

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NEW YORK

In re:

GREAT FOOD GREAT FUN, LLC,
d/b/a WING CITY GRILLE,

Case No.: 17-11557-CLB

Debtor.

- AND -

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NEW YORK

In re:

PROFESSIONAL HOSPITALITY, LLC,
d/b/a VILLAGE CASINO RESTAURANT,

Case No.: 17-11558-CLB

Debtor.

**ORDER AUTHORIZING DEBTORS' EMERGENCY USE OF CASH
COLLATERAL AND ESTABLISHING DATE FOR FINAL HEARING ON
DEBTORS' MOTION FOR LEAVE TO USE CASH COLLATERAL**

This matter having come before this Court upon the motion (the "Motion") of the Debtors-in-Possession, Great Food Great Fun, LLC ("Great Food Great Fun" or "GFGF") and Professional Hospitality, LLC ("Professional Hospitality" or "PH") (collectively, the "Debtors"), seeking the entry of Emergency, Interim and Final Orders, pursuant to Bankruptcy Code Section 363 and Rule 4001(b) of the Federal Rules of Bankruptcy Procedure, seeking the entry of Emergency, Interim and Final Orders authorizing the Debtors to use cash collateral and fixing the adequate protection which is to be provided to secured creditors U.S. Foods, Inc./U.S. Foodservice, Inc. ("U.S. Foods"), Cosima Corporation ("Cosima"), the Internal Revenue Service ("IRS"), the New York State Department of Taxation and Finance ("NYS Tax"), Snap

Advances, LLC (“Snap Advances”), GU Capital (“GU Capital”), Tango Capital (“Tango Capital”) and Northwest Savings Bank (“Northwest”) (collectively, the “Secured Creditors”), all of which have or claim liens, and upon the request of the Debtors to enter an Order establishing dates for interim and final hearings on the Motion,

AND, this matter having come before this Court for an emergency hearing on July 28, 2017, on notice in accordance with this Court’s July 27, 2017 Order establishing dates for hearings,

NOW, upon all pleadings and proceedings had in this matter to date, and good cause appearing therefor, it is hereby

ORDERED, that each of the Debtors is hereby authorized and permitted to use cash collateral in the ordinary course, in the amount of up to \$16,000.00 for Great Food Great Fun and in the amount of up to \$27,000.00 for Professional Hospitality, on an emergency basis, until the time of an interim hearing on the Debtors’ Motion, in accordance with (within 5 percent) those *pro forma* income and expense projections filed and served as Exhibits E and F to the Motion; and it is

ORDERED, that as interim adequate protection to the Secured Creditors, the Secured Creditors are hereby granted “rollover” replacement liens in post-petition assets of the Debtors of the same relative priority and on the same types and kinds of collateral as they possessed pre-petition, as the same may ultimately be determined, to the extent of cash collateral actually used and not paid down by the Debtors, effective as of the date of the filing of this case, without the necessity of any further public filing or other recordation to perfect such liens or security interests; and it is

ORDERED, that the additional adequate protection to the Secured Creditors proposed in the Debtors' Motion will be addressed at the time of the interim hearing on this Motion; and it is

ORDERED, that nothing contained in this Order shall be deemed to constitute either a finding by this Court that those liens to be provided pursuant to this Order are themselves sufficient to adequately protect the Secured Creditors' secured claims, and the entry of this Order is without prejudice to the Secured Creditors' rights to oppose further use of cash collateral or, alternatively, asserting that they are entitled additional adequate protection of their secured claims, and the entry of this Order is without prejudice to the rights of the Debtors or any other party seeking to challenge the secured status of the claims of the Secured Creditors or to assert that the Secured Creditors' claims are less than fully secured, that the Secured Creditors should be entitled to lesser payments or protections as adequate protection of their claims; and it is

ORDERED, that an interim hearing on the Debtors' Motion will be held on August 7, 2017, at 10:00 a.m., at the United States Bankruptcy Court, Part II, Olympic Towers, 300 Pearl Street, Third Floor, Buffalo, New York 14202-2501; and it is

ORDERED, that a final hearing on the Debtors' Motion will be held on August 14, 2017, at 10:00 a.m., at the United States Bankruptcy Court, Part II, Olympic Towers, 300 Pearl Street, Third Floor, Buffalo, New York 14202-2501.

Dated: Buffalo, New York
July 28, 2017



Hon. Carl L. Bucki
Chief United States Bankruptcy Judge

