

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WISCONSIN**

In re:	)	
	)	<b>Chapter 11</b>
	)	
Green Box NA Green Bay, LLC,	)	<b>Case No. 16-24179</b>
	)	
Debtor.	)	
	)	
	)	

**STATEMENT OF THE SECURITIES AND EXCHANGE COMMISSION  
REGARDING ITS OBJECTION TO THE THIRD AMENDED PLAN**

The Securities and Exchange Commission (“SEC”) filed an objection [Dkt. 204] to the Third Amended Chapter 11 Plan (“Plan”) filed by Green Box NA Green Bay, LLC (“GBGB”) on the grounds that the Plan impermissibly seeks to release non-debtor third parties and discharge the Debtor to frustrate the SEC’s investigation and enforcement activity. 11 U.S.C. §§ 524(e), 1141(d)(3)(A). Subsequently, the Debtor filed an Amendment to Debtor’s Revised 3<sup>rd</sup> Amended Plan of Reorganization Dated December 21, 2016 Concerning Article VI – Release and Injunction. [Dkt. 206]. Therein, the Debtor stated that the Plan will be amended to include the following at the end of Article VI:

Notwithstanding any provision herein to the contrary or an abstention from voting on the Plan, no provision of the Plan, or any order confirming the Plan, (i) releases any non-debtor person or entity from any Claim or cause of action of the SEC; or (ii) enjoins, limits, impairs or delays the SEC from commencing or continuing any Claims, causes of action, proceedings or investigations against any non-debtor person or entity in any forum.

This language is acceptable as it preserves the SEC’s actions against non-debtors. If no further changes are made to the Plan that impact the SEC’s police and regulatory powers, the SEC will appear at the hearing scheduled for January 30, 2017 and withdraw its objection to confirmation.

Dated: Chicago, Illinois  
January 26, 2017

Respectfully submitted,

/s/ Angela D. Dodd  
Angela D. Dodd, IL #6201068  
Senior Bankruptcy Counsel

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**CERTIFICATE OF SERVICE**

I, Angela Dodd, do hereby certify that a copy of the foregoing was served on the parties that receive electronic notification in these proceedings on this 26th day of January, 2017.

/s/ Angela Dodd  
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