



ORDERED in the Southern District of Florida on October 16, 2018.

A handwritten signature in black ink, appearing to read "Erik P. Kimball".

Erik P. Kimball, Judge
United States Bankruptcy Court

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION
www.flsb.uscourts.gov

In re:

Chapter 11

PALM BEACH FINANCE PARTNERS, L.P.,
PALM BEACH FINANCE II, L.P.¹,

Case No.: 09-36379-EPK
Case No.: 09-36396-EPK
(Jointly Administered)

Debtors.

**ORDER AWARDING TWENTY-THIRD POST CONFIRMATION FEE APPLICATION
FOR ALLOWANCE AND PAYMENT OF COMPENSATION AND REIMBURSEMENT
OF EXPENSES TO MELAND RUSSIN & BUDWICK, P.A.,
AS COUNSEL TO THE CHAPTER 11 LIQUIDATING TRUSTEE**

THIS CAUSE came before the Court on October 10, 2018 at 1:30 p.m., upon the Twenty-Third Post Confirmation Fee Application for Allowance and Payment of Compensation and Reimbursement of Expenses to Meland Russin & Budwick, P.A., as Counsel to the Chapter 11 Liquidating Trustee [ECF No. 3520] (the "*Application*").

¹ The address and last four digits of the taxpayer identification number for each of the Debtors follows in parenthesis: (i) Palm Beach Finance Partners, L.P., 3601 PGA Blvd. Suite 301, Palm Beach Gardens, FL 33410 (TIN 9943); and (ii) Palm Beach Finance II, L.P., 3601 PGA Blvd. Suite 301, Palm Beach Gardens, FL 33410 (TIN 0680).

The Court, having reviewed the Application, having heard from all parties in interest who had an opportunity to be heard, having taken into consideration 11 U.S.C. §§ 330 and 331 and each of the factors that govern the reasonableness of fees as set forth in *In re First Colonial Corp. of America*, 544 F.2d 1291 (5th Cir. 1977) and *Johnson v. Georgia Highway Express*, 488 F.2d 714 (5th Cir. 1974), having heard the argument of counsel, and based on the record, it is

ORDERED that:

1. The Application is **APPROVED**.
2. Meland Russin & Budwick, P.A, counsel for the Liquidating Trustee², is awarded compensation in the amount of **\$682,453.57** (representing 100% of the fees requested) and **\$54,737.06** (representing 100% of expenses requested) (“*Fee and Cost Award*”).
3. Pursuant to Section 1.76 of the Plan, and as set forth in the Application, certain fees and costs are subject to the *pro rata* allocation formula. The Fee and Cost Award shall be paid by the particular estate as follows:

Estate	Fees	Costs
Palm Beach Finance Partners, L.P.	\$125,221.88	\$9,852.67
Palm Beach Finance II, L.P.	\$557,231.69	\$44,884.39
TOTAL FEES AND COSTS:	\$682,453.57	\$54,737.06

4. The Fee and Cost Award is awarded on a final basis pursuant to Section 7.1.11 of the Plan.

5. In addition, the Fee and Cost Award set forth in each of the following Orders at ECF Nos., 628, 732, 1100, 1270, 1438, 1697, 1865, 1982, 2146, 2324, 2451, 2543, 2620, 2738,

² All capitalized terms not defined herein shall have the meaning ascribed to such term as set forth in the Application.

2824, 2938, 3034, 3164, 3256, 3371, 3429 and 3490 shall be deemed awarded on a final basis pursuant to Section 7.1.11 of the Plan.

6. This Order is without prejudice to and shall not impair any right of MRB to seek additional fees as contemplated by the MRB Compensation Order based on the results achieved in these cases and the Petters Bankruptcy Cases.

###

Submitted By:

Solomon B. Genet, Esquire

Florida Bar No. 617911

sgenet@melandrussin.com

MELAND RUSSIN & BUDWICK, P.A.

Counsel for Liquidating Trustee

200 S. Biscayne Blvd., Suite 3200

Miami, Florida 33131

T: (305) 358-6363 F: (305) 358-1221

Copies Furnished To: Solomon B. Genet, Esquire, is directed to serve copies of this Order on all parties in interest and to file a Certificate of Service.