MARTIN L. MILNER*
ERIC M. MILNER*
*also admitted in nj **ALSO ADMITTED IN NJ \& CT

PARALEGAL
October 6, 2015

## Via ECF and UPS Overnight Delivery

U.S. Bankruptcy Court

Southern District of New York
300 Quarropas Street
White Plains, NY 10601-4410
ATT: HON. JUDGE ROBERT D. DRAIN
Re: The Great Atlantic \& Pacific Tea Company, Inc., et al. Case No. 15-BK-23007
Opposition to Sale of Westhampton Beach New York Waldbaums
to Best Yet Market Inc. (Document 1157)
This office is counsel to United Food and Commercial Workers Local 342 which Union has Collective Bargaining Agreements covering many of the debtors' store locations including the Waldbaums supermarket in Westhampton Beach.

The Debtors have served notice that the successful bidder for the Westhampton Beach store is Best Yet Market Inc. There is also a back-up bidder. Attached hereto find numerous letters from UFCW Local 342 members, members of the community as well as a petition from members of the Westhampton Beach community, all in opposition to the proposed sale to Best Yet Market Inc. as proposed in Document 1157.

The petitions and letters set forth the opinions of employees and community members that the store should not be sold to Best Yet Market Inc. who apparently does not intend to hire union employees and that the store should be sold instead to the back-up bidder who the Union believes will retain the Union employees. Surely the livelihoods of the workers should be factored in to any decision with respect to the issue of what bid should be approved.
$\operatorname{lmf}$
Yours truly,

Enclosures
cc: ECF Service List

Dear Honorable Judge Drain,
We the employees of the West Hampton Beach Waldbaums 232 have united in an effort to appeal to you in your decision to pick a company that will keep all the employees employed. We have collected letters from the employees as well as our local community. The community has also started up a petition in support of us the employees of Waldbaums 232. Please take the time to read and consider not selling us to the highest bid, but the bid that will keep all the employees with their jobs.

## Sincerely

The West Hampton Beach 232 Employees

15-23007-rdd Doc 1171-1 Filed 10/06/15 Entered 10/06/15 17:37:02 Exhibit
Judge I Rain.
Pg 2 of 87

Tam writing this I stere to you, in hope that you will thinde about $m \varepsilon$ and all the
People I work with at Walbowms Westhampton \#232. I personally hove worked fur this company for 41 years this job is my life! Please do not take it away from me!! I worked Nights, overnights, holidays came in through many blizzards, hurricane and axisthing else to help my store by doing my Job. Inced my benefits as I'am the bread winnose for my farrily. Please do not I et a non Union company come in and take away everything I worked so hard to achieve over HI years. How cans high supervision wall away with everything and we the unwon members have Nothung, is that faik??

Ilost my father on Aug 28 please do sot I et $m$ me loose my job also!!
we are a family in this store let us stay that way and let all of us k\&ep our jobs and every hung we all worked so hord foe.

So many of our customers have wrote / हौters to us, have hugged $f$ Cried with us and also said they will not come back to this store if all of us ore not here! Please thunk long hard before you make your decision about all of us at \#232 Thank iou Mewresn I Demchuk

My name is Lawrence Schultz. I have worked for A\&P for 30 yrs. I Just found out that my store \#232 Westhampton is to become a Best Yet which is non union, which means I will become jobless. During my 30 yrs, I have done whatever the company has asked of me. This included working early, late, weekends, holidays, coming in and working overnite. Whatever the company needed from me, they got it. Now I need to pose this question.......How is this fair? The company declares bankruptcy, cuts our severance (which at this point who knows if we will receive) Now our store is sold to a non union shop and we lose our jobs and maybe we lose more. We all have dedicated our entire lives to this company and now to no fault of our own, we could lose everything. We all have families which will be directly affected by the poor financial decisions made by A\&P. Is this fair I ask again? We the hard working store level employees have made all the sacrifices and ironically are losing the most. Why cant at the very least our store be sold to a buyer who will at least supply us with jobs? I I mean the bosses of A\&P have stole millions of dollars from the company, which in turn has affected us. I'm asking you judge Drain , How this fair?

## Lawrence Schultz

Produce mgr. 30 years
70-232 Waldbaums Westhampton Beach

- To wham it may concern.

For the post two years of my lifife IV grown to see the unremitting havdworle and dedrecantion that Mp coworkers have for this store. I'm 17 going to be is in 3 weeks. The people who ceorl here have fought me how fo become a more resporidable and mature adult. My Coworkers pus)wn for this store would be stripped awry from them if they were our of a job. The saddest part of this is that they didnit do anythnoy wrong. Due to the corruption and greed of the company, my friends are our of jobs. They all need there jobs. You cant find people this truly unazany anywhere else. If they were to be laid off, their pure passion ans falent would go to waste. That's why it is vital for the company buying the store to heep may family dom what they dor now. I employ you to weigh our all the options and come to the best solution.

From,
Jacob A. Comely

I believe in the law, having grown up and raised by law enforcement and municipal workers. I have worked for the A\&P for 33 vears. I love my job. My job afforded me the ability to raise my three children. I can't believe that the corporate management who destroyed our company are now sitting in judgement on the workers. I am hoping that you take into consideration every hard working family that have over the years have done everything in their power to help grow this company. Our last contract the union workers of Local 342 gave up sick time, vacation time, personal time, we took a cut in pay, and accepted no wage increase for 5 years in order to help save our company from bankruptcy.
Unfortunately our contract give backs was still not enough to save the A\&P from bankruptcy. Also, the greed of corporate A\& P rewarding themselves while taking from us is unfair and disrespectful to the union workers who helped build this company. I trust that you will use your judgement to be fair and to hopefully make the right decision.
Respectfully Yours,
Janice M. Dayton
Bookkeeper
Westhampton Beach Waldbaums

## Your Honorable Judge Drain,

My name is Elizabeth Pugal known as Liz and I have worked for the Company since 1980. I would like you consider selling us not to the highest bidder but to the bidder that will protect our jobs. We as the employees have worked long and hard for this company. 5 years ago when they asked for concessions we gave them what they asked for. We did without our vacations for 5 years. We gave up personal days and explained to our children we couldn't attend their flag day. We worked for minimum raise and put off buying that new car for 5 years, only to find out that we are being sold to a non- union company that does not want us. And at the end of the 5 years we were supposed to be given a check to make by the company to make up for all the concessions and go figure they filed bankruptcy and planned on closing the stores prior to the date the checks were to be handed out. Seems like a plan. I have worked hard for the company; I started on a checkout and worked my way up to Manager Positions. Every person in this store is a hardworking loyal employee. We have treated each other and our customers like family. We have had celebrated births together and mourned losses together. One of our Customers passed away recently and we couldn't wait to collect money and send over trays of food to make their time of sorrow better. Employees even volunteer to serve and clean up. If we lose our jobs we will be without insurance coverage, my son is on monthly medication, and I will not be able to afford his medication if I do not have coverage. We know that there are other bids of union companies on the table. Being that the company had no problem filling their pockets with money right before bankruptcy it would be a blessing if you would consider picking the BEST bid that would work out for both the company and the employees not just the highest bid.

## WE ARE AT YOUR MERCY.



## Eric Fieldstadt <br> Seafood Manager Store 232 <br> Westhampton Waldbaum's

October 4, 2015

To the Honorable Judge Robert Drain,
As a member of Local 342, I have been employed by the A\&P Tea Company full time for forty three years, which is over two thirds of my life, and have worked in the Westhampton Store under both the A\&P and Waldbaums Banners, for twenty eight years, close to half of my life. I urge you to approve a supermarket company that employs UFCW Members ONLY, to purchase our store, thus preserving our jobs and the quality of life we have enjoyed for our families for all these years.

Sincerely,
Eric Fieldstadt


To: 70232FEADMIN;

Dear Judge Drain,
My name is William Scamordella I have worked for A \& P for 12 years.
I have just found out that my store is to be sold to a non_ you union company.
And that they are not taking the worker's.
Now over the past 5 years we have sacrificed vacations and raises to help A\&P get back on there feet.
Three WEEKS before claiming Bankruptcy the CEO and others paid themselves very nicely. Now they want to cut our severance how is that fair. I hope you will do the fair thing and not let A\&P sell to a company that take us without a contract. We gave enough and did the right thing now it's up To A\&P to do the right thing.

Thank you for your time.
Williams Scamordella. Butcher \& First Cuter 12 years


Shop STeward

October 4, 2015

Dear Judge Drain,
My name is Elizabeth Weigand, I have been an employee of Waldbaums in Westhampton Beach for thirteen years. This store has been a union shop and now for a store like Best Yet who is non union to take over, is not only not fair but also very disconcerting.
l am a recent college graduate with many loans and bills to pay and just like my fellow co-workers we need a union shop to buy us and take the employees with them.

As you are aware just five years ago when the Atlantic and Pacific Tea Company who owns Waldbaums filled for bankruptcy for the first time. We had to make many sacrifices, as a part time employee we lost all of our sick time and our personal and vacation time was drastically cut.

Now for the company to file for a second bankruptcy is not only heartbreak but disgusting to know that upper management is leaving pretty much unscathed.

The employees of Waldbaums in Westhampton are more then just co-workers we are a second family to each other. So I hope by writing this letter it will help you to consider other companies that are union shops to buy us.

Thank you for time and consideration,


- Dear Judge, Pg 10 of 87
my name is will Estes. I have been working fol this company since 2004. I found out yesterday my store was bought by Best yet which is non union. I really Feel like it's not fair to us that we are going to lose ours jobs. We have helped the compony in so many ways like loosing Vac, sulk hours pipers. days + not getting raises Fou, 5 years only for the higher up to get all the money. So please if pussibu is the ce any way you could help?

October 4, 2015

## Dear Judge Drain,

My name is Melissa Meli, I have been an employee of Waldbaums in Westhampton Beach for twelve years. As a current college student living on my own, and about to face the possibility of losing my job because a non union store that may take over is upsetting. Because I go to college it is very hard to find a job due to my class scheduling, there are not many places that will work with my availability, because of this it will be very hard for me to find work.

We as a union store feel that a non union shop coming in and taking over is unfair and the company has once again taken advantage of its current employees.

When you work somewhere for so long you develop bonds with people, we are like a very big family and its a shame for us to be torn apart.


10/4/2015

Dear Judge Drain,

My name is Tina Powarcinsky and I have been with the company for 18 years. Our company is a union shop and for Best Yet to take over is not really fair since they are non union. I'm a single mother with 2 kids and just like the rest of my employees we really need a union shop to buy us and take the employees with it. 5 years ago we helped out the company by losing a lot vacation, sick time and raises. Now for the big bosses to get all this money and leave us with nothing is unfair. The customers love shopping here because they have known us forever and are also very concerned. This store is not just work, we are family. We work together to make sure our customers are happy. So please all we are asking is to be bought by a union shop who will take us with them and not make us start all over.


## Dear Judge Drain,

I have been an employee for the Westhampton Beach Waldbaums for over 10 years. This is a part time job for me, but it helps to pay the bills. I have been informed that the highest bid is a non union store and they are not taking the employees. I would like you to consider a union store that will keep me and my fellow employees. I understand the bills have to be paid but that should have been taken into consideration when all the VP's were taken the monies prior to filling there pockets. Thank you for taken the time to read all off our letters.

Sincerely,

James Turman


Waldbamets Location \# $\# 232$.

Dear Judge Drain:
My name is Sonia Lorenzo, I have worked for waldbaums for almost 8 years. Chis fob is a support for me and my childrens. Working in Waldbaums has been great, i would like to still work there since is the only support that I have been a single mother.
I would be very hard for me to loose my job because is close to my house and I don't have a car so I walk to my Job. My children would be very upset if we have to move because of my job. F would like to adress the support coming from the Union company, all the workers have our trust on them and we plead them to help us.
thank you for reading my letter.
Sinceraly Sonia Magaly Loveuzo Villeda
Sonia Lorenzo.
325 Mountauk Hwy.
Ip t 16 WHO NY 11978 .

October 4, 2015

Dear Judge Drain,
My name is Sarah Weigand, I have been an employee of Waldbaums in Westhampton Beach for eight years. This store has been a union shop and now for a store like Best Yet who is non union to take over, is not only not fair but also very disconcerting.

I am a recent college graduate with many loans and bills to pay and just like my fellow co-workers we need a union shop to buy us and take the employees with them.

As you are aware just five years ago when the Atlantic and Pacific Tea Company who owns Waldbaums filled for bankruptcy for the first time. We had to make many sacrifices, as a part time employee we lost all of our sick time and our personal and vacation time was drastically cut.

Now for the company to file for a second bankruptcy is not only heartbreak but disgusting to know that upper management is leaving pretty much unscathed.

The employees of Waldbaums in Westhampton are more then just co-workers we are a second family to each other. So I hope by writing this letter it will help you to consider other companies that are union shops to buy us.

Thank you for time and consideration,


Dear Judge Drain,
My name is Aurora Reyes. Ire been working for Waldbaums for six years. Since then Waldbaums has served as single support for mine and my five children. three of which are still underage and attending the local school zlistriet. For me leaving this job would require a possible move for me and my children.
This would affect them emotionally by leaving the place they have know for as long as they can remember as well as leaving behind their life long friends. This job has helped me throughout many hardships like the death If my husband which has left me as a single nother struggling day to day to get by and support my children. Also I wovid like to state -he lack of support coming from the union which me and my peers have set our faith on to help save our employment. I am very grateful for my position at waldbaums and Novid work very hard for the new company which takes over just as I have for my former employer. sincerely, Aurora Reyes


October 4, 2015

Dear Judge Drain,
My name is Kenneth Taylor I currently am attending college but work at Waldbaums in Westhampton Beach on my school breaks and worked at Waldbaums during most of my high school career.

I have been told my co-workers that a non union store is interested in purchasing the Westhampton Beach store and would not bee keeping the employees. I find this very upsetting to hear. I have very close bonds with the other employees that are still currently working at the Westhampton Beach Store, and hearing that they are so upset and me being so far away at school I felt compelled to write at letter to you. I am asking you to please not allow a non union store to purchase the store. I hope that this letter will have some effect on your decision making.

Thank you for your time,
Kenneth Taylor

October 4, 2015

Dear Judge Drain,
My name is Marissa Ebert I currently am attending college but work at Waldbaums in Westhampton Beach on my school breaks and worked at Waldbaums during most of my high school career.

I have been told my co-workers that a non unlon store is interested in purchasing the Westhampton Beach store and would not bee keeping the employees. I find this very upsetting to hear. I have very close bonds with the other employees that are still currently working at the Westhampton Beach Store, and hearing that they are so upset and me being so far away at school I felt compelled to write at letter to you. I am asking you to please not allow a non union store to purchase the store. I hope that this letter will have some effect on your decision making.

Thank you for your time,

## Marissa Ebert

October 4, 2015

Dear Judge Drain,
I have been working for A\&P and Waldbaums' since 1993. I started in the Rockville Center A\&P store and transferred to Westhampton Beach Waldbaums'. I consider the people I work with my family, and have made many life long friends while working at this store. I rely on working at this location because I do not drive. I walk to work every day in rain, sleet, and snow to make sure that my job gets done! I am a 71 year old man and I am not ready to retire. I feel that if I lose my job I will not have many more options, and I want to continue working. I hope that our letters help you to make your decision on whether or not we need a union job in this community.

Sincerely,
Clifford H Jones

## Honorable Judge Drain,

I am writing to you as a Waldbaum's employee and as a Westhampton Beach resident regarding the bid from Best Market on my store 70232 in Westhampton Beach. I have been a patron of Walbaum's since before I began working there in 2008. On behalf of myself, my family, and my coworkers, I urge you to reject the bid from Best Market or any other bid from a company that will not include a union. This decision will affect my livelihood and the livelihood of my co-workers. I ask for your compassion in this decision and I hope you will support us in your decision.

Respectfully, John David Wanamaker

Susan Tinley<br>17 Shelter Harbor Court Wading River, New York 11792<br>October 4, 2015

To the Honorable Judge Drain:
My name is Susan Tinley and I have been a loyal, honest, and hard working Scanning Department Administrator employee for 31 years with A \& P (Atlantic Pacific Tea Company).

While we have been made aware of the unfortunate circumstances facing our company Healthcare benefits and other benefits as provided to us by the union, have kept our families alive with food on our table. During my tenure with the company I was able to cover my three children and my husband and myself with these Healthcare benefits.

Facing the loss of a job is a significant hardship on us all. COBRA is something many of us have counted on while we may face searching for another job. In some cases in other stores, people have been fortunate enough to be offered another job at time of sale and get benefits and their salary.

Honorable Judge Drain, while my children are older my husband depends on me for healthcare. He had a stroke at the age of 54 and without my healthcare coverage I don't know what I would do.

It is truly a horrific circumstance to be in and one that I plead you understand for all the employees including myself. Best Yet has NO ONE but themselves driving their decisions. They will throw away employees like myself the way you may throw away a tissue. It also appears that a few bad executives may have thrown us all under the bus for personal gain.

We ask for your mercy and support to help protect us and our families for the sake of our benefits PLEASE Sir. You are our last hope to have something left after having worked so hard with so much loyalty.

Thank you,
Respectfully,
Susan A. Tinley


Dear Judge Drain,
I am a fort-time employee at westhampton Beach Wallowms. I an Currently attuning college and paying for it with my jon at whibaums, I would like you to considering. buy ing a union store 50 we can kep our jolos.

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& \text { Sincerely, } \\
& \text { Patrice Mctabe }
\end{aligned}
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Dear Judge Drain,
My name is Charles Caput Rottman, an employee for over a year at west hampton Bench Waldbaur I am coresently balancing school, wok, and station, ep a business, and right now Waldburms is the only sheeny job with a flexile enoch schedule to support me. I humbly, revest that you corrodes alban the store to de a vain shop:

Sincerely,
Challis Capita Roftaman

Dear Judge Drain
Hi my name is Kayla cardona.
Due to the bankrupol, we shouldn't have been bought to a non union company because all my lojet coworkers and I will be out of a job. we hale coworkers that been here for tears and the dedicated a lot of effort to A ip compony.personkily I'm a young adult who goes to school and works. I help out my mom att with bills that heed to be paid and pol for things that. I need. Ir on my last lear of school. college is quit expensive now and dapowithout this job, I wort be able to do those things and nether will my coworkersive should be bought to a company that is a crion so no one con lose their jobs. It's a rough life out there.

Dear Judge Davis,

My Name is Kim Valentino. I have been a part-timer at the Westhampton beach Waldbaums for over 9 years. Evenpone who works here is an extremely hard worker. I've seen us lose vacation time, personal time, sick time. people have come in contagiously sick because their cant afford to lose money. Yet, we Still stayed here because of the Customers. Everyone goes above and beyond $t$ the customers are So thankful. Theyre always kind to us, and vice versa. Having to go back down to minimum wage is unfair t kind of cruel. This is unfair as it is NOT OUR foul this is happening. Why Should we have to be punished for what company has put us through?

Dear Judge Brian
I Dawn $m^{2} C_{a t h y y}$ as committed member of local 342 for over 35 years of a Change in the ounership of the Busines you would Ensure that ouR contracts a BENEfits would be considered before you allow Atlanta a pacific t tea company of fr sue location to a nonitinion shop for this wouldera cause hard ship to all that are involved Please conozides all the people this will effect in your decision to All this to hAPPEN

Thanks
Want $x^{c}$ cherty

Dear Judge Drain.
cot $4^{\text {th }} 2015$
Thy maine is Phyllis Moreen. it have worked for the compering AtP Bi years. Just found out Best Let is taking oren Westhampon Beach. Stare 232 in Ki/. Long ceslond.
al hove hen ar loyal emplayee, and I gust cant fathom that you Mill allow a non rios stere do taka oren. Thane will be about one hendreat inplayees unthingothes. Please il am keggang you to Let a lin llowion stere to take over Westhampen peach. Se we can have faiths.

Thank your for
your. Time!?
Phyllis hanker
your Honorable Judge Drain,
My name is Susan Auth and I have worked for Waldaums for over 25 years. I am a dedicated loyal Worker. There are Times when I having been so sick I Drove to work Just to open the Dove so mufellow Emplapes couidget in the store. Then I would call in Sick. It was very upsetting to hear the Company was going bankrupt. How Coon that BE. WE Always nad a profitable store AnD that Because the 232 Emplapes Always make sue the Customer Comes First Maybe its time for the

Company to see we Come Fist Please go with a Company that will keep my fellow employees and myself. We will make Sure the new Company stays Profitable and we will do our Best to Continue the service we have given to our Customer and thelompany

Thank you
Sue forth
$D_{\text {ears }}$
Honorable Judge Drain, this letter is in response to the hasible possibilities that seem to be unfolding for my Stor, west Hampton.
\& have been a devoted and loyal employee for A GP/ waldbaum for 28 yes and now my life will be taken away from me. This will happen not Because of poor putforman. tardiness on stealing. En fact iq will be taken away from me because was stolen from and Lied to by the company that il was proud to wok tan. Please don it let then failure be the exdfrne and my stow.

Sincerely armani Pearson

Dear Judge Drain,
My name is Laurie Killeen.
Ire worked for Aep/Waldbaums for 38 years. I just found out that our Store \# 232 West Hampton that we were bid on a non-union Company Best Yet. This will leave us jobless! I been travling from Cormack all the way to West Hampton its about 41 miles oneway. So I can keep my job. I did What they asked me to do in hopes that our store will be brought by a union owed company. I would like to ask how fair is that? We all have made sacrifices and we are all in the danger for losing our jobs. Not only will be suffer so will our families so I am pleading with you not to let a non-union company buy us.!!
your truly,

$$
\begin{aligned}
& \text { Oaurir Killeen) } \\
& 70-232 \text { West Hampton }
\end{aligned}
$$

Dar, Judge Drain,
My nare is Paynal Whasa, and Iim an imployer of Walldatm in wisthanptr Bear and bein on arrently fer It you ad S monthe Over the you I'se wortad wath grect pewplu, my w-urkers whocy al buen horting for mack longer
 a mach more frindider ervirionmant then It probably duravy to be. Writh by that bely said, taving the site row belong bought by a ron-untan store rcally upset imployecos. My forinds. We all find this ath - wfele and wong to say the lost. Manywaf us whoncurrtd at Mis Undon stre have diec so sofe eceority of the wan backly us up. As I've bein port of the deli dlepontmant, unlon's been vory important fur mysetf ay my manager and co verteros of the deli. For nomy gears ma mange been pritactod by hur inton shis buan und . fur mo yoars! No wathll be soum in a fow ronthe for mye His job's Vrog impontint to me. Im curratty a for Hme collyge stedont at soffolk cumbyy commontyy culluge. I mate usvally ervugh 8 p pay for my or inser gas, satood supplas fur cach surotor, and as melit as apules. Alot of moncy $I$ and' 4 spand.
But wreuteratly, shee thrs nue stas, that's bought us a octuber 3 red, 2015 , I'm now going to tave more complicax
with trying io fand a brand new job. Not to mustin how thrs is alse golng it ffect me fomily. My shore the I arrattly worth at has firud ragself, ny brother Suan and my other buther Connere. Cunor suftrs for autlsm and rally will probably, tare hauch more complicalerss finding anowhe-job then anyone ose. Thats reafly turd to accupt. If your riading this and tave any pomer is possoly tuve a unam sture twhe our this stre fan wiestherpon blach, I hope for my sates, ry sake, for ny fullow cunerkes sate, you an Iston lo our pleads for huly.
thank yus, pourrac dotusum

Judge Drían
I have heen an employes for $A+P$ (Waldhamo 232 ) for 19 ins, lam very sal that AT A Ps filed hankrupt months ago, l need to beegp uny of mey hane $t$ mi faimily. Wo need to have a store liditrat d, in a unio atore. So a cars keyp my jol.

Rexperfully
Jfape troleove

Dear Judge Drain

Working at Waldbaums for about a year and five months keeps reminding me how lucky I really was, until hearing the tragic news on the company's bankruptcy now I realize that life ain't all Sunshine and rainbows ans hers Sonar. On top of that now hearing. that mast market is the next company to take over the waldboums departmat makes me fee 1 uneasy. They don't Seen like a very trust worthy company, Since they held $\$ 6$ million right before bankruptcy. This also affects a lot of hardworking employees Such as myself who keep the deportmat running. We apparatly beat the record fir for most customers in the store compared to last sumner. Best Market is also a non union company which will Score off dedicated hard working employers who actually wont to stay in a union working environment. In conclusion I hope that "King Kullen" or some other union family oriented company takes over the deportment, our fate is in your hounds...

From Sean JohnSon, Deli clerk

Dear. Judge,
would you please consider selling the westhampion beach wald baum's to a union store.

ALL of us would like to continue working here, and need our jobs.

Thank you Kathy Rozgeveen

Employed here 29 years

Dear Honorable Gudge 1)rain al have beex a valued employer of Altantic 4 Racife Tea Company of the past 30 years.
ol was very upipited when I liarned that ovoplied bankenuptry
twout a halk nopths ag. twort a half months ago.
at presint anficll nud my
Sinerely Auna Farrar

Waldbaums Location \#232.
Dear Judge Drain,
My name is Johann Leon, if have worked for Waldbawns for almost 8 years, this job as been a great support for me. This job has help me because 1 am a mother of three wish they all are. minor and still in school. Working in Waldbanms all this years have been great, I considerate like my second. fauply. Everyone who works here works hard, we are a team together. We all plead for the Union Company to help us. For all the workers this new has been very distressing. All the workers would like if we Keep our jobs together in the new Company, especially because I am single mother of three Kids
We are not asking for handout, we are asking for opportunities.
Thank you very much for reading my letter.
Sincerely


POBOX: 662 westhampton NY 11977 . Pg 39 of 87

To whom it may concern Hello my name is Noah deweever. I work at the west hampton wulbalms, I live close around here and like to be involved in the community thuts why I gut this job to be part of the community and work with other people. This job hus been un amazing experience and $I$ be working here and it has been a great working and laming experience and $\mp$ really hare to continue it. My cowikers are all amazing people and deserve to be able to keep then jobs and work to the full extent

Dear Grudge Drain.
My name is Donne Alavix A have wacke for A: $p$ since ot was 16 years ald, now tam going to be 58 (a long time). Many ob my family mesnevus have worked for company also. I just found out the mol store \# 232 Westhemptor is to be come a pest yet which is non-union, which means its will heconce jobless. D wing mong mans years of emplaysnent d done whet ever was asked for me to do. Woitery different dipactinents for sick calls, oven agio, holidays, erne we they asked ot did. ' fulas a teamplaye Now om in meat Dept tr well over 20 years. How fair is this? The company files forlamkruptcy, cut our seance, haven't bad a Raise in 5 years, give bact our time for the Company to helpcthem out, who knows what wee will end up with. We all have dedratidour entire lives to this company an look what they are doing tars
they don't treat ho as people we all have families andgrandcheldren who will le affected by had decision made by Asp and the changing of Bosses everyteme you turned Woven al. We could lose everything. again after we worked po hand to get whiles we are today, Again is that fair 2 elrememba when this company was great to work th r, whats why alar of us stayed - hie as long as we tie.
yous truly.
Arassne slaver
10-232 Waldluaums West hampton pred

October 4, 2015
Dear Judge Drain
1 am an employee of A\&P/Waldbaums for 34 years. I was deeply saddened when the first banknuptry was declared. A\&P told us they would try to come out stronger as they took back our vacation time, sick pay, personal days, froze our wages and paid our first hour each week at minimum wage. We believed their promises.

Now the owners have gutted the company, looting whatever cash they could squeeze out, and declared themselves bankrupt again. My store, Waldbaums Westhampton, is slated to be sold to a non-union owner. Best Yet is highly unlikely to hire us at our current rate of pay.

My home needs repairs. I can handle this on my current part-time wage. I don't see how I can afford it. at minimum wage. I will miss my work-family of fellow employees and regular customers. Pleaseconsider what impact your decision has on all of us little people who live and work here and not just a few extra dollars for already bankrupt A\&P. Thank you for your time.

- Dear Judge,

Thave been with the company
$\sin c \mid 1992$. I strutted with Ass. then Waldbaums took over which is A UNion shop. INEED foe you to not sEll this store in WEsthampton BEECh Dew York. to beat Market sines they are not a union shop. Ia nA single Mom who needs myarate of pay And my benefits. We As A STORE need you totahe this in consideration. This StaLe is A fAmily notjusta place oflowiness. The customers ALEE AS COOCEEadid AS LOE Ado. They come in welly tochacts on es they have told me it HE AnEnt going to still be working in the NEXt se que that is purchased. they wont shop here. The communal is looking top A union shop. Ir ope you bead this LEtter and I , can dance your mind.
Thank you tore your time and consideration,
Edith othmmetstein

Judge Drain,
As of yesterday, it has been announced that westhampton wialdhaums has been bought by a won-unien store, having myself, as well as min fellow emelogus, Jobicoss. It is may intuition to express mex concern about this Situation. I have been at this store for about 3 yewors, with hope thant someday I cools make a future here. A number of times the compering itself weiss locking into making tine a Bull time employer. However. that obuiasiay seems io not be the care: and proving was not the case the entire time. It seems as is this compline does not Cere about the well-hery or Employees leary vs with Brorentand sanity premixes. we weer all told that with Bankuptiy and sales of flu shoos looming thant tho ore work he an ayrenent lith a bays that viols allow us to kelp or bows. That again, is not the case. So masers, as well as dares, ore liritim to you to fry and save our lobs. We cask that you reconsiate the decision to sell to a ron-wrion stor so that hunters of employers ane not left Unempilaye.

Dear Mr. Drain,
$M_{y}$ name is Daniel Strabo.
I have worked for West Hampton Waldbums for 8 great years. I recently have found out that the highest bid for my store is by Best Yet. This is great news to hear. But on the contrary. I am afraid this is the end of the road for my fellow coworkers and myself, due to Best Yet not being a union shop. $M_{y}$ co workers and myself have given our all to this shopand do not decern to loose our jobs. At the least I feel that the employees deserve to continue our legacy of Great Customer satisfaction and work ethic. If weald be greatly appreciated ifabid by a union shop was accepted giving the great workers a running opportunity.

Judge Drain I ask of you to please give us a fighting chance and look out for the Bones of the Company.

Daniel Strabo
Danemareo

Judge Drain,
I have been employed by
Waldauns fan 28 yes fuel time. i cannot believe the turn of events that have happried, apter giving back to the company to save it. It bade naugh we were lied to and miselead ablaut the status of the company, mow we are being sold to a non-Uinian shop, who are not taking the emplayes. Now pony life as well as the lines of My fellow emplayes are in Jurmail, and uncestring. I ash that you overturn this riling and demand we be fold to a Union chap, the careen and lines of a lat of people che in your hands, please consider this..

Thank you, sincerely,

Trobent Candela

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\text { OCT 4, } 2015
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Dear sponge Drano,
I RIGHAD GAbON HALE BEEN EMPGHEI BY THE GREAS Atp tea company for 25 Years. I HavE BEENADENICATED, LOYAL, HARD WORHNG ATP/WACIBAJMS EMployee, I Take pride In my WORK AS a DARY DEPT MaNager. MY Dairy Team consists of, dandy, JACOB, JAMES, JONATHON, KEEN AND NOAH, DE PRONDÉ EXCELlENT customer service to dr community OF WESTTWMPTON BEACH NY. our store Wand badms \# 232 IS CURRENIM BIA ON BY BEST YES MARKETS, WE WIN NOT HADE DECENT PAYiNG JOBS. please Consider all bits GIVEN THAT WIU PRONIDE Union JOBS WIJH A saLary For US TO LJE HERE IN LONG ISLAND) Nén York,

Honorable Judge Drain,
I am writing to you to ask that you reconsider your decision in the bankruptcy case involving the A\&P / Waldbaums'/ Pathmark company I am asking to accept the bid from key food co. This is a union shop and will allow all the dedicated employees to keep their jobs. My two granddaughters have collectively worked at Waldbaums in Westhampton for a total of 21 years. Sarah depends on this job to help pay for her college education if she loses this job it would cause a financial burden on her already struggling family. Elizabeth needs this job to pay for medical insurance. She has serious illness, and this must be closely monitored. My wife and I live in an affordable housing. We are unable to help our two granddaughters financially I read in Newsday that the top management have a 6.5 million dollar pot to split-up among their selves this was established just prior to the declared bankruptcy. This is America this should not be allowed to happen to our citizens please find it in your heart to rule for the employee's.

Thank you,
Joseph Ammenwerth

## Dear Judge Drain,

Your Honor, my name is Seferhan Caglayan. I am a past employee of the Waldbaum's in Westhampton Beach. I now work at the Mattituck location. To my great relief, Key Foods, a union store, is buying my store. But the same cannot be said for the Westhampton Beach location, my store for five years. Best Markets is trying to buy my old store, and if this happens, my past co-workers will lose their jobs and all that they worked for. Best Markets, as it is well known, is not a outfit that treats it's employees well. They will pay bottom dollar for their help, and it is shown in the general quality of their stores. As you can see in the petitions being circulated, the locals do not want a low quality supermarket in their area. The said locals also do not want to see the employees who have put decades into A\&P being thrown by the wayside. It is not the fault of the average worker at Waldbaum's for the current situation, but of upper management. They have taken a once great company and have run it into the ground by their sheer incompetence. And yet despite this, they have taken millions in bonuses, much of which was given out within the past two years, and some months, if not days, before the company declared bankruptcy for the second time in five years. The fact that most employees will lose their livelihoods because of this highway robbery is yet another slap in the face. We all beg of you Your Honor not to let this happen. The people of Westhampton and the employees of Waldbaum's only ask that you consider a company that is union to buy the store, and therefore not punish further the great people that have suffered due to the incompetence and greed of certain A\&P executives. We derserve better than this, and we hope you agree with this sentiment.

Sincerely,
Seferhan Caglayan.

## Honorable Judge Drain,

I am writing to you as a concemed family member of a few employees of the Waldbaums' in Westhampton. My Two daughters Elizabeth and Sarah Weigand have been employed there for many years, this job has helped them both to work while attending college. It is very disconcerting that the store is in bankruptcy yet again and the higher level management is not affected by this decision but the lower level employees, the middle class workers are being treated with such disrespect and disregard for their well being!

My daughters have just informed me that Best Yet is asking to purchase this store. This company is nonunion therefore will be letting ga of all current Waldbaums' employees since there is no contract between unions that would help keep them. I am asking you to look deep within your heart and make the right choice to say NO! to their purchase since they are nonunion. I am sure you are in a UNION job and know that Unions fight for the the lower level people to help them keep their lobs and livelihood intact.

Please your honor say NO! to the purchase of West Hampton Waldbaum's by the NONUNION store BEST YET!
Thank you for your time.
Lisa Weigand

October 4, 2015

Dear Judge Drain,
My name is Bryan Filetto, I currently away at college but worked at Waldbaums' in Westhampton Beach this past summer.

I have been told my co-workers that a non union store is interested in purchasing the Westhampton Beach store and would not bee keeping the employees. I find this very upsetting to hear. I am asking you to please not allow a non union store to purchase the Westhampton Beach store. I hope that this letter helps you in your decision making. They're a wonderful group of people and it would be a shame to see them all lose their jobs.

Thank you,
Bryan Filetto

I am writing to you as a concemed family member of an employee of the Waldbaums in Westhampton. My cousin Melissa Meli has been employed there for many years as it is a local to where she lives and has helped her to work while attending college. It is very disconcerting that the store is in bankruptcy yet again and the higher level management is not affected by this decision but the lower level employees, the middle class workers are being treated with such disrespect and disregard for their well being!

Melissa has just informed me that Best Yet is asking to purchase this store. This company is nonunion therefore will be letting go of all current Waldbaum employees since there is no contract between unions that would help keep them. I am asking you to look deep within your heart and make the right choice to say NO! to their purchase since they are nonunion. I am sure you are in a UNION job and know that Unions fight for the the lower level peopie to help them keep their lobs and livelihood intact.

Please your honor say NO! to the purchase of West Hampton Waldbaum's by the NONUNION store BEST YET!
Thank you for your time.

Jessica Verni

October 4, 2015

Honorable Judge Drain,
I am writing to you as a concerned family member of an employee of the Waldbaums in West Hampton. My niece Melissa Meli has been employed there for many years as it is local to where she lives and has helped her to work while attending college. It is very disconcerting that the store is in bankruptcy yet again and the higher level management is not affected by this decision but the lower level employees, the middle class workers are being treated with such disrespect and disregard for their well being!

Melissa has just informed me that Best Yet is asking to purchase this store since they are the highest bidder. This company is nonunion therefore will be letting go of all current Waldbaum employees since there is no contract between unions that would help keep them. Key foods is also bidding but are 2nd and are a union store and will keep the employees. I am asking you to look deep within your heart and make the right choice to say NO! to Best Yets purchase since they are nonunion. Say yes to Key Foods let the employees keep their jobs!!!

Please your honor say NO! to the purchase of West Hampton Waldbaum's by the NONUNION store BEST YET! Say YES! to KeyFood the UNION STORE!

Thank you for your time.
Deborah Cortesev

# Lorin Bull 

15 SMITH STREET
Center Moriches, NY 11934
T 6318789146
lorin_bull@hotmail.com

October 4, 2015
The Honorable Robert D. Drain
300 Quarropas Street
White Plains, NY 10601-4140

## Dear Judge Drain,

I am writing you regarding the recent bid for the Westhampton Beach Waldbaum's by Best Yet. I am a current employee of Waldbaum's. I am currently in the East Hampton store which was purchased by Stop \& Shop. The employees in the East Hampton store were very lucky. We have all been given job offers by Stop \& Shop, which we are extremely grateful for. Unfortunately our brothers and sisters in the Westhampton Beach store are in danger of being purchased by a company who will not keep the employees.

I have been working for Waldbaum's for about 15 years. I started my Waldbaum's career in the Westhampton Beach store. The employees there are very hard working and loyal to their jobs and the local customers. Allowing this store to be sold to a company who is not willing to take on the current employees and their union would be a horrible mistake. Luckily, Westhampton Beach is an area that is in need of a supermarket. There is no other grocery store for miles. I'm sure because of the area and the potential that a new supermarket coming in would have there must be other options for buyers for this store.

Please consider only accepting a union employer when selecting a buyer for the Westhampton Beach store. There are a lot of valuable employees who have worked very hard for Waldbaum's for a long time. I know they would continue to do so for a new employer. Why put a whole store full of excellent, highly qualified employees on the unemployment line if there is another option which keeps them employed? I hope you will take this into consideration when the final decision must be made regarding the sale of the Westhampton Beach Waldbaum's.

Sincerely,

Honorable Judge Drain,

I am writing to you as a concerned family member of an employee of the Waldbaums in Westhampton . My niece Melissa Meli has been employed there for many years as it is a local to where she lives and has helped her to work while attending college. It is very disconcerting that the store is in bankruptcy yet again and the higher level management is not affected by this decision but the lower level employees, the middle class workers are being treated with such disrespect and disregard for their well being!

Melissa has just informed me that Best Yet is asking to purchase this store. This company is nonunion therefore will be letting go of all current Waldbaum employees since there is no contract between unions that would help keep them. I am asking you to look deep within your heart and make the right choice to say NO! to their purchase since they are nonunion. I am sure you are in a UNION job and know that Unions fight for the the lower level people to help them keep their lobs and livelihood intact.

Please your honor say NO! to the purchase of West Hampton Waldbaum's by the NONUNION store BEST YET!

Thank you for your time.

Carolyn Levenson

Cololoen 4,2015
Honarable fuedge Dreér,
We have beer shopping in Wesuhanpton Beach Lealdbreuns. We are dimnayed to hear that a lied on the stare from a. NON-urion comyany wile result is sell The current enplagees losing Their jobs. As quel tine residents tue are niry wpset hy. This. We terge you, if legal, only conseder wids fron a urcon cupcarling conpary. The Eayal workers at Waldbaund deserue at least the ahavee to kap their joho went a urion stare.

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GUARDIAN ${ }^{*}$
The great and Hard Working Employees at Watdbames deserve at Least the change to Keep their Jobs with a union store.


Westhampton BEACH, N.Y. 11978

Oet.4,2015 GUARDIAN.


1 have been shopping at
days in the 60's 1
Sad to hear that a bid to buy the STORE is from a NONunion co. and that all the current employees will Loose their jobs and all their benefits All of Westhampton Residents ARE VERY upset. $\frac{1}{\text { All hope you }}$ will consider only bids from A union company. Securities products and services are offered through PAS. Financial Representative, The Guar dial
New York, NY (Guardian). PAS is an indirect wholly owned subsidiary of The Guardian.
NRL Wealth Creation Strategies, LLC is not an affiliate or subsidiary of PAS or Guardian.

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Dear Sir ar Madam,
It was with great sadness $\frac{1}{1}$
learned, that the fath fils efficient
employed of the A+P Coup. Will
not be going on to the new Cal
The senioroty they hove, after
so many yeas of service to
the Company, will all be gov.
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to live on. They all have morgages to pay, car payments, college the
education do. Will they loose their
educe? Will the Will they loos their up fa bankrupay? It is impossible to live here on \$10 on how.
I would hare as a fatter ar mother of these employees you would look kindly an a great group of waters.


Eliza both f facking 65 south nd. 467 south 1 d. Westhamptor Beach-n.l.

I am wrïting this appeal in support of the employess of walbaums.I have besor a cerstome of your stose for uues fifty yearsWe are a small community and valus the peopls with whom $W_{\Sigma}$ hauk wnkzd for manl yecos-
I beq of fou pleas hevp your currest Employess thuse is an old saying "To kosow you is to bove you"

Sir cesely
$\sum_{1}$ liza leth fyoilirg

# Letter To Judge Drain 

X DELETE $\leftarrow$ REPLY \&REPLY ALL
Deirdre Sicari [dsicari@verizon.net](mailto:dsicari@verizon.net)
Sun 10/4/2015 9:26 PM $\quad \rightarrow$ Mark as unread

To: 70232FEADMIN;
Bing Maps | Action Items $\quad+$ Get more apps

Deirdre Sicari
212-43 16th Avenue
Bayside, New York 11360

October 5, 2015.

Judge Robert D. Drain
United States Bankruptcy Court
Southern District of New York
300 Quarropas Street
White Plains, New York 10601-4140

Honorable Judge Drain,

I am writing on behalf of all my fellow co-workers in Waldbaum's Store 232 located at 70 Sunset Avenue Westhampton Beach, New York 11978. It's my understanding that Best Yet Supermarkets has given the highest bid for the Westhampton Beach Waldbaums. I am not aware of any other bids put on this store. But if there are other potential bidders who placed bids on this store and those bidders are willing to take the Union Contract, I am urging you to please consider that bid over the higher bid to save as many jobs as possible. It is my view that the social costs to our society and to our government resulting from these people being unemployed would outweigh any additional monetary gain to A\&P if the higher bid is accepted. Can you please take this into consideration if there is a competing bidder. Lastly, there are so many other stores facing this same situation, and I am sure you have received so many letters. I am pleading with you to please save as many jobs as possible. So many people so far are going to be without a job from the stores that are closing already. It's to my understanding that these bids that were placed on the stores have to be ok'd by you first and I noticed a lot of them will not be taking on the workers. If any of those stores got bids from potential buyers that would accept the workers with the Union, please consider what I said before.. A\&P took enough already!!!! Ask them to give back all their money they gave to all the executives and CEO's and the money they took from us and they can use that money to pay off their debt. Once again all A\&P cares about is getting the most amount of money for their stores with NO regard to their hard working loyal employees. I don't believe "WE" the employees should be penalized for their wrong doings. Thank You for listening, I truly appreciate it.
Sincerely

To whom it may concern,
I have been a loyal customer of Waldbaums since I moved to Westhampton Beach 26 years ago. As the center of the small community of Westhampton Beach, Waldbaums was a stop I have made multiple times a week throughout the years to get all of my supplies to feed my very hungry family of seven (and all the various other guests my children decided to bring home). While Waldbaums always has a great selection of groceries, the real reason why my family has consistently shopped at Waldbaums is because of the excellent employees who work there. I have gotten to know the staff on a personal level and have witnessed their commitment to both the customers and to the well being of the store. The employees often have gone above and beyond in taking care of customers requests and contributing to our community. There was never a time when I couldn't rely on one of the wonderful employees to help me with my groceries to my car or suggesting a certain cut of meat or just having a friendly interaction where we learn about each other's lives through many years of talking.

In addition to taking care of all my needs, Waldbaums has been a key partner in a community organization that my husband and daughter run called Adopt-a-Family. Adopt-a-Family supplies needy families in the various communities in and around Westhampton Beach with food and gifts. The staff at Waldbaums has always been extremely accommodating in Adopt-a-Family's every request, from ordering food, to securing donations from vendors, to helping carry and transport turkeys for each individual family, in order to provide a better holiday for hundreds of families in our community.

What I have learned in my 26 years of living in a community like Westhampton Beach is the heart and soul of a small community is often the place you visit most. For most people of the community of Westhampton Beach, that center has been Waldbaums. And Waldbaums, without their dedicated staff, is just a building and ceases to be that central community center that we all love. The employees, many of which I have developed friendships with over 26 years, have been the reasons I keep coming back to shop at Waldbaums.

I believe I speak for many members of my community that it would be a tremendous mistake, aṣ a business, moral and emotional decision, to lay off the fine employees of Waldbaums. Please consider the employees and the community at large when making important decisions regarding the staff.

Please feel free to reach out to me at 631-926-3254 if you have any questions or would like to speak to me about my love and loyalty to all those that work at Waldbaums.

Respectfully yours,
Bernadette Werner

To whom It May Concern,
We the people of Westhampton Beach, New York, are sending this letter as part of a community effort, to help the employees of the Westhampton Beach, Waldbaums store. Our families have been shopping there for 16 years. The employees of that store are like family to us. Family is someone who is kind, caring, helpful, loyal, and trustworthy. They are all those things to us. They help us with any needs we may have. We are a small local community, so we all had our families grow up here together, These employees are our dearest friends for years. It would be a total devastation for all these employees to lose their jobs here to a non union store. These people need a union store here to help them survive, they need all the benefits of a union company. They have families to support. Our community is very broken hearted over this. We are hoping that what ever comes of this, that it will be taken into consideration the impact that it will have on these people lives, and hope that the Unemployment Rate will not rise some more. Thank you for taking the time to read this letter.

The Families of the Westhampton Beach Community

(No subject)


To: 70232FEADMIN;

Please do not allow Best Yet buy Waldbaums. The employees will lose their jobs.
Sent from Jeanne's
iPhone

We the community of West Hampton Beach Village understand the Great Atlantic and Pacific Store is trying to sell our store to the highest bidder. This store has been our part of our Family for over 50 years. These people are not only our friends but we consider them family. We understand that the company is Bankrupt and is up for sale to the highest bidder. We have been informed that the company Best Yet is the highest bidder and non union. It has been explained that all the employees (family) are being laid off. It has been also noted that there is a second bidder who will keep the employees (family) employed with their jobs. It has been in the papers everyday how the executives have extorted all the monies, some of which the employees (family) have provided through concessions.
WE ARE SUPPORTING OUR WALDBAUMS EMPLOYEES (FAMILY) BY SIGNING THIS PETTETION HOPING THAT YOU CONSIDER NOT THE HIGHEST BID, BUT THE BD THAT IS BEST FOR THE EMPLOYEES (FAMILY) AND OUR CONMMUNITY. Skint Kaitinglón
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132 Lisa weigand
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135 Sue krowitz
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