UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

In re:	)	Chapter 11
	)	
OTB HOLDING LLC,[1]	)	Case No. 25-52415 (SMS)
	)	
Debtor.	)	**Hearing Date: October 14, 2026**
	)	**Obj. Deadline: October 2, 2026**
	)	

NOTICE OF THE LIQUIDATING TRUSTEE'S NINTH OMNIBUS OBJECTION TO CERTAIN CLAIMS SET FORTH ON EXHIBITS A, B, C, D, E AND F, DEADLINE TO OBJECT AND HEARING

PLEASE TAKE NOTICE that META Advisors LLC, solely in its capacity as the liquidating trustee (the "Liquidating Trustee") of the OTB Holding Liquidating Trust (the "Liquidating Trust"), has filed the *Liquidating Trustee's Ninth Omnibus Objection to Certain Claims Set Forth on Exhibits A, B, C, D, E and F* and related papers (the "Objection") with the Court seeking entry of an order sustaining the Objection and reclassifying, reducing, and/or disallowing and expunging the claims set forth on **Exhibits A, B, C, D, E and F** attached thereto. Pursuant to the Fifth Amended and Restated General Order No. 24-2018, the Court may consider this matter without further notice or a hearing if no party in interest files a response or objection within ***thirty (30) days*** from the date of service of this notice. **If you object to the relief requested in this pleading, you must timely file your objection with the Bankruptcy Clerk** at Room 1340, 75 Ted Turner Drive, S.W., Atlanta, GA 30303, and serve a copy on the movant's attorney, Nathaniel T. DeLoatch, Eversheds Sutherland (US) LLP, 600 Peachtree St., NE, Suite 5200, Atlanta, GA 30308, and any other appropriate persons by the objection deadline. The response or objection must explain your position and be actually received by the Bankruptcy Clerk within the required time.

A hearing on the pleading has been scheduled for October 14, 2026. The Court will hold a hearing on the **Objection** at **10:15 a.m. ET** on **October 14, 2026** in **Courtroom 1201, at the Richard B. Russell Federal Building and United States Courthouse, 75 Ted Turner Drive, S.W., Atlanta, Georgia 30303**, which must be attended in person, unless the Court orders otherwise.

[1] The last four digits of the Debtor's federal tax identification number are 3213. A complete list of each of the former Debtors whose claims are being administered in this chapter 11 case may be obtained on the website of this Debtor's claims and noticing agent at https://www.veritaglobal.net/ontheborder. The mailing address for the Liquidating Trust established pursuant to the Plan and Confirmation Order (each as defined herein) is c/o META Advisors LLC, 7 Giralda Farms, Suite 340, Madison, New Jersey 07940, Attn: James S. Carr, Kristin S. Elliott and Dana P. Kane, with a copy to: Eversheds Sutherland (US) LLP, 600 Peachtree Street NE, Suite 5200, Atlanta, Georgia 30308, Attn: Todd C. Meyers, Email: toddmeyers@eversheds-sutherland.com, and Nathaniel T. DeLoatch, Email: natedeloatch@eversheds-sutherland.com.

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If an objection or response is timely filed and served, the hearing will proceed as scheduled. **If you do not file a response or objection within the time permitted, the Court may grant the relief requested without further notice and without holding the scheduled hearing** provided that an order approving the relief requested is entered at least one business day prior to the scheduled hearing. If no objection is timely filed, but no order is entered granting the relief requested at least one business day prior to the scheduled hearing, the hearing will be held as scheduled.

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.

Dated: September 2, 2026

EVERSHEDS SUTHERLAND (US) LLP

/s /Nathaniel T. DeLoatch
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Counsel to the Liquidating Trustee of the OTB Holding Liquidating Trust

UNITED STATES BANKRUPTCY COURT
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THE LIQUIDATING TRUSTEE'S NINTH OMNIBUS OBJECTION TO CERTAIN CLAIMS SET FORTH ON EXHIBITS A, B, C, D, E AND F

PLEASE CAREFULLY REVIEW THIS OBJECTION AND PLEASE REVIEW EXHIBITS A, B, C, D, E AND F ATTACHED HERETO TO LOCATE YOUR NAME AND CLAIM(S).

THIS IS AN OBJECTION TO YOUR CLAIM. SUBSTANTIVE RIGHTS MAY BE AFFECTED BY THIS OBJECTION AND BY ANY FURTHER OBJECTION THAT MAY BE FILED. PLEASE BE AWARE THAT THE LIQUIDATING TRUSTEE IS ASKING THE COURT TO DISALLOW CERTAIN OF THE CLAIMS THAT YOU FILED IN THESE CHAPTER 11 CASES.

TO THE EXTENT YOU DISAGREE WITH THE RELIEF SOUGHT IN THE OBJECTION, YOU SHOULD IMMEDIATELY CONTACT THE LIQUIDATING TRUSTEE TO RESOLVE THE DISPUTE. IF YOU DO NOT REACH AN AGREEMENT, YOU MUST FILE A RESPONSE TO THIS OBJECTION AND SEND A COPY OF YOUR RESPONSE TO THE LIQUIDATING TRUSTEE AND ITS COUNSEL BY OCTOBER 2, 2026 (PREVAILING EASTERN TIME). YOUR RESPONSE MUST STATE WHY THE OBJECTION IS NOT VALID. IF YOU DO NOT FILE A RESPONSE BY OCTOBER 2, 2026 (PREVAILING EASTERN TIME), YOUR CLAIM MAY BE MODIFIED, DISALLOWED, EXPUNGED, OR ELIMINATED WITHOUT FURTHER NOTICE OR HEARING.

THE RELIEF SOUGHT HEREIN IS WITHOUT PREJUDICE TO THE LIQUIDATING TRUSTEE'S OR ANY PARTY IN INTEREST'S RIGHTS TO PURSUE FURTHER OBJECTIONS AGAINST THE CLAIMS LISTED ON EXHIBITS A, B, C, D, E AND F.

[1] The last four digits of the Debtor's federal tax identification number are 3213. A complete list of each of the former Debtors whose claims are being administered in this chapter 11 case may be obtained on the website of this Debtor's claims and noticing agent at https://www.veritaglobal.net/ontheborder. The mailing address for the Liquidating Trust established pursuant to the Plan and Confirmation Order (each as defined herein) is c/o META Advisors LLC, 7 Giralda Farms, Suite 340, Madison, New Jersey 07940, Attn: James S. Carr, Kristin S. Elliott and Dana P. Kane, with a copy to: Eversheds Sutherland (US) LLP, 600 Peachtree Street NE, Suite 5200, Atlanta, Georgia 30308, Attn: Todd C. Meyers, Email: toddmeyers@eversheds-sutherland.com, and Nathaniel T. DeLoatch, Email: natedeloatch@eversheds-sutherland.com.

META Advisors LLC, solely in its capacity as the liquidating trustee (the "Liquidating Trustee") of the OTB Holding Liquidating Trust (the "Liquidating Trust") established pursuant to the *Debtors' Amended Joint Chapter 11 Plan as of July 21, 2025* [Docket No. 522] (as amended, supplemented, or modified, the "Plan"),[2] confirmed by the *Findings of Fact, Conclusions of Law, and Order Confirming the Debtors' Amended Joint Chapter 11 Plan as of July 21, 2025* [Docket No. 607] (the "Confirmation Order"), hereby submits this omnibus objection (the "Objection") requesting entry of an order, substantially in the form attached hereto as **Exhibit 1** (the "Proposed Order"), reclassifying, reducing, and/or disallowing and expunging the Claims listed on the attached **Exhibit A** (the "Amended and Superseded Claims"), **Exhibit B** (the "Satisfied Claims"), **Exhibit C** (the "Non-Liability Claims"), **Exhibit D** (the "Reclassified Claims"), **Exhibit E** (the "Late-Filed Claims"), and **Exhibit F** (the "Insufficient Documentation Claims"). In support of the Objection, the Liquidating Trustee respectfully represents as follows:

JURISDICTION AND VENUE

1. The United States Bankruptcy Court for the Northern District of Georgia, Atlanta Division (the "Court") has jurisdiction over these cases and this matter pursuant to 28 U.S.C. §§ 157 and 1334. This is a core proceeding within the meaning of 28 U.S.C. § 157(b). Venue is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409(a).

2. The predicates for the relief requested herein are sections 105 and 502 of 11 U.S.C. §§ 101-1532 (the "Bankruptcy Code"), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), Rule 3007-1 of the Local Rules of the United States Bankruptcy Court for the Northern District of Georgia (the "Local Rules"), the *Second Amended and Restated General Order 26-2019, Procedures for Complex Chapter 11 Cases,* dated February

[2] Terms capitalized but not otherwise defined herein shall have the meaning ascribed in the Plan.

6, 2023, and the *Order Pursuant to 11 U.S.C. § 105(a) and Rule 3007 of the Federal Rules of Bankruptcy Procedure Authorizing the Filing of Omnibus Claims Objections on Certain Additional Grounds* [Docket No. 514] (the "Omnibus Objection Order").

BACKGROUND

3. On March 4, 2025 (the "Petition Date"), the Debtors filed voluntary petitions for relief under chapter 11 of the Bankruptcy Code in the Court (collectively, the "Chapter 11 Cases"). The Debtors are the Post-confirmation Debtors, as set forth in the Plan.

4. Additional information about the Debtors' business and events leading up to the Petition Date can be found in the *Declaration of Jonathan M. Tibus in Support of Chapter 11 Petitions and First Day Pleadings* [Docket No. 18] filed on March 5, 2025 and is incorporated herein by reference.

5. On April 16, 2025, the Court entered its order [Docket No. 259] (the "Bar Date Order") establishing, among other things, May 29, 2025 at 5:00 p.m. (prevailing Eastern Time) as the last day for creditors that are not governmental units, and certain other exceptions that are not applicable here, to file a proof of claim or proof of interest (the "General Bar Date").

6. On May 16, 2025, the Court entered its order approving the sale of substantially all of the Debtors' assets to OTB Hospitality, LLC (the "Buyer") [Docket No. 403] (the "Sale Order"). The Sale Order approved the *Second Amended and Restated Asset Purchase Agreement*, dated May 6, 2025 [*see* Docket No. 350, Ex. A] (the "APA"), which, importantly, provides that, among other things, the Buyer is responsible for certain of the Debtors' liabilities ("Assumed Liabilities"). APA § 2.3.

7. On July 15, 2025, the Court entered the Omnibus Objection Order providing that, among other things, the Liquidating Trustee could, in addition to the grounds provided in Bankruptcy Rule 3007(d), assert numerous additional grounds as a basis for objecting to a Claim.

Omnibus Objection Order ¶ 2. These additional grounds include, but are not limited to, improper classification of a Claim, a Claim seeking recovery for amounts for which the Debtors are not liable and satisfaction of a Claim by a party other than the Debtors. Omnibus Objection Order ¶ 2.b.-d., i.

8. On July 21, 2025, the Debtors filed the Plan. On September 8, 2025, the Court entered the Confirmation Order, which granted, among other things, standing upon the Liquidating Trust to administer Claims, including standing to bring this Objection. *See* Confirmation Order ¶ 21; Plan §§ 7.05, 8.05.

9. The Plan and Confirmation Order provide that the deadline to bring an objection to Claims was January 14, 2026. However, this deadline was extended first to July 13, 2026 [Docket Nos. 689, 700] and then, currently, to November 10, 2026 [Docket Nos. 773, 788]. Accordingly, this Objection is timely.

10. The Liquidating Trustee has reviewed certain of the Claims filed in these Chapter 11 Cases, including supporting documentation filed and/or provided with respect thereto. For the reasons set forth in more detail below, the Liquidating Trustee has determined that the Amended and Superseded Claims, the Satisfied Claims, the Non-Liability Claims, the Reclassified Claims, the Late-Filed Claims, and the Insufficient Documentation Claims filed in these Chapter 11 Cases are objectionable. Thus, the Liquidating Trustee files this Objection in accordance with the applicable provisions of the Plan, Bankruptcy Code, Bankruptcy Rules, Local Rules, and the Omnibus Objection Order.

BASIS FOR RELIEF REQUESTED AND APPLICABLE AUTHORITY

11. Section 502(a) of the Bankruptcy Code provides, in pertinent part, that a "claim or interest, proof of which is filed under section 501 of this title, is deemed allowed, unless a party in interest . . . objects." 11 U.S.C. § 502(a). Once an objection to a claim is filed, the court, after

notice and a hearing, shall determine the allowed amount of the claim. *See* 11 U.S.C. § 502(b). When asserting a proof of claim against a bankrupt estate, a claimant must allege facts that, if true, would support a finding that the debtor is legally liable to the claimant. *In re Allegheny Int'l, Inc.*, 954 F.2d 167, 173 (3d Cir. 1992). Where the claimant alleges sufficient facts to support its claim, its claim is afforded *prima facie* validity. Fed. R. Bankr. P. 3001(f); *In re Allegheny Int'l Inc.*, 954 F.2d at 173.

12. A party wishing to dispute such a claim must produce evidence in sufficient force to negate the claim's *prima facie* validity. *In re Allegheny Int'l Inc.*, 954 F.2d at 173–74. In practice, the objecting party must produce evidence that would refute at least one of the allegations essential to the claim's legal sufficiency. *Id.* Once the objecting party produces such evidence, the burden shifts back to the claimant to prove the validity of his or her claim by a preponderance of the evidence. *Id.*; *see also Dollinger v. BV Retail, LLC (In re S&Q Shack, LLC)*, Nos. 09-67151-MGD, 09-68410-MGD, 2015 Bankr. LEXIS 1166, at *6-7 (Bankr. N.D. Ga. Feb. 13, 2015). Despite this shifting burden, the ultimate burden of persuasion is always on the claimant. *See In re Moss*, No. 94-11959, 1995 WL 17005342, at *1 (Bankr. S.D. Ga. Sept. 28, 1995).

13. The Liquidating Trustee has the duty to object to the allowance of any claim that is improper. *See* 11 U.S.C. §§ 704(a)(5), 1106(a)(1) and 1107(a); *see also Int'l Yacht & Tennis, Inc. v. Wasserman Tennis, Inc. (In re Int'l Yacht & Tennis, Inc.)*, 922 F.2d 659, 661-62 (11th Cir. 1991).

14. Therefore, the Liquidating Trustee objects to the Amended and Superseded Claims, the Satisfied Claims, the Non-Liability Claims, the Reclassified Claims, the Late-Filed Claims, and the Insufficient Documentation Claims and requests that this Court order the modification, reduction, reclassification, and/or disallowance and expungement of the same as set forth below.

A. The Amended and Superseded Claims (Exhibit A): Disallowance and Expungement of the Amended and Superseded Claims Is Appropriate Under Applicable Law.

15. Pursuant to Bankruptcy Rule 3007(d), a debtor may object to claims on an omnibus basis where the claims "have been amended by later proofs of claim." Fed. R. Bankr. P. 3007(d)(2)(C); *see also In re Branded Operations Holdings, Inc.*, No. 22-22608 (JLG), 2025 WL 1156492, at *5 (Bankr. S.D.N.Y. Apr. 17, 2025) (stating that proofs of claims that are amended and superseded by subsequent claims filed by the same creditor are routinely disallowed and expunged).

16. As noted above, a debtor has the duty to object to the allowance of any claim that is improper. 11 U.S.C. §§ 704(a)(5), 1106(a)(1) and 1107(a); *see also Int'l Yacht & Tennis, Inc. v. Wasserman Tennis, Inc. (In re Int'l Yacht & Tennis, Inc.)*, 922 F.2d 659, 661-62 (11th Cir. 1991) (debtor in possession has the same duty as a chapter 11 trustee "to object to the allowance of any claim that is improper"). Disallowance and expungement of the Amended and Superseded Claims is appropriate and necessary to prevent the applicable claimant from receiving recoveries on both the Amended and Superseded Claim and a superseding Claim asserting the same underlying obligation. *See, e.g., In re Handy Andy Home Improvement Ctrs., Inc.,* 222 B.R. 571, 575 (Bankr. N.D. Ill. 1998) ("[I]t is axiomatic that one cannot recover for the same debt twice.").

17. Failure to disallow the Amended and Superseded Claims would result in such claimants receiving unwarranted recoveries for the same underlying alleged liability. Moreover, disallowing the Amended and Superseded Claims would enable the Liquidating Trustee and its advisors to maintain an accurate claims' register in these Chapter 11 Cases. The Liquidating Trustee notes that the respective claimants will not be prejudiced if the Amended and Superseded Claims are disallowed and expunged, because these claimants will retain their respective surviving claims (each, a "Surviving Claim"), also identified on **Exhibit A**.

18. In accordance with the foregoing, the Liquidating Trustee files this Objection to disallow and expunge the Amended and Superseded Claims identified on **Exhibit A**. Based upon a review and investigation of the Amended and Superseded Claims, the Liquidating Trustee has determined that each Amended and Superseded Claim represents a Filed Claim that was amended, and thus is superseded, by a later Filed Claim.

B. The Satisfied Claims (Exhibit B): Disallowance and Expungement or Reduction, as applicable, of the Satisfied Claims Is Appropriate Under Applicable Law and the Omnibus Objection Order.

19. Section 502 of the Bankruptcy Code provides that a claim must be disallowed to the extent that "such claim is unenforceable against the debtor and property of the debtor, under any agreement or applicable law for a reason other than because such claim is contingent or unmatured." 11 U.S.C. § 502(b)(1). A claim that has been paid in full is no longer enforceable and must be disallowed. *In re O'Neil*, 140 B.R. 263, 265 (N.D. Cal. 1992), *aff'd sub nom. O'Neil v. Carey*, 24 F.3d 248 (9th Cir. 1994) ("That a claim has already been paid is a valid ground for objection and disallowance."); *see also Kubota Tractor Corp. v. Nashville Tractor, Inc.,* No. 7:19-CV-189 (WLS), 2021 WL 5413667, at *2 (M.D. Ga. Jan. 22, 2021) ("Double recoveries are impermissible under Georgia Law."). Moreover, a ground for objection exists where a "Claim is satisfied by payment in full or in part . . . from a party that is not a Debtor[.]" Omnibus Objection Order ¶ 2.i.

20. Based upon a review and investigation of the Satisfied Claims, the Liquidating Trustee has determined that the Satisfied Claims were satisfied and, thus, are subject to disallowance and expungement or reduction under applicable law and the Omnibus Objection Order. Therefore, the Liquidating Trustee objects to the Satisfied Claims and requests that this Court disallow and expunge or reduce the Satisfied Claims listed on **Exhibit B**.

C. The Non-Liability Claims (Exhibit C): Reduction or Disallowance and Expungement of the Non-Liability Claims Is Appropriate Under Applicable Law and the APA.

21. As noted above, section 502(b)(1) of the Bankruptcy Code mandates the disallowance of any claim to the extent that the claim is unenforceable against the debtor or the debtor's property under an agreement or applicable law. 11 U.S.C. § 502(b)(1). Moreover, the Omnibus Objection Order expressly permits the Liquidating Trustee to object to a Claim where the "Proof of Claim seeks recovery of amounts for which the Debtors are not liable[.]" Omnibus Objection Order ¶ 2.c.

22. Here, the Non-Liability Claims set forth on **Exhibit C** assert amounts for which the Debtors are not liable under the APA or applicable law. In regard to the APA, certain of the Non-Liability Claims are for amounts that were assumed by, and thus are the responsibility of, the Buyer. Assumed Liabilities under the APA include, but are not limited to:

a. "all Liabilities arising under the Assigned Contracts that become due and payable after Closing and that do not constitute Cure Costs covered under Section 2.3(c);

b. all Liabilities arising from or related to the Purchased Assets from and after the Closing;

c. all Cure Costs payable with respect to the Assigned Contracts, including Cure Costs for the Assigned Contracts that are Leases;

. . .

e. "all Liabilities as of the Closing with respect to trade payables incurred by Sellers in the Ordinary Course of Business and arising from and after the Petition Date;

. . .

i. all property Taxes arising in connection with Continuing Restaurants that are (i) accrued and unpaid as of the Closing Date and (ii) for a Tax period which includes (but does not end on) the Closing Date;

j. all property Taxes that accrue on and after the Petition Date and prior to the Closing Date in connection with an Excluded Restaurant; [and]

k. all rent due and payable on account of any Excluded Restaurant that accrues on and after the Petition Date and prior to the Closing Date[.]"

APA § 2.3(a)-(c), (e), (i)-(k).

23. Importantly, and as noted above, the APA expressly states that "stub rent" is an Assumed Liability, even for rejected restaurant locations. APA § 2.3(k). Thus, this obligation, among others, belongs to the Buyer pursuant to the APA and Sale Order, not the Debtors.

24. Moreover, and to the extent the APA and the Sale Order are inapplicable, the Debtors are not liable for the Non-Liability Claims for at least two reasons. First, the Debtors, as lessees, are not ultimately responsible for the payment of real property taxes — "such obligation ultimately lies with the land owner." *A.J. Robbins & Co. v. Roberts*, 610 S.W.2d 854, 855 (Tex. Civ. App.–Amarillo 1980, writ ref'd n.r.e.) ("The obligation for ad valorem taxes on real estate is by statute imposed on the owner of the realty."); *see also Oklahoma Industries Auth. v. Barnes*, 769 P.2d 115, 117 (Okla. 1988) (real property taxes are the ultimate obligation of the landowner). Finally, certain of the Non-Liability Claims provide that an entity other than the Debtors are the party responsible for payment of the applicable Claim.

25. Therefore, based upon a review and investigation of the Non-Liability Claims, the Liquidating Trustee has determined that the Non-Liability Claims are subject to reduction and/or disallowance and expungement, under the Bankruptcy Code, the Omnibus Objection Order, the APA, or applicable law.

D. <u>The Reclassified Claims (Exhibit D): Reclassification of the Reclassified Claims, as Set Forth on Exhibit D, Is Appropriate Under the Omnibus Objection Order and Applicable Law.</u>

26. The Liquidating Trustee may seek reclassification of a Claim where (a) "the Claim was incorrectly classified, including, but not limited to, as (i) a Claim entitled to improper priority treatment under the Bankruptcy Code. . . [,]" or (b) "the Claim asserts administrative priority under Bankruptcy Code section 503(b)(9) but fails to assert a Claim for goods delivered to the Debtors within twenty (20) days of the Petition Date[.]" Omnibus Objection Order ¶ 2.b., d. Moreover,

"[c]laimants seeking priority status have the burden of proving entitlement to administrative priority." *In re Branded Operations Holdings, Inc.* No. 22-22608, 2025 WL 1156492 at *7 (Bankr. S.D.N.Y. April 17, 2025). Indeed, "[g]iven the presumption in bankruptcy cases that the debtor's assets will be equitably distributed among creditors, the statute granting priority status is narrowly construed . . . ." *In re Sears Holdings Corp.*, No. 18-23538, 2023 WL 3470475, at *2 (Bankr. S.D.N.Y. May 15, 2023).

27. Thus, the Liquidating Trustee objects to the Reclassified Claims and requests that this Court reclassify the Reclassified Claims as set forth on **Exhibit D.**

E. The Late-Filed Claims (Exhibit E): Disallowance and Expungement of the Late-Filed Claims Is Appropriate Under Applicable Law.

28. Pursuant to section 502(b)(9) of the Bankruptcy Code, a claim shall be disallowed "to the extent that . . . [the] proof of such claim is not timely filed," except in certain circumstances that are not applicable here. 11 U.S.C. § 502(b)(9); *see also In re Hooker Inves. Inc.*, 937 F.2d 833, 840 (2d Cir. 1991) (enforcing the bar date and stating, *inter alia*, that "a bar date order does not function merely as a procedural gauntlet but as an integral part of the reorganization process") (internal quotation omitted); *In re Keene Corp.*, 188 B.R. 903, 907 (Bankr. S.D.N.Y. 1995) (stating that the "bar date is akin to a statute of limitations, and must be strictly observed.") (citations omitted). Additionally, pursuant to Bankruptcy Rule 3007(d), a debtor is permitted to file an omnibus objection to more than one claim if the objection is based on enumerated grounds, including to claims that "were not timely filed . . . ." Fed. R. Bankr. P. 3007(d).

29. In accordance with the foregoing, the Liquidating Trustee files this Objection to disallow and expunge the Late-Filed Claims identified on **Exhibit E**. Based upon a review and investigation of the Late-Filed Claims, the Liquidating Trustee has determined that the Late-Filed Claims were not filed on or before the Claims Bar Date. As evidenced by the *Certificate of Service*

[Docket No. 625], all claimants asserting Late-Filed Claims were provided timely notice of the applicable Claims Bar Date in accordance with the procedures outlined therein, and, therefore, had adequate notice of the applicable deadline.

30. Failure to disallow the Late-Filed Claims would result in such claimants receiving unwarranted recoveries to the detriment of creditors who timely filed a Claim. Moreover, disallowing the Late-Filed Claims would enable the Liquidating Trustee and its advisors to maintain an accurate claims' register in these Chapter 11 Cases.

31. For the foregoing reasons, the Liquidating Trustee objects to the Late-Filed Claims and requests that this Court disallow and expunge the Late-Filed Claims in their entirety.

F. The Insufficient Documentation Claims (Exhibit F): Reduction or Disallowance and Expungement of the Insufficient Documentation Claims Is Appropriate Under the Omnibus Objection Order and Applicable Law.

32. The Omnibus Objection Order expressly states that grounds for objection exist when a claimant fails to "provide sufficient documentation to support the validity of his or her Claim." Omnibus Objection Order ¶ 2. Moreover, a claimant's failure to provide documentation in support of its Filed Claim results in a loss of that Claim's *prima facie* validity, *In re Black, Davis and Shue Agency, Inc.*, 460 B.R. 407, 416 (Bankr. M.D. Pa. 2011), and subjects the claim to disallowance if the claimant does not meet its burden of proof.

33. Here, the claimants for the Insufficient Documentation Claims have not met their burden. The Liquidating Trustee's professionals have reviewed and made reasonable efforts to research the Insufficient Documentation Claims, including, as applicable, conducting a review of the Debtors' books and records and the claims database, examining the documentation (if any) attached to the applicable Filed Claim, and generally requesting from the applicable claimant additional information and documentation in support of the asserted Claim. As of the date of this Objection, the Liquidating Trustee has not received sufficient additional information or

documentation from the applicable claimants to substantiate the validity or amount of the Insufficient Documentation Claims.

34. Consequently, the Liquidating Trustee cannot determine the basis or validity of the Insufficient Documentation Claims and, thus, requests the reduction or disallowance and expungement of the Insufficient Documentation Claims as set forth on **Exhibit F**.

SEPARATE CONTESTED MATTERS

35. A response to the Objection constitutes a separate contested matter as contemplated by Bankruptcy Rule 9014. The Liquidating Trustee requests that any response, and any order entered by the Court with respect to such response, shall be deemed a separate order with respect to a Claim that is listed on **Exhibits A, B, C, D, E and F**.

RESERVATION OF RIGHTS

36. The Liquidating Trustee expressly reserves the right to amend, modify or supplement this Objection and to file additional objections to the Amended and Superseded Claims, the Satisfied Claims, the Non-Liability Claims, the Reclassified Claims, the Late-Filed Claims, and the Insufficient Documentation Claims, or any other Claims (filed or not) which may be asserted against the Debtors and/or the Liquidating Trust. Should this Objection be dismissed, the Liquidating Trustee reserves the right to object on other grounds or on any other grounds that the Liquidating Trustee discovers during the pendency of these Chapter 11 Cases.

NOTICE

37. The Liquidating Trustee will provide notice of this Objection to (a) each claimant set forth on **Exhibits A, B, C, D, E and F** and their counsel, where applicable, (b) the Wind-Down Officer and its counsel, and (c) the United States Trustee. The Liquidating Trustee respectfully submits that such notice is sufficient and proper under the circumstances and that no other or further notice is required.

NO PRIOR REQUEST

38. No previous request for the relief sought herein has been made to this Court or any other court.

COMPLIANCE WITH LOCAL RULE 3007-1

39. To the best of the Liquidating Trustee's knowledge and belief, the Objection, including its exhibits, substantially complies with Local Rule 3007-1. To the extent that the Objection does not comply with the requirements of Local Rule 3007-1, the Liquidating Trustee submits that the deviations are not material and respectfully requests that those requirements be waived.

CONCLUSION

WHEREFORE, the Liquidating Trustee respectfully requests that the Court enter the Proposed Order, substantially in the form attached hereto as **Exhibit 1** (a) ordering the modification, reduction, reclassification, and/or disallowance and expungement of the Amended and Superseded Claims, the Satisfied Claims, the Non-Liability Claims, the Reclassified Claims, the Late-Filed Claims and the Insufficient Documentation Claims as set forth on **Exhibits A, B, C, D, E and F** and (b) granting such other relief as the Court deems just, equitable, and proper.

[*Signature on next page*]

Date: September 2, 2026

Respectfully submitted,

EVERSHEDS SUTHERLAND (US) LLP

/s/ Nathaniel T. DeLoatch
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Counsel to the Liquidating Trustee of the OTB Holding Liquidating Trust

EXHIBIT 1

(Proposed Order)

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

In re:	)	Chapter 11
	)	
OTB HOLDING LLC,[1]	)	Case No. 25-52415 (SMS)
	)	
Debtor.	)	
	)	
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ORDER SUSTAINING THE LIQUIDATING TRUSTEE'S NINTH OMNIBUS OBJECTION TO CERTAIN CLAIMS SET FORTH ON EXHIBITS A, B, C, D, E AND F

This matter is before the Court on the *Liquidating Trustee's Ninth Omnibus Objection to Certain Claims Set Forth on Exhibits A, B, C, D, E and F* and related papers [Docket No. [•]] (the "Objection"),[2] filed by the Liquidating Trustee requesting entry of an order reclassifying, reducing and/or disallowing and expunging the claims identified on **Exhibit A** (the "Amended and Superseded Claims"), **Exhibit B** (the "Satisfied Claims"), **Exhibit C** (the "Non-Liability Claims"), **Exhibit D** (the "Reclassified Claims"), **Exhibit E** (the "Late-Filed Claims"), and **Exhibit F** (the "Insufficient Documentation Claims"), attached hereto, all as more fully set forth in the Objection.

The Court having jurisdiction over the Objection pursuant to 28 U.S.C. §§ 1334 and 157(b), the Objection being a core matter pursuant to 28 U.S.C. § 157(b)(2), the Court having found that venue of this proceeding, and the Objection in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court having found that the relief requested in the Objection is in the best

[1] The last four digits of the Debtor's federal tax identification number are 3213. A complete list of each of the former Debtors whose claims are being administered in this chapter 11 case may be obtained on the website of this Debtor's claims and noticing agent at https://www.veritaglobal.net/ontheborder. The mailing address for the Liquidating Trust established pursuant to the Plan and Confirmation Order (each as defined herein) is c/o META Advisors LLC, 7 Giralda Farms, Suite 340, Madison, New Jersey 07940, Attn: James S. Carr, Kristin S. Elliott and Dana P. Kane, with a copy to: Eversheds Sutherland (US) LLP, 600 Peachtree Street NE, Suite 5200, Atlanta, Georgia 30308, Attn: Todd C. Meyers, Email: toddmeyers@eversheds-sutherland.com, and Nathaniel T. DeLoatch, Email: natedeloatch@eversheds-sutherland.com.

[2] Capitalized terms not otherwise defined herein shall have the meaning set forth in the Objection.

interests of the Liquidating Trust, its beneficiaries, the Debtors, the Estates, and all other parties in interest; and the Court being able to enter a final order consistent with Article III of the United States Constitution; and the Liquidating Trustee having filed a notice setting the Objection and any responses thereto for hearing on October 14, 2026; and the Court having found that notice of the opportunity to respond and for hearing was provided pursuant to the procedures in the Fifth Amended and Restated General Order No. 24-2018; and the Court having considered the Objection and all other matters of record, including the lack of response thereto; and based on the foregoing, no further notice or hearing is required and the Court finds that good cause exists to grant the relief requested in the Objection; and the Court having found that the relief requested in the Objection is in the best interests of the Liquidating Trust, its beneficiaries, the Debtors, the Estates, and all other parties in interest; and upon all of the proceedings had before the Court; and after due deliberation thereon; and good and sufficient cause appearing therefor, it is hereby ORDERED that:

1. The Objection is SUSTAINED and GRANTED as set forth herein.

2. The Amended and Superseded Claims, the Satisfied Claims, the Non-Liability Claims, the Reclassified Claims, the Late-Filed Claims, and the Insufficient Documentation Claims are reclassified, reduced, disallowed and/or expunged as set forth on **Exhibits A, B, C, D, E and F**, attached hereto. All rights of the Liquidating Trustee to further object to Claims on any other grounds are reserved.

3. Each claim listed on **Exhibits A, B, C, D, E, and F** attached hereto, and the Objection by the Liquidating Trustee thereto, constitutes a separate contested matter as contemplated by Bankruptcy Rule 9014. This Order shall be deemed a separate Order with respect to each such claim. Any stay of this Order pending appeal by any claimant whose Claim is subject

to this Order shall only apply to the contested matter that involves such claimant's Claim and shall not act to stay the applicability and/or finality of this Order with respect to the other contested matters or Claims listed in the Objection or this Order.

4. The Liquidating Trustee is authorized to take all actions necessary to effectuate the relief granted pursuant to this Order.

5. The Court shall retain jurisdiction with respect to any matters, claims, rights, or disputes arising from or relating to the implementation of this Order.

6. Kurtzman Carson Consultants, LLC d/b/a Verita Global ("Verita") shall, within three (3) days of the entry of this Order, cause a copy of this Order to be served by electronic mail or first-class mail, as applicable, on all parties served with the Objection, and Verita shall file promptly thereafter a certificate of service confirming such service.

[END OF ORDER]

Prepared and Presented by:

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of the OTB Holding Liquidating Trust

EXHIBIT A

(Amended and Superseded Claims)

#	Name of Claimant	Debtor	Disallowed Claim #	Classification and Asserted Amount	Basis of Objection	Surviving Amended Claim #	Classification and Surviving Asserted Amount
1	City of Waco and Waco Independent School District	OTB Acquisition LLC	17	Secured ($68,414.65)	Amended and superseded by later filed proof of claim	651	Secured ($60,745.52)
2	City of Waco and/or Waco Independent School District	OTB Acquisition LLC	651	Secured ($60,745.52)	Amended and superseded by later filed proof of claim	750	Secured ($29,716.03)
3	The County of Denton, Texas	OTB Acquisition LLC	652	Secured ($50,085.38)	Amended and superseded by later filed proof of claim	748	Secured ($51,324.64)
4	The County of Denton, Texas, Collecting Property Taxes for Itself and for The City of Denton, Texas	OTB Acquisition LLC	18	Secured ($136,807.54)	Amended and superseded by later filed proof of claim	652	Secured ($50,085.38)

EXHIBIT B

(Satisfied Claims)

#	Name of Claimant	Debtor	Claim #	Classification and Asserted Amount	Modification	Reduced Claim Amount (If applicable)	Basis of Objection
1	Bowie Central Appraisal District	OTB Acquisition LLC	20	Secured ($4,975.86)	Disallowance and Expungement	Not Applicable	Claimant's counsel indicates that the Claim is satisfied.
2	Brazos County	OTB Acquisition LLC	749	Secured ($1,590.96)	Disallowance and Expungement	Not Applicable	Claimant's counsel indicates that the Claim is satisfied.
3	Burleson ISD	OTB Acquisition LLC	152	Secured ($60,027.00)	Disallowance and Expungement	Not Applicable	Claimant's counsel indicates that the Claim is satisfied.
4	Carrollton-Farmers Branch ISD	OTB Acquisition LLC	32	Secured ($20,921.99)	Disallowance and Expungement	Not Applicable	Claimant's counsel indicates that the Claim is satisfied.
5	City of Garland	OTB Acquisition LLC	28	Secured ($42,914.55)	Disallowance and Expungement	Not Applicable	Claimant's counsel indicates that the Claim is satisfied.
6	City of Waco/ Waco ISD	OTB Acquisition LLC	750	Secured ($29,716.03)	Disallowance and Expungement	Not Applicable	Claimant's counsel indicates that the Claim is satisfied.
7	County of Denton, Texas	OTB Acquisition LLC	748	Secured ($51,324.64)	Disallowance and Expungement	Not Applicable	Claimant's counsel indicates that the Claim is satisfied.
8	County of Denton, Texas	OTB Acquisition LLC	652	Secured ($50,085.38)	Disallowance and Expungement	Not Applicable	Claimant's counsel indicates that the Claim is satisfied.

9	Eagle Mountain-Saginaw Independent School District	OTB Acquisition LLC	199	Secured ($61,050.79)	Reduction	Secured ($1,732.32)	Claimant notes that this claim was paid pursuant to Sale Order ¶ 63, except for a remaining balance due of $1,732.32.
10	Faulkner County Tax Collector	OTB Holding LLC, et al.	98	Priority ($26,317.06)	Disallowance and Expungement	Not Applicable	Claimant's counsel indicates that the Claim is satisfied.
11	Garland ISD	OTB Acquisition LLC	30	Secured ($65,384.81)	Disallowance and Expungement	Not Applicable	Claimant's counsel indicates that the Claim is satisfied.
12	McLennan County	OTB Acquisition LLC	47	Secured ($16,351.38)	Disallowance and Expungement	Not Applicable	Claimant's counsel indicates that the Claim is satisfied.
13	Nueces County	OTB Acquisition LLC	43	Secured ($14,502.52)	Disallowance and Expungement	Not Applicable	Claimant's counsel indicates that the Claim is satisfied.
14	OKLAHOMA COUNTY TREASURER	OTB Holding LLC	184	Secured ($13,727.32)	Disallowance and Expungement	Not Applicable	Claimant indicates that the Claim is satisfied.
15	OKLAHOMA COUNTY TREASURER	OTB Holding LLC	184	Priority ($24,861.24)	Reduction	Priority ($10,315.57)	Claimant indicates that the Claim has been satisfied and has agreed to the treatment reflected in the Reduced Claim Amount column.
16	Rockwall Central Appraisal District	OTB Acquisition LLC	745	Secured ($29,444.75)	Disallowance and Expungement	Not Applicable	Claimant's counsel indicates that the Claim is satisfied.

EXHIBIT C

(Non-Liability Claims)

#	Name of Claimant	Debtor	Claim #	Classification and Asserted Amount	Modification	Reduced Claim Amount (If applicable)	Basis of Objection / Reason for Modification
1	Beltline/Airport Freeway, Ltd.	OTB Acquisition LLC	690	Admin Priority ($2,858.25)	Disallowance	Not Applicable	The Proof of Claim seeks recovery of amounts for which the Debtors are not liable pursuant to section 2.3(k) of the APA.
2	Cintas Corporation No. 2	OTB Holding LLC	686	Admin Priority ($61,991.24)	Disallowance	Not Applicable	The Proof of Claim seeks recovery of amounts for which the Debtors are not liable pursuant to section 2.3(e) of the APA.
3	FULTON COUNTY TAX COMMISSIONERS OFFICE	OTB Acquisition LLC	715	Secured ($48,049.11)	Reduction	Secured ($4,298.12)	Claimed taxes in the amount of $43,750.99 (Invoice #1) list as "Owner" entity that is not a Debtor entity. Thus, the Debtors are not liable for this tax obligation.
4	Pulaski County Treasurer	OTB Holding LLC	353	Priority ($18,652.85)	Disallowance & Reduction	Priority ($2,716.25)	The Proof of Claim seeks recovery of $15,936.60 relating to Store #161 for taxes relating to an Assumed Location. Thus, the Debtors are not liable pursuant to section 2.3(a) through (c) of the APA.

5	Warwick Bald Hill Road, LLC	OTB Acquisition LLC	736	Admin Priority ($10,764.14)	Disallowance	Not Applicable	The Proof of Claim seeks recovery of amounts for which the Debtors are not liable pursuant to section 2.3(k) of the APA.

EXHIBIT D

(Reclassified Claims)

#	Name of Claimant	Debtor	Claim #	Classification and Asserted Amount	Modification	Reclassified Claim Amount & Classification	Basis of Objection / Reason for Modification
1	Ferguson-Veresh, Inc	OTB Holding LLC	756	Admin Priority ($1,244.25)	Reclassification	General Unsecured ($1,244.25)	The Claim is for prepetition services and thus is not entitled to administrative priority.

EXHIBIT E

(Late-Filed Claims)

#	Name of Claimant	Debtor	Claim #	Classification and Asserted Amount	Modification Classification	Reduced Claim Amount & Classification	Applicable Bar Date	Date of Filing	Basis of Objection / Reason for Modification
1	Artex Electric/Service First Pro	OTB Holding LLC	753	General Unsecured ($876.17)	Disallowance and Expungement	Not Applicable	5/29/2025	1/20/2026	The Claim is late filed and thus subject to disallowance pursuant to the Bankruptcy Code and the Omnibus Objection Order.
2	The Culinary Edge, LLC	OTB Acquisition LLC	757	General Unsecured ($88,722.29)	Disallowance and Expungement	Not Applicable	5/29/2025	3/26/2026	The Claim is late filed and thus subject to disallowance pursuant to the Bankruptcy Code and the Omnibus Objection Order.
3	Top Tech Mechanical Services Inc.	OTB Holding LLC	755	General Unsecured ($1,966.98)	Disallowance and Expungement	Not Applicable	5/29/2025	2/11/2026	The Claim is late filed and thus subject to disallowance pursuant to the Bankruptcy Code and the Omnibus Objection Order.

EXHIBIT F

(Insufficient Documentation Claims)

#	Name of Claimant	Debtor	Claim #	Classification and Asserted Amount	Modification	Reduced Claim Amount & Classification	Basis of Objection / Reason for Modification
1	HAIDAR ESTATES LLC	OTB Acquisition LLC	444	General Unsecured ($35,677.87)	Reduction	General Unsecured ($18,474.08)	Insufficient documentation provided to support part of claim - Claimant failed to provide requested documentation in support of the asserted claim. Claim reduced to the scheduled amount of $18,474.08.
2	New York State Department of Labor	OTB Acquisition LLC	101	Priority ($0.00)	Disallowance	Not Applicable	Insufficient documentation provided to support total claim - Claimant failed to provide requested documentation in support of the asserted claim.