



1 JEFFER MANGELS BUTLER &
MITCHELL LLP
2 ROBERT B. KAPLAN, P.C.
(Bar No. 76950)
3 NICOLAS DE LANCIE
(Bar No. 84934)
4 Two Embarcadero Center, Fifth Floor
San Francisco, California 94111-3813
5 Telephone: (415) 398-8080
Facsimile: (415) 398-5584

IT IS SO ORDERED.
Signed October 11, 2013

Arthur S. Weissbrodt
U.S. Bankruptcy

6 Attorneys for Secured Creditor
7 WELLS FARGO BANK, N.A.

8
9 UNITED STATES BANKRUPTCY COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN JOSE DIVISION

12
13 In re
14 MI PUEBLO SAN JOSE, INC.,
a California corporation,
15 Debtor and Debtor-in-Possession.

Case No. 13-53893-ASW

Chapter 11

**FIFTH FURTHER INTERIM ORDER
GRANTING DEBTOR'S INTERIM
MOTION TO APPROVE USE OF CASH
COLLATERAL AND REQUEST FOR
SETTING OF INTERIM AND FINAL
HEARINGS THEREON (11 U.S.C. § 363(b))**

Date: October 15, 2013
Time: 1:30 p.m.
Place: Courtroom 3020
280 South First Street
San Jose, California

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23 *The Interim Motion by Debtor to Approve Use of Cash Collateral and Request for*
24 *Setting of Interim and Final Hearings Thereon (11 U.S.C. § 363(b)) (the “Motion”) of MI PUEBLO*
25 *SAN JOSE, INC., the debtor and debtor-in-possession (the “Debtor”) in the above-captioned*
26 *Chapter 11 case (the “Case”), filed therein on July 22, 2013 [Docket No. 11], seeking interim and*
27 *final approval for its proposed use of cash collateral of the estate and to grant a replacement lien as*
28 *adequate protection to secured creditor WELLS FARGO BANK, N.A. (the “Bank”), was set for further*

JMBM
Jeffer Mangels
Butler & Mitchell LLP

1 hearing on October 15, 2013. The Debtor and the Bank having advised the Court that they have
 2 agreed on the form of this Order for a one-week extension of the current budget and, accordingly,
 3 do not require that hearing, and good cause appearing therefor,

4 IT IS ORDERED:

5 1. The terms of the *Fourth Further Interim Order Granting Debtor's Interim*
 6 *Motion to Approve Use of Cash Collateral and Request for Setting of Interim and Final Hearings*
 7 *Thereon (11 U.S.C. § 363(b))* entered in the Case on October 4, 2013 [Docket No. 297], are hereby
 8 extended through and including October 27, 2013, utilizing the budget attached hereto as Exhibit 1
 9 for the Debtor's fiscal week ending October 27, 2013;

10 2. A further interim hearing on the Motion will be held on October 25, 2013, at
 11 10:00 a.m., in the Court.

12
 13 Approved as to Form:

14 BINDER & MALTER LLP

15
 16 By: /s/ Robert G. Harris
 ROBERT G. HARRIS

17 Attorneys for MI PUEBLO SAN JOSE, INC.,
 18 Debtor and Debtor-in-Possession

19 STUTMAN, TREISTER & GLATT

20
 21 By: /s/ Eric D. Goldberg
 ERIC D. GOLDBERG

22 Attorneys for OFFICIAL COMMITTEE OF
 23 UNSECURED CREDITORS

24 *END OF ORDER*

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EXHIBIT 1

BUDGET

(Fiscal Week Ending October 27, 2013)

[See Following Page]

Mi Pueblo

Cash Collateral Forecast

Forecast

Pd 11 W3

10/27/2013**14**

Beginning Cash Balance	\$ 4,043,373
Beginning Cash Balance @ Stores	
Subtotal	4,043,373
Cash Receipts for the Week (incl. sales tax)	6,036,055
Cash Disbursements	
Merchandise Purchases	4,081,678
Payroll - Salaries & Taxes	-
Other Disbursements	-
Benefits (self insured & other)	115,000
Vendor Deposits	
Delivery Charges	37,000
Supplies	138,117
Advertising	42,601
Workers Comp Payment (self insured)	100,000
Insurance	-
Repairs & Maintenance	156,466
Rent	70,425
Utilities	382,769
Property & Other Taxes	-
Sales & Use Tax	-
Professional Services	30,000
Other Expenses	115,580
Overhead G & A	-
Avant	-
BDO	-
Binder Malter	-
Stutman Teister & Glatt	-
Protiviti	-
Claims Noticing Agent Fees	-
US Trustee Payments	-
Other Equipment Leases	2,250
Wells Fargo Equipment Leases	-
Wells Fargo Payments - Term Debt	-
Wells Fargo - Interest on all Loans	-
Other Disbursements	1,190,207
Pmts under Cash Collateral Motion	5,271,885