



ORDERED in the Southern District of Florida on June 10, 2015.


Paul G. Hyman, Jr.
Chief United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM DIVISION
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IN RE:

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

CASE NO. 09-36379-PGH
CASE NO. 09-36396-PGH
(Jointly Administered)

Debtors.

**AGREED ORDER GRANTING LIQUIDATING TRUSTEE'S
FIRST OMNIBUS OBJECTION TO CLAIMS AS IT RELATES TO
CLAIM NO. 48-1 FILED BY HSBC USA, INC. IN CASE NO. 09-36379-PGH (PBFP)**

THIS CAUSE came before the Court upon the Liquidating Trustee's First Omnibus Objection to Claims (Claims Nos. 26-1 and 48-1 and Scheduled Claim of Kaufman Rossin & Co. in Case No. 09-36379-PGH (PBFP)) [ECF No. 2597], as it relates to Claim No. 48-1 filed by HSBC USA, Inc. ("*Objection*"). The Court, having reviewed the Objection, noting that the parties consent to the entry of this Agreed Order, and based on the record, does

ORDER as follows:

1. The Objection is **SUSTAINED** as set forth herein.
2. Claim No. 48-1 filed by HSBC USA, Inc., in Case No. 09-36379 (PBF) is disallowed and stricken from the claims register.
3. Claim No. 31-1 filed by HSBC USA, Inc., in Case No. 09-36396 (PBF II) (the “*Claim*”) is allowed as a timely filed general unsecured claim in the amount of \$9,000,000.
4. Notwithstanding the foregoing, however, this Order does not address, and the Liquidating Trustee expressly reserves his right to seek and HSBC USA, Inc. reserves all right to object to and defend, subordination of the Claim, whether under section 510 of the Bankruptcy Code or any other basis.

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Submitted By:

Jessica L. Wasserstrom, Esquire
Florida Bar No. 985820
jwasserstrom@melandrussin.com
MELAND RUSSIN & BUDWICK, P.A.
Counsel for Liquidating Trustee
3200 Southeast Financial Center
200 South Biscayne Boulevard
Miami, Florida 33131
Telephone: (305) 358-6363
Telefax: (305) 358-1221

Copies Furnished To:

Jessica L. Wasserstrom, Esquire, is directed to serve copies of this Order on all parties in interest and to file a Certificate of Service.