Case 23-90088 Document 385 Filed in TXSB on 05/01/23 Page 1 of 4

Docket #385 Date Filed: 5/1/2023

### IN THE UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re:

AVAYA INC., et al.,<sup>1</sup>

Chapter 11

Case No. 23-90088 (DRJ)

Debtors.

(Jointly Administered)

## NOTICE OF (I) ENTRY OF ORDER APPROVING THE DEBTORS' DISCLOSURE STATEMENT FOR, AND CONFIRMING, THE DEBTORS' JOINT PREPACKAGED PLAN OF REORGANIZATION OF AVAYA INC. AND ITS DEBTOR AFFILIATES AND (II) OCCURRENCE OF THE EFFECTIVE DATE

## TO ALL CREDITORS, INTEREST HOLDERS, AND OTHER PARTIES IN INTEREST:

On March 22, 2023, the Honorable David R. Jones, United States Bankruptcy Judge of the United States Bankruptcy Court for the Southern District of Texas (the "<u>Bankruptcy Court</u>"), entered the Order Approving the Debtors' Disclosure Statement for, and Confirming, the Joint Prepackaged Plan of Reorganization of Avaya Inc. and Its Debtor Affiliates [Docket No. 350] (the "<u>Confirmation Order</u>"), confirming, as modified therein, the Joint Prepackaged Plan of Reorganization of Avaya Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code (Technical Modifications) [Docket No. 325] (the "<u>Plan</u>").<sup>2</sup>

Copies of the Confirmation Order, the Plan, and all documents filed in these chapter 11 cases are available free of charge by visiting <u>http://www.kccllc.net/avaya</u>. You may also obtain copies of any pleadings by visiting the Court's website at <u>https://ecf.txsb.uscourts.gov</u> in accordance with the procedures and fees set forth therein.

The Effective Date of the Plan occurred on May 1, 2023.

<sup>&</sup>lt;sup>2</sup> Capitalized terms used but undefined herein shall have the meanings given to them in the Plan and the Confirmation Order, as applicable.



<sup>&</sup>lt;sup>1</sup> 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 <u>http://www.kccllc.net/avaya</u>. The location of Debtor Avaya Inc.'s principal place of business and the Debtors' service address in these chapter 11 cases is 350 Mount Kemble Avenue, Morristown, New Jersey 07960.

#### Case 23-90088 Document 385 Filed in TXSB on 05/01/23 Page 2 of 4

All requests for payment of Professional Fee Claims for services rendered and reimbursement of expenses incurred prior to the Confirmation Date must be Filed no later than forty-five (45) days after the Effective Date. The Bankruptcy Court shall determine the Allowed amounts of such Professional Fee Claims after notice and a hearing in accordance with the procedures established by the Bankruptcy Court. The Reorganized Debtors shall pay Professional Fee Claims in Cash in the amount the Bankruptcy Court allows, including from the Professional Fee Escrow Account, which the Reorganized Debtors will establish in trust for the Professionals and fund with Cash equal to the Professional Fee Amount on the Effective Date.

The Plan and its provisions are binding on the Debtors, the Reorganized Debtors, any Holder of a Claim or Interest and such Holder's respective successors and assigns, whether or not the Claim or Interest of such Holder is Impaired under the Plan, and whether or not such Holder or Entity voted to accept the Plan.

The Plan and Confirmation Order contain other provisions that may affect your rights. You are encouraged to review the Plan and Confirmation Order in their entirety.

Houston, Texas Dated: May 1, 2023

/s/ Matthew D. Cavenaugh

JACKSON WALKER LLP Matthew D. Cavenaugh (TX Bar No. 24062656) Rebecca Blake Chaikin (TX Bar No. 24133055) Genevieve M. Graham (TX Bar No. 24085340) Emily Meraia (TX Bar No. 24129307) 1401 McKinney Street, Suite 1900 Houston, TX 77010 Telephone: (713) 752-4200 Facsimile: (713) 752-4221 Email: mcavenaugh@jw.com rchaikin@jw.com ggraham@jw.com emeraia@jw.com

#### KIRKLAND & ELLIS LLP KIRKLAND & ELLIS INTERNATIONAL LLP

Joshua A. Sussberg, P.C. (admitted *pro hac vice*) Aparna Yenamandra P.C. (admitted *pro hac vice*) Rachael M. Bentley (admitted *pro hac vice*) Andrew Townsell (admitted *pro hac vice*) 601 Lexington Avenue New York, New York 10022 Telephone: (212) 446-4800 Facsimile: (212) 446-4900 Email: joshua.sussberg@kirkland.com aparna.yenamandra@kirkland.com rachael.bentley@kirkland.com

-and-

Patrick J. Nash, Jr., P.C. (admitted *pro hac vice*) 300 North LaSalle Street Chicago, Illinois 60654 Telephone: (312) 862-2000 Facsimile: (312) 862-2200 Email: patrick.nash@kirkland.com

Co-Counsel to the Debtors and Debtors in Possession

*Co-Counsel to the Debtors and Debtors in Possession* 

Case 23-90088 Document 385 Filed in TXSB on 05/01/23 Page 4 of 4

# **Certificate of Service**

I certify that on May 1, 2023, I caused a copy of the foregoing document to be served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas.

/s/ Matthew D. Cavenaugh

Matthew D. Cavenaugh