

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION
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In re _____)
)
) Case No. 6:___ -bk- _____ -KSJ
) Chapter ____
 Debtor. _____)
)
)

ORDER GRANTING DEBTOR’S MOTION TO USE CASH COLLATERAL

This case came on for hearing on [HEARING DATE] to consider the Debtor’s Motion to Use Cash Collateral (the “Motion”) (Doc. No. ____). For the reasons stated in Court, it is

ORDERED:

1. The Motion (Doc. No. ____) is granted.
2. Cash Collateral Authorization. Subject to the provisions of this order, the Debtor is authorized to use cash collateral to pay: (a) amounts expressly authorized by this Court, including payments to the United States Trustee for quarterly fees; (b) the current and necessary expenses set forth in the budget attached as Exhibit A, plus an amount not to exceed

ten (10) percent for each line item; and (c) such additional amounts as may be expressly approved in writing by [name of secured creditor] (the “Secured Creditor”). This authorization will continue until further order of the Court. Except as authorized in this order, the Debtor is prohibited from use of cash collateral.

3. Debtor Obligations. Debtor shall timely perform all obligations of a debtor- in-possession required by the Bankruptcy Code, Federal Rules of Bankruptcy Procedure, and the orders of this Court.

4. Access to Records and Premises. Upon reasonable notice, and provided that it does not unreasonably interfere with the business of the Debtor, the Debtor shall grant to the Secured Creditor access to the Debtor’s business records and premises for inspection.

5. Replacement Lien. Each Secured Creditor with a security interest in cash collateral shall have a perfected post-petition lien against cash collateral to the same extent and with the same validity and priority as the prepetition lien, without the need to file or execute any document as may otherwise be required under applicable non-bankruptcy law.

6. Insurance. Debtor shall maintain insurance coverage for its property in accordance with the obligations under the loan and security documents with the Secured Creditor.

7. Without Prejudice. This order is without prejudice to: (a) any subsequent request by a party in interest for modified adequate protection or restrictions on use of cash collateral; or (b) any other right or remedy which may be available to the Secured Creditor.

8. Creditors Committee. The provisions of this Order are without prejudice to the

rights of the United States Trustee to appoint a committee or any rights of a duly appointed committee to challenge the validity, priority or extent of any lien(s) asserted against cash collateral.

9. Enforcement. The Court shall retain jurisdiction to enforce the terms of this Order.

10. Other Non-Standard Terms or Conditions. (Insert any additional terms as allowed by the Court).

Attorney {name of submitting attorney} is directed to serve a copy of this order on interested parties and file a proof of service within 3 days of entry of the order.