

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION  
[www.flmb.uscourts.gov](http://www.flmb.uscourts.gov)

In re

Chapter 11

MATCON CONSTRUCTION SERVICES, INC.

Case No. 8:23-bk-00215-RCT

Debtor.

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**NOTICE OF FILING BALLOT FOR ACCEPTING OR REJECTING  
MATCON CONSTRUCTION SERVICES, INC.'S, DEREK MATEOS AND  
MARYNES MATEOS SECOND AMENDED JOINT PLAN OF REORGANIZATION**

MATCON CONSTRUCTION SERVICES, INC. (the “Debtor”), as Debtor and Debtor in possession, by and through undersigned counsel, hereby gives Notice of Filing the Ballot for Accepting or Rejecting Matcon Construction Services, Inc.’s, Derek Mateos and Marynes Mateos Second Amended Joint Plan of Reorganization, attached as **Exhibit A**.

Dated: April 28, 2025.

Respectfully submitted,

/s/ Scott A. Underwood

Scott A. Underwood

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*Counsel to the Debtor*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and accurate copy of the foregoing, that was filed with the Clerk of Court on April 28, 2025, has been furnished electronically to those parties registered to receive service via CM/ECF, including the United States Trustee, who is registered to receive electronic notices in this case.

/s/ Scott A. Underwood

Scott A. Underwood

**UNITED STATES BANKRUPTCY COURT  
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In re

Chapter 11

MATCON CONSTRUCTION SERVICES, INC.,

Case No. 8:23-bk-00215-RCT

Debtor.

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In re

Chapter 11  
Subchapter V

DEREK MATEOS and  
MARYNES MATEOS,

Case No.: 8:23-bk-01644-RCT

Debtors.

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**BALLOT FOR ACCEPTING OR REJECTING  
MATCON CONSTRUCTION SERVICES, INC.'S, DEREK MATEOS AND  
MARYNES MATEOS SECOND AMENDED JOINT PLAN OF REORGANIZATION**

Matcon Construction Services, Inc. (“**Matcon**”), and Derek Mateos and Marynes Mateos (the “**Mateos**” and collectively with Matcon “**Debtors**”) filed the Matcon Construction Services, Inc.’s, Derek Mateos and Marynes Mateos Second Amended Joint Plan of Reorganization (Case No. 8:23-bk-00215-RCT, Doc. No. 589; 8:23-bk-01644-RCT, Doc. No. 265) (the “**Plan**”) referred to in this Ballot.

**You should review the Plan before you vote. You may wish to seek legal advice concerning the Plan and your classification and treatment under the Plan. Your claim or interest has been placed in the categories of claims and interests set forth herein and as described more particularly in the Plan. If you hold claims or equity interests in more than one class, you can vote a separate ballot for each class in which you are eligible to vote, and you can duplicate the enclosed ballots as necessary to cast all ballots to which you are entitled to vote.**

The Plan can be confirmed by the United States Bankruptcy Court for the Middle District of Florida, Tampa Division (“**Bankruptcy Court**”) and thereby made binding on you, whether or not you vote. In the event the requisite acceptances are not obtained, the Court may nevertheless confirm the Plan if the Court finds that the Plan accords fair and equitable treatment to the Class rejecting it and otherwise satisfies the requirements of § 1191 of the Bankruptcy Code. To have your vote count, you must complete and return this Ballot by no later than **May 27, 2025**.

To have your vote count, you must complete and return this ballot.

Name of Creditor: _____ Amount of Claim: \$ _____ Class: (circle one) 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 The undersigned, a creditor of _____ in the unpaid principal amount stated above <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <span><input type="checkbox"/> Accepts the Debtors' Plan</span> <span><input type="checkbox"/> Rejects the Debtors' Plan</span> </div>
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Signed: \_\_\_\_\_

Print or Type Name: \_\_\_\_\_

Title: \_\_\_\_\_

Name of Company: \_\_\_\_\_

Address: \_\_\_\_\_

<p><b><u>This ballot must be received on or before May 27, 2025 at the following address:</u></b></p> <p>CLERK, United States Bankruptcy Court for the Middle District of Florida          Sam M. Gibbins U.S. Courthouse          801 N Florida Avenue, Suite 555          Tampa, Florida, 33602-3826</p> <p><b>Or submitted electronically through the Court's website at:</b></p> <p><a href="http://www.flmb.uscourts.gov">www.flmb.uscourts.gov</a>          (select "Electronic Filings" then "Chapter 11 Ballots")</p>	<p><b>A copy of this ballot must be sent to:</b></p> <p>Underwood Murray P.A.          c/o Scott A. Underwood          100 N Tampa, Suite 2325          Tampa, Florida 33602          Email: <a href="mailto:dstrand@underwoodmurray.com">dstrand@underwoodmurray.com</a>          Attorneys for Matcon</p>
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SUMMARY OF CLASSIFICATION OF CLAIMS OR INTERESTS [for a full description of the claims and interests in each class, please refer to the Plan]	
Class	Description of Claim or Interest
1	Secured Matcon Claim of LMCU

2	Secured Matcon Claim 4-2 of Ford Motor Credit Company, LLC
3	Secured Matcon Claim 6-1 of Ford Motor Credit Company, LLC
4	Secured Matcon Claim 5-1 of AmeriCredit Financial Services, dba GM Financial
5	Secured Matcon Claim 57-1 of Wells Fargo Equipment Finance, Inc.
6	Equitable Lien Matcon Claim of Maurice D'Aust in 2015 International Truck
7	All Remaining Matcon Claims filed as Secured
8	Matcon General Unsecured Creditors
9	Equity Interests in Matcon
10	Secured Mateos Claim 20-1 of USF Federal Credit Union
11	Secured Mateos Claim 21-1 of USF Federal Credit Union
12	Secured Mateos Claim 22-1 of USF Federal Credit Union
13	Secured Mateos Claim 25-1 of Specialized Loan Servicing, LLC.
14	Secured Mateos Claim 24-1 of Truist Bank
15	Secured Mateos Claim 31-1 of Ameris Bank
16	Secured Mateos Claim 37-1 of LMCU
17	Secured Mateos Claim 30-1 of American Contractors Indemnity Company
18	Secured Mateos Claim of 32-1 NGM Insurance Company
19	Scheduled Mateos Claim of Constrafor Inc.
20	Scheduled Mateos Claim of CT Corporation System, as Representative
21	Scheduled Mateos Claim of Reserve Capital Management
22	All General Unsecured Mateos Claims