



SO ORDERED.

SIGNED this 14 day of July, 2026.

David M. Warren
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NORTH CAROLINA
WILMINGTON DIVISION

In the Matter of:
BLOOMIN CRAZY
NURSERY AND MORE INC.,
Debtor.

Chapter 11
Case No.: 26-03092-5-DMW

**ORDER ALLOWING DEBTOR'S EMERGENCY MOTION FOR
AUTHORITY TO USE CASH COLLATERAL PURSUANT TO 11 U.S.C. § 363**

THIS MATTER coming on to be heard before this Honorable Court, upon Debtor's Emergency Motion for Authority to Use Cash Collateral Pursuant to 11 U.S.C. § 363 (the "Motion") in the above-referenced matter; it appearing to the Court that the parties in interest were served with the Motion; it further appearing that a hearing was held on July 9, 2026 and attended by counsel for Debtor, George Mason Oliver and the Bankruptcy Administrator; and it further appearing to the Court that this matter is a core proceeding pursuant to 11 U.S.C. § 157; and the Court has jurisdiction over the subject matter pursuant to 28 U.S.C. §§ 151, 157 and 1334.

Based on the Motion, the testimony provided by the Debtor's authorized representative, and the arguments of counsel and the Bankruptcy Administrator, it is ORDERED, ADJUDGED, and DECREED that the Debtor is authorized to use cash collateral, subject to the following terms and conditions:

1. Debtor may use cash collateral, unless otherwise prohibited by this Order, as set

forth in the budgets, subject to a ten percent line-item variance. This budget covers the period from July 8th, 2026 to August 8th, 2026.

2. Notwithstanding 11 U.S.C. § 552, the Secured Creditor's liens on the collateral securing the indebtedness owed to Secured Creditor shall extend to Debtor's post-petition assets; provided, that nothing in this Order shall be deemed to grant the Secured Creditor a post-petition lien on the types of assets, if any, in which the Secured Creditor did not possess a valid, perfected, enforceable, and otherwise non-avoidable pre-petition lien(s). The post-petition liens and security interests provided for herein shall survive the term of this Order to the extent that the pre-petition liens were valid, perfected, enforceable, and non-avoidable as of the Petition Date. Debtor does not waive, and expressly reserves for itself and its bankruptcy estate (including other creditors and any Committee in this proceeding), the right to challenge the validity and priority of the pre-petition liens of the Secured Creditor and, derivatively, the post-petition liens provided for hereunder.

3. This Order shall remain in full force and effect until the earlier of (a) August 8, 2026; (b) entry of an order by the Court terminating this Order for cause, including but not limited to breach of its terms and conditions; or (c) another order concerning cash collateral is entered.

5. Debtor shall remain current in the payment of all post-petition tax liabilities, including but not limited to sales and use taxes, payroll taxes, and income taxes, if any.

6. Debtor shall not dispose of any asset out of the ordinary course of its business without the advance written consent of the Secured Creditor to which a Secured Creditor's lien may attach, and, as necessary, the approval of this Court.

7. If any or all of the provisions of this Order are hereafter modified, vacated or stayed by any subsequent order of this Court or any other court, such stay, modification or vacation shall

not affect the validity or enforceability of any security interest, lien or priority authorized or created hereby prior to the effective date of such modification, stay, vacation or final order to the extent that said security interest, lien or priority is valid, perfected, enforceable and otherwise non-avoidable as of the Petition Date. The validity and enforceability of all security interests, liens and priorities authorized or created in this Order shall survive the conversion of this case to a proceeding under Chapter 7 of the Bankruptcy Code or the dismissal of this proceeding. This Order shall be binding upon and inure to the benefit of Debtor and the Secured Creditors. The terms and provisions of this Order shall bind any trustee appointed for the Debtor's estate under any provision of the Bankruptcy Code. This binding effect is an integral part of this Order.

8. Debtor believes the following parties are or may be asserting UCC Liens in Debtor's accounts, accounts receivable, or other cash collateral assets:

- A. Cannon Advance, Inc.
- B. Ford Global;
- C. QFS Capital;
- D. Kapitus, LLC;
- E. Lifefund Solutions, LLC;
- F. Velocity Capital Group, LLC;
- G. Bluevine Inc.;
- H. Gocurrency;
- I. Targeted Financial;
- J. Peac Solutions;
- K. Thirdpoint; and
- L. Bridge Consolidation.

9. Debtor believe that other creditors have also asserted blind UCC liens against certain of Debtor's cash collateral assets. Debtor is unable to ascertain the identity of these creditors, but has attempted to contact them via the contact information available to Debtor. Debtor is also concerned that there may be holds placed with its third-party credit card processor.

10. Debtor identified and scheduled the claims of the above-listed creditors based on available information, in its Bankruptcy Petition, and/or on the Bankruptcy Petition filed by Bloomin Crazy Landscape Contractors, LLC ("Landscape") filed on the Petition Date, and/or has used best efforts to notify the above-listed creditors of the filing of the cases.

11. Debtor has attempted to contact all of the above-listed creditors via email in addition to mailing a copy of the Petition to the addresses listed in the mailing matrix.

12. "The automatic stay of 11 U.S.C. § 362 became effective immediately upon the petition filing pursuant to 11 U.S.C. § 362(a)." In re Black, No. 16-00230-5-JNC, 2016 WL 1043674, at *1 (Bankr. E.D.N.C. Mar. 14, 2016).

13. The hold letters and/or UCC liens have caused entities which owe money to debtor to refuse to pay Debtor, which has severely impacted Debtor's ability to receive payments. The severe reduction in Debtor's ability to receive payment has had a severe effect on the Debtor's cash flow that, if not addressed immediately, will cause irreparable harm to the Debtor's bankruptcy estate.

WHEREFORE, it is hereby ORDERED and DECREED as follows:

1. The above-described creditors, and any other creditor of the Debtor asserting a UCC lien or other hold against the cash collateral assets of the Debtor, shall immediately cause their UCC liens against such assets to be released. This includes pre-petition amounts owed to Debtor, and post-petition.

2. IT IS FURTHER ORDERED that all account debtors, obligors, payors, financial institutions, payment processors, and any other entities (collectively, the "Payors") that owe or will owe amounts to the Debtor on account of goods sold, services rendered, or other obligations arising on or after the Petition Date (collectively, the "Post-Petition Receivables"), shall remit all such payments directly to the Debtor at the address or deposit account designated by the Debtor.

3. The Payors are hereby authorized and directed to disregard any contrary instructions, payment redirections, account-debit authorizations, ACH or lockbox arrangements, or notices of assignment or lien asserted by any prepetition creditor, merchant cash advance provider, factor, lender, or other third party (collectively, the "Prepetition Secured Parties") to the extent such instructions purport to affect Post-Petition Receivables. Any attempt by a Prepetition Secured Party to intercept, capture, freeze, redirect, or otherwise interfere with the remittance of Post-Petition Receivables to the Debtor constitutes a violation of the automatic stay under 11 U.S.C. § 362(a).

4. Any Payor currently holding amounts owed to the Debtor that have been withheld, frozen, or diverted as a result of any instruction, authorization, or demand by a Prepetition Secured Party shall promptly remit such amounts directly to the Debtor. The automatic stay under 11 U.S.C. § 362(a) prohibits any Prepetition Secured Party from taking any action to stop, delay, or condition such remittance, and no Payor shall withhold payment to the Debtor on account of any such instruction or demand.

5. The Debtor shall deposit all Post-Petition Receivables into a debtor-in-possession account in accordance with this Order and the requirements of the Bankruptcy Administrator.

6. The Payors shall not be liable to any party, including the Prepetition Secured Parties, for complying with the terms of this Order.

7. Unless a further order is entered, a hearing on the Motion will be held on August 4, 2026 at 1:30 pm, at the U.S. Bankruptcy Court located at 300 Fayetteville St., 3rd Floor Courtroom, Raleigh, North Carolina.

8. The Debtor shall serve notice of this Order within five days on all parties entitled to receive the same pursuant to Fed. R. Bankr. P. 1007 and 4001.

END OF DOCUMENT

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NORTH CAROLINA
WILMINGTON DIVISION**

EXHIBIT A

In the Matter of:
BLOOMIN CRAZY NURSERY AND MORE INC.,
Debtor.

Chapter 11
Case No. 26-03092-5-DMW

15-DAY PROJECTED BUDGET

RECEIPTS:	
Sales	\$ 20,000.00
Reimbursements from Landscaping Co.	\$ 263,117.25
TOTAL RECEIPTS:	\$ 283,117.25
DISBURSMENTS:	
NC Ins Underwriting Association Risk Insurance	\$ 953.00
CMIT - IT Company	\$ 1,969.50
Humana	\$ 1,350.00
Atena all employees in both compaines	\$ 7,639.44
The Hartford Auto and business insurance both companie	\$ 17,320.25
Payroll	\$ 240,000.00
Graceland Rental Office admin building	\$ 718.50
Rapid POS	\$ 500.00
Authnet Gateway	\$ 17.00
Total Capture AI	\$ 3,800.00
TOTAL EXPENSES:	\$ 274,267.69
PROJECTED CASH BALANCE:	\$ 8,849.56

UNITED STATES BANKRUPTCY COURT			
EASTERN DISTRICT OF NORTH CAROLINA			
WILMINGTON DIVISION			
	EXHIBIT B		
In the Matter of:		Chapter 11	
BLOOMIN CRAZY NURSERY AND MORE INC.,		Case No. 26-03092-5-DMW	
Debtor.			
30-DAY PROJECTED BUDGET			
	RECEIPTS:		
	Sales	\$	40,000.00
	Reimbursements from Landscaping Co.	\$	503,510.75
	TOTAL RECEIPTS:	\$	543,510.75
	DISBURSMENTS:		
	NC Ins Underwriting Association Risk Insurance	\$	953.00
	CMIT - IT Company	\$	1,969.50
	QuickBooks	\$	1,700.00
	Humana all employees in both companies	\$	1,350.00
	Atena all employees in both compaines	\$	15,900.00
	The Hartford Auto and business insurance both companies	\$	17,320.25
	Payroll	\$	475,000.00
	Graceland Rental Office admin building	\$	718.50
	Rapid POS	\$	500.00
	Authnet Gateway	\$	17.00
	Sales Tax NCDOR	\$	2,500.00
	8x8 Phones in Nursery	\$	133.85
	Thrive Software	\$	410.00
	Rent a Jon	\$	320.25
	H2Go Water	\$	100.00
	GFL Waste	\$	255.00
	Brunswick electric	\$	400.00
	Microsoft 365	\$	480.38
	Liberty Waste	\$	165.00
	Total Capture AI	\$	3,800.00
	TOTAL EXPENSES:	\$	523,992.73
	PROJECTED CASH BALANCE:	\$	19,518.02