

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

In re:

PLASTIQ, INC., *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 23-10671 (BLS)

(Jointly Administered)

Re: Docket Nos. 53, 112 & 268

ORDER GRANTING APPLICATION OF TRIPLE P RTS, LLC  
FOR APPROVAL OF SALE TRANSACTION FEE

Upon the application (the “**Application**”)<sup>2</sup> of Triple P RTS, LLC (“**Portage Point**”), provider of Vladimir Kasparov as Chief Restructuring Officer (“**CRO**”) to the above-captioned debtors and debtors in possession (collectively, the “**Debtors**”) in the above-referenced chapter 11 cases (the “**Chapter 11 Cases**”) and Scott Canna as Deputy Chief Restructuring Officer (“**DCRO**” and together with the CRO, the “**Executive Personnel**”) to the Debtors, and other supporting personnel (the “**Additional Personnel**”), as necessary, hereby submits this application (the “**Application**”), pursuant to §§ 105 and 363(b) of title 11 of the United States Code, 11 U.S.C. §§ 101–1532, as amended (the “**Bankruptcy Code**”),<sup>3</sup> Rule 2016 of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”), and Rule 2016-2(h) of the Local Bankruptcy Rules of the United States Bankruptcy Court for the District of Delaware (the “**Local Rules**”) requesting entry of this Order (a) granting final approval and allowance of a success fee in the amount of \$1,250,00.00 USD (the “**Sale Transaction Fee**”) earned in accordance with the terms

1 The Debtors in these Chapter 11 Cases, along with the last four digits of each Debtors’ federal tax identification number, are: PlastiQ Inc. (6125), PLV Inc. d/b/a/ PLV TX Branch Inc. (5084), and Nearside Business Corp. (N/A). The corporate headquarters and the mailing address for the Debtors is 1475 Folsom Street, Suite 400, San Francisco, California 94103.

2 Capitalized terms used but not otherwise defined in this Order shall have the meanings ascribed to such terms in the Application.

3 Any references to “§” or “section” shall be to a section of the Bankruptcy Code unless otherwise so stated.



and conditions of that certain letter agreement between Portage Point and the Debtors, dated February 13, 2023 (the “**Engagement Letter**”),<sup>4</sup> the Retention Application, and the Retention Order; (b) authorizing and directing the Debtors to pay to Portage Point the Sale Transaction Fee upon entry of the Order; and (c) granting such other relief as is just and equitable under the circumstances, all as more fully set forth in the Application; and this Court having jurisdiction to consider the Application and the relief requested therein pursuant to 28 U.S.C. §§ 157(a)-(b) and 1334(b), and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated February 29, 2012; and consideration of the Application and the requested relief being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Application having been provided to the Notice Parties, and it appearing that no other or further notice need be provided; and this Court having held a hearing, if necessary, to consider the relief requested in the Application (the “**Hearing**”); and upon the record of the Hearing and all of the proceedings had before this Court; and this Court having determined that the legal and factual bases set forth in the Application establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefore,

**IT IS HEREBY ORDERED THAT:**

1. The Application is **GRANTED** as set forth herein.
2. Portage Point is allowed, and the Debtors are hereby authorized to pay Portage Point, on a final basis, the Sale Transaction Fee in the amount of \$1,250,000.00 USD.

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<sup>4</sup> Capitalized terms used but not otherwise defined herein shall have the meaning ascribed to such terms in the Engagement Letter, the retention application [Docket No. 53] (the “**Retention Application**”), the *Order Authorizing The Debtors (I) To Employ And Retain Triple P RTS, LLC To Provide Vladimir Kasparov As Chief Restructuring Officer, Scott Canna As Deputy Chief Restructuring Officer, And Additional Personnel, As Necessary, Effective As Of The Petition Date, And (II) Granting Related Relief*, dated June 16, 2023 [Docket No. 112] (the “**Retention Order**”), or the *Combined Disclosure Statement and Chapter 11 Plan Of PlastiQ Inc. and Its Affiliated Debtors* [Docket No. 229] (the “**Plan**”), as applicable.

3. The Debtors are authorized to take all action necessary to effectuate the relief granted in this Order.

4. This Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation, or enforcement of this Order.

Dated: September 11th, 2023  
Wilmington, Delaware



BRENDAN L. SHANNON  
UNITED STATES BANKRUPTCY JUDGE