

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF FLORIDA
GAINESVILLE DIVISION

In Re:

The North Central Florida YMCA, Inc.

Case No. 16-10293-KKS
Chapter 11

Debtor.

**INTERIM ORDER GRANTING DEBTOR-IN-POSSESSION'S MOTION FOR ENTRY
OF ORDER AUTHORIZING THE USE OF CASH COLLATERAL (Doc. 16)**

This Case came on for hearing on January 12, 2017 to consider the Debtor-In-Possession's Motion for Entry of Order Authorizing the Use of Cash Collateral (Doc. No. 16) and Wells Fargo Bank's Motion (i) to Prohibit Use of cash Collateral and (ii) for Adequate Protection (Doc. No. 18). For the reasons stated in Court, it is

ORDERED:

1. The Motion is GRANTED on an interim basis until the continued hearing on January 24, 2017.
2. 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 payments to the United States Trustee for quarterly fees; (b) the current and necessary expenses as set forth by the Court which are limited to (i) wages for employees (excluding management), (ii) utilities, (iii) insurance, and (iv) taxes; and (c) such additional amounts as may be expressly approved in writing by Wells Fargo Bank, N.A. (the "Secured Creditor"). Except as authorized in this order, the Debtor is prohibited from use of cash collateral.
3. Debtor Obligations. Debtor shall timely perform all obligations of a debtor-in-possession required by the Bankruptcy Code, Federal Rules of Bankruptcy Procedure, and the orders of this Court.
4. Access to Records and Premises. Upon reasonable notice, and provided that it does not unreasonably interfere with the business of the Debtor, the Debtor shall grant to the Secured Creditor access to the Debtor's business records and premises

for inspection.

5. Replacement Lien. Each Secured 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.
6. Insurance. Debtor shall maintain insurance coverage for its property in accordance with the obligations under the loan and security documents with the Secured Creditor.
7. Without Prejudice. This order is without prejudice to: (a) any subsequent request by a party in interest for modified adequate protection or restriction on use of cash collateral; or (b) any other right or remedy which may be available to the Secured Creditor.
8. Creditors Committee. The provisions of this Order are without prejudice to the rights of the United States Trustee to appoint a committee or any rights of a duly appointed committee to challenge the validity, priority or extent of any lien(s) asserted against cash collateral.
9. Enforcement. The Court shall retain jurisdiction to enforce the terms of this Order.
10. Debtor is prohibited from using cash collateral except as authorized by this Order.
11. The authorization to use cash collateral will continue until the earlier of (i) the Debtor's failure to comply with any term of this Order or (ii) January 24, 2017, unless extended by the consent of the parties or Court order.

DONE AND ORDERED on January 23, 2017_____.



Karen K. Specie
United States Bankruptcy Judge

Order Prepared by:
Jason A. Burgess (Amended in Chambers)

Attorney Jason A. Burgess is directed to serve a copy of this order on interested parties and to file proof of service within three days of the order.

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