

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

In re:

MIDWEST CHRISTIAN VILLAGES, INC.  
*et al.*,

Debtors.

Chapter 11

Case No. 24-42473-659

Jointly Administered

Re: Docket Nos. 4 and 50

**FINAL ORDER (I) AUTHORIZING, BUT NOT DIRECTING, DEBTORS  
TO (A) PAY PREPETITION WAGES, SALARIES, EMPLOYEE  
BENEFITS, AND OTHER OBLIGATIONS, (B) MAINTAIN EMPLOYEE  
BENEFIT PROGRAMS, AND (C) PAY RELATED ADMINISTRATIVE  
OBLIGATIONS, AND (II) GRANTING RELATED RELIEF**

Upon the Motion<sup>1</sup> of the above-captioned debtors and debtors-in-possession (the “Debtors”), for entry of an order pursuant to sections 105(a), 363(b), and 507(a) of the Bankruptcy Code authorizing, but not directing the Debtors, in their discretion, to (a) pay Employee Compensation Obligations and Employee Benefit Obligations and (b) maintain, continue to honor, and pay amounts with respect to the Debtors’ business practices, programs, and policies for their employees as such were in effect as of the commencement of these chapter 11 cases and as such may be modified or supplemented from time to time in the ordinary course of business (the “Wage Motion”); and the Court having entered the *Interim Order (I) Authorizing, but Not Directing, Debtors to (A) Pay Prepetition Wages, Salaries, Employee Benefits, and Other Obligations, (B) Maintain Employee Benefit Programs, and (C) Pay Related Administrative Obligations; and (II) Granting Related Relief* [Docket No. 50] which granted the Wage Motion on an interim basis; and

<sup>1</sup> Capitalized terms not defined herein have the meanings ascribed to them in the Wage Motion [Docket No. 4].



this Court having jurisdiction to consider the Wage Motion pursuant to 28 U.S.C. §§ 157 and 1334; and venue of these chapter 11 cases and the Wage Motion in this district being proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this matter being a core proceeding pursuant to 28 U.S.C. § 157(b); and the Debtors having represented that they have given proper and adequate notice and that no other or further notice is required; and a hearing having been held to consider the relief requested in the Wage Motion; and upon the record of the hearing and all of the proceedings had before the Court; and the Court having found and determined that the relief sought in the Wage Motion is in the best interests of the Debtors, their estates, their creditors, and all other parties in interest and that the legal and factual bases set forth in the Wage Motion establish just cause for the relief granted herein; and it appearing that the relief requested in the Wage Motion is in the best interests of the Debtors and their respective estates and creditors; and upon all of the proceedings had before this Court and after due deliberation and sufficient cause appearing therefor,

IT IS HEREBY ORDERED that the Wage Motion is GRANTED on a final basis in that:

1. The Debtors are authorized, but not directed, pursuant to §§ 105(a), 363(b), and 507(a) of the Bankruptcy Code to (i) pay, in their discretion, obligations incurred, directly or indirectly, under or relating to the Employee Obligations, related expenses, and all fees and costs incident to the foregoing, including amounts owed to third-party administrators and providers and tax authorities; and (ii) maintain and continue to honor and pay, in their discretion, amounts with respect to the Debtors' business practices, programs, and policies for their employees as such were in effect as of the commencement of these chapter 11 cases and as such may be modified or supplemented from time to time in the ordinary course of business.

2. The Debtors are authorized to continue to use in the ordinary course of business the Corporate Credit Cards provided to the Debtors by JPMorgan and its affiliates (collectively “JPM”), to honor all past and future obligations arising under the Corporate Credit Cards (the “Card Obligations”), and to make timely payments to JPM in respect of Card Obligations, including making payments on account of charges that were made by the Corporate Credit Cards prior to the Petition Date. In the event the Debtors fail to make any timely payment to JPM in respect of the Card Obligations, JPM is authorized, in its discretion, to terminate the Corporate Credit Cards, without further order of the Court; provided, however, that any such termination (a) must be consistent with the terms and provisions of the agreement between the Debtors and JPM governing the Corporate Credit Cards, and (b) must not be effectuated on less than ten (10) days advanced written notice to the Debtors. To the extent necessary, JPM is hereby granted relief from the stay imposed under Bankruptcy Code Section 362 for purposes of this paragraph 2.

3. Nothing in the Wage Motion or this Final Order shall be deemed to authorize the Debtors to make any payment to, or on behalf of, any Employee on account of wages, bonus, and other compensation obligations in excess of \$15,150 per individual with respect to the prepetition period or permit a violation of section 503(c) of the Bankruptcy Code.

4. The Banks are authorized to receive, process, honor, and pay any and all checks issued, or to be issued, and electronic funds transfers requested, or to be requested, by the Debtors relating to such obligations, to the extent that sufficient funds are on deposit in available funds in the applicable bank accounts to cover such payments. The Banks are authorized to accept and rely on all representations made by the Debtors with respect to which checks, drafts, wires, or automated clearing house transfers should be honored or dishonored in accordance with this or

any other order of this Court, whether such checks, drafts, wires, or transfers are dated prior to, on, or subsequent to the Petition Date, without any duty to inquire otherwise.

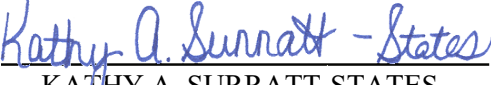
5. The Debtors are authorized, but not directed, to issue new postpetition checks, or effect new electronic funds transfers, and to replace any prepetition checks or electronic fund transfer requests that may be lost or dishonored or rejected as a result of the commencement of the Debtors' chapter 11 cases with respect to any prepetition amounts that are authorized to be paid pursuant to this Final Order.

6. Notwithstanding anything contained in the Wage Motion or this Final Order, any payment made, and any authorization of the Debtors contained herein shall be subject to the terms and conditions contained in any orders entered by this Court authorizing the Debtors to obtain debtor-in-possession financing and/or authorizing the use of cash collateral (each such order, a "DIP Order"), the documentation in respect of any such debtor-in-possession financing or use of cash collateral, and any budget in connection with any such debtor-in-possession financing and/or use of cash collateral. To the extent there is any inconsistency between the terms of any DIP Order and any action taken or proposed to be taken by the Debtors hereunder, the terms of the DIP Order shall control.

7. Nothing contained in the Wage Motion or this Final Order or any payment made pursuant to the authority granted by this Final Order is intended to be or shall be deemed as (i) an admission as to the validity of any claim against the Debtors, (ii) a waiver of the Debtors' or any party in interest's rights to dispute the amount of, basis for, or validity of any claim, (iii) a waiver of the Debtors' rights under the Bankruptcy Code or any other applicable nonbankruptcy law, (iv) an agreement or obligation to pay any claims, (v) a waiver of any claims or causes of action which may exist against any creditor or interest holder, or (vi) an approval, assumption, adoption, or

rejection of any agreement, contract, lease, program, or policy under section 365 of the Bankruptcy Code.

8. The requirements of Bankruptcy Rule 6003(b) have been satisfied.
9. Notice of the Wage Motion is adequate under Bankruptcy Rule 6004(a).
10. Notwithstanding the provisions of Bankruptcy Rule 6004(h), this Final Order shall be immediately effective upon its entry.
11. The Debtors are authorized to take all actions necessary or appropriate to carry out the relief granted in this Final Order.
12. Not later than two (2) business days after the date of this Final Order, the Debtors shall serve a copy of the Final Order and shall file a certificate of service no later than twenty-four (24) hours after service.

  
KATHY A. SURRATT-STATES  
U.S. Bankruptcy Judge

DATED: August 16, 2024  
St. Louis, Missouri  
jjh

**Order Prepared By:**

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