(b)(9), (II) Establishing Amended Schedules Bar Date and Rejection Damages Bar Date, (III) Approving the Form, Manner, and Procedures for Filing Proofs of Claim, (IV) Approving Notice Thereof, and (V) Granting Related Relief* (the "**Motion**") before the before the Honorable Christine M. Gravelle, Chief United States Bankruptcy Judge, in Courtroom 3 of the United States Bankruptcy Court for the District of New Jersey (the "**Bankruptcy Court**"), 402 East State Street, Trenton, NJ 08608, for entry of an order (the "**Order**"), substantially in the form submitted herewith, setting bar dates for submitting proofs of claim, including requests for payment under section 503(b)(9), establishing an amended schedules bar date and a rejection damages bar date, approving the form, manner, and procedures for filing proofs of claim, and approving notices thereof.

PLEASE TAKE FURTHER NOTICE that in support of the relief requested in the Motion, the Debtor 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 relief requested in the Motion shall: (a) be in writing; (b) state with particularity the basis of the objection; and (c) be filed with the Clerk of the United States Bankruptcy Court electronically by attorneys who regularly practice before the Bankruptcy 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 Bankruptcy Court) and, by 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 prior the hearing date set forth above.

PLEASE TAKE FURTHER NOTICE that copies of all documents filed in this chapter 11 case may be obtained free of charge by visiting the website of Kurtzman Carson Consultants, LLC dba Verita Global at <https://www.veritaglobal.net/CCAConstruction>. 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 objections are timely 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.

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DATED: May 21, 2025

Respectfully submitted,

By: /s/ Michael. D. Sirota
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ENTRY OF AN ORDER (I) SETTING BAR DATES
FOR SUBMITTING PROOFS OF CLAIM, INCLUDING
REQUESTS FOR PAYMENT UNDER SECTION 503(B)(9),
(II) ESTABLISHING AMENDED SCHEDULES BAR DATE
AND REJECTION DAMAGES BAR DATE, (III) APPROVING THE
FORM, MANNER, AND PROCEDURES FOR FILING PROOFS OF CLAIM,
(IV) APPROVING NOTICE THEREOF, AND (V) GRANTING RELATED RELIEF**

TO THE HONORABLE CHIEF JUDGE CHRISTINE M. GRAVELLE, UNITED STATES
BANKRUPTCY JUDGE FOR THE DISTRICT OF NEW JERSEY:

¹ The last four digits of the Debtor's federal tax identification number are 4862. The Debtor's service address for the purposes of this chapter 11 case is 445 South Street, Suite 310, Morristown, NJ 07960.

The above-captioned debtor and debtor in possession (“CCA” or the “Debtor”) states as follows in support of this motion (the “**Motion**”):²

Relief Requested

1. The Debtor seeks entry of an order, substantially in the form attached hereto as **Exhibit A** (the “**Order**”), approving the following relief:

- a. setting Bar Dates (as defined herein) for creditors to submit Proofs of Claim (as defined herein), as summarized in the table below;
- b. approving the procedures described herein for submitting Proofs of Claim and the form of the Proof of Claim attached as Exhibit 1 to the Order (the “**Proof of Claim Form**”);
- c. approving the form and manner of service of the notice of the Bar Dates, substantially in the form attached as Exhibit 2 to the Order (the “**Bar Date Notice**”), including the publication version of the Bar Date Notice, substantially in the form attached as Exhibit 3 to the Order, allowing for publication notice as described in this Motion; and
- d. granting related relief.

BAR DATES	
General Claims Bar Date	Establishing July 30, 2025, at 5:00 p.m., prevailing Eastern Time , as the last date and time for all Persons and Entities ³ to submit proofs of claim based on prepetition claims, including requests for payment under section 503(b)(9) of the Bankruptcy Code (collectively, “ Proofs of Claim ”), against the Debtor (the “ General Claims Bar Date ”).

² A detailed description of the Debtor and its business, including the facts and circumstances giving rise to the Debtor’s chapter 11 case, is set forth in the *Declaration of Yan Wei, Chairman and Chief Executive Officer of the Debtor, in Support of Chapter 11 Petition* (the “**First Day Declaration**”) [Docket No. 11].

³ Except as otherwise defined herein, all terms specifically defined in the Bankruptcy Code (as defined herein) shall have those meanings ascribed to them by the Bankruptcy Code. In particular, as used herein: (a) the term “**Claim**” has the meaning given to it in section 101(5) of the Bankruptcy Code; (b) the term “**Entity**” (including individuals, partnerships, corporations, joint ventures, and trusts) has the meaning given to it in section 101(15) of the Bankruptcy Code; (c) the term “**Governmental Unit**” has the meaning given to it in section 101(27) of the Bankruptcy Code; and (d) the term “**Person**” has the meaning given to it in section 101(41) of the Bankruptcy Code.

Governmental Bar Date	Solely as to Governmental Units, establishing July 30, 2025, at 5:00 p.m., prevailing Eastern Time , as the last date and time for each such Governmental Unit to file Proofs of Claim asserting Claims against the Debtor that arose on or before the Petition Date (the “ Governmental Bar Date ”).
Amended Schedules Bar Date	In the event that the Debtor amends its Schedules (as defined herein), establishing the later of (a) the General Claims Bar Date or the Governmental Bar Date , as applicable, and (b) 5:00 p.m., prevailing Eastern Time, on the date that is thirty (30) days from the date on which the Debtor provides notice of the amendment to the Schedules , as the last date and time by which claimants holding Claims affected by the amendment must file Proofs of Claim against the Debtor (such later date, the “ Amended Schedules Bar Date ”).
Rejection Damages Bar Date	Solely as to Claims arising from the Debtor’s rejection of executory contracts and unexpired leases, establishing the later of (a) (i) the General Claims Bar Date or (ii) the Governmental Bar Date , as applicable, and (b) 5:00 p.m., prevailing Eastern Time, on the date that is thirty (30) days following entry of the order approving the Debtor’s rejection of the applicable executory contract or unexpired lease as the last date and time by which claimants holding Claims based upon such rejection must file Proofs of Claim against the Debtor, unless otherwise ordered by the Court (such later date, the “ Rejection Damages Bar Date ” and together with the General Claims Bar Date, the Governmental Bar Date, the Amended Schedules Bar Date, the “ Bar Dates ”).

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 September 18, 2012 (Simandle, C.J.). The Debtor confirms its 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), 501, 502, 503, and 1111(a) of title 11 of the United States Code (the “**Bankruptcy Code**”), rules 2002, 3003, 5005, and 9008 of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”), and rule

3003-1 of the Local Rules of the United States Bankruptcy Court for the District of New Jersey (the “**Local Rules**”).

Background

5. CCA is headquartered in New Jersey and provides construction management, program management, and general contracting services for public and private clients through its non-debtor operating subsidiaries (the “**Non-Debtor Subsidiaries**”). In particular, CCA supports its Non-Debtor Subsidiaries by providing them with key shared services to enable them to deliver large-scale projects in civil, commercial, residential, and public infrastructure sectors. As set forth in the First Day Declarations, defined below, CCA performs construction and project management services on large scale projects primarily in the New York and New Jersey metropolitan area.

6. On December 22, 2024 (the “**Petition Date**”), the Debtor filed a voluntary petition for relief under chapter 11 of the Bankruptcy Code. The Debtor is operating its business and managing its properties as debtor in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code.

7. On March 5, 2025, the Court entered an Order directing the United States Trustee (the “**U.S. Trustee**”) to appoint an examiner [Docket No. 211]. On April 29, 2025, the U.S. Trustee appointed an examiner [Docket No. 280].

8. Additional information regarding CCA, the events leading up to the Petition Date, and the facts and circumstances supporting the relief requested in this motion is set forth in the Declaration of Yan Wei, Chairman and Chief Executive Officer of the Debtor, in Support of Chapter 11 Petition [Docket No. 11] (the “**Wei Declaration**”) and the Declaration of Evan Blum in Support of First Day Pleadings and Debtor in Possession Financing [Docket No. 12] (the “**BDO Declaration**”) and, together with the Wei Declaration, the “**First Day Declarations**”).

The Proposed Bar Dates

9. Bankruptcy Rule 3003(c)(3) provides that the Court shall fix the time within which Proofs of Claim must be filed in a chapter 11 case pursuant to section 501 of the Bankruptcy Code. Moreover, Bankruptcy Rule 3003(c)(2) provides that any creditor who has a Claim against the Debtor that arose prior to the Petition Date, and whose Claim is not scheduled in the Debtor's schedules of assets and liabilities and statements of financial affairs (collectively, the "**Schedules**") or whose Claim is listed on the Schedules as disputed, contingent, or unliquidated, must file a Proof of Claim. Section 502(b)(9) of the Bankruptcy Code further provides that a Proof of Claim filed by a Governmental Unit shall be timely filed if it is filed before one-hundred eighty (180) days after the entry of the order for relief. The Debtor filed its Schedules on January 27, 2025 [Docket No. 99] and certain amendments to its Schedules on March 26, 2025 [Docket No. 234].

10. The Debtor proposes to allow creditors and Governmental Units until **July 30, 2025, at 5:00 p.m., prevailing Eastern Time**, to file Proofs of Claim. The proposed timeline will give all parties in interest adequate notice of the Bar Dates and an opportunity to respond. Creditors may file a Proof of Claim that is different than the amount set forth in the Schedules, in which case the Debtor will reconcile the filed Proof of Claim with the filed Schedules. Any creditor's filed Proof of Claim will supersede any amount listed on the Schedules.

I. General Claims Bar Date.

11. The Debtor requests that the Court establish **July 30, 2025, at 5:00 p.m., prevailing Eastern Time**, as the General Claims Bar Date. The General Claims Bar Date would be the date and time by which all Entities, other than Governmental Units holding Claims, must file Proofs of Claim, including requests for payment under section 503(b)(9), so that such Proofs of Claim are actually received by Kurtzman Carson Consultants, LLC dba Verita Global

(“**Verita**” or the “**Notice and Claims Agent**”) as of the General Claims Bar Date, unless such Entity’s Claim falls within one of the exceptions set forth in this Motion. Subject to these exceptions, the General Claims Bar Date would apply to all Claims against the Debtor that arose or are deemed to have arisen prior to the Petition Date, including secured Claims, unsecured priority Claims, unsecured non-priority Claims, and rejection damage Claims for executory contracts and unexpired leases that have already been rejected by order of the Court in this chapter 11 case.

II. Governmental Bar Date.

12. Section 502(b)(9) of the Bankruptcy Code provides, in relevant part, that “[a] claim of a governmental unit shall be timely filed if it is filed before 180 days after the date of the order for relief or such later time as the [Bankruptcy Rules] may provide” 11 U.S.C. § 502(b)(9). The Debtor requests that the Court establish **July 30, 2025, at 5:00 p.m., prevailing Eastern Time**, as the Governmental Bar Date for all Governmental Claims. The Governmental Bar Date would apply to all Governmental Units holding Claims against the Debtor (whether secured, unsecured priority, or unsecured non-priority) that arose prior to the Petition Date, including Governmental Units with Claims against the Debtor for unpaid taxes, whether such Claims arise from prepetition tax years or periods or prepetition transactions to which the Debtor was a party. All Governmental Units holding such Claims against the Debtor would be required to file Proofs of Claim so that such Proofs of Claim are actually received by the Notice and Claims Agent by the Governmental Bar Date.

III. Amended Schedules Bar Date.

13. In the event that the Debtor further amends its Schedules, in accordance with Bankruptcy Local Rule 1009-1, the Debtor requests that the Court establish the Amended Schedules Bar Date as the deadline by which claimants holding Claims affected by the amendment

must file Proofs of Claim with respect to such Claims so that such Proofs of Claim are actually received by the Notice and Claims Agent as of the later of (a) the General Claims Bar Date or the Governmental Bar Date, as applicable, and (b) **5:00 p.m. prevailing Eastern Time on the date that is thirty (30) calendar days** from the date on which the Debtor provides notice of the amendment to the Schedules.

IV. Rejection Damages Bar Date.

14. The Debtor also seeks to require any Person or Entity that holds a Claim arising from the rejection of an executory contract or unexpired lease to submit a Proof of Claim based on such rejection on or before the later of (a) the General Claims Bar Date or the Governmental Bar Date, as applicable, and (b) any date the Court may fix in the applicable order authorizing such rejection and, if no such date is provided, **5:00 p.m., prevailing Eastern Time, on the date that is thirty (30) calendar days** from the date of entry of such order, unless otherwise ordered by the Court. The Debtor will provide notice of the Rejection Damages Bar Date to the contract or lease counterparty whose contract or lease is being rejected at the time the Debtor rejects any executory contract or unexpired lease.

The Proposed Procedures for Submitting Proofs of Claim

I. Proposed Filing Procedures

A. Parties and Forms.

15. All holders of Claims shall file Proofs of Claim, using the Proof of Claim Form, by the General Claims Bar Date, **except** as set forth below:

- a. All Governmental Units shall file Proofs of Claim by the Governmental Bar Date.
- b. All holders of rejection Claims shall file Proofs of Claim by the Rejection Damages Bar Date.

- c. All holders of Claims affected by an amendment to the Schedules shall file Proofs of Claim by the Amended Schedules Bar Date.

16. In addition to the exceptions listed in the paragraph above, the Debtor proposes that Entities holding the following Claims be **exempt** from any requirement to file a Proof of Claim on account of the below Claims before any Bar Date:

- a. any Claim that has already been asserted in a Proof of Claim against the Debtor with the Notice and Claims Agent in a form substantially similar to Official Bankruptcy Form No. 410 (unless such Person or Entity wishes to assert a Claim against the Debtor not identified in the prior Proof of Claim, in which case an additional Proof of Claim must be filed);
- b. any Claim that is listed on the Schedules filed by the Debtor, *provided* that (i) the Claim is ***not*** scheduled as “disputed,” “contingent,” or “unliquidated” and (ii) the claimant does not disagree with the amount, nature, and priority of the Claim as set forth in the Schedules;
- c. any Claim that has previously been allowed by order of this Court;
- d. any Claim that has already been paid in full by the Debtor;
- e. any Claim for which a different deadline has previously been fixed by this Court;
- f. any Person or Entity that holds an equity interest in the Debtor, which interest is based exclusively upon the ownership of common or preferred stock, membership interests, partnership interests, warrants, options, or rights of purchase, or who sell or subscribe to such a security or interest; *provided* that any holder of an equity interest in the Debtor who wishes to assert a Claim (as opposed to an ownership interest) against the Debtor (including a Claim relating to such equity interest or the purchase or sale of such equity interest), must file a Proof of Claim on or before the applicable Bar Date;
- g. any Claim held by a current employee of the Debtor if an order of the Court authorizes the Debtor to honor such Claim in the ordinary course of business as a wage, commission, or benefit; *provided, however*, that a current or former employee must submit a Proof of Claim by the General Claims Bar Date for all other Claims arising before the Petition Date, including Claims for wrongful termination, discrimination, harassment, hostile work environment, and retaliation;

- h. any Professional Compensation Claim;⁴
- i. any Claim held by a current officer or director for indemnification, contribution, or reimbursement;
- j. any holder of a Claim allowable under sections 503(b) and 507(a)(2) of the Bankruptcy Code as an administrative expense, except that any holder of a 503(b)(9) Claim must file a Proof of Claim on or before the General Claims Bar Date;
- k. any Person or Entity that is exempt from filing a Proof of Claim pursuant to an order of the Court in this chapter 11 case, including the DIP Lender as defined pursuant to the *Final Order (I) Authorizing the Debtor to Obtain Postpetition Financing; (II) Granting Liens and Superpriority Administrative Expense Claims; (III) Modifying the Automatic Stay; and (IV) Granting Related Relief* [Docket No. 174] (the “**Final DIP Order**,” and any amended order entered by the Court in respect thereof); and
- l. any Claim held by any Person or Entity solely against a non-Debtor entity.

17. The Debtor prepared and seeks approval of the Proof of Claim Form attached as Exhibit 1 to the Order, which, although based on Official Form 410, is modified to allow creditors to request payment for Claims under section 503(b)(9) of the Bankruptcy Code.

18. So long as a creditor otherwise complies in all respects with the Order, the creditor can submit a Proof of Claim in hard copy or through the Debtor’s case website established by the Notice and Claims Agent at <https://www.veritaglobal.net/CCAConstruction>.

⁴ “**Professional Compensation Claims**” means, at any given moment, all Claims for accrued fees and expenses (including success fees) for services rendered by a Professional (as defined herein) through and including the effective date of any confirmed chapter 11, to the extent such fees and expenses have not been paid pursuant to any other order of the Court and regardless of whether a fee application has been filed for such fees and expenses. To the extent the Court denies or reduces by a final order any amount of a Professional’s fees or expenses, then the amount by which such fees or expenses are reduced or denied shall reduce the applicable Professional Compensation Claim.

“**Professional**” means an Entity: (a) employed pursuant to a Bankruptcy Court order in accordance with sections 327, 363, or 1103 of the Bankruptcy Code and to be compensated for services rendered prior to or on the Confirmation Date, pursuant to sections 327, 328, 329, 330, 331, and 363 of the Bankruptcy Code; or (b) awarded compensation and reimbursement by the Bankruptcy Court pursuant to section 503(b)(4) of the Bankruptcy Code.

II. Proposed Preparation and Filing Instructions.

19. The Debtor requests that the Court require all Proofs of Claim submitted in this chapter 11 case be consistent with the following:

- a. ***Contents.*** Each Proof of Claim must: (i) be written in English; (ii) be denominated in U.S. Dollars; (iii) conform substantially with a Proof of Claim Form provided by the Debtor or the Official Form 410; and (iv) be signed or electronically transmitted through the interface available on Verita's website at <https://www.veritaglobal.net/CCAConstruction> by the claimant or by an authorized agent or legal representative of the claimant;
- b. ***Receipt of Service.*** Claimants submitting a Proof of Claim through non-electronic means who wish to receive a proof of receipt of their Proofs of Claim from the Notice and Claims Agent must also include with their Proof of Claim a copy of their Proof of Claim and a self-addressed, stamped envelope;
- c. ***Supporting Documentation.*** Each Proof of Claim must include supporting documentation in accordance with Bankruptcy Rules 3001(c) and 3001(d). If, however, such documentation is voluminous, upon prior written consent of the Debtor's counsel, such Proof of Claim may include a summary of such documentation or an explanation as to why such documentation is not available; *provided* that any creditor that received such written consent shall be required to transmit such supporting documentation to Debtor's counsel upon request no later than ten days from the date of such request.

**PROOFS OF CLAIM MUST BE SUBMITTED BY MAIL,
BY HAND DELIVERY, OR THROUGH VERITA'S WEBSITE.**

**PROOFS OF CLAIM
SUBMITTED BY FACSIMILE OR EMAIL WILL NOT BE
ACCEPTED AND WILL NOT BE DEEMED TIMELY SUBMITTED.**

III. Consequences of Failing to Timely Submit a Proof of Claim.

20. In accordance with Bankruptcy Rule 3003(c)(2), the Debtor proposes that any Person or Entity that is required, but fails, to submit a Proof of Claim in accordance with the Order on or before the applicable Bar Date will be forever barred, estopped, and enjoined from asserting such Claim including any such Claim asserting administrative expense status under section 503(b)(9) of the Bankruptcy Code against the Debtor (or submitting a Proof of Claim with respect

to that Claim), and the Debtor and its property, will be forever discharged from any and all indebtedness or liability with respect to or arising from that Claim. Moreover, such creditor will be prohibited from (a) voting on any chapter 11 plan filed in this chapter 11 case on account of such Claim, (b) participating in any distribution in this chapter 11 case on account of such Claim, and (c) receiving further notices regarding such Claim. Such Person or Entity shall not be treated as a creditor with respect to such Claim for any purpose in this chapter 11 case.

The Bar Date Notice

21. Among other things, the Bar Date Notice: (a) identifies the Bar Dates; (b) includes detailed procedures for submitting a timely and accurate Proof of Claim; (c) lists the parties who are not required to submit a Proof of Claim; (d) describes the consequences of failing to submit a Proof of Claim in accordance with the Order; and (e) provides creditors with the name and telephone number of the Notice and Claims Agent, where questions may be addressed and from whom additional information may be obtained.

22. With the assistance of the Notice and Claims Agent, by no later than three (3) business days after entry of the Order, the Debtor will serve the Bar Date Notice and a Proof of Claim Form by email from the Notice and Claims Agent as applicable and/or first-class mail in accordance with the *Chapter 11 Complex Case Management Order* [Docket No. 74] (as amended, supplemented, or modified by order of the Court, the “**Case Management Procedures**”) on:

- a. the Master Service List (as defined in the Case Management Procedures);
- b. all known creditors and other known holders of potential Claims against the Debtor as of the date of entry of the Order, including all Persons or Entities listed in the Schedules for which the Debtor has mailing addresses or email addresses;
- c. all Entities that have filed Proofs of Claim in this chapter 11 case as of the date of entry of the Order;

- d. all known equity and interest holders of the Debtor as of the date of entry of the Order;
- e. all Entities who are party to executory contracts and unexpired leases with the Debtor;
- f. all Entities who are party to litigation with the Debtor;
- g. all current and certain former employees (to the extent that contact information for former employees is available in the Debtor's records);
- h. all regulatory authorities that regulate the Debtor's businesses, including consumer protection, environmental, and permitting authorities; and
- i. all taxing authorities for the jurisdictions in which the Debtor maintains or conducts business.

23. The Debtor also intends to provide notice of the Bar Dates by publication to help ensure that all potential claimants receive adequate notice of the Bar Dates. Specifically, the Debtor proposes to publish the Bar Date Notice, modified for publication substantially in the form attached as Exhibit 3 to the Order, on one occasion in a national publication.

24. Further, the Debtor shall post the Proof of Claim Form and the Bar Date Notice on the Debtor's case website established by the Notice and Claims Agent at <https://www.veritaglobal.net/CCACConstruction>.

Basis for Relief Requested

I. Authority to Approve the Bar Dates and the Procedures for Filing Proofs of Claim.

25. Generally, claimants must submit a proof of claim to assert a claim in a bankruptcy proceeding. *See* 11 U.S.C. § 501(a). Bankruptcy Rule 3003(c)(3) typically governs the submission of proofs of claim in a chapter 11 case and provides, in relevant part, that “[t]he court shall fix and for cause shown may extend the time within which proofs of claim or interest may be filed.” It is well recognized that a claims bar date plays an essential role in the twin goals of bankruptcy—preserving a debtor's going-concern value and maximizing property available to satisfy creditors. *See Bank of Am. Nat'l Trust and Sav. Assoc. v. 203 N LaSalle St. P'ship*, 526

U.S. 434, 453 (1999). Indeed, prolonged uncertainty regarding the aggregate liabilities of the bankruptcy estate could delay or derail the development of a sound restructuring plan process to the detriment of creditors and parties in interest. Further, the absence of such a deadline, in contrast, would prolong claimholder uncertainty, increase the costs and expenses incurred by the debtor in connection with the claims reconciliation process, and delay or even derail the claims process, thus undercutting one of the principal purposes of bankruptcy law — “secur[ing] within a limited period the prompt and effectual administration and settlement of the debtor’s estate.” *Chemetron Corp. v. Jones*, 72 F.3d 341, 346 (3d Cir. 1995). *See also Ellis v. Westinghouse Elec. Co., LLC*, 11 F. 4th 221, 232 (3d Cir. 2021) (A bar date “not only allows the trustee or debtor-in-possession to estimate the debtor’s potential liabilities, it is also essential in formulating a viable reorganization plan. Without a final claims deadline, participants in the reorganization process would be hindered by undue caution in their negotiations and in voting on the plan.”).

26. The Case Management Procedures incorporates the Court’s *Gen. Order Governing Chapter 11 Complex Case Procedures*, which provides that the deadlines for filing proofs of claim set forth in Local Rule 3003-1 do not apply to this chapter 11 case. Rather, the Debtor is required to file this Motion to establish appropriate deadlines and procedures to file proofs of claim.

27. Recognizing the importance of setting deadlines for submitting claims against the debtor, courts in this jurisdiction have regularly approved relief similar to that requested in this Motion. *See, e.g., In re Careismatic Brands, LLC*, No. 24-10561 (VFP) (Bankr. D.N.J. Feb. 29, 2024) (establishing deadlines by which certain holders of claims were required to file proofs of claims); *In re DirectBuy Home Improvement, Inc.*, No. 23-19159 (SLM) (Bankr. D.N.J. Dec. 5, 2023) (same); *In re Rite Aid Corp.*, No. 23-18993 (MBK) (Bankr. D.N.J. Nov. 20, 2023) (same); *In re Cyxtera Techs., Inc.*, No. 23-14853 (JKS) (Bankr. D.N.J. July 19, 2023) (same); *In re Bed*

Bath & Beyond Inc., No. 23-13359 (VFP) (Bankr. D.N.J. May 31, 2023) (same); *In re David's Bridal, LLC*, No. 22-13131 (CMG) (Bankr. D.N.J. May 18, 2023) (same); *In re BlockFi Inc.*, No. 22-19361 (MBK) (Bankr. D.N.J. Jan. 30, 2023) (same).⁵

28. Further the Debtor submits that the adjustments to the Proof of Claim Form set forth herein are justified and warranted under the circumstances present here. Courts in this and other jurisdictions regularly adjust a proof of claim form with respect to fixing bar dates for submit Claims under section 503(b)(9) of the Bankruptcy Code. *See, e.g., In re Careismatic Brands, LLC*, No. 24-10561 (VFP) (Bankr. D.N.J. Feb. 29, 2024) (permitting Debtors to utilize a modified proof of claim form); *In re DirectBuy Home Improvement, Inc.*, No. 23-19159 (SLM) (Bankr. D.N.J. Dec. 5, 2023) (same); *In re Rite Aid Corp.*, No. 23-18993 (MBK) (Bankr. D.N.J. Nov. 20, 2023) (same); *In re Cyxtera Technologies, Inc.*, No. 23-13359 (JKS) (Bankr. D.N.J. July 20, 2023) (same); *In re Bed Bath & Beyond Inc.*, No. 22-19361 (MBK) (Bankr. D.N.J. Jan. 30, 2023) (same).

29. To ensure that the Debtor is able to confirm and consummate a chapter 11 plan, the Debtor will require accurate information regarding the nature, validity, amount, and status of all Claims that will be asserted against its estate in this chapter 11 case. It is important that the Debtor begins the Claims analysis and reconciliation process as soon as possible pursuant to clear procedures designed to both limit confusion on the part of creditors and facilitate an efficient process that conserves estate resources. Fixing the Bar Dates as set forth herein will help the Debtor accomplish the foregoing objectives.

30. The Bar Dates herein comply with the Bankruptcy Code, Bankruptcy Rules, and Local Rules, are appropriate, and should be approved. Further, the proposed timeline provides

⁵ Due to 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.

that the Rejection Damages Bar Date is the later of (a) the General Claims Bar Date or the Governmental Bar Date, as applicable, and (b) any date the Court may fix in the applicable order authorizing such rejection and, if no such date is provided, thirty (30) calendar days from the date of entry of such order, which satisfies Local Rule 3003-1(b). Accordingly, the Debtor requests that the Court establish the Bar Dates set forth herein.

II. The Procedures for Submitting Proofs of Claim Should Be Approved.

31. The Debtor has worked to design procedures that: (a) provide creditors with ample notice and opportunity to submit Proofs of Claim; (b) provide a clear process for effecting the same; and (c) achieve administrative and judicial efficiency. Indeed, the procedures described above are calibrated to achieve the twin goals of providing comprehensive notice and clear instructions to creditors, on the one hand, and allowing this chapter 11 case to move forward quickly with a minimum of administrative expense and delay, on the other hand.

32. Among other things, the procedures provide clear instructions for submitting Proofs of Claim that are calculated to avoid confusion or uncertainty among creditors that might lead them to submit unnecessary protective Proofs of Claim or multiple Proofs of Claim, which, in either event, would result in unnecessary expense and delay in the Claims reconciliation process for all parties affected thereby.

33. The Debtor proposes that claimants be permitted to submit Proofs of Claim in person, by hand delivery, or via mail, or through Verita's website. Although Proofs of Claim submitted by facsimile or email will not be accepted, the Debtor proposes that Proofs of Claim be permitted to be submitted electronically using the interface available on the Notice and Claims Agent's website at <https://www.veritaglobal.net/CCACConstruction>. A similar electronic interface has been utilized in other large bankruptcy cases. *See, e.g., In re Careismatic Brands, LLC*, No. 24-10561 (VFP) (Bankr. D.N.J. Feb. 29, 2024) (approving procedures for submission of proofs of

claim through electronic interface); *In re DirectBuy Home Improvement, Inc.*, No. 23-19159 (SLM) (Bankr. D.N.J. Dec. 5, 2023) (same); *In re Rite Aid Corp.*, No. 23-18993 (MBK) (Bankr. D.N.J. Nov. 20, 2023) (same); *In re Cyxtera Techs., Inc.*, No. 23-14853 (JKS) (Bankr. D.N.J. July 19, 2023) (same); *In re Bed Bath & Beyond Inc.*, No. 23-13359 (VFP) (Bankr. D.N.J. May 31, 2023) (same); *In re David's Bridal, LLC*, No. 22-13131 (CMG) (Bankr. D.N.J. May 18, 2023) (same); *In re BlockFi Inc.*, No. 22-19361 (MBK) (Bankr. D.N.J. Jan. 30, 2023) (same).

34. These procedures will facilitate the claims process by establishing protocols for noticing and publishing the Bar Dates and providing claimants with clear instructions regarding the procedures and other requirements for submitting a Proof of Claim. Accordingly, these procedures should be approved.

III. The Proposed Notice and Service Satisfy Due Process Requirements.

35. Bankruptcy Rule 2002(a)(7) requires that the Debtor provides claimants at least twenty-one (21) days' notice by mail of the time fixed for submitting proofs of claim pursuant to Bankruptcy Rule 3003(c). In addition, Bankruptcy Rule 2002(l) provides that the Court may order notice by publication if it finds that notice by mail is impractical or that it is desirable to supplement other notice. Bankruptcy Rule 9008 also provides that the Court shall determine the form and manner of publication notice, the newspapers used, and the frequency of publication.

36. In conjunction with setting deadlines to file Proofs of Claim, the Debtor must give appropriate notice to interested parties. The Debtor proposes to mail and/or email the Bar Date Notice to its known creditors and, thus, must rely on publication to give notice to its unknown creditors. This procedure is consistent with applicable case law and practice in this district. *See, e.g., In re Careismatic Brands, LLC*, No. 24-10561 (VFP) (Bankr. D.N.J. Feb. 29, 2024) (relying on publication to give notice to its unknown creditors); *In re DirectBuy Home Improvement, Inc.*, No. 23-19159 (SLM) (Bankr. D.N.J. Dec. 5, 2023) (same); *In re Rite Aid Corp.*, No. 23-18993

(MBK) (Bankr. D.N.J. Nov. 20, 2023) (same); *In re Cyxtera Techs., Inc.*, No. 23-14853 (JKS) (Bankr. D.N.J. July 19, 2023) (same); *In re Bed Bath & Beyond Inc.*, No. 23-13359 (VFP) (Bankr. D.N.J. May 31, 2023) (same); *In re David's Bridal, LLC*, No. 22-13131 (CMG) (Bankr. D.N.J. May 18, 2023) (same); *In re BlockFi Inc.*, No. 22-19361 (MBK) (Bankr. D.N.J. Jan. 30, 2023) (same).

37. To determine the adequacy of notice given to a creditor, bankruptcy law distinguishes between “known” and “unknown” creditors. *Chemetron*, 72 F.3d at 346. As the Third Circuit explained in *Chemetron*, “[k]nown creditors must be provided with actual written notice of a debtor’s bankruptcy filing and bar claims date.” *Id.* at 346 (citations omitted). A “known” creditor is one whose identity is either known or is “reasonably ascertainable by the debtor.” *Id.* (citing *Tulsa Prof'l Collection Servs., Inc. v. Pope*, 485 U.S. 478, 490 (1988)). An “unknown” creditor is one whose “interests are either conjectural or future or, although they could be discovered upon investigation, do not in due course of business come to knowledge [of the debtor].” *Id.* (citing *Mullane v. Central Hanover Bank & Trust Co.*, 339 U.S. 306, 317 (1950)).

38. Where a creditor is known to the debtor, due process requires that the debtor take reasonable steps, such as direct mailing, to provide actual notice of the deadline for submitting proofs of claim. A creditor’s identity is “reasonably ascertainable” if that creditor can be identified through “reasonably diligent efforts.” *Mennonite Bd. of Missions v. Adams*, 462 U.S. 791, 798 n.4 (1983). But this does not require the debtor to engage in “impracticable and extended searches . . . in the name of due process.” *See Mullane*, 339 U.S. at 317. Rather, the required search is limited to a debtor’s “books and records.” *See Chemetron*, 72 F.3d at 347. Further, debtors are not required to publish notice in an excessive number of jurisdictions. *See In re Best*

Prods. Co., Inc., 140 B.R. 353, 358 (Bankr. S.D.N.Y. 1992) (finding it impracticable to expect a debtor to publish notice in every newspaper that an unknown creditor possibly may read).

39. The Debtor submits that the relief requested herein provides clear notice of the Bar Dates as set forth herein in satisfaction of the requirements of the Bankruptcy Rules and is consistent with the underlying policies of the Bankruptcy Code. Specifically, to the extent the General Claims Bar Date is established as proposed, the Debtor intends to cause the Bar Date Notice to be served by email and/or first-class mail, as applicable, within three (3) business days of entry of the Order. This will provide for approximately thirty-five (35) days' notice of the General Claims Bar Date.

40. After the initial mailings of the Bar Date Notices and Proof of Claim Forms, the Debtor may, in its discretion, make supplemental mailings of notices, including in the event that: (a) notices are returned by the post office with forwarding addresses;⁶ (b) notices served by email are confirmed to be undeliverable; (c) certain parties acting on behalf of parties in interest (*e.g.*, banks and brokers with respect to equity interest holders) decline to pass along notices to these parties and instead provide their names and addresses to the Debtor for direct mailing; and (d) additional potential claimants become known to the Debtor. In these and similar circumstances, the Debtor requests that the Court permit it to make supplemental mailings of the Bar Date Notices and Proof of Claim Forms at any time up to seven (7) days in advance of the applicable Bar Date, with any such mailings deemed timely and the applicable Bar Date being enforced against the relevant creditors. The Debtor believes that these proposed supplemental

⁶ If notices are returned as "return to sender" without a forwarding address, the Debtor requests that they should not be required to mail additional notices to such creditors.

mailings will help provide actual notice to known creditors wherever practicable, while at the same time preserving the integrity of the applicable Bar Date.

41. To provide creditors unknown to the Debtor with constructive notice of the Bar Dates herein, the Debtor proposes to publish the Bar Date Notice, modified as necessary, in a national edition of one of, *The New York Times*, *Wall Street Journal*, or *USA Today*.

42. In light of the foregoing, service and publication of the Bar Date Notice is reasonably designed to reach all interested parties in a cost-effective manner and satisfies the requirements of the relevant provisions of the Bankruptcy Code, Bankruptcy Rules, and Local Rules. Accordingly, the Debtor requests that the Court deem the form of Bar Date Notice and mailing and publication thereof good, adequate, and sufficient notice of the Bar Dates set forth herein.

Waiver of Memorandum of Law

43. The Debtor requests that the Court waive the requirement to file a separate memorandum of law pursuant to Local Rule 9013-1(a)(3) because the legal basis upon which the Debtor relies is set forth herein and this Motion does not raise any novel issues of law.

Reservation of Rights

44. Notwithstanding anything to the contrary herein, nothing contained in this Motion or any actions taken pursuant to any order granting the relief requested by this Motion is intended or should be construed as (a) an implication or admission as to the amount of, basis for, or validity of any particular claim against the Debtor under the Bankruptcy Code or other applicable nonbankruptcy law; (b) a waiver of the Debtor's or any other party in interest's rights to dispute any particular claim on any grounds; (c) a promise or requirement to pay any particular claim; (d) an implication, admission, or finding that any particular claim is an administrative expense

claim, other priority claim or otherwise of a type specified or defined in this Motion or any order granting the relief requested by this Motion; (e) a request or authorization to assume, adopt, or reject any agreement, contract, or lease pursuant to section 365 of the Bankruptcy Code; (f) an admission by the Debtor as to the validity, priority, enforceability, or perfection of any lien on, security interest in, or other encumbrance on property of the Debtor's estates; (g) a waiver or limitation of the Debtor, or any other party in interest's, claims, causes of action, or other rights under the Bankruptcy Code or any other applicable law; (h) an approval, assumption, adoption, or rejection of any agreement, contract, lease, program, or policy under section 365 of the Bankruptcy Code; (i) a concession by the Debtor that any liens (contractual, common law, statutory, or otherwise) that may be satisfied pursuant to the relief requested in this Motion are valid, and the rights of all parties in interest are expressly reserved to contest the extent, validity, or perfection or seek avoidance of all such liens; (j) a waiver of the obligation of any party in interest to file a proof of claim; or (k) otherwise affecting the Debtor's rights under section 365 of the Bankruptcy Code to assume or reject any executory contract or unexpired lease.

No Prior Request

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

Notice

43. The Debtor will provide notice of this Motion to the following parties or their respective counsel: (i) the U.S. Trustee; (ii) the entities listed on the List of Creditors Holding the 20 Largest Unsecured Claims; (iii) Gibbons P.C., as counsel to BMLP; (iv) Lowenstein Sandler LLP, as counsel to the DIP lender; (v) the Internal Revenue Service; (vi) the Office of the United States Attorney for the District of New Jersey; and (vii) any party that has requested notice

pursuant to Bankruptcy Rule 2002. The Debtor submits that, in light of the nature of the relief requested, no other or further notice need be given.

WHEREFORE, the Debtor requests that the Court enter an order, in substantially the forms submitted herewith, granting the relief requested herein and such other relief as is just and proper under the circumstances.

DATED: May 21, 2025

Respectfully submitted,

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*Co-Counsel to the Debtor
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Exhibit A

Proposed Order

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

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

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Co-Counsel to the Debtor and Debtor in Possession

In re:

CCA Construction, Inc.,

Debtor.

Chapter 11

Case No. 24-22548 (CMG)

ORDER (I) SETTING BAR DATES FOR SUBMITTING PROOFS OF CLAIM, INCLUDING REQUESTS FOR PAYMENT UNDER SECTION 503(B)(9), (II) ESTABLISHING AMENDED SCHEDULES BAR DATE AND REJECTION DAMAGES BAR DATE, (III) APPROVING THE FORM, MANNER, AND PROCEDURES FOR FILING PROOFS OF CLAIM, (IV) APPROVING NOTICE THEREOF, AND (V) GRANTING RELATED RELIEF

The relief set forth on the following pages, numbered three (3) through and including thirteen (13), is **ORDERED**.

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Debtor: CCA CONSTRUCTION, INC.

Case No. 24-22548 (CMG)

Caption of Order: Order (I) Setting Bar Dates for Submitting Proofs of Claim, Including Requests for Payment Under Section 503(b)(9), (II) Establishing Amended Schedules Bar Date and Rejection Damages Bar Date, (III) Approving the Form, Manner, and Procedures for Filing Proofs of Claim, (IV) Approving Notice Thereof, and (V) Granting Related Relief

Upon the *Debtor's Motion for Entry of an Order (I) Setting Bar Dates for Submitting Proofs of Claim, Including Requests for Payment Under Section 503(b)(9), (II) Establishing Amended Schedules Bar Date and Rejection Damages Bar Date, (III) Approving the Form, Manner, and Procedures for Filing Proofs of Claim, (IV) Approving Notice Thereof, and (V) Granting Related Relief* (the “**Motion**”),¹ of the above-captioned debtor and debtor in possession (“**CCA**” or the “**Debtor**”), for entry of an order (this “**Order**”) (a) setting Bar Dates for creditors to submit Proofs of Claim in this chapter 11 case, (b) approving the procedures described herein for submitting Proofs of Claim in this chapter 11 case and the form of Proof of Claim attached hereto as **Exhibit 1**, (c) approving the forms and manner of service of the notice of the Bar Dates, substantially in the form attached hereto as **Exhibit 2** (the “**Bar Date Notice**”), including the publication version of the Bar Date Notice, substantially in the form attached hereto as **Exhibit 3**, and allowing for publication notice as described in the Motion, and (d) granting related relief, all as more fully set forth in the Motion; and upon the First Day Declaration; and the 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 September 18, 2012 (Simandle, 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

¹ Capitalized terms used but not otherwise defined herein have the meaning ascribed to them in the Motion.

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Debtor: CCA CONSTRUCTION, INC.

Case No. 24-22548 (CMG)

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this Court having found that the Debtor's 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**"); and this Court having determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and upon all of the proceedings had before the Court and after due deliberation and sufficient cause appearing therefor **IT IS HEREBY ORDERED THAT:**

1. The Motion is **GRANTED** as set forth herein.
2. Except as otherwise provided herein and notwithstanding Local Rule 3003-1, all Persons and Entities including, without limitation, individuals, partnerships, corporations, joint ventures, and trusts, that assert a Claim (as defined in section 101(5) of the Bankruptcy Code) against the Debtor that arose before the Petition Date, including Claims pursuant to section 503(b)(9) of the Bankruptcy Code (each, a "**503(b)(9) Claim**"), shall submit a written proof of such Claim so that it is *actually received* by Kurtzman Carson Consultants, LLC dba Verita Global ("**Verita**" or the "**Notice and Claims Agent**") before **5:00 p.m. prevailing Eastern Time on July 30, 2025** (the "**General Claims Bar Date**"), in accordance with this Order.
3. Notwithstanding any other provision of this Order, Proofs of Claim submitted by Governmental Units (as defined in section 101(27) of the Bankruptcy Code) must be submitted so as to be *actually received* by the Notice and Claims Agent before **5:00 p.m. prevailing Eastern Time on July 30, 2025** (the "**Governmental Bar Date**").

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Debtor: CCA CONSTRUCTION, INC.

Case No. 24-22548 (CMG)

Caption of Order: Order (I) Setting Bar Dates for Submitting Proofs of Claim, Including Requests for Payment Under Section 503(b)(9), (II) Establishing Amended Schedules Bar Date and Rejection Damages Bar Date, (III) Approving the Form, Manner, and Procedures for Filing Proofs of Claim, (IV) Approving Notice Thereof, and (V) Granting Related Relief

4. Any Person or Entity that holds a Claim arising from the rejection of an executory contract or unexpired lease must submit a Proof of Claim based on such rejection on or before the later of (a) the applicable Bar Date and (b) any date this Court may fix in the applicable order authorizing such rejection and, if no such date is provided, thirty (30) calendar days from the date of entry of such order, unless otherwise ordered by the Court (the “**Rejection Damages Bar Date**”). The Debtor will provide notice of the Rejection Damages Bar Date to the contract or lease counterparty whose contract or lease is being rejected at the time the Debtor rejects such executory contract or unexpired lease. For the avoidance of doubt, counterparties to unexpired leases of non-residential real property shall not be required to file prepetition claims against the Debtor unless and until the applicable lease is rejected by the Debtor.

5. Unless otherwise agreed to by the Debtor, in the event the Debtor amends or supplements its Schedules, the Debtor shall give notice of any such amendment to the holders of any Claim affected thereby, and such holders shall submit their Claims by the later of (a) the applicable Bar Date and (b) **5:00 p.m. prevailing Eastern Time on the date that is thirty (30) calendar days** after such Person or Entity is served with notice that the Debtor has amended its Schedules in a manner that affects such Person or Entity (any such date, the “**Amended Schedules Bar Date**”).

6. In accordance with Bankruptcy Rule 3003(c)(2) any holder of a Claim that is not excepted from the requirements of this Order and fails to timely submit a Proof of Claim in the appropriate form shall be forever barred, estopped, and enjoined from (a) voting on any chapter 11

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Debtor: CCA CONSTRUCTION, INC.

Case No. 24-22548 (CMG)

Caption of Order: Order (I) Setting Bar Dates for Submitting Proofs of Claim, Including Requests for Payment Under Section 503(b)(9), (II) Establishing Amended Schedules Bar Date and Rejection Damages Bar Date, (III) Approving the Form, Manner, and Procedures for Filing Proofs of Claim, (IV) Approving Notice Thereof, and (V) Granting Related Relief

plan filed in this chapter 11 case on account of such Claim, (b) participating in any distribution in this chapter 11 case on account of such Claim, and (c) receiving further notices regarding such Claim.

7. The following procedures for the submission of Proofs of Claim asserting Claims against the Debtor in this chapter 11 case shall apply:

- a. ***Contents.*** Each Proof of Claim must: (i) be written in English; (ii) be denominated in U.S. Dollars; (iii) conform substantially with a Proof of Claim Form provided by the Debtor or the Official Form 410; and (iv) be signed or electronically transmitted through the interface available on Verita's website at <https://www.veritaglobal.net/CCACConstruction> by the claimant or by an authorized agent or legal representative of the claimant;
- b. ***Receipt of Service.*** Claimants submitting a Proof of Claim through non-electronic means who wish to receive a proof of receipt of their Proofs of Claim from the Notice and Claims Agent must also include with their Proof of Claim a copy of their Proof of Claim and a self-addressed, stamped envelope;
- c. ***Supporting Documentation.*** Each Proof of Claim must include supporting documentation in accordance with Bankruptcy Rules 3001(c) and 3001(d). If, however, such documentation is voluminous, upon prior written consent of the Debtor's counsel, such Proof of Claim may include a summary of such documentation or an explanation as to why such documentation is not available; *provided* that any creditor that received such written consent shall be required to transmit such supporting documentation to Debtor's counsel upon request no later than ten days from the date of such request.

**PROOFS OF CLAIM MUST BE SUBMITTED BY MAIL,
BY HAND DELIVERY, OR THROUGH VERITA'S WEBSITE.**

**PROOFS OF CLAIM
SUBMITTED BY FACSIMILE OR EMAIL WILL NOT BE
ACCEPTED AND WILL NOT BE DEEMED TIMELY SUBMITTED.**

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Debtor: CCA CONSTRUCTION, INC.

Case No. 24-22548 (CMG)

Caption of Order: Order (I) Setting Bar Dates for Submitting Proofs of Claim, Including Requests for Payment Under Section 503(b)(9), (II) Establishing Amended Schedules Bar Date and Rejection Damages Bar Date, (III) Approving the Form, Manner, and Procedures for Filing Proofs of Claim, (IV) Approving Notice Thereof, and (V) Granting Related Relief

8. Persons or Entities need ***not*** submit a Proof of Claim on behalf of a Claim in this chapter 11 case on or prior to the applicable Bar Date if the Claim falls into one of the following categories:

- a. any Claim that has already been asserted in a Proof of Claim against the Debtor with the Notice and Claims Agent in a form substantially similar to Official Bankruptcy Form No. 410;
- b. any Claim that is listed on the Schedules filed by the Debtor, *provided* that (i) the Claim is ***not*** scheduled as “disputed,” “contingent,” or “unliquidated”; and (ii) the claimant does not disagree with the amount, nature, and priority of the Claim as set forth in the Schedules;
- c. any Claim that has previously been allowed by order of this Court;
- d. any Claim that has already been paid in full by the Debtor;
- e. any Claim for which a different deadline has previously been fixed by this Court;
- f. any Person or Entity that holds an equity interest in the Debtor, which interest is based exclusively upon the ownership of common or preferred stock, membership interests, partnership interests, warrants, options, or rights of purchase, or who sell or subscribe to such a security or interest; *provided* that any holder of an equity interest in the Debtor who wishes to assert a Claim (as opposed to an ownership interest) against the Debtor (including a Claim relating to such equity interest or the purchase or sale of such equity interest), must file a Proof of Claim on or before the applicable Bar Date;
- g. any Claim held by a current employee of the Debtor if an order of the Court authorizes the Debtor to honor such Claim in the ordinary course of business as a wage, commission, or benefit; *provided, however*, that a current or former employee must submit a Proof of Claim by the General Claims Bar Date for all other Claims arising before the Petition Date, including Claims for wrongful termination, discrimination, harassment, hostile work environment, and retaliation;

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Debtor: CCA CONSTRUCTION, INC.

Case No. 24-22548 (CMG)

Caption of Order: Order (I) Setting Bar Dates for Submitting Proofs of Claim, Including Requests for Payment Under Section 503(b)(9), (II) Establishing Amended Schedules Bar Date and Rejection Damages Bar Date, (III) Approving the Form, Manner, and Procedures for Filing Proofs of Claim, (IV) Approving Notice Thereof, and (V) Granting Related Relief

- h. any Professional Compensation Claim;²
- i. any Claim held by a current officer or director for indemnification, contribution, or reimbursement;
- j. any holder of a Claim allowable under sections 503(b) and 507(a)(2) of the Bankruptcy Code as an administrative expense, except that any holder of a 503(b)(9) Claim must file a Proof of Claim on or before the General Claims Bar Date;
- k. any Person or Entity that is exempt from filing a Proof of Claim pursuant to an order of the Court in this chapter 11 case, including the DIP Lender as defined pursuant to the *Final Order (I) Authorizing the Debtor to Obtain Postpetition Financing; (II) Granting Liens and Superpriority Administrative Expense Claims; (III) Modifying the Automatic Stay; and (IV) Granting Related Relief* [Docket No. 174] (the “**Final DIP Order**,” and any amended or final order entered by the Court in respect thereof); and
- l. any Claim held by any Person or Entity solely against a non-Debtor entity.

9. Nothing in this Order shall prejudice the right of the Debtor or any other party in interest to dispute or assert offsets or defenses to any Claim reflected in the Schedules.

² “*Professional Compensation Claims*” means, at any given moment, all Claims for accrued fees and expenses (including success fees) for services rendered by a Professional (as defined herein) through and including the effective date of any confirmed plan, to the extent such fees and expenses have not been paid pursuant to any other order of the Court and regardless of whether a fee application has been filed for such fees and expenses. To the extent the Court denies or reduces by a final order any amount of a Professional’s fees or expenses, then the amount by which such fees or expenses are reduced or denied shall reduce the applicable Professional Compensation Claim.

“*Professional*” means an Entity: (a) retained in this chapter 11 case pursuant to a final order in accordance with sections 327, 328, 363, or 1103 of the Bankruptcy Code and to be compensated for services rendered and expenses incurred before or on the confirmation date, pursuant to sections 327, 328, 329, 330, 363, or 331 of the Bankruptcy Code; or (b) awarded compensation and reimbursement by the Court pursuant to section 503(b)(4) of the Bankruptcy Code.

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Debtor: CCA CONSTRUCTION, INC.

Case No. 24-22548 (CMG)

Caption of Order: Order (I) Setting Bar Dates for Submitting Proofs of Claim, Including Requests for Payment Under Section 503(b)(9), (II) Establishing Amended Schedules Bar Date and Rejection Damages Bar Date, (III) Approving the Form, Manner, and Procedures for Filing Proofs of Claim, (IV) Approving Notice Thereof, and (V) Granting Related Relief

10. The Bar Date Notice, substantially in the form attached to this Order as **Exhibit 2**, and the Proof of Claim Form, substantially in the forms attached to this Order as **Exhibit 1**, are hereby approved.

11. The Debtor shall cause the Bar Date Notice and the Proof of Claim Forms to be served within three (3) business days of entry of this Order by email and/or first-class mail, as applicable, in accordance with the Case Management Procedures on:

- a. the Master Service List (as defined in the Case Management Procedures);
- b. all known creditors and other known holders of potential Claims against the Debtor as of the date of entry of the Order, including all Persons or Entities listed in the Schedules for which the Debtor has mailing addresses or email addresses;
- c. all Entities that have filed Proofs of Claim in this chapter 11 case as of the date of entry of the Order;
- d. all known equity and interest holders of the Debtor as of the date of entry of the Order;
- e. all Entities who are party to executory contracts and unexpired leases with the Debtor;
- f. all Entities who are party to litigation with the Debtor;
- g. all current and certain former employees (to the extent that contact information for former employees is available in the Debtor's records);
- h. all regulatory authorities that regulate the Debtor's businesses, including consumer protection, environmental, and permitting authorities; and
- i. all taxing authorities for the jurisdictions in which the Debtor maintains or conducts business.

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Debtor: CCA CONSTRUCTION, INC.

Case No. 24-22548 (CMG)

Caption of Order: Order (I) Setting Bar Dates for Submitting Proofs of Claim, Including Requests for Payment Under Section 503(b)(9), (II) Establishing Amended Schedules Bar Date and Rejection Damages Bar Date, (III) Approving the Form, Manner, and Procedures for Filing Proofs of Claim, (IV) Approving Notice Thereof, and (V) Granting Related Relief

12. After the initial emailing and mailing of the Bar Date Notice and Proof of Claim Form, the Debtor shall, to the extent the Debtor has alternative contact information for the claimant, make supplemental mailings of notices, including in the event that: (a) notices are returned by the post office with forwarding addresses;³ (b) notices served by email are confirmed to be undeliverable; (c) certain parties acting on behalf of parties in interest (*e.g.*, banks and brokers with respect to equity or interest holders) decline to distribute notices to these parties and instead return their names and addresses to the Debtor for direct mailing; and (d) additional potential claimants or parties in interest become known to the Debtor. In this regard, the Debtor may make supplemental mailings of the Bar Date Notices and Proof of Claim Forms in these and similar circumstances at any time up to ten (10) days in advance of the applicable Bar Date, with any such mailings being deemed timely and the appropriate Bar Date being applicable to the recipient creditors, and such claimants shall submit their Claims by the later of (i) the applicable Bar Date, or (ii) on the date that is thirty (30) calendar days after such person or entity is re-served with the Bar Date Notice and Proof of Claim Forms.

³ To the extent that any notices are returned as “returned to sender” without a forwarding address the Debtor shall not be required to mail additional notices to such creditors.

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Debtor: CCA CONSTRUCTION, INC.

Case No. 24-22548 (CMG)

Caption of Order: Order (I) Setting Bar Dates for Submitting Proofs of Claim, Including Requests for Payment Under Section 503(b)(9), (II) Establishing Amended Schedules Bar Date and Rejection Damages Bar Date, (III) Approving the Form, Manner, and Procedures for Filing Proofs of Claim, (IV) Approving Notice Thereof, and (V) Granting Related Relief

13. Pursuant to Bankruptcy Rules 2002(f) and 2002(l), the Debtor shall publish a form of the Bar Date Notice (modified as necessary), substantially in the form annexed as **Exhibit 3** to the Order, on one occasion in either the national edition of *The New York Times*, *Wall Street Journal*, or *USA Today*, and any such other publication that the Debtor deems appropriate.

14. Any Person or Entity who desires to rely on the Schedules will have the responsibility for determining that such Person's or Entity's Claim is accurately listed in the Schedules.

15. Entry of this Order is without prejudice to the right of the Debtor to seek a further order of this Court fixing a date by which holders of Claims or interests not subject to the General Claims Bar Date established herein must submit such Proofs of Claim or interest or be barred from doing so.

16. Notwithstanding anything to the contrary herein, nothing contained in this Motion or any actions taken pursuant to any order granting the relief requested by this Motion is intended or should be construed as (a) an implication or admission as to the amount of, basis for, or validity of any particular claim against the Debtor under the Bankruptcy Code or other applicable nonbankruptcy law; (b) a waiver of the Debtor or any other party in interest's rights to dispute any particular claim on any grounds; (c) a promise or requirement to pay any particular claim; (d) an implication, admission, or finding that any particular claim is an administrative expense claim, other priority claim or otherwise of a type specified or defined in this Motion or any order granting the relief requested by this Motion; (e) a request or authorization to assume, adopt, or reject any

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Debtor: CCA CONSTRUCTION, INC.

Case No. 24-22548 (CMG)

Caption of Order: Order (I) Setting Bar Dates for Submitting Proofs of Claim, Including Requests for Payment Under Section 503(b)(9), (II) Establishing Amended Schedules Bar Date and Rejection Damages Bar Date, (III) Approving the Form, Manner, and Procedures for Filing Proofs of Claim, (IV) Approving Notice Thereof, and (V) Granting Related Relief

agreement, contract, or lease pursuant to section 365 of the Bankruptcy Code; (f) an admission by the Debtor as to the validity, priority, enforceability, or perfection of any lien on, security interest in, or other encumbrance on property of the Debtor's estates; (g) a waiver or limitation of the Debtor, or any other party in interest's, claims, causes of action, or other rights under the Bankruptcy Code or any other applicable law; (h) an approval, assumption, adoption, or rejection of any agreement, contract, lease, program, or policy under section 365 of the Bankruptcy Code; (i) a concession by the Debtor that any liens (contractual, common law, statutory, or otherwise) that may be satisfied pursuant to the relief requested in this Motion are valid, and the rights of all parties in interest are expressly reserved to contest the extent, validity, or perfection or seek avoidance of all such liens; (j) a waiver of the obligation of any party in interest to file a proof of claim; or (k) otherwise affecting the Debtor's rights under section 365 of the Bankruptcy Code to assume or reject any executory contract or unexpired lease.

17. The Debtor and the Notice and Claims Agent are authorized to take all actions necessary to effectuate the relief granted pursuant to this Order in accordance with the Motion.

18. Notwithstanding anything to the contrary, the terms and conditions of this Order are immediately effective and enforceable upon its entry.

19. The requirement set forth in Local Rule 9013-1(a)(3) that any motion be accompanied by a memorandum of law is hereby deemed satisfied by the contents of the Motion or otherwise waived.

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Debtor: CCA CONSTRUCTION, INC.

Case No. 24-22548 (CMG)

Caption of Order: Order (I) Setting Bar Dates for Submitting Proofs of Claim, Including Requests for Payment Under Section 503(b)(9), (II) Establishing Amended Schedules Bar Date and Rejection Damages Bar Date, (III) Approving the Form, Manner, and Procedures for Filing Proofs of Claim, (IV) Approving Notice Thereof, and (V) Granting Related Relief

20. This Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

Exhibit 1

Proof of Claim Form

Fill in this information to identify the case:

Debtor CCA Construction, Inc.

United States Bankruptcy Court for the District of New Jersey

Case number 24-22548

Modified Official Form 410

Proof of Claim

04/22

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Other than a claim under 11 U.S.C. § 503(b)(9), this form should not be used to make a claim for an administrative expense arising after the commencement of the case.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies or any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. **Do not send original documents;** they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed.

Part 1: Identify the Claim

1. Who is the current creditor?	<u>Name of the current creditor (the person or entity to be paid for this claim)</u>	
	Other names the creditor used with the debtor <u></u>	
2. Has this claim been acquired from someone else?	<input type="checkbox"/> No	
	<input type="checkbox"/> Yes. From whom? <u></u>	
3. Where should notices and payments to the creditor be sent?	Where should notices to the creditor be sent?	Where should payments to the creditor be sent? (if different)
Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Name <u></u>	Name <u></u>
	Number <u></u> Street <u></u>	Number <u></u> Street <u></u>
	City <u></u> State <u></u> ZIP Code <u></u>	City <u></u> State <u></u> ZIP Code <u></u>
	Country <u></u>	Country <u></u>
	Contact phone <u></u>	Contact phone <u></u>
	Contact email <u></u>	Contact email <u></u>
	Uniform claim identifier for electronic payments in chapter 13 (if you use one): <u></u>	
4. Does this claim amend one already filed?	<input type="checkbox"/> No	
	<input type="checkbox"/> Yes. Claim number on court claims registry (if known) <u></u> Filed on <u></u> / <u></u> / <u></u>	
5. Do you know if anyone else has filed a proof of claim for this claim?	<input type="checkbox"/> No	
	<input type="checkbox"/> Yes. Who made the earlier filing? <u></u>	

Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. Do you have any number you use to identify the debtor?	<input type="checkbox"/> No <input type="checkbox"/> Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: ____ _
7. How much is the claim?	\$ _____. Does this amount include interest or other charges? <input type="checkbox"/> No <input type="checkbox"/> Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).
8. What is the basis of the claim?	Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card. Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c). Limit disclosing information that is entitled to privacy, such as health care information. _____
9. Is all or part of the claim secured?	<input type="checkbox"/> No <input type="checkbox"/> Yes. The claim is secured by a lien on property. Nature of property: <input type="checkbox"/> Real estate: If the claim is secured by the debtor's principal residence, file a <i>Mortgage Proof of Claim Attachment</i> (Official Form 410-A) with this <i>Proof of Claim</i> . <input type="checkbox"/> Motor vehicle <input type="checkbox"/> Other. Describe: _____ Basis for perfection: _____ Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.) Value of property: \$ _____ Amount of the claim that is secured: \$ _____ Amount of the claim that is unsecured: \$ _____ (The sum of the secured and unsecured amount should match the amount in line 7.) Amount necessary to cure any default as of the date of the petition: \$ _____ Annual Interest Rate (when case was filed) _____ % <input type="checkbox"/> Fixed <input type="checkbox"/> Variable
10. Is this claim based on a lease?	<input type="checkbox"/> No <input type="checkbox"/> Yes. Amount necessary to cure any default as of the date of the petition. \$ _____
11. Is this claim subject to a right of setoff?	<input type="checkbox"/> No <input type="checkbox"/> Yes. Identify the property: _____

<p>12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?</p> <p>A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.</p>	<div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> No <input type="checkbox"/> Yes. <i>Check all that apply:</i> </div> <div style="text-align: right;"> Amount entitled to priority </div> </div> <div style="margin-top: 10px;"> <div style="display: flex; justify-content: space-between;"> <input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B). <div style="text-align: right;">\$ _____</div> </div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <input type="checkbox"/> Up to \$3,350* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7). <div style="text-align: right;">\$ _____</div> </div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <input type="checkbox"/> Wages, salaries, or commissions (up to \$15,150*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4). <div style="text-align: right;">\$ _____</div> </div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8). <div style="text-align: right;">\$ _____</div> </div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5). <div style="text-align: right;">\$ _____</div> </div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <input type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)(____) that applies. <div style="text-align: right;">\$ _____</div> </div> </div> <p style="font-size: small; margin-top: 10px;">* Amounts are subject to adjustment on 4/01/25 and every 3 years after that for cases begun on or after the date of adjustment.</p>
<p>13. Is all or part of the claim entitled to administrative priority pursuant to 11 U.S.C. § 503(b)(9)?</p>	<div> <input type="checkbox"/> No <input type="checkbox"/> Yes. Indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim. </div> <div style="margin-top: 10px;"> \$ _____ </div>

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

- ☐ I am the creditor.
- ☐ I am the creditor's attorney or authorized agent.
- ☐ I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.
- ☐ I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgement that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date _____
MM / DD / YYYY

Signature

Print the name of the person who is completing and signing this claim:

Name _____
First name Middle name Last name

Title _____

Company _____
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address _____
Number Street

City State ZIP Code Country

Contact phone _____ Email _____

Modified Official Form 410

Instructions for Proof of Claim

United States Bankruptcy Court

12/15

These instructions and definitions generally explain the law. In certain circumstances, such as bankruptcy cases that debtors do not file voluntarily, exceptions to these general rules may apply. You should consider obtaining the advice of an attorney, especially if you are unfamiliar with the bankruptcy process and privacy regulations.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both.
18 U.S.C. §§ 152, 157 and 3571

PLEASE SEND COMPLETED PROOF(S) OF CLAIM TO:

CCA Constructions Claims Processing Center
c/o KCC dba Verita Global
222 N. Pacific Coast Hwy., Ste. 300
El Segundo, CA 90245

Alternatively, your claim can be filed electronically on Verita's website at <https://www.veritaglobal.net/CCAConstruction>

How to fill out this form

- Fill in all of the information about the claim as of the date the case was filed.

- Fill in the caption at the top of the form

- If the claim has been acquired from someone else, then state the identity of the last party who owned the claim or was the holder of the claim and who transferred it to you before the initial claim was filed.

- **Attach any supporting documents to this form.**
Attach redacted copies of any documents that show that the debt exists, a lien secures the debt, or both. (See the definition of *redaction* on the next page.)

Also attach redacted copies of any documents that show perfection of any security interest or any assignments or transfers of the debt. In addition to the documents, a summary may be added. Federal Rule of Bankruptcy Procedure (called "Bankruptcy Rule") 3001(c) and (d).

- **Do not attach original documents because attachments may be destroyed after scanning.**

- **If the claim is based on delivery health care goods or services, do not disclose confidential health care information. Leave out or redact confidential information both in the claim and in the attached documents.**

- **A Proof of Claim form and any attached documents must show only the last 4 digits of any social security number, individual's tax identification number, or financial account number, and only the year of any person's date of birth.** See Bankruptcy Rule 9037.
- **For a minor child, fill in only the child's initials and the full name and address of the child's parent or guardian.**
For example, write *A.B., a minor child (John Doe, parent, 123 Main St., City, State)*. See Bankruptcy Rule 9037.

Confirmation that the claim has been filed

To receive confirmation that the claim has been filed, either enclose a stamped self-addressed envelope and a copy of this form or you may view a list of filed claims in this case by visiting the Claims and Noticing and Agent's website at <https://www.veritaglobal.net/CCAConstruction>.

Understand the terms used in this form

Administrative expense: Generally, an expense that arises after a bankruptcy case is filed in connection with operating, liquidating, or distributing that bankruptcy estate.
11 U.S.C. § 503

Claim: A creditor's right to receive payment for a debt that the debtor owed on the date the debtor filed for bankruptcy. 11 U.S.C. § 101 (5). A claim may be secured or unsecured.

Claim Pursuant to 11 U.S.C. §503(b)(9): A claim arising from the value of any goods received by the Debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of the Debtor's business. Attach documentation supporting such claim.

Creditor: A person, corporation, or other entity to whom a debtor owes a debt that was incurred on or before the date the debtor filed for bankruptcy. 11 U.S.C. §101 (10).

Debtor: A person, corporation, or other entity to who is in bankruptcy. Use the debtor's name and case number as shown in the bankruptcy notice you received. 11 U.S.C. §101 (13).

Evidence of perfection: Evidence of perfection of a security interest may include documents showing that a security interest has been filed or recorded, such as a mortgage, lien, certificate of title, or financing statement.

Information that is entitled to privacy: A *Proof of Claim* form and any attached documents must show only the last 4 digits of any social security number, an individual's tax identification number, or a financial account number, only the initials of a minor's name, and only the year of any person's date of birth. If a claim is based on delivering health care goods or services, limit the disclosure of the goods or services to avoid embarrassment or disclosure of confidential health care information. You may later be required to give more information if the trustee or someone else in interest objects to the claim.

Priority claim: A claim within a category of unsecured claims that is entitled to priority under 11 U.S.C. §507(a). These claims are paid from the available money or property in a bankruptcy case before other unsecured claims are paid. Common priority unsecured claims include alimony, child support, taxes, and certain unpaid wages.

Proof of claim: A form that shows the amount of debt the debtor owed to a creditor on the date of the bankruptcy filing. The form must be filed in the district where the case is pending.

Redaction of information: Masking, editing out, or deleting certain information to protect privacy. Filers must redact or leave out information entitled to **privacy** on the *Proof of Claim* form and any attached documents.

Do not file these instructions with your form.

Secured claim under 11 U.S.C. §506(a): A claim backed by a lien on particular property of the debtor. A claim is secured to the extent that a creditor has the right to be paid from the property before other creditors are paid. The amount of a secured claim usually cannot be more than the value of the particular property on which the creditor has a lien. Any amount owed to a creditor that is more than the value of the property normally may be an unsecured claim. But exceptions exist; for example, see 11 U.S.C. § 1322(b) and the final sentence of 1325(a).

Examples of liens on property include a mortgage on real estate a security interest in a car. A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In states, a court judgment may be a lien.

Setoff: Occurs when a creditor pays itself with money belonging to the debtor that it is holding, or by canceling a debt it owes to the debtor.

Uniform claim identifier: An optional 24-character identifier that some creditors use to facilitate electronic payment.

Unsecured claim: A claim that does not meet the requirements of a secured claim. A claim may be unsecured in part to the extent that the amount of the claim is more than the value of the property on which a creditor has a lien.

Offers to purchase a claim

Certain entities purchase claims for an amount that is less than the face value of the claims. These entities may contact creditors offering to purchase their claims. Some written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court, the bankruptcy trustee, or the debtor. A creditor has no obligation to sell its claim. However, if a creditor decides to sell its claim, any transfer of that claim is subject to Bankruptcy Rule 3001(e), any provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.) that apply, and any orders of the bankruptcy court that apply.

Exhibit 2

Bar Date Notice

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

In re:

CCA Construction, Inc.,¹

Debtor.

Chapter 11

Case No. 24-22548 (CMG)

TO: ALL PERSONS AND ENTITIES WITH CLAIMS AGAINST THE DEBTOR.

The United States Bankruptcy Court for the District of New Jersey (the “Court”) has entered an order (the “**Bar Date Order**”) establishing **5:00 p.m. prevailing Eastern Time on July 30, 2025** (the “**General Claims Bar Date**”), as the last date for each Person or Entity² (including individuals, partnerships, corporations, joint ventures, and trusts) to submit proofs of claim (each, a “**Proof of Claim**”) against the Debtor (“**CCA**” or the “**Debtor**”).

Except for those holders of the Claims (as defined herein) listed below under “Claims for Which Proofs of Claim Need Not be Filed” that are specifically excluded from the General Claims Bar Date submission requirement, the General Claims Bar Date, the Rejection Damages Bar Date, the Supplemental Bar Date, and the Governmental Bar Date, (each as defined herein and collectively, the “**Bar Dates**”) and the procedures set forth below for submitting Proofs of Claim apply to all Claims against the Debtor that arose prior to **December 22, 2024** (the “**Petition Date**”), the date on which the Debtor commenced a case under chapter 11 of the United States Bankruptcy Code, including Claims pursuant to section 503(b)(9) of the Bankruptcy Code (each, a “503(b)(9) Claim”).³ In addition, Governmental Units have until **5:00 p.m. prevailing Eastern Time on July 30, 2025** (the date that is the one-hundred and eighty (180) days after the Petition Date) (the “**Governmental Bar Date**”), to submit Proofs of Claim.

A holder of a possible Claim against the Debtor should consult an attorney regarding any matters not covered by this notice, such as whether the holder should submit a Proof of Claim.

¹ The last four digits of the Debtor’s federal tax identification number are 4862. The Debtor’s service address for the purposes of this chapter 11 case is 445 South Street, Suite 310, Morristown, NJ 07960.

² Except as otherwise defined herein, all terms specifically defined in title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (the “**Bankruptcy Code**”) shall have those meanings ascribed to them by the Bankruptcy Code. In particular, as used herein: (a) the term “**Entity**” (including individuals, partnerships, corporations, joint ventures, and trusts) has the meaning given to it in section 101(15) of the Bankruptcy Code; (b) the term “**Governmental Unit**” has the meaning given to it in section 101(27) of the Bankruptcy Code; and (c) the term “**Person**” has the meaning given to it in section 101(41) of the Bankruptcy Code.

³ “503(b)(9) Claims” are Claims for the value of goods received by the Debtor within twenty days before the Petition Date, where such goods were sold to the Debtor in the ordinary course of such Debtor’s business. *See* 11 U.S.C. § 503(b)(9).

Who Must Submit a Proof of Claim

You **MUST** submit a Proof of Claim to vote on a chapter 11 plan filed by the Debtor or to share in distributions from the Debtor's estates if you have a Claim that arose before the Petition Date and it is ***not*** one of the types of Claims described under the heading "Claims for Which Proofs of Claim Need Not Be Filed" below. Claims based on acts or omissions of the Debtor that occurred before the Petition Date must be submitted on or prior to the applicable Bar Date, even if such Claims are not now fixed, liquidated, or certain or did not mature or become fixed, liquidated, or certain before the Petition Date.

Under section 101(5) of the Bankruptcy Code and as used in this notice, "**Claim**" means: (a) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured.

What to Submit

The Debtor is enclosing a Proof of Claim form for use in this case. You may utilize the Proof of Claim Form(s) provided by the Debtor to submit your Claim.

Your Proof of Claim Form must not contain complete social security numbers or taxpayer identification numbers (only the last four digits), a complete birth date (only the year), the name of a minor (only the minor's initials) or a financial account number (only the last four digits of such financial account).

Additional Proof of Claim Forms may be obtained by contacting the Debtor's notice and claims agent, Kurtzman Carson Consultants, LLC dba Verita Global ("**Verita**" or the "**Notice and Claims Agent**"), by calling (866) 506-4002 (Toll Free) for callers or by calling +1 (781) 575-2094 for callers outside the United States and/or visiting the Debtor's restructuring website at: <https://www.veritaglobal.net/CCAConstruction>.

The following procedures for the submission of Proofs of Claim against the Debtor in this chapter 11 case shall apply:

- a. ***Contents.*** Each Proof of Claim must: (i) be written in English; (ii) be denominated in U.S. Dollars; (iii) conform substantially with a Proof of Claim Form provided by the Debtor or the Official Form 410; and (iv) be signed or electronically transmitted through the interface available on Verita's website at <https://www.veritaglobal.net/CCAConstruction> by the claimant or by an authorized agent or legal representative of the claimant;
- b. ***Section 503(b)(9) Claim.*** In addition to the requirements set forth above, any Proof of Claim asserting a 503(b)(9) Claim must also: (i) include the value of the goods delivered to and received by the Debtor in the twenty days prior to the Petition Date; (ii) attach documentation of the date on which the goods were delivered to and received by the Debtor; (iii) attach

any documentation identifying the particular invoices for which the 503(b)(9) Claim is being asserted; (iv) attach documentation of any reclamation demand made to the Debtor under section 546(c) of the Bankruptcy Code (if applicable); and (v) set forth whether any portion of the 503(b)(9) Claim was satisfied by payments made by the Debtor pursuant to any order of the Court authorizing the Debtor to pay prepetition Claims;

- c. ***Receipt of Service.*** Claimants submitting a Proof of Claim through non-electronic means who wish to receive a proof of receipt of their Proofs of Claim from the Notice and Claims Agent must also include with their Proof of Claim a copy of their Proof of Claim and a self-addressed, stamped envelope;
- d. ***Supporting Documentation.*** Each Proof of Claim must include supporting documentation in accordance with Bankruptcy Rules 3001(c) and 3001(d). If, however, such documentation is voluminous, upon prior written consent of the Debtor's counsel, such Proof of Claim may include a summary of such documentation or an explanation as to why such documentation is not available; *provided* that any creditor that received such written consent shall be required to transmit such supporting documentation to Debtor's counsel upon request no later than ten days from the date of such request.

When and Where to Submit

Each Proof of Claim, including supporting documentation, must be submitted so that the Notice and Claims Agent ***actually receives*** the Proof of Claim on or before the applicable Bar Date by: (i) electronically using the interface available on the Notice and Claims Agent's website at <https://www.veritaglobal.net/CCAConstruction>, or (ii) first-class U.S. Mail, which Proof of Claim must include an ***original*** signature, at the following address: CCA Construction Claims Processing Center, c/o KCC dba Verita, 222 N Pacific Coast Highway, Suite 300, El Segundo, CA 90245, or (iii) overnight mail, or other hand-delivery system, which Proof of Claim must include an ***original*** signature, at the following address:

By First-Class U.S. Mail, Overnight Courier or Hand Delivery to:

**CCA Construction Claims Processing Center
c/o KCC dba Verita
222 N Pacific Coast Highway, Suite 300
El Segundo, CA 90245**

**PROOFS OF CLAIM MUST BE SUBMITTED BY MAIL, BY OVERNIGHT MAIL
BY HAND DELIVERY, OR THROUGH VERITA'S WEBSITE.**

**PROOFS OF CLAIM
SUBMITTED BY FACSIMILE OR EMAIL WILL NOT BE
ACCEPTED AND WILL NOT BE DEEMED TIMELY SUBMITTED.**

Claims for Which Proofs of Claim Need Not Be Filed

Persons or Entities need *not* submit a Proof of Claim on behalf of a Claim in this chapter 11 case on or prior to the applicable Bar Date if the Claim falls into one of the following categories:

- a. any Claim that has already been asserted in a Proof of Claim against the Debtor with the Notice and Claims Agent in a form substantially similar to Official Bankruptcy Form No. 410 (unless such Person or Entity wishes to assert a Claim against the Debtor not identified in the prior Proof of Claim, in which case an additional Proof of Claim must be filed);
- b. any Claim that is listed on the Schedules filed by the Debtor, *provided* that (i) the Claim is *not* scheduled as “disputed,” “contingent,” or “unliquidated” and (ii) the claimant does not disagree with the amount, nature, and priority of the Claim as set forth in the Schedules;
- c. any Claim that has previously been allowed by order of this Court;
- d. any Claim that has already been paid in full by the Debtor;
- e. any Claim for which a different deadline has previously been fixed by this Court;
- f. any Person or Entity that holds an equity interest in the Debtor, which interest is based exclusively upon the ownership of common or preferred stock, membership interests, partnership interests, warrants, options, or rights of purchase, or who sell or subscribe to such a security or interest; *provided* that any holder of an equity interest in the Debtor who wishes to assert a Claim (as opposed to an ownership interest) against the Debtor (including a Claim relating to such equity interest or the purchase or sale of such equity interest), must file a Proof of Claim on or before the applicable Bar Date;
- g. any Claim held by a current employee of the Debtor if an order of the Court authorizes the Debtor to honor such Claim in the ordinary course of business as a wage, commission, or benefit; *provided, however*, that a current or former employee must submit a Proof of Claim by the General Claims Bar Date for all other Claims arising before the Petition Date, including Claims for wrongful termination, discrimination, harassment, hostile work environment, and retaliation;
- h. any Professional Compensation Claim;⁴

⁴ “**Professional Compensation Claims**” means, at any given moment, all Claims for accrued fees and expenses (including success fees) for services rendered by a Professional (as defined herein) through and including the effective date of any confirmed chapter 11, to the extent such fees and expenses have not been paid pursuant to

- i. any Claim held by a current officer or director for indemnification, contribution, or reimbursement;
- j. any holder of a Claim allowable under sections 503(b) and 507(a)(2) of the Bankruptcy Code as an administrative expense, except that any holder of a 503(b)(9) Claim must file a Proof of Claim on or before the General Claims Bar Date;
- k. any Person or Entity that is exempt from filing a Proof of Claim pursuant to an order of the Court in this chapter 11 case, including the DIP Lender as defined pursuant to the *Final Order (I) Authorizing the Debtor to Obtain Postpetition Financing; (II) Granting Liens and Superpriority Administrative Expense Claims; (III) Modifying the Automatic Stay; and (IV) Granting Related Relief* [Docket No. 174] (the “**Final DIP Order**,” and any amended order entered by the Court in respect thereof); and
- l. any Claim held by any Person or Entity solely against a non-Debtor entity.

THIS NOTICE IS BEING SENT TO MANY PERSONS AND ENTITIES THAT HAVE HAD SOME RELATIONSHIP WITH OR HAVE DONE BUSINESS WITH THE DEBTOR BUT MAY NOT HAVE AN UNPAID CLAIM AGAINST THE DEBTOR. THE FACT THAT YOU HAVE RECEIVED THIS NOTICE DOES NOT MEAN THAT YOU HAVE A CLAIM OR THAT THE DEBTOR OR THE COURT BELIEVE THAT YOU HAVE ANY CLAIM.

Executory Contracts and Unexpired Leases

If you have a Claim arising from the rejection of an executory contract or unexpired lease, you must submit your Proof of Claim based on such rejection on or before the later of (a) the General Claims Bar Date or the Governmental Bar Date, as applicable, and (b) 5:00 p.m., prevailing Eastern Time, on the date that is thirty (30) days following entry of the order approving the Debtor’s rejection of the applicable executory contract or unexpired lease (the “**Rejection Damages Bar Date**”). The Debtor will provide notice of the Rejection Damages Bar Date to the contract or lease counterparty whose contract or lease is being rejected at the time the Debtor rejects any executory contract or unexpired lease. For the avoidance of doubt, counterparties to unexpired leases of non-residential real property shall not be required to file prepetition claims against the Debtor unless and until the applicable lease is rejected by the Debtor.

any other order of the Court and regardless of whether a fee application has been filed for such fees and expenses. To the extent the Court denies or reduces by a final order any amount of a Professional’s fees or expenses, then the amount by which such fees or expenses are reduced or denied shall reduce the applicable Professional Compensation Claim.

“**Professional**” means an Entity: (a) employed pursuant to a Bankruptcy Court order in accordance with sections 327, 363, or 1103 of the Bankruptcy Code and to be compensated for services rendered prior to or on the Confirmation Date, pursuant to sections 327, 328, 329, 330, 331, and 363 of the Bankruptcy Code; or (b) awarded compensation and reimbursement by the Bankruptcy Court pursuant to section 503(b)(4) of the Bankruptcy Code.

Amended Schedules Bar Date

In the event the Debtor amends or supplements its Schedules, the Debtor shall give notice of any such amendment to the holders of any Claim affected thereby, and such holders shall submit their Claims by the later of (a) the applicable Bar Date and (b) 5:00 p.m. prevailing Eastern Time on the date that is thirty (30) calendar days after such person or entity is served with notice that the Debtor has amended its Schedules in a manner that affects such Person or Entity (any such date, the “**Amended Schedules Bar Date**”).

The Debtor’s Schedules and Access Thereto

You may be listed as the holder of a Claim against the Debtor in the Debtor’s Schedules.

Copies of the Debtor’s Schedules are available: (a) from the Notice and Claims Agent by calling (866) 506-4002 (Toll Free) for callers or by calling +1 (781) 575-2094 for callers outside the United States and/or visiting the Debtor’s restructuring website at: <https://www.veritaglobal.net/CCAConstruction>; (b) by written request to Debtor’s counsel at the address and telephone number set forth below; and/or (c) for inspection on the Court’s Internet Website at <http://ecf.njb.uscourts.gov>. A login and password to the Court’s Public Access to Electronic Court Records are required to access this information and can be obtained at <http://www.pacer.psc.uscourts.gov>. Copies of the Schedules may also be examined between the hours of 9:00 a.m. and 4:00 p.m., Monday through Friday, at the Office of the Clerk of the Court at Clarkson S. Fisher U.S. Courthouse, 402 East State Street, Trenton, NJ 08608.

If you rely on the Debtor’s Schedules, it is your responsibility to determine that the Claim is accurately listed in the Schedules.

As set forth above, if you agree with the nature, amount, and classification of your Claim as listed in the Debtor’s Schedules and if your Claim is **not** described as “disputed,” “contingent,” or “unliquidated,” **you need not submit a Proof of Claim**. Otherwise, or if you decide to submit a Proof of Claim, you must do so before the applicable Bar Date in accordance with the procedures set forth in this notice.

Reservation of Rights

Nothing contained in this Bar Date Notice is intended, or should be construed, as a waiver of the Debtor’s right to: (a) dispute, or assert offsets or defenses against, any submitted Proof of Claim or any Claim listed or reflected in the Schedules as to the nature, amount, liability, or classification of such Claims; (b) subsequently designate any scheduled Claim as disputed, contingent, or unliquidated; and (c) otherwise amend or supplement the Schedules.

Consequences of Failure to Submit a Proof of Claim by the Applicable Bar Date

ANY HOLDER OF A CLAIM THAT IS NOT LISTED IN THIS NOTICE AS A CLAIM EXCEPTED FROM THE REQUIREMENTS OF THE BAR DATE ORDER AND THAT FAILS TO TIMELY SUBMIT A PROOF OF CLAIM IN THE APPROPRIATE FORM WILL BE FOREVER BARRED, ESTOPPED, AND ENJOINED FROM (1) VOTING ON ANY CHAPTER 11 PLAN FILED IN THIS CHAPTER 11 CASE ON ACCOUNT OF SUCH CLAIM,

(2) PARTICIPATING IN ANY DISTRIBUTION IN THIS CHAPTER 11 CASE ON ACCOUNT OF SUCH CLAIM, AND (3) RECEIVING FURTHER NOTICES REGARDING SUCH CLAIM. SUCH PERSON OR ENTITY SHALL NOT BE TREATED AS A CREDITOR WITH RESPECT TO SUCH CLAIM FOR ANY PURPOSE IN THIS CHAPTER 11 CASE.

DATED: June [--], 2025

Respectfully submitted,

By: DRAFT
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-and-

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*Co-Counsel to the Debtor
and Debtor in Possession*

Exhibit 3

Publication Notice

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

In re:

CCA Construction, Inc.,¹

Debtor.

Chapter 11

Case No. 24-22548 (CMG)

**NOTICE OF BAR DATES FOR SUBMITTING
PROOFS OF CLAIM AND CLAIMS UNDER SECTION
503(B)(9) OF THE BANKRUPTCY CODE AGAINST THE DEBTOR**

PLEASE TAKE NOTICE THAT the United States Bankruptcy Court for the District of New Jersey (the “Bankruptcy Court”) has entered the *Order (I) Setting Bar Dates for Submitting Proofs of Claim, Including Requests for Payment Under Section 503(b)(9), (II) Establishing Amended Schedules Bar Date and Rejection Damages Bar Date, (III) Approving the Form, Manner, and Procedures for Filing Proofs of Claim, (IV) Approving Notice Thereof, and (V) Granting Related Relief* (the “**Bar Date Order**”) [Docket No. ___] establishing **5:00 p.m. prevailing Eastern Time on July 30, 2025** (the “**General Claims Bar Date**”), as the last date for each Person or Entity² (including individuals, partnerships, corporations, joint ventures and trusts) to submit proofs of claim (each, a “**Proof of Claim**”) against the debtor (“**CCA**” or the “**Debtor**”). A copy of the Bar Date Order, and any exhibits thereto are available (i) at the Debtor’s expense upon request to Kurtzman Carson Consultants, LLC dba Verita Global (the “**Notice and Claims Agent**”), by calling (866) 506-4002 (Toll Free) for callers or by calling +1 (781) 575-2094 for callers outside the United States, (ii) for no charge by visiting the Debtor’s restructuring website at <https://www.veritaglobal.net/CCAConstruction>, or (iii) for a fee via PACER by visiting <http://ecf.njb.uscourts.gov>.

The Bar Date Order requires that all Entities (collectively, the “**Claimants**”) holding or wishing to assert a Claim that arose or is deemed to have arisen prior to **December 22, 2024** (the “**Petition Date**”), against the Debtor to submit a Proof of Claim so as to be actually received by the Notice and Claims Agent on or before the applicable bar date as set forth below (collectively, the “**Bar Dates**”).

¹ The last four digits of the Debtor’s federal tax identification number are 4862. The Debtor’s service address for the purposes of this chapter 11 case is 445 South Street, Suite 310, Morristown, NJ 07960.

² Except as otherwise defined herein, all terms specifically defined in title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (the “**Bankruptcy Code**”) shall have those meanings ascribed to them by the Bankruptcy Code. In particular, as used herein: (a) the term “**Claim**” has the meaning given to it in section 101(5) of the Bankruptcy Code; (b) the term “**Entity**” (including individuals, partnerships, corporations, joint ventures, and trusts) has the meaning given to it in section 101(15) of the Bankruptcy Code; (c) the term “**Governmental Unit**” has the meaning given to it in section 101(27) of the Bankruptcy Code; and (d) the term “**Person**” has the meaning given to it in section 101(41) of the Bankruptcy Code.

<p><u>General Claims Bar Date</u></p> <p>(Applicable to 503(b)(9) Claims)</p>	<p>All Claimants holding or wishing to assert a Claim must submit a Proof of Claim with respect to such Claim so as to be actually received by the Notice and Claims Agent by July 30, 2025, at 5:00 p.m. prevailing Eastern Time (the “General Claims Bar Date”), including parties asserting Claims pursuant to section 503(b)(9) of the Bankruptcy Code.</p>
<p><u>Governmental Bar Date</u></p>	<p>All Governmental Units holding or wishing to assert a Claim against the Debtor arising (or deemed to arise) before the Petition Date (whether secured, unsecured priority or unsecured non-priority) must submit a Proof of Claim so as to be actually received by the Notice and Claims Agent by July 30, 2025, at 5:00 p.m. prevailing Eastern Time (the “Governmental Bar Date”).</p>
<p><u>Amended Schedules Bar Date</u></p>	<p>In the event the Debtor amend or supplement its schedules of assets and liabilities and statements of financial affairs (collectively, the “Schedules”), the Debtor shall give notice of any such amendment to the holders of any Claim affected thereby, and such holders shall submit their Claims by the later of (a) the General Claims Bar Date or the Governmental Bar Date, as applicable, and (b) 5:00 p.m., prevailing Eastern Time, on the date that is thirty (30) days from the date on which the Debtor provides notice of the amendment to the Schedules in a manner that affects such person or entity (such later date, the “Amended Schedules Bar Date”).</p>
<p><u>Rejection Damages Bar Date</u></p>	<p>If you have a Claim arising from the rejection of an executory contract or unexpired lease, you must submit a Proof of Claim based on such rejection on or before the later of (a) the General Claims Bar Date or the Governmental Bar Date, as applicable, and (b) 5:00 p.m., prevailing Eastern Time, on the date that is thirty (30) days following entry of the order approving the Debtor’s rejection of the applicable executory contract or unexpired lease (the “Rejection Damages Bar Date”). The Debtor will provide notice of the Rejection Damages Bar Date to the contract or lease counterparty whose contract or lease is being rejected at the time the Debtor rejects any executory contract or unexpired lease.</p>

When and Where to Submit

Each Proof of Claim, including supporting documentation, must be submitted so that the Notice and Claims Agent **actually receives** the Proof of Claim on or before the applicable Bar Date by: (i) electronically using the interface available on the Notice and Claims Agent’s website at <https://www.veritaglobal.net/CCAConstruction>, (ii) first-class U.S. Mail, overnight mail, or other hand-delivery system, which Proof of Claim must include an **original** signature, at the following address: CCA Construction Claims Processing Center, c/o KCC dba Verita, 222 N Pacific Coast Highway, Suite 300, El Segundo, CA 90245.

PROOFS OF CLAIM MUST BE SUBMITTED BY MAIL, BY OVERNIGHT MAIL BY HAND DELIVERY, OR THROUGH VERITA'S WEBSITE.

**PROOFS OF CLAIM
SUBMITTED BY FACSIMILE OR EMAIL WILL NOT BE
ACCEPTED AND WILL NOT BE DEEMED TIMELY SUBMITTED.**

Contents of Proofs of Claim. Each Proof of Claim must: (i) be written in English; (ii) be denominated in U.S. Dollars; (iii) conform substantially with the form of Proof of Claim attached as Exhibit 1 to the Bar Date Order (the "**Proof of Claim Form**") as provided by the Debtor or Official Form 410; and (iv) be signed or electronically transmitted through the interface available on the Notice and Claims Agent's website at <https://www.veritaglobal.net/CCAConstruction> by the Claimant or by an authorized agent or legal representative of the Claimant.

Section 503(b)(9) Claim. In addition to the requirements set forth above, any Proof of Claim asserting a 503(b)(9) Claim must also: (i) include the value of the goods delivered to and received by the Debtor in the twenty days prior to the Petition Date; (ii) attach documentation of the date on which the goods were delivered to and received by the Debtor; (iii) attach any documentation identifying the particular invoices for which the 503(b)(9) Claim is being asserted; (iv) attach documentation of any reclamation demand made to the Debtor under section 546(c) of the Bankruptcy Code (if applicable); and (v) set forth whether any portion of the 503(b)(9) Claim was satisfied by payments made by the Debtor pursuant to any order of the Court authorizing the Debtor to pay prepetition Claims.

Consequences of Failing to Timely Submit Your Proof of Claim. Any Claimant who is required, but fails, to submit a Proof of Claim in accordance with the Bar Date Order on or before the applicable Bar Date shall be forever barred, estopped, and enjoined from asserting such Claim against the Debtor (or submitting a Proof of Claim with respect thereto). In such event, the Debtor's property shall be forever discharged from any and all indebtedness or liability with respect to such Claim, and such holder shall not be permitted to vote to accept or reject any plan of reorganization filed in this chapter 11 case or participate in any distribution on account of such Claim or receive further notices regarding such Claim.

Reservation of Rights. Nothing contained in this notice is intended to or should be construed as a waiver of the Debtor's right to: (a) dispute, or assert offsets or defenses against, any submitted Proof of Claim or any Claim listed or reflected in the Schedules as to the nature, amount, liability, or classification of such Claims; (b) subsequently designate any scheduled Claim as disputed, contingent, or unliquidated; and (c) otherwise amend or supplement the Schedules.

Additional Information. If you have any questions regarding the Claims process and/or if you wish to obtain a copy of the Bar Date Order (which contains a more detailed description of the requirements for submitting Proofs of Claim), a Proof of Claim Form, or related documents, you may do so by visiting the Debtor's restructuring website at <https://veritaglobal.net/CCAConstruction> or contacting the Notice and Claims Agent by calling (866) 506-4002 (Toll Free) for callers or by calling +1 (781) 575-2094 for callers outside the United States and/or writing to the following address: CCA Construction Claims Processing Center, c/o KCC dba Verita, 222 N Pacific Coast Highway, Suite 300, El Segundo, CA 90245.