

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

In re:)
)
GO FIG, INC., *et al.*,¹) Case No. 08-40116-705
 Debtors.) Chapter 7
) (Substantively Consolidated)

NOTICE OF DEADLINE FOR FILING OF PROOFS OF CLAIM

CLAIMS BAR DATE IS JULY 11, 2017 AT 11:59 P.M., CENTRAL TIME

TO ALL PERSONS AND ENTITIES WITH CLAIMS AGAINST ANY OF THE DEBTOR ENTITIES LISTED ON APPENDIX A ATTACHED HERETO:

On February 7, 2017, the United States Bankruptcy Court for the Eastern District of Missouri (the “Court”) entered an order (Docket No. 983) (the “Bar Date Order”) establishing the deadline for the filing of proofs of claim in the Chapter 7 cases of the above-captioned Debtors. A list of all of the Debtors and their respective case numbers is attached hereto as Appendix A. On April 7th, 2017, the Court amended the deadline for filings proofs of claim in the Chapter 7 cases of the above-captioned Debtors (Docket No. [1000]) (the “Amended Bar Date Order”).

By the Amended Bar Date Order, the Court established **July 11, 2017** (the “Amended Claims Bar Date”), as the claims bar date for filing proofs of claims in the Debtors’ cases.

THE BAR DATE

Pursuant to the Bar Date Order and the Amended Bar Date Order, except as described below, all entities holding claims against the Debtors that arose or are deemed to have arisen prior to the commencement of these cases are required to file proofs of claim by the Amended Bar Date (i.e., by **July 11, 2017**). These cases were commenced on January 7, 2008 (the “Filing Date”). The Amended Bar Date applies to all types of claims against the Debtors that arose prior to the Filing Date, including secured claims, unsecured priority claims, unsecured nonpriority claims, and claims by governmental units.

WHO MUST FILE A PROOF OF CLAIM

Unless one of the exceptions described in Section 6 below applies, if you have a claim that arose or is deemed to have arisen prior to the Filing Date, you **MUST** file a proof of claim to share in any distributions from the Debtors’ bankruptcy estates on account of such claim. Claims based on acts or omissions of the Debtors that occurred before the Filing Date must be filed on or

¹ The Debtors were also known as Advance Lipo Dissolve Centers.

prior to the Amended Bar Date, even if such claims are not now fixed, liquidated or certain, or did not mature or become fixed, liquidated or certain before the Filing Date.

IF YOU PREVIOUSLY FILED A CLAIM AND THERE HAVE BEEN NO CHANGES TO YOUR CLAIM, THEN YOU DO NOT NEED TO FILE A NEW CLAIM.

Under section 101(5) of the Bankruptcy Code and as used in this Notice, the word "claim" means any: (a) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured or unsecured.

This Notice is being sent to many persons and entities that have had some relationship with or have done business with the Debtors but may not have an unpaid claim against the Debtors. The fact that you have received this Notice does not mean that you have a claim or that the Trustee believes that you have a claim against the Debtors.

WHAT TO FILE

The Trustee is enclosing a Proof of Claim Form for use in these cases, or you may use another Proof of Claim Form that conforms substantially to Official Bankruptcy Form No. 410. You may utilize the Proof of Claim Form(s) provided by the Trustee to file your claim. Additional copies of the Proof of Claim Form may be obtained at:

http://www.moeb.uscourts.gov/pdfs/gofig/Proof_of_Claim.pdf

All Proof of Claim Forms must be signed by the claimant or, if the claimant is not an individual, by an authorized agent of the claimant (electronic signatures are acceptable). The Proof of Claim Form must be written in English and be denominated in United States currency. You should attach to your completed Proof of Claim Form any documents on which the claim is based (or, if such documents are voluminous, attach a summary) or an explanation as to why the documents are not available.

ANYTHING ATTACHED TO THE PROOF OF CLAIM THAT YOU SEND TO OR FILE WITH THE CLERK'S OFFICE IS A PUBLIC RECORD. Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. Do not send original documents; they may be destroyed after scanning. If the documents are not available, explain in an attachment. A creditor must show only the last four digits of any social security, individual's tax identification, or financial account number, only the initials of a minor's name, and only the year of any person's date of birth. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment

or the disclosure of confidential health care information. You may attach a summary of these confidential documents with your proof of claim, but such documents should be retained by the claimant and be produced to the Trustee upon request.

Except as otherwise set forth in the Bar Date Order or the Amended Bar Date Order, if you are asserting a Claim against more than one Debtor you must file a separate Proof of Claim with respect to each such Debtor. A filer should identify on each Proof of Claim the particular Debtor against which such Claim is asserted and the case number for that particular Debtor. If any Proof of Claim does not clearly specify the name of the Debtor against which the claim is asserted (including listing multiple Debtors), that Proof of Claim shall be administered as though it was filed against Go Fig, Inc., unless a single different case number is clearly specified. Notwithstanding the foregoing and in light of the fact that the bankruptcy cases have been substantively consolidated, the failure of any entity to file its Proof of Claim against the correct Debtor shall not constitute cause to expunge the Proof of Claim. Rather, the identification of the proper Debtor will assist the Trustee in expediting the claim review process, verification of information, and elimination of duplicate claims. Appendix A lists the various Debtors and their corresponding case numbers.

WHEN AND WHERE TO FILE

Except as provided for herein, all proofs of claim must be filed so as to be actually received on or prior to **July 11, 2017 at 11:59 p.m.** (prevailing Central Time) either (i) electronically using the Electronic Proof of Claim (ePOC) Program on the Court's website at <http://www.moeb.uscourts.gov/epoc.htm>; (ii) through the CM/ECF System on the Court's website at <https://ecf.moeb.uscourts.gov/cgi-bin/login>; or (iii) by U.S. Mail, overnight courier or other hand-delivery system², which Proof of Claim must include an original signature, to the Bankruptcy Clerk's Office for the United States Bankruptcy Court for the Eastern District of Missouri ("Clerk's Office"). Proofs of claim will be deemed timely filed only if electronically filed or actually received at Clerk's Office on or prior to 11:59 p.m. (prevailing Central time) on the applicable Bar Date. **Proofs of claim may not be delivered by facsimile, telecopy or email.**

The mailing address for the Clerk's Office is as follows:

United States Bankruptcy Court
Eastern District of Missouri
Thomas F. Eagleton US Courthouse
111 S. 10th Street, 4th Floor
St. Louis, MO 63102

Please be advised that the Clerk's public office hours of operation are from 8:30 a.m. (CST) to 4:30 p.m. (CST), Monday through Friday. Claimants should consider the same

² ATTORNEY FILERS: Please be advised that on February 24, 2003, the Bankruptcy Court began using its Case Management (CM) system which allows images of all documents to be viewed through PACER. Use of the Electronic Case Filing (ECF) feature of the CM/ECF system is mandatory for filing documents with the Court unless a party that is not represented by an attorney is unable to file electronically.

when submitting their claims via U.S. Mail, overnight courier or other hand-delivery system. Additionally, to the extent a party is filing a proof of claim through the CM/ECF System, a CM/ECF login identification and password is required.

CONSEQUENCES OF FAILURE TO FILE A PROOF OF CLAIM FORM BY THE AMENDED BAR DATE

ANY ENTITY THAT IS REQUIRED TO FILE A PROOF OF CLAIM FORM WITH RESPECT TO A PARTICULAR CLAIM AGAINST A DEBTOR, BUT THAT FAILS TO DO SO BY THE AMENDED BAR DATE DESCRIBED IN THIS NOTICE, SHALL BE SUBORDINATED TO TIMELY FILED PROOFS OF CLAIM AND MAY NOT RECEIVE A DISTRIBUTION FROM THE BANKRUPTCY ESTATES.

WHO DOES NOT NEED FILE A PROOF OF CLAIM FORM

The Bar Date Order further provides that the following entities, whose claims otherwise would be subject to the Bar Date, need not file proofs of claim:

- (a) Any entity that has already filed a signed proof of claim against the applicable Debtor(s) with the Clerk of the Bankruptcy Court for the Eastern District of Missouri;
- (b) A holder of a claim that has been paid in full by any of the Debtors (or any other party) in accordance with the Bankruptcy Code or an order of the Court;
- (c) Any Debtor having a claim against another Debtor; and
- (d) Any holder of a claim allowable under sections 503(b) and 507(a)(2) of the Bankruptcy Code as an expense of administration.

RESERVATION OF RIGHTS

The Trustee reserves the right to (a) dispute, or to assert offsets or defenses against, any filed claim or any claim listed or reflected in the Schedules as to nature, amount, liability, priority, classification or otherwise; (b) subsequently designate any scheduled claim as disputed, contingent, or unliquidated; and (c) otherwise amend or supplement the Schedules. Nothing contained in this Notice shall preclude the Trustee from objecting to any claim, whether scheduled or filed, on any grounds.

ADDITIONAL INFORMATION

A copy of the Bar Date Order, the Amended Bar Date Order, or Proof of Claim Form may be obtained at the Court's website at http://www.moeb.uscourts.gov/GoFig_case.htm. Copies of other filings in the bankruptcy case are also available for a fee at the Court's website at <https://ecf.moeb.uscourts.gov>. A login identification and password to the Court's Public Access to Court Electronic Records ("PACER") are required to access this information and can be

obtained through the PACER Service Center at <http://www.pacer.psc.uscourts.gov>. Copies of the documents filed in these cases also may be examined between the hours of 8:30 a.m. and 4:30 p.m., Central Time, Monday through Friday, at the Office of the Clerk of the Bankruptcy Court, Thomas F. Eagleton US Courthouse, 111 S. 10th Street, 4th Floor. St. Louis, MO 63102.

If you have any questions related to filing a claim, such questions may be directed to the Clerk's Office via phone at (844) 732-4384. Please be advised that neither the Clerk's Office, nor its respective staff, can or will provide legal advice with respect to the Claim Process.

A HOLDER OF A CLAIM AGAINST THE DEBTORS SHOULD CONSULT AN ATTORNEY REGARDING ANY MATTERS NOT COVERED BY THIS NOTICE, SUCH AS WHETHER THE HOLDER SHOULD FILE A PROOF OF CLAIM FORM.

APPENDIX A

LIST OF THE DEBTORS AND THEIR CASE NUMBERS

Debtor	Case Number
Go fig, Inc.	08-40116
Fig. Las Vegas, LLC	08-40117
Fig. Houston, LP	08-40118
Fig. Dallas, LP	08-40120
Fig. Atlanta, LLC	08-40121
Fig. St. Louis, LLC	08-40122
Fig. Scottsdale, LLC	08-40123
Fig. Overland Park, LLC	08-40124
Fig. Columbus, LLC	08-40125
Fig. Tampa, LLC	08-40126
Fig. Cincinnati, LLC	08-40127
Fig. Louisville, LLC	08-40128

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**ADDITIONAL NOTICE TO ALL
CLAIM HOLDERS**

**CLAIMS BAR DATE:
JULY 11, 2017 AT 11:59 P.M., CENTRAL TIME**

PLEASE BE ADVISED THAT IF YOU HAVE ALREADY FILED A PROOF OF CLAIM AND THERE HAVE BEEN NO OTHER CHANGES TO YOUR ORIGINAL CLAIM, THEN YOU DO NOT NEED TO FILE A NEW CLAIM.

IF YOU ARE UNSURE AS TO WHETHER YOU PREVIOUSLY FILED A CLAIM, YOU SHOULD FILE A NEW CLAIM. IN LIGHT OF PRIVACY CONCERNS, NEITHER THE CLERK'S OFFICE, NOR THE TRUSTEE WILL BE ABLE TO VERIFY WHETHER YOU PREVIOUSLY FILED A CLAIM WITHOUT PROPER VERIFICATION AND IDENTIFICATION.

NEITHER THE CLERK'S OFFICE, NOR THE TRUSTEE MAY PROVIDE YOU LEGAL ADVICE WITH RESPECT TO CLAIMS. A HOLDER OF A CLAIM SHOULD CONSULT AN ATTORNEY REGARDING ANY MATTERS REGARDING THEIR CLAIM.