

ORDERED.

Dated: March 18, 2026

  
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Roberta A. Colton  
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

In re:

TOP MOBILITY SCOOTERS, INC.,

Case No: 8:25-bk-04323-RCT  
Chapter 11, Subchapter V

Debtor.  
\_\_\_\_\_

**FINAL ORDER GRANTING DEBTOR'S EMERGENCY MOTION  
FOR ENTRY OF INTERIM AND FINAL ORDERS AUTHORIZING USE  
OF CASH COLLATERAL AND PROVIDING ADEQUATE PROTECTION**  
(Doc. No. 9)

THIS CASE came on for hearing on February 5, 2026 at 11:45 a.m. (the “**Hearing**”) to consider the *Debtor's Emergency Motion for Entry of Interim and Final Orders Authorizing Use of Cash Collateral and Providing Adequate Protection* (Doc. No. 9) (the “**Motion**”)<sup>1</sup> filed by Top Mobility Scooters, Inc. (the “**Debtor**”) for entry of an order authorizing the Debtor's immediate use of property that may constitute Cash Collateral and providing for adequate protection to entities that may have an interest in such properties (the “**Interim Order**”). Appearances were made at the Hearing, as reflected on the record. The Court, having considered the Motion, the arguments and proffers of counsel, the record, and for the reasons stated orally and recorded in

<sup>1</sup> All capitalized terms not specifically defined herein shall have the meaning ascribed to them in the Motion.

open court that shall constitute the Court's record, finds it appropriate to grant the requested relief. Accordingly, it is

**ORDERED**

1. The Motion is **GRANTED** on a final basis through the Effective Date as defined in the *Debtor's Chapter 11 Small Business Subchapter V Plan* (Doc. 48).

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 subchapter V trustee; (b) the current and necessary expenses set forth in the budget attached as **Exhibit A** in the Motion, plus an amount not to exceed ten (10) percent per line item; and (c) such additional amounts as may be expressly approved in writing by BankUnited (the "**Secured Creditor**"). This authorization will continue until further order of the Court. Except as authorized in this order, the Debtor is prohibited from use of cash collateral. However, expenditures in excess of the line items in the budget or not on the budget will not be deemed to be unauthorized use of cash collateral, unless the recipient cannot establish that the expense would be entitled to administrative expense priority if the recipient had extended credit for the expenditure. Expenditures in excess of the line items in the budget may, nonetheless, give rise to remedies in favor of Secured Creditor.

3. Debtor Obligations. The 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 Secured Creditor access to the Debtor's business records and premises for inspection.

5. Replacement Lien. Each creditor with 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 its prepetition lien, without the need to file or execute any document as may otherwise be required under applicable non bankruptcy law.

6. Insurance. The 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 restrictions on use of cash collateral; and (b) any other right or remedy which may be available to Secured Creditor.

8. Enforcement. The Court shall retain jurisdiction to enforce the terms of this order.

*Attorney Michael A. Stavros is directed to serve a copy of this order on all interested parties who do not receive service by CM/ECF and file a proof of service within three days of entry of the order.*