



ORDERED in the Southern District of Florida on July 29, 2015.


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

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

IN RE:

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

Debtors.

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

ORDER GRANTING MOTION TO AUTHORIZE LIQUIDATING TRUSTEE TO USE "CASH-IN/CASH-OUT" METHOD TO CALCULATE LIMITED PARTNER CLAIMS AND INTERESTS [ECF NO. 2632]

THIS MATTER came before the Court on July 28, 2015 at 9:30 a.m. (the "**Hearing**") upon the Motion to Authorize Liquidating Trustee to Use "Cash-In/Cash-Out" Method to Calculate Limited Partner Claims and Interests [ECF No. 2632] (the "**Motion**"). The Court, having reviewed the file and the Motion, having noted that no objections have been filed to the Motion and having heard the arguments of counsel at the Hearing, it is:

ORDERED AND ADJUDGED as follows:

1. The Motion is **GRANTED**.

2. The Liquidating Trustee is authorized to use the “cash-in/cash-out” method (the “*Cash-in/Cash-Out Method*”) to calculate limited partner claims and interests.

3. Under this method, the amount of each limited partner claim or interest shall be the amount of cash the limited partner transferred to a Debtor minus the amount of cash such limited partner received from that Debtor as of the Petition Date, whether such monies were received as a return of principal, profits, dividends or interest.

4. Nothing herein should be construed as the Liquidating Trustee establishing the amount of any particular claim or interest or waiving his rights to object to any particular claim, interest or priority of distribution on this or any other ground (such as 11 U.S.C. §510).

5. Further, nothing herein is intended to be or should be considered a limit to the damages that the Liquidating Trustee - or any other party - can claim or recover against third parties.

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Submitted By:

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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