



ORDERED in the Southern District of Florida on June 4, 2013.

A handwritten signature in black ink that reads "Paul G. Hyman".

**Paul G. Hyman, Chief 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.,
PAL BEACH FINANCE II, L.P.¹,

Case No.: 09-36379-PGH
Case No.: 09-36396-PGH
(Jointly Administered)

Debtors.

**ORDER AWARDING SECOND INTERIM POST CONFIRMATION FEE
APPLICATION OF SONEET KAPILA AND KAPILA & COMPANY
AS EXPERTS TO THE LIQUIDATING TRUSTEE**

THIS CAUSE came before the Court on June 4, 2013 at 10:00 a.m., upon the Second Interim Post Confirmation Fee Application of Soneet Kapila and Kapila & Company as Experts to the Liquidating Trustee [ECF No. 1816] (the "*Application*").

The Court, having reviewed the Application, having heard from all parties in interest who had an opportunity to be heard, having taken into consideration 11 U.S.C. § 331 and each of the

¹ The address and last four digits of the taxpayer identification number for each of the Debtors follows in parenthesis: (i) Palm Beach Finance Partners, L.P., 3601 PGA Blvd. Suite 301, Palm Beach Gardens, FL 33410 (TIN 9943); and (ii) Palm Beach Finance II, L.P., 3601 PGA Blvd. Suite 301, Palm Beach Gardens, FL 33410 (TIN 0680).

factors that govern the reasonableness of fees as set forth in *In re First Colonial Corp. of America*, 544 F.2d 1291 (5th Cir. 1977) and *Johnson v. Georgia Highway Express*, 488 F.2d 714 (5th Cir. 1974), having heard the argument of counsel, and based on the record, it is

ORDERED that:

1. The Application is **APPROVED**.
2. Soneet Kapila and Kapila & Company, as Experts to the Liquidating Trustee², are awarded and allowed one hundred percent (100%) of Twenty One Thousand Four Hundred Dollars and Forty Cents (\$21,400.40) for fees, plus one hundred percent (100%) of Seventy Seven Dollars and Seventy Eight Cents (\$77.78) for costs, for a total award of Twenty One Thousand Four Hundred Seventy Eight Dollars and Eighteen Cents (\$21,478.18) (“*Fee and Cost Award*”).
3. Pursuant to Section 1.76 of the Plan, and as set forth in the Application, the fees and costs awarded herein are subject to the *pro rata* allocation formula.
4. Pursuant to Section 7.1.11 of the Plan, the Court ratifies payments previously made by the Liquidating Trustee to Kapila & Company, with respect to the Fee and Cost Award.

###

Submitted By:

Solomon B. Genet, Esquire
Florida Bar No. 617911
sgenet@melandrussin.com
MELAND RUSSIN & BUDWICK, P.A.
Counsel for Liquidating Trustee
200 South Biscayne Boulevard, Suite 3200
Miami, Florida 33131
T: (305) 358-6363 F: (305) 358-1221

Copies Furnished To:

Solomon B. Genet, Esquire, is directed to serve copies of this Order on all parties in interest and to file a Certificate of Service.

² All capitalized terms not defined herein shall have the meaning ascribed to such term as set forth in the Motion.