General FAQ

What did Debtor announce?

- The Debtor has announced a plan to market and sell substantially all of its assets through a chapter 11 process overseen by the bankruptcy court.
- To implement the contemplated sale process, Debtor and its subsidiary filed voluntary petitions for relief under Chapter 11 of the United States Bankruptcy Code in the United States Bankruptcy Court for the Southern District of Texas.

Is Debtor going out of business?

- No. The company is not going out of business, and day-to-day operations will continue in the normal course with minimal disruptions.
- The company has worked diligently to secure debtor-in-possession (DIP) financing commitments, which will provide liquidity to support its sale process and ongoing operations.

When do you expect the sale process to be completed?

- It is difficult to project a time frame for when this process will be completed, but Debtor intends to work as diligently as possible to move through the sale process.

Does Debtor have enough cash to operate its business?

- Yes. Debtor will continue to operate its business in the ordinary course of business.
- This financing, subject to court approval, will allow Debtor to conduct a robust sale process, while continuing its ongoing business operations, including funding ongoing obligations to employees, suppliers, and lessors.

Is Debtor planning to close any of its facilities?

- As part of the Chapter 11 and sale process, Debtor will be reviewing its facilities for possible consolidation

Where can I get more information about the Chapter 11 case?

- Information about the Chapter 11 case, including legal documents that are filed with the court, will be available for free to the public at https://www.veritaglobal.net/ample.

Chapter 11 FAQ

What is Chapter 11?

- Companies that file for chapter 11, referred to as "debtors," are, subject to court approvals, permitted to continue to operate as usual while they are in chapter 11, and achieve their financial or operational goals.
- In the company's case, this means using the tools of chapter 11 to facilitate the orderly sale of our assets to maximize value for all stakeholders.

What happens during Chapter 11?

- In a Chapter 11 case, a company maintains its normal business operations and continues to provide employees with wages and benefits. It is also able to continue doing business with suppliers and customers and other business partners.

What does debtor-in-possession ("DIP") financing mean?

- DIP financing is a specialized type of financing, subject to court approval, that provides needed financing for companies in Chapter 11 to continue operating as a going concern while the bankruptcy proceeds.
- This financing, subject to court approval, will allow Debtor to complete a robust sale process while continuing ongoing business operations, including funding ongoing obligations to employees, suppliers, and lessors.

What is a Section 363 sale?

- Section 363 Sale refers to the sale of an organization's assets free and clear of all liens and encumbrances under a court-sanctioned sale process.
- Section 363 requires a fulsome marketing process that allows outside interested parties to submit higher or otherwise better offers for a company or some subset of a company's assets.
- The sale is accomplished after a marketing and due diligence period and may culminate in an auction, followed by court approval of the sale.
- All offers will be evaluated to ensure the highest and best acquisition agreement(s) are achieved for the benefit of the company's stakeholders.