ORDERED in the Southern District of Florida on March 3, 2026.

Corali Lopez-Castro

Corali Lopez-Castro, Judge
United States Bankruptcy Court

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

In re:

South Florida Pulmonary Critical Care, LLC,	Case No.: 1:26-bk-10131-CLC
	Chapter 11
Debtor	
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FINAL ORDER GRANTING DEBTOR'S
<u>EMERGENCY MOTION FOR USE OF CASH COLLATERAL</u>

THIS MATTER came before the Court on February 19, 2026 at 10:00 a.m. pursuant to South Florida Pulmonary Critical Care, LLC's (the "**Debtor**") Emergency Motion for Authority to Use Cash Collateral (the "**Motion**") (ECF 14). Having considered the Motion, the argument of counsel, finding no objections were filed, and for the reasons stated on the record and being otherwise advised in the premises, the Court makes the following findings:

A. **Commencement of the Case.** On January 7, 2026 (the "**Petition Date**"), the Debtor filed a voluntary petition for relief under chapter 11 subchapter V of the Bankruptcy Code.

B. **Jurisdiction and Venue.** This Court has subject matter jurisdiction over this case pursuant to 28 U.S.C. §§ 157(b) and 1334. This Motion is a core matter under 28 U.S.C. § 157(b)(2)(A). Venue is proper in this Court under 28 U.S.C. §§ 1408 and 1409.

C. **Notice**. Debtor provided good and adequate notice of the hearing to consider granting Debtor authority to use cash collateral on a final basis. The requisite notice of the Motion and the relief requested thereby and of this Order satisfies Bankruptcy Rule 4001(b), and no other notice need be provided for entry of this Order.

D. Nothing herein shall constitute a finding or conclusion that any party's rights in the Debtor's cash collateral is valid and enforceable, and entry of this order shall not prejudice any party's right to challenge the validity, extent and/or priority of such interest at a later date.

E. **Property of the Estate**. The cash collateral constitutes property of Debtor's estate.

F. **Cause**. Pursuant to Bankruptcy Rule 4001(b)(2), Debtor requested the immediate entry of this Order. The entry of this Order will avoid immediate and irreparable harm to the Debtor's estate and is in the best interest of the Debtor and its creditors. Accordingly for the reasons set forth on the record in open court, the Court:

ORDERS and ADJUDGES as follows:

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

2. Use of Cash Collateral. The Debtor shall be entitled to use any cash collateral (including liquidation of cash as of the Petition Date and prepetition accounts receivable) to pay all ordinary and necessary expenses in the ordinary course of its business for the purposes contained in the Cash Collateral Budget (ECF 25) (the "**Budget**") attached as Exhibit A to this Order, through confirmation. The Debtor is also authorized: (a) to exceed any line item on the Budget by an amount equal to ten (10%) percent of each such line item; or (b) to exceed any line item by more than ten (10%) percent so long as the total of all amounts in excess of all line items for the Budget do not exceed ten (10%) percent in the aggregate of the total Budget.

3. Replacement Liens. Notwithstanding the provisions of § 552(a) of the Bankruptcy Code, and in addition to the security interests preserved by § 552(b) of the Bankruptcy Code, the Debtor grants in favor of Seacoast Bank, the Judgment Creditors, and PPSF[1] (collectively, the "**Creditors**"), as security for all indebtedness that is owed by the Debtor to the Creditors, but only to the extent that the Creditors' cash collateral is used by the Debtor, a post-petition security interest and replacement lien in, to and against certain of the Debtor's accounts receivables, to the same extent and priority that the Creditors held a properly perfected pre-petition security interest in such accounts receivables; provided that, however, under no circumstances shall the Creditors have a lien on any causes of action arising under 11 U.S.C. § 542 et seq., 547, 548, 549, 550, 551 or the proceeds of any causes of action. Under no circumstances shall any creditor have a lien on any of the Debtor's assets that it did not have a lien on pre-petition.

4. The Court determines that the replacement lien provided for herein is sufficient adequate protection in this Case at this time, subject to further order of the Court.

[1] Unless otherwise ordered, all capitalized terms in this Motion shall have the meaning ascribed to them in the Motion.

5. Subchapter V Trustee's Fees. The Debtor shall escrow with the Subchapter V trustee in this case, Carol Fox, $1,000.00 per month which shall be sent via wire transfer or via mail to: Carol Fox, Glass Ratner, 1675 N Military Trial, St. 650, Boca Raton, FL 33468.

6. Duration. The use of cash collateral provisions in this Order shall remain in effect through confirmation, unless otherwise ordered by the Court.

7. Preservation of Rights. Nothing in this Order, Motion or Budget shall (i) constitute an adjudication of the validity, priority or extent of any party's lien, or the amount of any party's claim, and all rights, claims and defenses with respect thereto are expressly preserved for Debtor and any other party in interest; or (ii) bind or prejudice the rights of Debtor or any other party other than as necessary for Debtor to use any cash collateral under § 363(a) as requested herein.

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Submitted by:
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Copies furnished to:

Copy furnished to Megan W. Murray, Esq. who is directed to serve a conformed copy of this order on all interested parties and file a certificate of service with the Court.