



ORDERED in the Southern District of Florida on December 21, 2017.

A handwritten signature in black ink, appearing to read "Erik P. Kimball".

Erik P. Kimball, Judge
United States Bankruptcy Court

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION
www.flsb.uscourts.gov

In re:

FUNKYTOWNMALL.COM, INC.,

Debtor.

CASE NO.: 17-24768-EPK

Chapter 11

**INTERIM ORDER ON DEBTOR'S EMERGENCY MOTION
FOR ORDER AUTHORIZING USE OF CASH COLLATERAL**

THIS MATTER came before the Court pursuant to Bankruptcy Rule 4001 and 11 U.S.C. § 363 upon the *Emergency Motion for Order Authorizing Use of Cash Collateral* [ECF 8] (the "Motion") filed by debtor-in-possession, Funkytownmall.com, Inc. (the "Debtor"), seeking entry of an interim order authorizing use of cash collateral as defined in Section 363(a), granting adequate protection and related relief. The Court, having reviewed the Motion and heard argument of counsel, after notice and a hearing on December 15, 2017, noting that no objections have been filed, finding good and sufficient cause having been shown, and otherwise being fully advised in the premises, it is accordingly:

ORDERED that:

1. The hearing on the relief requested in the Motion (the “Hearing”) shall be and is hereby continued until January 3, 2018 at 1:30 PM (prevailing Eastern Time), at the Flagler Waterview Building, 1515 N. Flagler Dr., Room 801, Courtroom B, West Palm Beach,
2. The Debtor is authorized to use Cash Collateral¹ for the line items detailed in the Budget attached to this Order as Exhibit “A” up through and including the date of the Hearing. The Debtor shall not exceed the budgeted line item amounts by more than five percent (5%).
3. Pursuant to this Court’s Guidelines for Motions Seeking Authority to Use Cash Collateral and Motion Seeking Approval of Postpetition Financing, any adequate protection provided to creditors are subject and subordinate to fees due to the clerk of the court or the United States Trustee pursuant to 28 U.S.C. §1930.
4. To adequately protect Chase and/or any other potentially secured creditors in connection with the use by the Debtor of any Cash Collateral and other property upon which security interests and liens may have been previously granted by the Debtor to Chase and/or any other putative secured creditors, the Court hereby confirms the grant, assignment and pledge by the Debtor to any such secured creditors a post-petition security interest and lien (only to the same validity, extent, and priority of such pre-petition security interests, if any exist) in the secured creditor’s Pre-Petition Collateral, any of its goods, property, assets and interests in property in which the secured creditors may have held a lien or security interest prior to the Petition Date, and the proceeds from the disposition of any of such Prepetition Collateral.
5. Nothing in this Order shall be construed as an improvement of the security or security interests of Chase and/or any other putative secured creditors as of the Petition Date. The

¹ Any capitalized terms not otherwise defined herein shall have the meanings ascribed them in the Motion.

replacement lien shall not apply to any funds recovered by the estate pursuant to avoidance actions arising under Sections 542 through 550 of the Bankruptcy Code.

6. If no objections are timely filed and served, the Court may enter a Final Order granting the Motion without further notice or hearing.

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Submitted by:

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Copies to: Matthew Kish, Esq.
(Attorney Kish is directed to mail a copy of this Order to all interested parties and to file a certificate of service).

Description

DEC. 12, 2017
Jan 3, 2018**INCOME**

GMV - Monstersteel Retail	96,238.25
GMV - Monstersteel Distributor	24,000.00
GMV - Monstersteel Master	3,000.00
GMV - Piercingpros - Ebay	36,744.23
GMV - PP AMZ FBA	16,598.45
GMV - PP AMZ FBM	38,944.50
Sales Tax Collected	8,829.05

Postage Collected - PP - EBAY	1,286.05
Postage Collected - PP - AMZ FBM	1,674.61
Postage Collected - MS Retail	9,777.81
Postage Collected - MS Distributor	760.00
Sales Tax Allowance	8,829.05
Discounts Allowance	548.56
Refunds Allowance	481.19

GROSS INCOME **227,994.15**

COGS MS - Retail	49,081.51
COGS MS - Distributor	14,880.00
COGS MS - Master	2,160.00
COGS Ebay	16,534.90
COGS Amazon - FBA	5,809.46
COGS Amazon - FBM	15,577.80

TOTAL COGS **104,043.67****ADMINISTRATIVE EXPENSES**

Advertising	3,500.00
Rent	7,500.00
Bank Charges	100.00
Computer Expense	6,000.00
Merchant Account Fees	3,000.00
Market Place Fees	15,000.00
Office Supplies & Expenses	200.00
Subscriptions	12,336.00
Postage Costs - MS Retail	8,661.44
Postage Costs - MS Distributor	760.00
Postage Costs - MS Master	505.92
Postage Costs - PP	13,843.08
Freight Costs	1,000.00
Shipping Supplies	2,000.00
Google - Email accounts	272.56
Printing and Reproduction	590.00
Web Design	300.00
Graphic Design	450.00
Safety / Warehouse Equipment	300.00

Total Administrative Expense **76,319.00****UTILITIES**

Electricity	900.00
Telephone	375.39
Internet Comcast	296.70
Waste / Trash Pickup	200.00
Water & Sewer	290.98
Alarm	135.00

Total Utilities **2,198.07****MAINTENANCE AND REPAIRS**

Pest Control	105.00
Misc. Equipment Repair	200.00
General Maintenance & Repairs	200.00
Janitorial	2,320.00
Janitorial Supplies	250.00

Total Maintenance and Repairs **3,075.00****SALARIES AND BURDEN**

Payroll Expenses	26,000.00
Total Salaries and Burden	26,000.00

TOTAL EXPENSES **211,635.74****NET PROFIT/LOSS** **16,358.41**