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**The following constitutes the order of the Court.****Signed: September 25, 2024**


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**Charles Novack**  
**U.S. Bankruptcy Judge**

*Proposed Attorneys for the Debtors and  
Debtors in Possession*

**UNITED STATES BANKRUPTCY COURT****NORTHERN DISTRICT OF CALIFORNIA****SANTA ROSA DIVISION**

In re:

LEFEVER MATTSON, a California  
corporation, *et al.*,<sup>1</sup>

Debtors.

Lead Case No. 24-10545 (CN)

(Jointly Administered)

Chapter 11

**INTERIM ORDER AUTHORIZING  
THE DEBTORS TO MAINTAIN  
INSURANCE PROGRAMS AND PAY  
OBLIGATIONS WITH RESPECT  
THERE TO**

**Date:** September 18, 2024**Time:** 2:00 p.m.

**Place:** United States Bankruptcy Court  
1300 Clay Street, Courtroom 215  
Oakland, CA 94612

<sup>1</sup> The last four digits of LeFever Mattson's tax identification number are 7537. Due to the large number of debtor entities in these Chapter 11 Cases, a complete list of the Debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information may be obtained on the website of the Debtors' claims and noticing agent at <https://veritaglobal.net/LM>. The address for service on the Debtors is 6359 Auburn Blvd., Suite B, Citrus Heights, CA 95621.



Upon consideration of the *Motion of Debtors for Interim and Final Orders Authorizing the Debtors to Maintain Insurance Programs and Pay Obligations with Respect Thereto* (the “Motion”),<sup>2</sup> filed by the above-captioned debtors and debtors in possession (the “Debtors”); the Court having reviewed the Motion and the Sharp Declaration and having considered the statements of counsel and the evidence adduced with respect to the Motion at a hearing before the Court (the “Hearing”); and the Court having found that (i) the Court has jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334, and the *Order Referring Bankruptcy Cases and Proceedings to Bankruptcy Judges*, General Order 24 and Rule 5011-1(a) of the Bankruptcy Local Rules for the United States District Court for the Northern District of California; (ii) venue is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409; (iii) this is a core proceeding pursuant to 28 U.S.C. § 157(b); (iv) notice of the Motion and the Hearing was sufficient under the circumstances; and (v) good cause exists to waive the requirements imposed by Bankruptcy Rule 6003 to avoid immediate and irreparable harm to the Debtors and their estates; and after due deliberation the Court having determined that the relief requested in the Motion is (i) in the best interests of the Debtors, their estates, and their creditors and (ii) necessary to prevent immediate and irreparable harm to the Debtors and their estate; and good and sufficient cause having been shown;

**IT IS HEREBY ORDERED THAT:**

1. The Motion is granted on an interim basis.
2. The Debtors are authorized, but not directed, pursuant to sections 105(a), 362 and 363 of the Bankruptcy Code, to continue and maintain all Insurance Programs, and to perform all of their obligations with respect thereto, and to pay any amounts owed with respect to the Insurance Programs (including property and casualty insurance for the Debtors’ Properties, as well as errors and omissions insurance and workers compensation insurance), the Workers’ Compensation Claims, and any associated fees therewith; provided, that, the Debtors are authorized to pay only

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<sup>2</sup> Capitalized terms not otherwise defined herein shall have the meanings given to them in the Motion.

1 amounts due and payable as of the Petition Date in an amount not to exceed \$75,000 through the  
2 hearing to consider this Motion on a final basis.

3           3. Pursuant to section 362(d) of the Bankruptcy Code, to the extent any of the Debtors'  
4 employees hold claims under or in connection with the Workers' Compensation Program, in the  
5 Debtors' sole discretion, such employees are authorized to proceed with their Workers'  
6 Compensation Claims through and including the collection or payment of any judgment or claim  
7 in the appropriate judicial or administrative forum under the Workers' Compensation Program;  
8 *provided*, that the prosecution of such claims is in accordance with the Workers' Compensation  
9 Program and the recoveries are limited to the proceeds available under the Workers' Compensation  
10 Program.

11           4. Applicable banks and financial institutions are authorized, but not directed, at the  
12 Debtors' request, to receive, process, honor and pay, to the extent of funds on deposit, any and all  
13 checks issued or to be issued or electronic funds transfers requested or to be requested by the  
14 Debtors relating to the Insurance Obligations, the Workers' Compensation Claims, and any  
15 associated fees.

16           5. The Debtors are authorized, but not directed, to issue new postpetition checks, or  
17 effect new electronic funds transfers on account of the Insurance Obligations, the Workers'  
18 Compensation Claims, and any associated fees, to replace any prepetition checks or electronic  
19 funds transfer requests that may be lost, dishonored, or rejected as a result of the commencement  
20 of these Chapter 11 Cases.

21           6. Nothing contained in the Motion or this Order is intended to be or shall be construed  
22 as (i) an admission as to the validity of any claim against the Debtors; (ii) a waiver of the Debtors'  
23 or any appropriate party in interest's rights to dispute the amount of, basis for, or validity of any  
24 claim against the Debtors; (iii) a waiver of any claims or causes of action that may exist against  
25 any creditor or interest holder; or (iv) an approval, assumption, adoption, or rejection of any  
26 agreement, contract, lease, program, or policy between the Debtors and any third party under  
27 section 365 of the Bankruptcy Code.

1           7.       Notwithstanding entry of this Order, nothing herein intended to create, and nothing  
2 herein shall create, any rights in favor of or enhance the status of any claim held by, any party.

3           8.       The requirements of Bankruptcy Rule 6003(b) have been satisfied.

4           9.       The requirements of Bankruptcy Rules 4001(d) and 6004(a) are waived.

5           10.      Notwithstanding the provisions of Bankruptcy Rules 4001(a)(2) and 6004(h), this  
6 Order shall be immediately effective and enforceable upon its entry.

7           11.      The Debtors are hereby authorized to take such actions and to execute such  
8 documents as may be necessary to implement the relief granted by this Order.

9           12.      A hearing to consider the relief requested in the Motion on a final basis is set for  
10 October 15, 2024, at 1:30 p.m. (Pacific Time). Any objections to granting the relief requested on  
11 a final basis must be filed with the Court and served on counsel for the Debtor by October 8, 2024.

12           13.      The Court retains exclusive jurisdiction with respect to all matters arising from or  
13 related to the implementation, interpretation, and enforcement of this Interim Order.

14                               \*\* END OF ORDER \*\*  
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**Court Service List**

*All ECF Participants*