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IT IS SO ORDERED.

Dated: July 1, 2026




Tiffany Strelow Cobb
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

In re:

Fade By R10 LLC,

Debtor.

Chapter 11
Case No. 26-52904
Judge Tiffany Strelow Cobb

**INTERIM ORDER (I) AUTHORIZING FADE BY R10 LLC TO USE CASH
COLLATERAL; (II) GRANTING ADEQUATE PROTECTION TO CERTAIN PRE-
PETITION SECURED CREDITORS; (III) MODIFYING THE AUTOMATIC STAY; AND
(IV) SCHEDULING FINAL HEARING AND APPROVING THE FORM AND METHOD
OF NOTICE OF THE FINAL HEARING**
(Related to Doc. No. 11)

This matter came before the Court upon the motion ("Motion") (Doc. No. 11) by Fade by R10 LLC ("Fade By R10") for entry of an interim cash collateral order ("Interim Cash Collateral Order") and a final cash collateral order ("Final Cash Collateral Order")

pursuant to 11 U.S.C. §§ 105(a), 362, 363, 503(b), and 1107, Rules 2002, 4001, and 9014 of the Federal Rules of Bankruptcy Procedure (“Bankruptcy Rules”), and Local Bankruptcy Rule 4001-2: (i) authorizing Fade By R10 and/or Berrupp Management LLC (“Berrupp”)¹ to use cash collateral (“Cash Collateral”) on an interim basis during the period until the closing on the Lane Ave. Transaction² (“Interim Cash Collateral Period”) and if for any reason the Lane Ave. Transaction is delayed or does not close, then on a final basis (“Final Cash Collateral Period”), as further provided in the Motion; (ii) granting adequate protection to First Commonwealth Bank (“First Commonwealth”) and any other Lienholder, as further provided in the Motion; (iii) modifying the automatic stay; and (iv) scheduling an interim hearing and a final hearing (“Final Hearing”), if necessary, and approving the form and method of notice for the Final Hearing.

Based upon the declaration of Nathanael Anderton (“Declaration”) (Doc. No. 8 in the Fade By R10 Case) in support of the Motion, the statements of counsel at the hearing (“Expedited Hearing”) on the Motion, the evidence provided at the Expedited Hearing on the Motion, and a review of the Motion, the Court finds as follows:

I. JURISDICTION, VENUE, AND BACKGROUND

1. Fade By R10 filed its Chapter 11 case (“Fade By R10 Case”) on June 17, 2026 (“Fade By R10 Petition Date”). No trustee, examiner, or statutory creditors’ committee has been appointed.

¹ Because Berrupp will manage the Lane Ave. Location pursuant to the Management Agreement, all requests by Fade By R10 for authority to use Cash Collateral will be interpreted to permit Berrupp to use Cash Collateral in the same manner and upon the same terms and conditions.

² Capitalized terms not defined in this Interim Cash Collateral Order shall have the same meaning as in the Motion.

2. The Court has jurisdiction over the Motion pursuant to 28 U.S.C. §§ 157 and 1334 and the General Order of Reference entered in this district. Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409. The matters raised in the Motion constitute core proceedings pursuant to 28 U.S.C. § 157(b)(2).

3. Fade By R10 filed a second amended motion on June 22, 2026, requesting the Expedited Hearing on the Motion (“Expedited Hearing Motion”) (Doc. No. 22).

4. The Court entered an order on June 22, 2026, granting the Expedited Hearing Motion and scheduling the Expedited Hearing on the Motion for June 30, 2026, at 9:30 a.m. prevailing Eastern time (“Expedited Hearing Order”) (Doc. No. 23).

5. Notice of the Expedited Hearing and of the Expedited Hearing Order was served on all necessary parties, as directed by the Court, on June 23, 2026 (Doc. No 24).

6. Fade By R10 has provided a proper basis for the use of Cash Collateral on an interim basis for the expenses necessary to continue the operation of the Lane Ave. Location.

7. Fade By R10 has provided a proper basis for providing adequate protection to the Lienholders, as provided in the Motion and in this Interim Cash Collateral Order.

8. Accordingly, the Court orders as follows:

II. AUTHORITY TO USE CASH COLLATERAL ON AN INTERIM BASIS

9. Fade By R10 and Berrupp as the manager of the Lane Ave. Location are authorized to use Cash Collateral during the Interim Cash Collateral Period. Berrupp

shall have discretion to use Cash Collateral to pay the range of operating expenses described in the Management Agreement which in the judgment of Berrupp are necessary to effectively operate the Lane Ave. Location.

III. ADEQUATE PROTECTION FOR SECURED CREDITORS

10. Fade By R10 is authorized to grant adequate protection to First Commonwealth and any other Lienholder in the form of re-granting post-petition liens to each in the same extent, amount, and priority as their respective pre-petition security interests, if any, in Cash Collateral in existence as of the Petition Date, without the necessity of the re-filing of any UCC Financing Statement or other documentation. Fade By R10 is also authorized to reserve its rights to object to the extent, amount, and priority of the liens and/or security interests of any Lienholder.

IV. LIMITED MODIFICATION OF THE AUTOMATIC STAY

11. The automatic stay provisions of 11 U.S.C. § 362(c) are modified only to the limited extent necessary for Fade By R10 and its creditors to comply with the provisions of this Interim Cash Collateral Order.

12. The implementation of the limited modification of the automatic stay shall be effective on the date of the entry of this Interim Cash Collateral Order, and the fourteen (14) day stay of Bankruptcy Rule 4001(a)(3) will not be applicable to the limited modification of the automatic stay that is authorized by this Interim Cash Collateral Order.

V. EVENTS OF DEFAULT

13. During either the Interim Cash Collateral Period or the Final Cash Collateral Period, it will be considered a default under the terms of the Motion, the

Interim Cash Collateral Order, or the Final Cash Collateral Order, if any of the following events (“Default” or “Event of Default”) occurs:

- a. The entry of an order by this Court dismissing the Fade By R10 Case to one under chapter 7 of the Bankruptcy Code.
- b. The entry of an order by this Court appointing a trustee in the Fade By R10 Case.

14. The occurrence of an Event of Default shall automatically terminate the right of Fade By R10 or Berrupp to use Cash Collateral, without any notice or other order of the Court.

VI. PROCEDURES REGARDING INTERIM AND FINAL ORDERS

15. The Court orders as follows regarding (i) service of this Interim Cash Collateral Order, (ii) the filing of objections to this Interim Cash Collateral Order and the Fade By R10 being authorized to use Cash Collateral on a final basis, and (iii) a Final Hearing on the Motion if one is necessary.

16. Fade By R10’s counsel is directed to serve a copy of this Interim Cash Collateral Order within two (2) business days of its entry on the following parties and in the following manner:

The parties registered to receive service by ECF shall be served by ECF at the email address registered with the Court.

The following parties shall be served by email at the email address indicated:

Christopher C. Malloy, Esquire
Counsel for First Commonwealth Bank
cmalloy@lenderlaw.com

Jared J. Lefevre Esq.
Counsel for The Hammer and Nails Group LLC
jjlefevre@eastmansmith.com

The following parties shall be served by Overnight Delivery at the address indicated.

First Commonwealth Bank
Attn. Officer
654 Philadelphia Street
Indiana, PA 15701

Lane Avenue Commercial Holdings LLC
Attn. Officer
C/O Crawford Hoying
6640 Riverside Dr Ste 500,
Dublin, OH 43017

The Hammer and Nails Salon LLC
Attn. Officer
195 Placerville Rd
#110
Folsom CA 95630

United States Attorney
Attn. Civil Process Clerk
303 Marconi Blvd.
Suite 200
Columbus, OH 43215

United States Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530

Ohio Attorney General
30 E. Broad St.
14th Floor
Columbus, OH 43215

The parties on the Creditor List in the Fade By R10 Case shall be served by US Mail at the address indicated on the Creditor List.

17. Fade By R10's counsel shall file a Certificate of Service with the Court regarding the service of this Interim Cash Collateral Order.

18. Any objection to this Interim Cash Collateral Order or to Fade By R10 being authorized to use Cash Collateral on a final basis upon the terms and conditions provided in the Motion, or to the request for use of Cash Collateral on a final basis as provided in the Motion, must be filed with the Court, and received by counsel for Fade By R10 and the US Trustee, no later than **July 27, 2026 by 4:00 p.m. prevailing Eastern Time**. Any timely and properly filed and served objection will be heard at a Final Hearing on **August 3, 2026, at 1:00 p.m. prevailing Eastern Time** at the United States Bankruptcy Court, 5th Floor, Courtroom A, 170 North High Street, Columbus, Ohio 43215.

19. **IF NO TIMELY OBJECTION IS FILED BY THE DEADLINE STATED IN THIS INTERIM CASH COLLATERAL ORDER REGARDING THIS INTERIM CASH COLLATERAL ORDER OR THE RIGHT OF FADE BY R10 TO USE CASH COLLATERAL ON A FINAL BASIS, THEN NO FINAL HEARING WILL BE HELD AND THIS INTERIM CASH COLLATERAL ORDER SHALL BECOME FINAL AND FADE BY R10 WILL BE AUTHORIZED TO USE CASH COLLATERAL ON A FINAL BASIS UPON THE TERMS AND CONDITIONS PROVIDED IN THE MOTION WITHOUT FURTHER NOTICE OR A HEARING OR THE ENTRY OF ANY ADDITIONAL ORDER BY THE COURT.**

20. **IF THE CLOSING ON THE LANE AVE. TRANSACTION IS COMPLETED PRIOR TO THE SCHEDULED FINAL HEARING, THEN FADE BY R10'S COUNSEL SHALL FILE A NOTICE OF THE CLOSING AND THE FINAL HEARING WILL NOT BE HELD REGARDLESS OF WHETHER OR NOT AN OBJECTION TO THE INTERIM CASH COLLATERAL ORDER HAS BEEN TIMELY**

FILED. FADE BY R10'S COUNSEL SHALL SERVE A COPY OF THE NOTICE OF THE CLOSING ON ANY PARTY WHO FILED A TIMELY OBJECTION TO THE INTERIIM CASH COLLATERAL ORDER.

SO ORDERED.

Submitted by:

/s/ David M Whittaker
David M. Whittaker (0019307)
Allen Stovall Neuman & Ashton LLP
10 W. Broad St., Ste. 2400
Columbus, OH 43215
T: (614) 221-8500; F: (614) 221-5988
whittaker@asnalaw.com
Proposed Counsel
for Fade By R10 LLC

Copies to:

Default List