



ORDERED in the Southern District of Florida on January 29, 2014.

A handwritten signature in black ink that reads "Paul Hyman". The signature is written in a cursive style and is positioned above the printed name of the Chief Judge.

**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:

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

Debtors.

CHAPTER 11

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

**ORDER GRANTING LIQUIDATING TRUSTEE'S MOTION
FOR APPROVAL OF SETTLEMENT WITH THE WALCHEK PARTIES
AND PAYMENT OF CONTINGENCY FEE [ECF NO. 2099]**

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. 2099] (the "**Motion**").¹ 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 compromise and

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

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**.
2. The Stipulation is **APPROVED**.
3. Scott and Kelli Walchek shall pay, or cause to be paid, the Settlement Payment in accordance with the terms and deadlines set forth in the Stipulation.
4. The Settlement Payment 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 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 Payment or from any recoveries obtained in collecting upon the Judgment.
6. The Court retains jurisdiction to enforce the terms of the Settlement.

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Submitted By:

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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.