

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

In re:)
) Chapter 11
STAGE STORES, INC., *et al.*,¹)
) Case No. 20-32564 (DRJ)
Debtors.)
) (Jointly Administered)

**CERTIFICATE OF NO OBJECTION WITH RESPECT TO JASON CURTIS AND
THORSTEN WEBER MOTION FOR ENTRY OF ORDER MODIFYING THE
AUTOMATIC STAY, TO THE EXTENT APPLICABLE, TO PERMIT PAYMENTS
UNDER DEBTORS' EXECUTIVE EDGE INSURANCE POLICY NUMBER 02-382-05-01**

Pursuant to (i) the Procedures for Complex Chapter 11 Cases in the Southern District of Texas and (ii) the Court Procedures and Practice Tips for Judge David R. Jones, the undersigned counsel for non-Debtors Jason Curtis ("Curtis") and Thorsten Weber ("Weber", and collectively with Curtis, the "Movants") certifies as follows:

1. On August 3, 2023, the Movants filed their *Motion For Entry Of Order Modifying The Automatic Stay, To The Extent Applicable, To Permit Payments Under Debtors' Executive Edge Insurance Policy Number 02-382-05-01* (ECF Docket No. 1195) (the "D&O Liability Insurance Motion").

2. The deadline for parties to file responses to the relief requested in the D&O Liability Insurance Motion was August 23, 2023 (the "Objection Deadline"). No objections to the D&O Liability Insurance Motion were filed on the docket on or before the Objection Deadline.

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: Stage Stores, Inc. (6900) and Specialty Retailers, Inc. (1900).



Additionally, counsel for the Movants did not receive any informal responses to the D&O Liability Insurance Motion.

3. Therefore, the Movants respectfully request that the Court enter the attached proposed order at the earliest convenience of the Court.

Dated: August 25, 2023
Houston, Texas

By: BAKER & HOSTETLER LLP

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CERTIFICATE OF SERVICE

I certify that on August 25, 2023, I caused a copy of the foregoing document to be served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas.

Dated: August 25, 2023
Houston, Texas

By: BAKER & HOSTETLER LLP

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EXHIBIT A

Proposed Order

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:)	
)	Chapter 11
STAGE STORES, INC., <i>et al.</i> , ¹)	
)	Case No. 20-32564 (DRJ)
Debtors.)	
)	(Jointly Administered)

**ORDER MODIFYING THE AUTOMATIC STAY, TO THE EXTENT APPLICABLE,
TO PERMIT PAYMENTS UNDER EXECUTIVE EDGE INSURANCE
POLICY NUMBER 02-382-05-01**

Upon consideration of the Motion (the “Motion”) (Docket No. 1195) of Jason Curtis (“Curtis”) and Thorsten Weber (“Weber”, and collectively with Curtis, the “Movants” or “Former Officers”) seeking entry of an order that the automatic stay does not bar use of insurance proceeds to pay, advance or reimburse defense costs or, alternatively for relief from the automatic stay; and it appearing that cause exists under 11 U.S.C. § 362(d) to lift the automatic stay; and it appearing that the Court has jurisdiction to consider the Motion; and it appearing that no other or further notice need be provided; and no opposition to the Motion having been filed; and upon the Motion and all of the proceedings before the Court; and after due deliberation; and good and sufficient cause appearing therefor; it is hereby

ORDERED that

1. The Motion is granted as set forth herein;
2. The automatic stay imposed by 11 U.S.C. § 362 does not bar Illinois National Insurance Company (“Illinois National”) or AIG Claims, Inc. (“AIG”) from paying, reimbursing, and/or advancing insurance proceeds under the Primary Policy (as that term is defined in the

Motion) issued to Stage Stores, Inc. for Movants' Defense Costs (as defined in the Primary Policy) (only as and to the extent accepted for coverage by Illinois National) whenever incurred or any related Claim pursuant to the terms of the Primary Policy.

3. Alternatively, to the extent that the automatic stay imposed by 11 U.S.C. § 362 applies to Illinois National and/or AIG, or the proceeds of the Primary Policy, the automatic stay is hereby modified to permit Illinois National's and/or AIG's payment, advancement, and reimbursement of any of the Movants' Defense Costs (as provided for in the Primary Policy) (only as and to the extent accepted for coverage by Illinois National) whenever incurred or any related Claim pursuant to the terms of the Primary Policy.

4. All amounts advanced to, or on behalf of, the Movants to pay Defense Costs shall reduce the limit of liability of the Primary Policy as provided therein.

5. Nothing contained in this Order shall modify or change (i) any of the terms and conditions of the Primary Policy or (ii) any person's rights, if any, under the Primary Policy.

6. The fourteen (14) day stay provided by Bankruptcy Rule 4001(a)(3) is waived.

7. Notice of the Motion as provided therein shall be deemed good and sufficient notice of such Motion under the circumstances of these cases.

8. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: Stage Stores, Inc. (6900) and Specialty Retailers, Inc. (1900).

9. The Court retains jurisdiction with respect to all matters arising from or related to the implementation of this Order.

Dated: August __, 2023
Houston, Texas

Honorable David R. Jones
U.S. Bankruptcy Judge