

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:

Medley LLC¹

Debtor.

Chapter 11

Case No. 21-10526 (KBO)

Re D.I. 395

MOTION OF THE PLAN PROPONENTS FOR LEAVE TO EXCEED PAGE LIMIT REQUIREMENTS WITH RESPECT TO PLAN PROPONENTS' MEMORANDUM OF LAW (I) IN SUPPORT OF (A) FINAL APPROVAL OF THE ADEQUACY OF DISCLOSURE STATEMENT UNDER SECTION 1125 OF THE BANKRUPTCY CODE AND (B) CONFIRMATION OF THE THIRD AMENDED COMBINED DISCLOSURE STATEMENT AND CHAPTER 11 PLAN OF MEDLEY LLC AND (II) IN RESPONSE TO OBJECTIONS TO APPROVAL OF, AND CONFIRMATION OF, COMBINED DISCLOSURE STATEMENT AND PLAN

Medley LLC as debtor and debtor in possession in the above-captioned case (the "Debtor"),² the Official Committee of Unsecured Creditors appointed in the chapter 11 case (the "Committee") and Medley Capital LLC ("Medley Capital," and together with the Debtor and the Committee, the "Plan Proponents"), hereby submit this motion (the "Motion") for entry of an order, pursuant to Rule 3017-3 of the Local Rules of Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the "Local Rules"), authorizing the Plan Proponents to exceed the page limit requirement for the *Plan Proponents Memorandum of Law (I) in Support of (A) Final Approval of the Adequacy of Disclosure Statement Under Section 1125 of the Bankruptcy Code and (B) Confirmation of the Third Amended Combined Disclosure Statement and Chapter 11 Plan of Medley LLC and (II) in Response to Objection to Approval of,*

¹ The last four digits of the Debtor's taxpayer identification number are 7343. The Debtor's principal executive office is located at 280 Park Avenue, 6th Floor East, New York, New York 10017.

² Capitalized terms used herein, but not otherwise defined, shall have the meanings ascribed thereto in the Plan or the Solicitation Procedures Motion (each as defined herein), as applicable.



and Confirmation of, Combined Disclosure Statement and Plan (the “Memorandum”). In support of this Motion, the Plan Proponents respectfully state as follows:

1. On October 1, 2021, the Plan Proponents filed the Memorandum in support of confirmation of the Third Amended Combined Disclosure Statement and Chapter 11 Plan of Medley LLC (the “Combined Disclosure Statement and Plan”). The Memorandum is seventy-eight pages, not including tables or exhibits. Pursuant to the Court’s local rules, the page limit for the Memorandum is sixty (60) pages, which is “exclusive of any tables, exhibits, addenda or other supporting materials” without leave of the Court. Del. Bankr. L.R. 3017-3.

2. In this case, good cause exists for extending the page limitation of the Memorandum. The Plan Proponents must adequately and thoroughly address all of the points raised in the pending objections to the Combined Disclosure Statement and Plan, in addition to discussing the elements necessary for the Court to make an informed decision regarding whether approval of the Disclosure Statement on a final basis, and confirmation of the Plan is appropriate. In order to be as thorough as necessary to provide the Court with the relevant information, the Memorandum must exceed the 60 page limit. The Plan Proponents have used their best efforts to keep the Memorandum at a reasonable length given the breath of materials it covers, but the Memorandum still exceeds the 60 page limit provided by the Local Rules.

WHEREFORE, the Plan Proponents respectfully request leave of Court to exceed the page limits for its Memorandum in order to adequately address all of the necessary issues

relating to confirmation of the Combined Disclosure Statement and Plan.

Date: October 1, 2021

MORRIS JAMES LLP

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

In re:

Medley LLC¹

Debtor.

Chapter 11

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Re D.I. _____

ORDER GRANTING THE MOTION OF THE PLAN PROPONENTS FOR LEAVE TO EXCEED PAGE LIMIT REQUIREMENTS WITH RESPECT TO PLAN PROPONENTS' MEMORANDUM OF LAW (I) IN SUPPORT OF (A) FINAL APPROVAL OF THE ADEQUACY OF DISCLOSURE STATEMENT UNDER SECTION 1125 OF THE BANKRUPTCY CODE AND (B) CONFIRMATION OF THE THIRD AMENDED COMBINED DISCLOSURE STATEMENT AND CHAPTER 11 PLAN OF MEDLEY LLC AND (II) IN RESPONSE TO OBJECTIONS TO APPROVAL OF, AND CONFIRMATION OF, COMBINED DISCLOSURE STATEMENT AND PLAN

Upon consideration of the Plan Proponent's Motion for Leave to Exceed Page Limit Requirements with Respect to the *Plan Proponents Memorandum of Law (I) in Support of (A) Final Approval of the Adequacy of Disclosure Statement Under Section 1125 of the Bankruptcy Code and (B) Confirmation of the Third Amended Combined Disclosure Statement and Chapter 11 Plan of Medley LLC and (II) in Response to Objection to Approval of, and Confirmation of, Combined Disclosure Statement and Plan* (the "Motion"), and this Court having jurisdiction to consider the Motion and the relief requested therein in accordance with 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware dated as of February 29, 2012; and this Court having found that good and sufficient cause exists for granting the Motion; and it appearing that notice the Motion was adequate and proper under the circumstances of these cases, and it appearing that no other or

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further notice need to be given, and after due deliberation and sufficient cause therefor, it is, hereby

ORDERED, ADJUDGED and DECREED that:

1. The Motion is GRANTED.
2. The Plan Proponents are authorizing to file the Objection in excess of the sixty-page limitation prescribed by Local Rules 3017-3 and the General Chambers Procedures.
3. The Court shall retain jurisdiction with respect to all matters arising from or relating to the interpretation or implementation of this order.