



**ORDERED in the Southern District of Florida on July 19, 2012.**

A handwritten signature in black ink that reads "Paul 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](http://www.flsb.uscourts.gov)

In re:

CHAPTER 11

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

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

Debtors.

---

**ORDER GRANTING LIQUIDATING TRUSTEE'S MOTION  
FOR APPROVAL OF SETTLEMENT WITH BEAR STEARNS CAPITAL  
MARKETS, INC. AND PAYMENT OF CONTINGENCY FEE [ECF NO. 1296]**

**THIS CAUSE** came before the Court upon the Liquidating Trustee's Motion for Approval of Settlement with Bear Stearns Capital Markets, Inc. ("**BSCM**") and Payment of Contingency Fee [ECF No. 1296] ("**Motion**").<sup>1</sup> The Court, having reviewed the Motion and noting that a Certificate of No Response and Request for Entry of Order has been filed, finds that the notice of the proposed

---

<sup>1</sup> Capitalized terms not defined in this Order shall have the meaning ascribed to such term as set forth in the Motion.

compromise and settlement is sufficient to comply with Bankruptcy Rules 9019 and 2002(a)(3), Local Rule 9013-1(D) and any other applicable notice requirement, and accordingly, it is:

**ORDERED** as follows:

1. The Motion is **GRANTED**. The Settlement is approved.
2. In full and final performance of their obligations owing under the Stipulation, BSCM and SMNF shall pay (or cause to be paid) a total of \$800,000 ("**Settlement Payment**") within 20days from the date that this Order becomes final and non-appealable.
3. BSCM shall have an allowed general unsecured claim in the PBF I bankruptcy estate in the amount of \$333,333.
4. The Court retains jurisdiction to enforce the terms of the Settlement.
5. MRB's Contingency Fee in the amount of \$80,000 is approved and the Liquidating Trustee is authorized to pay this amount upon funding of the Settlement Payment.

###

**Submitted By:**

s/ Jonathan S. Feldman, Esq.  
Jonathan S. Feldman, Esquire  
Florida Bar No. 12682  
[jfeldman@melandrussin.com](mailto:jfeldman@melandrussin.com)  
MELAND RUSSIN & BUDWICK, P.A.  
3200 Southeast Financial Center  
200 South Biscayne Boulevard  
Miami, Florida 33131  
Telephone: (305) 358-6363  
Telecopy: (305) 358-1221  
Attorneys for the Liquidating Trustee

**Copies Furnished To:**

Jonathan S. Feldman, Esquire, is directed to serve copies of this Order on all parties in interest and to file a Certificate of Service.