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Brian Powers
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UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re:

Chapter 7

BUTH-NA-BODHAIGE, INC.,

Case No.: 24-10392 (DSJ)

Debtor.

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**NOTICE OF REVISED PROPOSED ORDER GRANTING CHAPTER 7
TRUSTEE'S MOTION PURSUANT TO BANKRUPTCY RULE 9019(a) AND
BANKRUPTCY SECTION 105 SEEKING APPROVAL OF THE
STIPULATION OF SETTLEMENT BY AND BETWEEN THE
TRUSTEE AND IRON MOUNTAIN INFORMATION MANAGEMENT, LLC**

PLEASE TAKE NOTICE, that on June 23, 2025, Kenneth P. Silverman, Esq., the chapter 7 trustee (the "Trustee") of Buth-Na-Bodhaige, Inc. (the "Debtor") filed a motion for entry of an order (i) approving the Trustee's stipulation (the "Stipulation") with Iron Mountain Information Management, LLC ("Iron Mountain"); (ii) authorizing and approving the resolution of Iron Mountain's claim against the Debtor's estate (the "Claim"); (iii) authorizing and approving the destruction of the Records (defined therein); and (iv) for such further relief as the Court deems proper (ECF Doc. No. 182) (the "Motion").

PLEASE TAKE FURTHER NOTICE, that in order alleviate any potential concerns of the UST and this Court, the Trustee and Iron Mountain agreed that the language added to this Proposed Order (defined below) was needed to clarify the manner in which the Records (as defined in the Motion) and any personally identifiable information contained in the Records would be



destroyed.

PLEASE TAKE FURTHER NOTICE, that, at the hearing on the Motion scheduled for July 15, 2025, the Trustee intends to request that the Court enter an amended form of the Proposed Order annexed hereto as **Exhibit A** (the “Proposed Order”). A redline of the Proposed Order is annexed hereto as **Exhibit B**.

Dated: Jericho, New York
July 8, 2025

RIMON P.C.
Attorneys for Kenneth P. Silverman, Esq.,
Chapter 7 Trustee

s/ Brian Powers_____
Brian Powers
Partner
100 Jericho Quadrangle, Suite 300
Jericho, New York 11753
(516) 479-6300

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
In re:

Chapter 7

BUTH-NA-BODHAIGE, INC.,

Case No.: 24-10392 (DSJ)

Debtor.
-----X

**ORDER GRANTING CHAPTER 7 TRUSTEE’S
MOTION PURSUANT TO BANKRUPTCY RULE 9019(a) AND
BANKRUPTCY SECTION 105 SEEKING APPROVAL OF THE
STIPULATION OF SETTLEMENT BY AND BETWEEN THE
TRUSTEE AND IRON MOUNTAIN INFORMATION MANAGEMENT, LLC**

Upon the motion (the “Motion”)¹ of Kenneth P. Silverman, Esq., the chapter 7 trustee (the “Trustee”) of the bankruptcy estate of Buth-Na-Bodhaige, Inc. (the “Debtor”), seeking the entry of an order, pursuant to sections 105(a), 363, and 554 of title 11, United States Code (the “Bankruptcy Code”) and Federal Rule of Bankruptcy Procedure (the “Bankruptcy Rules”) 9019(a), (i) approving the Trustee’s stipulation (the “Stipulation”) with Iron Mountain Information Management, LLC (“Iron Mountain”); (ii) authorizing and approving the resolution of Iron Mountain’s claim against the Debtor’s estate (the “Claim”); (iii) authorizing and approving the destruction of the Records (defined therein); and (iv) for such further relief as the Court deems proper, and upon the Declaration of Kenneth P. Silverman, Esq. filed in support of the Motion, annexed to the Motion as Exhibit C; and upon the hearing on the Motion held before the Court on July 15, 2025 (the “Hearing”), the transcript of which is incorporated herein by reference; and notice of the Motion, the Hearing, and the relief sought in the Motion having been good and sufficient under the circumstances; and the Court having determined that the legal and factual bases set forth in the Motion establishing sufficient cause for the relief requested; now, therefore,

IT IS HEREBY ORDERED THAT:

¹ Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Motion.

1. The Motion is granted.
2. The Stipulation, annexed to the Motion as Exhibit B, is hereby approved.
3. The proof of claim filed by Iron Mountain, designated Claim No. 102 on the Debtor's claims register, is hereby allowed. Iron Mountain shall have an allowed general unsecured claim in the total amount of \$43,639.33.
4. The destruction of the Records is hereby approved, as set forth in the Stipulation.
5. Iron Mountain, consistent with its established policies and practices, will destroy the records, including any and all personally identifiable information, if any, contained in the records, at a secure facility, will destroy the records to a permanent and non-recoverable form, and within ten (10) days following completion of such destruction, will issue a written report of destruction to the Trustee wherein Iron Mountain shall certify said destruction.
6. The Trustee is authorized to make such payments and take any and all actions reasonably necessary to perform or enforce any and all obligations contemplated by this Order.
7. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation of this Order.

Dated: New York, New York
July __, 2025

HONORABLE DAVID S. JONES
UNITED STATES BANKRUPTCY JUDGE

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
In re:

Chapter 7

BUTH-NA-BODHAIGE, INC.,

Case No.: 24-10392 (DSJ)

Debtor.
-----X

**ORDER GRANTING CHAPTER 7 TRUSTEE’S
MOTION PURSUANT TO BANKRUPTCY RULE 9019(a) AND
BANKRUPTCY SECTION 105 SEEKING APPROVAL OF THE
STIPULATION OF SETTLEMENT BY AND BETWEEN THE
TRUSTEE AND IRON MOUNTAIN INFORMATION MANAGEMENT, LCC**

Upon the motion (the “Motion”)¹ of Kenneth P. Silverman, Esq., the chapter 7 trustee (the “Trustee”) of the bankruptcy estate of Buth-Na-Bodhaige, Inc. (the “Debtor”), seeking the entry of an order, pursuant to sections 105(a), 363, and 554 of title 11, United States Code (the “Bankruptcy Code”) and Federal Rule of Bankruptcy Procedure (the “Bankruptcy Rules”) 9019(a), (i) approving the Trustee’s stipulation (the “Stipulation”) with Iron Mountain Information Management, LLC (“Iron Mountain”); (ii) authorizing and approving the resolution of Iron Mountain’s claim against the Debtor’s estate (the “Claim”); (iii) authorizing and approving the destruction of the Records (defined therein); and (iv) for such further relief as the Court deems proper, and upon the Declaration of Kenneth P. Silverman, Esq. filed in support of the Motion, annexed to the Motion as Exhibit C; and upon the hearing on the Motion held before the Court on July 15, 2025 (the “Hearing”), the transcript of which is incorporated herein by reference; and notice of the Motion, the Hearing, and the relief sought in the Motion having been good and sufficient under the circumstances; and the Court having determined that the legal and

¹ Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Motion.

factual bases set forth in the Motion establishing sufficient cause for the relief requested; now, therefore,

IT IS HEREBY ORDERED THAT:

1. The Motion is granted.

2. The Stipulation, annexed to the Motion as Exhibit B, is hereby approved.

3. The proof of claim filed by Iron Mountain, designated Claim No. 102 on the Debtor's claims register, is hereby allowed. Iron Mountain shall have an allowed general unsecured claim in the total amount of \$43,639.33.

4. The destruction of the Records is hereby approved, as set forth in the Stipulation.

5. ~~Iron Mountain, consistent with its established policies and practices, will destroy the records, including any and all personally identifiable information, if any, contained in the records, at a secure facility, will destroy the records to a permanent and non-recoverable form, and within ten (10) days following completion of such destruction, will issue a written report of destruction to the Trustee wherein Iron Mountain shall certify said destruction.~~

6. ~~5.~~ The Trustee is authorized to make such payments and take any and all actions reasonably necessary to perform or enforce any and all obligations contemplated by this Order.

7. ~~6.~~ This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation of this Order.

Dated: New York, New York
July __, 2025

JUDGE

HONORABLE DAVID S. JONES
UNITED STATES BANKRUPTCY

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Document 1 ID	file:///C:/Users/CourtneyMRoman/OneDrive - Rimon, P.C/Desktop/Body Shop - Order Approving Stipulation with Iron Mountain - Version 1.docx
Description	Body Shop - Order Approving Stipulation with Iron Mountain - Version 1
Document 2 ID	file:///C:/Users/CourtneyMRoman/OneDrive - Rimon, P.C/Desktop/Body Shop - Amended Order Approving Stipulation with Iron Mountain - Version 1.docx
Description	Body Shop - Amended Order Approving Stipulation with Iron Mountain - Version 1
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Legend:	
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Split/Merged cell	
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