

## **U.S. Department of Justice**

United States Trustee, Region 17 Northern and Eastern Districts of California and Nevada

Oakland Division 450 Golden Gate Ave, Rm 05-0153 San Francisco, California 94102 415-252-2080 FAX 415-705-3379

Website address: www.usdoj.gov/ust/r17

November 16, 2016

Re: Tri-Valley Learning Corporation, dba Livermore Valley Charter School, et al. Case Number 16-43112 CN

## **Notice of Formation Meeting for Official Committee of Unsecured Creditors**

The above-named debtor(s) filed a voluntary petition for relief under Chapter 11 of the Bankruptcy Code. Section 1102(b) of the Bankruptcy Code authorizes the United States Trustee to appoint an Official Committee of Unsecured Creditors ("Committee"), and the debtor's petition or other sources of information indicate that you may be eligible for appointment to the Committee in this case. The Committee represents the interests, and acts on behalf, of all unsecured creditors. Members of the Committee are generally selected from the list of the twenty largest unsecured creditors.

This is to notify you that the United States Trustee will hold a meeting to form a Committee on **Friday, November 18, 2016** at **10:00 a.m.** at the following location:

Office of the United States Trustee 1301 Clay Street, Suite 680N Oakland, CA 94612 (415) 705-3333

A representative of the debtor will attend the meeting to provide information regarding the status of the case.

If you wish to be considered for membership on the Committee, please complete the enclosed Questionnaire, and a **Proxy** if applicable, return it to the Office of the United States Trustee **no later than noon on Thursday, November 17, 2016, via fax to (415) 705-3379.** Return of the questionnaire, however, does not guarantee appointment to the Committee, only that you will be considered. If you do not wish to serve on the Committee, you do not need to return the form or attend the meeting.

If you wish to be considered for Committee membership but are unable to attend, you should immediately notify the Office of the United States Trustee. If you do not attend the meeting and do not affirmatively indicate your willingness to serve, you will not be considered. If you send an individual to represent you at the meeting, that representative must present your written proxy authorizing him or her to act on your behalf.

The United States Trustee urges you to consider serving on the Committee. Under the Bankruptcy Code, the Committee has the right to demand that the debtor consult with the Committee before making major decisions or changes, to request the appointment of a trustee or examiner, to participate in the formation of a plan of reorganization, and in some cases, to propose its own plan of reorganization. If appropriate, the Committee may request that the Bankruptcy Court convert a chapter 11 case to one under chapter 7, at which time the debtor's operations would cease and its assets would be liquidated. The Committee is authorized to select and employ an attorney and other necessary professionals, subject to court approval. Fees of professionals employed by the Committee may be paid from available assets, if any, of the bankruptcy estate after court approval. Further, Committee members' actual expenses may be reimbursed from estate assets.

The Committee performs a vital role in chapter 11 reorganizations, and we hope that you will choose to participate.

Tracy Hope Davis UNITED STATES TRUSTEE

DONNA TAMANAHA

Digitally signed by DONNA TAMANAHA

Discuss, o-U.S. Government, ou-Dept of Ju

DISCUSS, O-U.S. DONNA TAMANAHA

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Donna S. Tamanaha ACTING ASSISTANT UNITED STATES TRUSTEE