

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF DELAWARE

In re Blitz U.S.A., Inc. et al.  
Debtor

Case No. 11-13603 (PJW)  
Reporting Period: May 1 - May 31, 2013

MONTHLY OPERATING REPORT

File with Court and submit copy to United States Trustee within 20 days after end of month.

Submit copy of report to any official committee appointed in the case.

| REQUIRED DOCUMENTS   | Form No. | Document Attached | Explanation Attached | Affidavit/Supplement Attached |
|--|----------|-------------------|----------------------|-------------------------------|
| Schedule of Cash Receipts and Disbursements                      | MOR-1    | X                 |                      |                               |
| Bank Reconciliation (or copies of debtor's bank reconciliations) | MOR-1a   |                   | X                    |                               |
| Schedule of Professional Fees Paid                               | MOR-1b   | X                 |                      |                               |
| Copies of bank statements  |          |                   |                      |                               |
| Cash disbursements journals                                      |          |                   |                      |                               |
| Statement of Operations  | MOR-2    | X                 |                      |                               |
| Balance Sheet  | MOR-3    | X                 |                      |                               |
| Status of Postpetition Taxes                                     | MOR-4    |                   | X                    |                               |
| Copies of IRS Form 6123 or payment receipt                       |          |                   |                      |                               |
| Copies of tax returns filed during reporting period              |          |                   |                      |                               |
| Summary of Unpaid Postpetition Debts                             | MOR-4    | X                 |                      |                               |
| Listing of aged accounts payable                                 | MOR-4    |                   | X                    |                               |
| Accounts Receivable Reconciliation and Aging                     | MOR-5    | X                 |                      |                               |
| Debtor Questionnaire   | MOR-5    | X                 |                      |                               |

I declare under penalty of perjury (28 U.S.C. Section 1746) that this report and the attached documents are true and correct to the best of my knowledge and belief.

\_\_\_\_\_  
Signature of Debtor

\_\_\_\_\_  
Date

*Rocky Flick*

*6/17/13*

\_\_\_\_\_  
Signature of Authorized Individual\* *by Alex Verka*

\_\_\_\_\_  
Date

Rocky Flick  
\_\_\_\_\_  
Printed Name of Authorized Individual

Director  
\_\_\_\_\_  
Title of Authorized Individual

\*Authorized individual must be an officer, director or shareholder if debtor is a corporation; a partner if debtor is a partnership; a manager or member if debtor is a limited liability company.



In re **Blitz U.S.A., Inc. et al.**  
**Debtor**

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Notes to the Monthly Operating Report

General:

The following is the list of debtors that filed on November 9, 2011 and are included in the accompanying schedules (the "Debtors")

| <u>Name</u>                      | <u>Case No.</u> |
|----------------------------------|-----------------|
| Blitz Acquisition Holdings, Inc. | 11-13602        |
| Blitz U.S.A., Inc.               | 11-13603        |
| MiamiOK LLC*                     | 11-13604        |
| LAM 2011 Holdings, LLC           | 11-13605        |
| Blitz Acquisition, LLC           | 11-13606        |
| Blitz RE Holdings, LLC           | 11-13607        |

\*The assets of F3 Brands LLC were sold in April 2012 and the estate was renamed MiamiOK LLC

Notes to MOR 1-a

Period beginning and ending cash balances may not necessarily match those reported in bank statements due to outstanding checks and deposits in transit (float)

Cash disbursement journals for individual bank accounts will be provided upon request

The Debtors have numerous bank statements and bank reconciliations, which will be provided upon request

Notes to MOR-4

The Company is current on all post-petition taxes

The Company will provide a complete account of accounts payable aging by vendor upon request

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MOR 1 - Schedule of Cash Receipts and Disbursements

|                            | <u>May-13</u>       |             |                      | <u>Cumulative*</u>   |                     |                      |
|----------------------------|---------------------|-------------|----------------------|----------------------|---------------------|----------------------|
|                            | <u>Blitz</u>        | <u>F3</u>   | <u>Consolidated*</u> | <u>Blitz</u>         | <u>F3</u>           | <u>Consolidated*</u> |
| <b>Cash Receipts</b>       |                     |             |                      |                      |                     |                      |
| Collections                | -                   | -           | -                    | 60,920,239           | 2,517,443           | 63,437,682           |
| <b>Total Cash Receipts</b> | <b>\$ -</b>         | <b>\$ -</b> | <b>\$ -</b>          | <b>\$ 60,920,239</b> | <b>\$ 2,517,443</b> | <b>\$ 63,437,682</b> |
| <b>Disbursements</b>       |                     |             |                      |                      |                     |                      |
| Payroll & Taxes            | 3,789               | -           | 3,789                | 4,958,736            | 1,672,581           | 6,631,317            |
| Benefits                   | 2,695               | -           | 2,695                | 2,443,204            | 348,008             | 2,791,212            |
| Raw Material               | -                   | -           | -                    | 6,637,939            | 3,443,044           | 10,080,983           |
| All Other                  | 8,818               | -           | 8,818                | 7,410,056            | 1,831,844           | 9,241,901            |
| Note Payments              | -                   | -           | -                    | 25,443,762           | -                   | 25,443,762           |
| Professional Fees          | 616,734             | -           | 616,734              | 10,191,111           | 25,000              | 10,216,111           |
| Capital Purchases          | -                   | -           | -                    | 373,328              | 30,284              | 403,612              |
| <b>Total Disbursements</b> | <b>\$ 632,036</b>   | <b>\$ -</b> | <b>\$ 632,036</b>    | <b>\$ 57,458,135</b> | <b>\$ 7,350,762</b> | <b>\$ 64,808,897</b> |
| Transfers In/(Out) **      | -                   | -           | -                    | (4,074,562)          | 4,852,864           | 778,302              |
| Change in Cash             | <b>\$ (632,036)</b> | <b>\$ -</b> | <b>\$ (632,036)</b>  | <b>\$ (612,459)</b>  | <b>\$ 19,545</b>    | <b>\$ (592,913)</b>  |

\* There were no receipts or disbursement of Blitz RE Holdings, LLC; Blitz Acquisition, LLC; Blitz Acquisition Holdings, Inc.; and LAM 2011 Holdings, LLC.

\*\* Cumulative Transfers includes healthcare escrow in the amount of \$778,302 received in March 2013 initially established from the sale proceeds of Blitz USA

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**SCHEDULE OF PROFESSIONAL FEES AND EXPENSES PAID**

This schedule is to include all retained professional payments from case inception to current month.

| Payee   | Period Covered    | Asked      | Payor     | Check / Wire |           | Amount Paid |          | Petition-To-Date |            |
|---|-------------------|------------|-----------|--------------|-----------|-------------|----------|------------------|------------|
|   |                   |            |           | Number       | Date      | Fees        | Expenses | Fees             | Expenses   |
| Capstone Financial Group, Inc <sup>(1)</sup>            |                   |            |           |              |           |             |          | 0.00             | 744.62     |
| Frantz Ward LLP   |                   |            |           |              |           |             |          | 71,394.50        | 21,783.09  |
| FTI Consulting <sup>(2)</sup>                           | Nov '12 - Jan '13 | 45,000.00  | Blitz USA | 0000093746   | 5/16/2013 | 45,000.00   | 0.00     | 1,010,000.00     | 8,573.61   |
| Kurtzman Carson Consultants LLC <sup>(3)</sup>          | March '13         | 19,575.40  | Blitz USA | 0000093743   | 5/8/2013  | 11,688.40   | 7,887.00 |                  |            |
|   | April '13         | 11,546.73  | Blitz USA | 0000093755   | 5/17/2013 | 7,718.40    | 3,828.33 | 234,942.40       | 190,979.76 |
| Lowenstein Sandler, PC <sup>(2)</sup>                   | Jan '13           | 14,558.71  | Blitz USA | 560349       | 5/28/2013 | 11,375.60   | 339.21   |                  |            |
|   | Feb '13           | 95,234.32  | Blitz USA | 560350       | 5/28/2013 | 73,620.00   | 3,209.32 | 1,214,308.91     | 28,788.51  |
| Richards Layton & Finger <sup>(2)</sup>                 | Nov '12 - Jan '13 | 156,655.20 | Blitz USA | 0000093747   | 5/16/2013 | 156,655.20  | 0.00     |                  |            |
|   | March '13         | 139,204.41 | Blitz USA | 560327       | 5/16/2013 | 104,495.60  | 8,584.91 | 3,677,749.16     | 163,081.09 |
| SSG Capital Advisors, LLC <sup>(2)</sup>                |                   |            |           |              |           |             |          | 30,000.00        | 30,000.00  |
| Womble, Carlyle, Sandridge And Rice, LLP <sup>(2)</sup> | Feb '13           | 52,566.41  | Blitz USA | 560326       | 5/16/2013 | 40,991.20   | 1,327.41 |                  |            |
|   | Nov '12 - Jan '13 | 69,060.50  | Blitz USA | 0000093748   | 5/16/2013 | 69,060.50   | 0.00     | 725,623.15       | 9,942.31   |
| Zolfo Cooper, LLC <sup>(2)</sup>                        | March '13         | 51,521.00  | Blitz USA | 560313       | 5/8/2013  | 41,216.80   | 538.02   |                  |            |
|   | Nov '12 - Jan '13 | 28,222.20  | Blitz USA | 0000093749   | 5/16/2013 | 28,222.20   | 0.00     | 1,878,829.26     | 34,510.82  |

*Note:*

- (1) Capstone was paid \$422,586.27 in fees from gross proceeds from the sale of F3 Brands in April 2012.
- (2) In the months of October and November 2012, \$1.9MM was disbursed to professionals (Richards Layton & Finger, FTI Consulting; Lowenstein Sandler, Womble Carlyle Sandridge and Rice, SSG Capital, and Zolfo Cooper) from an escrow account established in connection with the sale of Blitz USA.
- (3) Petition-To-Date includes \$16,794.80 paid out of the retainer account.

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**MOR 2 - STATEMENT OF OPERATIONS**  
(Income Statement)

The Statement of Operations is to be prepared on an accrual basis. The accrual basis of accounting recognizes revenue when it is realized and expenses when they are incurred, regardless of when cash is actually received or paid.

| REVENUES  | May-13       |      |             |              | Cumulative      |               |             |                 |
|---|--------------|------|-------------|--------------|-----------------|---------------|-------------|-----------------|
|   | Blitz        | F3   | RE Holdings | Consolidated | Blitz           | F3            | RE Holdings | Consolidated    |
| Gross Revenues                                      | \$ -         | \$ - | \$ -        | \$ -         | \$ 40,478,860   | \$ 11,058,885 | \$ -        | \$ 51,537,745   |
| Less: Returns and Allowances                        | -            | -    | -           | 0            | (2,993,546)     | (1,014,083)   | -           | (4,007,629)     |
| Net Revenue   | \$ -         | \$ - | \$ -        | \$ -         | \$ 37,485,314   | \$ 10,044,802 | \$ -        | \$ 47,530,116   |
| <b>COST OF GOODS SOLD</b>                           |              |      |             |              |                 |               |             |                 |
| Beginning Inventory                                 |              |      |             |              |                 |               |             |                 |
| Add: Purchases                                      |              |      |             |              |                 |               |             |                 |
| Add: Cost of Labor                                  |              |      |             |              |                 |               |             |                 |
| Add: Other Costs (attach schedule)                  |              |      |             |              |                 |               |             |                 |
| Less: Ending Inventory                              |              |      |             |              |                 |               |             |                 |
| Cost of Goods Sold                                  | 520          | -    | -           | 520          | 17,950,988      | 7,986,612     | 104,430     | 26,042,030      |
| Gross Profit  | (520)        | -    | -           | (520)        | 19,534,326      | 2,058,190     | (104,430)   | 21,488,086      |
| <b>OPERATING EXPENSES</b>                           |              |      |             |              |                 |               |             |                 |
| Administrative Labor                                | 2,789        | -    | -           | 2,789        | 1,681,747       | 599,192       | -           | 2,280,939       |
| Vacation  | -            | -    | -           | -            | 110,388         | 36,559        | -           | 146,947         |
| Payroll Taxes                                       | 1,000        | -    | -           | 1,000        | 241,104         | 62,947        | 3,097       | 307,148         |
| 401 K Retirement Plan                               | -            | -    | -           | -            | 134,387         | 49,153        | -           | 183,540         |
| Bonus Incentive                                     | -            | -    | -           | -            | 1,364,529       | 128,255       | -           | 1,492,784       |
| Life Insurance                                      | -            | -    | -           | -            | 5,705           | -             | -           | 5,705           |
| Office Supplies                                     | 16           | -    | -           | 16           | 16,264          | 7,229         | -           | 23,493          |
| Postage   | 57           | -    | -           | 57           | 7,931           | 3,518         | -           | 11,449          |
| Admin Freight Services                              | -            | -    | -           | -            | 1,731           | 384           | -           | 2,115           |
| Data Processing                                     | 5,355        | -    | -           | 5,355        | 172,950         | 53,738        | -           | 226,688         |
| Edi   | -            | -    | -           | -            | 10,980          | 2,020         | -           | 13,000          |
| Employee Incentives                                 | -            | -    | -           | -            | 2,711           | 2,703         | -           | 5,414           |
| Wellness Program Expense                            | -            | -    | -           | -            | 535             | 1,075         | -           | 1,610           |
| Training  | -            | -    | -           | -            | 47,218          | 4,571         | -           | 51,789          |
| Donations   | -            | -    | -           | -            | 110,236         | -             | -           | 110,236         |
| Telephone   | 705          | -    | -           | 705          | 141,976         | 11,064        | -           | 153,040         |
| Rent  | -            | -    | -           | -            | 25,000          | -             | -           | 25,000          |
| Consulting Services                                 | 525          | -    | -           | 525          | 84,082          | 35,218        | -           | 119,300         |
| Legal Services                                      | -            | -    | -           | -            | 105,437         | 5,075         | -           | 110,512         |
| Accounting Services                                 | 447          | -    | -           | 447          | 122,430         | -             | -           | 122,430         |
| Research & Development                              | -            | -    | -           | -            | 82,450          | 48,957        | -           | 131,407         |
| Certification Testing                               | -            | -    | -           | -            | 28,377          | 7,312         | -           | 35,689          |
| Taxes Other Than Payroll                            | -            | -    | -           | -            | 86,565          | 31,310        | 23,649      | 141,524         |
| Depreciation-Office Equipment                       | -            | -    | -           | -            | 310,295         | 7,431         | -           | 317,726         |
| Industrial Insurance                                | -            | -    | -           | -            | 2,423,031       | 55,739        | -           | 2,478,770       |
| Prod Liability Self-Retention Exp                   | -            | -    | -           | -            | 1,389           | -             | -           | 1,389           |
| Workers Comp Insurance                              | -            | -    | -           | -            | (7,738)         | 1,673         | -           | (6,065)         |
| Dues & Subscriptions                                | -            | -    | -           | -            | 163,095         | 7,051         | -           | 170,146         |
| Bad Debts   | -            | -    | -           | -            | 1,720,721       | 3,097         | -           | 1,723,818       |
| Group Insurance                                     | 2,695        | -    | -           | 2,695        | 420,306         | 118,383       | -           | 538,689         |
| Travel  | 24           | -    | -           | 24           | 94,932          | 52,165        | -           | 147,097         |
| Meals & Entertainment                               | -            | -    | -           | -            | 16,735          | 9,432         | -           | 26,167          |
| Amort. Of Goodwill & Non Comp                       | -            | -    | -           | -            | 2,575,705       | -             | 12,693      | 2,588,398       |
| Coop Advertising                                    | -            | -    | -           | -            | 800,828         | 397,837       | -           | 1,198,665       |
| Print/Advertising                                   | -            | -    | -           | -            | 5,074           | 53,723        | -           | 58,797          |
| National Trade Show Expense                         | -            | -    | -           | -            | -               | 17,025        | -           | 17,025          |
| Sales Commissions                                   | -            | -    | -           | -            | 236,257         | 122,404       | -           | 358,661         |
| Royalties   | -            | -    | -           | -            | 7,718           | 47,368        | -           | 55,086          |
| GST Tax   | -            | -    | -           | -            | -               | 1,383         | -           | 1,383           |
| <b>OTHER INCOME AND EXPENSES</b>                    |              |      |             |              |                 |               |             |                 |
| Rent Income   | -            | -    | -           | -            | -               | -             | (312,038)   | (312,038)       |
| Interest Expense                                    | 1,168        | -    | -           | 1,168        | 965,732         | 10,050        | 32,512      | 1,008,294       |
| Other Expense (attach schedule)                     | -            | -    | -           | -            | 124,988         | -             | -           | 124,988         |
| Net Profit (Loss) Before Reorganization Items       | (15,301)     | -    | -           | (15,301)     | 5,090,525       | 63,149        | 135,657     | 5,289,331       |
| <b>REORGANIZATION ITEMS</b>                         |              |      |             |              |                 |               |             |                 |
| Professional Fees                                   | -            | -    | -           | -            | -               | -             | -           | -               |
| U. S. Trustee Quarterly Fees                        | -            | -    | -           | -            | -               | 9,425         | -           | 9,425           |
| Interest Earned on Accumulated Cash from Chapter 11 | -            | -    | -           | -            | -               | -             | -           | -               |
| Gain (Loss) from Sale of Equipment                  | -            | -    | -           | -            | 19,058,974      | 17,487        | -           | 19,076,461      |
| Restructuring Fees - Debtor                         | 616,734      | -    | -           | 616,734      | 15,058,572      | -             | -           | 15,058,572      |
| Total Reorganization Expenses                       | 616,734      | -    | -           | 616,734      | 34,117,546      | 26,912        | -           | 34,144,458      |
| Income Taxes  | -            | -    | -           | -            | 18,500          | -             | -           | 18,500          |
| Net Profit (Loss)                                   | \$ (632,035) | \$ - | \$ -        | \$ (632,035) | \$ (29,045,521) | \$ 36,237     | \$ 135,657  | \$ (28,873,627) |

\*Cumulative amount includes figures for the period of November 1 - November 30, 2011

In re Blitz U.S.A., Inc. *et al.*  
DebtorCase No. 11-13603 (PJW)  
As of May 31, 2013**MOR 3 - BALANCE SHEET**  
For the Month Ending May 31, 2013

|  | Blitz               | RE Holdings        | Consolidated        |
|--|---------------------|--------------------|---------------------|
| <b>Assets:</b>                                 |                     |                    |                     |
| Current Assets:                                |                     |                    |                     |
| Cash   | 366,335             | -                  | 366,335             |
| Accounts Receivable                            | -                   | -                  | -                   |
| Due From Parent                                | 201,229             | -                  | 201,229             |
| Due From Blitz / F3                            | -                   | -                  | -                   |
| Investment In Sub                              | -                   | -                  | -                   |
| Inventory:                                     |                     |                    |                     |
| Raw Material                                   | -                   | -                  | -                   |
| Finished Goods                                 | -                   | -                  | -                   |
| Reserve For Obsolete Inv.                      | -                   | -                  | -                   |
| Total Inventory                                | -                   | -                  | -                   |
| Prepaid Expenses                               | 451                 | -                  | 451                 |
| <b>Total Current Assets</b>                    | <b>568,015</b>      | <b>-</b>           | <b>568,015</b>      |
| Fixed Assets                                   | -                   | -                  | -                   |
| P/P Equipment                                  | -                   | -                  | -                   |
| Less Res. For Depreciation                     | -                   | -                  | -                   |
| Land   | -                   | -                  | -                   |
| Buildings                                      | -                   | -                  | -                   |
| <b>Net Fixed Assets</b>                        | <b>-</b>            | <b>-</b>           | <b>-</b>            |
| Deferred Financing Fees                        | -                   | -                  | -                   |
| Goodwill                                       | -                   | -                  | -                   |
| Accumulated Amortization                       | -                   | -                  | -                   |
| <b>Total Assets</b>                            | <b>568,015</b>      | <b>-</b>           | <b>568,015</b>      |
| <b>Liabilities:</b>                            |                     |                    |                     |
| Pre-Petition Liabilities                       |                     |                    |                     |
| Accounts Payable - Pre-Petition <sup>(1)</sup> | 4,358,225           | -                  | 4,358,225           |
| Current Portion Of Lt Debt                     | -                   | -                  | -                   |
| Working Capital N/P                            | -                   | -                  | -                   |
| Advancing Term Loan - A                        | -                   | -                  | -                   |
| Advancing Term Loan - B                        | -                   | -                  | -                   |
| Np-Blitz Acq Llc (Rph)                         | 2,529,188           | -                  | 2,529,188           |
| Np-Blitz Acq Llc (Lam)                         | 1,500,000           | -                  | 1,500,000           |
| Term Loan - Long Term                          | -                   | -                  | -                   |
| Due To RE Holdings - Pre Petition              | 264,444             | -                  | 264,444             |
| Due To Parent - Pre-Petition                   | 25,419,666          | 2,561,761          | 27,981,427          |
| <b>Total Pre-Petition Liabilities</b>          | <b>34,071,523</b>   | <b>2,561,761</b>   | <b>36,633,284</b>   |
| Post-Petition Liabilities                      |                     |                    |                     |
| Due to Blitz / F3                              | -                   | 370,971            | 370,971             |
| Accounts Payable - Post-Petition               | -                   | -                  | -                   |
| Accrued Purchases                              | 30                  | -                  | 30                  |
| Accrued Liabilities                            | 4,875,279           | 23,668             | 4,898,947           |
| Accrued Restructuring Costs                    | 1,163,255           | -                  | 1,163,255           |
| Due to RE Holdings - Post Petition             | (635,415)           | -                  | (635,415)           |
| Due to Parent - Post Petition                  | -                   | -                  | -                   |
| <b>Total Post-Petition Liabilities</b>         | <b>5,403,149</b>    | <b>394,640</b>     | <b>5,797,788</b>    |
| <b>Total Liabilities</b>                       | <b>39,474,672</b>   | <b>2,956,401</b>   | <b>42,431,072</b>   |
| <b>Equity:</b>                                 |                     |                    |                     |
| Equity Blitz Acquisition, Llc                  | (32,483,428)        | (3,113,598)        | (35,597,026)        |
| Current Year Profit                            | (6,423,229)         | 157,197            | (6,266,032)         |
| <b>Total Equity</b>                            | <b>(38,906,657)</b> | <b>(2,956,401)</b> | <b>(41,863,058)</b> |
| <b>Total Liabilities &amp; Equity</b>          | <b>568,015</b>      | <b>(0)</b>         | <b>568,015</b>      |

In re Blitz U.S.A., Inc. *et al* | Case # 11-13603 (PJW)  
 Debtor

As of: May 31, 2013

**MOR 4 - ACCOUNTS PAYABLE AGING**

| Accounts Payable Aging        | Blitz USA        |
|-------------------------------|------------------|
| Current                       | -                |
| 31 - 60 days old              | -                |
| 61 - 90 days old              | -                |
| 91+ days old                  | 4,358,225        |
| <b>Total Accounts Payable</b> | <b>4,358,225</b> |

|                                |                  |
|--------------------------------|------------------|
| Freight Costs Not Yet Invoiced | -                |
| <b>Total</b>                   | <b>4,358,225</b> |

*Balance Sheet Reconciliation*

|                                  |                  |
|----------------------------------|------------------|
| Accounts Payable - Pre-Petition  | 4,358,225        |
| Accounts Payable - Post-Petition | -                |
| Total Accounts Payable           | <b>4,358,225</b> |

In re Blitz U.S.A., Inc. et al | Case # 11-13603 (PJW)  
Debtor

As of: May 31, 2013

**ACCOUNTS RECEIVABLE RECONCILIATION AND AGING**

| <b>Accounts Receivable Reconciliation</b>                          | <b>Blitz USA</b> |
|--|------------------|
| Total Accounts Receivable at the beginning of the reporting period | -                |
| + Amounts billed during the period                                 | -                |
| - Amounts collected during the period                              | -                |
| - Customer Deduction   | -                |
| - Bad Debt Expense   | -                |
| Total Accounts Receivable at the end of the reporting period       | -                |
| <b>Accounts Receivable Aging*</b>                                  | <b>Blitz USA</b> |
| Current  | -                |
| 0 - 15 days old  | -                |
| 16 - 30 days old   | -                |
| 31 - 45 days old   | -                |
| 46+ days old   | -                |
| Total Accounts Receivable  | -                |
| Amount considered uncollectible (Bad Debt)                         | -                |
| Accounts Receivable (Net)  | -                |

\*Accounts Receivable Aging is calculated on a due date basis.

**DEBTOR QUESTIONNAIRE**

| <b>Must be completed each month</b>  | <b>Yes</b> | <b>No</b> |
|--|------------|-----------|
| 1. Have any assets been sold or transferred outside the normal course of business this reporting period? If yes, provide an explanation below.   |            | x         |
| 2. Have any funds been disbursed from any account other than a debtor in possession account this reporting period? If yes, provide an explanation below.   |            | x         |
| 3. Have all postpetition tax returns been timely filed? If no, provide an explanation below.   | x          |           |
| 4. Are workers compensation, general liability and other necessary insurance coverages in effect? If no, provide an explanation below.   | x          |           |
| 5. Has any bank account been opened during the reporting period? If yes, provide documentation identifying the opened account(s). If an investment account has been opened provide the required documentation pursuant to the Delaware Local Rule 4001-3. <sup>(1)</sup> |            | x         |