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**UNITED STATES BANKRUPTCY COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SANTA ROSA DIVISION**

In re  
 LEFEVER MATTSON, a California  
 corporation, et al.  
 Debtors.<sup>1</sup>

Case No. 24-10545 CN (Lead Case)  
 (Jointly Administered)  
 Chapter 11

In re  
 KS MATTSON PARTNERS, LP,  
 Debtor.

**MOTION OF DEBTOR KSMP TO  
 EXTEND EXCLUSIVE SOLICITATION  
 PERIOD**

Date: December 3, 2025  
 Time: 11:00 a.m. (Pacific Time)  
 Place: (In Person or Via Zoom)  
 United States Bankruptcy Court  
 1300 Clay Street, Courtroom 215  
 Oakland, CA 94612

<sup>1</sup> The last four digits of LeFever Mattson's tax identification number are 7537. The last four digits of the tax identification number for KS Mattson Partners, LP ("KSMP") are 5060. KSMP's address for service is c/o Stapleton Group, 514 Via de la Valle, Solana Beach, CA 92075. The address for service on LeFever Mattson and all other Debtors is 6359 Auburn Blvd., Suite B, Citrus Heights, CA 95621. Due to the large number of debtor entities in these Chapter 11 Cases, a complete list of the Debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information may be obtained on the website of the Debtors' claims and noticing agent at <https://usitc.lapel.net/USM>

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*Order Referring Bankruptcy Cases and Proceedings to Bankruptcy Judges,*  
General Order 24 (N.D. Cal.)..... 1

1           The above-captioned debtor and debtor in possession (“Debtor KSMP” or “KSMP”)  
2 hereby moves (the “Motion”) this Court pursuant to section 1121(d) of title 11 of the United States  
3 Code (the “Bankruptcy Code”) for the entry of an order, in substantially the form attached hereto as  
4 **Exhibit A**, extending the Exclusive Solicitation Period (as defined below) through and including  
5 April 6, 2026, without prejudice to Debtor KSMP’s right to seek additional extensions of such  
6 period.

7           In support of this Motion, Debtor KSMP submits the *Declaration of Robbin L. Itkin in*  
8 *Support of Motion of Debtor KSMP to Extend Exclusive Solicitation Period* (the “Itkin  
9 Declaration”), filed contemporaneously herewith and incorporated by reference herein.

## 10                           **MEMORANDUM OF POINTS AND AUTHORITIES**

### 11           **I. INTRODUCTION**

12           Despite inheriting an estate with virtually no records, Debtor KSMP—guided by its  
13 Responsible Individual—timely filed its chapter 11 plan within the initial exclusivity period and  
14 has a disclosure statement hearing set for November 18, 2025, with a confirmation hearing  
15 proposed for February 4, 2026. The proposed solicitation procedures contemplate allowing  
16 creditors until January 7, 2026 to vote on the Plan, and therefore solicitation cannot be completed  
17 before the initial solicitation period expires on December 8, 2025.<sup>2</sup> Accordingly, Debtor KSMP  
18 requests a short extension of the Exclusive Solicitation Period to ensure it can complete solicitation  
19 in an orderly and coordinated manner as contemplated by section 1121 of the Bankruptcy Code.

### 20           **II. JURISDICTION AND VENUE**

21           The United States Bankruptcy Court for the Northern District of California (this “Court”)  
22 has jurisdiction to consider this matter pursuant to 28 U.S.C. §§ 157 and 1334, the *Order Referring*  
23 *Bankruptcy Cases and Proceedings to Bankruptcy Judges*, General Order 24 (N.D. Cal.), and Rule  
24 5011-1(a) of the Bankruptcy Local Rules for the Northern District of California. This is a core  
25 proceeding pursuant to 28 U.S.C. § 157(b). Venue is proper before this Court pursuant to 28 U.S.C.  
26 §§ 1408 and 1409.

27  
28 <sup>2</sup> The exclusive solicitation period for the LFM Debtors (as defined herein) is currently set to expire on  
December 31, 2025. [Dkt No. 2100].

1     **III.     BACKGROUND**

2             **A.     General Background**

3             This case arises from an alleged multiyear and multimillion-dollar fraud perpetrated by Mr.  
4     Mattson. This alleged fraud resulted in multiple prepetition litigations against Debtor KSMP,  
5     Kenneth Mattson, and LeFever Mattson, a California corporation (the real estate corporation jointly  
6     owned by Mr. Mattson and Tim LeFever). It has also resulted in the United States Department of  
7     Justice bringing serious criminal charges against Mr. Mattson.

8             On November 22, 2024 (the “Petition Date”), Debtor KSMP became subject to an  
9     involuntary petition for relief under chapter 11 of the Bankruptcy Code. On June 9, 2025 (the  
10    “Relief Date”), the Court entered the *Stipulated Order for Relief in an Involuntary Case* [Case No.  
11    24-10715, Dkt. No. 131] and subsequently appointed Robbin L. Itkin as the Responsible Individual  
12    in its chapter 11 case (the “Responsible Individual”), with effect from June 16, 2025 [Case No. 24-  
13    10715, Dkt. No. 172].

14            Debtor KSMP continues to operate its business and manage its properties as debtor in  
15    possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. On August 26, 2025, a  
16    committee of unsecured creditors (the “Committee”) was appointed in this chapter 11 case (the  
17    “KSMP Chapter 11 Case”), consisting of the same members as the LeFever Mattson committee  
18    [Dkt No. 2104].

19            **B.     KS Mattson Partners, LP**

20            Debtor KSMP is a California limited partnership, established on August 16, 1999, to  
21    manage and develop assets held by Kenneth Mattson and his family. Debtor KSMP’s partnership  
22    agreement provides that its partnership interests are held by each of Mr. Mattson (49%),  
23    Mr. Mattson’s wife, Stacy Mattson, (49%), and K S Mattson Company, LLC (“KSMC”) (2%).  
24    Because Debtor KSMP failed to maintain adequate books and records before the Relief Date, the  
25    Responsible Individual is currently undertaking efforts to determine what assets Debtor KSMP  
26    owns. At present, the Responsible Individual believes that Debtor KSMP holds interests in  
27    approximately 36 properties, some owned outright and others held as tenant-in-common with other  
28    investors, although this number remains subject to change as further diligence and investigation are

1 completed. Debtor KSMP has no employees.

2 **C. Jointly Administered Cases and Substantive Consolidation**

3 On September 19, 2024, LeFever Mattson and fifty-seven affiliates and subsidiaries  
4 (collectively, the “LFM Debtors” and, together with Debtor KSMP, the “Debtors”)—parties related  
5 to Debtor KSMP—filed voluntary petitions for relief under chapter 11 of the Bankruptcy Code,  
6 commencing their jointly administered bankruptcy cases (the “LFM Chapter 11 Cases”). On June  
7 20, 2025, the Committee filed the *Motion of the Official Committee of Unsecured Creditors for*  
8 *Substantive Consolidation of Debtor LeFever Mattson and KS Mattson Partners, LP and for*  
9 *Related Relief* [Dkt No. 1585] (the “Substantive Consolidation Motion”), by which the Committee  
10 sought to substantively consolidate the KSMP and LeFever Mattson estates. Following significant  
11 diligence and extensive negotiations between Debtor KSMP, the LFM Debtors and the Committee,  
12 the Committee agreed to hold its Substantive Consolidation Motion in abeyance while the parties  
13 worked together to produce a joint chapter 11 plan. On July 29, 2025, the Court entered the  
14 *Stipulated Bridge Order in Connection with the Motion to Substantively Consolidate the*  
15 *Bankruptcy Estates of LeFever Mattson and KS Mattson Partners, LP* [Dkt No. 1887], which,  
16 among other things, holds the Substantive Consolidation Motion in abeyance and jointly  
17 administers Debtor KSMP’s Chapter 11 Case with the LFM Chapter 11 Cases (collectively, the  
18 “Chapter 11 Cases”).<sup>3</sup>

19 **D. Bar Date and Proof of Claim Analysis**

20 On August 25, 2025, the Court entered the *Order Granting Motion for an Order*  
21 *(1) Establishing Bar Date; (2) Approving Form and Manner of Notice of Bar Date and Procedures*  
22 *with Respect Thereto; and (3) Approving Confidentiality Protocols* [Dkt. No. 2184] (the “KSMP  
23 Bar Date Order”). The KSMP Bar Date Order fixed October 3, 2025 as the last day for general  
24 unsecured creditors to file proofs of claim in the KSMP Chapter 11 Case (the “KSMP Bar Date”).  
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27 <sup>3</sup> One other entity, Windscape Apartments, LLC, filed a voluntary petition for chapter 11 (Case No. 24-10417)  
28 on August 6, 2024, and two other entities, Pinewood Condominiums, LP (Case No. 24-10598) and Ponderosa  
Pines, LP (Case No. 24-10599), filed voluntary chapter 11 petitions on October 2, 2024. These entities are the  
LeFever Mattson Debtors.

1 Debtor KSMP and the Committee are reviewing approximately 800 claims that were filed  
2 prior to the KSMP Bar Date. In particular, the Committee’s financial advisor, PWC, is undertaking  
3 a detailed review of investor proofs of claim to conduct the netting analysis necessary to calculate  
4 each investor’s potential claim for plan voting and distribution purposes. The information from the  
5 KSMP proof of claims process is being analyzed jointly with those filed in the LFM Chapter 11  
6 Cases.

7 **E. Marketing and Sale Efforts**

8 Debtor KSMP has begun the process of marking its real estate assets. Proceeds will be used  
9 to satisfy secured claims, fund distributions under the Plan (as defined below), and cover the  
10 administration expenses of these Chapter 11 Cases. Marketing and sales efforts to date include 21  
11 active listings, 19 offers received, and 2 properties currently in escrow.

12 To facilitate these sales, the Court approved Debtor KSMP’s request to establish real estate  
13 sale procedures [Dkt. No. 2694] (the “Sale Procedures”). Although certain properties are excluded  
14 from the Sale Procedures—and Debtor KSMP may elect to sell any property outside of the Sale  
15 Procedures through a separate motion under section 363—Debtor KSMP expects that using the  
16 Sale Procedures where appropriate will significantly reduce administrative costs and provide  
17 greater speed and certainty in closing transactions.

18 **F. The Plan Process**

19 Debtor KSMP filed its plan within its initial plan-filing exclusivity period, which expired  
20 on October 7, 2025, and has since submitted the associated disclosure statements and related  
21 documents. The details are as follows:

- 22 • On September 5, 2025, Debtor KSMP, the LFM Debtors and the Committee  
23 (collectively, the “Plan Proponents”) filed the *Joint Chapter 11 Plan of Liquidation*  
24 [Dkt. No. 2226] (the “Plan”), and related pleadings, including a joint motion seeking  
25 the approval of settlement procedures with respect to investor claims (the “Investor  
26 Claims Motion”) [Dkt. No. 2365].
- 27 • On October 15, 2025, the Plan Proponents amended the Plan [Dkt. No. 2561] (the  
28 “Amended Plan”) and filed a disclosure statement [Dkt. No. 2567] (the “Disclosure



1           Statement”), along with a joint motion seeking to establish procedures for the  
2           solicitation of votes on the Plan (the “Solicitation Procedures Motion”) [Dkt.  
3           No. 2569].

- 4           • In addition to the Disclosure Statement and Solicitation Procedures Motion, on  
5           October 15, 2025 the Plan Proponents also filed a Joint Investigation Report and  
6           Summary of Global Settlement [Dkt No. 2568] (the “Investigation Report”), which  
7           details the Committee’s year-long forensic analysis supporting substantive  
8           consolidation and a Ponzi-scheme finding.

9           The Plan provides that all assets and liabilities of each Debtor are pooled together for  
10          distribution purposes and that, pursuant to applicable Ninth Circuit law, all investors are treated the  
11          same, as holders of tort claims, regardless of the nature and documentation of the investment and  
12          regardless of whether the investor was “on book” or “off book.” This treatment reflects the fact that  
13          all investors were unwilling participants in a fraudulent Ponzi scheme and have a claim for  
14          restitution (i.e., the return of their investment). *See Donell v. Kowell*, 533 F.3d 762, 774-75 (9th  
15          Cir. 2008) (“[W]hen Kowell and the other innocent victims gave money to Wallenbrock, they were  
16          not actually investors, but rather tort creditors with a fraud claim for restitution equal to the amount  
17          they gave.”); *Scholes v. Lehmann*, 56 F.3d 750, 755 (7th Cir. 1995) (defrauded Ponzi scheme  
18          investors are actually tort creditors); *In re Petters Co.*, 499 B.R. 342, 352 (Bankr. D. Minn. 2013)  
19          (“Through the hindsight of equitable principles, this rebranding is imposed even where the  
20          participation was facially structured as equity investment under documentation and through  
21          transaction.”).

22          The hearing on the Solicitation Procedures Motion is scheduled for November 18, 2025.  
23          The key dates and deadlines requested in the Solicitation Procedures Motion include (i) a January  
24          7, 2026 voting deadline and (ii) a February 4, 2026 confirmation hearing.

#### 25           **G.    Socotra Settlement**

26          On September 24 and 25, 2025, the Plan Proponents and Socotra Capital, Inc. and its  
27          affiliates (“Socotra”) conducted a two-day in person mediation before Hon. Lee R. Bogdanoff  
28          (Ret.), which culminated in the Settlement Agreement, dated October 14, 2025 (the “Socotra

1 Settlement Agreement”). The settlement embodied in the Socotra Settlement Agreement will  
2 generate millions of dollars in value for the estates through sales of Socotra collateral and the  
3 negotiated sharing formula. It ensures a meaningful recovery for the estates, resolves Debtor  
4 KSMP’s largest secured claims, secures Socotra’s vote in support of the Plan, avoids millions of  
5 dollars in litigation expense, and enables prompt distributions to victims.

6 On October 15, 2025, the Plan Proponents filed the *Joint Motion of LFM Debtors, Debtor*  
7 *KSMP and the Committee to Approve Entry Into and Performance Under the Socotra Settlement*  
8 *Agreement* [Dkt. No. 2556] (the “Socotra 9019 Motion”). On November 12, 2025, the Court orally  
9 approved the Socotra 9019 Motion and authorized the Socotra Settlement Agreement, paving the  
10 way for distributions under the Plan.

#### 11 **IV. RELIEF REQUESTED**

12 Section 1121(b) of the Bankruptcy Code provides for an initial period of 120 days after the  
13 entry of the order for relief during which a debtor has the exclusive right to file a chapter 11 plan  
14 (the “Exclusive Filing Period”). Section 1121(c)(3) of the Bankruptcy Code provides that if a debtor  
15 files a plan within the 120-day Exclusive Filing Period, it has an exclusive period of 180 days after  
16 the entry of the order for relief to obtain acceptances of its plan (the “Exclusive Solicitation Period”  
17 and, together with the Exclusive Filing Period, the “Exclusive Periods”). Debtor KSMP’s Exclusive  
18 Filing Period expired on October 7, 2025, and absent extension, its Exclusive Solicitation Period  
19 will expire on December 8, 2025.

20 Because the Exclusive Solicitation Period will expire before the proposed voting deadline  
21 on the Plan—currently anticipated to be on or about January 7, 2026—Debtor KSMP respectfully  
22 requests, pursuant to section 1121(d) of the Bankruptcy Code, an extension of approximately 120  
23 days through and including April 6, 2026. Although Debtor KSMP fully expects to complete  
24 solicitation and obtain confirmation well before that date, it seeks this extension to ensure that the  
25 exclusivity period does not lapse in the event of any unforeseen issues or delays in the solicitation  
26 process.

#### 27 **V. AUTHORITY FOR RELIEF REQUESTED**

28 The Exclusive Periods established by Congress were incorporated in the Bankruptcy Code to

1 afford a debtor a full and fair opportunity to propose a chapter 11 plan and enable solicitation of  
2 acceptances of the plan without the deterioration and disruption of a debtor's business that might be  
3 caused by the filing and solicitation of votes for multiple competing plans. Indeed, the primary  
4 objective of a chapter 11 case is the formulation, confirmation, and consummation of a consensual  
5 chapter 11 plan.

6 Under section 1121(d) of the Bankruptcy Code, the Court may extend the Exclusive  
7 Solicitation Period for cause, up to a maximum of 20 months from the petition date. *See* 11 U.S.C. §  
8 1121(d) ("on request of a party in interest made within the respective periods specified in subsections  
9 (b) and (c) of this section and after notice and a hearing, the court may for cause reduce or increase the  
10 120-day period or the 180-day period referred to in this section"); § 1121(d)(2). Although the  
11 Bankruptcy Code does not define "cause" under section 1121(d) or set formal criteria for an  
12 extension, the legislative history makes clear that it is a flexible standard designed to balance the  
13 interests of the debtor and its creditors. *See* H.R. Rep. No. 95-595, at 231-32 (1978), reprinted in 1978  
14 U.S.C.C.A.N. 5963 (noting that Congress intended to give bankruptcy courts great flexibility to  
15 protect a debtor's interests by allowing a debtor unimpeded opportunity to negotiate settlement of  
16 debts without interference from other parties in interest).

17 In exercising its broad discretion, a bankruptcy court may consider a variety of factors to  
18 assess the totality of circumstances in each case. *See In re Henry Mayo Newhall Mem'l Hosp.*, 282  
19 B.R. 444, 452 (B.A.P. 9th Cir. 2002) ("The question [of § 1121(d) cause] is inherently fact-specific  
20 and calls for a delicate exercise of judgment about which seasoned judges could differ.").

21 These factors include, without limitation:

- 22 (i) the size and complexity of the debtor's case;
- 23 (ii) the necessity for sufficient time to permit the debtor to negotiate a  
24 chapter 11 plan and prepare adequate information;
- 25 (iii) the existence of good faith progress towards reorganization;
- 26 (iv) the fact that the debtor is paying its bills as they become due;
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- 1 (v) whether the debtor has demonstrated reasonable prospects for filing a  
2 viable plan;
- 3 (vi) whether the debtor has made progress in negotiations with its creditors;
- 4
- 5 (vii) the amount of time which has elapsed in the case;
- 6 (viii) whether the debtor is seeking an extension of exclusivity in order to  
7 pressure creditors to submit to the debtor's reorganization demands; and
- 8 (ix) whether an unresolved contingency exists.

9 *In re New Meatco Provisions, LLC*, No. 2:13-BK-22155-PC, 2014 WL 917335, at \*3 (Bankr. C.D.  
10 Cal. Mar. 10, 2014); *In re Adelphia Commc'ns Corp.*, 352 B.R. 578, 587 (Bankr. S.D.N.Y. 2006)  
11 (noting that the nine factors listed above are "objective factors which courts historically have  
12 considered in making determinations of this character").

13 As courts have emphasized, discretion under section 1121(d) is not a mechanical checklist  
14 but a holistic assessment of the totality of the circumstances. The foregoing factors are neither  
15 exclusive nor mandatory; rather they are guideposts that assist the Court in determining whether  
16 cause exists to extend the exclusive periods.

17 Here, the application of the relevant factors demonstrates that cause exists to extend Debtor  
18 KSMP's Exclusive Solicitation Period. The extension is necessary to give Debtor KSMP the  
19 opportunity contemplated by the Bankruptcy Code to complete meaningful solicitation of its  
20 chapter 11 plan.

21 Despite inheriting an estate with virtually no records or information at the time the order  
22 for relief was entered and the Responsible Individual was appointed, Debtor KSMP nonetheless  
23 conducted its own investigation and worked extensively with the Committee and the LFM Debtors  
24 to negotiate the Plan and resolve its core issues—including substantive consolidation and the  
25 proposed Ponzi-scheme finding—and ultimately filed the Plan before the Exclusive Filing Period  
26 expired. Through the Solicitation Procedures Motion, Debtor KSMP and the other Plan Proponents  
27 have structured a solicitation and voting process that will necessarily extend beyond December 8,  
28 2025. Allowing the Exclusive Solicitation Period to lapse before solicitation can be completed

1 would undermine the purpose of section 1121, which is to provide a debtor a full and fair  
2 opportunity to advance its proposed chapter 11 plan.

3 Multiple factors support the requested extension:

4 • **Size and complexity of the case (factors i, vii):** The Chapter 11 Cases are large and  
5 unusually complex. Collectively, they involve 62 debtor entities (Debtor KSMP and 61 others),  
6 more than 200 properties (approximately 36 held by Debtor KSMP, including 11 properties held in  
7 tenancy in common), and hundreds of defrauded investors asserting overlapping claims across  
8 Debtor KSMP and the LFM Debtors. The estates are further complicated by allegations that the  
9 enterprise operated as a Ponzi scheme and by ongoing criminal and SEC proceedings against  
10 Debtor KSMPs former principal. The financial affairs of the debtors include a network of  
11 intercompany transfers and investor transactions so interwoven that full disentanglement may be  
12 impracticable.

13 • **Good-faith progress and need for adequate time (factors ii, iii, v, vi):** Debtor  
14 KSMP has worked diligently with the LFM Debtors, the Committee, and their professionals to  
15 formulate and file the Plan and related documents. The Plan Proponents have developed and  
16 proposed a detailed timeline for solicitation and confirmation, and subject to court approval, have  
17 resolved the most critical impediment to confirmation through the Socotra settlement. These efforts  
18 reflect substantial good-faith progress and reasonable prospects for completing the process—  
19 particularly given that fewer than five months have elapsed since the Relief Date in a case of  
20 exceptional size **and** complexity.

21 • **Operational stability (factor iv):** Debtor KSMP is current on all post-petition  
22 obligations, evidencing both operational stability during the case and the absence of any  
23 deterioration that would warrant shortening exclusivity.

24 • **Proper purpose (factor viii):** The request for a modest extension of time to support  
25 the anticipated solicitation process is not intended to pressure creditors or prejudice any party; it is  
26 a practical extension necessary to complete solicitation in an orderly manner.

1 **VI. RESERVATION OF RIGHTS**

2 Nothing contained herein is intended to be (i) an admission as to the validity of any claim  
3 against Debtor KSMP, (ii) a waiver of the Debtor KSMP's or any appropriate party in interest's  
4 rights to dispute any claim, or (iii) an approval or assumption of any agreement, contract, program,  
5 policy, or lease under section 365 of the Bankruptcy Code.

6 **VII. NOTICE**

7 Notice of this Motion will be provided to (i) the United States Trustee; (ii) the Committee,  
8 (iii) Serene Investment Management, LLC, the DIP Lender, and (iv) those persons who have  
9 formally appeared in these Chapter 11 Cases and requested service pursuant to Bankruptcy Rule  
10 2002. Based on the nature of the relief requested herein, Debtor KSMP respectfully submits that  
11 no further notice is required.

12 **WHEREFORE**, Debtor KSMP respectfully requests that the Court enter an order,  
13 substantially in the form attached hereto as **Exhibit A**, granting the relief requested herein.  
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1 Dated: November 12, 2025

/s/ Richard L. Wynne

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**EXHIBIT A**  
**(Proposed Order)**



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*Attorneys for Debtor and Debtor in Possession*

**UNITED STATES BANKRUPTCY COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SANTA ROSA DIVISION**

In re  
LEFEVER MATTSON, a California  
corporation, et al.  
Debtors.<sup>1</sup>

In re  
KS MATTSON PARTNERS, LP,  
Debtor.

Case No. 24-10545 CN (Lead Case)  
(Jointly Administered)  
Chapter 11

**[PROPOSED] ORDER EXTENDING  
DEBTOR KSMP'S EXCLUSIVE  
SOLICITATION PERIOD**

Date: December 3, 2025  
Time: 11:00 a.m. (Pacific Time)  
Place: (In Person or Via Zoom)  
United States Bankruptcy Court  
1300 Clay Street, Courtroom 215  
Oakland, CA 94612

<sup>1</sup> The last four digits of LeFever Mattson's tax identification number are 7537. The last four digits of the tax identification number for KS Mattson Partners, LP ("KSMP") are 5060. KSMP's address for service is c/o Stapleton Group, 514 Via de la Valle, Solana Beach, CA 92075. The address for service on LeFever Mattson and all other Debtors is 6359 Auburn Blvd., Suite B, Citrus Heights, CA 95621 Due to the large number of debtor entities in these Chapter 11 Cases, a complete list of the Debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information may be obtained on the website of the Debtors' claims and noticing agent at <https://veritaglobal.net/LM>.

1           Upon consideration of the *Motion of Debtor KSMP to Extend Exclusive Solicitation Period*  
2 (the “Motion”),<sup>2</sup> filed by the above-captioned debtor and debtor in possession (“Debtor KSMP” or  
3 “KSMP”), the Court having reviewed the Motion and the Itkin Declaration, and the Court having  
4 considered the statements of counsel and the evidence adduced with respect to the Motion at a hearing  
5 before the Court (the “Hearing”); and the Court having found that (i) the Court has jurisdiction to  
6 consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334, and the  
7 *Order Referring Bankruptcy Cases and Proceedings to Bankruptcy Judges*, General Order 24 and  
8 Rule 5011-1(a) of the Bankruptcy Local Rules for the United States District Court for the Northern  
9 District of California (the “Bankruptcy Local Rules”); (ii) venue is proper in this district pursuant to  
10 28 U.S.C. §§ 1408 and 1409; (iii) this is a core proceeding pursuant to 28 U.S.C. § 157(b); (iv) notice  
11 of the Motion and the Hearing was sufficient under the circumstances; and (v) good cause exists to  
12 waive the requirements imposed by Bankruptcy Rules 6003 or 4001(b)(2), to the extent either is  
13 applicable; and after due deliberation the Court having determined that the relief requested in the  
14 Motion is in the best interests of Debtor KSMP, its estates, and its creditors; and good and sufficient  
15 cause having been shown;

16           **IT IS HEREBY ORDERED THAT:**

- 17           1.       The Motion is granted.
- 18           2.       The last day of the Exclusive Solicitation Period shall be April 6, 2026.
- 19           3.       The extension of the Exclusive Solicitation Period herein is without prejudice to the  
20 rights of Debtor KSMP to seek further extensions to the extent permitted by 11 U.S.C. § 1121(d).
- 21           4.       Debtor KSMP is hereby authorized to take such actions and to execute such  
22 documents as may be necessary to implement the relief granted by this Order.
- 23           5.       The Court retains exclusive jurisdiction with respect to all matters arising from or  
24 related to the implementation, interpretation, and enforcement of this Order.

25                               \*\*\*END OF ORDER\*\*\*

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<sup>2</sup> Capitalized terms not otherwise defined herein shall have the meanings given to them in the Motion.