

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

----- X
In re: : Chapter 11
: :
JCK LEGACY COMPANY, *et al.*, : Case No. 20-10418 (MEW)
: :
Debtors. : (Jointly Administered)
----- X

**ORDER (I) DEEMING THE APPEAL BY MR. COLT-SARMIENTO FROM THE
COURT'S MARCH 21, 2025 ORDER TO BE TIMELY FILED, (II) DENYING THE
MOTION TO EXTEND THE TIME TO FILE RESPONSIVE PAPERS AS MOOT, AND
(III) DENYING THE MOTION FOR TIME TO FILE AN APPEAL AS MOOT**

On February 28, 2025, Mr. Colt-Sarmiento filed a Motion to Reopen [ECF No. 1603]. In that motion he asked the Court to reconsider a decision the Court had issued years earlier, on September 7, 2022 [ECF No. 1522]. A response was filed by the Successor GUC Recovery Trustee [ECF No. 1604]. On March 21, 2025, the Court entered an order [ECF No. 1606] denying the Motion to Reopen. On April 8, 2025, the Clerk docketed Mr. Colt-Sarmiento's Notice of Appeal [ECF No. 1612] from the March 21, 2025 Order. On April 18, 2025, Mr. Colt-Sarmiento filed a Motion to Extend Time to Reply to the Brief of the Successor GUC Recovery Trustee's Response [ECF No. 1615]. The papers also suggest that Mr. Colt-Sarmiento may be requesting an extension of his time to file an appeal from the March 21, 2025 Order.

The Motion to Extend Time for a response to papers filed by the GUC Recovery Trust is unnecessary and moot as the matter has already been addressed in the Court's March 21, 2025, Order, and no further submissions are needed. The Notice of Appeal from the March 21, 2025 Order was filed timely as evidenced by the postmarked date on the accompanying envelope, the original of which has been retained by the Clerk and has been reviewed by the Court and which shows that Mr. Colt-Sarmiento (an inmate) mailed the notice on April 3, 2025. *See* Fed. R. Bankr. P. 8002(c)(1)(A)(ii). To the extent that Mr. Colt-Sarmiento's papers can be construed as a request



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for an extension of time to file an appeal from the March 21, 2005 Order, that request is moot, as an appeal was timely filed.

The Court having fully considered the matter and for the reasons stated herein,

IT IS HEREBY ORDERED:

1. The Motion to Extend Time is denied.
2. The Notice of Appeal from this Court's March 21, 2005 Order [ECF No. 1606] was timely filed.
3. To the extent Mr. Colt-Sarmiento has requested an extension of his time to file an appeal from the March 21, 2025 Order, that request is moot because his appeal from that order was already filed on a timely basis.

Dated: New York, New York
April 29, 2025

s/Michael E. Wiles
Hon. Michael E. Wiles
United States Bankruptcy Judge

In re:
JCK Legacy Company et, al.
Debtor

Case No. 20-10418-mew
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0208-1
Date Rcvd: Apr 30, 2025

User: admin
Form ID: pdf001

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Total Noticed: 1

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on May 02, 2025:

Recip ID	Recipient Name and Address
unk	Alberto Colt-Sarmiento, Doc. No. 406372, Cedral Hall -- A-15, Washington Corrections Center, P O Box No. 900 Shelton, WA 98584

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: May 02, 2025

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on April 29, 2025 at the address(es) listed below:

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