TLDR: what are the values for:

(total liabilities + capital) - total assets = surplus = past test to provide divided

Trying to put together a dividend DD.

One of the limitations to distribute a dividend could be Delaware corporate law:

There are two tests to see if a Corp is eligible to issue dividend.

One is issue out of net profits, since that isn't the case for GME at the moment on to the other test, to issue out of surplus.

Here is the language:

> Dividend Payments Out Of Surplus
Section 170(a)(1) of the DGCL permits payment of dividends out of a corporation's "surplus," the excess of net assets over the corporation's capital as determined pursuant to Section 154 of the DGCL.
Under Section 154 of the DGCL, statutory "capital" is determined as follows: (1) for par value stock, the par value of the consideration received for the issuance of such stock constitutes capital unless the Board determines that a greater amount of the consideration received for such stock shall constitute capital; and (2) for stock with no par value, the entire consideration received for the issuance of such stock constitutes capital unless the directors, at the time of issuing shares for cash, or within 60 days after issuing shares for consideration other than cash, allocate a smaller portion of the total consideration to capital. DGCL, § 154. See Jones v. First Nat'l Bldg. Corp., 155 F.2d 815, 816 (10th Cir. 1946). See also Wright v. Heizer Corp., 503 F. Supp. 802, 810 (N.D. Ill. 1980). "Net assets" is "the amount by which total assets exceed total liabilities," though capital and surplus are excluded in determining net assets. DGCL § 154.
Thus, the funds available for a lawful dividend under the "surplus test" are calculated by subtracting the current value of total liabilities and the corporation's capital, calculated pursuant to the previous paragraph, from the current value of the corporation's total assets (see Valuing Net Assets of a Corporation, below).

I could guess looking at the 10Q if there is a surplus, but anyone with more wrinkles know for sure what lines I should use to get the values for:

(total liabilities + capital) - total assets = surplus

Latest 10Q from 9/8 :
https://news.gamestop.com/node/19256/html

Thanks! ■