

ENTERED

August 02, 2021

Nathan Ochsner, Clerk

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

IN RE:**COUNTRY FRESH HOLDING
COMPANY, INC., et. al.¹****Debtors.**§
§
§
§
§
§
§**Case No.: 21-30574****Jointly Administered**

**ORDER GRANTING TRUSTEE'S MOTION FOR AUTHORITY TO
(i) EMPLOY SPECIAL ERISA COUNSEL, (ii) TERMINATE PLAN AND (iii)
APPROVE ATTORNEY'S FEES**

(Related to Docket No. 765)

The Court has considered the *Trustee's Motion For Authority To (i) Employ Special ERISA Counsel, (ii) Terminate Plan And (iii) Approve Attorney's Fees* (the "**Motion**") filed by Janet S. Northrup, Chapter 7 Trustee of the above-referenced bankruptcy estate (the "**Trustee**"), any responses thereto, and the argument and authority of counsel. The Court finds that notice of the Motion is proper and the Motion is well- founded and should be granted. Accordingly, it is hereby:

ORDERED that the Trustee is authorized to retain Matthew J. Borrer, effective June 24, 2021, as special ERISA counsel on the following terms: (i) payment of fees on an hourly basis for services provided in this case at a rate of \$400.00 per hour from the assets of the estate including cash collateral; and (ii) reimbursement of reasonable out of pocket expenses from the assets of the estate including cash collateral. It is further

ORDERED that the Trustee is authorized to execute and file all documents required to

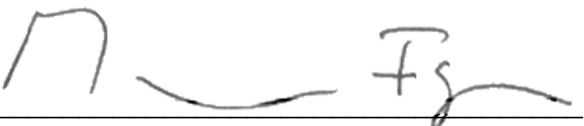
¹ The Debtors in these Chapter 7 cases and the last four digits of each Debtors' taxpayer identification number are as follows: Country Fresh Holding Company Inc. (7822); Country Fresh Midco Corp. (0702); Country Fresh Acquisition Corp. (5936); Country Fresh Holdings, LLC (7551); Country Fresh LLC (1258); Country Fresh Dallas, LLC (7237); Country Fresh Carolina, LLC (8026); Country Fresh Midwest, LLC (0065); Country Fresh Orlando, LLC (7876); Country Fresh Transportation LLC (8244) CF Products, LLC (8404) Country Fresh Manufacturing, LLC (7839); Champlain Valley Specialty of New York, Inc. (9030); Country Fresh Pennsylvania, LLC (7969); Sun Rich Fresh Foods (NV) Inc. (5526); Sun Rich Fresh Foods (USA) Inc. (0429); and Sun Rich Fresh Foods (PA) Inc. (4661). The Debtors' principal place of business is 3200 Research Forest Drive, Suite A5, The Woodlands, TX, 77381.

wind down and/or terminate the Debtors' ERISA-governed Plans (as defined in the Motion), using her business judgment and based on the advice and assistance of Borrer. It is further

ORDERED that the Trustee is authorized to allow and direct any custodian of funds of the Debtors' 401(k) Plan to execute and file documents pursuant to the Trustee's directions and instructions. It is further

ORDERED that the Trustee is hereby given approval to compensate and pay Borrer up to \$20,000.00 from estate assets, including any cash collateral, fifteen (15) days after providing notice to the Court of the amount to be paid, without further Court approval.

Signed: August 02, 2021



Marvin Isgur
United States Bankruptcy Judge