

SO ORDERED.

SIGNED this 26th day of March, 2026.



Dale L. Somers

Dale L. Somers
United States Chief Bankruptcy Judge

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF KANSAS

In re:	)	
	)	Case 26-20151-dls
Baer & Associates, Inc.,	)	
	)	Chapter 11
Debtor,	)	

FINAL ORDER GRANTING MOTION
TO USE CASH COLLATERAL

This matter comes before the Court on Debtor's Motion to Use Cash Collateral. Debtor appears by its attorney, Gary Mardian. The U.S. Trustee appears through its attorney, John Nemecek. The U.S. Small Business Administration appears through its attorney, Russell Keller. There are no other appearances.

The Court, after reviewing the file, Debtor's motion, consideration of the statements of counsel, and being duly advised, finds and concludes as follows:

1. Debtor filed its Interim Motion to Use Cash Collateral on February 23, 2026. The motion was expedited. A copy of the motion, proposed order, cash flow projections, and notice of hearing was served on February 23, 2026, to the U.S. Trustee, all parties requesting electronic notices, and all parties on the Court's creditor matrix. No objections were filed. The Court heard the matter on February 26, 2026, and granted the motion. The Court scheduled the final hearing on the motion to March 25, 2026, and gave all parties until March 23, 2026, to object to the motion. No objections were filed.

2. Debtor filed its Petition under Chapter 11, Subchapter V, on February 4, 2026.

3. Debtor continues to operate its food packaging business, as a Debtor-in-possession.

4. Debtor owns a bank account, accounts receivable, and other assets.

5. The U.S. Small Business Administration ("SBA") holds a UCC-1 lien on Debtor's assets, including the cash collateral. SBA is believed to be the senior lienholder. The amount owed to SBA exceeds the value of Debtor's combined assets.

6. Debtor will pay \$2,159.00 monthly to SBA, as adequate protection, beginning in March 2026, and each month thereafter due on the last day of the month, until further Order of the Court. The payment will be mailed to Debtor's counsel and will be held in trust until such time as SBA files a Proof of Claim or provides an address for payment to the Debtor.

7. Debtor has no source of income besides the operation of its business and the collection of its accounts.

8. Debtor will suffer irreparable harm if it cannot use cash collateral to operate its business.

9. Debtor attached to the motion a cash flow statement showing what expenses Debtor has from February 4, 2026, through February 28, 2026, and expenses projected for the first six months of the case. Debtor intends to adhere to this budget.

10. Debtor is granted permission for use of cash collateral pursuant to 11 U.S.C. § 363(c)(2)(B), through July 31, 2026, or until further Order of the Court.

11. The cash collateral use is authorized with up to a 15% variance for each budget item listed in the cash flow projections.

12. Debtor shall pay to counsel, and counsel shall hold in trust, three consecutive monthly payments of \$1,000 each commencing in March 2026 and continuing through May 2026, as a retainer for Subchapter V Trustee compensation, pending further order of the Court.

13. Debtor reserves the right to request further extension of this Order, if necessary.

14. Nothing contained in this Final Order shall act as a waiver, release, or final determination of any party's claim to or a priority of interest in the cash collateral and/or other assets of the Debtor.

IT IS SO ORDERED

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Respectfully submitted by,

s/ Gary Mardian

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