

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re:	)	
	)	Chapter 11
	)	
IMH FINANCIAL CORPORATION,	)	Case No. 20-11858 (CSS)
	)	
Debtor. <sup>1</sup>	)	
	)	

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR TELEPHONIC HEARING  
ON JULY 24, 2020 AT 3:00 P.M. (PREVAILING EASTERN TIME)**

**PLEASE NOTE YOU MUST APPEAR THROUGH BOTH COURTCALL AND ZOOM.  
TO APPEAR VIA VIDEO CONFERENCE VIA ZOOM AND COURTCALL, PARTIES  
SHOULD USE THE INSTRUCTIONS BELOW:**

Join ZoomGov Meeting:

<https://debuscourts.zoomgov.com/j/1615783017>

Meeting ID: 161 578 3017

Password: 019881

To appear telephonically via CourtCall, parties must make prior arrangements through CourtCall by telephone (866) 582-6878. Please note that **ALL** parties (including those participating via video conference) must also call into CourtCall, and they should do so at least fifteen (15) minutes prior to the scheduled hearing, as CourtCall has been experiencing some delays due to the volume of calls.

**Voluntary Chapter 11 Petition**

1. IMH Financial Corporation (Docket No. [1](#); filed July 23, 2020)

**Declaration In Support Of First Day Relief**

2. Declaration of Chadwick S. Parson, Chairman and Chief Executive Officer, in Support of Debtor's First Day Motions (Docket No. [3](#); filed July 23, 2020)

Status: The Declaration will be relied upon as evidentiary support for the first day matters listed below.

**Retention Applications**

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<sup>1</sup> The Debtor in this chapter 11 case, along with the last four digits of the Debtor's federal tax identification number, as applicable, is IMH Financial Corporation (7126). The location of the Debtor's corporate headquarters is 7001 N Scottsdale Rd., Scottsdale, Arizona 85253.

3. Debtor's Application for an Order, Pursuant to 28 U.S.C. § 156(c), Bankruptcy Rule 2002(f), and Local Rule 2002-1(f), Appointing Donlin Recano & Company, Inc. as Claims and Noticing Agent, Nunc Pro Tunc to the Petition Date (Docket No. [7](#); filed July 23, 2020)

Status: This matter is going forward.

#### **First Day Motions Pertaining to Business Operations**

4. Debtor's Motion for Entry of Interim and Final Orders (I) Authorizing Debtor to Pay Prepetition Wages, Reimbursable Employee Expenses, and Other Compensation; (II) Authorizing Debtor to Maintain Employee Benefit Programs; (III) Directing Banks to Honor Prepetition Wage Checks; and (IV) Granting Related Relief (Docket No. [8](#); filed July 23, 2020)

Status: The Debtors will present a proposed interim order and seek scheduling of a final hearing on the Motion.

5. Debtor's Motion Pursuant to Sections 105 and 366 of the Bankruptcy Code for Entry of Interim and Final Orders (I) Prohibiting Utility Companies from Altering, Refusing or Discontinuing Services To, Or Discriminating Against the Debtor and (II) Determining that the Utility Companies are Adequately Assured of Post-Petition Payment (Docket No. [9](#); filed July 23, 2020)

Status: The Debtors will present a proposed interim order and seek scheduling of a final hearing on the Motion.

6. Debtor's Motion Pursuant to Sections 105(a), 362(d), 363(b), 363(c) and 503(b) of the Bankruptcy Code (I) for Authorization to (A) Continue Its Workers' Compensation, Liability, Property, and Other Insurance Programs, (B) Pay All Obligations in Respect Thereof and (C) Enter into Premium Financing Agreements in the Ordinary Course of Business, and (II) for Authorization for Financial Institutions to Honor and Process Checks and Transfers Related to Such Obligations (Docket No. [10](#); filed July 23, 2020)

Status: The Debtors will present a proposed interim order and seek scheduling of a final hearing on the Motion.

7. Debtor's Motion for Entry of Interim and Final Orders (I) Authorizing Continued Use of Existing Cash Management System, Credit Cards, Business Forms, and Intercompany Transactions; (II) Waiving Certain Deposit Requirements; and (III) Granting Related Relief (Docket No. [11](#); filed July 23, 2020)

Status: The Debtors will present a proposed interim order and seek scheduling of a final hearing on the Motion.

8. Debtor's Motion for Entry of an Order (I) Adjourning and Conditionally Waiving Meeting of Creditors (II) Conditionally Waiving Requirements of Filing Rule 2015.3

Reports and (III) Extending the Time, and, Upon Plan Confirmation, Waiving the Requirement to File Schedules and Statement of Financial Affairs (Docket No. [12](#); filed July 23, 2020)

Status: The Debtors will present a proposed interim order and seek scheduling of a final hearing on the Motion.

9. Motion of IMH Financial Corporation for Entry of Interim and Final Orders (I) Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtor Nunc Pro Tunc to the Petition Date; and (II) Granting Related Relief (Docket No. [13](#); filed July 23, 2020)

Status: The Debtors will present a proposed interim order and seek scheduling of a final hearing on the Motion.

### **Financing Motion**

10. Motion of the Debtor for Entry of Interim and Final DIP Orders (I) Authorizing the Debtor to (A) Obtain Post-Petition Financing, (B) Grant Liens and Superpriority Administrative Expense Claims to Post-Petition Lender and (C) Utilize Cash Collateral, (II) Modifying the Automatic Stay, (III) Granting Related Relief, Pursuant to 11 U.S.C. Sections 105, 361, 362, 363, 364 And 507, and (IV) Scheduling a Final Hearing Pursuant To Bankruptcy Rule 4001 and Local Bankruptcy Rule 4001-2 (Docket No. [4](#); filed July 23, 2020)

Status: The Debtors will present a proposed interim order and seek scheduling of a final hearing on the Motion.

- A. Declaration of Samuel Montes in Support of Motion of the Debtor for Entry of Interim and Final DIP Orders (I) Authorizing the Debtor to (A) Obtain Post-Petition Financing, (B) Grant Liens and Superpriority Administrative Expense Claims to Post-Petition Lender and (C) Utilize Cash Collateral, (II) Modifying the Automatic Stay, (III) Granting Related Relief, Pursuant to 11 U.S.C. Sections 105, 361, 362, 363, 364 And 507, and (IV) Scheduling a Final Hearing Pursuant To Bankruptcy Rule 4001 and Local Bankruptcy Rule 4001-2 [Docket No. [5](#); filed July 23, 2020]
- B. Declaration of James Doak in Support of Motion of the Debtor for Entry of Interim and Final DIP Orders (I) Authorizing the Debtor to (A) Obtain Post-Petition Financing, (B) Grant Liens and Superpriority Administrative Expense Claims to Post-Petition Lender and (C) Utilize Cash Collateral, (II) Modifying the Automatic Stay, (III) Granting Related Relief, Pursuant to 11 U.S.C. Sections 105, 361, 362, 363, 364 And 507, and (IV) Scheduling a Final Hearing Pursuant To Bankruptcy Rule 4001 and Local Bankruptcy Rule 4001-2 [Docket No. [6](#); filed July 23, 2020]
- C. Notice of Filing (Legible Copy of DIP Budget) Regarding Motion of the Debtor for Entry of Interim and Final DIP Orders (I) Authorizing the Debtor to (A) Obtain Post-Petition Financing, (B) Grant Liens and Superpriority Administrative Expense Claims

to Post-Petition Lender and (C) Utilize Cash Collateral, (II) Modifying the Automatic Stay, (III) Granting Related Relief, Pursuant to 11 U.S.C. Sections 105, 361, 362, 363, 364 And 507, and (IV) Scheduling a Final Hearing Pursuant To Bankruptcy Rule 4001 and Local Bankruptcy Rule 4001-2 [Docket No. [33](#); filed July 23, 2020]

Dated: July 24, 2020  
Wilmington, Delaware

**ASHBY & GEDDES, P.A.**

/s/ William P. Bowden  
William P. Bowden (No. 2553)  
Gregory A. Taylor (No. 4008)  
Stacy L. Newman (No. 5044)  
Katharina Earle (No. 6348)  
500 Delaware Avenue  
P.O. Box 1150  
Wilmington, DE 19899  
Phone: (302) 654-1888  
Facsimile: (302) 654-2067  
wbowden@ashbygeddes.com  
gtaylor@ashbygeddes.com  
snewman@ashbygeddes.com  
kearle@ashbygeddes.com

-and-

**SNELL & WILMER L.L.P.**

Christopher H. Bayley  
Steven D. Jerome  
Benjamin W. Reeves  
James G. Florentine  
Molly J. Kjartanson  
One Arizona Center  
400 E. Van Buren St., Ste. 1900  
Phoenix, AZ 85004-2202  
Telephone: 602.382.6000  
cbayley@swlaw.com  
sjerome@swlaw.com  
breeves@swlaw.com  
jflorentine@swlaw.com  
mkjartanson@swlaw.com

*Proposed Counsel for the Debtor and  
Debtor-in-possession*