

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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**ORDER AUTHORIZING THE EMPLOYMENT OF RKC
CONSULTANTS LLC EFFECTIVE AS OF MARCH 15, 2024
AS FINANCIAL ADVISORS TO THE TRUSTEE AND THE ESTATE**

Upon the application of Kenneth P. Silverman, Esq., the interim chapter 7 trustee (the "Trustee") for the bankruptcy estate of Buth-Na-Bodhaidge, Inc. (the "Debtor"), seeking entry of an Order in accordance with 11 U.S.C. § 327(a) and Rule 2014 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), permitting the Trustee to retain RK Consultants LLC ("RKC") as financial advisors to the Trustee, as well as the Debtor's estate, and it appearing that RKC represents no interests adverse to the Debtor, or to the estate in the matters upon which it is to be engaged, except as previously disclosed and as set forth herein; and that RKC's employment is necessary and would be in the best interests of the estate, and that the within matter is one justifying the retention of a financial advisor, and no further notice being required, it is hereby

ORDERED, that the application is granted *to the extent provided herein*; and it is further

ORDERED, that RKC is retained and employed under 11 U.S.C. §§ 327(a) and 330, as financial advisors to the Trustee and the Debtor's estate, pursuant to the terms described in the Application and the Brian Ryniker Declaration, *effective as of March 15, 2024*, to perform the following duties:

- a. assisting the Trustee in marshaling and liquidating the Debtor's assets;



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- b. performing an investigation and analyses of potential claims and recoveries, including analyzing transactions with creditors, insiders, and related and/or affiliated companies, both subsequent and prior to the Debtor's commencement of his bankruptcy case;
- c. attending meetings and conferences with the Chapter 7 Trustee, Debtor, creditors, and their respective attorneys and/or other professionals, as requested;
- d. providing litigation support to the Chapter 7 Trustee in connection with litigation that might be commenced by the Chapter 7 Trustee, including litigation to avoid and recover assets of the estate or pursue claims, or other litigation in which the Chapter 7 Trustee is involved;
- e. assisting in reconciling filed proofs of claim and scheduled claims against the Debtor's estate, as requested by the Chapter 7 Trustee;
- f. performing services necessary to preserve and maximize the value of the assets of the Debtor's estate or to comply with applicable rules, as requested by the Chapter 7 Trustee; and
- g. performing such other responsibilities as may be requested by the Chapter 7 Trustee.

ORDERED, that no compensation or reimbursement of expenses shall be paid to RKC for services rendered to the Trustee, except upon proper application under 11 U.S.C. §§ 327(a) and 330 by further order of this Court; and it is further

ORDERED, that RKC shall be compensated in accordance with the procedures set forth in the Application, Bankruptcy Code §§ 330 and 331, the Federal Rules of Bankruptcy Procedure, the Court's Local Bankruptcy Rules, the guidelines promulgated by the Office of the United States Trustee, and any orders of this Court; and it is further

ORDERED, that ten business days prior to any increases in RKC's rates, RKC shall file a supplemental affidavit with the Court (the "Supplemental Affidavit") and ten business days' notice to the Trustee and the United States Trustee. The Supplemental Affidavit shall explain the basis for the requested rate increase in accordance with § 330(a)(3)(F) of the Bankruptcy Code and state whether the trustee has consented to the rate increase. All parties, including the

United States Trustee, retain all rights to object to or otherwise respond to any rate increase on any and all grounds, including, but not limited to, the reasonableness standard provided for in § 330 of the Bankruptcy Code; and it is further

ORDERED, that RKC shall use its best efforts to avoid any duplication of services provided by any of the Trustee's other retained professionals in this chapter 7 case; and it is further

ORDERED, that the Court shall retain jurisdiction to hear and determine all matters arising from the implementation of this Order; and it is further

ORDERED, that the Trustee is authorized, empowered and directed to do such things, execute such documents and expend such funds as are necessary to implement the terms and conditions of this Order.

Dated: New York, New York
April 26, 2024

s/ David S. Jones
Honorable David S. Jones
United States Bankruptcy Judge

Dated: New York, New York
April 4, 2024

NO OBJECTION:

s/ Mark Bruh
Office of the United States Trustee