

**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
)	
Debtors.¹)	Substantively Consolidated

**ORDER GRANTING MOTION FOR EXAMINATION
OF AMERICAN EXPRESS COMPANY**

Upon the motion² (the “Motion” – Doc. 827) of Mark Smith, as Plan Administrator, for entry of an order (the “Order”), (a) directing American Express Company (“AMEX”) to produce certain documents, (b) authorizing the Plan Administrator to issue subpoenas under Federal Rules of Bankruptcy Procedure 2004 and 9016 to AMEX, and (c) 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

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

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



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herein; and upon all the proceedings had before this Court; and after due deliberation and sufficient cause appearing therefor, it is **HEREBY ORDERED THAT**:

1. The Motion is **GRANTED**.
2. AMEX shall comply with the document requests detailed on Exhibit A of the Motion within thirty (30) days of the entry of this Order.
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. 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; or (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.
6. The Plan Administrator is authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Motion.

7. 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.

Dated: September 19, 2024

/s/ Tamara O. Mitchell
Tamara O. Mitchell,
United States Bankruptcy Judge

Notice Recipients

District/Off: 1126-2
Case: 23-02871-TOM11

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Date Created: 9/19/2024
Total: 122

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intp Mosaic Gold Crown Group, LLC
intp Tracey Scussell

TOTAL: 2

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intp	RRG of Jacksonville, LLC	c/o Peter Haley	Nelson Mullins Riley & Scarborough LLP One Financial Center, Suite 3500 Boston, MA 02111
op	Kurtzman Carson Consultants LLC	222 N. Pacific Coast Highway	Suite #300 El Segundo, CA 90245
intp	Premier Holdings, LLC	3300 Eastern Blvd	Montgomery, AL 36116
cr	Kemco Facilities Services, LLC	5750 Bell Circle	Montgomery, AL 36116
cr	CB&S Bank	CB&S Bank P.O. Box 910	Russellville, AL 35653
cr	Playland Maintenance Service Inc.	3935 Tamiami Trail	Cumming, GA 30041
cr	M D Homes Alabama LLC	PO Box 6415	East Brunswick, NJ 08816
cr	BK Collinsville LLC	4615 University Drive	Coral Gables, FL 33146
cr	GAJ Realty Group Inc	8 Rosewood Drive	North Massapequa, NY 11758
cr	Hudson Construction Company	1425 Market Blvd	Suite 530 318 Roswell, GA 30076
cr	Brinks Incorporated	PO Box 101031	Atlanta, GA 30392
cr	TK&K Unlimited Inc	8014 Cumming Hwy	Suite 403 332 Canton, GA 30115
cr	E.S.S., Inc.	203 McMillin St	Nashville, TN 37203-2912
cr	Hemphill Services Inc	PO Box 1234	Trussville, AL 35173
intp	Bulldog Restaurants, LLC	c/o Baker Donelson	1901 6th Ave. N., Suite 2600 Birmingham, AL 35203
cr	South Coast Enterprises, LLC	c/o Heard, Ary & Dauro, LLC	303 Williams Avenue SW Suite 921 Huntsville, AL 35801
cr	Rave II Enterprises, LLC	c/o Heard, Ary & Dauro, LLC	303 Williams Avenue SW Suite 921 Huntsville, AL 35801
cr	Rave Enterprises, LLC	c/o Heard, Ary & Dauro, LLC	303 Williams Avenue SW Suite 921 Huntsville, AL 35801
cr	AuburnBank	c/o Parnell & Parnell, P.A.	P.O. Box 224 Montgomery, AL 36102
intp	Merit Bank	3810 Governors Drive NW	Unit 300 Huntsville, AL 35805-3586
cr	DPI Group, LLC	c/o Stephen Porterfield	2311 Highland Avenue South Birmingham, AL 35205
mv	Willie J Butler	c/o The Evans Law Firm, P.C.	1736 Oxmoor Road Birmingham, AL 35209 UNITED STATES
cr	Karen L Nystrom	C/O ENGEL HAIRSTON--RAULSTON BROWN, PC	P.O. Box 1927 BIRMINGHAM, AL 35201
fa	Aurora Management Partners	1201 Peachtree Street, Suite 1570	Atlanta, GA 30361
op	Raymond James & Associates, Inc.	880 Carillon Parkway	St. Petersburg, FL 33716
cr	Premier Kings Holdings of Georgia, LLC	c/o Heather A. Jamison	Burr & Forman LLP 420 N. 20th St., Ste. 3400 Birmingham, AL 35203
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cr	Ashley Moore	c/o Pilcher & Grissom, LLC	2 Office Park Cir, Suite 2 Birmingham, AL 35223
cr	TN Dept of Revenue	c/oTN Atty General, Bankruptcy Div	PO Box 20207 Nashville, TN 37202-0207
cr	c/o Luke Buckler Marshall Septic Service, LLC	P.O. Box 940	Guntersville, AL 35976 UNITED STATES
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