

United States Bankruptcy Court  
Northern District of Alabama

In re:  
Premier Kings, Inc.  
Debtor

Case No. 23-02871-TOM  
Docket #0750 Date Filed: 6/29/2024  
Chapter 11

**CERTIFICATE OF NOTICE**

District/off: 1126-2  
Date Rcvd: Jun 27, 2024

User: admin  
Form ID: pdf000

Page 1 of 7  
Total Noticed: 57

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.
++	Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. § 342(f)/Fed. R. Bank. P. 2002(g)(4).
^	Addresses marked '^' were sent via mandatory electronic bankruptcy noticing pursuant to Fed. R. Bank. P. 9036.
#	Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update. While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

**Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jun 29, 2024:**

Recip ID	Recipient Name and Address
db	#+ Premier Kings, Inc., 7078 Peachtree Industrial Blvd #800, Peachtree Corners, GA 30071-1068
aty	+ Ben Moore, II, 214 Second Avenue N Ste 205, Nashville, TN 37201-1628
aty	+ C Elizabeth Littell-Courson, Jinks Crow, P.C., P.O. Box 350, Union Springs, AL 36089-0350
aty	+ Jacob Johnson, Alston & Bird LLP, 1201 West Peachtree Street, Atlanta, GA 30309-3424
aty	+ Jeffrey R. Dutson, King & Spalding LLP, 1180 Peachtree Street NE, Ste 1600, Atlanta, GA 30309-7525
aty	+ William P. Reily, King & Spalding LLP, 110 N. Wacker Drive, Suite 3800, Chicago, IL 60606-1513
cr	+ 375 W. Arenas Avi-Ross, LLC, c/o Marina Rossi, 1508 Bay Road #915, Miami Beach, FL 33139-3242
cr	+ Ashley Moore, c/o Pilcher & Grissom, LLC, 2 Office Park Cir, Suite 2, Birmingham, AL 35223, UNITED STATES 35223-2509
cr	+ AuburnBank, c/o Parnell & Parnell, P.A., P.O. Box 224, Montgomery, AL 36101-0224
fa	+ Aurora Management Partners, 1201 Peachtree Street, Suite 1570, Atlanta, GA 30361-3514
cr cm	+ BK Collinsville LLC, 4615 University Drive, Coral Gables, FL 33146-1148
intp	+ Bulldog Restaurants, LLC, c/o Baker Donelson, 1901 6th Ave. N., Suite 2600, Birmingham, AL 35203-4644
cr	+ Burger King Company LLC, 5707 Blue Lagoon Drive, Miami, FL 33126, UNITED STATES 33126-2015
cr	+ Charmaine Edwin, 4-09 Plaza Road, Fairlawn, NJ 07410-3842
cr	+ DPI Group, LLC, c/o Stephen Porterfield, 2311 Highland Avenue South, Birmingham, AL 35205-2972
cr cm	E.S.S., Inc., 203 McMillin St, Nashville, TN 37203-2912
cr cm	+ GAJ Realty Group Inc, 8 Rosewood Drive, North Massapequa, NY 11758-3239
cr cm	+ Hemphill Services Inc, PO Box 1234, Trussville, AL 35173-6101
cr cm	+ Hudson Construction Company, 1425 Market Blvd, Suite 530 318, Roswell, GA 30076-6708
consult	+ HyperAMS, LLC, 980 Carnegie St, Rolling Meadows, IL 60008-1006
cr	+ Karen L Nystrom, C/O ENGEL HAIRSTON--RAULSTON BROWN, PC, P.O. Box 1927, BIRMINGHAM, AL 35201-1927
cr cm	+ M D Homes Alabama LLC, PO Box 6415, East Brunswick, NJ 08816-6415
cr	+ MADISON COUNTY ALABAMA, ATTN COUNTY ATTORNEY, 100 NORTHSIDE SQUARE, SUITE 700, HUNTSVILLE AL 35801-8815 address filed with court; Madison County, Alabama, 100 North Side Square, Huntsville, AL 35801, UNITED STATES
r	+ Marcus & Millichap Real Estate Services, 6 Cadillac Drive, Ste 100, Brentwood, TN 37027-5080
cr	+ PeoplesSouth Bank, c/o Parnell & Parnell, P.A., P.O. Box 224, Montgomery, AL 36101-0224
cr cm	+ Playland Maintenance Service Inc., 3935 Tamiami Trail, Cumming, GA 30041-8948
intp	#+ Premier Holdings, LLC, 3300 Eastern Blvd, Montgomery, AL 36116-1408
intp	+ RRG of Jacksonville, LLC, c/o Peter Haley, Nelson Mullins Riley & Scarborough LLP, One Financial Center, Suite 3500, Boston, MA 02111-2641
intp	+ Renasant Bank, 1901 Sixth Ave. N., Suite 1500, Birmingham, AL 35203-4642
cr	+ South Coast Enterprises, LLC, c/o Heard, Ary & Dauro, LLC, 303 Williams Avenue SW, Suite 921, Huntsville, AL 35801-6084
cr cm	+ TK&K Unlimited Inc, 8014 Cumming Hwy, Suite 403 332, Canton, GA 30115-9339
mv	+ Willie J Butler, c/o The Evans Law Firm, P.C., 1736 Oxmoor Road, Birmingham, AL 35209, UNITED STATES 35209-4053
cr	+ c/o Luke Buckler Marshall Septic Service, LLC, P.O. Box 940, Guntersville, AL 35976, UNITED STATES 35976-0940

TOTAL: 33

**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). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
aty	+ Email/Text: ddsparks@csattorneys.com	Jun 27 2024 23:41:00	Christian & Small LLP, 505 N 20th St Ste 1800,



230287124070100000000019

Recipient	Message Type	Address	Date/Time	Sender/Details
		Birmingham, AL 35203-4633		
sng	+ Email/Text: bnc_notices_southern@alnb.uscourts.gov	Thomas Corbett, BA Birmingham, 1800 5th Avenue North, Birmingham, AL 35203-2111	Jun 27 2024 23:42:00	
intp	+ Email/PDF: acg.acg.ebn@aisinfo.com	BMO Bank N.A., c/o AIS Portfolio Services, LLC, 4515 N Santa Fe Ave. Dept. APS, Oklahoma City, OK 73118-7901	Jun 27 2024 23:45:57	
cr	+ Email/Text: bankruptcy@brinksinc.com	Brinks Incorporated, PO Box 101031, Atlanta, GA 30392-1031	Jun 27 2024 23:43:00	
cr	+ Email/Text: terri.pounders@cbsbank.net	CB&S Bank, CB&S Bank, P.O. Box 910, Russellville, AL 35653-0910	Jun 27 2024 23:42:00	
cr	+ Email/Text: hjamison@burr.com	JG Coastal Properties, Inc., c/o Heather A. Jamison, Burr & Forman LLP, 420 N. 20th Street, Suite 3400, Birmingham, AL 35203-3284	Jun 27 2024 23:41:00	
cr	^ MEBN	Kemco Facilities Services, LLC, 5750 Bell Circle, Montgomery, AL 36116-4132	Jun 27 2024 23:35:19	
op	+ Email/Text: kccnoticing@kccllc.com	Kurtzman Carson Consultants LLC, 222 N. Pacific Coast Highway, Suite #300, El Segundo, CA 90245-5614	Jun 27 2024 23:41:00	
cr	Email/Text: bncbankruptcies@madisoncountyal.gov	Madison County, Alabama, 100 North Side Square, Huntsville, AL 35801, UNITED STATES	Jun 27 2024 23:41:00	
intp	Email/Text: ryan.oconnor@meritbank.com	Merit Bank, 3810 Governors Drive NW, Unit 300, Huntsville, AL 35805-3586	Jun 27 2024 23:41:00	
cr	+ Email/Text: hjamison@burr.com	Premier Holdings of Georgia, LLC, c/o Heather A. Jamison, Burr & Forman LLP, 420 N. 20th St., Ste. 3400, Birmingham, AL 35203-3284	Jun 27 2024 23:41:00	
cr	+ Email/Text: hjamison@burr.com	Premier Holdings of Georgia, LLC, c/o Chloe E. Champion, Burr & Forman LLP, 420 N. 20th St., Ste. 3400, Birmingham, AL 35203-3284	Jun 27 2024 23:41:00	
cr	+ Email/Text: hjamison@burr.com	Premier Holdings, LLC, c/o Heather A. Jamison, Burr & Forman LLP, 420 N. 20th St., Ste. 3400, Birmingham, AL 35203-3284	Jun 27 2024 23:41:00	
cr	+ Email/Text: hjamison@burr.com	Premier Holdings, LLC, c/o Chloe E. Champion, Burr & Forman LLP, 420 N. 20th St., Ste. 3400, Birmingham, AL 35203-3284	Jun 27 2024 23:41:00	
cr	+ Email/Text: hjamison@burr.com	Premier Kings Holdings of Alabama, LLC, c/o Heather A. Jamison, Burr & Forman LLP, 420 N. 20th St., Ste. 3400, Birmingham, AL 35203-3284	Jun 27 2024 23:41:00	
cr	+ Email/Text: hjamison@burr.com	Premier Kings Holdings of Alabama, LLC, c/o Chloe E. Champion, Burr & Forman LLP, 420 N. 20th St., Ste. 3400, Birmingham, AL 35203-3284	Jun 27 2024 23:41:00	
cr	+ Email/Text: hjamison@burr.com	Premier Kings Holdings of Georgia, LLC, c/o Heather A. Jamison, Burr & Forman LLP, 420 N. 20th St., Ste. 3400, Birmingham, AL 35203-3284	Jun 27 2024 23:41:00	
cr	+ Email/Text: hjamison@burr.com	Premier Kings Holdings of Georgia, LLC, c/o Chloe E. Champion, Burr & Forman LLP, 420 N. 20th St., Ste. 3400, Birmingham, AL 35203-3284	Jun 27 2024 23:41:00	
cr	+ Email/Text: hjamison@burr.com	Premier Kings Holdings, LLC, c/o Chloe E. Champion, Burr & Forman LLP, 420 N. 20th St., Ste. 3400, Birmingham, AL 35203-3284	Jun 27 2024 23:41:00	
cr	+ Email/Text: hjamison@burr.com	Premier Kings Holdings, LLC, c/o Heather A. Jamison, Burr & Forman LLP, 420 N. 20th St., Ste. 3400, Birmingham, AL 35203-3284	Jun 27 2024 23:41:00	
cr	^ MEBN	Rave Enterprises, LLC, c/o Heard, Ary & Dauro, LLC, 303 Williams Avenue SW, Suite 921, Huntsville, AL 35801-6084	Jun 27 2024 23:38:46	
cr	^ MEBN			

		Jun 27 2024 23:38:45	Rave II Enterprises, LLC, c/o Heard, Ary & Dauro, LLC, 303 Williams Avenue SW, Suite 921, Huntsville, AL 35801-6084
op	+ Email/Text: bankruptcynotices@raymondjames.com	Jun 27 2024 23:39:00	Raymond James & Associates, Inc., 880 Carillon Parkway, St. Petersburg, FL 33716-1100
cr	+ Email/Text: AGBankRevenue@ag.tn.gov	Jun 27 2024 23:40:00	TN Dept of Revenue, c/oTN Atty General, Bankruptcy Div, PO Box 20207, Nashville, TN 37202-4015
11261159	+ Email/Text: cpatterson@auburnbank.com	Jun 27 2024 23:43:00	AuburnBank, 100 N. Gay Street, Auburn, AL 36830-4814
TOTAL: 25			

## 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.

Recip ID	Bypass Reason	Name and Address
cr		Gates of Beachwood, LLC, 505 20th Street, North, Suite 800, Birmingham
intp		Mosaic Gold Crown Group, LLC

TOTAL: 2 Undeliverable, 0 Duplicate, 0 Out of date forwarding address

## 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: Jun 29, 2024 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 June 27, 2024 at the address(es) listed below:

Name	Email Address
Albert Kass	on behalf of Other Professional Kurtzman Carson Consultants LLC ecfpleadings@kccllc.com
Allwin E Horn, IV	on behalf of Creditor Charmaine Edwin allwinh@hollis-wright.com
Amy B. Kisz	on behalf of Creditor Gates of Beachwood LLC amy@hakimian.us
Anthony B Bush	on behalf of Creditor Kemco Facilities Services LLC abush@bushlegalfirm.com, jason@bushlegalfirm.com
Bill D Bensinger	on behalf of Interested Party Mark Smith bdb@csattorneys.com bill-bensinger-5829@ecf.pacerpro.com
Bill D Bensinger	on behalf of Creditor Committee Official Committee of Unsecured Creditors bdb@csattorneys.com bill-bensinger-5829@ecf.pacerpro.com
Bill D Bensinger	on behalf of Plaintiff Official Committee of Unsecured Creditors bdb@csattorneys.com bill-bensinger-5829@ecf.pacerpro.com
Brian R Walding	on behalf of Creditor Burger King Company LLC bwalding@waldinglaw.com

dbyrd@waldinglaw.com;bnichols@waldinglaw.com;lbos@waldinglaw.com

Brooke L. Bean

on behalf of Other Professional Wells Fargo Bank National Association bbean@kslaw.com

C Taylor Crockett

on behalf of Creditor 108 Charlton Street Realty Inc. taylor@taylorcrockett.com,  
cathy@taylorcrockett.com;kim@taylorcrockett.com

Charles N Parnell

on behalf of Creditor PeoplesSouth Bank bkrp@parnellseast.com

Charles N Parnell

on behalf of Creditor AuburnBank bkrp@parnellseast.com

Chloe Champion

on behalf of Creditor Premier Holdings LLC cchampion@burr.com, sgoolsby@burr.com

Chloe Champion

on behalf of Creditor Premier Kings Holdings LLC cchampion@burr.com, sgoolsby@burr.com

Chloe Champion

on behalf of Defendant Premier Holdings LLC cchampion@burr.com, sgoolsby@burr.com

Chloe Champion

on behalf of Defendant Premier Kings Holdings of Alabama LLC cchampion@burr.com, sgoolsby@burr.com

Chloe Champion

on behalf of Creditor Premier Kings Holdings of Alabama LLC cchampion@burr.com, sgoolsby@burr.com

Chloe Champion

on behalf of Defendant Premier Holdings of Georgia LLC cchampion@burr.com, sgoolsby@burr.com

Chloe Champion

on behalf of Defendant Premier Kings Holdings of Georgia LLC cchampion@burr.com, sgoolsby@burr.com

Chloe Champion

on behalf of Creditor Premier Kings Holdings of Georgia LLC cchampion@burr.com, sgoolsby@burr.com

Chloe Champion

on behalf of Plaintiff Premier Holdings of Georgia LLC cchampion@burr.com, sgoolsby@burr.com

Chloe Champion

on behalf of Creditor Premier Holdings of Georgia LLC cchampion@burr.com, sgoolsby@burr.com

Chloe Champion

on behalf of Defendant Premier Kings Holdings LLC cchampion@burr.com, sgoolsby@burr.com

Clarence A Wilbon

on behalf of Creditor First Horizon Bank clarence.wilbon@arlaw.com cheryl.perkins@arlaw.com,minyon.bolton@arlaw.com

Daniel D Sparks

on behalf of Plaintiff Official Committee of Unsecured Creditors ddsparks@csattorneys.com dan-sparks-9722@ecf.pacerpro.com

Daniel D Sparks

on behalf of Creditor Committee Official Committee of Unsecured Creditors ddsparks@csattorneys.com  
dan-sparks-9722@ecf.pacerpro.com

Danielle Elysees Douglas

on behalf of Creditor First Horizon Bank danielle.douglas@arlaw.com

David Evan Otero

on behalf of Interested Party South Coast Enterprises LLC david.otero@akerman.com,  
tracy.lee@akerman.com;jennifer.meehan@akerman.com

David Evan Otero

on behalf of Interested Party DEW1014 Investments LLC david.otero@akerman.com  
tracy.lee@akerman.com;jennifer.meehan@akerman.com

Elizabeth Littell Courson

on behalf of Attorney C Elizabeth Littell-Courson lisa.littell@jinkscrow.com am.stewart@jinkscrow.com

Eric T Ray

on behalf of Debtor Premier Kings Inc. etray@hkllaw.com, brooke.freeman@hkllaw.com

Frederick Mott Garfield

on behalf of Interested Party GEWSI 2 LLC fgarfield@spain-gillon.com bwhite@spain-gillon.com;chughes@spain-gillon.com

G. Daniel Evans

on behalf of Movant Willie J Butler gdevans@evanslawpc.com

Gary H. Leibowitz

on behalf of Plaintiff Premier Kings of Georgia Inc. gleibowitz@coleschotz.com,

pratkowiak@coleschotz.com;bankruptcy@coleschotz.com

Gary H. Leibowitz

on behalf of Plaintiff Premier Kings of North Alabama LLC gleibowitz@coleschotz.com,  
pratkowiak@coleschotz.com;bankruptcy@coleschotz.com

Gary H. Leibowitz

on behalf of Plaintiff Premier Kings Inc. gleibowitz@coleschotz.com, pratkowiak@coleschotz.com;bankruptcy@coleschotz.com

Gary H. Leibowitz

on behalf of Debtor Premier Kings Inc. gleibowitz@coleschotz.com, pratkowiak@coleschotz.com;bankruptcy@coleschotz.com

Glenn Moses

on behalf of Creditor Burger King Company LLC gmoses@venable.com  
jnunez@venable.com;cascavone@venable.com;imalcolm@ecf.courtdrive.com;ipmalcolm@venable.com;darudasill@venable.com

Glenn E Glover

on behalf of Other Professional Wells Fargo Bank National Association gglover@babc.com mpalmer@babc.com

Gregory Michael Taube

on behalf of Interested Party RRG of Jacksonville LLC greg.taube@nelsonmullins.com,  
linnea.hann@nelsonmullins.com;emma.zika@nelsonmullins.com

Harry Conrad Jones, III

on behalf of Debtor Premier Kings Inc. hjones@coleschotz.com, pratkowiak@coleschotz.com;bankruptcy@coleschotz.com

Heather A Jamison

on behalf of Creditor Premier Kings Holdings of Georgia LLC hjamison@burr.com, sgoolsby@burr.com

Heather A Jamison

on behalf of Creditor Premier Kings Holdings of Alabama LLC hjamison@burr.com, sgoolsby@burr.com

Heather A Jamison

on behalf of Defendant Premier Kings Holdings LLC hjamison@burr.com, sgoolsby@burr.com

Heather A Jamison

on behalf of Creditor Premier Kings Holdings LLC hjamison@burr.com, sgoolsby@burr.com

Heather A Jamison

on behalf of Creditor Premier Holdings LLC hjamison@burr.com, sgoolsby@burr.com

Heather A Jamison

on behalf of Plaintiff Premier Holdings of Georgia LLC hjamison@burr.com, sgoolsby@burr.com

Heather A Jamison

on behalf of Defendant Premier Holdings of Georgia LLC hjamison@burr.com, sgoolsby@burr.com

Heather A Jamison

on behalf of Defendant Premier Kings Holdings of Alabama LLC hjamison@burr.com, sgoolsby@burr.com

Heather A Jamison

on behalf of Defendant Premier Holdings LLC hjamison@burr.com, sgoolsby@burr.com

Heather A Jamison

on behalf of Defendant Premier Kings Holdings of Georgia LLC hjamison@burr.com, sgoolsby@burr.com

Heather A Jamison

on behalf of Creditor JG Coastal Properties Inc. hjamison@burr.com, sgoolsby@burr.com

Heather A Jamison

on behalf of Creditor Premier Holdings of Georgia LLC hjamison@burr.com, sgoolsby@burr.com

Hirshel Hall

on behalf of Interested Party McLane Foodservice Inc. hirshel.hall@alston.com

Irving Edward Walker

on behalf of Debtor Premier Kings Inc. iwalker@coleschotz.com, pratkowiak@coleschotz.com;Bankruptcy@coleschotz.com

J. Thomas Corbett

jtom\_corbett@alnb.uscourts.gov courtmailbir11@alnb.uscourts.gov

James Blake Bailey

on behalf of Other Professional Wells Fargo Bank National Association jbailey@bradley.com  
kpbarnes@bradley.com;jbailey@ecf.courtdrive.com

Jayna Partain Lamar

on behalf of Interested Party Newell-Berg Alliance AL LLC and Newell-Berg Alliance TN II, LLC jlamar@maynardnexsen.com,  
prudloff@maynardnexsen.com

Jeremy L Retherford

on behalf of Interested Party Renasant Bank jretherford@balch.com blankford@balch.com

Jesse S Vogtle, Jr

on behalf of Debtor Premier Kings of Georgia Inc. jesse.vogtle@hklaw.com, brooke.freeman@hklaw.com

Jesse S Vogtle, Jr  
on behalf of Debtor Premier Kings Inc. jesse.vogtle@hklaw.com, brooke.freeman@hklaw.com

Jesse S Vogtle, Jr  
on behalf of Debtor Premier Kings of North Alabama LLC jesse.vogtle@hklaw.com, brooke.freeman@hklaw.com

John Jeffery Rich  
on behalf of Creditor Madison County Alabama jrich@madisoncountyal.gov

John Michael Pardoe  
on behalf of Debtor Premier Kings Inc. mpardoe@coleschotz.com

Jon A Dudeck  
jon\_dudeck@alnb.uscourts.gov courtmailbir7@alnb.uscourts.gov

Jonathan E Raulston  
on behalf of Creditor Karen L Nystrom jraulston@ehjlaw.com docket@ehjlaw.com

Kathryn Grafton  
on behalf of Creditor FORD MOTOR CREDIT COMPANY LLC. noticesnd@chambless-math.com

Kevin D. Heard  
on behalf of Creditor South Coast Enterprises LLC kheard@heardlaw.com,  
breanna@heardlaw.com;amanda@heardlaw.com;aary@heardlaw.com;adauro@heardlaw.com;candice@heardlaw.com

Kevin D. Heard  
on behalf of Creditor Rave Enterprises LLC kheard@heardlaw.com,  
breanna@heardlaw.com;amanda@heardlaw.com;aary@heardlaw.com;adauro@heardlaw.com;candice@heardlaw.com

Kevin D. Heard  
on behalf of Creditor Rave II Enterprises LLC kheard@heardlaw.com,  
breanna@heardlaw.com;amanda@heardlaw.com;aary@heardlaw.com;adauro@heardlaw.com;candice@heardlaw.com

Lisa M Peters  
on behalf of Creditor ARC CAFEUSA001 LLC lisa.peters@kutakrock.com, Marybeth.brukner@kutakrock.com

Lucas Buckler  
on behalf of Creditor c/o Luke Buckler Marshall Septic Service LLC luke@jmcgville.com, annalisa@jmcgville.com

Lyndel Anne Vargas  
on behalf of Interested Party WAL-MART STORES INC. lvargas@chfirm.com, lalvez@chfirm.com

Mark P. Williams  
on behalf of Interested Party BMO Bank N.A. c/o AIS Portfolio Services, LLC mpwilliams@nwkt.com

Matthew M Cahill  
on behalf of Interested Party Bulldog Restaurants LLC mcahill@bakerdonelson.com,  
mcleland@bakerdonelson.com;dbivins@bakerdonelson.com

Max A. Moseley  
on behalf of Interested Party Premier Holdings LLC mmoseley@kppblaw.com

Michael Alan Harrison  
on behalf of Creditor Colette Everson michael@keygreer.com bankruptcy@keygreer.com;honiejo@keygreer.com

Michael Alan Harrison  
on behalf of Movant Jacquelin P. Strappy-Daniels michael@keygreer.com bankruptcy@keygreer.com;honiejo@keygreer.com

Morgan L Allred  
on behalf of Debtor Premier Kings Inc. morgan.allred@hklaw.com, brooke.freeman@hklaw.com

Paul J. Battista  
on behalf of Creditor Burger King Company LLC pjbattista@venable.com cascavone@venable.com;jnunez@venable.com

Peter J. Haley  
on behalf of Defendant RRG of Jacksonville LLC peter.haley@nelsonmullins.com, marie.moss@nelsonmullins.com

Peter J. Haley  
on behalf of Interested Party RRG of Jacksonville LLC peter.haley@nelsonmullins.com, marie.moss@nelsonmullins.com

Rachel L. Webber  
rachel\_webber@alnb.uscourts.gov  
dana\_gilliam@alnb.uscourts.gov,Robin\_G\_Smith@alnb.uscourts.gov,courtmailtus@alnb.uscourts.gov

Seth B Grissom  
on behalf of Creditor Ashley Moore sbg@pglawllc.com

Stephen B Porterfield  
on behalf of Creditor DPI Group LLC stephen.porterfield@dentons.com, jan.pack@dentons.com

Stephen B Porterfield

District/off: 1126-2  
Date Rcvd: Jun 27, 2024

User: admin  
Form ID: pdf000

Page 7 of 7  
Total Noticed: 57

on behalf of Creditor Committee Brinks Incorporated stephen.porterfield@dentons.com jan.pack@dentons.com

Steven D Altmann

on behalf of Creditor 375 W. Arenas Avi-Ross LLC steve@nomberglaw.com,  
stevenmel@charter.net;altmannsr67761@notify.bestcase.com

Steven D Altmann

on behalf of Interested Party First Chatham Bank steve@nomberglaw.com  
stevenmel@charter.net;altmannsr67761@notify.bestcase.com

Tazewell Taylor Shepard, IV

on behalf of Interested Party Merit Bank ty@ssmattorneys.com emily@ssmattorneys.com

Thomas Benjamin Humphries

on behalf of Interested Party Mark Smith tbhumphries@csattorneys.com cfellis@csattorneys.com

Wesley Ryan Bulgarella

on behalf of Interested Party Newell-Berg Alliance AL LLC and Newell-Berg Alliance TN II, LLC  
wbulgarella@maynardcooper.com, wbulgarella@maynardcooper.com

William M. Hancock

on behalf of Creditor CB&S Bank bankruptcy@wolfejones.com wmhancock@wolfejones.com

TOTAL: 92

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

**In re:** )  
 ) **Case No. 23-02871-TOM11**  
 )  
**PREMIER KINGS, INC., et al.,** ) **Chapter 11**  
 )  
 ) **Substantively Consolidated**  
**Debtors.**<sup>1</sup> )

**ORDER GRANTING MOTION FOR EXAMINATION OF AUBURN BANK**

Upon Mark Smith’s, as Plan Administrator, motion (the “Motion”)<sup>2</sup> for entry of an order (this “Order”), (a) authorizing the Plan Administrator to issue subpoenas under Federal Rules of Bankruptcy Procedure 2004 and 9016 to Auburn Bank and (b) granting related relief, all as more fully set forth in the Motion; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the District Court’s General Order of Reference; and this Court having the power to enter a final order; and this Court having found that venue of these cases in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having found that the relief requested in the Motion is in the best interests of the Debtors’ estates, their creditors, and other parties in interest; and this Court having found that the Plan Administrator’s notice of the Motion and opportunity for a hearing thereon were appropriate under the circumstances and no other notice need be provided; and this Court having reviewed the Motion; and this Court having determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and upon all the proceedings had before this Court; and after due deliberation and sufficient cause appearing therefor, it is **HEREBY ORDERED THAT:**

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<sup>1</sup> The Debtors in these cases are Premier Kings, Inc., Premier Kings of Georgia, Inc., and Premier Kings of North Alabama, LLC.

<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Motion.



1. The Motion is **GRANTED**.
2. Auburn Bank shall comply with the document requests attached to the Motion as Exhibit B, except that all document requests shall be limited to (a) documents created on or prior to Auburn Bank's loan to the Company, and (b) non-privileged documents located after reasonable diligence, by no later than July 15, 2024, or such other date agreed upon by the Plan Administrator and Auburn Bank, and shall provide a witness for examination no later than the week of July 22, 2024, or such other date agreed upon by the Plan Administrator and Auburn Bank, to the extent that the Plan Administrator determines that such examination is necessary.
3. To the extent necessary, the Plan Administrator's rights are reserved to request depositions and any additional documents under Bankruptcy Rule 2004 based on any other information that may be revealed as a result of the documents provided pursuant to this Order.
4. This Order is without prejudice to the Plan Administrator's rights to file further motions seeking additional documents and testimony pursuant to Bankruptcy Rule 2004(a) or any other applicable law.
5. No documents produced or testimony given pursuant to this Order shall be admissible in any proceeding, whether before this Court or any other court, of any claim or element of any claim.
6. Notwithstanding the relief granted in this Order and any actions taken pursuant to such relief, nothing in this Order shall be deemed: (a) an admission as to the validity of any particular claim by or against the Debtors; (b) a waiver of the Plan Administrator's rights to dispute any particular claim on any grounds; (c) a promise or requirement to pay any particular claim; (d) an implication or admission that any particular claim is of a type specified or defined in this Order or the Motion; (e) a waiver or limitation of the Plan Administrator's rights under the Bankruptcy

Code or any other applicable law; (f) a concession by the Plan Administrator that any liens (contractual, common law, statutory, or otherwise) satisfied pursuant to the Motion are valid, and the Plan Administrator expressly reserves his rights to contest the extent, validity, or perfection or seek avoidance of all such liens, or (g) an admission or concession by Auburn Bank of any factual assertions made in the Motion.

7. Notice of the Motion satisfies the requirements of Bankruptcy Rule 6004(a).

8. The Plan Administrator is authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Motion.

9. This Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order, including, but not limited to, any discovery disputes that may arise between or among the parties and to interpret, implement and enforce the provisions of this Order.

June 27, 2024

/s/ Tamara O. Mitchell

Tamara O. Mitchell

United States Bankruptcy Judge