



ORDERED in the Southern District of Florida on December 7, 2017.

A handwritten signature in black ink, appearing to read "Erik P. Kimball".

Erik P. Kimball, Judge
United States Bankruptcy Court

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION
www.flsb.uscourts.gov

In re:

CHAPTER 11

PALM BEACH FINANCE PARTNERS, L.P.,
PALM BEACH FINANCE II, L.P.,

Case No. 09-36379-EPK
Case No. 09-36396-EPK
(Jointly Administered)

Debtors.

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**ORDER GRANTING LIQUIDATING TRUSTEE'S MOTION
FOR APPROVAL OF SETTLEMENT WITH THE WALCHEK PARTIES
AND PAYMENT OF CONTINGENCY FEE [ECF NO. 3377]**

THIS CAUSE came before the Court upon the *Liquidating Trustee's Motion for Approval of Settlement with the Walchek Parties and Payment of Contingency Fee* [ECF No. 3377] (the "**Motion**").¹ The Court, having reviewed the Motion and Movant by submitting this order having represented that the motion was served on all parties required by Bankruptcy Rule 2002 or Local Rule 2002-1(H), (I) or (J), that the 21-day response the time provided by Local Rule 9013-(D) has

¹ All capitalized terms not defined in this Order shall have the meaning ascribed to such term as set forth in the Motion.

expired, that no one has filed, or served on the movant, a response to the motion, and that the form of order was attached as an exhibit to the motion, and any other applicable notice requirement, and accordingly, it is:

ORDERED as follows:

1. The Motion is **GRANTED**.
2. The Stipulation is **APPROVED**.
3. Scott and Kelli Walchek shall pay, or cause to be paid, the Settlement Payments in accordance with the terms and deadlines set forth in the Stipulation.
4. The Settlement Payments or any recoveries from collecting upon the Judgment will be allocated and apportioned between the Liquidating Trusts pursuant to the Modified Pro Allocation Formula.
5. MRB's Contingency Fee is approved. The Liquidating Trustee is authorized and directed to make payment of the Contingency Fee without the need of further Court Order, in accordance with the Modified Pro Rata Allocation Formula, promptly upon receipt of the Settlement Payments or from any recoveries obtained in collecting upon the Judgment.
6. The Court retains jurisdiction to enforce the terms of the Stipulation.

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Submitted By:

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Copies Furnished To:

Joseph M. Wasserkrug, Esquire, is directed to serve copies of this Order on all parties in interest and to file a Certificate of Service.