



**ORDERED in the Southern District of Florida on September 27, 2018.**

A handwritten signature in black ink that reads "Raymond B. Ray". The signature is written in a cursive style and is positioned above a horizontal line.

Raymond B. Ray, Judge  
United States Bankruptcy Court

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**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF FLORIDA  
FORT LAUDERDALE DIVISION**  
www.flsb.uscourts.gov

In re:

1 GLOBAL CAPITAL LLC, *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 18-19121-RBR

(Jointly Administered)

**ORDER ON COLLINS ASSET GROUP'S (I) MOTION TO PROHIBIT USE OF CASH COLLATERAL AND (II) MOTION FOR RELIEF FROM THE AUTOMATIC STAY**

**THIS MATTER** came on for hearing on September 21, 2018 at 11:00 a.m., in Fort Lauderdale, Florida, upon the *Motion to Prohibit Debtor's Use of Cash Collateral* [ECF No. 98] and the *Motion for Relief from the Automatic Stay* [ECF No. 99] (collectively, the "Motions") filed by Collins Asset Group, LLC ("Collins"), seeking an order to prohibit the above-captioned debtors and debtors-in-possession (collectively, the "Debtors") from the use of Collins' alleged cash

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<sup>1</sup> The Debtors in these Chapter 11 Cases, along with the business addresses and the last four (4) digits of each Debtor's federal tax identification number, if applicable, are: 1 Global Capital LLC, 1250 E. Hallandale Beach Blvd., Suite 409, Hallandale Beach, FL 33009 (9517); and 1 West Capital LLC, 1250 E. Hallandale Beach Blvd., Suite 409, Hallandale Beach, FL 33009 (1711).

collateral and an order lifting the automatic stay.

Having considered the Motions, heard the resolution of the Motions agreed to by Collins and the Debtors, and heard no objection from any other party in interest; and having determined that jurisdiction exists over these chapter 11 cases pursuant to 28 U.S.C. §§ 157 and 1334, the relief requested in the Motions being core proceedings pursuant to 28 U.S.C. § 157(b), and venue is proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that proper and adequate notice of the Motion has been given and that no other and further notice is necessary; and upon all of the proceedings before this Court and after due deliberation thereon; and good and sufficient cause appearing therefor, it is **ORDERED** as follows:

1. Based on the resolution between Collins and the Debtors, the Motions are denied, as moot, without prejudice, except as set forth in this Order.

2. As adequate protection of the alleged interest of Collins in the Debtors' cash, the Debtors shall reserve an amount of cash equal to \$2,374,514.22 (the "Collins Reserve"). The Debtors may use their cash in excess of the Collins Reserve. Collins is not entitled to any additional or further protection of its alleged interest in the Debtors' cash, including, without limitation, any adequate protection payments.

3. Each of Collins and the Debtors reserves any and all rights, claims and defenses to assert or contest Collins' alleged interest in the Debtors' cash. Nothing in this Order is an admission, stipulation, waiver, acknowledgment, or agreement by the Debtors to the allowability or enforceability of Collins' alleged claim or to the validity, priority, or extent of Collins' alleged security interest.

4. Notwithstanding any applicability of Bankruptcy Rule 6004(h), the terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

5. The Debtors are authorized to take such actions as may be necessary and appropriate to implement the terms of this Order.

6. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation or interpretation of this Order.

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Submitted by:

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Copy furnished to:

John R. Dodd, Esq.  
*(Attorney Dodd is directed to serve a copy of this Order upon all interested parties upon receipt and file a Certificate of Service.)*