

Determinations Committee Decision

Date:	May 18, 2020
Determinations Committee:	Americas
Date of Vote:	May 18, 2020

Issue Number: 2020051501	Has a Bankruptcy Credit Event occurred with respect to J. C. Penney Company, Inc.?
First question for vote:	Do you agree to vote on questions 2-6 below by way of an email vote?
Vote result:	YES
Votes:	<p>14 "YES" votes - Bank of America N.A. Barclays Bank plc BNP Paribas Citibank, N.A. Credit Suisse International Goldman Sachs International JP Morgan Chase Bank, N.A. Deutsche Bank AG Mizuho Securities Co., Ltd Citadel Americas LLC Pacific Investment Management Co., LLC AllianceBernstein L.P. Cyrus Capital Partners, L.P. Elliott Management Corporation</p> <p>0 "NO" votes</p>
Second question for vote:	Has a Bankruptcy Credit Event occurred with respect to J. C. Penney Company, Inc.?
Vote result:	YES
Votes:	<p>14 "YES" votes - Bank of America N.A. Barclays Bank plc BNP Paribas Citibank, N.A. Credit Suisse International Goldman Sachs International JP Morgan Chase Bank, N.A. Deutsche Bank AG Mizuho Securities Co., Ltd Citadel Americas LLC Pacific Investment Management Co., LLC AllianceBernstein L.P. Cyrus Capital Partners, L.P. Elliott Management Corporation</p>

	0 "NO" votes
Third question for vote:	Is the date of the Bankruptcy Credit Event with respect to J. C. Penney Company, Inc. in relation to the 2014 Transactions and Updated 2003 Transactions May 15, 2020?
Vote result:	YES
Votes:	14 "YES" votes - Bank of America N.A. Barclays Bank plc BNP Paribas Citibank, N.A. Credit Suisse International Goldman Sachs International JP Morgan Chase Bank, N.A. Deutsche Bank AG Mizuho Securities Co., Ltd Citadel Americas LLC Pacific Investment Management Co., LLC AllianceBernstein L.P. Cyrus Capital Partners, L.P. Elliott Management Corporation 0 "NO" votes
Fourth question for vote:	Is the date on which the DC Secretary first effectively received both a request to convene the Committee and Publicly Available Information that satisfies the requirements of Section 2.1(b) of the DC Rules for the Bankruptcy Credit Event with respect to J. C. Penney Company, Inc. May 18, 2020?
Vote result:	YES
Votes:	14 "YES" votes - Bank of America N.A. Barclays Bank plc BNP Paribas Citibank, N.A. Credit Suisse International Goldman Sachs International JP Morgan Chase Bank, N.A. Deutsche Bank AG Mizuho Securities Co., Ltd Citadel Americas LLC Pacific Investment Management Co., LLC AllianceBernstein L.P. Cyrus Capital Partners, L.P. Elliott Management Corporation 0 "NO" votes
Fifth question for vote:	Does the Americas DC agree to hold an Auction in respect of Relevant

	Transactions with respect to which a Credit Event Resolution has occurred on a date to be determined by the Americas DC?
Vote result:	YES
Votes:	<p>14 "YES" votes - Bank of America N.A. Barclays Bank plc BNP Paribas Citibank, N.A. Credit Suisse International Goldman Sachs International JP Morgan Chase Bank, N.A. Deutsche Bank AG Mizuho Securities Co., Ltd Citadel Americas LLC Pacific Investment Management Co., LLC AllianceBernstein L.P. Cyrus Capital Partners, L.P. Elliott Management Corporation</p> <p>0 "NO" votes</p>
Sixth question for vote:	<p>Do you agree to publish the following:</p> <p><i>"DC Statement May 18, 2020:</i> The Americas DC Resolved on May 18, 2020 that an Auction should be held with respect to J. C. Penney Company, Inc. The Americas DC agreed to convene this week to discuss the J. C. Penney Company, Inc. Auction."</p>
Vote result:	YES
Votes:	<p>14 "YES" votes - Bank of America N.A. Barclays Bank plc BNP Paribas Citibank, N.A. Credit Suisse International Goldman Sachs International JP Morgan Chase Bank, N.A. Deutsche Bank AG Mizuho Securities Co., Ltd Citadel Americas LLC Pacific Investment Management Co., LLC AllianceBernstein L.P. Cyrus Capital Partners, L.P. Elliott Management Corporation</p> <p>0 "NO" votes</p>