



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

Dated: February 27, 2018.



TONY M. DAVIS
UNITED STATES BANKRUPTCY JUDGE

UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

In re: §
TRIMUR PARTNERS, LLC § Case No. 18-10001-tmd
§
KRK CP, LLC § Case No. 18-10002-tmd
§
Jointly Administered Debtors. § CHAPTER 11
§ Jointly Administered Under
§ 18-10001-tmd

**THIRD INTERIM ORDER AUTHORIZING USE OF CASH
COLLATERAL AND GRANTING ADEQUATE PROTECTION**

On February 8, 2018, this Court entered that certain Second Interim Order (I) Authorizing Use of Cash Collateral, (II) Granting Adequate Protection, (III) Modifying the Automatic Stay, and (IV) Granting Related Relief [Doc. 63] (the “**Second Interim Order**”¹). The Second Interim Order approved the use of Cash Collateral pursuant to the Budget attached thereto that covered the time period January 22, 2018 through February 25, 2018 (the “**Second Interim Budget Period**”). The Final Hearing regarding the use of Cash Collateral was

¹ Any term not otherwise defined herein shall have the meaning set forth in the Second Interim Order.

scheduled for February 21, 2018, but has been continued at the request of the Debtors and with the consent of the Bank until March 1, 2018 at 1:30 p.m. (the “**Final Hearing**”). The Second Interim Order expires by its terms on February 21, 2018; therefore, this Order is intended to authorize the use of Cash Collateral for the period from February 21, 2018 until the Final Hearing (the “**Third Interim Budget Period**”). After consideration of the foregoing and the record in these chapter 11 cases (collectively, the “**Cases**”), and sufficient cause appearing;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:

AUTHORIZATION AND CONDITIONS TO USE OF CASH COLLATERAL

1. The Debtors are authorized to use Cash Collateral for the Third Interim Period pursuant to the Budget attached hereto as **Exhibit A** (the “**Third Interim Budget**”).

2. **Continuation of Terms and Conditions in Second Interim Order**. In all other respects, the use of Cash Collateral is authorized herein on the same terms and conditions as in the Second Interim Order.

FINAL HEARING

A Final Hearing to consider entry of a Final Order on the Motion is set for March 1, 2018 at 1:30 p.m.

###

Order submitted by:

Frank B. Lyon
LAW OFFICES OF FRANK B. LYON
Two Far West Plaza - Suite 170
3508 Far West Boulevard
Austin, Texas 78731
512-345-8964 / 512-697-0047 (fax)
frank@franklyon.com

ATTORNEY FOR TRIMUR PARTNERS, INC.
AND KRK CP, LLC, DEBTORS-IN-POSSESSION

APPROVED AS TO FORM:

/s/ Morris D. Weiss

Morris D. Weiss

Texas Bar No. 21110850

Waller Lansden Dortch & Davis LLP

100 Congress Ave., Ste. 1800

Austin, TX 78701

512-685-6418

morris.weiss@wallerlaw.com

ATTORNEYS FOR TRANSPecos BANKS

WEEK 1 WEEK 2 WEEK 3 WEEK 4 WEEK 5 WEEK 6 WEEK 7 WEEK 8
 1/1/18 1/8/18 1/15/18 1/22/18 1/29/18 2/5/18 2/12/18 2/19/18 2/26/18
 1/7/18 1/14/18 1/21/18 1/28/18 2/4/18 2/11/18 2/18/18 2/25/18 3/4/18
 ACTUALIZED ACTUALIZED ACTUALIZED ACTUALIZED ACTUALIZED PROJECTED PROJECTED PROJECTED PROJECTED

TransPecos Bank
CP Xport Note
TaxEase
KRK Note
Classroom Supplies
Field Trip/Program Expense
Kitchen
Outside Services
Training Expense
Bank Charges
Business Gifts
Computer Supplies
Dues & Subscriptions
Legal & Professional Fees
U S Trustee
Licenses & Permits
Meals & Entertainment
Miscellaneous
Office Expense
Postage
Marketing
Bus-Fuel & Maintenance
Cleaning Services
Cleaning Supplies
Insurance
Landscape & Property Care
Pest Control
Rent
Repairs & Maintenance
Supplies
Utilities
Owner Draw
Tax escrow

		\$ -	\$ -	\$ -	\$ 15,600			
		\$ -	\$ 725	\$ 739	\$ 739			
		\$ -	\$ -	\$ 1,292				\$ 1,292
		\$ -	\$ -	\$ -				
\$ 431	\$ -	\$ -	\$ 175	\$ 262	\$ 250	\$ 250	\$ 250	\$ 280
\$ -	\$ -	\$ 38	\$ 275	\$ 76	\$ 125	\$ 225	\$ 125	\$ 125
\$ 350	\$ 486	\$ 812	\$ 1,073	\$ 1,036	\$ 1,150	\$ 1,150	\$ 1,150	\$ 1,150
		\$ -	\$ -	\$ -		\$ 100		\$ 100
\$ 53		\$ -	\$ -	\$ -		\$ 150	\$ 150	
\$ 713	\$ -	\$ 59	\$ 12	\$ 14	\$ 725			\$ 48
		\$ -	\$ -	\$ -		\$ 50		
\$ 17	\$ -	\$ 123	\$ -	\$ -		\$ 125		\$ 125
\$ 130	\$ -	\$ 371	\$ 400	\$ -	\$ 199	\$ 311	\$ 440	
		\$ -	\$ -	\$ -				
		\$ -	\$ -	\$ -				
		\$ -	\$ -	\$ -				\$ 450
\$ -	\$ -	\$ -	\$ -	\$ -		\$ 50		\$ 50
\$ 75	\$ -	\$ -	\$ -	\$ -	\$ 25	\$ 25	\$ 25	\$ 25
\$ 384	\$ -	\$ 59	\$ 82	\$ 156	\$ 70	\$ 70	\$ 70	\$ 70
		\$ -	\$ -	\$ -				\$ 25
	\$ -	\$ 399	\$ -	\$ -		\$ 400	\$ 300	\$ 300
\$ 45	\$ 45	\$ 48	\$ 46	\$ 75	\$ 75	\$ 75	\$ 75	\$ 75
\$ 1,700	\$ -	\$ -	\$ -	\$ -	\$ 1,700			
\$ 200	\$ 53	\$ -	\$ -	\$ 200		\$ 200		
\$ 486	\$ 1,175	\$ 767	\$ 500	\$ -		\$ 1,174		\$ 487
		\$ -	\$ 815	\$ -		\$ 800		
		\$ -	\$ 104	\$ -				\$ 105
\$ 151		\$ -	\$ -	\$ -				\$ 151
		\$ -	\$ -	\$ 267		\$ 300		\$ 300
	\$ -	\$ -	\$ 11	\$ -	\$ 35	\$ 40	\$ 35	\$ 40
\$ 280	\$ 311	\$ 255	\$ 1,675	\$ 123		\$ 588	\$ 1,390	
\$ 3,000		\$ -	\$ -	\$ 3,000				\$ 3,000
\$ 1,800	\$ 1,500	\$ 1,800	\$ 1,500	\$ 1,800	\$ 1,500	\$ 1,800	\$ 1,500	\$ 1,800

Total Fixed Expense:

\$ 7,869	\$ 5,417	\$ 4,782	\$ 7,395	\$ 8,811	\$ 22,393	\$ 7,683	\$ 5,710	\$ 9,998
----------	----------	----------	----------	----------	-----------	----------	----------	----------

Expense-Variable

Staff Payroll
Staff Payroll (% of Revenues)
Royalties (6% of Revenue)
Ad fund (.5% of Revenue)
Health Insurance

\$ 20,196		\$ 20,521	\$ -	\$ 23,500		\$ 23,500	
48%				49%		51%	
\$ 103	\$ 108	\$ 115	\$ 92	\$ 119	\$ 119	\$ 115	\$ 117

Total Variable Expense:

\$ 103	\$ 20,304	\$ 115	\$ 20,613	\$ 119	\$ 23,619	\$ 115	\$ 23,617	\$ 119
--------	-----------	--------	-----------	--------	-----------	--------	-----------	--------

Total Expenses:

\$ 7,972	\$ 25,721	\$ 4,898	\$ 28,008	\$ 8,929	\$ 46,012	\$ 7,798	\$ 29,327	\$ 10,117
----------	-----------	----------	-----------	----------	-----------	----------	-----------	-----------

Revenue

\$ 20,571	\$ 21,632	\$ 17,258	\$ 21,663	\$ 25,384	\$ 22,700	\$ 23,050	\$ 23,400	\$ 23,750
-----------	-----------	-----------	-----------	-----------	-----------	-----------	-----------	-----------

Beginning Cash

\$500	\$13,099	\$9,010	\$21,371	\$15,026	\$31,480	\$8,169	\$23,420	\$17,493
-------	----------	---------	----------	----------	----------	---------	----------	----------

Less Expenses

\$7,972	\$25,721	\$4,898	\$28,008	\$8,929	\$46,012	\$7,798	\$29,327	\$10,117
---------	----------	---------	----------	---------	----------	---------	----------	----------

Weekly Cash Flow

\$12,599	-\$4,089	\$12,360	-\$6,345	\$16,454	-\$23,312	\$15,252	-\$5,927	\$13,633
----------	----------	----------	----------	----------	-----------	----------	----------	----------

Ending Cash

\$ 13,099	\$ 9,010	\$ 21,371	\$ 15,026	\$ 31,480	\$ 8,169	\$ 23,420	\$ 17,493	\$ 31,127
-----------	----------	-----------	-----------	-----------	----------	-----------	-----------	-----------

Projected Weekly Cash Flow

\$ 13,330	\$ (9,549)	\$ 15,353	\$ (6,757)	\$ 13,151	\$ (23,307)	\$ 15,252	\$ (5,927)	\$ 13,633
-----------	------------	-----------	------------	-----------	-------------	-----------	------------	-----------

Projected Ending Cash

\$ 13,830	\$ 4,281	\$ 19,634	\$ 12,877	\$ 26,028	\$ 2,721	\$ 17,973	\$ 12,046	\$ 25,679
-----------	----------	-----------	-----------	-----------	----------	-----------	-----------	-----------

DIFFERENCE

\$ (731)	\$ 4,729	\$ 1,737	\$ 2,149	\$ 5,453				
----------	----------	----------	----------	----------	--	--	--	--