

(the “DS Objection Deadline”) and set the hearing on the Solicitation Procedures Motion and approval of the Disclosure Statement on September 11, 2024 at 9:30 a.m. (prevailing Eastern Time) (the “Disclosure Statement Hearing”).

PLEASE TAKE FURTHER NOTICE that, on August 26, 2024, the Debtors filed a *Joint Motion for Order Authorizing and Directing Mediation* [Docket No. 346], seeking appointment of the Honorable Jeffery W. Cavender as mediator and scheduling a mediation amongst the Debtors, the Official Committee of Unsecured Creditors, OHI DIP Lender, LLC, and TIX 33134 LLC (collectively, the “Parties”) on or around September 9-11, 2024 (the “Mediation”). The Court subsequently entered an order appointing Judge Cavender as mediator in the Chapter 11 Cases. See Docket No. 347. The Mediation occurred in-person on September 9 and 11, 2024 and negotiations continued between the Parties and the mediator in the days that followed.

PLEASE TAKE FURTHER NOTICE that, on August 26, 2024, the Debtors filed a *Notice of Continued Disclosure Statement Hearing and Sale Hearing* [Docket No. 350], which continued the Disclosure Statement Hearing until September 17, 2024 at 9:30 a.m. (prevailing Eastern Time).

PLEASE TAKE FURTHER NOTICE that, on September 13, 2024, the Debtors filed a *Notice of Continued Disclosure Statement Hearing* [Docket No. 428], which continued the Disclosure Statement Hearing until September 23, 2024 at 1:30 p.m. (prevailing Eastern Time).

PLEASE TAKE FURTHER NOTICE that, on September 17, 2024, the Debtors filed the *Debtors’ Combined Disclosure Statement and Joint First Amended Chapter 11 Plan of Reorganization* [Docket No. 438] with the Court (the disclosure statement portion thereof, the “Disclosure Statement” and the chapter 11 plan portion thereof, the “Plan”, including all exhibits thereto and as amended, supplemented or otherwise modified from time to time, and collectively, as may be amended, supplemented, or otherwise modified, the “Combined Disclosure Statement and Plan”).

PLEASE TAKE FURTHER NOTICE that, on September 20, 2024, following extensive negotiations in connection with the Mediation, the Parties reached an agreement (the “Settlement”) with respect to the terms of a further amended Combined Disclosure Statement and Plan. The Parties are working in good faith to revise the Combined Disclosure Statement and Plan to memorialize the terms of the Settlement and intend to file a revised version in advance of the Disclosure Statement Hearing.

PLEASE TAKE FURTHER NOTICE that, to allow additional time for the Parties to document the Settlement in the Combined Disclosure Statement and Plan, the Disclosure Statement Hearing has been continued until **September 30, 2024 at 2:00 p.m. (prevailing Eastern Time) in Courtroom 1202 at the Richard B. Russell Federal Building and United States Courthouse, 75 Ted Turner Dr. SW, Atlanta, Georgia 30303**, which may be attended in person or via the Court’s Virtual Hearing Room. You may join the Virtual Hearing Room through the “Dial-in and Virtual Bankruptcy Hearing Information” link at the top of the homepage of the Court’s website, www.ganb.uscourts.gov, or the link on the judge’s webpage, which can also be found on the Court’s website. Please also review the “Hearing Information” tab on the judge’s webpage for further information about the hearing. You should be prepared to appear at the

hearing via video, but you may leave your camera in the off position until the Court instructs otherwise. Unrepresented persons who do not have video capability may use the telephone dial-in information on the judge's webpage. Unless an extension has otherwise been discussed with the Debtors' undersigned counsel, the DS Objection Deadline remains unchanged. **The hearing scheduled for September 23, 2024 at 1:30 p.m. (prevailing Eastern Time) is hereby cancelled.**

PLEASE TAKE FURTHER NOTICE THAT copies of the Combined Disclosure Statement and Plan, the Solicitation Procedures Motion, and other related documents are available free of charge on the Debtors' case information website (<https://www.veritaglobal.net/lavie>) or can be requested from Kurtzman Carson Consultants, LLC d/b/a Verita by calling (877) 709-4750 (United States/Canada toll-free) or +1 (424) 236-7230 (International) or by clicking the "Submit an Inquiry" option at <https://www.veritaglobal.net/lavie/Inquiry>.

PLEASE TAKE FURTHER NOTICE THAT your rights may be affected. You should read the Solicitation Procedures Motion and the Combined Plan and Disclosure Statement carefully and discuss them with your attorney, if you have one in these bankruptcy cases. If you do not have an attorney, you may wish to consult one.

Dated: Atlanta, Georgia
September 23, 2024

MCDERMOTT WILL & EMERY LLP

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CERTIFICATE OF SERVICE

I hereby certify that on September 23, 2024, all ECF participants registered in this case were served electronically with the foregoing notice through the Court’s ECF system at their respective email addresses registered with this Court. The Debtors’ claims and noticing agent will be filing a supplemental certificate of service on the docket to reflect any additional service of the foregoing notice, including on the Limited Service List.

Dated: Atlanta, Georgia
September 23, 2024

MCDERMOTT WILL & EMERY LLP

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