

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MASSACHUSETTS
CENTRAL DIVISION

In re

CLARK-CUTLER-MCDERMOTT
COMPANY, *et al.*,¹

Debtors.

Chapter 11

Case No. 16-41188

(Jointly Administered)

**SECOND BRIDGE ORDER EXTENDING SECOND INTERIM ORDER
(A) AUTHORIZING USE OF CASH COLLATERAL; (B) GRANTING
ADEQUATE PROTECTION; AND (D) GRANTING RELATED RELIEF**

This matter having come before the Court on the *Motion of the Debtors for Interim and Final Orders (A) Authorizing Use of Cash Collateral; (B) Granting Adequate Protection; (C) Scheduling a Final Hearing Pursuant to Bankruptcy Rule 4001; and (D) Granting Related Relief* (the “Motion”)² filed by the Debtors; the Court having entered an interim order authorizing the use of Cash Collateral on July 13, 2016 (the “First Interim Order”), the Court having entered a second interim order authorizing the use of Cash Collateral on August 4, 2016 (the “Second Interim Order”); the Court having held a third interim hearing (the “Third Interim Hearing”) on September 19, 2016; the Court having extended the Second Interim Order on September 23, 2016 (the “First Bridge Order”); the Debtors having filed this Second Bridge Order with the consent of the Creditors’ Committee further extending the Second Interim Order; the Court having jurisdiction to consider the Motion and the relief requested therein in

¹ The Debtors in these chapter 11 cases are Clark-Cutler-McDermott Company and CCM Automotive Lafayette LLC. CCM’s corporate headquarters are located at 5 Fisher Street, Franklin, Massachusetts, 02038. Lafayette, a wholly owned subsidiary of CCM Automotive LLC, has its principal place of business at 1465 Shattuck Industrial Boulevard, Lafayette, Georgia 30728.

² Capitalized terms not defined herein that have the meanings ascribed to them in the Motion, the First Interim Order, the Second Interim Order, and First Bridge Order as applicable.

accordance with 28 U.S.C. §§ 157 and 1334; and notice of the First Bridge Order being good and sufficient notice under the circumstances; and it appearing from the record before the Court that sufficient cause exists for the entry of this order; it is

HEREBY ORDERED THAT:

1. The Debtors’ authority to use Cash Collateral in accordance with the terms and conditions of the Second Interim Order is hereby extended through the earlier of (a) an Event of Default (subject to the Debtors’ right to obtain further authorization to use Cash Collateral within the Notice Period) and (b) October 14, 2016 (the “Specified Period”) in the amounts, and solely for the following purposes:

Expenditure	W/E October 7	W/E October 14
Payroll	\$15,136	\$15,136
401(k)	—	\$4,500
Union Pension	—	\$848
Insurance	—	\$39,194
Utilities	\$10,000	\$10,000
Maintenance	\$8,000	\$8,000
AirLoc Allocation of Taxes, Utilities, Maintenance ³	(\$1,100)	(\$5,411)
Total	\$32,036	\$72,267

2. On or before 5:00 p.m. (ET) on Wednesday, September 28, 2016, the Debtors shall file with the Court either (i) a proposed Budget and form of Order authorizing the continued use of Cash Collateral (the “Proposed Third Interim Cash Collateral Order”) and

³ AirLoc LLC, is a non-debtor affiliate of the Debtors that occupied approximately 10% of CCM’s facilities in Franklin, Massachusetts. A portion of the Debtors’ payments related to taxes, insurance, and utilities inure to the benefit of AirLoc and, therefore, AirLoc has agreed to remit a weekly payment to the Debtors’ estates as reimbursement for these shared expenses.

indicating whether GM and the Creditors Committee consent to entry of such Order, or (ii) a Notice indicating that the parties have been unable to agree on the terms of a Cash Collateral Order, together with a proposed Budget and form of Third Interim Order for consideration by the Court. In the event that the parties are unable to agree upon and submit a consensual Budget and form of Third Interim Order, the Court will hold an evidentiary hearing on the continued use of Cash Collateral commencing at 9:30 a.m. (ET) on October 14, 2016. Any supplemental objections to the continued use of Cash Collateral shall be filed by 12:00 p.m. (ET) on October 13, 2016.

3. This Order and the Debtors' use of Cash Collateral as authorized hereby shall become effective immediately. Except as set forth herein, the Second Interim Order shall govern the Debtors' continued use of Cash Collateral and the rights of third parties, including GM.

4. A copy of this Order shall be served by the Debtors on or before September 30, 2016 upon: (a) the Office of the United States Trustee for the District of Massachusetts; (b) counsel to GM (c) counsel to the Committee; and (d) any party which has filed a request for service of pleadings in these cases. Service in accordance with this paragraph shall be deemed good and sufficient notice of the evidentiary hearing (should one be necessary) to consider the proposed Third Interim Cash Collateral Order.

5. The Court has and will retain jurisdiction to enforce the terms of each order authorizing the use of Cash Collateral, including the First Interim Order, the Second Interim Order, the First Bridge Order, and this Second Bridge Order according to their respective terms.

Dated: September 29, 2016



Christopher J. Panos
United States Bankruptcy Judge