

DUANE MORRIS LLP

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Order Filed on August 7, 2025
by Clerk
U.S. Bankruptcy Court
District of New Jersey

Counsel to the Special Committee

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW JERSEY**

In re:

CCA Construction, Inc.,¹

Debtor.

Chapter 11

Case No. 24-22548 (CMG)

**STIPULATION AND CONSENT ORDER REGARDING BUDGET FOR
THE AUTHORIZED INVESTIGATION OF THE EXAMINER**

The relief set forth on the following pages, numbered two (2) through five (5), is
ORDERED.

DATED: August 7, 2025


Honorable Christine M. Gravelle, Chief Judge
United States Bankruptcy Judge

¹ The last four digits of the Debtor's federal tax identification number are 4862. The Debtor's service address for the purposes of this chapter 11 case is 445 South Street, Suite 310, Morristown, NJ 07960.



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Debtor: CCA Construction, Inc.
Case No.: 24-22548 (CMG)
Caption of Order: Stipulation and Consent Order Regarding Budget for the Authorized Investigation by the Examiner

This Stipulation of Consent Order (the “**Stipulation**”) is entered into as of this [●] day of June by and between CCA Construction, Inc. as debtor and debtor in possession in the above-captioned chapter 11 case (the “**Debtor**”) and Todd Harrison, the Court-appointed examiner through his undersigned counsel (the “**Examiner**,” and, together with the Debtor, the “**Parties**”) and hereby stipulate and agree as follows:

RECITALS

WHEREAS, on December 22, 2024, CCA filed a voluntary petition for relief under title 11 of the United States Code, 11 U.S.C. §§ 101–1532, in the United States Bankruptcy Court for the District of New Jersey.

WHEREAS, on March 5, 2025, the Court entered the *Order Granting the Appointment of an Examiner* [Docket No. 211] (the “Examiner Order”).

WHEREAS, on April 29, 2025, per the Examiner Order, the U.S. Trustee filed the *Notice of Appointment of Examiner* [Docket No. 280] and the *Application for Order Approving Appointment of Examiner* [Docket No. 281].

WHEREAS, on May 7, 2025, the Court entered the *Order Approving the Appointment of a Chapter 11 Examiner by the United States Trustee* [Docket No. 296], approving the appointment of the Examiner.

WHEREAS, on June 2, 2025, the Court entered the *Order Approving Examiner’s Scope and Budget for Investigation* [Docket No. 351] (the “Scope & Budget Order”).²

WHEREAS, Paragraph 5 of the Scope & Budget Order provides:

² Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Scope & Budget Order.

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The fees and expenses of the Examiner and all professionals retained by the Examiner in connection with the Authorized Investigation shall not exceed \$100,000 in the aggregate (the “Budget”); **provided, however, nothing herein shall preclude (i) the Special Committee and the Examiner from agreeing on additional funding for the Budget** [emphasis added] or (ii) the Examiner from seeking Court approval for an increase in the Budget, subject to the Special Committee’s and the Debtor’s right to oppose such relief.

WHEREAS, the Parties desire to memorialize their agreement in this Stipulation.

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, AND UPON APPROVAL BY THE COURT OF THIS STIPULATION, IT IS SO ORDERED AS FOLLOWS:

1. Pursuant to Paragraph 5 of the Scope & Budget Order, the Special Committee and the Examiner have agreed that the Budget as provided for in Paragraph 5 of the Scope & Budget Order shall be increased and fixed at \$500,000.

2. In consideration of the Special Committee’s agreement to increase the Budget, the Examiner agrees not to seek, or take any action in furtherance of, entry of an order providing for (a) a further increase to the Budget or (b) an expansion of the Examiner’s Authorized Investigation set forth in Paragraph 1 of the Scope & Budget Order. If the Examiner seeks, or takes any action in furtherance of, (a) or (b) above, the Special Committee withdraws its agreement to the increased Budget set forth in paragraph 1 hereof.

3. The Special Committee reserves its right to oppose any further increases to the Budget or expansion of the Examiner’s Authorized Investigation set forth in Paragraph 1 of the Scope & Budget Order.

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4. The Parties are authorized to take all actions necessary to effectuate the relief granted pursuant to and in accordance with this Stipulation.

5. The Parties acknowledge that this Stipulation is the joint work product of the Parties, and that, accordingly, in the event of ambiguities, no inferences shall be drawn against any Party on the basis of authorship of this Stipulation.

6. Each Party represents and warrants to the other that it has the power and authority to enter into this Stipulation. Each person who executes this Stipulation on behalf of a Party hereto represents that he or she is duly authorized to execute this Stipulation on behalf of such Party and that each such Party has full knowledge of, and has consented to, this Stipulation.

7. The terms and conditions of this Stipulation shall be immediately effective and enforceable upon approval by the Court.

8. The Court retains sole and exclusive jurisdiction to enforce the provisions of this Stipulation.

[Remainder of Page Intentionally Left Blank – Signature Consents on Next Page]

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Debtor: CCA Construction, Inc.
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Caption of Order: Stipulation and Consent Order Regarding Budget for the Authorized
Investigation by the Examiner

Dated: July 2, 2025

DUANE MORRIS LLP

/s/ Morris S. Bauer

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Counsel to the Special Committee

-and-

MCDERMOTT WILL & EMERY LLP

/s/ Darren Azman

Darren Azman (admitted *pro hac vice*)
Kristin K. Going (admitted *pro hac vice*)
Deanna Boll (N.J. Bar No. 031861998)
Nathaniel Allard (admitted *pro hac vice*)
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Counsel to the Examiner

In re:
CCA Construction, Inc.
Debtor

Case No. 24-22548-CMG
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0312-3
Date Rcvd: Aug 07, 2025

User: admin
Form ID: pdf903

Page 1 of 2
Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Aug 09, 2025:

Recip ID	Recipient Name and Address
db	+ CCA Construction, Inc., 445 South Street, Suite 310, Morristown, NJ 07960-6475

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Aug 09, 2025

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on August 7, 2025 at the address(es) listed below:

Name	Email Address
Andrew Behlmann	on behalf of Interested Party CSCEC Holding Company Inc. abehlmann@lowenstein.com
Brett S. Theisen	on behalf of Creditor BML Properties Ltd. btheisen@gibbonslaw.com, nmitchell@gibbonslaw.com
Courtney Brown	on behalf of Creditor Korcomptenz Inc cmbrown@vedderprice.com ecfnydocket@vedderprice.com,courtney-brown-3667@ecf.pacerpro.com
Deanna Boll	on behalf of Examiner Todd Harrison Examiner dboll@mwe.com, dnorthrop@mwe.com
Felice R. Yudkin	on behalf of Debtor CCA Construction Inc. fyudkin@coleschotz.com, fpisano@coleschotz.com
Fran B. Steele	

District/off: 0312-3

User: admin

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Date Rcvd: Aug 07, 2025

Form ID: pdf903

Total Noticed: 1

on behalf of U.S. Trustee U.S. Trustee Fran.B.Steele@usdoj.gov

Julia E Duffy

on behalf of Interested Party Plaza Construction Group Florida LLC jduffy@carltonfields.com

Kevin Gary

on behalf of Creditor Zurich American Insurance Company kgary@tlggr.com canderson@tlggr.com

Kyle McEvilly

on behalf of Creditor BML Properties Ltd. kmcevilly@gibbonslaw.com

Michael A. Kaplan

on behalf of Interested Party CSCEC Holding Company Inc. mkaplan@lowenstein.com, dclaussen@lowenstein.com

Michael D. Sirota

on behalf of Debtor CCA Construction Inc. msirota@coleschotz.com,
fpisano@coleschotz.com;ssallie@coleschotz.com;lmorton@coleschotz.com;pratkowiak@coleschotz.com;ddelehanty@coleschotz.com

Michael D. Sirota

on behalf of Attorney Cole Schotz P.C. msirota@coleschotz.com
fpisano@coleschotz.com;ssallie@coleschotz.com;lmorton@coleschotz.com;pratkowiak@coleschotz.com;ddelehanty@coleschotz.com

Michael T. Hensley

on behalf of Interested Party Plaza Construction Group Florida LLC mhensley@carltonfields.com,
aaugenstein@carltonfields.com;mgarcia-sales@carltonfields.com;bking@carltonfields.com

Morris S. Bauer

on behalf of Attorney Duane Morris LLP MSBauer@duanemorris.com
tjsantorelli@duanemorris.com,morris-bauer-4859@ecf.pacerpro.com

Morris S. Bauer

on behalf of Other Prof. Special Committee of Independent Directors MSBauer@duanemorris.com
tjsantorelli@duanemorris.com,morris-bauer-4859@ecf.pacerpro.com

Nicole M. Fulfree

on behalf of Interested Party CSCEC Holding Company Inc. nfulfree@lowenstein.com,
dclaussen@lowenstein.com;elawler@lowenstein.com;cfrankel@lowenstein.com

Robert Malone

on behalf of Creditor BML Properties Ltd. rmalone@gibbonslaw.com, nmitchell@gibbonslaw.com

Savanna Cruz

on behalf of U.S. Trustee U.S. Trustee savanna.bierne1@usdoj.gov

Shella Borovinskaya

on behalf of Interested Party Certain Non-Debtor Affiliates of CCA Construction Inc sborovinskaya@ycst.com

U.S. Trustee

USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 20