UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
Charlotte Division

IN RE:	Chapter 11
BRD LAND & INVESTMENT, et al.	Case No. 26-30215
	(Jointly Administered)
Debtors.[1]	

DEBTORS' MOTION FOR ENTRY OF AN ORDER (A) APPROVING CERTAIN VOTING PROCEDURES AND THE FORM OF CERTAIN DOCUMENTS TO BE DISTRIBUTED IN CONNECTION WITH SOLICITATION OF THE PLAN; AND (B) APPROVING PROPOSED VOTING AND GENERAL TABULATION PROCEDURES

The above-captioned debtors and debtors in possession (the "Debtors") hereby move the Court (the "Motion") for the entry of an order (the "Solicitation Procedures Order"), in connection with the Court's consideration of the adequacy of the *Disclosure Statement for Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC, and BRDL Warden Station Holding Co., LLC* [Docket No. 137] (as it may be amended, supplemented, or otherwise modified from time to time, the "Disclosure Statement") under section 1125 of title 11 of the United States Code, 11 U.S.C. §§ 101-1330 (as amended, the "Bankruptcy Code"): (a) establishing the procedures for solicitation and tabulation of votes to accept or reject the *Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 136] (as it may be amended, supplemented, or otherwise modified from time to time, the "Plan")[2], including approval of (i) the forms of ballots for submitting votes on the Plan; (ii) the contents of the proposed solicitation packages to be distributed to creditors and other parties

[1] The Debtors in these jointly administered cases are the following entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): BRD Land & Investment, a South Carolina partnership (6940), BRDL Warden Station Holding Co LLC (0184), and BRDL Warden Station, LLC (4687). The Debtors' address is 6433 Bannington Road, Charlotte, NC 28226.

[2] Capitalized terms not otherwise defined herein have the meanings given to them in the Plan.

in interest in connection with the solicitation of votes on the Plan (collectively, the "Solicitation Packages"), (iii) the proposed record date for Plan voting; and (iv) certain related relief; and (b) approving related notice procedures for the hearing on confirmation of the Plan (the "Confirmation Hearing"). In support of this Motion, the Debtors respectfully represent as follows:

JURISDICTION AND VENUE

1. This Court has jurisdiction over this Motion under 28 U.S.C. §§ 157 and 1334. This matter is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2). Venue of this proceeding and this Motion is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409.

2. The statutory predicates for the relief sought herein are sections 105(a), 502, 1123(a), 1124, 1125, 1126, and 1128 of the Bankruptcy Code, Rules 2002, 3003, 3016, 3017, 3018 and 3020 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules") and Rules 2002-1 and 3018-1 of the Rules of Practice and Procedure of the United States Bankruptcy Court for the Western District of North Carolina (the "Local Rules").

BACKGROUND

3. On February 24, 2026 (the "Petition Date"), the Debtors filed voluntary petitions in this Court for relief under chapter 11 of the Bankruptcy Code (collectively, the "Chapter 11 Cases"). The Debtors continue to operate their businesses and manage their properties as debtors-in-possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code.

4. An official committee of unsecured creditors (the "Committee") was appointed by in these cases on March 17, 2026 [Docket No. 69].

5. A detailed description of the Debtors and their businesses, and the facts and circumstances supporting the Chapter 11 Cases, are set forth in greater detail in the *Affidavit of William A. Barbee in Support of First Day Relief* [Docket No. 12] (the "First Day Affidavit") incorporated herein by reference.

6. On April 1, 2026, the Debtors filed their Schedules of Assets and Liabilities and Statement of Financial Affairs (as amended or modified, and together as, the "Schedules and Statements").

THE PLAN AND DISCLOSURE STATEMENT

7. As described in detail in the First Day Affidavit, the Debtors commenced these Chapter 11 Cases with a goal to fairly and efficiently resolve the Debtors' secured, unsecured, and trade debts through an orderly process to maximize the value of the Debtors' assets and generate the greatest payment possible for the Debtors' creditors.

8. On April 21, 2026, the Debtors filed both the Disclosure Statement and the Plan. The Plan proposes to efficiently and equitably dispose of the Debtors' assets through liquidation to maximize recovery for the Debtors' creditors. In accordance with section 1126 of the Bankruptcy Code, the Plan contemplates classifying holders of claims and interests into certain classes of claims and interests[3] for all purposes, including with respect to voting on the Plan, as follows:

[3] The Debtors reserve all rights to object to or otherwise challenge any claims or interests, and the Debtors do not waive any such objections or challenges through the descriptions of claims, interests, the Plan or the Disclosure Statement.

Class	Claim	Status	Voting Rights
1	Allowed Secured Tax Claims	Impaired	Entitled to Vote
2	Allowed DLP Warden Station Secured Clam	Impaired	Entitled to Vote
3	Allowed DLP Clark Secured Claim	Impaired	Entitled to Vote
4	Allowed DLP Pinewood Secured Claim	Impaired	Entitled to Vote
5	Allowed Other Secured Claims	Impaired	Entitled to Vote
6	Allowed Priority Claims	Impaired	Entitled to Vote
7	Allowed General Unsecured Claims	Impaired	Entitled to Vote
8	Allowed Equity Interests	Impaired	Entitled to Vote

RELIEF REQUESTED

9. By this Motion, the Debtors seek entry of an order (the "Confirmation Procedures Order"), substantially in the form attached hereto: approving certain procedures by which creditors and holders of interests entitled to vote may vote to accept or reject the Plan, which procedures are described herein and set forth in **Exhibit 1**; approving the form Ballots to be distributed in connection with the solicitation of the Plan, attached hereto as **Exhibit A**; and approving the proposed voting and general tabulation procedures. The Debtors seek this relief in conjunction with and to supplement the Court's form order approving the Disclosure Statement and fixing time for filing acceptances or rejections of the Plan (the "Confirmation Hearing Notice").

BASIS FOR RELIEF

A. The Bankruptcy Court Should Approve the Setting of Certain Dates, as Proposed by the Debtors, Related to Confirmation of the Plan

10. The Debtors respectfully request that the Bankruptcy Court approve the setting of certain dates described herein and in the Solicitation Procedures, in accordance with section 1126(c) of the Bankruptcy Code and Bankruptcy Rules 3017(d) and 3018(a).

1. The Voting Record Date

11. Bankruptcy Rule 3017(d) provides that upon approval of a disclosure statement, except to the extent that the Bankruptcy Court orders otherwise with respect to one or more unimpaired classes of creditors or equity security holders, the debtor shall mail to all creditors and equity security holders, and the Bankruptcy Administrator for the Western District of North Carolina (the "Bankruptcy Administrator"), a copy of the plan, the disclosure statement, notice of the voting deadline, and such other information as the court may direct. For the purposes of soliciting votes in connection with the confirmation of a plan, "creditors and equity security holders shall include holders of stocks, bonds, debentures, notes and other securities of record on the date the order approving the disclosure statement is entered or another date fixed by the Bankruptcy Court, for cause, after notice and a hearing." Fed. R. Bankr. P. 3017(d). Bankruptcy Rule 3018(a) contains a similar provision regarding determination of the record date for voting purposes.

12. Accordingly, the Debtors request that the Bankruptcy Court establish as the voting record date on June 10, 2026, (the "Voting Record Date") for purposes of determining which creditors and holders of interests are entitled to receive the solicitation materials required by Bankruptcy Rule 3017(d) and related documents (the "Solicitation Package").

13. The Debtors propose that with respect to any transferred claim, the transferee shall be entitled to receive a Solicitation Package and, if the holder of such claim is entitled to vote with

respect to the Plan, cast a Ballot (as defined below) on account of such claim only if: (a) the transfer or assignment has been fully effectuated pursuant to the procedures dictated by Bankruptcy Rule 3001(e); and (b) such transfer is reflected on the claims register for the Chapter 11 Cases (the "Claims Register") on or before the Voting Record Date.

14. Furthermore, to avoid potential confusion, the Debtors believe that one record date should be established for all holders of claims.

B. The Bankruptcy Court Should Approve the Solicitation and Notice Procedures

15. To conduct an effective solicitation of votes to accept or reject the Plan in a manner that is consistent with the requirements of the Bankruptcy Code, the Bankruptcy Rules, the Local Rules, and due process, the Debtors seek approval of the Solicitation Procedures described herein and set forth in **Exhibit 1** attached to the Solicitation Procedures Order. The Debtors believe that the Solicitation Procedures are well-designed and specifically tailored to solicit votes to accept or reject the Plan. To the extent that circumstances require further modifications of, or amendments to, the Solicitation Procedures, the Debtors reserve the right to supplement or amend the Solicitation Procedures to further facilitate the solicitation of the Plan.

16. On February 24, 2026, the Debtors filed an application seeking authorization to retain Kurtzman Carson Consultants LLC ("Verita" or the "Administrative Agent") to, among other things, act as administrative agent in connection with the solicitation of votes on any chapter 11 plan of reorganization. The Debtors respectfully request that the Administrative Agent be authorized (to the extent not already authorized), in conjunction with the Debtors, to assist the Debtors in:

a. distributing the Solicitation Packages;

b. receiving, tabulating, and reporting on Ballots cast to accept or reject the Plan by holders of claims;

c. responding to inquiries from holders of claims and interests and other parties in interest relating to the Disclosure Statement, the Plan, the Ballots, the Solicitation Procedures and all other documents contained in the Solicitation Package and matters related thereto, including, without limitation, the procedures and requirements for voting to accept or reject the Plan and for objecting to the Plan;

d. soliciting votes to accept or reject the Plan; and

e. if necessary, contacting holders of claims and interests regarding the Plan.

17. The Debtors propose to distribute the Solicitation Package required by Bankruptcy Rule 3017(d) to those entities entitled to vote on the Plan in the form and manner described below and set forth in Section C of the Solicitation Procedures.

18. Specifically, the Solicitation Package shall contain copies of the following:

a. A cover letter describing the contents of the Solicitation Package;

b. the Disclosure Statement, the Plan and all exhibits thereto (on a flash drive in PDF format);

c. the Solicitation Procedures Order (without exhibits) (also on a flash drive in PDF format);

d. the Confirmation Hearing Notice;

e. the Ballot, including voting instructions;

f. a pre-addressed return envelope; and

g. such other materials as the Bankruptcy Court may direct or authorize.

19. All equity security holders, creditors and parties in interest will receive a copy of the Confirmation Hearing Notice generated on by the Court. The Confirmation Hearing Notice provides, among other things, (i) notice of the filing of the Disclosure Statement and Plan, (ii) notice of the approval of the Disclosure Statement, (iii) information regarding the Confirmation Hearing, and (iv) directions for filing objections to confirmation of the Plan by the Objection Deadline. In an effort

to conserve resources, the Debtors propose that they do not mail printed copies of the Disclosure Statement, the Solicitation Procedures Order, and the Plan (collectively, the "Plan Documents") to those parties receiving the Confirmation Hearing Notice. Instead, as set forth in the Confirmation Hearing Notice, the Debtors propose to provide directions therein for such parties to obtain (i) electronic copies of the Plan Documents via download from the website maintained by the Debtors' noticing, claims and administrative agent, Kurtzman Carson Consultants LLC (the "Administrative Agent" or "Verita"), at https://www.veritaglobal.net/brd, and (ii) print copy of the Plan Documents free of charge (but only to the extent so requested of Verita by telephone, letter or email) to be delivered by Verita to the requesting party by first class mail.[4]

20. Through the Administrative Agent, the Debtors intend to distribute the Solicitation Packages on or before June 16, 2026, with such date to be at least 28 days before the Confirmation Hearing. The Debtors submit that distribution of the Solicitation Packages at least 28 calendar days before Confirmation Hearing will provide the requisite materials to holders of claims entitled to vote on the Plan in compliance with Bankruptcy Rules 3017(d) and 2002(b). See Fed. R. Bankr. P. 3017(d) (providing that, after approval of a disclosure statement, a debtor must transmit the plan, the approved disclosure statement, a notice of the time within which acceptances and rejections of such plan may be filed, and any other information that the Bankruptcy Court may direct to certain holders of claims). See Fed. R. Bankr. P. 2002(b).

[4] If, however, the Court declines to authorize distribution of the Plan Documents as requested herein, the Debtors requests, in the alternative, that they be authorized to include a flash drive containing the Plan Documents with the Confirmation Hearing Notice to be served by regular first-class mail.

C. The Bankruptcy Court Should Approve the Form of the Ballots

21. In accordance with Bankruptcy Rule 3018(c), the Debtors have prepared and customized ballots ("Ballots") for holders ("Holders") of Claims (substantially in the form of the Ballots attached as **Exhibit A** hereto) to tabulate acceptances and rejections of the Plan.

22. The forms of the Ballots are based on Official Form No. 14 and have been modified to: (a) address the particular circumstances of the Chapter 11 Cases; and (b) include certain additional information that the Debtors believe to be relevant and appropriate for each class of claims entitled to vote on the Plan. See Fed. R. Bankr. P. 3017(d) (debtors shall mail a form of ballot conforming to the appropriate Official Form to creditors and equity security holders).

23. In order to properly submit a Ballot, parties must fully complete and execute the Ballot and return it by first class mail, over-night courier or hand-delivery to Verita, so as to be received on or before the voting deadline set by the Confirmation Hearing Notice. Alternatively, parties may submit the Ballot via electronic online transmission solely through the customized online balloting portal (the "Balloting Portal") on the Debtors' case website, https://www.veritaglobal.net/brd, and clicking on the link for balloting on or before the voting deadline. Holders of Claims or Interests submitting a Ballot via the Balloting Portal shall not submit a ballot by mail. Ballots otherwise sent by facsimile, telecopy, or electronic submissions (except via the Balloting Portal) will not be accepted. Only properly completed, executed and timely submitted Ballots will be accepted. To that end, the Debtors request that the following Ballots not be counted in tabulating votes cast to accept or reject the Plan: (a) any Ballot that is illegible or contains insufficient information to permit the identification of the holder of the Claim or Interest; (b) any Ballot submitted by a party that does not hold a Claim or Interest in the Classes that is entitled to vote; (c) any unsigned Ballot; and (d) any Ballot not marked to either accept or reject the Plan.

24. As noted above, the solicitation process shall be conducted by the Administrative Agent. Pursuant to the Solicitation Procedures, the Administrative Agent will distribute the appropriate Ballots to Holders of all allowed claims (collectively, the "Voting Classes").

25. The Debtors submit that the forms of the Ballots comply with Bankruptcy Rule 3018(c) and, therefore, should be approved.

D. The Bankruptcy Court Should Approve the Voting and General Tabulation Procedures

26. The Debtors respectfully request that the Bankruptcy Court approve the voting and tabulation procedures described in Section D of the Solicitation Procedures, which are in accordance with section 1126(c) of the Bankruptcy Code and Bankruptcy Rule 3018(a) (the "Voting and Tabulation Procedures"). Section 1126(c) of the Bankruptcy Code provides:

> A class of claims has accepted a plan if such plan has been accepted by creditors, other than any entity designated under section (e) of this section, that hold at least two-thirds in amount and more than one-half in number of the allowed claims of such class held by creditors, other than any entity designed under subsection (e) of this section, that have accepted or rejected the plan.

11 U.S.C. § 1126(c).

1. The General Tabulation Procedures

27. In tabulating votes, the Debtors propose that the hierarchy described in Section D.2 of the Solicitation Procedures shall be used to determine the amount of the Claim associated with each Holder's vote. The amount of the Claim established pursuant to Section D.2 of the Solicitation Procedures shall control for voting purposes only and shall not constitute the Allowed amount of any Claim for purposes of distribution under the Plan or the amount of any Claim for any other purpose.

28. The Debtors also propose to use the voting procedures and standard assumptions in tabulating the Ballots set forth in Section D.3 of the Solicitation Procedures.

29. The Debtors believe that the requested Solicitation Procedures and other relief requested herein are cost-effective, provide adequate notice and opportunity to be heard, and are in the best interests of the estates, Holders of Claims and Interests, and other parties in interest. Accordingly, the Debtors submit that they have shown good cause for the relief requested herein.

2. Returned Solicitation Packages and Notices

30. The Debtors anticipate that some of the notices of the Disclosure Statement Hearing that are sent to Holders of Claims may be returned by the United States Postal Service or other carrier as undeliverable. The Debtors believe that it would be costly and wasteful to mail Solicitation Packages to the same addresses to which undeliverable notices of the Disclosure Statement Hearing were mailed. Therefore, the Debtors seek the Bankruptcy Court's approval for a departure from the strict notice rule requiring the Debtors to mail Solicitation Packages to those Entities listed at such addresses, unless the Debtors, through the Administrative Agent (as a result of such Entity providing written notice to the Administrative Agent at BRD Land & Investment, c/o KCC dba Verita, 222 N. Pacific Coast Highway, Suite 300, El Segundo, CA 90245) are provided with accurate addresses for such Entities not less than ten calendar days prior to the Solicitation Date. If a Holder of a Claim or Interest has changed its mailing address after February 24, 2026, the date each of the Debtors filed a voluntary petition with the Court under chapter 11 of the Bankruptcy Code, the burden should be on the Holder — not the Debtors — to advise the Administrative Agent and the Debtors of the new address.

3. Non-Substantive or Immaterial Modification

31. The Debtors request authorization to make non-substantive or immaterial changes to the Disclosure Statement, Plan, Ballots, Confirmation Hearing Notice, and related documents without further order of the Court, including, without limitation, changes to correct typographical and

grammatical errors and to make conforming changes among the Disclosure Statement, the Plan and any other materials in the Solicitation Package prior to their distribution.

NOTICE

32. The Debtors have provided notice of this Motion to: (a) the Office of the Bankruptcy Administrator for the Western District of North Carolina; (b) the Committee; (c) the Internal Revenue Service; (d) the United States Department of Justice; (e) the Securities and Exchange Commission; and (f) all of the Debtors' creditors who have filed request for notice pursuant to Bankruptcy Rule 2002(b) prior to the filing of this Motion. In light of the nature of the relief requested in this Motion, the Debtors respectfully submit that no further notice is necessary.

NO PRIOR REQUEST

33. No prior motion for the relief requested herein has been filed in this or any other court.

WHEREFORE, the Debtors respectfully request entry of the Solicitation Procedures Order substantially in the form attached hereto: (a) approving the Solicitation Procedures and the documents comprising the Solicitation Package; (b) approving the proposed voting and general tabulation procedures; and (c) granting such other and further relief as is just and proper.

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Dated: May 8, 2026
Charlotte, North Carolina

RAYBURN COOPER & DURHAM, P.A.

By: /s/ Matthew L. Tomsic

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Proposed Order

UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
Charlotte Division

IN RE:	Chapter 11
BRD LAND & INVESTMENT, et al.	Case No. 26-30215
	(Jointly Administered)
Debtors.[1]	

ORDER (A) APPROVING CERTAIN VOTING PROCEDURES AND THE FORM OF CERTAIN DOCUMENTS TO BE DISTRIBUTED IN CONNECTION WITH SOLICITATION OF THE PLAN; AND (B) APPROVING PROPOSED VOTING AND GENERAL TABULATION PROCEDURES

Upon the *Debtors' Motion for Entry of an Order (A) Approving Certain Voting Procedures and the Form of Certain Documents to be Distributed In Connection With Solicitation of the Plan; and (B) Approving Proposed Voting and General Tabulation Procedures* (the "Motion");[2] and the Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; and the Court

[1] The Debtors in these jointly administered cases are the following entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): BRD Land & Investment, a South Carolina partnership (6940), BRDL Warden Station Holding Co LLC (0184), and BRDL Warden Station, LLC (4687). The Debtors' address is 6433 Bannington Road, Charlotte, NC 28226.

[2] Capitalized terms used but not defined herein shall have the meanings given to them in the Motion.

have found that this matter is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and the Court having found that venue of this proceeding and the Motion in this District is proper pursuant to 28 U.S.C. §§ 1408 and 1409;

IT IS HEREBY FURTHER FOUND AND DETERMINED THAT:

1. The Motion is granted as set forth herein.

2. The Voting Record Date shall be established as June 10, 2026. The Voting Record Date shall be used to determine: (a) the Holders of Claims and Interests (including "holders of bonds, debentures, notes and other securities") that are entitled to receive the Solicitation Package pursuant to the Solicitation Procedures; (b) the Holders of Claims entitled to vote to accept the Plan; and (c) whether Claims and Interests have been properly transferred or assigned to an assignee, including the requirements that: (i) the transfer or assignment has been fully effectuated pursuant to the procedures dictated by Bankruptcy Rule 3001(e); and (ii) such transfer is reflected on the Claims Register on or before the Voting Record Date.

3. The Solicitation Procedures attached hereto as **Exhibit 1** and incorporated by reference herein are hereby approved in their entirety, provided that the Debtors reserve the right to amend or supplement the Solicitation Procedures to better facilitate the solicitation process.

4. The procedures for distribution of the Solicitation Packages set forth in the Motion and the Solicitation Procedures satisfy the requirements of the Bankruptcy Code, the Bankruptcy Rules, and the Local Rules, and the Debtors shall distribute or cause to be distributed Solicitation Packages to all Entities entitled to vote to accept or reject the Plan.

5. The Ballots, substantially in the forms attached to the Motion as **Exhibit C** are hereby approved.

6. The form of the voting instructions, substantially in the form attached to the Ballots on **Exhibits C** to the Motion, are hereby approved.

7. All votes to accept or reject the Plan must be cast by using the appropriate Ballot.

8. In order to submit a Ballot, parties must fully complete and execute the Ballot and return it by (a) first class mail, over-night courier or hand-delivery to the Debtors' noticing, claims and administrative agent, Kurtzman Carson Consultants LLC d/b/a Verita Global (the "Administrative Agent") at the address set forth in the Ballot on or before the Voting Deadline or (b) electronic online transmission solely through the customized online balloting portal (the "Balloting Portal") on the Debtors' case website, https://www.veritaglobal.net/brd, and clicking on the link for balloting on or before the Voting Deadline. The encrypted ballot data and audit trail created by such electronic submission shall become part of the record of any Ballot submitted in this manner, and the creditor's electronic signature shall be deemed to be immediately legally valid and effective. Ballots submitted via the Balloting Portal shall be deemed to contain an original signature. Ballots otherwise sent by facsimile, telecopy, or electronic submissions (other than those submitted via the Balloting Portal) will not be accepted. Only properly completed, executed and timely submitted Ballots will be accepted by the Debtors. The Debtors reserves their right to extend the Voting Deadline at their discretion

9. Ballots and copies of the Plan and Disclosure Statement need not be provided to the Holders of Claims who are in Unimpaired Classes or who are unclassified under the Plan and are, therefore, deemed to accept the Plan.

10. The Debtors shall be excused from mailing Solicitation Packages to those Entities to whom the Debtors mailed a notice regarding the Disclosure Statement Hearing and received a notice from the United States Postal Service or other carrier that such notice was undeliverable unless such Entity provides the Debtors, through the Administrative Agent, an accurate address not less than ten calendar days prior to the Solicitation Date. If an Entity has changed its mailing

address after the Petition Date, the burden is on such Entity, not the Debtors, to advise the Debtors and the Administrative Agent of the new address.

11. The Debtors are authorized to make non-substantive or immaterial changes to the Disclosure Statement, Plan, Ballots, Confirmation Hearing Notice, and related documents without further order of the Court, including, without limitation, changes to correct typographical and grammatical errors and to make conforming changes among the Disclosure Statement, the Plan, and any other materials in the Solicitation Package after the entry of this Order and prior to the distribution of the Solicitation Package and related materials.

12. The terms of this Order shall be binding upon the Debtors, all Holders of Claims and Interests, and any trustees appointed under chapter 7 or chapter 11 of the Bankruptcy Code relating to the Debtors and all other parties in interest.

13. All time periods set forth in this Order shall be calculated in accordance with Bankruptcy Rule 9006(a).

14. The Debtors are authorized to take all actions necessary to effectuate the relief granted pursuant to this Order in accordance with the Motion.

26. Notwithstanding the possible applicability of Bankruptcy Rule 6004(h), the terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

27. The Court shall retain jurisdiction to hear and determine all matters arising from or relating to the interpretation or implementation of this Order.

This Order has been signed electronically. The judge's signature and court's seal appear at the top of the Order.

United States Bankruptcy Court

EXHIBIT 1

UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
Charlotte Division

IN RE:	Chapter 11
BRD LAND & INVESTMENT, et al.	Case No. 26-30215
	(Jointly Administered)
Debtors.[1]	

SOLICITATION PROCEDURES

On April 21, 2026, the above-captioned debtors and debtors-in-possession (the "Debtors") filed: (a) the *Disclosure Statement for Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* (the "Disclosure Statement"); (b) the *Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* (the "Plan"). On May 8. 2026, the Debtors filed the *Motion for Entry of an Order (A) Approving Certain Voting Procedures and the Form of Certain Documents to be Distributed In Connection With Solicitation of the Plan; and (B) Approving Proposed Voting and General Tabulation Procedures* (the "Motion"). On the date of the order to which these Solicitation Procedures are attached, the Bankruptcy Court entered an order approving the Motion and the Solicitation Procedures set forth herein (the "Solicitation Procedures Order").[2]

Definitions

a. **"Ballot"** means the ballots accompanying the Disclosure Statement upon which certain Holders of Impaired Claims entitled to vote shall, among other things, indicate their acceptance or rejection of the Plan in accordance with the Plan and the procedures governing the solicitation process, and which must be actually received on or before the Voting Deadline.

b. **"Bankruptcy Court"** means the United States Bankruptcy Court for the Western District of North Carolina having jurisdiction over the Chapter 11 Cases.

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1 The Debtors in these jointly administered cases are the following entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): BRD Land & Investment, a South Carolina partnership (6940), BRDL Warden Station Holding Co LLC (0184), and BRDL Warden Station, LLC (4687). The Debtors' address is 6433 Bannington Road, Charlotte, NC 28226.

2 Capitalized terms used but not otherwise defined herein shall have the meanings set forth in the Motion, the Plan or the Disclosure Statement, as applicable. A copy of the Motion, the Disclosure Statement, and the Plan may be obtained: (a) from the Administrative Agent (i) by accessing the Administrative Agent's website at https://www.veritaglobal.net/brd or (ii) by submitting a request in writing to BRD Land & Investment, c/o KCC dba Verita, 222 N. Pacific Coast Highway, Suite 300, El Segundo, CA 90245 (b) for a fee via PACER at https://ecf.ncwb.uscourts.gov.

c. **"Confirmation Hearing"** means the hearing conducted by the Bankruptcy Court pursuant to section 1128(a) of the Bankruptcy Code to consider confirmation of the Plan, as such hearing may be adjourned or continued from time to time and which currently is scheduled for **[***] at 9:30 a.m. (prevailing Eastern Time)**.

d. **"Confirmation Hearing Notice"** means that certain notice of the Confirmation Hearing approved by the Bankruptcy Court in the Disclosure Statement Order.

e. **"Disclosure Statement"** means the Disclosure Statement approved by the Bankruptcy Court on June ***, 2026, [**Docket No. ***].

f. **"General Tabulation Procedures"** means the Procedures set forth herein for the purposes of tabulating votes to accept or reject the Plan.

g. **"Administrative Agent"** means Kurtzman Carson Consultants LLC/Verita Global as the Debtors' notice, claims, and solicitation agent.

h. **"Plan"** means the Debtors' Joint Plan of Liquidation.

i. **"Plan Objection Deadline"** means **[***], at 5:00 p.m. (prevailing Eastern Time)**, the date set by the Bankruptcy Court as the deadline to file and serve objections to the Plan.

j. **"Resolution Event"** has the meaning set forth in section D.4 of the Solicitation Procedures.

k. **"Solicitation Package"** consists of the documents set forth in section C.1. of the Solicitation Procedures.

l. **"Solicitation Procedures"** means the procedures set forth herein.

m. **"Voting Deadline"** means **June 10, 2026, at 5:00 p.m. (prevailing Eastern Time)**, the date set by the Bankruptcy Court as the deadline for receipt of Ballots by the Administrative Agent.

n. **"Voting Record Date"** has the meaning set forth in section A of the Solicitation Procedures.

Solicitation Procedures

A. The Voting Record Date

The Bankruptcy Court has approved **June 10, 2026, at 5:00 p.m.** (prevailing Eastern Time), as the record date (the "Voting Record Date") for purposes of determining, among other things, which Holders of Claims are entitled to vote on the Plan.

B. The Voting Deadline

The Bankruptcy Court has approved **[***], at 5:00 p.m.** (prevailing Eastern Time) as the deadline for the delivery of Ballots voting to accept or reject the Plan (the "Voting Deadline"). To be counted as votes to accept or reject the Plan, all Ballots, as applicable, must be properly

executed, completed, and delivered by (a) first class mail, over-night courier or hand-delivery to the Debtors' noticing, claims and administrative agent, Kurtzman Carson Consultants LLC d/b/a Verita Global (the "Administrative Agent") at the address set forth in the Ballot on or before the Voting Deadline or (b) electronic online transmission solely through the customized online balloting portal (the "Balloting Portal") on the Debtors' case website, https://www.veritaglobal.net/brd, and clicking on the link for balloting on or before the Voting Deadline. Only properly completed, executed and timely submitted Ballots will be accepted by the Debtors. Ballots returnable to the Administrative Agent should be sent to: **BRD Land & Investment, c/o KCC dba Verita, 222 N. Pacific Coast Highway, Suite 300, El Segundo, CA 90245.**

C. Solicitation Procedures

1. **The Solicitation Package:** The Solicitation Package shall contain copies of the following:

a. A cover letter describing the contents of the Solicitation Package;
b. the Disclosure Statement, the Plan and all exhibits thereto (on a flash drive in PDF format);
c. the Solicitation Procedures Order (without exhibits on a flash drive in PDF format);
d. the Confirmation Hearing Notice;
e. the Ballot, including voting instructions;
f. a pre-addressed return envelope; and
g. such other materials as the Bankruptcy Court may direct or authorize.

2. **Distribution of the Solicitation Packages**: The Solicitation Package shall be served on the following Entities:

a. Holders of Claims or Interests for which a Proof of Claim or Interest has been timely filed, as reflected on the Claims Register as of the Voting Record Date;

b. All Entities listed in the Debtors' Schedules[3] shall receive a Solicitation Package with the exception of those Claims and Interests that are scheduled as contingent, unliquidated, disputed, or any combination thereof (excluding such scheduled Claims and Interests that have been superseded by a timely-filed Proof of Claim); and

c. Holders whose Claims or Interests arise pursuant to an agreement or settlement with the Debtors, as reflected in a document filed with the Bankruptcy Court, in an order of the Bankruptcy Court or in a document executed by the Debtors

[3] "*Schedules*" are, collectively, the schedules of assets and liabilities, schedules of executory contracts and unexpired leases and statements of financial affairs filed by the Debtors pursuant to section 521 of the Bankruptcy Code and in substantial conformance with the official bankruptcy forms, as the same may have been amended, modified, or supplemented from time to time.

pursuant to authority granted by the Bankruptcy Court, in each case regardless of whether a Proof of Claim or Interest has been filed.

The Debtors shall make every reasonable effort to ensure that Holders of more than one Claim in a single Voting Class receive no more than one Solicitation Package on account of such Claims.

3. **Distribution of Materials***:* In addition, the following Entities shall be served either paper copies, USB flash drive containing the Disclosure Statement Order, the Disclosure Statement, and all exhibits to the Disclosure Statement, including the Plan: (a) the Office of the United States Bankruptcy Administrator for the Western District of North Carolina; (b) counsel to the Committee of Unsecured Creditors; (c) the Internal Revenue Service; (d) the Securities and Exchange Commission; (e) all those persons and entities that have formally requested notice, pursuant to Bankruptcy Rule 2002 and the Local Rules; and (f) all other parties in interest identified on affidavits of service in these Chapter 11 Cases.

D. Voting and General Tabulation Procedures

1. Who May Vote: Only the following Holders of Claims in Voting Classes are entitled to vote:

a. Holders of Claims for which Proofs of Claim have been timely-filed, as reflected on the claims register as of the Voting Record Date; provided, however, that certain Holders of Claims subject to a pending objection shall not be entitled to vote unless they become eligible to vote through a Resolution Event, as set forth in more detail in section D.4 herein;

b. Holders of Claims that are listed in the Debtors' Schedules, with the exception of those Claims that are scheduled as contingent, unliquidated, or disputed (excluding such scheduled Claims that have been superseded by a timely-filed Proof of Claim);

c. Holders whose Claims arise pursuant to an agreement or settlement with the Debtors, as reflected in a document filed with the Bankruptcy Court, in an order of the Bankruptcy Court, or in a document executed by the Debtors pursuant to authority granted by the Bankruptcy Court, in each case regardless of whether a Proof of Claim has been filed; and

d. The assignee of any transferred or assigned Claim, only if: (i) transfer or assignment has been fully effectuated pursuant to the procedures dictated by Bankruptcy Rule 3001(e); and (ii) such transfer is reflected on the Claims Register on or before the Voting Record Date.

2. ***Establishing Claim Amounts***: In tabulating votes, the following hierarchy will be used to determine the amount of the Claim associated with each vote:

a. the amount of the Claim settled and/or agreed upon by the Debtors, as reflected in a court pleading, stipulation, agreement, or other document filed with the

Bankruptcy Court, in an order of the Bankruptcy Court or in a document executed by the Debtors pursuant to authority granted by the Bankruptcy Court;

b. the amount of the Claim Allowed (temporarily or otherwise) pursuant to a Resolution Event in accordance with the Solicitation Procedures;

c. the amount of the Claim contained in a Proof of Claim that has been timely filed by the applicable claims bar date (or deemed timely filed by the Bankruptcy Court under applicable law) except for any amounts in such Proofs of Claim asserted on account of any interest accrued after the Petition Date; provided that Ballots cast by Holders whose Claims are not listed in the Schedules, but that timely File a Proof of Claim in an unliquidated or unknown amount that are not the subject of an objection, will count for satisfying the numerosity requirement of section 1126(c) of the Bankruptcy Code and will count as Ballots for Claims in the amount of $1.00 solely for the purposes of satisfying the dollar amount provisions of section 1126(c) of the Bankruptcy Code; provided, further, that to the extent the amount of the Claim contained in the Proof of Claim is different from the amount of the Claim set forth in a document filed with the Bankruptcy Court as referenced in the Solicitation Procedures, the amount of the Claim in the document filed with the Bankruptcy Court will supersede the amount of the Claim set forth on the respective Proof of Claim;

d. the amount of the Claim listed in the Schedules; provided, that such Claim is not listed in the Schedules as contingent, unliquidated, or disputed, or any combination thereof, and has not been paid; and

e. in the absence of any of the foregoing, zero.

The amount of the Claim established herein shall control for voting purposes only and shall not constitute the Allowed amount of any Claim. Moreover, any amounts filled in on Ballots by the Debtors through the Administrative Agent are not binding for any purpose, including for purposes of voting and distribution.

3. **General Ballot Tabulation**: The following voting procedures and standard assumptions will be used in tabulating Ballots:

a. except as otherwise provided herein or unless waived by the Debtors, unless the Ballot being furnished is timely submitted on or prior to the Voting Deadline, the Debtors shall reject such Ballot as invalid and, therefore, decline to count it in connection with Confirmation;

b. the Administrative Agent will date and time-stamp all Ballots when received. The Administrative Agent shall retain all original Ballots and an electronic copy of the same for a period of six years after the Effective Date of the Plan, unless otherwise ordered by the Bankruptcy Court;

c. an original executed Ballot is required to be submitted by the Entity submitting such Ballot. Delivery of a Ballot to the Administrative Agent by facsimile, email or any other electronic means shall not be valid;

d. the Debtors shall file the Voting Report on [***]. The Voting Report shall, among other things, delineate every irregular Ballot including, without limitation, those Ballots that are late or (in whole or in material part) illegible, unidentifiable, lacking signatures or necessary information, received via facsimile or electronic mail, or damaged. The Voting Report shall indicate the Debtors' intentions with regard to such irregular Ballots:

e. the method of delivery of Ballots to the Administrative Agent is at the election and risk of each Holder of a Claim. Except as otherwise provided herein, such delivery will be deemed made only when the Administrative Agent actually receives the originally executed Ballot;

f. no Ballot should be sent to any of the Debtors, the Debtors' agents (other than the Administrative Agent), or the Debtors' financial or legal advisors and if so sent will not be counted;

g. if multiple Ballots are received from the same Holder of a Claim with respect to the same Claim prior to the Voting Deadline, the latest-dated valid Ballot received prior to the Voting Deadline will supersede and revoke any prior dated Ballot;

h. Holders must vote all of their Claims within a particular Class either to accept or reject the Plan and may not split any such votes. Accordingly, a Ballot that partially rejects and partially accepts the Plan will not be counted. Further, if a Holder has multiple Claims within the same Class, the Debtors may, in their discretion, aggregate the Claims of any particular Holder within a Class for the purpose of counting votes;

i. a person signing a Ballot in its capacity as a trustee, executor, administrator, guardian, attorney in fact, officer of a corporation, or otherwise acting in a fiduciary or representative capacity must indicate such capacity when signing and, if required or requested, submit proper evidence to the requesting party of the authority to so act on behalf of the subject Holder;

j. the Debtors, subject to contrary order of the Bankruptcy Court, may waive any defects or irregularities as to any particular Ballot at any time, either before or after the close of voting, and any such waivers shall be documented in the Voting Report;

k. neither the Debtors, nor any other Entity, will be under any duty to provide notification of defects or irregularities with respect to delivered Ballots other than as provided in the Voting Report, nor will any of them incur any liability for failure to provide such notification;

l. unless waived by the Debtors, subject to contrary order of the Bankruptcy Court, any defects or irregularities in connection with deliveries of Ballots must be cured prior to the Voting Deadline or such Ballots will not be counted;

m. in the event a designation for lack of good faith is requested by a party in interest under section 1126(e) of the Bankruptcy Code, the Bankruptcy Court will determine whether any vote to accept and/or reject the Plan cast with respect to that Claim will be counted for purposes of determining whether the Plan has been accepted and/or rejected by such Claim;

n. subject to any contrary order of the Bankruptcy Court, the Debtors reserve the right to reject any and all Ballots not in proper form, the acceptance of which, in the opinion of the Debtors, would not be in accordance with the provisions of the Bankruptcy Code or the Bankruptcy Rules; provided, however, that any such rejections shall be documented in the Voting Report;

o. if a Claim has been estimated or otherwise Allowed for voting purposes by an order of the Bankruptcy Court pursuant to Bankruptcy Rule 3018(a), such Claim shall be temporarily Allowed in the amount so estimated or Allowed by the Bankruptcy Court for voting purposes only and not for purposes of allowance or distribution;

p. if an objection to a Claim is Filed, such Claim shall be treated in accordance with the procedures set forth herein; and

q. the following Ballots shall not be counted in determining the acceptance or rejection of the Plan: (a) any Ballot that is illegible or contains insufficient information to permit the identification of the Holder of the Claim; (b) any Ballot cast by a Party that does not hold a Claim in a Class that is entitled to vote on the Plan; (c) any unsigned Ballot; (d) any Ballot not marked to accept or reject the Plan or any Ballot marked both to accept and reject the Plan; or (e) any Ballot submitted by any Entity not entitled to vote pursuant to the Solicitation Procedures.

4. **Temporary Allowance of Claims for Voting Purposes**: If a Holder of a Claim is subject to a pending objection as of the Voting Record Date, the Holder of such Claim cannot vote unless one or more of the following events have taken place at least five business days before the Voting Deadline (each, a "Resolution Event"):

a. an order of the Bankruptcy Court is entered allowing such Claim pursuant to section 502(b) of the Bankruptcy Code, after notice and a hearing;

b. an order of the Bankruptcy Court is entered temporarily allowing such Claim for voting purposes only pursuant to Bankruptcy Rule 3018(a), after notice and a hearing;

c. a stipulation or other agreement is executed between the Holder of such Claim and the Debtors resolving the objection and allowing such Claim in an agreed upon amount;

d. a stipulation or other agreement is executed between the Holder of such Claim and the Debtors temporarily allowing the Holder of such Claim to vote its Claim in an agreed upon amount; or

e. the pending objection to such Claim is voluntarily withdrawn by the Debtors.

No later than two business days after a Resolution Event, the Administrative Agent shall distribute a Solicitation Package and a pre-addressed, postage pre-paid envelope to the relevant Holder of such temporarily allowed Claim that has been allowed for voting purposes only (or for other purposes as set forth in an applicable order of the Bankruptcy Court) by such Resolution Event, which must be returned according to the instructions on the Ballot by no later than the Voting Deadline.

If the Holder of a Claim receives a Solicitation Package and the Debtors object to such Claim after the Voting Record Date, but at least 15 days prior to the Confirmation Hearing, the Debtors' notice of objection will inform such Holder of the rules applicable to Claims subject to a pending objection and the procedures for temporary allowance for voting purposes. Furthermore, if the Holder of a Claim receives a Solicitation Package and the Debtors object to such Claim less than 15 days prior to the Confirmation Hearing, the Holder's Claim shall be deemed temporarily allowed for voting purposes only without further action by the Holder of such Claim and without further order of the Bankruptcy Court.

E. Release, Exculpation and Injunction Language in the Plan

THE RELEASE, EXCULPATION, AND INJUNCTION LANGUAGE IN THE PLAN WILL BE INCLUDED IN THE DISCLOSURE STATEMENT AND FURTHER NOTICE IS PROVIDED WITH RESPECT TO SUCH PROVISIONS IN THE CONFIRMATION HEARING NOTICE.

F. Amendments to the Plan and the Solicitation Procedures

THE DEBTORS EXPRESSLY RESERVE THE RIGHT TO AMEND FROM TIME TO TIME THE TERMS OF THE PLAN IN ACCORDANCE WITH THE TERMS THEREOF (SUBJECT TO COMPLIANCE WITH THE REQUIREMENTS OF SECTION 1127 OF THE BANKRUPTCY CODE AND THE TERMS OF THE PLAN REGARDING MODIFICATION).

THE DEBTORS EXPRESSLY RESERVE THE RIGHT TO AMEND OR SUPPLEMENT THE SOLICITATION PROCEDURES TO BETTER FACILITATE THE SOLICITATION PROCESS.

EXHIBIT A

BALLOTS

UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
Charlotte Division

IN RE:	Chapter 11
BRD LAND & INVESTMENT, et al.	Case No. 26-30215
	(Jointly Administered)
Debtors.[1]	

BALLOT FOR ACCEPTING OR REJECTING THE JOINT PLAN OF LIQUIDATION OF BRD LAND & INVESTMENT, BRDL WARDEN STATION, LLC AND BRDL WARDEN STATION HOLDING CO., LLC PURSUANT TO CHAPTER 11 OF THE BANKRUPTCY CODE

CLASS 1 — ALLOWED SECURED TAX CLAIMS

PLEASE READ AND FOLLOW THE ENCLOSED INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE BALLOT

THIS BALLOT MUST BE ACTUALLY RECEIVED BY THE BALLOTING AGENT BY [***] AT 5:00 P.M. PREVAILING EASTERN TIME (THE "VOTING DEADLINE")

The Debtors have sent this Ballot to you because their records indicate that you are a holder of a Class 1 Allowed Secured Tax Claim, and accordingly, you have a right to vote to accept or reject the *Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 136] (as may be amended, supplemented or modified, including all exhibits thereto, the "Plan"). Your rights are described in the *Disclosure Statement for Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 137] and all exhibits related thereto [D.I. 169] (as amended from time to time and including all exhibits and supplements thereto, the "Disclosure Statement"). On ****, the Bankruptcy Court entered an order [DOCKET NO. ***] (the "Solicitation Procedures Order")[2] approving on an interim basis the adequacy of the Disclosure Statement. At the Confirmation Hearing, the Debtors will seek final approval of the adequacy of the Disclosure Statement, as well as confirmation of the Plan.

[1] The Debtors in these jointly administered cases are the following entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): BRD Land & Investment, a South Carolina partnership (6940), BRDL Warden Station Holding Co LLC (0184), and BRDL Warden Station, LLC (4687). The Debtors' address is 6433 Bannington Road, Charlotte, NC 28226.

[2] Capitalized terms used but not otherwise defined herein shall have the meanings set forth in the Plan, the Disclosure Statement or the Solicitation Procedures Order, as applicable.

Copies of the Disclosure Statement, the Solicitation Procedures Order, the Plan and certain other materials contained in the Solicitation Package are included in the packet you are receiving with this Ballot. Additionally, the Solicitation materials may be obtained by (i) writing to BRD Ballot Processing Center, c/o KCC dba Verita, 222 N. Pacific Coast Highway, Suite 300, El Segundo CA 90245; (ii) visiting https://www.veritaglobal.net/brd and/or (iii) **submitting an inquiry here https://www.veritaglobal.net/brd/inquiry**; or (iv) visiting (for a fee) PACER at https://www.ncwb.uscourts.gov. Bankruptcy Court approval of the Disclosure Statement does not indicate approval of the Plan by the Bankruptcy Court. This Ballot may not be used for any purpose other than to vote to accept or reject the Plan. If you believe you have received this Ballot in error, please contact the Balloting Agent at the address or email address set forth above.

You should review the Disclosure Statement and the Plan before you vote. You may wish to seek legal advice concerning the Plan and the Plan's classification and treatment of your Claim. Your Claim has been placed in Class 1 (Allowed Secured Tax Claim) under the Plan.

If the Balloting Agent does not receive your Ballot on or before the Voting Deadline, * at 5:00 P.M. prevailing Eastern Time and if the Voting Deadline is not extended, your vote as either an acceptance or rejection of the Plan will not count. If the Bankruptcy Court confirms the Plan, it will bind you regardless of whether you vote.**

Item 1. Principal Amount of Class 1 Allowed Secured Tax Claims

The undersigned hereby certifies that as of the Record Date, **June 10, 2026**, the undersigned was the holder of a Class 1 Allowed Secured Tax Claim in the aggregate principal amount against the Debtors as set forth below (insert amount in box below):

$_____

Item 2. Class 1 Allowed Secured Tax Claim Vote on the Plan.

The holder of the Class 1 Allowed Secured Tax Claim set forth in Item 1 votes to (please check one):

☐ ACCEPT THE PLAN ☐ REJECT THE PLAN

ANY BALLOT THAT IS EXECUTED BY THE HOLDER OF A CLAIM BUT THAT INDICATES BOTH AN ACCEPTANCE AND A REJECTION OF THE PLAN OR DOES NOT INDICATE EITHER AN ACCEPTANCE OR REJECTION OF THE PLAN WILL NOT BE COUNTED.

Item 3. Certifications

By signing this Ballot, the undersigned certifies to the Bankruptcy Court and to the Debtors:

a. that either: (i) the Entity is the holder of the Class 1 Claim being voted; or (ii) the Entity is an authorized signatory for an Entity that is a holder of the Class 1 Claim being voted;

b. that the Entity has received a copy of the Disclosure Statement and the Solicitation Package and acknowledges that the solicitation is being made pursuant to the terms and conditions set forth therein;

c. that the Entity has cast the same vote with respect to all Class 1 Claims that it holds or for which it is the authorized signatory; and

d. that no other Ballots with respect to the amount of the Class 1 Claim identified in Item 1 have been cast or, if any other Ballots have been cast with respect to such Claims, then any such Ballots dated earlier are hereby revoked.

Name of holder: _____
(Print or Type)
Social Security or Federal Tax Identification Number:_____
Signature: _____
Name of Signatory: _____
(If other than holder)

Title: _____
Address: _____
Date Completed: _____

THE BALLOT MUST BE COMPLETED AND SUBMITTED, ON OR BEFORE THE VOTING DEADLINE, BY THE FOLLOWING APPROVED SUBMISSION METHODS:

By first class mail, overnight courier or hand-delivery to:

BRD Ballot Processing Center

c/o KCC dba Verita

222 N. Pacific Coast Highway, Suite 300

El Segundo, CA 90245

By electronic online transmission solely through the customized online balloting portal (the "Balloting Portal") on the Debtors' case website: https://www.veritaglobal.net/brd

Click on the link for balloting

IMPORTANT NOTE: You will need the following information to retrieve and submit your customized electronic Ballot:

ID#: _____

Unique Pin#: _____

BALLOTS OTHERWISE SUBMITTED BY FACSIMILE, TELECOPY, OR ELECTRONIC SUBMISSIONS (OTHER THAN THOSE SUBMITTED VIA THE BALLOTING PORTAL) WILL NOT BE ACCEPTED.

YOUR BALLOT MUST BE RECEIVED BY THE VOTING DEADLINE, WHICH IS [***], AT 5:00 P.M. PREVAILING EASTERN TIME.

INSTRUCTIONS FOR COMPLETING BALLOTS

1. The Debtors are soliciting the votes of holders of Claims with respect to the Plan attached as Exhibit A to the Disclosure Statement. Capitalized terms used in the Ballot or in these instructions but not otherwise defined in the Ballot or these instructions shall have the meanings set forth in the Plan or the Disclosure Statement, copies of which also accompany the Ballot.

2. The Bankruptcy Court may confirm the Plan and thereby bind you by the terms of the Plan if, among other things, the Plan is confirmed. Please review the Disclosure Statement for more information.

3. To ensure that your vote is counted, you must: (a) complete the Ballot; (b) indicate your decision either to accept or reject the Plan in the boxes provided in Item 2 of the Ballot; and (c) submit the Ballot to the address set forth on the enclosed pre-addressed envelope or use the Balloting Portal. The Voting Deadline for the receipt of Ballots by the Balloting Agent is *** at 5:00 p.m. (prevailing Eastern Time). Your completed Ballot must be received by the Balloting Agent on or before the Voting Deadline.

4. You must vote all of your Claims within a particular Class either to accept or reject the Plan and may not split your vote. Accordingly, a Ballot that partially rejects and partially accepts the Plan will not be counted. Further, if a holder has multiple Claims within the same Class, the Debtors may, in their discretion, aggregate the Claims of any particular holder within a Class for the purpose of counting votes.

5. If a Ballot is received after the Voting Deadline, it will not be counted unless the Debtors determine otherwise. The method of delivery of Ballots to the Balloting Agent is at the election and risk of each holder of a Claim. Delivery will be deemed made only when the Balloting Agent **actually receives** the originally executed Ballot. If a holder of a Claim chooses effecting delivery by mail, it is recommended, though not required, that holders use an overnight or hand-delivery service to assure timely delivery. No Ballot should be sent to the Debtors or the Debtors' agents (other than the Balloting Agent).

6. Delivery of a Ballot to the Balloting Agent by facsimile, telecopy, or electronic submissions (other than those submitted via the Balloting Portal) will **not** be accepted.

7. If multiple Ballots are received from the same holder of a Claim with respect to the same Claim prior to the Voting Deadline, the last dated valid Ballot timely received will supersede and revoke any earlier dated Ballots.

8. The Ballot is not a letter of transmittal and may not be used for any purpose other than to vote to accept or reject the Plan. Accordingly, at this time, holders of Claims should not surrender certificates or instruments representing or evidencing their Claims, and neither the Debtors nor the Balloting Agent will accept delivery of any such certificates or instruments surrendered together with a Ballot.

9. This Ballot does not constitute, and shall not be deemed to be: (a) a Proof of Claim; or (b) an assertion or admission of a Claim.

10. Please be sure to sign and date your Ballot. If you are signing a Ballot in your capacity as a trustee, executor, administrator, guardian, attorney in fact, officer of a corporation, or otherwise acting in a fiduciary or representative capacity, you should indicate such capacity when signing and, if requested by the Balloting Agent, the Debtors, or the Bankruptcy Court, must submit proper evidence to the requesting party to so act on behalf of such holder. In addition, please provide your name and mailing address if it is different from that set forth on the attached mailing label or if no such mailing label is attached to the Ballot.

11. The following Ballots shall not be counted in determining the acceptance or rejection of the Plan: (a) any Ballot that is illegible or contains insufficient information to permit the identification of the holder of the Claim; (b) any Ballot cast by a Party that does not hold a Claim in a Class that is entitled to vote on the Plan; (c) any unsigned Ballot; (d) any Ballot not marked to accept or reject the Plan or any Ballot marked both to accept and reject the Plan; and (e) any Ballot submitted by any Entity not entitled to vote pursuant to the Solicitation Procedures.

12. If you believe you have wrongly received a Ballot, you should contact the Balloting Agent by telephone immediately at (888) 647-1733 (U.S./Canada) or (310) 751-2623 (International).

PLEASE SUBMIT YOUR BALLOT PROMPTLY!

IF YOU HAVE ANY QUESTIONS REGARDING THIS BALLOT OR THE VOTING PROCEDURES, PLEASE CONTACT THE NOTICE, CLAIMS, AND BALLOTING AGENT AT (888) 647-1733 (U.S./CANADA) OR (310) 751-2623 (INTERNATIONAL).

UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
Charlotte Division

IN RE:	Chapter 11
BRD LAND & INVESTMENT, et al.	Case No. 26-30215
	(Jointly Administered)
Debtors.[3]	

BALLOT FOR ACCEPTING OR REJECTING THE JOINT PLAN OF LIQUIDATION OF BRD LAND & INVESTMENT, BRDL WARDEN STATION, LLC AND BRDL WARDEN STATION HOLDING CO., LLC PURSUANT TO CHAPTER 11 OF THE BANKRUPTCY CODE

CLASS 2 — ALLOWED DLP WARDEN STATION SECURED CLAIM

PLEASE READ AND FOLLOW THE ENCLOSED INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE BALLOT

THIS BALLOT MUST BE ACTUALLY RECEIVED BY THE BALLOTING AGENT BY [***] AT 5:00 P.M. PREVAILING EASTERN TIME (THE "VOTING DEADLINE")

The Debtors have sent this Ballot to you because their records indicate that you are a holder of a Class 2 Allowed DLP Warden Station Secured Claim, and accordingly, you have a right to vote to accept or reject the *Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 136] (as may be amended, supplemented or modified, including all exhibits thereto, the "Plan"). Your rights are described in the *Disclosure Statement for Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 137] and all exhibits related thereto [D.I. 169] (as amended from time to time and including all exhibits and supplements thereto, the "Disclosure Statement"). On ***, the Bankruptcy Court entered an order [DOCKET NO. ***] (the "Solicitation Procedures Order")[4] approving on an interim basis the adequacy of the Disclosure Statement. At the Confirmation Hearing, the Debtors will seek final approval of the adequacy of the Disclosure Statement, as well as confirmation of the Plan.

[3] The Debtors in these jointly administered cases are the following entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): BRD Land & Investment, a South Carolina partnership (6940), BRDL Warden Station Holding Co LLC (0184), and BRDL Warden Station, LLC (4687). The Debtors' address is 6433 Bannington Road, Charlotte, NC 28226.

[4] Capitalized terms used but not otherwise defined herein shall have the meanings set forth in the Plan, the Disclosure Statement or the Solicitation Procedures Order, as applicable.

Copies of the Disclosure Statement, the Solicitation Procedures Order, the Plan and certain other materials contained in the Solicitation Package are included in the packet you are receiving with this Ballot. Additionally, the Solicitation materials may be obtained by (i) writing to BRD Ballot Processing Center, c/o KCC dba Verita, 222 N. Pacific Coast Highway, Suite 300, El Segundo CA 90245; (ii) visiting https://www.veritaglobal.net/brd and/or (iii) **submitting an inquiry here https://www.veritaglobal.net/brd/inquiry** or (iv) visiting (for a fee) PACER at https://www.ncwb.uscourts.gov. Bankruptcy Court approval of the Disclosure Statement does not indicate approval of the Plan by the Bankruptcy Court. This Ballot may not be used for any purpose other than to vote to accept or reject the Plan. If you believe you have received this Ballot in error, please contact the Balloting Agent at the address or email address set forth above.

You should review the Disclosure Statement and the Plan before you vote. You may wish to seek legal advice concerning the Plan and the Plan's classification and treatment of your Claim. Your Claim has been placed in Class 2 (Allowed DLP Warden Station Secured Claim) under the Plan.

If the Balloting Agent does not receive your Ballot on or before the Voting Deadline, * at 5:00 P.M. prevailing Eastern Time and if the Voting Deadline is not extended, your vote as either an acceptance or rejection of the Plan will not count. If the Bankruptcy Court confirms the Plan, it will bind you regardless of whether you vote.**

Item 1. Principal Amount of Class 2 Allowed DLP Warden Station Secured Claim

The undersigned hereby certifies that as of the Record Date, **June 10, 2026**, the undersigned was the holder of a Class 2 Allowed DLP Warden Station Secured Claim in the aggregate principal amount against the Debtors as set forth below (insert amount in box below):

$_____

Item 2. Class 2 Allowed DLP Warden Station Secured Claim Vote on the Plan.

The holder of the Class 2 Allowed DLP Warden Station Secured Claim set forth in Item 1 votes to (please check one):

☐ ACCEPT THE PLAN ☐ REJECT THE PLAN

ANY BALLOT THAT IS EXECUTED BY THE HOLDER OF A CLAIM BUT THAT INDICATES BOTH AN ACCEPTANCE AND A REJECTION OF THE PLAN OR DOES NOT INDICATE EITHER AN ACCEPTANCE OR REJECTION OF THE PLAN WILL NOT BE COUNTED.

Item 3. Certifications

By signing this Ballot, the undersigned certifies to the Bankruptcy Court and to the Debtors:

e. that either: (i) the Entity is the holder of the Class 2 Claim being voted; or (ii) the Entity is an authorized signatory for an Entity that is a holder of the Class 2 Claim being voted;

f. that the Entity has received a copy of the Disclosure Statement and the Solicitation Package and acknowledges that the solicitation is being made pursuant to the terms and conditions set forth therein;

g. that the Entity has cast the same vote with respect to all Class 2 Claims that it holds or for which it is the authorized signatory; and

h. that no other Ballots with respect to the amount of the Class 2 Claim identified in Item 1 have been cast or, if any other Ballots have been cast with respect to such Claims, then any such Ballots dated earlier are hereby revoked.

Name of holder: _____
(Print or Type)
Social Security or Federal Tax Identification Number:_____
Signature: _____
Name of Signatory: _____
(If other than holder)

Title: _____
Address: _____
Date Completed: _____

THE BALLOT MUST BE COMPLETED AND SUBMITTED, ON OR BEFORE THE VOTING DEADLINE, BY THE FOLLOWING APPROVED SUBMISSION METHODS:

By first class mail, overnight courier or hand-delivery to:

BRD Ballot Processing Center

c/o KCC dba Verita

222 N. Pacific Coast Highway, Suite 300

El Segundo, CA 90245

By electronic online transmission solely through the customized online balloting portal (the "Balloting Portal") on the Debtors' case website: https://www.veritaglobal.net/brd

Click on the link for balloting

IMPORTANT NOTE: You will need the following information to retrieve and submit your customized electronic Ballot:

ID#: _____

Unique Pin#: _____

BALLOTS OTHERWISE SUBMITTED BY FACSIMILE, TELECOPY, OR ELECTRONIC SUBMISSIONS (OTHER THAN THOSE SUBMITTED VIA THE BALLOTING PORTAL) WILL NOT BE ACCEPTED.

YOUR BALLOT MUST BE RECEIVED BY THE VOTING DEADLINE, WHICH IS *, AT 5:00 P.M. PREVAILING EASTERN TIME.**

INSTRUCTIONS FOR COMPLETING BALLOTS

1. The Debtors are soliciting the votes of holders of Claims with respect to the Plan attached as Exhibit A to the Disclosure Statement. Capitalized terms used in the Ballot or in these instructions but not otherwise defined in the Ballot or these instructions shall have the meanings set forth in the Plan or the Disclosure Statement, copies of which also accompany the Ballot.

2. The Bankruptcy Court may confirm the Plan and thereby bind you by the terms of the Plan if, among other things, the Plan is confirmed. Please review the Disclosure Statement for more information.

3. To ensure that your vote is counted, you must: (a) complete the Ballot; (b) indicate your decision either to accept or reject the Plan in the boxes provided in Item 2 of the Ballot; and (c) submit the Ballot to the address set forth on the enclosed pre-addressed envelope or use the Balloting Portal. The Voting Deadline for the receipt of Ballots by the Balloting Agent is *** at 5:00 p.m. (prevailing Eastern Time). Your completed Ballot must be received by the Balloting Agent on or before the Voting Deadline.

4. You must vote all of your Claims within a particular Class either to accept or reject the Plan and may not split your vote. Accordingly, a Ballot that partially rejects and partially accepts the Plan will not be counted. Further, if a holder has multiple Claims within the same Class, the Debtors may, in their discretion, aggregate the Claims of any particular holder within a Class for the purpose of counting votes.

5. If a Ballot is received after the Voting Deadline, it will not be counted unless the Debtors determine otherwise. The method of delivery of Ballots to the Balloting Agent is at the election and risk of each holder of a Claim. Delivery will be deemed made only when the Balloting Agent **actually receives** the originally executed Ballot. If a holder of a Claim chooses effecting delivery by mail, it is recommended, though not required, that holders use an overnight or hand-delivery service to assure timely delivery. No Ballot should be sent to the Debtors or the Debtors' agents (other than the Balloting Agent).

6. Delivery of a Ballot to the Balloting Agent by facsimile, telecopy, or electronic submissions (other than those submitted via the Balloting Portal) will **not** be accepted.

7. If multiple Ballots are received from the same holder of a Claim with respect to the same Claim prior to the Voting Deadline, the last dated valid Ballot timely received will supersede and revoke any earlier dated Ballots.

8. The Ballot is not a letter of transmittal and may not be used for any purpose other than to vote to accept or reject the Plan. Accordingly, at this time, holders of Claims should not surrender certificates or instruments representing or evidencing their Claims, and neither the Debtors nor the Balloting Agent will accept delivery of any such certificates or instruments surrendered together with a Ballot.

9. This Ballot does not constitute, and shall not be deemed to be: (a) a Proof of Claim; or (b) an assertion or admission of a Claim.

10. Please be sure to sign and date your Ballot. If you are signing a Ballot in your capacity as a trustee, executor, administrator, guardian, attorney in fact, officer of a corporation, or otherwise acting in a fiduciary or representative capacity, you should indicate such capacity when signing and, if requested by the Balloting Agent, the Debtors, or the Bankruptcy Court, must submit proper evidence to the requesting party to so act on behalf of such holder. In addition, please provide your name and mailing address if it is different from that set forth on the attached mailing label or if no such mailing label is attached to the Ballot.

11. The following Ballots shall not be counted in determining the acceptance or rejection of the Plan: (a) any Ballot that is illegible or contains insufficient information to permit the identification of the holder of the Claim; (b) any Ballot cast by a Party that does not hold a Claim in a Class that is entitled to vote on the Plan; (c) any unsigned Ballot; (d) any Ballot not marked to accept or reject the Plan or any Ballot marked both to accept and reject the Plan; and (e) any Ballot submitted by any Entity not entitled to vote pursuant to the Solicitation Procedures.

12. If you believe you have wrongly received a Ballot, you should contact the Balloting Agent by telephone immediately at (888) 647-1733 (U.S./Canada) or (310) 751-2623 (International).

PLEASE SUBMIT YOUR BALLOT PROMPTLY!

IF YOU HAVE ANY QUESTIONS REGARDING THIS BALLOT OR THE VOTING PROCEDURES, PLEASE CONTACT THE NOTICE, CLAIMS, AND BALLOTING AGENT AT (888) 647-1733 (U.S./CANADA) OR (310) 751-2623 (INTERNATIONAL).

UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
Charlotte Division

IN RE:	Chapter 11
BRD LAND & INVESTMENT, et al.	Case No. 26-30215
	(Jointly Administered)
Debtors.[5]	

BALLOT FOR ACCEPTING OR REJECTING THE JOINT PLAN OF LIQUIDATION OF BRD LAND & INVESTMENT, BRDL WARDEN STATION, LLC AND BRDL WARDEN STATION HOLDING CO., LLC PURSUANT TO CHAPTER 11 OF THE BANKRUPTCY CODE

CLASS 3 — ALLOWED DLP CLARK SECURED CLAIM

PLEASE READ AND FOLLOW THE ENCLOSED INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE BALLOT

THIS BALLOT MUST BE ACTUALLY RECEIVED BY THE BALLOTING AGENT BY * AT 5:00 P.M. PREVAILING EASTERN TIME (THE "VOTING DEADLINE")**

The Debtors have sent this Ballot to you because their records indicate that you are a holder of a Class 3 Allowed DLP Clark Secured Claim, and accordingly, you have a right to vote to accept or reject the *Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 136] (as may be amended, supplemented or modified, including all exhibits thereto, the "Plan"). Your rights are described in the *Disclosure Statement for Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 137] and all exhibits related thereto [D.I. 169] (as amended from time to time and including all exhibits and supplements thereto, the "Disclosure Statement"). On ***, the Bankruptcy Court entered an order [DOCKET NO. ***] (the "Solicitation Procedures Order")[6] approving on an interim basis the adequacy of the Disclosure Statement. At the Confirmation Hearing, the Debtors will seek final approval of the adequacy of the Disclosure Statement, as well as confirmation of the Plan.

[5] The Debtors in these jointly administered cases are the following entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): BRD Land & Investment, a South Carolina partnership (6940), BRDL Warden Station Holding Co LLC (0184), and BRDL Warden Station, LLC (4687). The Debtors' address is 6433 Bannington Road, Charlotte, NC 28226.

[6] Capitalized terms used but not otherwise defined herein shall have the meanings set forth in the Plan, the Disclosure Statement or the Solicitation Procedures Order, as applicable.

Copies of the Disclosure Statement, the Solicitation Procedures Order, the Plan and certain other materials contained in the Solicitation Package are included in the packet you are receiving with this Ballot. Additionally, the Solicitation materials may be obtained by (i) writing to BRD Ballot Processing Center, c/o KCC dba Verita, 222 N. Pacific Coast Highway, Suite 300, El Segundo CA 90245; (ii) visiting https://www.veritaglobal.net/brd; and/or (iii) **submitting an inquiry here https://www.veritaglobal.net/brd/inquiry** or (iv) visiting (for a fee) PACER at https://www.ncwb.uscourts.gov. Bankruptcy Court approval of the Disclosure Statement does not indicate approval of the Plan by the Bankruptcy Court. This Ballot may not be used for any purpose other than to vote to accept or reject the Plan. If you believe you have received this Ballot in error, please contact the Balloting Agent at the address or email address set forth above.

You should review the Disclosure Statement and the Plan before you vote. You may wish to seek legal advice concerning the Plan and the Plan's classification and treatment of your Claim. Your Claim has been placed in Class 3 (Allowed DLP Clark Secured Claim) under the Plan.

If the Balloting Agent does not receive your Ballot on or before the Voting Deadline, * at 5:00 P.M. prevailing Eastern Time and if the Voting Deadline is not extended, your vote as either an acceptance or rejection of the Plan will not count. If the Bankruptcy Court confirms the Plan, it will bind you regardless of whether you vote.**

Item 1. Principal Amount of Class 3 Allowed DLP Clark Secured Claim

The undersigned hereby certifies that as of the Record Date, **June 10, 2026**, the undersigned was the holder of a Class 3 Allowed DLP Clark Secured Claim in the aggregate principal amount against the Debtors as set forth below (insert amount in box below):

$_____

Item 2. Class 3 Allowed DLP Clark Secured Claim Vote on the Plan.

The holder of the Class 3 Allowed DLP Clark Secured Claim set forth in Item 1 votes to (please check one):

☐ ACCEPT THE PLAN ☐ REJECT THE PLAN

ANY BALLOT THAT IS EXECUTED BY THE HOLDER OF A CLAIM BUT THAT INDICATES BOTH AN ACCEPTANCE AND A REJECTION OF THE PLAN OR DOES NOT INDICATE EITHER AN ACCEPTANCE OR REJECTION OF THE PLAN WILL NOT BE COUNTED.

Item 3. Certifications

By signing this Ballot, the undersigned certifies to the Bankruptcy Court and to the Debtors:

i. that either: (i) the Entity is the holder of the Class 3 Claim being voted; or (ii) the Entity is an authorized signatory for an Entity that is a holder of the Class 3 Claim being voted;

j. that the Entity has received a copy of the Disclosure Statement and the Solicitation Package and acknowledges that the solicitation is being made pursuant to the terms and conditions set forth therein;

k. that the Entity has cast the same vote with respect to all Class 3 Claims that it holds or for which it is the authorized signatory; and

l. that no other Ballots with respect to the amount of the Class 3 Claim identified in Item 1 have been cast or, if any other Ballots have been cast with respect to such Claims, then any such Ballots dated earlier are hereby revoked.

Name of holder: _____
(Print or Type)
Social Security or Federal Tax Identification Number:_____
Signature: _____
Name of Signatory: _____
(If other than holder)

Title: _____
Address: _____
Date Completed: _____

THE BALLOT MUST BE COMPLETED AND SUBMITTED, ON OR BEFORE THE VOTING DEADLINE, BY THE FOLLOWING APPROVED SUBMISSION METHODS:

By first class mail, overnight courier or hand-delivery to:

BRD Ballot Processing Center

c/o KCC dba Verita

222 N. Pacific Coast Highway, Suite 300

El Segundo, CA 90245

By electronic online transmission solely through the customized online balloting portal (the "Balloting Portal") on the Debtors' case website: https://www.veritaglobal.net/brd

Click on the link for balloting

IMPORTANT NOTE: You will need the following information to retrieve and submit your customized electronic Ballot:

ID#: _____

Unique Pin#: _____

BALLOTS OTHERWISE SUBMITTED BY FACSIMILE, TELECOPY, OR ELECTRONIC SUBMISSIONS (OTHER THAN THOSE SUBMITTED VIA THE BALLOTING PORTAL) WILL NOT BE ACCEPTED.

YOUR BALLOT MUST BE RECEIVED BY THE VOTING DEADLINE, WHICH IS *, AT 5:00 P.M. PREVAILING EASTERN TIME.**

INSTRUCTIONS FOR COMPLETING BALLOTS

1. The Debtors are soliciting the votes of holders of Claims with respect to the Plan attached as Exhibit A to the Disclosure Statement. Capitalized terms used in the Ballot or in these instructions but not otherwise defined in the Ballot or these instructions shall have the meanings set forth in the Plan or the Disclosure Statement, copies of which also accompany the Ballot.

2. The Bankruptcy Court may confirm the Plan and thereby bind you by the terms of the Plan if, among other things, the Plan is confirmed. Please review the Disclosure Statement for more information.

3. To ensure that your vote is counted, you must: (a) complete the Ballot; (b) indicate your decision either to accept or reject the Plan in the boxes provided in Item 2 of the Ballot; and (c) submit the Ballot to the address set forth on the enclosed pre-addressed envelope or use the Balloting Portal. The Voting Deadline for the receipt of Ballots by the Balloting Agent is *** at 5:00 p.m. (prevailing Eastern Time). Your completed Ballot must be received by the Balloting Agent on or before the Voting Deadline.

4. You must vote all of your Claims within a particular Class either to accept or reject the Plan and may not split your vote. Accordingly, a Ballot that partially rejects and partially accepts the Plan will not be counted. Further, if a holder has multiple Claims within the same Class, the Debtors may, in their discretion, aggregate the Claims of any particular holder within a Class for the purpose of counting votes.

5. If a Ballot is received after the Voting Deadline, it will not be counted unless the Debtors determine otherwise. The method of delivery of Ballots to the Balloting Agent is at the election and risk of each holder of a Claim. Delivery will be deemed made only when the Balloting Agent **actually receives** the originally executed Ballot. If a holder of a Claim chooses effecting delivery by mail, it is recommended, though not required, that holders use an overnight or hand-delivery service to assure timely delivery. No Ballot should be sent to the Debtors or the Debtors' agents (other than the Balloting Agent).

6. Delivery of a Ballot to the Balloting Agent by facsimile, telecopy, or electronic submissions (other than those submitted via the Balloting Portal) will **not** be accepted.

7. If multiple Ballots are received from the same holder of a Claim with respect to the same Claim prior to the Voting Deadline, the last dated valid Ballot timely received will supersede and revoke any earlier dated Ballots.

8. The Ballot is not a letter of transmittal and may not be used for any purpose other than to vote to accept or reject the Plan. Accordingly, at this time, holders of Claims should not surrender certificates or instruments representing or evidencing their Claims, and neither the Debtors nor the Balloting Agent will accept delivery of any such certificates or instruments surrendered together with a Ballot.

9. This Ballot does not constitute, and shall not be deemed to be: (a) a Proof of Claim; or (b) an assertion or admission of a Claim.

10. Please be sure to sign and date your Ballot. If you are signing a Ballot in your capacity as a trustee, executor, administrator, guardian, attorney in fact, officer of a corporation, or otherwise acting in a fiduciary or representative capacity, you should indicate such capacity when signing and, if requested by the Balloting Agent, the Debtors, or the Bankruptcy Court, must submit proper evidence to the requesting party to so act on behalf of such holder. In addition, please provide your name and mailing address if it is different from that set forth on the attached mailing label or if no such mailing label is attached to the Ballot.

11. The following Ballots shall not be counted in determining the acceptance or rejection of the Plan: (a) any Ballot that is illegible or contains insufficient information to permit the identification of the holder of the Claim; (b) any Ballot cast by a Party that does not hold a Claim in a Class that is entitled to vote on the Plan; (c) any unsigned Ballot; (d) any Ballot not marked to accept or reject the Plan or any Ballot marked both to accept and reject the Plan; and (e) any Ballot submitted by any Entity not entitled to vote pursuant to the Solicitation Procedures.

12. If you believe you have wrongly received a Ballot, you should contact the Balloting Agent by telephone immediately at (888) 647-1733 (U.S./Canada) or (310) 751-2623 (International).

PLEASE SUBMIT YOUR BALLOT PROMPTLY!

IF YOU HAVE ANY QUESTIONS REGARDING THIS BALLOT OR THE VOTING PROCEDURES, PLEASE CONTACT THE NOTICE, CLAIMS, AND BALLOTING AGENT AT (888) 647-1733 (U.S./CANADA) OR (310) 751-2623 (INTERNATIONAL).

UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
Charlotte Division

IN RE:	Chapter 11
BRD LAND & INVESTMENT, et al.	Case No. 26-30215
	(Jointly Administered)
Debtors.[7]	

BALLOT FOR ACCEPTING OR REJECTING THE JOINT PLAN OF LIQUIDATION OF BRD LAND & INVESTMENT, BRDL WARDEN STATION, LLC AND BRDL WARDEN STATION HOLDING CO., LLC PURSUANT TO CHAPTER 11 OF THE BANKRUPTCY CODE

CLASS 4 — ALLOWED DLP PINEWOOD SECURED CLAIM

PLEASE READ AND FOLLOW THE ENCLOSED INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE BALLOT

THIS BALLOT MUST BE ACTUALLY RECEIVED BY THE BALLOTING AGENT BY * AT 5:00 P.M. PREVAILING EASTERN TIME (THE "VOTING DEADLINE")**

The Debtors have sent this Ballot to you because their records indicate that you are a holder of a Class 4 Allowed DLP Pinewood Secured Claim, and accordingly, you have a right to vote to accept or reject the *Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 136] (as may be amended, supplemented or modified, including all exhibits thereto, the "Plan"). Your rights are described in the *Disclosure Statement for Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 137] and all exhibits related thereto [D.I. 169] (as amended from time to time and including all exhibits and supplements thereto, the "Disclosure Statement"). On ***, the Bankruptcy Court entered an order [DOCKET NO. ***] (the "Solicitation Procedures Order")[8] approving on an interim basis the adequacy of the Disclosure Statement. At the Confirmation Hearing, the Debtors will seek final approval of the adequacy of the Disclosure Statement, as well as confirmation of the Plan.

[7] The Debtors in these jointly administered cases are the following entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): BRD Land & Investment, a South Carolina partnership (6940), BRDL Warden Station Holding Co LLC (0184), and BRDL Warden Station, LLC (4687). The Debtors' address is 6433 Bannington Road, Charlotte, NC 28226.

[8] Capitalized terms used but not otherwise defined herein shall have the meanings set forth in the Plan, the Disclosure Statement or the Solicitation Procedures Order, as applicable.

Copies of the Disclosure Statement, the Solicitation Procedures Order, the Plan and certain other materials contained in the Solicitation Package are included in the packet you are receiving with this Ballot. Additionally, the Solicitation materials may be obtained by (i) writing to BRD Ballot Processing Center, c/o KCC dba Verita, 222 N. Pacific Coast Highway, Suite 300, El Segundo CA 90245; (ii) visiting https://www.veritaglobal.net/brd; and/or (iii) **submitting an inquiry here https://www.veritaglobal.net/brd/inquiry** or (iv) visiting (for a fee) PACER at https://www.ncwb.uscourts.gov. Bankruptcy Court approval of the Disclosure Statement does not indicate approval of the Plan by the Bankruptcy Court. This Ballot may not be used for any purpose other than to vote to accept or reject the Plan. If you believe you have received this Ballot in error, please contact the Balloting Agent at the address or email address set forth above.

You should review the Disclosure Statement and the Plan before you vote. You may wish to seek legal advice concerning the Plan and the Plan's classification and treatment of your Claim. Your Claim has been placed in Class 4 (Allowed DLP Pinewood Secured Claim) under the Plan.

If the Balloting Agent does not receive your Ballot on or before the Voting Deadline, * at 5:00 P.M. prevailing Eastern Time and if the Voting Deadline is not extended, your vote as either an acceptance or rejection of the Plan will not count. If the Bankruptcy Court confirms the Plan, it will bind you regardless of whether you vote.**

Item 1. Principal Amount of Class 4 Allowed DLP Pinewood Secured Claim

The undersigned hereby certifies that as of the Record Date, **June 10, 2026**, the undersigned was the holder of a Class 4 Allowed DLP Pinewood Secured Claim in the aggregate principal amount against the Debtors as set forth below (insert amount in box below):

$_____

Item 2. Class 4 Allowed DLP Pinewood Secured Claim Vote on the Plan.

The holder of the Class 4 Allowed DLP Pinewood Secured Claim set forth in Item 1 votes to (please check one):

☐ ACCEPT THE PLAN ☐ REJECT THE PLAN

ANY BALLOT THAT IS EXECUTED BY THE HOLDER OF A CLAIM BUT THAT INDICATES BOTH AN ACCEPTANCE AND A REJECTION OF THE PLAN OR DOES NOT INDICATE EITHER AN ACCEPTANCE OR REJECTION OF THE PLAN WILL NOT BE COUNTED.

Item 3. Certifications

By signing this Ballot, the undersigned certifies to the Bankruptcy Court and to the Debtors:

m. that either: (i) the Entity is the holder of the Class 4 Claim being voted; or (ii) the Entity is an authorized signatory for an Entity that is a holder of the Class 4 Claim being voted;

n. that the Entity has received a copy of the Disclosure Statement and the Solicitation Package and acknowledges that the solicitation is being made pursuant to the terms and conditions set forth therein;

o. that the Entity has cast the same vote with respect to all Class 4 Claims that it holds or for which it is the authorized signatory; and

p. that no other Ballots with respect to the amount of the Class 4 Claim identified in Item 1 have been cast or, if any other Ballots have been cast with respect to such Claims, then any such Ballots dated earlier are hereby revoked.

Name of holder: _____
(Print or Type)
Social Security or Federal Tax Identification Number:_____
Signature: _____
Name of Signatory: _____
(If other than holder)

Title: _____
Address: _____
Date Completed: _____

THE BALLOT MUST BE COMPLETED AND SUBMITTED, ON OR BEFORE THE VOTING DEADLINE, BY THE FOLLOWING APPROVED SUBMISSION METHODS:

By first class mail, overnight courier or hand-delivery to:

BRD Ballot Processing Center

c/o KCC dba Verita

222 N. Pacific Coast Highway, Suite 300

El Segundo, CA 90245

By electronic online transmission solely through the customized online balloting portal (the "Balloting Portal") on the Debtors' case website: https://www.veritaglobal.net/brd

Click on the link for balloting

IMPORTANT NOTE: You will need the following information to retrieve and submit your customized electronic Ballot:

ID#: _____

Unique Pin#: _____

BALLOTS OTHERWISE SUBMITTED BY FACSIMILE, TELECOPY, OR ELECTRONIC SUBMISSIONS (OTHER THAN THOSE SUBMITTED VIA THE BALLOTING PORTAL) WILL NOT BE ACCEPTED.

YOUR BALLOT MUST BE RECEIVED BY THE VOTING DEADLINE, WHICH IS *, AT 5:00 P.M. PREVAILING EASTERN TIME.**

INSTRUCTIONS FOR COMPLETING BALLOTS

1. The Debtors are soliciting the votes of holders of Claims with respect to the Plan attached as Exhibit A to the Disclosure Statement. Capitalized terms used in the Ballot or in these instructions but not otherwise defined in the Ballot or these instructions shall have the meanings set forth in the Plan or the Disclosure Statement, copies of which also accompany the Ballot.

2. The Bankruptcy Court may confirm the Plan and thereby bind you by the terms of the Plan if, among other things, the Plan is confirmed. Please review the Disclosure Statement for more information.

3. To ensure that your vote is counted, you must: (a) complete the Ballot; (b) indicate your decision either to accept or reject the Plan in the boxes provided in Item 2 of the Ballot; and (c) submit the Ballot to the address set forth on the enclosed pre-addressed envelope or use the Balloting Portal. The Voting Deadline for the receipt of Ballots by the Balloting Agent is *** at 5:00 p.m. (prevailing Eastern Time). Your completed Ballot must be received by the Balloting Agent on or before the Voting Deadline.

4. You must vote all of your Claims within a particular Class either to accept or reject the Plan and may not split your vote. Accordingly, a Ballot that partially rejects and partially accepts the Plan will not be counted. Further, if a holder has multiple Claims within the same Class, the Debtors may, in their discretion, aggregate the Claims of any particular holder within a Class for the purpose of counting votes.

5. If a Ballot is received after the Voting Deadline, it will not be counted unless the Debtors determine otherwise. The method of delivery of Ballots to the Balloting Agent is at the election and risk of each holder of a Claim. Delivery will be deemed made only when the Balloting Agent **actually receives** the originally executed Ballot. If a holder of a Claim chooses effecting delivery by mail, it is recommended, though not required, that holders use an overnight or hand-delivery service to assure timely delivery. No Ballot should be sent to the Debtors or the Debtors' agents (other than the Balloting Agent).

6. Delivery of a Ballot to the Balloting Agent by facsimile, telecopy, or electronic submissions (other than those submitted via the Balloting Portal) will **not** be accepted.

7. If multiple Ballots are received from the same holder of a Claim with respect to the same Claim prior to the Voting Deadline, the last dated valid Ballot timely received will supersede and revoke any earlier dated Ballots.

8. The Ballot is not a letter of transmittal and may not be used for any purpose other than to vote to accept or reject the Plan. Accordingly, at this time, holders of Claims should not surrender certificates or instruments representing or evidencing their Claims, and neither the Debtors nor the Balloting Agent will accept delivery of any such certificates or instruments surrendered together with a Ballot.

9. This Ballot does not constitute, and shall not be deemed to be: (a) a Proof of Claim; or (b) an assertion or admission of a Claim.

10. Please be sure to sign and date your Ballot. If you are signing a Ballot in your capacity as a trustee, executor, administrator, guardian, attorney in fact, officer of a corporation, or otherwise acting in a fiduciary or representative capacity, you should indicate such capacity when signing and, if requested by the Balloting Agent, the Debtors, or the Bankruptcy Court, must submit proper evidence to the requesting party to so act on behalf of such holder. In addition, please provide your name and mailing address if it is different from that set forth on the attached mailing label or if no such mailing label is attached to the Ballot.

11. The following Ballots shall not be counted in determining the acceptance or rejection of the Plan: (a) any Ballot that is illegible or contains insufficient information to permit the identification of the holder of the Claim; (b) any Ballot cast by a Party that does not hold a Claim in a Class that is entitled to vote on the Plan; (c) any unsigned Ballot; (d) any Ballot not marked to accept or reject the Plan or any Ballot marked both to accept and reject the Plan; and (e) any Ballot submitted by any Entity not entitled to vote pursuant to the Solicitation Procedures.

12. If you believe you have wrongly received a Ballot, you should contact the Balloting Agent by telephone immediately at (888) 647-1733 (U.S./Canada) or (310) 751-2623 (International).

PLEASE SUBMIT YOUR BALLOT PROMPTLY!

IF YOU HAVE ANY QUESTIONS REGARDING THIS BALLOT OR THE VOTING PROCEDURES, PLEASE CONTACT THE NOTICE, CLAIMS, AND BALLOTING AGENT AT (888) 647-1733 (U.S./CANADA) OR (310) 751-2623 (INTERNATIONAL).

UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
Charlotte Division

IN RE:	Chapter 11
BRD LAND & INVESTMENT, et al.	Case No. 26-30215
	(Jointly Administered)
Debtors.[9]	

BALLOT FOR ACCEPTING OR REJECTING THE JOINT PLAN OF LIQUIDATION OF BRD LAND & INVESTMENT, BRDL WARDEN STATION, LLC AND BRDL WARDEN STATION HOLDING CO., LLC PURSUANT TO CHAPTER 11 OF THE BANKRUPTCY CODE

CLASS 5 — ALLOWED OTHER SECURED CLAIMS

PLEASE READ AND FOLLOW THE ENCLOSED INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE BALLOT

THIS BALLOT MUST BE ACTUALLY RECEIVED BY THE BALLOTING AGENT BY * AT 5:00 P.M. PREVAILING EASTERN TIME (THE "VOTING DEADLINE")**

The Debtors have sent this Ballot to you because their records indicate that you are a holder of a Class 5 Allowed Other Secured Claims, and accordingly, you have a right to vote to accept or reject the *Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 136] (as may be amended, supplemented or modified, including all exhibits thereto, the "Plan"). Your rights are described in the *Disclosure Statement for Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 137] and all exhibits related thereto [D.I. 169] (as amended from time to time and including all exhibits and supplements thereto, the "Disclosure Statement"). On ***, the Bankruptcy Court entered an order [DOCKET NO. ***] (the "Solicitation Procedures Order")[10] approving on an interim basis the adequacy of the Disclosure Statement. At the Confirmation Hearing, the Debtors will seek final approval of the adequacy of the Disclosure Statement, as well as confirmation of the Plan.

[9] The Debtors in these jointly administered cases are the following entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): BRD Land & Investment, a South Carolina partnership (6940), BRDL Warden Station Holding Co LLC (0184), and BRDL Warden Station, LLC (4687). The Debtors' address is 6433 Bannington Road, Charlotte, NC 28226.

[10] Capitalized terms used but not otherwise defined herein shall have the meanings set forth in the Plan, the Disclosure Statement or the Solicitation Procedures Order, as applicable.

Copies of the Disclosure Statement, the Solicitation Procedures Order, the Plan and certain other materials contained in the Solicitation Package are included in the packet you are receiving with this Ballot. Additionally, the Solicitation materials may be obtained by (i) writing to BRD Ballot Processing Center, c/o KCC dba Verita, 222 N. Pacific Coast Highway, Suite 300, El Segundo CA 90245; (ii) visiting https://www.veritaglobal.net/brd; and/or (iii) **submitting an inquiry here https://www.veritaglobal.net/brd/inquiry** or (iv) visiting (for a fee) PACER at https://www.ncwb.uscourts.gov. Bankruptcy Court approval of the Disclosure Statement does not indicate approval of the Plan by the Bankruptcy Court. This Ballot may not be used for any purpose other than to vote to accept or reject the Plan. If you believe you have received this Ballot in error, please contact the Balloting Agent at the address or email address set forth above.

You should review the Disclosure Statement and the Plan before you vote. You may wish to seek legal advice concerning the Plan and the Plan's classification and treatment of your Claim. Your Claim has been placed in Class 5 (Allowed Other Secured Claims) under the Plan.

If the Balloting Agent does not receive your Ballot on or before the Voting Deadline, * at 5:00 P.M. prevailing Eastern Time and if the Voting Deadline is not extended, your vote as either an acceptance or rejection of the Plan will not count. If the Bankruptcy Court confirms the Plan, it will bind you regardless of whether you vote.**

Item 1. Principal Amount of Class 5 Allowed Other Secured Claim.

The undersigned hereby certifies that as of the Record Date, **June 16, 2026**, the undersigned was the holder of a Class 5 Allowed Other Secured Claim in the aggregate principal amount against the Debtors as set forth below (insert amount in box below):

$_____

Item 2. Class 5 Allowed Other Secured Claim Vote on the Plan.

The holder of the Class 5 Allowed Other Secured Claim set forth in Item 1 votes to (please check one):

☐ ACCEPT THE PLAN ☐ REJECT THE PLAN

ANY BALLOT THAT IS EXECUTED BY THE HOLDER OF A CLAIM BUT THAT INDICATES BOTH AN ACCEPTANCE AND A REJECTION OF THE PLAN OR DOES NOT INDICATE EITHER AN ACCEPTANCE OR REJECTION OF THE PLAN WILL NOT BE COUNTED.

Item 3. Certifications

By signing this Ballot, the undersigned certifies to the Bankruptcy Court and to the Debtors:

q. that either: (i) the Entity is the holder of the Class 5 Claim being voted; or (ii) the Entity is an authorized signatory for an Entity that is a holder of the Class 5 Claim being voted;

r. that the Entity has received a copy of the Disclosure Statement and the Solicitation Package and acknowledges that the solicitation is being made pursuant to the terms and conditions set forth therein;

s. that the Entity has cast the same vote with respect to all Class 5 Claims that it holds or for which it is the authorized signatory; and

t. that no other Ballots with respect to the amount of the Class 5 Claim identified in Item 1 have been cast or, if any other Ballots have been cast with respect to such Claims, then any such Ballots dated earlier are hereby revoked.

Name of holder: _____
(Print or Type)
Social Security or Federal Tax Identification Number:_____
Signature: _____
Name of Signatory: _____
(If other than holder)

Title: _____
Address: _____
Date Completed: _____

THE BALLOT MUST BE COMPLETED AND SUBMITTED, ON OR BEFORE THE VOTING DEADLINE, BY THE FOLLOWING APPROVED SUBMISSION METHODS:

By first class mail, overnight courier or hand-delivery to:

BRD Ballot Processing Center

c/o KCC dba Verita

222 N. Pacific Coast Highway, Suite 300

El Segundo, CA 90245

By electronic online transmission solely through the customized online balloting portal (the "Balloting Portal") on the Debtors' case website: https://www.veritaglobal.net/brd

Click on the link for balloting

IMPORTANT NOTE: You will need the following information to retrieve and submit your customized electronic Ballot:

ID#: _____

Unique Pin#: _____

BALLOTS OTHERWISE SUBMITTED BY FACSIMILE, TELECOPY, OR ELECTRONIC SUBMISSIONS (OTHER THAN THOSE SUBMITTED VIA THE BALLOTING PORTAL) WILL NOT BE ACCEPTED.

YOUR BALLOT MUST BE RECEIVED BY THE VOTING DEADLINE, WHICH IS *, AT 5:00 P.M. PREVAILING EASTERN TIME.**

INSTRUCTIONS FOR COMPLETING BALLOTS

1. The Debtors are soliciting the votes of holders of Claims with respect to the Plan attached as Exhibit A to the Disclosure Statement. Capitalized terms used in the Ballot or in these instructions but not otherwise defined in the Ballot or these instructions shall have the meanings set forth in the Plan or the Disclosure Statement, copies of which also accompany the Ballot.

2. The Bankruptcy Court may confirm the Plan and thereby bind you by the terms of the Plan if, among other things, the Plan is confirmed. Please review the Disclosure Statement for more information.

3. To ensure that your vote is counted, you must: (a) complete the Ballot; (b) indicate your decision either to accept or reject the Plan in the boxes provided in Item 2 of the Ballot; and (c) submit the Ballot to the address set forth on the enclosed pre-addressed envelope or use the Balloting Portal. The Voting Deadline for the receipt of Ballots by the Balloting Agent is *** at 5:00 p.m. (prevailing Eastern Time). Your completed Ballot must be received by the Balloting Agent on or before the Voting Deadline.

4. You must vote all of your Claims within a particular Class either to accept or reject the Plan and may not split your vote. Accordingly, a Ballot that partially rejects and partially accepts the Plan will not be counted. Further, if a holder has multiple Claims within the same Class, the Debtors may, in their discretion, aggregate the Claims of any particular holder within a Class for the purpose of counting votes.

5. If a Ballot is received after the Voting Deadline, it will not be counted unless the Debtors determine otherwise. The method of delivery of Ballots to the Balloting Agent is at the election and risk of each holder of a Claim. Delivery will be deemed made only when the Balloting Agent **actually receives** the originally executed Ballot. If a holder of a Claim chooses effecting delivery by mail, it is recommended, though not required, that holders use an overnight or hand-delivery service to assure timely delivery. No Ballot should be sent to the Debtors or the Debtors' agents (other than the Balloting Agent).

6. Delivery of a Ballot to the Balloting Agent by facsimile, telecopy, or electronic submissions (other than those submitted via the Balloting Portal) will **not** be accepted.

7. If multiple Ballots are received from the same holder of a Claim with respect to the same Claim prior to the Voting Deadline, the last dated valid Ballot timely received will supersede and revoke any earlier dated Ballots.

8. The Ballot is not a letter of transmittal and may not be used for any purpose other than to vote to accept or reject the Plan. Accordingly, at this time, holders of Claims should not surrender certificates or instruments representing or evidencing their Claims, and neither the Debtors nor the Balloting Agent will accept delivery of any such certificates or instruments surrendered together with a Ballot.

9. This Ballot does not constitute, and shall not be deemed to be: (a) a Proof of Claim; or (b) an assertion or admission of a Claim.

10. Please be sure to sign and date your Ballot. If you are signing a Ballot in your capacity as a trustee, executor, administrator, guardian, attorney in fact, officer of a corporation, or otherwise acting in a fiduciary or representative capacity, you should indicate such capacity when signing and, if requested by the Balloting Agent, the Debtors, or the Bankruptcy Court, must submit proper evidence to the requesting party to so act on behalf of such holder. In addition, please provide your name and mailing address if it is different from that set forth on the attached mailing label or if no such mailing label is attached to the Ballot.

11. The following Ballots shall not be counted in determining the acceptance or rejection of the Plan: (a) any Ballot that is illegible or contains insufficient information to permit the identification of the holder of the Claim; (b) any Ballot cast by a Party that does not hold a Claim in a Class that is entitled to vote on the Plan; (c) any unsigned Ballot; (d) any Ballot not marked to accept or reject the Plan or any Ballot marked both to accept and reject the Plan; and (e) any Ballot submitted by any Entity not entitled to vote pursuant to the Solicitation Procedures.

12. If you believe you have wrongly received a Ballot, you should contact the Balloting Agent by telephone immediately at (888) 647-1733 (U.S./Canada) or (310) 751-2623 (International).

PLEASE SUBMIT YOUR BALLOT PROMPTLY!

IF YOU HAVE ANY QUESTIONS REGARDING THIS BALLOT OR THE VOTING PROCEDURES, PLEASE CONTACT THE NOTICE, CLAIMS, AND BALLOTING AGENT AT (888) 647-1733 (U.S./CANADA) OR (310) 751-2623 (INTERNATIONAL).

UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
Charlotte Division

IN RE:	Chapter 11
BRD LAND & INVESTMENT, et al.	Case No. 26-30215
	(Jointly Administered)
Debtors.[11]	

BALLOT FOR ACCEPTING OR REJECTING THE JOINT PLAN OF LIQUIDATION OF BRD LAND & INVESTMENT, BRDL WARDEN STATION, LLC AND BRDL WARDEN STATION HOLDING CO., LLC PURSUANT TO CHAPTER 11 OF THE BANKRUPTCY CODE

CLASS 6 — ALLOWED PRIORITY CLAIMS

PLEASE READ AND FOLLOW THE ENCLOSED INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE BALLOT

THIS BALLOT MUST BE ACTUALLY RECEIVED BY THE BALLOTING AGENT BY * AT 5:00 P.M. PREVAILING EASTERN TIME (THE "VOTING DEADLINE")**

The Debtors have sent this Ballot to you because their records indicate that you are a holder of a Class 6 Allowed Priority Claim, and accordingly, you have a right to vote to accept or reject the *Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 136] (as may be amended, supplemented or modified, including all exhibits thereto, the "Plan"). Your rights are described in the *Disclosure Statement for Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 137] and all exhibits related thereto [D.I. 169] (as amended from time to time and including all exhibits and supplements thereto, the "Disclosure Statement"). On ***, the Bankruptcy Court entered an order [DOCKET NO. ***] (the "Solicitation Procedures Order")[12] approving on an interim basis the adequacy of the Disclosure Statement. At the Confirmation Hearing, the Debtors will seek final approval of the adequacy of the Disclosure Statement, as well as confirmation of the Plan.

[11] The Debtors in these jointly administered cases are the following entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): BRD Land & Investment, a South Carolina partnership (6940), BRDL Warden Station Holding Co LLC (0184), and BRDL Warden Station, LLC (4687). The Debtors' address is 6433 Bannington Road, Charlotte, NC 28226.

[12] Capitalized terms used but not otherwise defined herein shall have the meanings set forth in the Plan, the Disclosure Statement or the Solicitation Procedures Order, as applicable.

Copies of the Disclosure Statement, the Solicitation Procedures Order, the Plan and certain other materials contained in the Solicitation Package are included in the packet you are receiving with this Ballot. Additionally, the Solicitation materials may be obtained by (i) writing to BRD Ballot Processing Center, c/o KCC dba Verita, 222 N. Pacific Coast Highway, Suite 300, El Segundo CA 90245; (ii) visiting https://www.veritaglobal.net/brd; and/or (iii) submitting an inquiry here: https://www.veritaglobal.net/brd/inquiry; or (iv) visiting (for a fee) PACER at https://www.ncwb.uscourts.gov. Bankruptcy Court approval of the Disclosure Statement does not indicate approval of the Plan by the Bankruptcy Court. This Ballot may not be used for any purpose other than to vote to accept or reject the Plan. If you believe you have received this Ballot in error, please contact the Balloting Agent at the address or email address set forth above.

You should review the Disclosure Statement and the Plan before you vote. You may wish to seek legal advice concerning the Plan and the Plan's classification and treatment of your Claim. Your Claim has been placed in Class 6 (Allowed Priority Claims) under the Plan.

If the Balloting Agent does not receive your Ballot on or before the Voting Deadline, * at 5:00 P.M. prevailing Eastern Time and if the Voting Deadline is not extended, your vote as either an acceptance or rejection of the Plan will not count. If the Bankruptcy Court confirms the Plan, it will bind you regardless of whether you vote.**

Item 1. Principal Amount of Class 6 Allowed Priority Claim.

The undersigned hereby certifies that as of the Record Date, **June 10, 2026**, the undersigned was the holder of a Class 6 Allowed Priority Claim in the aggregate principal amount against the Debtors as set forth below (insert amount in box below):

$_____

Item 2. Class 6 Allowed Priority Claim Vote on the Plan.

The holder of the Class 6 Allowed Other Secured Claim set forth in Item 1 votes to (please check one):

☐ ACCEPT THE PLAN ☐ REJECT THE PLAN

ANY BALLOT THAT IS EXECUTED BY THE HOLDER OF A CLAIM BUT THAT INDICATES BOTH AN ACCEPTANCE AND A REJECTION OF THE PLAN OR DOES NOT INDICATE EITHER AN ACCEPTANCE OR REJECTION OF THE PLAN WILL NOT BE COUNTED.

Item 3. Certifications

By signing this Ballot, the undersigned certifies to the Bankruptcy Court and to the Debtors:

a. that either: (i) the Entity is the holder of the Class 6 Claim being voted; or (ii) the Entity is an authorized signatory for an Entity that is a holder of the Class 6 Claim being voted;

b. that the Entity has received a copy of the Disclosure Statement and the Solicitation Package and acknowledges that the solicitation is being made pursuant to the terms and conditions set forth therein;

c. that the Entity has cast the same vote with respect to all Class 6 Claims that it holds or for which it is the authorized signatory; and

d. that no other Ballots with respect to the amount of the Class 6 Claim identified in Item 1 have been cast or, if any other Ballots have been cast with respect to such Claims, then any such Ballots dated earlier are hereby revoked.

Name of holder: _____
(Print or Type)
Social Security or Federal Tax Identification Number:_____
Signature: _____
Name of Signatory: _____
(If other than holder)

Title: _____
Address: _____
Date Completed: _____

THE BALLOT MUST BE COMPLETED AND SUBMITTED, ON OR BEFORE THE VOTING DEADLINE, BY THE FOLLOWING APPROVED SUBMISSION METHODS:

By first class mail, overnight courier or hand-delivery to:

BRD Ballot Processing Center

c/o KCC dba Verita

222 N. Pacific Coast Highway, Suite 300

El Segundo, CA 90245

By electronic online transmission solely through the customized online balloting portal (the "Balloting Portal") on the Debtors' case website: https://www.veritaglobal.net/brd

Click on the link for balloting

IMPORTANT NOTE: You will need the following information to retrieve and submit your customized electronic Ballot:

ID#: _____

Unique Pin#: _____

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YOUR BALLOT MUST BE RECEIVED BY THE VOTING DEADLINE, WHICH IS *, AT 5:00 P.M. PREVAILING EASTERN TIME.**

INSTRUCTIONS FOR COMPLETING BALLOTS

1. The Debtors are soliciting the votes of holders of Claims with respect to the Plan attached as Exhibit A to the Disclosure Statement. Capitalized terms used in the Ballot or in these instructions but not otherwise defined in the Ballot or these instructions shall have the meanings set forth in the Plan or the Disclosure Statement, copies of which also accompany the Ballot.
2. The Bankruptcy Court may confirm the Plan and thereby bind you by the terms of the Plan if, among other things, the Plan is confirmed. Please review the Disclosure Statement for more information.
3. To ensure that your vote is counted, you must: (a) complete the Ballot; (b) indicate your decision either to accept or reject the Plan in the boxes provided in Item 2 of the Ballot; and (c) submit the Ballot to the address set forth on the enclosed pre-addressed envelope or use the Balloting Portal. The Voting Deadline for the receipt of Ballots by the Balloting Agent is *** at 5:00 p.m. (prevailing Eastern Time). Your completed Ballot must be received by the Balloting Agent on or before the Voting Deadline.
4. You must vote all of your Claims within a particular Class either to accept or reject the Plan and may not split your vote. Accordingly, a Ballot that partially rejects and partially accepts the Plan will not be counted. Further, if a holder has multiple Claims within the same Class, the Debtors may, in their discretion, aggregate the Claims of any particular holder within a Class for the purpose of counting votes.
5. If a Ballot is received after the Voting Deadline, it will not be counted unless the Debtors determine otherwise. The method of delivery of Ballots to the Balloting Agent is at the election and risk of each holder of a Claim. Delivery will be deemed made only when the Balloting Agent **actually receives** the originally executed Ballot. If a holder of a Claim chooses effecting delivery by mail, it is recommended, though not required, that holders use an overnight or hand-delivery service to assure timely delivery. No Ballot should be sent to the Debtors or the Debtors' agents (other than the Balloting Agent).
6. Delivery of a Ballot to the Balloting Agent by facsimile, telecopy, or electronic submissions (other than those submitted via the Balloting Portal) will **not** be accepted.
7. If multiple Ballots are received from the same holder of a Claim with respect to the same Claim prior to the Voting Deadline, the last dated valid Ballot timely received will supersede and revoke any earlier dated Ballots.
8. The Ballot is not a letter of transmittal and may not be used for any purpose other than to vote to accept or reject the Plan. Accordingly, at this time, holders of Claims should not surrender certificates or instruments representing or evidencing their Claims, and neither the Debtors nor the Balloting Agent will accept delivery of any such certificates or instruments surrendered together with a Ballot.
9. This Ballot does not constitute, and shall not be deemed to be: (a) a Proof of Claim; or (b) an assertion or admission of a Claim.

10. Please be sure to sign and date your Ballot. If you are signing a Ballot in your capacity as a trustee, executor, administrator, guardian, attorney in fact, officer of a corporation, or otherwise acting in a fiduciary or representative capacity, you should indicate such capacity when signing and, if requested by the Balloting Agent, the Debtors, or the Bankruptcy Court, must submit proper evidence to the requesting party to so act on behalf of such holder. In addition, please provide your name and mailing address if it is different from that set forth on the attached mailing label or if no such mailing label is attached to the Ballot.

11. The following Ballots shall not be counted in determining the acceptance or rejection of the Plan: (a) any Ballot that is illegible or contains insufficient information to permit the identification of the holder of the Claim; (b) any Ballot cast by a Party that does not hold a Claim in a Class that is entitled to vote on the Plan; (c) any unsigned Ballot; (d) any Ballot not marked to accept or reject the Plan or any Ballot marked both to accept and reject the Plan; and (e) any Ballot submitted by any Entity not entitled to vote pursuant to the Solicitation Procedures.

12. If you believe you have wrongly received a Ballot, you should contact the Balloting Agent by telephone immediately at (888) 647-1733 (U.S./Canada) or (310) 751-2623 (International).

PLEASE SUBMIT YOUR BALLOT PROMPTLY!

IF YOU HAVE ANY QUESTIONS REGARDING THIS BALLOT OR THE VOTING PROCEDURES, PLEASE CONTACT THE NOTICE, CLAIMS, AND BALLOTING AGENT AT (888) 647-1733 (U.S./CANADA) OR (310) 751-2623 (INTERNATIONAL).

UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
Charlotte Division

IN RE:	Chapter 11
BRD LAND & INVESTMENT, et al.	Case No. 26-30215
	(Jointly Administered)
Debtors.[13]	

BALLOT FOR ACCEPTING OR REJECTING THE JOINT PLAN OF LIQUIDATION OF BRD LAND & INVESTMENT, BRDL WARDEN STATION, LLC AND BRDL WARDEN STATION HOLDING CO., LLC PURSUANT TO CHAPTER 11 OF THE BANKRUPTCY CODE

CLASS 7 — ALLOWED GENERAL UNSECURED CLAIMS

PLEASE READ AND FOLLOW THE ENCLOSED INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE BALLOT

THIS BALLOT MUST BE ACTUALLY RECEIVED BY THE BALLOTING AGENT BY [***] AT 5:00 P.M. PREVAILING EASTERN TIME (THE "VOTING DEADLINE")

The Debtors have sent this Ballot to you because their records indicate that you are a holder of a Class 7 Allowed General Unsecured Claim, and accordingly, you have a right to vote to accept or reject the *Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 136] (as may be amended, supplemented or modified, including all exhibits thereto, the "Plan"). Your rights are described in the *Disclosure Statement for Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 137] and all exhibits related thereto [D.I. 169] (as amended from time to time and including all exhibits and supplements thereto, the "Disclosure Statement"). On ***, the Bankruptcy Court entered an order [DOCKET NO. ***] (the "Solicitation Procedures Order")[14] approving on an interim basis the adequacy of the Disclosure Statement. At the Confirmation Hearing, the Debtors will seek final approval of the adequacy of the Disclosure Statement, as well as confirmation of the Plan.

[13] The Debtors in these jointly administered cases are the following entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): BRD Land & Investment, a South Carolina partnership (6940), BRDL Warden Station Holding Co LLC (0184), and BRDL Warden Station, LLC (4687). The Debtors' address is 6433 Bannington Road, Charlotte, NC 28226.

[14] Capitalized terms used but not otherwise defined herein shall have the meanings set forth in the Plan, the Disclosure Statement or the Solicitation Procedures Order, as applicable.

Copies of the Disclosure Statement, the Solicitation Procedures Order, the Plan and certain other materials contained in the Solicitation Package are included in the packet you are receiving with this Ballot. Additionally, the Solicitation materials may be obtained by (i) writing to BRD Ballot Processing Center, c/o KCC dba Verita, 222 N. Pacific Coast Highway, Suite 300, El Segundo CA 90245; (ii) visiting https://www.veritaglobal.net/brd; and/or (iii) submitting an inquiry here: https://www.veritaglobal.net/brd/inquiry or (iv) visiting (for a fee) PACER at https://www.ncwb.uscourts.gov. Bankruptcy Court approval of the Disclosure Statement does not indicate approval of the Plan by the Bankruptcy Court. This Ballot may not be used for any purpose other than to vote to accept or reject the Plan. If you believe you have received this Ballot in error, please contact the Balloting Agent at the address or email address set forth above.

You should review the Disclosure Statement and the Plan before you vote. You may wish to seek legal advice concerning the Plan and the Plan's classification and treatment of your Claim. Your Claim has been placed in Class 7 (Allowed General Unsecured Claims) under the Plan.

If the Balloting Agent does not receive your Ballot on or before the Voting Deadline, * at 5:00 P.M. prevailing Eastern Time and if the Voting Deadline is not extended, your vote as either an acceptance or rejection of the Plan will not count. If the Bankruptcy Court confirms the Plan, it will bind you regardless of whether you vote.**

Item 1. Principal Amount of Class 7 Allowed General Unsecured Claim.

The undersigned hereby certifies that as of the Record Date, **June 10, 2026**, the undersigned was the holder of a Class 7 Allowed General Unsecured Claim in the aggregate principal amount against the Debtors as set forth below (insert amount in box below):

$_____

Item 2. Class 7 Allowed General Unsecured Claim Vote on the Plan.

The holder of the Class 7 Allowed Other Secured Claim set forth in Item 1 votes to (please check one):

☐ ACCEPT THE PLAN ☐ REJECT THE PLAN

ANY BALLOT THAT IS EXECUTED BY THE HOLDER OF A CLAIM BUT THAT INDICATES BOTH AN ACCEPTANCE AND A REJECTION OF THE PLAN OR DOES NOT INDICATE EITHER AN ACCEPTANCE OR REJECTION OF THE PLAN WILL NOT BE COUNTED.

Item 3. Certifications

By signing this Ballot, the undersigned certifies to the Bankruptcy Court and to the Debtors:

a. that either: (i) the Entity is the holder of the Class 7 Claim being voted; or (ii) the Entity is an authorized signatory for an Entity that is a holder of the Class 7 Claim being voted;

b. that the Entity has received a copy of the Disclosure Statement and the Solicitation Package and acknowledges that the solicitation is being made pursuant to the terms and conditions set forth therein;

c. that the Entity has cast the same vote with respect to all Class 7 Claims that it holds or for which it is the authorized signatory; and

d. that no other Ballots with respect to the amount of the Class 7 Claim identified in Item 1 have been cast or, if any other Ballots have been cast with respect to such Claims, then any such Ballots dated earlier are hereby revoked.

Name of holder: _____
(Print or Type)
Social Security or Federal Tax Identification Number:_____
Signature: _____
Name of Signatory: _____
(If other than holder)

Title: _____
Address: _____
Date Completed: _____

THE BALLOT MUST BE COMPLETED AND SUBMITTED, ON OR BEFORE THE VOTING DEADLINE, BY THE FOLLOWING APPROVED SUBMISSION METHODS:

By first class mail, overnight courier or hand-delivery to:

BRD Ballot Processing Center

c/o KCC dba Verita

222 N. Pacific Coast Highway, Suite 300

El Segundo, CA 90245

By electronic online transmission solely through the customized online balloting portal (the "Balloting Portal") on the Debtors' case website: https://www.veritaglobal.net/brd

Click on the link for balloting

IMPORTANT NOTE: You will need the following information to retrieve and submit your customized electronic Ballot:

ID#: _____

Unique Pin#: _____

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YOUR BALLOT MUST BE RECEIVED BY THE VOTING DEADLINE, WHICH IS *, AT 5:00 P.M. PREVAILING EASTERN TIME.**

INSTRUCTIONS FOR COMPLETING BALLOTS

1. The Debtors are soliciting the votes of holders of Claims with respect to the Plan attached as Exhibit A to the Disclosure Statement. Capitalized terms used in the Ballot or in these instructions but not otherwise defined in the Ballot or these instructions shall have the meanings set forth in the Plan or the Disclosure Statement, copies of which also accompany the Ballot.

2. The Bankruptcy Court may confirm the Plan and thereby bind you by the terms of the Plan if, among other things, the Plan is confirmed. Please review the Disclosure Statement for more information.

3. To ensure that your vote is counted, you must: (a) complete the Ballot; (b) indicate your decision either to accept or reject the Plan in the boxes provided in Item 2 of the Ballot; and (c) submit the Ballot to the address set forth on the enclosed pre-addressed envelope or use the Ballot Portal. The Voting Deadline for the receipt of Ballots by the Balloting Agent is *** at 5:00 p.m. (prevailing Eastern Time). Your completed Ballot must be received by the Balloting Agent on or before the Voting Deadline.

4. You must vote all of your Claims within a particular Class either to accept or reject the Plan and may not split your vote. Accordingly, a Ballot that partially rejects and partially accepts the Plan will not be counted. Further, if a holder has multiple Claims within the same Class, the Debtors may, in their discretion, aggregate the Claims of any particular holder within a Class for the purpose of counting votes.

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7. If multiple Ballots are received from the same holder of a Claim with respect to the same Claim prior to the Voting Deadline, the last dated valid Ballot timely received will supersede and revoke any earlier dated Ballots.

8. The Ballot is not a letter of transmittal and may not be used for any purpose other than to vote to accept or reject the Plan. Accordingly, at this time, holders of Claims should not surrender certificates or instruments representing or evidencing their Claims, and neither the Debtors nor the Balloting Agent will accept delivery of any such certificates or instruments surrendered together with a Ballot.

9. This Ballot does not constitute, and shall not be deemed to be: (a) a Proof of Claim; or (b) an assertion or admission of a Claim.

10. Please be sure to sign and date your Ballot. If you are signing a Ballot in your capacity as a trustee, executor, administrator, guardian, attorney in fact, officer of a corporation, or otherwise acting in a fiduciary or representative capacity, you should indicate such capacity when signing and, if requested by the Balloting Agent, the Debtors, or the Bankruptcy Court, must submit proper evidence to the requesting party to so act on behalf of such holder. In addition, please provide your name and mailing address if it is different from that set forth on the attached mailing label or if no such mailing label is attached to the Ballot.

11. The following Ballots shall not be counted in determining the acceptance or rejection of the Plan: (a) any Ballot that is illegible or contains insufficient information to permit the identification of the holder of the Claim; (b) any Ballot cast by a Party that does not hold a Claim in a Class that is entitled to vote on the Plan; (c) any unsigned Ballot; (d) any Ballot not marked to accept or reject the Plan or any Ballot marked both to accept and reject the Plan; and (e) any Ballot submitted by any Entity not entitled to vote pursuant to the Solicitation Procedures.

12. If you believe you have wrongly received a Ballot, you should contact the Balloting Agent by telephone immediately at (888) 647-1733 (U.S./Canada) or (310) 751-2623 (International).

PLEASE SUBMIT YOUR BALLOT PROMPTLY!

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UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
Charlotte Division

IN RE:	Chapter 11
BRD LAND & INVESTMENT, et al.	Case No. 26-30215
	(Jointly Administered)
Debtors.[15]	

BALLOT FOR ACCEPTING OR REJECTING THE JOINT PLAN OF LIQUIDATION OF BRD LAND & INVESTMENT, BRDL WARDEN STATION, LLC AND BRDL WARDEN STATION HOLDING CO., LLC PURSUANT TO CHAPTER 11 OF THE BANKRUPTCY CODE

CLASS 8 — ALLOWED EQUITY INTERESTS

PLEASE READ AND FOLLOW THE ENCLOSED INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE BALLOT

THIS BALLOT MUST BE ACTUALLY RECEIVED BY THE BALLOTING AGENT BY ***AT 5:00 P.M. PREVAILING EASTERN TIME (THE "VOTING DEADLINE")

The Debtors have sent this Ballot to you because their records indicate that you are a holder of a Class 8 Allowed Equity Interest, and accordingly, you have a right to vote to accept or reject the *Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 136] (as may be amended, supplemented or modified, including all exhibits thereto, the "Plan"). Your rights are described in the *Disclosure Statement for Joint Plan of Liquidation of BRD Land & Investment, BRDL Warden Station, LLC and BRDL Warden Station Holding Co., LLC* [Docket No. 137] and all exhibits related thereto [D.I. 169] (as amended from time to time and including all exhibits and supplements thereto, the "Disclosure Statement"). On ***, the Bankruptcy Court entered an order [DOCKET NO. ***] (the "Solicitation Procedures Order")[16] approving on an interim basis the adequacy of the Disclosure Statement. At the Confirmation Hearing, the Debtors will seek final approval of the adequacy of the Disclosure Statement, as well as confirmation of the Plan.

[15] The Debtors in these jointly administered cases are the following entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): BRD Land & Investment, a South Carolina partnership (6940), BRDL Warden Station Holding Co LLC (0184), and BRDL Warden Station, LLC (4687). The Debtors' address is 6433 Bannington Road, Charlotte, NC 28226.

[16] Capitalized terms used but not otherwise defined herein shall have the meanings set forth in the Plan, the Disclosure Statement or the Solicitation Procedures Order, as applicable.

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You should review the Disclosure Statement and the Plan before you vote. You may wish to seek legal advice concerning the Plan and the Plan's classification and treatment of your Claim. Your Claim has been placed in Class 8 (Allowed Equity Interests) under the Plan.

If the Balloting Agent does not receive your Ballot on or before the Voting Deadline, * at 5:00 P.M. prevailing Eastern Time and if the Voting Deadline is not extended, your vote as either an acceptance or rejection of the Plan will not count. If the Bankruptcy Court confirms the Plan, it will bind you regardless of whether you vote.**

Item 1. Principal Amount of Class 8 Allowed Equity Interest.

The undersigned hereby certifies that as of the Record Date, **June 10, 2026**, the undersigned was the holder of a Class 8 Allowed Equity Interest in the aggregate principal amount against the Debtors as set forth below (insert amount in box below):

$_____

Item 2. Class 8 Allowed Equity Interest Vote on the Plan.

The holder of the Class 8 Allowed Other Secured Claim set forth in Item 1 votes to (please check one):

☐ ACCEPT THE PLAN ☐ REJECT THE PLAN

ANY BALLOT THAT IS EXECUTED BY THE HOLDER OF A CLAIM BUT THAT INDICATES BOTH AN ACCEPTANCE AND A REJECTION OF THE PLAN OR DOES NOT INDICATE EITHER AN ACCEPTANCE OR REJECTION OF THE PLAN WILL NOT BE COUNTED.

Item 3. Certifications

By signing this Ballot, the undersigned certifies to the Bankruptcy Court and to the Debtors:

a. that either: (i) the Entity is the holder of the Class 8 Claim being voted; or (ii) the Entity is an authorized signatory for an Entity that is a holder of the Class 8 Claim being voted;

b. that the Entity has received a copy of the Disclosure Statement and the Solicitation Package and acknowledges that the solicitation is being made pursuant to the terms and conditions set forth therein;

c. that the Entity has cast the same vote with respect to all Class 8 Claims that it holds or for which it is the authorized signatory; and

d. that no other Ballots with respect to the amount of the Class 8 Claim identified in Item 1 have been cast or, if any other Ballots have been cast with respect to such Claims, then any such Ballots dated earlier are hereby revoked.

Name of holder: _____
(Print or Type)
Social Security or Federal Tax Identification Number:_____
Signature: _____
Name of Signatory: _____
(If other than holder)

Title: _____
Address: _____
Date Completed: _____

THE BALLOT MUST BE COMPLETED AND SUBMITTED, ON OR BEFORE THE VOTING DEADLINE, BY THE FOLLOWING APPROVED SUBMISSION METHODS:

By first class mail, overnight courier or hand-delivery to:

BRD Ballot Processing Center

c/o KCC dba Verita

222 N. Pacific Coast Highway, Suite 300

El Segundo, CA 90245

By electronic online transmission solely through the customized online balloting portal (the "Balloting Portal") on the Debtors' case website: https://www.veritaglobal.net/brd

Click on the link for balloting

IMPORTANT NOTE: You will need the following information to retrieve and submit your customized electronic Ballot:

ID#: _____

Unique Pin#: _____

BALLOTS OTHERWISE SUBMITTED BY FACSIMILE, TELECOPY, OR ELECTRONIC SUBMISSIONS (OTHER THAN THOSE SUBMITTED VIA THE BALLOTING PORTAL) WILL NOT BE ACCEPTED.

YOUR BALLOT MUST BE RECEIVED BY THE VOTING DEADLINE, WHICH IS *, AT 5:00 P.M. PREVAILING EASTERN TIME.**

INSTRUCTIONS FOR COMPLETING BALLOTS

1. The Debtors are soliciting the votes of holders of Claims with respect to the Plan attached as Exhibit A to the Disclosure Statement. Capitalized terms used in the Ballot or in these instructions but not otherwise defined in the Ballot or these instructions shall have the meanings set forth in the Plan or the Disclosure Statement, copies of which also accompany the Ballot.

2. The Bankruptcy Court may confirm the Plan and thereby bind you by the terms of the Plan if, among other things, the Plan is confirmed. Please review the Disclosure Statement for more information.

3. To ensure that your vote is counted, you must: (a) complete the Ballot; (b) indicate your decision either to accept or reject the Plan in the boxes provided in Item 2 of the Ballot; and (c) submit the Ballot to the address set forth on the enclosed pre-addressed envelope or use the Ballot Portal. The Voting Deadline for the receipt of Ballots by the Balloting Agent is ** at 5:00 p.m. (prevailing Eastern Time). Your completed Ballot must be received by the Balloting Agent on or before the Voting Deadline.

4. You must vote all of your Claims within a particular Class either to accept or reject the Plan and may not split your vote. Accordingly, a Ballot that partially rejects and partially accepts the Plan will not be counted. Further, if a holder has multiple Claims within the same Class, the Debtors may, in their discretion, aggregate the Claims of any particular holder within a Class for the purpose of counting votes.

5. If a Ballot is received after the Voting Deadline, it will not be counted unless the Debtors determine otherwise. The method of delivery of Ballots to the Balloting Agent is at the election and risk of each holder of a Claim. Delivery will be deemed made only when the Balloting Agent **actually receives** the originally executed Ballot. If a holder of a Claim chooses effecting delivery by mail, it is recommended, though not required, that holders use an overnight or hand-delivery service to assure timely delivery. No Ballot should be sent to the Debtors or the Debtors' agents (other than the Balloting Agent).

6. Delivery of a Ballot to the Balloting Agent by facsimile, telecopy, or electronic submissions (other than those submitted via the Balloting Portal) will **not** be accepted.

7. If multiple Ballots are received from the same holder of a Claim with respect to the same Claim prior to the Voting Deadline, the last dated valid Ballot timely received will supersede and revoke any earlier dated Ballots.

8. The Ballot is not a letter of transmittal and may not be used for any purpose other than to vote to accept or reject the Plan. Accordingly, at this time, holders of Claims should not surrender certificates or instruments representing or evidencing their Claims, and neither the Debtors nor the Balloting Agent will accept delivery of any such certificates or instruments surrendered together with a Ballot.

9. This Ballot does not constitute, and shall not be deemed to be: (a) a Proof of Claim; or (b) an assertion or admission of a Claim.

10. Please be sure to sign and date your Ballot. If you are signing a Ballot in your capacity as a trustee, executor, administrator, guardian, attorney in fact, officer of a corporation, or otherwise acting in a fiduciary or representative capacity, you should indicate such capacity when signing and, if requested by the Balloting Agent, the Debtors, or the Bankruptcy Court, must submit proper evidence to the requesting party to so act on behalf of such holder. In addition, please provide your name and mailing address if it is different from that set forth on the attached mailing label or if no such mailing label is attached to the Ballot.

11. The following Ballots shall not be counted in determining the acceptance or rejection of the Plan: (a) any Ballot that is illegible or contains insufficient information to permit the identification of the holder of the Claim; (b) any Ballot cast by a Party that does not hold a Claim in a Class that is entitled to vote on the Plan; (c) any unsigned Ballot; (d) any Ballot not marked to accept or reject the Plan or any Ballot marked both to accept and reject the Plan; and (e) any Ballot submitted by any Entity not entitled to vote pursuant to the Solicitation Procedures.

12. If you believe you have wrongly received a Ballot, you should contact the Balloting Agent by telephone immediately at (888) 647-1733 (U.S./Canada) or (310) 751-2623 (International).

PLEASE SUBMIT YOUR BALLOT PROMPTLY!

IF YOU HAVE ANY QUESTIONS REGARDING THIS BALLOT OR THE VOTING PROCEDURES, PLEASE CONTACT THE NOTICE, CLAIMS, AND BALLOTING AGENT AT (888) 647-1733 (U.S./CANADA) OR (310) 751-2623 (INTERNATIONAL).

UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
Charlotte Division

IN RE: BRD LAND & INVESTMENT, et al.[1] Debtors.	Chapter 11 Case No. 26-30215 (Jointly Administered)

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that BRD Land & Investment, (the "Debtor") has filed Debtors' Motion for Entry of an Order (A) Approving Certain Voting Procedures and the Form of Certain Documents to be Distributed in Connection with Solicitation of the Plan; and (B) Approving Proposed Voting and General Tabulation Procedures (the "Motion").

If a copy of the Motion is not included with this Notice, a copy may be viewed at the Court's website, *www.ncwb.uscourts.gov*, under the Debtor's name and case number; at https://www.veritaglobal.net/brd, or you may request in writing a copy from the undersigned party.

YOUR RIGHTS MAY BE AFFECTED. YOU SHOULD READ THESE PAPERS CAREFULLY AND DISCUSS THEM WITH YOUR ATTORNEY, IF YOU HAVE ONE IN THIS BANKRUPTCY CASE. (IF YOU DO NOT HAVE AN ATTORNEY, YOU MAY WISH TO CONSULT ONE.)

IF YOU DO NOT WANT THE COURT TO GRANT THE RELIEF REQUESTED IN THE MOTION, OF IF YOU WANT THE COURT TO CONSIDER YOUR VIEWS ON THE MOTION, THEN ON OR BEFORE **MAY 22, 2026**, YOU MUST:

(1) A. File with the Bankruptcy Court a written objection at:

Clerk, United States Bankruptcy Court
401 W. Trade Street
Charlotte, North Carolina 28202

B. If you have your attorney file a written objection then the objection should be filed with the Bankruptcy Court by electronic means through the Court's website, *www.ncwb.uscourts.gov* under the jointly administered name and case number shown above.

[1] Debtors are the following entities (the last four digits of their taxpayer identification numbers follows in parentheses): BRD Land & Investment, a South Carolina partnership (6940), BRDL Warden Station Holding Co LLC (0184), and BRDL Warden Station, LLC (4687). The Debtors' address is 6433 Bannington Road, Charlotte, NC 28226.

(2) You must also serve a copy of such request to the parties shown below and any other parties as required by law or orders of the Court on or before the date described above:

Matthew L. Tomsic
Rayburn Cooper & Durham, P.A.
1200 Carillon, 227 W. Trade Street
Charlotte, NC 28202

Office of Bankruptcy Administrator
402 W. Trade St., Suite 200
Charlotte, NC 28202

(3) Attend the hearing scheduled for June 3, 2026 at 9:30 a.m. EDT or as soon thereafter as the matter can be heard in Courtroom 2A, 401 West Trade Street, Charlotte, North Carolina. You should attend this hearing if you file an objection.

(4) If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought and may enter an Order granting the relief requested. No further notice of that hearing will be given.

This the 8th day of May, 2026.

RAYBURN COOPER & DURHAM, P.A.

By: /s/ Matthew L. Tomsic
Matthew L. Tomsic
N.C. State Bar No. 52431
Natalie Kutcher
N.C. State Bar No. 54888
Suite 1200, The Carillon
227 West Trade Street
Charlotte, NC 28202
(704) 334-0891

Proposed Counsel to the Debtors