




CLERK, U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

ENTERED

THE DATE OF ENTRY IS ON
THE COURT'S DOCKET

The following constitutes the ruling of the court and has the force and effect therein described.

Signed September 4, 2019


United States Bankruptcy Judge

**UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re: § Chapter 11
THE LASALLE GROUP, INC., *et al.*,¹ § Case No. 19-31484-sgj11
Debtors. § § § §

**AGREED ORDER PURSUANT TO BANKRUPTCY RULE 4001(d)
GRANTING ORIGIN BANK RELIEF FROM AUTOMATIC STAY
TO PROCEED WITH LITIGATION AGAINST NON-DEBTOR PARTIES**

On this day, the Court considered the *Agreed Motion Pursuant to Bankruptcy Rule 4001(d) for Order Granting Origin Bank Relief From Automatic Stay to Proceed with Litigation Against Non-Debtor Parties* [Docket No. 311] ("Motion")² filed by Origin Bank ("Origin") in relation to The LaSalle Group, Inc. and West Houston Memory Care, LLC (the "Debtors"). The Court finds that: (i) it has jurisdiction over the matters raised in the Motion pursuant to 28 U.S.C. §§ 157 and 1334; (ii) this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); (iii) proper and

¹ The Debtors in these cases, along with the last four digits of each Debtor's federal tax identification number, are: The LaSalle Group, Inc. (0143); West Houston Memory Care, LLC (2760); Cinco Ranch Memory Care, LLC (2716); Pearlman Memory Care, LLC (5311); and Riverstone Memory Care, LLC (5407).

² Capitalized terms not otherwise defined in this Order shall have the meaning ascribed to such terms in the Motion.

adequate notice of the Motion has been given and no other or further notice is necessary; and that (iv) based upon the record herein and the representations and agreements of the parties, as reflected by the signature of counsel below, and after due deliberation and consideration thereof, good cause exists for the granting of the relief as set forth herein.

THEREFORE, IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED.
2. The automatic stay provisions of section 362(a) of the Bankruptcy Code are hereby modified to permit Origin to proceed in the State Court Lawsuit against the Non-Debtor Defendants (Lake Superior Contracting, L.P, Mitchell Warren and Melvin Warren); provided, however, that nothing herein impacts the stay as to the Debtors and any findings of liability against the Non-Debtor Defendants in the State Court Lawsuit shall not be binding on the Debtors. Without limiting the generality of the foregoing, the stay is modified to permit Origin to file any and all appropriate pleadings and to permit the State Court to enter any and all appropriate orders in order to permit Origin to proceed against the Non-Debtor Defendants, including without limitation, all such pleadings and orders to reinstate the State Court Lawsuit to the State's Court's active docket, and all such pleadings and orders to sever or nonsuit the Debtors from the State Court Lawsuit so that Origin may proceed against the Non-Debtor Defendants.
3. The fourteen-day stay provided by Federal Rule of Bankruptcy Procedure 4001(a)(3) is waived allowing the terms of this Order to be immediately enforced and implemented.
4. This Court shall retain jurisdiction with respect to all matters relating to the interpretation or implementation of this Order.

END OF ORDER

AGREED:

/s/ Lynda L. Lankford
J. Robert Forshey
State Bar No. 07264200
Lynda L. Lankford
State Bar No. 11935020
FORSHEY & PROSTOK, LLP
777 Main Street, Suite 1290
Fort Worth, TX 76102
Telephone: 817.877-8855
Facsimile: 817.877.4151
bforshey@forsheyprostok.com
llankford@forsheyprostok.com

ATTORNEYS FOR ORIGIN BANK

/s/ Vickie L. Driver
Vickie L. Driver
State Bar No. 24026886
Christina W. Stephenson
State Bar No. 24049535
Christopher M. Staine
State Bar No. 24104576
Crowe & Dunlevy, P.C.
1919 McKinney Avenue, Suite 100
Dallas, TX 75201
Telephone: 214.420.2163
Facsimile: 214.736.1762
vickie.driver@crowedunlevy.com
christina.stephenson@crowedunlevy.com
christopher.staine@crowedunlevy.com

ATTORNEYS FOR DEBTORS

L:\JPROSTOK\Origin Bank (LaSalle Group) (CrR) #6029\Pleadings 19-31484-sgj11\Agreed Order granting Origin's Motion for Relief 8.14.19.docx