



IT IS HEREBY ADJUDGED and DECREED that the below described is SO ORDERED.

Dated: October 21, 2016.

**H. CHRISTOPHER MOTT
UNITED STATES BANKRUPTCY JUDGE**

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

IN RE:

REVOLVE SOLAR (CA) INC.,

Debtor.

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**CASE NO. 16-10899-tmd
Chapter 11**

**INTERIM ORDER APPROVING MOTION TO APPROVE
POST-PETITION FINANCING**

On October 20, 2016, the Court conducted an interim hearing on the Motion to Approve Post-Petition Financing (the “*Motion*”)¹ pursuant to Sections 105, 363, 364 and 503 of Title 11 of the United States Bankruptcy Code (the “*Bankruptcy Code*”) and Federal Rule of Bankruptcy Procedure 4001, filed by Revolve Solar (CA) Inc. (“*Debtor*”), subject to the terms and conditions set forth herein, including the (i) grant of claims for the benefit of the Lender post-petition and

¹ All capitalized terms not defined or limited herein shall have the meaning ascribed in the Motion.

(ii) grant of administrative claims as more fully set forth herein, and upon the proceedings held before this Court and good and sufficient cause appearing therefore,

THE COURT HEREBY FINDS:

A. On July 31, 2016, (the “*Petition Date*”), the Debtor filed a voluntary petition for relief under Chapter 11 of the Bankruptcy Code. The Debtor is now operating its business as a debtor-in-possession pursuant to Sections 1107(a) and 1108 of the Bankruptcy Code. No request has been made for the appointment of a trustee or examiner and no official committee has yet been appointed.

B. This Court has jurisdiction over this matter pursuant to 28 U.S.C. § 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2). Venue of the Chapter 11 Case and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409.

C. A need exists for the Debtor to borrow funds from Cornelius Frederick Moore, the step-father of the Debtor’s President (“Lender”) in order to continue to operate its business. The Debtor has claimed it has no other source at this time to borrow such funds from other than the Lender.

D. The Debtor has claimed that the terms of this borrowing are reasonable.

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED, as follows:

1. The Debtor is hereby authorized to borrow up to \$125,000.00 from the Lender on the terms as set forth in the Motion on an interim basis, to prevent immediate and irreparable harm to the estate (“Interim Loan”).

2. Any amounts advanced under this Interim Order shall be unsecured, but shall enjoy payment priority over any and all administrative expenses of the kinds specified in 11 U.S.C.

§§ 503(b) and 507(b) except allowed and approved fees of professionals in this case and fees owed to the Office of the United States Trustee pursuant to 28 U.S.C. § 1930.

3. No payments will be owed or made on the Interim Loan by the Debtor until after confirmation of a Plan by the Debtor in this case. The proceeds of the Interim Loan may be used by the Debtor only for the purchase of materials and payroll expenses (including payroll taxes) of the Debtor.

4. The provisions of this Interim Order shall be binding upon and inure to the benefit of the Lender and the Debtor.

5. A final hearing on the Motion is set for November 1, 2016 at 1:30 p.m. in Courtroom #1, United States Bankruptcy Court, 903 San Jacinto Blvd., Austin, Texas. Counsel for the Debtor shall provide notice of the final hearing to the parties required by Bankruptcy Rule 4001(c)(1)(C), and file a certificate of service with the Court reflecting such service. At the final hearing, the Debtor may request that the amount of the loan be increased to \$300,000.00.

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Submitted by:

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