



**IT IS HEREBY ADJUDGED and DECREED that the below described is SO ORDERED.**

**Dated: October 06, 2017.**

**H. CHRISTOPHER MOTT  
UNITED STATES BANKRUPTCY JUDGE**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
EL PASO DIVISION**

In re  
THE ACOSTA GROUP, LLC,  
Debtor.

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Case No. 17-31416-HCM-11

**ORDER GRANTING INTERIM PERMISSION  
TO USE CASH COLLATERAL**

On September 14, 2017 the Court considered the Emergency Motion of the Debtor-in-Possession THE ACOSTA GROUP, LLC, for Authority to Use Cash Collateral in an Interim basis (“the Motion”). The Court, having made findings and seeing good cause for the Motion, hereby GRANTS the Motion, on an interim basis. Counsel for THE ACOSTA GROUP, LLC shall be responsible for notices to all parties in interest, that the use of cash collateral is APPROVED on an interim basis, and shall be approved on a going-forward basis in these Chapter 11 proceedings, subject only to modification upon motion and for cause, and/or the terms of a confirmed Plan of Reorganization, unless an objection to such use is filed after notice of this Interim Order is given by counsel for THE ACOSTA GROUP, LLC. Any parties in interest who wish to object to these terms for cash collateral use on a final basis, should file their objections with the Clerk of this Court by November 2, 2017 and appear to be heard thereon in this Court in El Paso, Texas on November 9, 2017 at 10:00 a.m. (MT) for the final hearing on

use of cash collateral. The identification, value, and extent of the Debtor's cash collateral, and the terms of adequate protection as stated herein, are without prejudice to any party-in-interest's right to contest the same in a later proceeding, for confirmation purposes or otherwise.

It is ORDERED on an interim basis that THE ACOSTA GROUP, LLC may use the cash collateral under these conditions:

- a) To make adequate protection payments to the TEXAS COMPTROLLER in the amount of \$100.00 on the 10th of each month starting October 1, 2017, until further Order of this Court;
- b) To make adequate protection payments of \$1,200.00 per month to WESTSTAR BANK, the first lienholder on 1705 Montana El Paso, Texas, on or before the 16th of each month starting September 16, 2017;
- c) To make adequate protection payments of \$1,808.00 per month to GWEN and OTIS HOPKINS, the lienholders on 3610 Keltner, El Paso, Texas, on or before the 6th of each month starting October 6, 2017;
- d) The above lienholders are awarded replacement liens in the identified respective post-petition cash collateral to the same extent as existed on petition date;
- e) The Debtor shall maintain the replacement collateral at a level generally no less than what was on hand on petition date;
- f) The Debtor shall use the cash collateral only in the ordinary course of business, and shall provide an operating budget to be attached to any final order on cash collateral use;
- g) The Debtor shall make available on-line its Monthly Operating Reports, on their due dates in this case;

- h) The Debtor shall file all post-petition tax reports and returns on a timely basis, and to pay all post-petition taxes on a timely basis;
- i) The Debtor shall keep the property which generates the cash collateral adequately insured against loss.

Upon breach of any of the foregoing provisions, the affected lienholder may, at its option, send notice to the Debtor at 3303 Wyoming, El Paso, TX 79903, and to Debtor's attorney E.P. BUD KIRK at 600 Sunland Park Dr., Building Four, Suite 400, El Paso, TX 79912, identifying the breach and giving the Debtor 15 days' notice to cure it, failing which, permission to use that creditor's collateral shall cease.


**APPROVED AS TO FORM:**

/s/ E.P. Bud Kirk

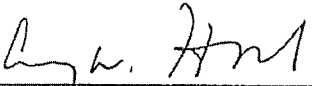
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