



IT IS ORDERED as set forth below:

Date: March 28, 2018

James R. Sacca
U.S. Bankruptcy Court Judge

UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

IN RE:	)	
	)	CASE NO. 16-72088-JRS
PANTECH WIRELESS, INC.	)	
	)	CHAPTER 11
Debtor(s)	)	
	)	JUDGE JAMES R. SACCA
	)	

**FINAL ORDER APPROVING DISCLOSURE STATEMENT AND
CONFIRMING CHAPTER 11 PLAN OF REORGANIZATION**

On October 4, 2017, Pantech Wireless, Inc. ("Debtor") filed its Chapter 11 Plan of Reorganization ("Plan") [Docket No. 45.] and its Disclosure Statement on October 5, 2017 ("Disclosure Statement") [Docket No. 46]. Also, on October 5, 2017, Debtor filed an "Application Requesting Entry of Order (1) Conditionally Approving Disclosure Statement and Scheduling Hearing to Consider Final Approval Thereof and Plan Confirmation Hearing, (2) Approving form and

Content of Ballot, (3) Establishing Deadline for Filing Objections to Disclosure Statement and Plan of Reorganization, (4) Establishing Deadline for Casting Ballots to Accept or Reject Plan of Reorganization, and (5) Scheduling Expedited Hearing” (“Application”). On October 10, 2017, the Court entered an order (the “Order”) approving the Application wherein, the Court conditionally approved Disclosure Statement, established November 17, 2017, as the deadline for casting ballots to accept or reject the Plan and object to the Plan or Disclosure Statement, and scheduling a hearing to consider final approval of the Disclosure Statement and Confirmation of the Plan for November 21, 2017.

The Order, Disclosure Statement, Plan and ballot were served by Debtor upon all creditors and parties in interest on October 11, 2017. On November 17, 2017, the United States Trustee filed an objection to Debtor’s Disclosure Statement and Plan.

NOW, THEREFORE, based upon the Court's review of the evidence presented, proffered or adduced, arguments made at the confirmation hearing, and the entire record in this case, the Court finds that the Plan of Reorganization may be confirmed.

ACCORDINGLY, THE COURT HEREBY ORDERS THAT

A. The Disclosure Statement complies with 11 U.S.C. §1125 and is APPROVED.

- B. The Plan, as modified herein, is hereby confirmed in accordance with 11 U.S.C. §1129 and all provisions of the Plan shall bind the Debtor and any entity issuing securities under the Plan, all entities receiving property under the Plan, all Creditors, all Interest Holders, and all officers of the Debtor, whether or not the Claims or Interests of such Creditors, Interest Holders or officers are impaired under the Plan, and whether or not such Creditors, Interest Holders or officers have accepted the Plan.
- C. With respect to the objection filed by the United States Trustee, the parties have agreed to resolve the objection by amending the Plan to provide that “Effective Date” shall mean April 10, 2018 or the date this Order becomes a final order, whichever is later.
- D. As no class of creditors is impaired under the Plan, no creditors’ acceptance of the Plan is required.
- E. The provisions of Chapter 11 of the Code have been complied with and that the Plan has been proposed in good faith and not by any means forbidden by law.
- F. Each holder of a claim or interest has accepted the Plan or will receive or retain under the Plan, property of a value, as of the effective date of the Plan that is not less than the amount that such holder would receive or retain if the Debtor were liquidated under Chapter 7 of the Code on such date.

- G. All payments made or promised by the Debtor or by a person acquiring property under the Plan or by any other person for services or for costs and expenses in, or in connection with, the Plan and incident to the case, have been fully disclosed to the Court and are reasonable, or if to be fixed after confirmation of the Plan, will be subject to the approval of the Court.
- H. The automatic stay in effect in this case pursuant to Section 362(a) of the Bankruptcy Code shall continue to be in effect until the Effective Date, and at that time shall be dissolved and of no further force or effect; provided, however, that nothing shall bar the filing of financing documents or taking of such other actions as are necessary to effectuate the transactions specifically contemplated by the Plan or this Order prior to the Effective Date.
- I. Pursuant to Sections 105(a) and 1142 of the Bankruptcy Code, and notwithstanding the entry of this Order or the occurrence of the Effective Date, the Court shall retain exclusive jurisdiction as provided in the Plan over all matters arising out or, and related to, this case and the Plan to the fullest extent permitted by law.
- J. Nothing in this Order or the Plan is intended to modify or violate 28 U.S.C. §157(d).

K. Within three (3) days after entry of this order, Debtor's attorney will serve a copy of this order and file a certificate of service setting forth the manner of service to all parties in interest.

[END OF DOCUMENT]

Prepared and presented by:

/s/ Gregory M. Taube

Gregory M. Taube
Georgia Bar No. 699166
Lee B. Hart
Georgia Bar No. 502311

NELSON MULLINS RILEY & SCARBOROUGH LLP
201 17th Street, N.W., Suite 1700
Atlanta, GA 30363
(404) 322-6000 (Phone)
(404) 322-6050 (Fax)
greg.taube@nelsonmullins.com
lee.hart@nelsonmullins.com

Daniel F. Blanks (*Admitted Pro Hac Vice*)
NELSON MULLINS RILEY & SCARBOROUGH LLP
50 N. Laura Street, Suite 4100
Jacksonville, Florida 32202
(904) 665-3656 (Phone)
(904) 665-3699 (Fax)
daniel.blanks@nelsonmullins.com

Attorneys for Debtor and Debtor-in-Possession

Order reviewed by:

OFFICE OF THE UNITED STATES TRUSTEE
DANIEL M. MCDERMOTT
UNITED STATES TRUSTEE
REGION 21

/s/ David S. Weidenbaum

David S. Weidenbaum [*signed by express permission*]

Georgia Bar No.745892

Trial Attorney

Office of the United States Trustee

362 Russell Federal Building

75 Ted Turner Drive

Atlanta, GA 30303

(404) 331-4437

david.s.weidenbaum@usdoj.gov

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Gregory M. Taube
Lee B. Hart
NELSON MULLINS RILEY &
SCARBOROUGH LLP
201 17th Street, N.W., Suite 1700
Atlanta, GA 30363

Daniel F. Blanks (*Admitted Pro Hac Vice*)
NELSON MULLINS RILEY &
SCARBOROUGH LLP
50 N. Laura Street, Suite 4100
Jacksonville, Florida 32202

David S. Weidenbaum
Office of the United States Trustee
362 Russell Federal Building
75 Ted Turner Drive
Atlanta, GA 30303