

SO ORDERED



IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MARYLAND

IN RE: *

RUXTON DESIGN AND BUILD, LLC *

Debtor *

Case No. 17-10359

Chapter 11

* * * * *

ORDER AUTHORIZING USE OF CASH COLLATERAL

Upon consideration of the Motion for Entry of an Order Authorizing Use of Cash Collateral, filed by Ruxton Design and Build, LLC, Debtor and Debtor-in-Possession herein, pursuant to Section 363 of Title 11 of the United States Bankruptcy Code, any objections thereto and the arguments and evidence presented at hearing held on June 12, 2017. The relief requested in the Amended Motion is in the best interests of the Debtor, its creditors and its estate;

1. This Court has jurisdiction to consider the Amended Motion and the relief requested therein pursuant to 28 U.S.C. §§157 and 1334;
2. Consideration of the Amended Motion and the relief requested therein being a core proceeding pursuant to 28 U.S.C. §157(b);
3. Venue is proper in this Court pursuant to 28 U.S.C. §§1408 and 1409;

4. Interim relief is necessary to avoid substantial, immediate and irreparable harm to the Debtor and its estate;

5. The Debtor provided appropriate notice of the Amended Motion and the opportunity for a hearing and for all parties-in-interest granted herein;

NOW, THEREFORE, IT IS, by the United States Bankruptcy Court for the District of Maryland, hereby ORDERED:

- a. The Amended Motion is GRANTED.
- b. Any objections to the Amended Motion, to the extent not withdrawn, are OVERRULED.
- c. The Debtor is authorized to use Cash Collateral (as the term is defined herein and in Section 363(a) of the Bankruptcy Code) of 1st Global Capital Financial Services and any other party asserting a claim with regard to the Debtor's Cash Collateral (collectively, the "Secured Lenders") on the terms set forth in the Amended Motion and in this Order pursuant to Section 363(c) of the Bankruptcy Code from June 12, 2017 until July 31, 2017.
- d. Subject to the provision of this Order, the Debtor may use the Cash Collateral to pay the post-petition expenses that are ordinary, reasonable and necessary to the operation of the business to the extent of the attached Budget (**Exhibit "1"**), plus the sum of One Thousand Dollars (\$1,000.00)/month for May and June, 2017 to be paid to 1st Global as an Adequate Protection payment and plus the sum of Fifteen Thousand Dollars (\$15,000.00) for May and Fifteen Thousand Dollars (\$15,000.00) for June in order to pay critical vendors.

- e. Notwithstanding any applicability of Federal Rule of Bankruptcy Procedure 6004(h), the terms and conditions of this Order shall be immediately effective and enforceable upon entry of this Order.
- f. The Debtor shall attend a hearing on July 31, 2017 at 1:30 pm. for further review of the use of cash collateral and any authorization as may be required.
- g. This Court shall retain jurisdiction over all matters arising from or relating to the implementation of this Order.

cc:

Stephen J. Kleeman, Esquire
401 Washington Avenue, Suite 800
Towson, Maryland 21204

U.S. Trustee
101 W. Lombard Street, Ste. 2625
Baltimore, Maryland 21201

1st Global Capital Financial Services
1250 E. Hallandale Beach Boulevard
Hallandale Beach, Florida 33009

END OF ORDER