CSD 1001A [07/01/18]

Name, Address, Telephone No. & I.D. No.

Andy C. Warshaw SBN 263880
Richard Sturdevant SBN 269088
Financial Relief Law Center, APLC
1200 Main St. Ste C
Irvine, CA 92614
Direct Phone: (714) 442-3319

Order Entered on
July 29, 2026
by Clerk U.S. Bankruptcy Court
Southern District of California

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF CALIFORNIA
325 West F Street, San Diego, California 92101-6991

In Re

Tomcat Mechanical, Inc.

Debtor.

BANKRUPTCY NO. 26-03080-JBM11

Date of Hearing: July 24, 2026
Time of Hearing: 11:00 a.m.
Name of Judge: J. Barrett Marum

ORDER ON
FIRST DAY MOTION FOR APPROVAL OF USE OF CASH COLLATERAL

The court orders as set forth on the continuation pages attached and numbered 1 through 2 with exhibits, if any, for a total of 8 pages. Motion/Application Docket Entry No. 10.

//

//

//

//

//

//

//

DATED: July 28, 2026

Judge, United States Bankruptcy Court

The Court has considered the Debtor in Possession's Motion for Order Approving Use of Cash Collateral (the "Motion"), together with the Declaration of Tom Sujushi and all other pleadings and evidence submitted in support of and in opposition to the Motion. Adequate notice of the Motion was provided in accordance with the Bankruptcy Code, the Federal Rules of Bankruptcy Procedure, and the Local Bankruptcy Rules. Good cause appearing, and for the reasons stated on the record at the July 24, 2026 hearing, IT IS ORDERED on as follows:

1. The Motion is GRANTED.

2. Tomcat Mechanical, Inc., as Debtor and Debtor in Possession ("Debtor"), is authorized to use cash collateral to (i) pay its normal and customary operating expenses, including those shown in the Budget attached to this Order as Exhibit A, with no expenditure to exceed an additional 10% of any individual line item on the Budget, for a total deviation of not more than 10% of the total Budget, and (ii) to carry forward to future months any budgeted but unused monies from previous months, without such carry forward counting toward the 10% variance.

3. Effective as of the Petition Date, secured creditors are granted a "replacement lien," pursuant to 11 U.S.C. §§ 361 and 363(e), in all prepetition and postpetition assets in which and to the extent the Debtor holds an interest, whether tangible or intangible, whether by contract or operation of law, and including all profits and proceeds thereof, but only to the extent of any diminution in value of such creditors' cash collateral resulting from the Debtor's use of cash collateral. The Replacement Liens are granted to the same validity, extent, and priority as the prepetition liens of the secured creditors. For the avoidance of doubt, the Replacement Liens do not attach to claims or causes of action under 11 U.S.C. §§ 544, 545, 547, 548, 553(b), or 723(b).

4. All third parties who hold or process payments or accounts in connection with the Debtor's customers shall remit all payments due to the Debtor, notwithstanding any competing demands made by third party creditors.

5. To the extent any purported secured creditor objects to the Debtor's use of cash collateral, the Debtor is authorized to continue using cash collateral pursuant to the Budget pending adjudication of the Debtor's forthcoming motion under 11 U.S.C. § 506 to determine the extent and value of such creditor's interest, if any.

6. The Debtor is authorized to pay to the SBA a monthly adequate protection payment of $3,078.00.

7. Notwithstanding anything to the contrary in the Motion or the Budget, insiders will not receive any payments from the Debtor absent a further court order authorizing insider compensation.

8. The final hearing on the Motion will be held on August 27, 2026 at 2:30 p.m. Any opposition to the Motion are due on August 13, 2026, and any subsequent reply is due August 20, 2026.

9. This Order is effective immediately upon entry and enforceable notwithstanding Federal Rule of Bankruptcy Procedure 6004(h).

10. The Court retains jurisdiction to enforce and interpret this Order.

Approved as to form.

/s/ Elvina Rofael
Elvina Rofael
Trial attorney for Office of the United States Trustee

Signed by Judge J Barrett Marum July 28, 2026

EXHIBIT A

Signed by Judge J Barrett Marum July 28, 2026

Tomcat Mechanical, Inc. 18 Week Budget

		WE 7/17	WE 7/24	WE 7/31	WE 8/7
	Projected Proceeds:	**$ -**	**$ 14,900.00**	**$ 15,705.30**	**$ 59,926.40**
	Beginning Bank Balance $137,550.00				
Vendor/ Supplier	**Description**				
AT&T	tomcat landline	$ -	$ -	$ -	$ 45.00
Verizon Wireless	cell phones, laptops & wifi	$ -	$ -	$ -	$ 1,000.00
So Cal Edison	electrcity	$ -	$ -	$ -	$ 415.00
Spectrum	internet @ office	$ -	$ 159.00	$ -	$ -
IT Services		$ -	$ 600.00	$ -	$ -
Rent	new office	$ -	$ -	$ -	$ 4,000.00
Google	gmail & storage hosting	$ -	$ -	$ 195.00	$ -
Adobe	sofware	$ -	$ -	$ 209.99	$ -
Anthem	medical insurance	$ -	$ -	$ 5,667.00	$ -
SBA	EIC Loan	$ -	$ -	$ -	$ 3,078.00
Ally Financial	truck financing x3	$ -	$ -	$ -	$ -
Chrysler Finance	truck financing	$ -	$ -	$ -	$ 700.00
Travelers (Auto & GL)	auto & general liability	$ -	$ -	$ -	$ 5,600.00
Travelers (W/C)	workers comp	$ -	$ -	$ 3,300.00	$ -
RV Storage	trailer storage	$ -	$ -	$ 301.00	$ -
Ruby Receptionist	answering service	$ -	$ -	$ 250.00	$ -
ADP	payroll fee	$ 330.00	$ -	$ 551.00	$ -
Clockshark	clockin system	$ -	$ -	$ 110.00	$ -
Materials	materials/ small supplies	$ -	$ -	$ -	$ 2,200.00
Office Expense	supplies and facility misc	$ -	$ -	$ 550.00	$ -
Regus	SD Office rent	$ -	$ -	$ -	$ -
Transportation	fleet fuel	$ -	$ -	$ -	$ 6,300.00
Veh Maintenance	basic auto maintenance	$ 350.00	$ -	$ 500.00	$ -
Subchapter V Trustee Payments					$ 1,500.00
Vendor/ Supplier	material/ equipment supplier	$ -	$ -	$ -	$ 25,000.00
Tom Sujishi	payroll	$ 6,380.00		$ 6,380.00	
401k Program	payroll	$ 1,500.00	$ -	$ 3,000.00	$ -
Payroll	payroll	$ 14,550.00	$ -	$ 28,920.00	$ -
Payroll Taxes	payroll	$ 8,500.00	$ -	$ 10,800.00	$ -
	Month Beginning Balance:	$ 137,500.00	$ 120,790.00	$135,736.30	$ 134,928.71
	Month Total Expenses:	**$ 31,610.00**	**$ 759.00**	**$ 60,733.99**	**$ 49,838.00**
	Projected DIP Balance	**$ 105,890.00**	**$ 120,031.00**	**$ 75,002.31**	**$ 85,090.71**

Signed by Judge J Barrett Marum July 28, 2026

		WE 8/14	WE 8/21	WE 8/28	WE 9/4
	Projected Proceeds:	**$ 66,972.89**	**$ 27,500.00**	**$ 27,500.00**	**$ 49,151.70**
	Beginning Bank Balance $137,550.00				
Vendor/ Supplier	**Description**				
AT&T	tomcat landline	$ -	$ -	$ -	$ 45.00
Verizon Wireless	cell phones, laptops & wifi	$ -	$ -	$ 1,000.00	$ -
So Cal Edison	electrcity	$ -	$ -		$ 415.00
Spectrum	internet @ office	$ -	$ 159.00	$ -	$ -
IT Services		$ -	$ 600.00	$ -	$ -
Rent	new office		$ -	$ -	$ 4,000.00
Google	gmail & storage hosting	$ -	$ -	$ 195.00	$ -
Adobe	sofware	$ -	$ -	$ 209.99	$ -
Anthem	medical insurance	$ -	$ -	$ 5,667.00	$ -
SBA	EIC Loan	$ -	$ -	$ -	$ 3,078.00
Ally Financial	truck financing x3	$ 4,000.00	$ -	$ -	$ 4,000.00
Chrysler Finance	truck financing	$ -	$ -	$ -	$ 700.00
Travelers (Auto & GL)	auto & general liability	$ -	$ -	$ -	$ 5,600.00
Travelers (W/C)	workers comp	$ -	$ -	$ 3,300.00	$ -
RV Storage	trailer storage	$ -		$ 301.00	$ -
Ruby Receptionist	answering service	$ -	$ -	$ 250.00	$ -
ADP	payroll fee	$ 551.00	$ -	$ 551.00	$ -
Clockshark	clockin system	$ -	$ -	$ 110.00	$ -
Materials	materials/ small supplies	$ -	$ -	$ -	$ -
Office Expense	supplies and facility misc	$ -	$ 550.00	$ -	$ -
Regus	SD Office rent	$ 47.45	$ -	$ -	$ -
Transportation	fleet fuel	$ -	$ -	$ -	$ 6,300.00
Veh Maintenance	basic auto maintenance	$ -	$ 500.00	$ -	$ -
Subchapter V Trustee Payments					$ 1,500.00
Vendor/ Supplier	material/ equipment supplier	$ -	$ 25,000.00	$ -	$ 25,000.00
Tom Sujishi	payroll	$ 6,380.00		$ 6,380.00	
401k Program	payroll	$ 3,000.00	$ -	$ 3,000.00	$ -
Payroll	payroll	$ 28,920.00	$ -	$ 28,920.00	$ -
Payroll Taxes	payroll	$ 10,800.00	$ -	$ 10,800.00	$ -
	Month Beginning Balance:	$ 152,063.60	$ 125,865.15	$ 126,556.15	$ 115,023.86
	Month Total Expenses:	**$ 53,698.45**	**$ 26,809.00**	**$ 60,683.99**	**$ 50,638.00**
	Projected DIP Balance	**$ 98,365.15**	**$ 99,056.15**	**$ 65,872.16**	**$ 64,385.86**

Signed by Judge J Barrett Marum July 28, 2026

		WE 9/11	WE 9/18	WE 9/25	WE 10/2
	Projected Proceeds:	**$ 42,434.00**	**$ 47,934.17**	**$ 49,151.70**	**$ 45,821.00**
	Beginning Bank Balance $137,550.00	**18 Week Forecast**			
Vendor/ Supplier	**Description**				
AT&T	tomcat landline		$ -	$ -	$ 45.00
Verizon Wireless	cell phones, laptops & wifi	$ -	$ -	$ 1,000.00	$ -
So Cal Edison	electrcity	$ -	$ -	$ -	$ 415.00
Spectrum	internet @ office	$ -	$ 159.00	$ -	$ -
IT Services		$ -	$ 600.00	$ -	$ -
Rent	new office	$ -	$ -	$ -	$ 4,000.00
Google	gmail & storage hosting	$ -	$ -	$ 195.00	$ -
Adobe	sofware	$ -	$ -	$ 209.99	$ -
Anthem	medical insurance	$ -	$ -	$ 5,667.00	$ -
SBA	EIC Loan	$ -	$ -	$ -	$ 3,078.00
Ally Financial	truck financing x3	$ -	$ -	$ -	$ 4,000.00
Chrysler Finance	truck financing	$ -	$ -	$ -	$ 700.00
Travelers (Auto & GL)	auto & general liability	$ -	$ -	$ -	$ 5,600.00
Travelers (W/C)	workers comp	$ -	$ -	$ 3,300.00	$ -
RV Storage	trailer storage	$ -	$ -	$ 301.00	$ -
Ruby Receptionist	answering service	$ -	$ -	$ 250.00	$ -
ADP	payroll fee	$ 551.00	$ -	$ 551.00	$ -
Clockshark	clockin system	$ -	$ -	$ 110.00	$ -
Materials	materials/ small supplies	$ 2,200.00	$ -	$ -	$ -
Office Expense	supplies and facility misc	$ 550.00	$ -	$ -	$ 550.00
Regus	SD Office rent	$ 47.45	$ -	$ -	$ -
Transportation	fleet fuel	$ -	$ -	$ -	$ 6,300.00
Veh Maintenance	basic auto maintenance	$ 500.00	$ -	$ -	$ 500.00
Subchapter V Trustee Payments					$ 1,500.00
Vendor/ Supplier	material/ equipment supplier	$ -	$ 25,000.00	$ -	$ 25,000.00
Tom Sujishi	payroll	$ 6,380.00		$ 6,380.00	
401k Program	payroll	$ 3,000.00	$ -	$ 3,000.00	$ -
Payroll	payroll	$ 28,920.00	$ -	$ 28,920.00	$ -
Payroll Taxes	payroll	$ 10,800.00	$ -	$ 10,800.00	$ -
	Month Beginning Balance:	$ 106,819.86	$ 101,805.58	$ 125,198.28	$ 110,335.29
	Month Total Expenses:	**$ 52,948.45**	**$ 25,759.00**	**$ 60,683.99**	**$ 51,688.00**
	Projected DIP Balance	**$ 53,871.41**	**$ 76,046.58**	**$ 64,514.29**	**$ 58,647.29**

Signed by Judge J Barrett Marum July 28, 2026

		WE 10/9	WE 10/16	WE 10/23	WE 10/30
	Projected Proceeds:	**$ 65,754.00**	**$ 74,821.00**	**$ 52,821.00**	**$ 60,821.00**
	Beginning Bank Balance $137,550.00				
Vendor/ Supplier	**Description**				
AT&T	tomcat landline	$ -	$ -	$ -	$ 45.00
Verizon Wireless	cell phones, laptops & wifi	$ -	$ -	$ 1,000.00	$ -
So Cal Edison	electrcity	$ -	$ -	$ -	$ 415.00
Spectrum	internet @ office	$ -	$ 159.00	$ -	$ -
IT Services		$ -	$ 600.00	$ -	$ -
Rent	new office	$ -	$ -	$ -	$ 4,000.00
Google	gmail & storage hosting	$ -	$ -	$ 195.00	$ -
Adobe	sofware	$ -		$ 209.99	$ -
Anthem	medical insurance	$ -		$ 5,667.00	$ -
SBA	EIC Loan	$ -			$ 3,078.00
Ally Financial	truck financing x3	$ -			$ 4,000.00
Chrysler Finance	truck financing	$ -			$ 700.00
Travelers (Auto & GL)	auto & general liability	$ -			$ 5,600.00
Travelers (W/C)	workers comp	$ -		$ 3,300.00	$ -
RV Storage	trailer storage	$ -	$ -	$ 301.00	$ -
Ruby Receptionist	answering service	$ -		$ 250.00	
ADP	payroll fee	$ 551.00		$ 551.00	
Clockshark	clockin system	$ -		$ 110.00	
Materials	materials/ small supplies	$ 2,200.00			
Office Expense	supplies and facility misc	$ -		$ 550.00	
Regus	SD Office rent	$ 47.45			
Transportation	fleet fuel	$ -			$ 6,300.00
Veh Maintenance	basic auto maintenance	$ -		$ 500.00	
Subchapter V Trustee Payments					
Vendor/ Supplier	material/ equipment supplier	$ -	$ 35,000.00		$ 35,000.00
Tom Sujishi	payroll	$ 6,380.00		$ 6,380.00	
401k Program	payroll	$ 3,000.00		$ 3,000.00	
Payroll	payroll	$ 28,920.00		$ 28,920.00	
Payroll Taxes	payroll	$ 10,800.00		$ 10,800.00	
	Month Beginning Balance:	$ 124,401.29	$ 147,323.84	$ 164,385.84	$ 163,472.85
	Month Total Expenses:	**$ 51,898.45**	**$ 35,759.00**	**$ 61,733.99**	**$ 59,138.00**
	Projected DIP Balance	**$ 72,502.84**	**$ 111,564.84**	**$ 102,651.85**	**$ 104,334.85**

Signed by Judge J Barrett Marum July 28, 2026

		WE 11/6	WE 11/13	WE 11/20
	Projected Proceeds:	**$ 60,821.00**	**$ 46,960.00**	**$ 45,960.00**
Beginning Bank Balance	**$137,550.00**			
Vendor/ Supplier	**Description**			
AT&T	tomcat landline	$ -	$ -	$ -
Verizon Wireless	cell phones, laptops & wifi	$ -	$ -	$ 1,000.00
So Cal Edison	electrcity	$ -	$ -	$ -
Spectrum	internet @ office	$ -	$ 159.00	$ -
IT Services		$ -	$ 600.00	$ -
Rent	new office	$ -	$ -	$ -
Google	gmail & storage hosting	$ -	$ -	$ 195.00
Adobe	sofware	$ -	$ -	$ 209.99
Anthem	medical insurance	$ -	$ -	$ 5,667.00
SBA	EIC Loan	$ -	$ -	$ -
Ally Financial	truck financing x3	$ -	$ -	$ -
Chrysler Finance	truck financing	$ -	$ -	
Travelers (Auto & GL)	auto & general liability	$ -		
Travelers (W/C)	workers comp	$ -		$ 3,300.00
RV Storage	trailer storage			$ 301.00
Ruby Receptionist	answering service			$ 250.00
ADP	payroll fee	$ 551.00		$ 551.00
Clockshark	clockin system			$ 110.00
Materials	materials/ small supplies	$ 2,200.00		
Office Expense	supplies and facility misc		$ 550.00	$ -
Regus	SD Office rent	$ 47.45		
Transportation	fleet fuel			
Veh Maintenance	basic auto maintenance		$ 500.00	$ -
Subchapter V Trustee Payments				
Vendor/ Supplier	material/ equipment supplier		$ 45,000.00	$ -
Tom Sujishi	payroll	$ 6,380.00		
401k Program	payroll	$ 3,000.00		
Payroll	payroll	$ 28,920.00		
Payroll Taxes	payroll	$ 10,800.00		
	Month Beginning Balance:	$ 165,155.85	$ 160,217.40	$ 150,445.85
	Month Total Expenses:	**$ 51,898.45**	**$ 46,809.00**	**$ 11,583.99**
	Projected DIP Balance	**$ 113,257.40**	**$ 104,485.85**	**$ 147,633.41**

Signed by Judge J Barrett Marum July 28, 2026