

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

In re

HMI LIQUIDATING, INC.¹

Debtor.

Chapter 11

Case No. 17-10810 (LSS)

Related to D.I. _____.

ORDER CONVERTING CHAPTER 11 CASE TO CHAPTER 7 CASE

This matter came before this Court for hearing on the Cross-Motion of the United States Trustee to Convert the Chapter 11 Case to a Chapter 7 Case (the “Cross-Motion”). Due and sufficient notice of the Cross-Motion was given to interested parties in accordance with the Bankruptcy Code and Rules. Based upon the record, the Court finds that grounds exist for the conversion of the Chapter 11 case under 11 U.S.C. § 1112(b) and further finds that conversion of the case is in the best interests of creditors and other interests of the estate. Based on the foregoing and on the record in this case, it is hereby,

ORDERED, ADJUDGED and DECREED as follows:

1. The Motion is hereby GRANTED;
2. As of the date of the entry of this order, (the “Conversion Date”), pursuant to Section 1112(a) of the Bankruptcy Code, this Chapter 11 case is hereby converted to a case under Chapter 7 of the Bankruptcy Code.
3. The Debtor, on or as soon as practicable after the Conversion Date, shall;

¹ The last four digits of the Debtor’s federal tax identification number are 8422. The Debtor’s address is 131 Sand Creek Road, Suite B, Brentwood, CA 94513.

- A. Immediately turn-over to the chapter 7 trustee any and all records and estate property under their dominion, control and custody and as required by Federal Rule of Bankruptcy Procedure 1019(4);
 - B. Within 15 days of the Conversion Date, file a schedule of unpaid debts as of the Conversion Date incurred after commencement of the cases, including the name and address of each creditor as required by Federal Rule of Bankruptcy Procedure 1019(5); and
 - C. Within 30 days of the Conversion Date, file and transmit to the Office of the United States Trustee a final report and account as required by Federal Rule of Bankruptcy Procedure 1019(5)(A).
4. A representative of the Debtor, and, if so requested by the chapter 7 trustee, counsel to the Debtor in these cases shall appear at the First Meeting of Creditors pursuant to Section 341 (a) and 343 of the Bankruptcy Code and such representative shall be available to testify at such hearing, and;
5. This Court shall retain jurisdiction over the terms and conditions of this Order.

Laurie Selber Silverstein
Judge, United States Bankruptcy Court

Dated: July ___, 2018.