## IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF VIRGINIA (Alexandria Division)

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In ro

GRAND CENTREVILLE, LLC,

Debtor.

Case No. 13-13590-RGM

Chapter 11

## PLAN SUPPLEMENT RE ASSIGNMENT OF WARRANTIES

PLEASE TAKE NOTICE that Raymond A. Yancey, the chapter 11 trustee for the bankruptcy estates of Min S. Kang and Man S. Kang (the "Proponent"), pursuant to Article VII of the Proponent's *First Amended Chapter 11 Plan of Reorganization* (the "Plan") intends to assign to JBG Associates, LLC ("JBG"), or such other party as JBG may designate (the "Assignee"), the warranty agreements identified on <a href="Exhibit A">Exhibit A</a> attached hereto (the "Warranty Agreements"). Such assignment shall be subject to, and be effective upon, the occurrence of the Effective Date, as such term is defined in the Plan. The hearing on the confirmation of the Plan is scheduled to take place on <a href="June 3">June 3</a>, 2015, at 11:00 A.M., in Courtroom I, 2<sup>nd</sup> Floor, United States Bankruptcy Court, 200 South Washington Street, Alexandria, Virginia 22314 (the "Confirmation Hearing"). The assignment of the Warranty Agreements shall be in addition to those contracts and leases identified on Exhibit C to the Notice filed on May 1, 2015 with respect to the Confirmation Hearing (the "Confirmation Hearing Notice") [Dkt. No. 316]. This Plan Supplement supersedes Exhibit D to the Confirmation Hearing Notice with respect to the Warranty Agreements.

WHITEFORD, TAYLOR & PRESTON, LLP Bradford F. Englander (VSB# 36221) David W. Gaffey (VSB# 85088) 3190 Fairview Park Drive, Suite 300 Falls Church, Virginia 22042 (703) 280-9081 (703) 259-3370 (facsimile) PLEASE TAKE FURTHER NOTICE that the Proponent files this Notice as a precaution in the event that and without conceding that the Warranty Agreements are executory contracts, and reserves all rights and objections with respect to the Warranty Agreements. To the extent that it is determined that the Warranty Agreements constitute executory contracts, the Proponent intends to provide for the assumption and assignment to Assignee of the Warranty Agreements pursuant to the Plan on the Effective Date, such assumption and assignment to be set forth in the order confirming the Plan.

PLEASE TAKE FURTHER NOTICE that Exhibit A attached hereto includes the amount, if any, determined by the Proponent that must be paid to cure any existing default under any of the Warranty Agreements (the "Cure Amount"). Any party objecting to a Cure Amount must (1) file a written objection setting forth the basis for the objection and the cure amount that the objector asserts to be due (in all cases with appropriate documentation in support thereof), and (2) file the objection with the Clerk of the Court, U.S. Bankruptcy Court, 200 S. Washington Street, Alexandria, Virginia 22314-5405, and serve a copy on counsel for the Proponent at Bradford F. Englander, Whiteford, Taylor & Preston, LLP, 3190 Fairview Park Drive, Suite 300, Falls Church, Virginia 22042, such that the objection is actually received no later than 30 days after service of notice of occurrence of the Effective Date of the Plan.

Dated: May 29, 2015 WHITEFORD TAYLOR & PRESTON LLP

/s Bradford F. Englander

Bradford F. Englander, Esq., VSB #36221 David W. Gaffey, Esq., VSB # 85088 3190 Fairview Park Drive, Suite 300 Falls Church, Virginia 22042

Telephone: (703) 280-9081 Facsimile: (703) 280-3370 Email: benglander@wtplaw.com

Special Counsel for Raymond A. Yancey, Chapter 11 Trustee for the Estates of Min Sik Kang and Man Sun Kang, Plan Proponent

#### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on May 29, 2015, a copy of the foregoing was served via the Court's CM/ECF system on all parties receiving notice thereby, and upon the following parties as indicated below:

#### **By Certified Mail:**

Shencorp, Inc. 3221 Peoples Drive, Suite 160 Harrisonburg, VA 22801

Shencorp, Inc. 112 Meigs Lane Dayton, VA 22821

Firestone Building Products Company A Division of BFS Diversified Products, LLC 250 West 96th Street Indianapolis, IN 46260

Firestone Diversified Products, LLC c/o National Registered Agents, Inc. 160 Greentree Drive, Suite 101 Dover, DE 19904

Firestone Diversified Products, LLC 525 Congressional Boulevard Carmel, IN 46032

Firestone Diversified Products, LLC c/o National Registered Agents, Inc 4701 Cox Road,
Suite 301
Glen Allen, VA 23060

Firestone Building Products Company, LLC c/o National Registered Agents, Inc 4701 Cox Road, Suite 301 Glen Allen, VA 23060

### By First Class Mail, Postage Prepaid

Shencorp, Inc. 3221 Peoples Drive, Suite 160 Harrisonburg, VA 22801

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Suite 301
Glen Allen, VA 23060

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Raymond A. Yancey 2701 Williamsburg Street, Suite 104 Alexandria, VA 22314

Lynn L. Tavenner Paula S. Beran Tavenner & Beran, PLC 20 North Eighth Street, Second Flr Richmond, VA 23219

Judy A. Robbins Office of the U.S. Trustee - Region 4 115 South Union Street, Room 210 Alexandria, VA 22314-3361

JBG Companies c/o Daniel Kirsch, Esq. Mary Jo Dowd, Esq. Arent Fox LLP 1717 K. Street NW Washington, DC 20006-5344

/s/ Bradford F. Englander
Counsel

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# Exhibit A

Counterparty	Contract	Cure Amount
Shencorp, Inc.	Warranty #101524	\$0
	Dated: 7/12/2010	
Shencorp, Inc.	Warranty #71522	\$0
	Dated: 6/1/2007	
Firestone Building Products Company	Warranty	\$0
	#RD063509	
	Dated: 9/12/2006	