

**UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: Erna Schultz Trust : Chapter 11
Debtor :
: No. 17-14137

**MOTION OF DEBTOR-IN-POSSESSION ERNA SCHULTZ TRUST
FOR ENTRY OF AN ORDER APPROVING CASH COLLATERAL
NUNC PRO TUNC**

Erna Schultz Trust, the Debtor(s), by and through its counsel, The Law Offices of Anthony A. Frigo, hereby respectfully represent:

JURISDICTION AND VENUE

1. The Court has jurisdiction over the instant matter pursuant to 28 U.S.C. §§ 157 and 1334, and 11 U.S.C. §§ 361, 362 and 364 of the Bankruptcy Code.
2. This Motion is a core proceeding under 28 U.S.C. § 157.
3. Venue is proper in this district pursuant to 28 U.S.C. § 1409(a).

BACKGROUND

4. On June 14, 2017 the debtor filed a Petition for protection under Chapter 11 of Title 11 of the United States Bankruptcy Code.
5. Pursuant to §§ 1107(a) and 1108 of the Bankruptcy Code, the Debtor remains in possession of its property as Debtor-in-Possession.
6. The Debtor(s) is engaged in the business of renting and development of real estate.
7. No Trustee or Committee of Unsecured Creditors has been designated to date in this bankruptcy case.
8. The Debtor has an urgent and critical need for the use of cash generated by the Real Property, if any.
9. The Debtor has an urgent and critical need to pay its obligations post-petition, for which it requires the use of its cash.

PRIOR REQUEST

10. No previous motion for the relief request herein has been made by the Debtor to this or any other court.

WHEREFORE, the Debtors respectfully request the entry of an Order in the form attached hereto authorizing the Debtors to use Cash Collateral in this bankruptcy proceeding, consistent with the terms set forth above, effective as of the date of the filing of the Bankruptcy and for such other and further relief as this court deems just and proper.

The Law Offices of Anthony A. Frigo

Dated: June 16, 2017

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