



Timothy W. Dore
U.S. Bankruptcy Court
(Dated as of Entered on Docket date above)

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UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

In Re

Bankruptcy No. 17-14004

FIDALGO 2010 LLC

ORDER AUTHORIZING USE OF
CASH COLLATERAL

Debtors.

This matter having come on for hearing on the Debtor's Motion to Use Cash Collateral under Section 363(c)(2)(b) for the purposes of paying ongoing basic operating expenses of the Debtor, as set forth in the Motion; and no objections being made; now therefore, it is

1. The Debtor is authorized to use Cash Collateral as set forth in the Budget contained in its Motion through December 31, 2017 unless extended by further order of this Court upon notice and hearing.

2. Subject to the terms, conditions and limitations of this Order, the Debtor is authorized to incur and timely pay the operating and administrative expenses identified in the Budget, provided that (a) Debtor shall not use Cash Collateral to pay any pre-petition expense or obligation that became due prior to the

MOTION FOR ORDER AUTHORIZING INTERIM USE OF
CASH COLLATERAL - 1

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1 filing of this case except as expressly permitted by this Order or further order of the
2 Court, and (b) Debtor shall otherwise only use Cash Collateral to pay post-petition
3 taxes, expenses and obligations directly relating to the preservation and protection
4 of the Collateral and operation of Debtor's business. Nothing herein shall constitute
5 a waiver of the Debtor's right to seek assessment of the reasonable, necessary
6 costs and expenses of preserving, or disposing of, cash collateral or any other
7 collateral of secured creditors under 11 U.S.C. § 506(c), which right is expressly
8 reserved.

9 3. Debtor shall be in compliance with its obligations related to the Budget
10 so long as the actual expenditures paid with Cash Collateral do not exceed the
11 corresponding expense line item set forth in the Budget by more than ten percent
12 (10%).

13 4. Secured creditors shall retain all of their pre-petition security interests
14 in all pre-petition collateral, including, without limitation, the Cash Collateral.

15 5. On a monthly basis, the Debtor shall file its monthly operating reports
16 under Fed. R. Bankr. P. 2015 and Local Bankruptcy Rule 2015. During the term of
17 this Order, any of the secured creditors may request and receive any and all
18 additional operational or financial information or documents pertaining to the
19 Collateral and Cash Collateral. Debtor shall reasonably cooperate with its
20 representatives in providing full and reasonable access to the Collateral, the Cash
21 Collateral, the estates' financial condition, assets, and liabilities.

22 6. Nothing contained in this Order shall be construed in any form as (i)
23 consent by the creditors to any use of Cash Collateral or the Collateral, other than
24 the specific uses authorized and described in this Order, the Budget and only during
25 the duration of this Order. This Order shall take effect upon entry by the Court.
26 Nothing contained in this Order shall prejudice any party's rights to apply for an

1 order prospectively modifying this Order on appropriate grounds and after notice and
2 opportunity for a hearing, or prejudice any party's rights and arguments at the final
3 hearing.

4 */// End of Order ///*

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Presented by:
/s/ Larry B. Feinstein
Larry Feinstein, WSBA #6074
Attorney for Debtor-in-Possession