



ORDERED in the Southern District of Florida on June 30, 2026.

A handwritten signature in black ink, appearing to read "Erik P. Kimball".

Erik P. Kimball
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION
www.flsb.uscourts.gov

IN RE:

CASE NO.: 26-17598-EPK
CHAPTER 11

BUILTOSUIT USA, LLC

Debtor.

**AMENDED INTERIM ORDER AUTHORIZING DEBTOR IN POSSESSION'S
EMERGENCY MOTION FOR AUTHORIZATION TO USE CASH COLLATERAL
AND SETTING HEARING**

THIS CASE came before the Court on **June 24, 2026 at 1:30p.m.**, for consideration of Debtor's Emergency Motion for Authorization to Use Cash Collateral [ECF #18] (the "Motion") filed by Debtor-in-Possession, Builttosuit USA, LLC, ("Debtor"). The Motion seeks the entry of an interim order authorizing the Debtor to use "Cash Collateral" as defined in Section 363(a) of the Bankruptcy Code.

The Court finds that under the circumstances, due and sufficient notice of the Motion

and the Hearing was provided to the Office of the United States Trustee for the Southern District of Florida, all known secured creditors of the Debtor with an interest in cash collateral, and the twenty (20) largest unsecured creditors of the Debtor, and that no other or further notice is necessary. The Court considered the Motion, together with the record and the argument of counsel at the Hearing, and it appearing that the use of Cash Collateral to the extent provided herein is necessary on an interim basis in order to avoid irreparable harm to the Debtor, and for the reasons announced on the record at the Hearing which shall constitute the decision of the Court, it is **ORDERED**:

1. Notice. Notice of the Motion and the Hearing was adequate and appropriate in the current circumstances of this Chapter 11 case as contemplated by 11 U.S.C. §102(a) and Fed. R. Bankr. P. 4001(b)(2).

2. Interim Approval. The Motion [ECF #18] is granted on an interim basis pending a further hearing to be conducted by the Court on **July 15, 2026, at 1:30p.m. at 1515 N. Flagler Drive, 8th Floor, Courtroom B, West Palm Beach, FL 33401**. Although the Court will conduct the hearing in person, any interested party may choose to attend the hearing remotely using the services of Zoom Video Communications, Inc. (“Zoom”), which permits remote participation by video or by telephone. To participate in the hearing remotely via Zoom (whether by video or by telephone), you must register in advance no later than 3:00 p.m., one business day before the date of the hearing. To register, click on or enter the following registration link in a browser:

https://www.zoomgov.com/meeting/register/vJIsduGsrTouGn7Udkhqe_ZF90qPJ3uM95E

All participants, whether attending in person or remotely, must observe the formalities of the courtroom, exercise civility, and otherwise conduct themselves in a manner consistent with the

dignity of the Court. This includes appropriate courtroom attire for those participants appearing in person or by video.

3. Cash Collateral Authorization. Subject to the provisions of this Order, the Debtor is authorized to use Cash Collateral to pay: (a) amounts expressly authorized by this Court, including any required payments to the United States Trustee; (b) the current and necessary expenses set forth in the budget attached hereto as Exhibit A, plus an amount not to exceed ten (10) percent for each line item. This authorization will continue until further order of the Court. Except as authorized in this Order, the Debtor is prohibited from use of Cash Collateral. However, expenditures in excess of the line items in the budget or not on the budget will not be deemed to be unauthorized use of Cash Collateral, unless the recipient cannot establish that the expense would be entitled to administrative expense priority if the recipient had extended credit for the expenditure. Expenditures in excess of the line items in the budget or not on the budget may, nonetheless, give rise to remedies in favor of a lender.

4. Replacement Lien. Each creditor with a security interest in Cash Collateral shall have a perfected post-petition lien against Cash Collateral to the same extent and with the same validity and priority as the prepetition lien, without the need to file or execute any document as may otherwise be required under applicable non bankruptcy law.

5. Insurance. The Debtor shall maintain insurance coverage on the collateral in accordance with the obligations under applicable loan and security documents.

6. Without Prejudice. This Order is without prejudice to (a) any subsequent request by a party in interest for modified adequate protection or restrictions on use of Cash Collateral; and (b) any other right or remedy which may be available to any Lender.

7. Enforcement. The Court shall retain jurisdiction to enforce the terms of this Order.

8. No Determination. This Order is not and shall not be construed as determinative as to whether any creditor has a valid lien on or interest in any property of the Debtor or the estate. This Order is not and shall not be construed as determinative as to the extent or amount of any secured claim associated with any such lien.

9. Escrow for Subchapter V Trustee Fees. The Debtor is required to forward the amount of \$1,000.00 to the Subchapter V Trustee, Tarek, by the 10th of each month with the initial payment to fund the month of June 2026. Payment is to be made to Tarek Kiem, Trustee and mailed to P.O. Box 541325, Greenacres, FL 33454. These sums are to be held for payment of administrative expenses generally, which may include approved fees and expenses of counsel for the Debtor. These funds shall not constitute property of the estate should the case be dismissed or converted to Chapter 7; however, any funds in excess of approved and authorized administrative expenses shall be deemed property of the estate. The funds shall be maintained in the KKDE trust account and shall only be withdrawn upon appropriate fee applications being filed in this matter and the entry of an Order of this Court approving and awarding fees and costs.

10. The Debtor shall file a budget to actual report and an updated budget two (2) days prior to the continued hearing.

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Submitted by:

Craig I. Kelley
Kelley Kaplan Delaney & Eller, PLLC
1665 Palm Beach Lakes Blvd.
The Forum - Suite 1000
West Palm Beach, FL 33401
Phone (561) 491-1200
Facsimile (561) 684-3773
e-mail: bankruptcy@kelleylawoffice.com

Craig I. Kelley, Esq. is directed to serve a copy of the signed order on all parties of record and file with the court a certificate of service conforming with Local Rule 2002-1(F).