

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF INDIANA  
FORT WAYNE DIVISION

IN THE MATTER OF:	)	CASE NO.	16-11640
	)	CHAPTER	11
SUSAN'S, INC.,	)		
	)		
Debtor.	)		
_____	)		

**ORDER**

At Fort Wayne, Indiana, on September 28, 2016.

This matter is before the Court on the Debtor's Emergency Motion for Use of Cash Collateral pursuant to 11 U.S.C. §363(c)(2)(B) and (c)(3) and Bankruptcy Rule 4001(b) seeking authority to use cash collateral in the operation of its business.

This matter was scheduled for a final hearing on September 28, 2016 at 10:00 o'clock a.m.

The Debtor has proposed adequate protection for the use of cash collateral in the form of a replacement lien on all business assets as well as an adequate protection lien on all receivables, the maintenance of insurance coverage on its assets, payment of current taxes and ongoing financial reporting to (i) JPMorgan Chase Bank, NA ("Chase"); (ii) Advantedge Corp ("Advantedge"); (iii) OnDeck Capital ("OnDeck"); and (iv) IBIS Capital Group, LLC, on the status of its operations and income. Said interim adequate protection shall continue until further Court Order, including any Order approving a Stipulation between the Debtor and secured creditors for other or additional adequate protection. Debtor has agreed not to exceed any category of expense on the attached Exhibit "A" by more than five percent (5%) and Debtor's cash use in total shall not exceed ten percent (10%) of the total amount set forth on Exhibit "A" for each monthly budgeted amount.

**IT IS ORDERED** that the Debtor is authorized to use cash collateral in accordance with the budget attached hereto as Exhibit "A" to facilitate ongoing operations for preservation of the value of the Debtor's business, but shall not exceed the variances set forth above. As adequate protection for the use of cash collateral, all secured creditors with an interest in cash collateral shall have a replacement lien on the Debtor's post-petition assets which comprised the pre-petition cash collateral in the same priority and to the same extent as existed pre-petition. The secured creditors shall also have an adequate protection lien on all receivables to the extent of any diminution of the value of its security interest as of the petition date. The Debtor is also required to ensure that adequate insurance is maintained on its assets and that all current taxes are paid. The Debtor shall also provide to secured creditors with monthly financial statements and shall provide all other secured creditors that so request ongoing financial reporting.

**SO ORDERED.**

*/s/ Robert E. Grant*  
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Judge, United States Bankruptcy Court

Approved as to form:

BECKMAN LAWSON, LLP

*/s/ Adam L. Hand*  
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Adam L. Hand (25620-02)  
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Attorneys for Debtor

**EXHIBIT "A"**  
**Monthly Budget**

Average Monthly Gross Revenue	\$48,000.00
Expenses:	
Payroll	\$5,750.00
Taxes (sales)	\$5,250.00
Inventory/Supplies	\$22,000.00
Utilities	\$1,150.00
Office Expenses/ Store Supplies	\$1,950.00
Vehicle Expenses	\$650.00
Professional Fees	\$2,500.00
Insurance	\$440.00
Rent	\$3,207.00
Travel	\$500.00
Freight	\$200.00
Advertising	<u>\$2,000.00</u>
Total Expenses	\$45,597.00
<b>Net Revenue</b>	<b>\$2,403.00</b>