

**UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re:	:	Chapter 11
	:	
Wordsworth Academy,	:	Case No. 17-14463 (AMC)
	:	
Debtor.	:	(Joint Administration Requested)
	:	

In re:	:	Chapter 11
	:	
Wordsworth CUA 5, LLC,	:	Case No. 17- 14466 (AMC)
	:	
Debtor.	:	(Joint Administration Requested)
	:	

In re:	:	Chapter 11
	:	
Wordsworth CUA 10, LLC,	:	Case No. 17- 14467 (AMC)
	:	
Debtor. ¹	:	(Joint Administration Requested)
	:	

**ORDER AUTHORIZING THE DEBTORS TO CONTINUE
INSURANCE COVERAGE ENTERED INTO PRE-PETITION AND HONOR
OBLIGATIONS RELATED THERETO**

Upon the motion (the “Motion”) of the above-captioned debtors (the “Debtors”) for entry of an order (this “Order”) (i) authorizing the Debtors, in their discretion, to (a) maintain, supplement, amend, extend, renew, or replace their Insurance Policies² (b) pay any Insurance Obligations, whether pre- or post-petition, and (ii) granting certain related relief, all as more fully set forth in the Motion; and due and sufficient notice of the Motion having been provided under the particular circumstances, and it appearing that no other or further notice need be provided; and the Court having jurisdiction to consider the Motion and the relief requested therein in accordance with 28 U.S.C. §§ 157 and 1334; and consideration of the Motion and the

¹ The Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor’s federal tax identification number, are: Wordsworth Academy (9031); Wordsworth CUA 5, LLC (0983); and Wordsworth CUA 10, LLC (5980). Wordsworth Academy has an address at 3300 Henry Ave., Philadelphia, PA 19129.

² Capitalized terms not defined herein shall have the meanings ascribed in the Motion.

relief requested therein being a core proceeding under 28 U.S.C. § 157(b)(2); and venue being proper before this Court under 28 U.S.C. §§ 1408 and 1409; and hearings having been held to consider the relief requested in the Motion (the “Hearing”); and upon the First Day Declaration and the record of the Hearing and all the proceedings before the Court; and the Court having found and determined the relief requested in the Motion to be in the best interests of the Debtors, their estates, creditors, and any parties in interest; and the legal and factual bases set forth in the Motion and at the Hearing having established just cause for the relief granted herein; and after due deliberation thereon and sufficient cause appearing therefor, it is

HEREBY ORDERED THAT:

1. The Motion is granted as set forth herein.
2. The Debtors are authorized, in their discretion and business judgment, to maintain, supplement, amend, extend, renew, or replace their Insurance Policies as needed, without obtaining an order of the Court.
3. The Debtors are authorized but not directed, in their discretion and business judgment, to pay, or enter into alternative payment arrangements to pay, the Insurance Obligations as they come due in the ordinary course of business.
4. Notwithstanding anything to the contrary in this Order, in the event that a claim is made or has been made under any of the Insurance Policies where any of the Debtors receive payment with respect to a loss suffered or claim made by any of the Debtors, any payment or right to payment arising therefrom shall immediately and automatically become part of the respective entity’s estate.
5. Subject to the terms of this Court’s Order approving the Debtors’ continued use of their cash management systems, the Debtors’ banks and financial institutions

are authorized, when requested by the Debtors, to receive, process, honor, and pay all checks, drafts, electronic fund transfers, or other forms of payment drawn or issued on the Debtors' bank accounts before the Petition Date for Insurance Obligations that have not been honored and paid as of the Petition Date (or to reissue checks, drafts, electronic fund transfers, or other forms of payment drawn or issued on the Debtors' bank accounts, as may be necessary), and are authorized to rely on the Debtors' representations as to which checks, drafts, transfers, or other forms of payment drawn or issued on the Debtors' bank accounts are subject to this Order; provided that sufficient funds are on deposit in the applicable bank accounts to cover such payments. The Debtors' banks and financial institutions shall not be liable to any party on account of: (a) following the Debtors' instructions or representations as to any order of this Court, (b) the honoring of any check or other item drawn on any account that is the subject of this Order in a good faith belief that the Court has authorized such check or item to be honored, and (c) an innocent mistake made despite implementation of reasonable item-handling procedures.

6. Nothing in the Motion or this Order or the relief granted herein (including any actions taken or payments made by the Debtors) is to be construed as (i) an admission of the validity of any claim against the Debtors; (ii) an admission with respect to the validity, extent, or perfection of any lien; (iii) a waiver of the Debtors' rights or those of any party in interest to dispute, contest, setoff, or recoup any claim, or assert any related rights, claims, or defenses; (iv) a waiver of the Debtors' rights or those of any party in interest over the validity, extent, perfection, or possible avoidance of any lien; or (v) an approval or assumption of any agreement, contract, program, policy, or lease under Section 365 of the Bankruptcy Code.

7. The requirements set forth in Bankruptcy Rule 6004(a) are hereby waived. Notwithstanding the applicability of Bankruptcy Rule 6004(h), the terms and conditions of this Order are immediately effective and enforceable upon its entry.

8. The Debtors are authorized and empowered to take all actions necessary or appropriate to implement the relief granted in this Order.

9. Notwithstanding the forgoing, any payments authorized to be made by the Debtors in this Order shall be subject to the terms and conditions of any cash collateral or debtor-in-possession financing orders entered in these Chapter 11 Cases.

10. This Court retains jurisdiction over all matters arising from or related to the implementation or interpretation of this Order.

Dated: **July 6** _____, 2017
Philadelphia, Pennsylvania



UNITED STATES BANKRUPTCY JUDGE