

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF KENTUCKY  
LOUISVILLE DIVISION

In re:

BETTER BATH BETTER BODY  
LLC

Debtor

Case No. 26-31525-mbn

Chapter 11

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**ORDER AUTHORIZING USE OF  
CASH COLLATERAL ON AN INTERM BASIS**

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This matter came before the Court for a preliminary hearing upon the *Emergency Motion for Authority to Use Cash Collateral on an Interim Basis* (the “Cash Collateral Motion”) filed by Better Bath Better Body LLC (“Debtor”). Notice of the hearing on the Cash Collateral Motion having been given, and the Court being otherwise sufficiently advised;

IT IS HEREBY FOUND that:

- a. The Court has jurisdiction over this matter and the parties and property affected hereby pursuant to 28 U.S.C. §§ 157 and 1334. Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409.
- b. Notice of the Cash Collateral Motion and the hearing thereon was provided by Debtor to (i) the United States Trustee, (ii) the entities identified in the List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders filed with Debtor’s petition pursuant to Fed. R. Bankr. P. 1007(d); (iii) all persons known to claim or assert an interest in the property affected hereby; and (iv) all other parties in interest that have filed notices of appearance in this chapter 11 bankruptcy case pursuant to Fed. R. Bankr. P. 2002.
- c. Debtor’s representations concerning the secured indebtedness set forth in the Cash Collateral Motion provide information sufficient to determine that the creditors identified therein (the “Cash Collateral Creditors”) assert an interest in Debtor’s Cash Collateral. Notwithstanding the foregoing, the extent, validity, and priority of the Cash Collateral Creditors’ respective interests in the Cash Collateral remain subject to further investigation and proof. All rights are reserved with respect to the pending Motion to Dismiss [Doc. 19] and all arguments and objections made related to the Motion to Dismiss are preserved.

- d. Debtor's ability to use Cash Collateral pursuant to the terms of this Interim Order to meet its post-petition obligations is vital to the continued operation of the business and preservation of the going concern value of the estate. It is in the best interests of Debtor, its estate, and its creditors to have continued access to Cash Collateral pursuant to the terms set forth herein. Without use of Cash Collateral, Debtor could not continue operating and its assets would deteriorate in value. The relief authorized herein is necessary to avoid immediate and irreparable harm (within the meaning of Fed. R. Bankr. P. 4001(b)(2)) to Debtor.

Now, therefore, **IT IS HEREBY ORDERED AND ADJUDGED** that:

1. The findings contained in paragraphs A through D of this Interim Order are incorporated by this reference.

2. Debtor is hereby authorized to use Cash Collateral in the ordinary course of business through June 24, 2026 (the "Interim Period").

3. Debtor may use Cash Collateral, in its discretion, to pay ordinary trade payables arising after the Petition Date, insurance premiums, taxes, utilities, allowed administrative expenses of this chapter 11 case, compensation, and adequate protection payments authorized by this Interim Order or separate order(s), as necessary to preserve and maintain the assets and operations of Debtor. All cash collateral use will be consistent with the budget attached to this Order as Exhibit "A." It being expressly intended that the compensation proposed to be paid to Debtor's principal is removed from the interim Budget and that compensation for the Sub-v Trustee be added to the interim Budget.

4. As adequate protection to the Cash Collateral Creditors for (a) the imposition of the automatic stay, and (b) Debtor's use of Cash Collateral, the Cash Collateral Creditors are hereby granted, on an interim basis and in equal priority and scope and to the same extent as existed under applicable law prior to the Petition Date, a replacement lien upon all of the post-petition property of Debtor that is similar to or traceable to each of the Cash Collateral

Creditors' respective pre-petition interest in Debtor's property, including, without limitation, all post-petition property of the types constituting their respective collateral and the proceeds and products thereof, to secure the amount of the Cash Collateral actually used by Debtor during the Interim Period. Such post-petition security interests, liens, and other rights granted to Cash Collateral Creditors shall be deemed effective, valid, perfected, and enforceable as of the Petition Date without the necessity of taking any other act or recording any security agreements, financing statements, or other instruments.

5. Debtor may use Cash Collateral to pay the following Carve Out Amounts: (a) all fees, if any, required to be paid to the Clerk of the Court and (b) up to \$25,000 in unpaid compensation and reimbursement awarded under Bankruptcy Code § 330(a) for services rendered during this chapter 11 case.

6. Notwithstanding anything to the contrary in this Interim Order, the replacement liens granted to the Cash Collateral Creditors shall not prime any pre-existing liens or security interests held by any other party.

7. Debtor shall maintain adequate insurance on its assets.

8. Except as otherwise provided herein, if any or all the provisions of this Interim Order are hereafter modified, vacated, or stayed by a subsequent order of this or any other Court, such stay, modification, or vacation shall not affect the validity of the Cash Collateral Creditors' secured claims incurred by the then-prior use of Cash Collateral pursuant to this Interim Order.

9. A final hearing to consider and act upon Debtor's continued use of Cash Collateral beyond the Interim Period shall be scheduled and noticed by the Clerk of this Court.

10. Nothing contained herein constitutes a finding or an adjudication of the pending Motion to Dismiss [Doc. 19].

**SO ORDERED.**

Tendered by:

/s/ Charity S. Bird

CHARITY S. BIRD

TYLER R. YEAGER

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*Subchapter V Case Trustee*

/s/ Matthew R. Lindblom

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**Better Bath Better Body LLC****Projected Interim Cash Budget***Interim Budget through June 24, 2026 (14 days)*

| Line Item                  | Interim Period   |
|----------------------------|------------------|
| <b>SALES REVENUE</b>       |                  |
| Amazon Sales Revenue       | \$84,000         |
| Wholesale Sales Revenue    | \$25,000         |
| Shopify Sales Revenue      | \$500            |
| <b>Total Sales Revenue</b> | <b>\$109,500</b> |

|                                       |                 |
|---------------------------------------|-----------------|
| <b>RECEIPTS (Identify Source)</b>     |                 |
| Amazon.com Disbursements (Amazon Net) | \$33,600        |
| QuickBooks Disbursements              | \$25,000        |
| Shopify Disbursements (Shopify Net)   | \$485           |
| <b>Total Receipts</b>                 | <b>\$59,085</b> |

|                                                  |                 |
|--------------------------------------------------|-----------------|
| <b>OPERATING EXPENSES</b>                        |                 |
| Accounting / Bookkeeping                         | \$600           |
| ADP Payroll                                      | \$7,500         |
| ADP Payroll Fees                                 | \$120           |
| ADP Workers Comp                                 | \$70            |
| Compensation / Draws to Officer(s)               | -               |
| Business Software Tools                          | \$453           |
| Facility Expenses (pest control & trash removal) | \$380           |
| Insurance                                        | \$450           |
| Inventory Purchases                              | \$11,650        |
| Processing Fees (QuickBooks)                     | \$240           |
| Rent / Building Lease                            | -               |
| Shopify Website Shipping & Fees                  | \$250           |
| Supplies                                         | \$200           |
| Utilities & Telephone                            | \$90            |
| Website                                          | \$300           |
| Subchapter V Trustee Fees                        | \$1,000         |
| <b>Total Operating Expenses</b>                  | <b>\$23,303</b> |

|                      |                 |
|----------------------|-----------------|
| <b>Net Cash Flow</b> | <b>\$35,782</b> |
|----------------------|-----------------|

|                               |                 |
|-------------------------------|-----------------|
| <b>Beginning Cash Balance</b> | <b>\$22,000</b> |
| Net Cash Flow                 | \$35,782        |
| <b>Ending Cash Balance</b>    | <b>\$57,782</b> |