



ORDERED in the Southern District of Florida on January 16, 2018.

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](http://www.flsb.uscourts.gov)

In re:

FUNKYTOWNMALL.COM, INC.,

Debtor.

CASE NO.: 17-24768-EPK

Chapter 11

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

THIS MATTER came before the Court on January 3, 2018, at 1:30 p.m., 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 hearing, 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 31, 2018 at 1:30 PM** (prevailing Eastern Time), at the Flagler Waterview Building, 1515 N. Flagler Dr., Room 801, Courtroom B, West Palm Beach, FL 33401.

2. The Debtor is authorized to use Cash Collateral<sup>1</sup> 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

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<sup>1</sup> 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:

Matthew S. Kish, Esq.  
Lubliner Kish PLLC  
1645 Palm Beach Lakes Blvd., Suite 1200  
West Palm Beach, FL 33401  
Phone: 561-207-2018  
Fax: 561-207-2001  
Email: [matt@lubliner-law.com](mailto:matt@lubliner-law.com)  
*Attorneys for Debtor*

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 1/1/2018  
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**Expected Cash Receipts**

GMV - Monstersteel Retail	120,000.00
GMV - Monstersteel Distributor	14,000.00
GMV - Monstersteel Master	3,000.00
GMV - Piercingpros - Ebay	45,000.00
GMV - PP AMZ FBA	20,000.00
GMV - PP AMZ FBM	25,000.00
Sales Tax Collected	10,215.00
Postage Collected - PP - EBAY	1,575.00
Postage Collected - PP - AMZ FBM	3,750.00
Postage Collected - MS Retail	12,192.00
Postage Collected - MS Distributor	515.00

**Total Cash Collected 255,247.00**

**Expected Cash Payments**

COGS MS - Retail	51,200.00
COGS MS - Distributor	8,680.00
COGS MS - Master	2,160.00
COGS Ebay	20,250.00
COGS Amazon - FBA	7,000.00
COGS Amazon - FBM	10,000.00
Sales Tax Allowance	10,215.00
Discounts Allowance	684.00
Refunds Allowance	600.00
Advertising	8,071.20
Rent	7,500.00
Bank Charges	400.00
Computer Expense	6,000.00
Professional Fees Accounting	5,000.00
Merchant Account Fees	5,460.00
Market Place Fees	20,700.00
Office Supplies & Expenses	600.00
Subscriptions	12,336.00
Postage Costs - MS Retail	10,800.00
Postage Costs - MS Distributor	265.12
Postage Costs - MS Master	73.44
Postage Costs - PP	13,500.00
Freight Costs	900.00
Shipping Supplies	2,200.00
Container Fees	0.00
Customs / Entry	0.00
Health Insurance RCBS	6,000.00
Transamerica GAP	239.00
United Health and Vision	262.00
Liability / Property Insurance	0.00
Google - Email accounts	272.56
Licenses and Permits	0.00
Taxes - Personal Property	0.00
Printing and Reproduction	590.00
Web Design	300.00
Graphic Design	450.00
Safety / Warehouse Equipment	300.00
Electricity	900.00
Telephone	375.39
Internet Comcast	296.70
Waste / Trash Pickup	200.00
Water & Sewer	290.98
Alarm	135.00
Pest Control	105.00
Misc. Equipment Repair	200.00
General Maintenance & Repairs	200.00
Janitorial	2,880.00
Janitorial Supplies	250.00
Cleaning Services	1,760.00
Payroll Expenses	58,000.00
<b>Total Cash Expenses 288,631.39</b>	

**Net Income (Loss) -33,384.39**

**EXHIBIT "A"**