

SRF 50593

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IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION

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| In re: |) | |
| |) | Chapter 11 |
| J. C. PENNEY COMPANY, INC., <i>et al.</i> , ¹ |) | Case No. 20-20182 (DRJ) |
| |) | |
| Debtors. |) | (Jointly Administered) |

NOTICE OF (I) PROPCO CLOSING AND (II) OCCURRENCE OF EFFECTIVE DATE

PLEASE TAKE NOTICE that, on December 16, 2020, the Court entered the *Amended Order Approving the Disclosure Statement for, and Confirming, the Amended Joint Chapter 11 Plan of Reorganization of J. C. Penney Company, Inc. and Its Debtor Affiliates* [Docket No. 2190] (the “Confirmation Order”) confirming the Plan [Docket No. 2162] and approving the Disclosure Statement [Docket No. 1647].²

PLEASE TAKE FURTHER NOTICE that, on January 30, 2021, the PropCo Closing occurred in accordance with the Asset Purchase Agreement, Sale Order, and Confirmation Order.

PLEASE TAKE FURTHER NOTICE that the Effective Date of the Plan occurred on **January 30, 2021**.

PLEASE TAKE FURTHER NOTICE that with respect to any Unexpired Leases designated for non-assignment at the expiration of the OpCo Designation Rights Period or PropCo Designation Rights Period, as applicable, the effective date of rejection of such Unexpired Leases, unless otherwise agreed by the applicable lessor or pursuant to an order of the Court, will be deemed to occur on the earlier of (i) the Effective Date and (ii) the date that the Debtors in writing (email sufficient) surrender the premises to the landlord, confirm the Debtors are unequivocally relinquishing possession and control of the premises, and return the keys, key codes, or security codes, if any, to the affected landlord, or notify the affected landlord in writing (email sufficient) that the keys, key codes, and security codes, if any, are not available, but the landlord may rekey the leased premises; *provided further*, that, on the date the Debtors surrender the premises as set forth in subsection (ii) above, all property remaining in the premises will be deemed abandoned free and clear of any interests, liens, and encumbrances and landlords may dispose of such property without further notice or court order, unless otherwise agreed by the applicable lessors.

¹ A complete list of each of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors’ claims and noticing agent at <http://cases.primeclerk.com/JCPenney>.

² Capitalized terms used but not otherwise defined herein shall have the meaning ascribed to such terms in the Asset Purchase Agreement, the Sale Order, or the Confirmation Order, as applicable.

PLEASE TAKE FURTHER NOTICE that notwithstanding anything to the contrary in Article V.A of the Plan, during the OpCo Designation Rights Period, the Debtors may update or correct the list of OpCo Available Contracts, the OpCo Assigned Contracts List, or the Potentially Assigned Contracts Lists after the Effective Date.

PLEASE TAKE FURTHER NOTICE that the Confirmation Order and the Plan are available for inspection. You may obtain a copy of the Confirmation Order, the Plan, or any other documents filed in these chapter 11 cases: (a) upon request to Prime Clerk LLC (the noticing and claims agent in these chapter 11 cases) by calling (877) 720-6576 (toll free) or, for international callers, (646) 979-4417; (b) by visiting the website maintained in these chapter 11 cases at <http://cases.primeclerk.com/JCPenney>; or (c) for a fee via PACER by visiting <http://www.txsb.uscourts.gov>.

**If you have any questions about this notice,
please call (877) 720-6576 (toll free from the US or Canada),
+1 (646) 979-4417 (international), email jcpennyinfo@primeclerk.com,
or visit <https://cases.primeclerk.com/jcpenny>**

Respectfully submitted,
January 30, 2021

/s/ Matthew D. Cavanaugh

JACKSON WALKER L.L.P.

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