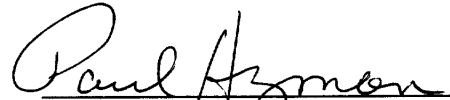




**ORDERED in the Southern District of Florida on May 10, 2017.**

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

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF FLORIDA  
WEST PALM BEACH DIVISION  
[www.flsb.uscourts.gov](http://www.flsb.uscourts.gov)

In re: Chapter 11  
PALM BEACH FINANCE PARTNERS, L.P., Case No.: 09-36379-PGH  
PALM BEACH FINANCE II, L.P., Case No.: 09-36396-PGH  
Debtors. (Jointly Administered)

**ORDER GRANTING LIQUIDATING TRUSTEE'S (I) MOTION TO MODIFY  
COMPENSATION STRUCTURE FOR MELAND RUSSIN & BUDWICK, P.A.  
AND (II) APPLICATION TO EMPLOY HARLEY TROPIN AND KOYZAK  
TROPIN & THROCKMORTON, LLP NUNC PRO TUNC TO MARCH 10, 2017<sup>1</sup>**

THIS CAUSE came before the Court on May 9, 2017 at 10:00 a.m. upon the *Liquidating Trustee's Motion to (I) Modify Compensation Structure for Meland Russin & Budwick, P.A. and (II) Application to Employ Harley Tropin and Koyzak Tropin & Throckmorton, LLP nunc pro tunc to March 10, 2017 ("Motion and Application")* [ECF No. 3202]. Upon the representations that Mr. Tropin and the Firm (i) are duly qualified, (ii) hold no interest adverse to the Debtors' estates in the matters upon which they are engaged, (iii) are disinterested persons as required by 11 U.S.C. § 327(a), (iv) have disclosed any connections with parties set forth in Fed. R. Bankr.

<sup>1</sup> Capitalized terms not defined herein shall have the meaning ascribed to them in the Motion.

P. 2014, and (v) their employment is necessary and would be in the best interests of the Debtors' estates and their creditors, and the Court having reviewed the Court file and based upon the reasons set forth on the record which are incorporated herein by reference, it is

**ORDERED** as follows:

1. The Motion and Application is **GRANTED**, *nunc pro tunc* to March 10, 2017.
2. The Liquidating Trustee is authorized to retain Mr. Tropin and the Firm as special co-counsel with respect to the GECC Litigation, pursuant to 11 U.S.C. §§ 327, 330 and 331, and the terms set forth in the Motion and Application.
3. With respect to the GECC Litigation, MR&B and the Applicant will be compensated as follows:
  - a. The Applicant shall be compensated as follows: (i) 6% of any affirmative recovery obtained in a resolution reached before 7 days prior to the start of trial; or (ii) 7% of any affirmative recovery obtained on or after 7 days prior to the start of trial.
  - b. MR&B shall be compensated as follows:
    - 24% of any affirmative recovery obtained in a resolution reached before 7 days prior to the start of trial and up to and including the Threshold Amount;
    - 23% of any affirmative recovery obtained in a resolution reached before 7 days prior to the start of trial and over the Threshold Amount;

- 23% of any affirmative recovery obtained in a resolution reached on or after 7 days prior to the start of trial and up to and including the Threshold Amount; or
  - 22% of any affirmative recovery obtained in a resolution reached on or after 7 days prior to the start of trial and over the Threshold Amount.
- c. The compensation of MR&B and Applicant combined (along with any compensation granted as a result of the Motion to Modify Third Compensation Order) shall in no event exceed the overall 33% cap on MR&B and any co-counsel compensation, but MR&B shall receive an additional 5% of any affirmative recovery in the event of an appeal, as set forth in the Third Compensation Order.
4. All other terms of MR&B's retention not sought to be modified by the Motion remain unchanged.

###

**Submitted By:**

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**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.