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CHANGES MADE BY COURT

12
13 UNITED STATES BANKRUPTCY COURT
14 CENTRAL DISTRICT OF CALIFORNIA
15 LOS ANGELES DIVISION
16

17 In re:
18 B&B Liquidating, LLC,
19
20 Debtor and Debtor in Possession.

Case No. 2:18-bk-11744-NB
Chapter 11

ORDER GRANTING FIRST AND FINAL APPLICATION OF NV CONSULTING SERVICES LLC FOR APPROVAL OF COMPENSATION AND REIMBURSEMENT OF EXPENSES FOR THE PERIOD OF APRIL 9, 2018 THROUGH OCTOBER 12, 2018

Hearing on Final Fee Applications:

Date: December 11, 2018
Time: 2:00 p.m.
Place: Courtroom 1545
255 E. Temple Street
Los Angeles, CA 90012

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1 On the above captioned date and time, the Court considered the *First and Final*
2 *Application of NV Consulting Services LLC for Approval of Compensation and Reimbursement of*
3 *Expenses for the Period of April 9, 2018 through October 12, 2018* [Docket No. 259] (the
4 “Application”)¹ filed on November 20, 2018 by NV Consulting Services LLC (“NV”), financial
5 advisor to the Debtor and Debtor in Possession B&B Liquidating, LLC, f/k/a B&B Bachrach,
6 LLC, (the “Debtor”) in which NV seeks final approval of compensation and reimbursement of
7 expenses pursuant to section 330 of title 11 of the United States Code (the “Bankruptcy Code”).

8 Based upon the Court’s review of the Application, the Notice of hearing thereon [Docket
9 No. 261], the *Declaration of Brian Lipman in Support of Final Applications for Compensation*
10 *Filed by Debtor’s Professionals* [Docket No. 260], the *Declaration of Neema Varghese*
11 accompanying the Application, the evidentiary record, and argument of counsel; it appearing that
12 this Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; it appearing
13 that due and adequate notice of the Application having been given under the circumstances; no
14 objections having been filed; and after due deliberation and good cause appearing therefor, based
15 upon findings of fact and conclusions of law stated in the Court’s Tentative Rulings as posted on
16 the Court’s website², which became the Court’s final ruling, and pursuant to Rule 52(a) of the
17 Federal Rules of Civil Procedure, as incorporated into Rule 7052 of the Federal Rules of
18 Bankruptcy Procedure (the “Bankruptcy Rules” and each a “Bankruptcy Rule”) and applied to
19 contested matters by Bankruptcy Rule 9014(c),

20 IT IS ORDERED THAT:

- 21 1. The Application is granted.
- 22 2. Pursuant to section 330 of the Bankruptcy Code, the Court approves, on a final
23 basis, the following compensation and reimbursement of expenses for NV (“Final
24 Compensation”).

25
26 ¹ Capitalized terms not otherwise defined herein shall have the meaning ascribed in the Motion.

27 ² See www.cacb.uscourts.gov, “Judges,” “Bason, N.,” “Tentative Ruling.” Note: The tentative rulings on the website
28 are not part of the official record, but in this instance that does not matter because the tentative ruling was simply to
grant the Application– it did not include any special provisions so it does not need to be part of the record.

<u>Professional</u>	<u>Application Period</u>	<u>Fees Awarded</u>	<u>Expenses Awarded</u>	<u>Draw Down from Retainer</u>	<u>Draw Down from Carve Out</u>
NV Consulting Services LLC	April 9, 2018 - October 12, 2018	\$139,590.00	\$0.00	\$5,000.00	\$31,020.00

3. NV is authorized to draw down, in the amounts identified in paragraph 2 above, from: (i) its post-petition retainer; and (ii) the “carve out” (as defined in the Motion, the “NV Carve Out”) allocated to NV and authorized by the Court in, among other orders, (a) *the Final Order Authorizing Use of Cash Collateral and Continuance of Financing of Debtor and Debtor in Possession, Granting Security Interests, According Priority Status Pursuant to Bankruptcy Code Section 364(c) and Affording Adequae Protection, and Giving Notice of Rule 4001(c)(2) Final Hearing* [Docket No. 162]; and (b) *the Order Approving Motion to: (1) Approve Stipulation Between Debtor and Siena Lending Group LLC Regarding Carve Out Arrangement with NV Consulting Services LLC; and (2) Amend Employment Terms of Debtor’s Financial Advisor, NV Consulting Services LLC to Include Carve out Arrangement* [Docket No. 192].

4. All prior fees and expenses drawn down by NV pursuant to the Monthly Fee Statement Procedures (as such term is defined in the Application) are allowed and ratified as part of the Final Compensation.

5. No later than seven (7) days from entry of this Order, Siena Lending Group, LLC shall pay to NV the unpaid balance of the NV Carve Out, which totaled approximately \$8,570.00 as of the date the Application was filed.



Neil W. Bason
United States Bankruptcy Judge

Date: December 12, 2018

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