23-10322-jpm Doc 632 Filed 05/03/24 Entered 05/03/24 16:02:37 Main Document Docket #0632 Date Filed: 5/3/2024

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ADJOURNED HEARING DATE: 5/15/2024 AT 11:00 A.M.
OBJECTIONS DUE: 5/09/2024 AT 4:00 P.M.

TOGUT, SEGAL & SEGAL LLP One Penn Plaza, Suite 3335 New York, New York 10119 (212) 594-5000 Kyle J. Ortiz Bryan M. Kotliar Martha E. Martir Amanda C. Glaubach

Counsel for Pach Shemen LLC, VR Global Partners, L.P., Alpine Partners (BVI), L.P., Gene B. Goldstein, Gene B. Goldstein, In His Capacity as Trustee of the Gene B. Goldstein and Francine T. Goldstein Family Trust, Mark Millet, In His Capacity as Trustee of the Mark E. Millet Living Trust, Mark Millet, In His Capacity as Trustee of the Millet 2016 Irrevocable Trust, Robert Latter, Tracy Lee Gustafson, Jason Chamness, and Ron Pike (collectively, the "Petitioning Creditors")

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re:

ELETSON HOLDINGS INC., et al.,

Debtors.¹

Chapter 11

Case No. 23-10322 (JPM)

(Jointly Administered)

ELETSON HOLDINGS INC., et al.,

NOTICE OF ADJOURNMENT OF HEARING ON PETITIONING CREDITORS':

(1) MOTION FOR ENTRY OF AN ORDER (I) APPROVING CERTAIN KEY DATES RELATING TO CONFIRMATION OF THE PETITIONING CREDITORS' PLAN, INCLUDING SCHEDULING A HEARING TO CONSIDER APPROVAL OF PETITIONING CREDITORS' PLAN; (II) APPROVING THE FORM AND MANNER OF THE CONFIRMATION HEARING NOTICE; (III) APPROVING PETITIONING CREDITORS' DISCLOSURE STATEMENT AND NOTICE THEREOF; (IV) APPROVING (A) PROCEDURES FOR SOLICITATION, (B) FORMS OF BALLOTS, (C) PROCEDURES FOR TABULATION OF VOTES, AND (D) PROCEDURES FOR OBJECTION PROCEDURES FOR THE CONFIRMATION OF THE PLAN;

AND

(2) MOTION FOR ENTRY OF AN ORDER (I) APPROVING
(A) THE RIGHTS OFFERING AND RELATED PROCEDURES AND MATERIALS
AND (B) THE BACKSTOP AGREEMENT, AND (II) GRANTING RELATED RELIEF

The Debtors in these cases are: Eletson Holdings Inc., Eletson Finance (US) LLC, and Agathonissos Finance LLC. The address of the Debtors' corporate headquarters is 118 Kolokotroni Street, GR 185 35 Piraeus, Greece. The Debtors' mailing address is c/o Eletson Maritime, Inc., 1 Landmark Square, Suite 424, Stamford, Connecticut 06901.



PLEASE TAKE NOTICE THAT on March 26, 2024, the Petitioning Creditors filed the (a) *Petitioning Creditors' Joint Chapter 11 Plan of Reorganization of Eletson Holdings Inc. and its Affiliated Debtors* [Docket No. 531] (as it may be amended, modified, and/or supplemented from time to time, the "Plan") and (b) the related disclosure statement [Docket No. 532] (as it may be amended, modified, and/or supplemented from time to time, the "Disclosure Statement").

PLEASE TAKE FURTHER NOTICE that on April 10, 2024, the

Petitioning Creditors filed a Motion for Entry of an Order (I) Approving Certain Key Dates

Relating to Confirmation of the Petitioning Creditors' Plan, Including Scheduling A Hearing to

Consider Approval of Petitioning Creditors' Plan; (II) Approving the Form and Manner of the

Confirmation Hearing Notice; (III) Approving Petitioning Creditors' Disclosure Statement and

Notice Thereof; (IV) Approving (A) Procedures for Solicitation, (B) Forms of Ballots,

(C) Procedures for Tabulation of Votes, and (D) Procedures for Objections; and (V) Establishing

Notice and Objection Procedures for the Confirmation of the Plan [Docket No. 574]

(the "Solicitation Motion").

PLEASE TAKE FURTHER NOTICE that on April 17, 2024, the

Petitioning Creditors filed a Motion for Entry of an Order (I) Approving (A) the Rights

Offering and Related Procedures and Materials and (B) the Backstop Agreement, and

(II) Granting Related Relief [Docket No. 592] (the "Rights Offering Motion"), collectively with the Solicitation Motion (the "Motions").

PLEASE TAKE FURTHER NOTICE that the hearing to consider the Motions originally scheduled for May 8, 2024 at 10:00 A.M. (prevailing Eastern Time)

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

has been adjourned to May 15, 2024 at 11:00 a.m. (prevailing Eastern Time) (the "Adjourned Hearing").

PLEASE TAKE FURTHER NOTICE THAT objections, if any, with respect to the Motions must be made in writing and filed with the Court and served so as to be actually received by the chambers of the Honorable John P. Mastando III, United States Bankruptcy Judge, and the following parties no later than May 9, 2024, at 4:00 p.m. (prevailing Eastern Time) (the "Objection Deadline"): (i) counsel to the Petitioning Creditors, Togut, Segal & Segal LLP, One Penn Plaza, Suite 3335, New York, New York 10119, Attn: Kyle J. Ortiz, Esq. (kortiz@teamtogut.com) and Bryan M. Kotliar, Esq. (bkotliar@teamtogut.com); and (ii) the U.S. Trustee, Office of the United States Trustee, Alexander Hamilton Custom House, One Bowling Green, New York, NY 10004, Attn.: Daniel Rudewicz, Esq. (Daniel.Rudewicz@usdoj.gov).

PLEASE TAKE FURTHER NOTICE that the Adjourned Hearing will be conducted as a hybrid hearing ("In Person" or via "Zoom for Government") before the Honorable John P. Mastando III, United States Bankruptcy Judge in the United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, NY 10004-1408. Parties wishing to participate via "In Person," "live" or a "listen only" line must make an electronic appearance through the "eCourtAppearances" tab on the Court's website: https://www.nysb.uscourts.gov/ecourt-appearances, no later than May 14, 2024, at 4:00 p.m. (Prevailing Eastern Time) (the "Appearance Deadline"). Following the Appearance Deadline, the Court will circulate by e-mail the Zoom link to those parties who have made an electronic appearance.

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PLEASE TAKE FURTHER NOTICE that copies of the Motions and other any related filings can be viewed and/or obtained by: (i) accessing the Court's website a www.nysb.uscourts.gov or by (ii) contacting the Office of the Clerk of the Court at United States Bankruptcy Court, for the Southern District of New York.

Dated: May 3, 2024

New York, New York

TOGUT, SEGAL & SEGAL LLP By:

Counsel for the Petitioning Creditors

aglaubach@teamtogut.com