ORDERED in the Southern District of Florida on May 14, 2026.

Robert A. Mark, Judge
United States Bankruptcy Court

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION
www.flsb.uscourts.gov

In re:	Case No.: 26-11015-RAM
DBJ US CORP.,	Chapter 11 Subchapter V
Debtor. /	

<u>FINAL ORDER AUTHORIZING USE OF CASH COLLATERAL</u>

THIS MATTER came before the Court for Final Hearing on May 7th, 2026, at 11:30 a.m. (the "<u>Hearing</u>") on the use continued of cash collateral by the Debtor, as sought in that certain *Debtor-in-Possession's Emergency Motion for Interim Order (A) Authorizing Use of Cash Collateral; (B) Finding that Secured Creditor is Adequately Protected; and, (C) Scheduling Final Hearing thereon* [ECF No. 5] (the "<u>Motion</u>"), [1] as supplemented by the Debtor's *Notice of Filing Proposed Final Cash Collateral Budget* [ECF No. 63] (the "<u>Budget</u>"), and pursuant to both the

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[1] Any and all capitalized terms not expressly defined herein, shall bear the meaning ascribed to them in the <u>Motion</u>.

Second Interim Order: (A) Authorizing Use of Cash Collateral; (B) Finding That Secured Creditor is Adequately Protected; and, (C) Scheduling Final Hearing [ECF No. 41] ("Second Interim Order")], and the *Order Granting: Debtor's Emergency Ex Parte Motion to Continue Final Hearing on Use of Cash Collateral* [ECF No. 62] ("Hearing Notice"]. And, the Court, having considered the *Motion* [ECF No. 5], the Budget [ECF No. 63], the arguments and proffers by counsel, the record in its entirety, and noting that neither the Secured Creditor, Lake Michigan Credit Union ("LMCU" or the "Secured Creditor"), nor the Office of the United States Trustee ("UST") objected to the continued use of cash collateral, and for the reasons stated orally and recorded in open Court, which shall constitute the Court's record, does **FIND** that**:**

A. Service of the Motion and Hearing Notice were adequate and appropriate.

B. The Secured Creditor is adequately protected by virtue of the replacement liens on the Debtor's post-petition acquired assets.

Accordingly, the Court does **ORDER and ADJUDGE** that:

1. The Motion is **GRANTED** on a final basis subject to the terms and conditions set forth below.

2. **Cash Collateral Authorization.** Subject to the provisions of this Order, the Debtor is authorized to use cash collateral in accordance with the Budget [ECF No. 63], a copy of which is attached hereto as **Exhibit "A"**, plus an amount not to exceed ten (10%) percent for any line item per month and cumulatively per month of up to ten (10%) percent and (iii) such additional amounts as may be expressly approved in writing by the Secured Creditor or by further order of this Court. And, the limits of replacement liens in favor of Secured Creditor are in effect as set forth in the Court's earlier orders [ECF No.'s 30 and 41 (*see* para.'s 3-4 in both orders)] on the use of cash collateral.[2]

3. **Adequate Protection.** As adequate protection, to the extent of the Debtor's use of

[2] The Court further authorizes the employment of Javier Saavedra, as announced at the instant Hearing.

cash collateral, the Secured Creditor shall have effective as of the Petition Date: (i) a replacement lien pursuant to 11 U.S.C. Section 361(2) on and in all property acquired or generated post-petition by the Debtor to the same extent and priority and of the same kind and nature as the secured the Secured Creditors' respective pre-petition liens and security interests in the cash collateral.

4. **Term and extended use.** The term of the Budget is from January 27, 2028, through and including the entry of an order on confirmation of the First Amended Plan [ECF No. 68] (as amended). Notwithstanding the foregoing, the Debtor, with the express consent of the Secured Creditors and the Subchapter V Trustee, may extend the term thereof without the necessity of further order of this Court. In the event such an agreement is reached, the Debtor shall file a notice of said agreement, including the proposed budget, which notice shall include a bulletin advising interested parties that they may object to the extended term by filing an objection within seven (7) days of service.[3] If the Debtor requires an extended term for use of cash collateral and is unable to reach an agreement with the Secured Creditor and the Subchapter V Trustee, the Debtor may file a motion for continued use of cash collateral and seek an expedited hearing thereon.

5. **Enforcement.** The Court shall retain jurisdiction to enforce the terms of this Order. The provisions of this Order shall remain in full force and effect unless modified or vacated by subsequent order of this Court.

6. The Debtor is authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Motion.

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Submitted by:
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(**Attorney Miller** shall file a certificate of service as to this Order indicating service upon all creditors and parties-in-interest)

[3] In the event an objection is filed, the Debtor may seek a hearing on the notice on an expedited basis.

DBJ US Corp.
Denny's America's Diner
Cash Collateral Final Budget

EXHIBIT "A"

2026	**Actual**	**Actual**	**Estimate**	**Actual**	**Estimate**	**Estimate**	**Estimate**	
Final Budget	**Feb**	**Mar**	**Mar**	**Apr**	**Apr**	**May**	**June**	**TOTAL**
Gross Sales	**$ 126,866.00**	**$ 146,572.62**	**$ 157,000.00**	**$ 149,514.89**	**$ 155,000.00**	**$ 150,000.00**	**$ 150,000.00**	**$ 1,034,953.51**
Franchise Advertising/Royalties	$ 6,774.55	$ 6,471.14	$ 7,065.00	$ 7,187.64	$ 6,975.00	$ 7,200.00	$ 7,425.00	**$ 49,098.33**
	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Gross Profit	**$ 120,091.45**	**$ 140,101.48**	**$ 149,935.00**	**$ 142,327.25**	**$ 148,025.00**	**$ 142,800.00**	**$ 142,575.00**	**$ 985,855.18**
Operating Expenses								
Cost of Goods Sold - Food	$ 19,471.00	$ 27,498.02	$ 37,680.00	$ 45,170.23	$ 37,200.00	$ 36,000.00	$ 38,500.00	$ 241,519
Permits & Licensing	$ -	$ 357.50	$ -	$ 50.00	$ -			$ 408
Worker's Compensation	$ 462.00	$ 492.91	$ 506.00	$ 524.76	$ 506.00	$ 506.00	$ 506.00	$ 3,504
Payroll - Employees	$ 29,058.00	$ 25,114.70	$ 33,500.00	$ 24,691.33	$ 34,000.00	$ 33,500.00	$ 34,000.00	$ 213,864
Payroll Taxes	$ 10,667.00	$ 10,494.85	$ 12,646.00	$ 10,877.38	$ 12,646.00	$ 12,646.00	$ 12,646.00	$ 82,623
Payroll Processing Fee	$ 406.00	$ 393.48	$ 673.00	$ 389.33	$ 673.00	$ 673.00	$ 673.00	$ 3,881
Payroll Garnishment	$ -	$ -		$ 123.27	$ -	$ 123.27	$ 123.27	$ 370
Salary - General Manager	$ 5,769.00	$ 5,769.24	$ 6,250.00	$ 3,444.00	$ 6,250.00	$ 6,250.00	$ 6,250.00	$ 39,982
Salary - Store Manager (1)	$ 3,846.00	$ 3,846.13	$ 4,167.00	$ 1,629.04	$ 4,167.00	$ 4,166.67	$ 4,166.67	$ 25,989
Sales Tax State & Local	$ 11,418.00	$ 10,318.81	$ 14,130.00	$ 11,835.16	$ 13,680.00	$ 14,130.00	$ 13,680.00	$ 89,192
Delivery Expenses	$ -	$ 567.49		$ 734.57	$ -	$ 850.00	$ 900.00	$ 3,052
Utilities	$ 7,500.00	$ 8,297.95	$ 7,500.00	$ 12,421.07	$ 7,500.00	$ 7,500.00	$ 7,500.00	$ 58,219
Repairs & Maintenance	$ 2,683.00	$ 2,373.10	$ 550.00	$ 2,599.81	$ 550.00	$ 550.00	$ 550.00	$ 9,856
Office Supplies	$ -	$ 37.21	$ 157.00	$ 148.86	$ 155.00	$ 150.00	$ 150.00	$ 798
Non-Ingredients	$ -	$ 31.21		$ 921.08	$ -	$ 900.00	$ 800.00	$ 2,652
Parking & Tolls	$ -	$ 119.29		$ 199.16	$ -	$ 100.00	$ 100.00	$ 518
Uniforms	$ 440.00	$ -	$ 350.00	$ -	$ -	$ 350.00	$ -	$ 1,140
Gas	$ -	$ 364.97		$ 515.92	$ -	$ 500.00	$ 500.00	$ 1,881
Rent - Base	$ 15,127.00	$ 15,126.74	$ 15,127.00	$ 15,127.00	$ 15,127.00	$ 15,126.74	$ 15,127.00	$ 105,888
Rent- R/E Taxes, Insurance, CAM, Assessments	$ 4,235.47	$ 4,235.47	$ 4,235.47	$ 4,235.47	$ 4,235.47	$ 4,235.47	$ 4,235.47	$ 29,648
Bank Service Charges	$ 25.00	$ 437.61	$ 25.00	$ 423.84	$ 25.00	$ 25.00	$ 25.00	$ 986
Insurance	$ -	$ -		$ 619.33	$ -			$ 619
Insurance - General Liability	$ -		$ 4,393.00	$ 4,423.19	$ 1,632.00	$ 1,631.61	$ 1,631.61	$ 13,711
Phone Services	$ -	$ 108.70		$ -	$ -	108.7	108.7	326.1
Postal Services	$ -	$ 22.15		$ 20.15	$ -	22.15	22.5	86.95
Dishwasher/Lease	$ 148.00	$ 155.28	$ 148.00	$ 147.53	$ 148.00	$ 147.53	$ 148.00	$ 1,042
Building Services	$ -	$ 2,400.00		$ 630.00	$ -			$ 3,030
Subchapter V Trustee Fee Reserve								$ 409
Over/Short	$ -	$ -	$ 10.00	$ -	$ 15.00	$ 10.00	$ 15.00	$ 50
Debtor's Counsel Fee Reserve	$ -	$ -						
Total Operating Expenses	$ 111,255.47	$ 118,562.81	$ 142,047.47	$ 141,901.48	$ 138,509.47	$ 140,202.14	$ 142,358.22	$ 935,246
Net Profit	**$ 8,835.98**	**$ 17,145.67**	**$ 7,887.53**	**$ 425.77**	**$ 9,515.53**	**$ 9,797.86**	**$ 7,641.78**	**$ 50,609**

B.S.
05/06/26