

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.

**FINAL ORDER AUTHORIZING DEBTORS' USE OF CASH
COLLATERAL AND ESTABLISHING DATE FOR FURTHER 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 and an interim hearing on August 7, 2017, on notice in accordance with this Court’s July 28, 2017 Order establishing dates for hearings, and this Court having thereafter entered orders authorizing the Debtors’ use of cash collateral on an emergency and interim basis,

AND, this matter having come before this Court for a final hearing on August 14, 2017,

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 through October 31, 2017, in accordance with those *pro forma* income and expense projections attached to the Debtors’ Motion as Exhibits E and F, within a 5% variance; and it is

ORDERED, that as additional 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 as additional adequate protection to the Secured Creditors, Debtor Great Food Great Fun shall make the following adequate protection payments:

Creditor	Summary of Adequate Protection Payments
Cosima	As adequate protection to GFGF landlord Cosima, current rent shall be paid at the rate of \$1,500.00 per week. Additionally, starting on September 1, 2017, GFGF shall start making payments of \$1,000.69 per month toward back rental amounts owed by GFGF.
U.S. Foods	As adequate protection to U.S. Foods, all current purchases shall be paid COD upon delivery. Additionally, GFGF shall pay \$1,000.00 per week toward arrears owed.
IRS	As adequate protection to partially secured claims of the IRS, GFGF shall make adequate protection payments to the IRS at the rate of \$750.00 per week, starting August 10, 2017.

and it is

ORDERED, that as additional adequate protection to the Secured Creditors, Debtor Professional Hospitality shall make the following adequate protection payments:

Creditor	Summary of Adequate Protection Payments
U.S. Foods	As adequate protection to U.S. Foods, all current purchases shall be paid COD upon delivery. Additionally, PH shall pay \$10,000.00 per week toward arrears owed until its seasonal closure on September 30, 2017.
NYS Tax	As adequate protection to the partially secured claims of NYS Tax, PH shall make payments at a rate of \$1,000.00 per week, starting August 10, 2017, until its seasonal closure on September 30, 2017.

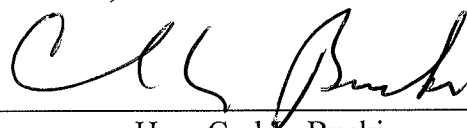
and it is

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 a further hearing on the Debtors' use of cash collateral after October 31, 2017 will be held on October 30, 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
August 14, 2017



Hon. Carl L. Bucki
Chief United States Bankruptcy Judge

