

NOTICE

33. No examiner or creditors' committee has been appointed in the Debtor's Chapter 11 case. The Debtor has served notice of this Motion on (i) the U.S. Trustee for the Northern District of New York, (ii) its secured creditors (or their counsel), (iii) Berkshire Bank, and (iv) the creditors holding the 20 largest unsecured claims against the Debtor's estate. In light of the nature of the relief requested, the Debtor submits that no other or further notice need be provided.

34. No previous request for the relief sought herein has been made by the Debtor to this or any other court.

WHEREFORE, the Debtor respectfully requests that the Court enter an order, substantially in the form attached hereto as Exhibit A, and grant such other and further relief as is just and proper.

Dated: Syracuse, New York
April 21, 2023

BARCLAY DAMON, LLP

By: /s/Jeffrey A. Dove
Jeffrey A. Dove, Esq.
Beth Ann Bivona, Esq.
*Proposed Counsel for Debtor and
Debtor-In-Possession*
Office and Post Office Address
Barclay Damon Tower
125 East Jefferson Street
Syracuse, New York 13202
Telephone: (315) 413-7112
Facsimile: (315) 703-7346
Email: jdove@barclaydamon.com
bbivona@barclaydamon.com