

Eric A. Liepins
ERIC A. LIEPINS, P.C.
12770 Coit Road
Suite 1100
Dallas, Texas 75251
Ph. (972) 991-5591
Fax (972) 991-5788

PROPOSED ATTORNEY FOR DEBTOR

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

IN RE	§	
	§	
MULTICARE HOME HEALTH SERVICES, LLC	§	Case no.17-32419 -11
	§	
	§	
	§	CHAPTER 11
DEBTOR	§	

EMERGENCY MOTION FOR AUTHORITY TO USE OF CASH COLLATERAL

TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE:

COMES NOW, Multicare Home Health Services, LLC., (“Debtor”) and moves the Court under 11 U.S.C. §363 for Emergency Approval of Interim Use of Cash Collateral and would show the Court the following:

1. The Debtor filed a voluntary Chapter 11 Petition on June 21, 2017.
2. The Debtor must have cash to make payroll and to pay other immediate expenses to keep its doors open.
3. The Debtors business consists of the ownership and operation of a home healthcare business.
4. The Internal Revenue Service (“IRS”) asserts a lien on an operations of the

Debtor. The IRS asserts a lien on among other things, the accounts receivable revenue generated by the Debtor (“Collateral”). This Collateral may constitute the cash collateral of the IRS as that term is defined in the Bankruptcy Code.

5. The Debtor is in immediately need to use the cash collateral of the IRS to maintain operations of the business. The continued operations of the Debtor will necessitate the use of the cash collateral.

6. The Debtor seeks to use the cash collateral of the IRS to make the payroll and continue operations. Debtor seeks interim use of the cash collateral for the uses set forth on Exhibit “A”.

7. An emergency exists in that the entire chance of the Debtor’s reorganizing depends on the Debtor’s ability to immediately obtain use the alleged Collateral of the IRS to continue operations of the company while effectuating a plan of reorganization.

8. The Debtor is willing to provide the IRS with replacement liens pursuant to 11U.S.C. section 552.

WHEREFORE, PREMISES CONSIDERED, the Debtor would request this matter be set down for an Emergency Hearing and that upon hearing, this Court enter and Order authorizing the Debtor’s use of the Cash Collateral of the IRS in the amounts set forth in Exhibit “A” and to grant the IRS adequate protection in the form of replacement liens under 11 U.S.C. section 552, and for such other and further relief as the Debtor may show itself justly entitled.

Respectfully submitted,

Eric A. Liepins
Eric A. Liepins, P.C.
12770 Coit Road
Suite 1100

Dallas, Texas 75251
(972) 991-5591
(972) 991-5788 - telecopier

By: /s/ Eric Liepins
Eric A. Liepins, SBN 12338110

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Certificate of Service

I hereby certify that a true and correct copy of the foregoing Motion was sent via telecopy or ECF to the IRS and the United States Trustee on the 21st day of June 2017.

/s/ Eric Liepins
Eric A. Liepins

budget for Mutlicare Home Healthcare Services, LLC June 22 to July 8, 2017

Expenses	
electric	300
telephone	350
pagers	127
insurance	2,600
rent	1,300
Supplies	750
payroll tax	8000
payroll	28,000
therapy	800
Income	60,000