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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

NYGARD HOLDINGS (USA) LIMITED, et al.,¹

Debtors in a Foreign Proceeding.

Chapter 15

Case No. 20-10828 (____)

Joint Administration Requested

**NOTICE OF COMMENCEMENT OF CHAPTER 15 CASES AND JOINT
ADMINISTRATION**

PLEASE TAKE NOTICE that on March 18, 2020, Richter Advisory Group Inc. (“Richter”), acting solely in its capacity as court-appointed receiver (and not in its personal or corporate capacity) (the “Receiver”) and authorized foreign representative (the “Foreign Representative”) commenced the above-captioned cases by filing the *Chapter 15 Petition for Recognition of a Foreign Proceeding* and the *Verified Petition Under Chapter 15 for Recognition of a Foreign Main Proceeding and Related Relief* (together, the “Petition”) under chapter 15 of

¹ The Debtors in these Chapter 15 cases, along with the last four digits of each Debtor’s U.S. Federal Employer Identification Number (“FEIN”) or Canada Revenue Agency Business Registration Number (“CRA”), are: Nygard Holdings (USA) Limited (FEIN 3048), Nygard Inc. (FEIN 0509), Nygard NY Retail, LLC (FEIN 1672), Fashion Ventures, Inc. (FEIN 0956), Nygard International Partnership (FEIN 1535), Nygard Properties Ltd. (CRA 0003), Nygard Enterprises Ltd. (FEIN 7127), 4093887 Canada Ltd. (FEIN 1534), 4093879 Canada Ltd. (FEIN 1533).

title 11 of the United States Code (as amended, the “Bankruptcy Code”), in the United States Bankruptcy Court for the Southern District of New York, on behalf of:

- (a) Nygard Holdings (USA) Limited (“Holdings”);
Nygard Inc. (“Inc.”);
Nygard NY Retail, LLC (“NY Retail”); and
Fashion Ventures, Inc. (“Fashion”) (collectively, the “U.S. Debtors”); and
- (b) Nygard International Partnership (“International”);
Nygard Properties Ltd. (“Properties”);
Nygard Enterprises Ltd. (“Enterprises”);
4093887 Canada Ltd. (“4093887”); and
4093879 Canada Ltd. (“4093879”) (collectively, the “Canadian Debtors,”

and together with the U.S. Debtors, the “Debtors”).

Each of the Debtors was placed in a receivership on March 18, 2020 by order (the “Receivership Order”) of the Court of Queen’s Bench Manitoba, Court File No. CI 20-01-26627 (the “Canadian Proceeding”).

PLEASE TAKE FURTHER NOTICE that the Foreign Representative has filed a motion (the “Joint Administration Motion”) for entry of an order directing the joint administration of these cases for procedural purposes only [Dkt 6]. The requested lead case (the “Lead Case”) is *In re Nygard Holdings (USA) Limited*, Case No. 20-10828.

PLEASE TAKE FURTHER NOTICE that the Foreign Representative has filed a motion in the Lead Case (the “Scheduling and Notice Motion”) requesting that the Court schedule a hearing on the relief sought in the Petition at the earliest possible time and specify the form and manner of service of notice in these chapter 15 cases [Dkt 5].

PLEASE TAKE FURTHER NOTICE that the Foreign Representative has filed a motion in the Lead Case (the “Provisional Relief Motion,” and with the Joint Administration Motion and the Scheduling and Notice Motion, the “Motions”) seeking to enforce the Receivership Order and

apply sections 362 and 365(e) of the Bankruptcy Code on a provisional basis with respect to the Debtors and their property located in the territorial jurisdiction of the United States, pending the Court's recognition of the Canadian Proceeding [Dkt 3].

PLEASE TAKE FURTHER NOTICE that the Foreign Representative requests shortening the notice periods for hearing the Motions, and scheduling the hearing of the Motions on **March 19, 2020 at 10:00 a.m. (ET)** in Room [●] of the United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, New York 10004.

PLEASE TAKE FURTHER NOTICE that copies of the Petition and all documents filed in these chapter 15 cases are available to parties in interest on the Court's Electronic Case Filing System, which can be accessed from (i) the Court's website at <http://www.nysb.uscourts.gov> (a PACER login and password are required to retrieve a document), (ii) at the website maintained by the Receiver in respect of the Receivership: <https://www.richter.ca/insolvencycase/nygard-group>; or (iii) upon written request to the Foreign Representative's undersigned counsel (including by facsimile or e-mail) at the addresses listed below.

Dated: March 18, 2020
New York, New York

Respectfully submitted,

/s/ Steven J. Reisman

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