

STATE OF MINNESOTA  
COUNTY OF HENNEPIN

DISTRICT COURT  
FOURTH JUDICIAL DISTRICT  
Case Type: Other/Civil

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In re:

Assignment for the Benefit of Creditors of  
Young America, LLC

Court File No. 27-CV-20-11191  
Hon. Joseph R. Klein

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**ORDER GRANTING YA ABC, LLC'S MOTION  
REGARDING PROCEDURAL ISSUES**

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This matter came before the Court on the motion (the "Motion") of YA ABC, LLC, the assignee in the above captioned matter (the "Assignee"). Based on all of the files and records and proceedings herein,

IT IS ORDERED:

**1. Claims Procedure.**

- a. Creditors shall submit their claims to the Assignee using the proof of claim form B410, available at <https://www.uscourts.gov/forms/bankruptcy-forms>. The Assignee shall also provide a copy of this form along with its notice to creditors to file proofs of claim. Proofs of claim shall be submitted no later than ninety (90) days after the Assignee sends written notice of the claims process to its creditors. The Assignee will plainly indicate the exact date of the claim-filing deadline on such notice. Proofs of claim shall be delivered to Assignee at:

YA ABC, LLC  
10 S. LaSalle Street, Suite 3300  
Chicago, IL 60603

- b. At any time after expiration of the claim-filing period, and upon thirty (30) days' written notice to the claimant, the Assignee may file a motion objection to a claim and stating the grounds for the objection.

- c. At least twenty-one (21) days prior to a proposed distribution to creditors, the Assignee shall file with the Court and serve upon all persons on the master service list, a notice setting out the assets collected and the claims to be paid. Within 21 days after the notice is served, any party in interest may file an objection to a claim or the proposed distribution, stating the grounds for the objection.
  - d. If there is no objection within twenty-one (21) days after the notice of motion is served, the Court may enter an order authorizing the Assignee to make the distributions described in the distribution schedule without the necessity of a hearing.
- 2. Bond.**
- a. The Assignee shall, within ten (10) business days, execute and file a bond in the amount of \$10,000.00.
  - b. The Court may, as deemed necessary, increase or decrease the amount of the Assignee's bond and said Assignee shall file a revised bond as directed by the Court.
- 3. Compensation.**
- a. The Assignee, for its compensation in this proceeding and in *In re: Assignment for the Benefit of Creditors of Young America, LLC*, Minn. Dist. No. 27-CV-20-11190, shall be paid a fee of \$60,000.00.
  - b. In addition, the Assignee may request Court approval, pursuant to Minn. R. Gen. Prac. 137.09, of its out-of-pocket expenses, and the fees and costs of its professionals, counsel, accountants, and other professionals, including attorneys'

fees, accountants' fees, consultant fees, brokerage commissions, and independent contractor charges, that may be employed by the Assignee during this proceeding.

**4. Abandonment of Property**

- a. The Assignee is authorized to abandon its leasehold interest in the Leased Property and any Office Property located at the Leased Property.

**5. Statutory Stay**

- a. The stay applicable pursuant to Minn. Stat. § 576.42 is extended by an additional ninety (90) days, retroactive to October 3, 2020, and shall remain in effect through January 1, 2021.
- b. The assignee, or any other party in interest, may file a motion before January 1, 2021 for an additional extension of the stay.

BY THE COURT:

Dated: \_\_\_\_\_

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The Honorable Joseph R. Klein  
Judge of Hennepin County District Court