

Presentment Date: April 10, 2024 at 2:30 p.m.  
Objections Due By: April 3, 2024 at 4:00 p.m.  
Hearing, if held: April 10, 2024 at 2:30 p.m.

**GARFUNKEL WILD, P.C.**  
111 Great Neck Road  
Great Neck, New York 11021  
Telephone: (516) 393-2200  
Facsimile: (516) 466-5964  
Adam T. Berkowitz, Esq.  
Michael D. Goldberg, Esq.

*Proposed Counsel for the Debtor  
and Debtor-in-Possession*

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK**

-----X  
In re:

SHELTERING ARMS CHILDREN AND  
FAMILY SERVICES, INC.

Chapter 11

Case No. 24-41037 (JMM)

Debtor.  
-----X

**NOTICE OF PRESENTMENT OF AN ORDER AUTHORIZING THE RETENTION  
AND EMPLOYMENT OF GARFUNKEL WILD, P.C., AS GENERAL BANKRUPTCY  
COUNSEL FOR THE DEBTOR EFFECTIVE AS OF THE PETITION DATE**

**PLEASE TAKE NOTICE** that the proposed order, annexed hereto as Exhibit A (the “**Order**”), which approves the *Application for an Order Authorizing the Retention and Employment of Garfunkel Wild, P.C., as General Bankruptcy Counsel for the Debtor Effective as of the Petition Date* (the “**Application**”) [ECF No. 31], will be presented for signature to the Honorable Jil Mazer-Marino, United States Bankruptcy Judge for the Eastern District of New York, at the Conrad B. Duberstein U.S. Courthouse, 271-C Cadman Plaza East, Suite 1595, Brooklyn, NY 11201, on **April 10, 2024 at 2:30 p.m. (prevailing Eastern Time)** (the “**Presentment Date**”).

**PLEASE TAKE FURTHER NOTICE**, that if there are no timely filed objections the relief requested in the Application may be deemed unopposed and the Order approving the Application may be entered without further notice.

**PLEASE TAKE FURTHER NOTICE**, that objections, if any, to the Application shall be made in writing, shall state with particularity the grounds for the objection, and shall be filed with the Court, in electronic format, by utilizing the Court's electronic case filing system at: <https://ecf.nyeb.uscourts.gov/>, or if the same cannot be filed electronically, by manually filing same with the Clerk of the Court together with a CD-ROM containing same in Word and PDF format, with a hard copy provided to the Clerk of the Court's Office at the Bankruptcy Court, Conrad B. Duberstein U.S. Courthouse, 271-C Cadman Plaza East, Suite 1595, Brooklyn, NY 11201, and served upon: (a) Garfunkel Wild, P.C., 111 Great Neck Road, 6<sup>th</sup> Floor, Great Neck, New York 11021, Attn: Adam T. Berkowitz, Esq. and Michael D. Goldberg, Esq., proposed counsel for the Debtors; (b) counsel to any committee of unsecured creditors appointed in this case; and (c) the Office of the United States Trustee for the Eastern District of New York, Alexander Hamilton Custom House, One Bowling Green, Suite 510, New York, New York 10004, Attn: Jeremy S. Sussman, Esq. (the "**Notice Parties**"), so as to be actually received by the Notice Parties by no later than **April 3, 2024 at 4:00 p.m. (prevailing Eastern Time)**.

**PLEASE TAKE FURTHER NOTICE**, that should any timely objections be filed, a hearing to consider the relief requested in the Application and the objections thereto will be held on **April 10, 2024 at 2:30 p.m. (prevailing Eastern Time) (the "**Hearing**")**, before the Honorable Jil Mazer-Marino, United States Bankruptcy Judge for the Eastern District of New York, at the Conrad B. Duberstein U.S. Courthouse, 271-C Cadman Plaza East, Suite 1595, Brooklyn, NY 11201. The Hearing on the Application, if held, may be held in person, by phone,

or by videoconference. Regardless of whether you intend to appear in person, by phone, or by videoconference, those intending to appear at the Hearing on the Application, if held, must register with eCourt Appearances no later than two (2) days prior to the Hearing. The phone number or video link for the Hearing will be emailed only to those that register with eCourt Appearances in advance of the final hearing. Instructions for registering with eCourt Appearances can be found at <https://www.nyeb.uscourts.gov/node/2126>. If you do not have internet access or are otherwise unable to register with eCourt Appearances, you may call or email Judge Mazer-Marino's courtroom deputy for instructions at (347) 394-1844, [JMM\\_Hearings@nyeb.uscourts.gov](mailto:JMM_Hearings@nyeb.uscourts.gov).

**PLEASE TAKE FURTHER NOTICE** that the Hearing, if any, on the Application may be adjourned from time to time without further notice except as announced in open court at the Hearing, if held, or at any adjourned hearing.

Dated: Great Neck, New York  
March 15, 2024

**GARFUNKEL WILD, P.C.**

By: /s/ Adam T. Berkowitz  
Adam T. Berkowitz, Esq.  
Michael D. Goldberg, Esq.  
111 Great Neck Road  
Great Neck, New York 11021  
Telephone: (516) 393-2200  
Facsimile: (516) 466-5964

*Proposed Attorneys for Debtor  
and Debtor-in-Possession*

**Exhibit A**

**Proposed Order**

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK**

-----X  
In re:

SHELTERING ARMS CHILDREN AND  
FAMILY SERVICES, INC.

Chapter 11

Case No. 24-41037 (JMM)

Debtor.  
-----X

**ORDER AUTHORIZING EMPLOYMENT AND RETENTION OF  
GENERAL BANKRUPTCY COUNSEL FOR THE DEBTOR**

Upon the application (EFC No. 31, the “**Application**”) of Sheltering Arms Children and Family Services, Inc., the above-captioned debtor and debtor-in-possession (the “Debtor”), for entry an order, pursuant to section 327(a) of title 11 of the United States Code (the “Bankruptcy Code”) and Rules 2014 and 2016(b) of the Federal Rules of Bankruptcy Procedure, authorizing the employment of Garfunkel Wild, P.C. (“**GW**”) as general bankruptcy counsel to the Debtor; and upon the statement, declaration or affidavit of Adam T. Berkowitz, Esq., which is annexed to the Application (the “**Declaration**”); and it appearing that GW is a “disinterested person” within the meaning of sections 101(14) and 327 of the Bankruptcy Code and does not hold or represent any interest adverse to the Debtor’s estate; and this Court having determined that employment of GW by the Debtor is in the best interests of the Debtor, its estate and its creditors; and adequate notice of the Application having been given; and after due deliberation and sufficient cause appearing therefor; it is hereby

ORDERED, that pursuant to section 327(a) of the Bankruptcy Code and Bankruptcy Rule 2014, the Debtor is authorized to employ GW as its general bankruptcy counsel, effective as of the Petition Date; and it is further

ORDERED, that to the extent the Application or Declaration is inconsistent with this Order, the terms of this Order shall govern; and it is further

ORDERED, that GW shall seek compensation for its services and reimbursement of its expenses upon application to the Court, and upon notice and a hearing, pursuant to 11 U.S.C. §§ 330 and 331, Bankruptcy Rule 2016, E.D.N.Y.L.B.R.2016 and the Guidelines of the Office of the United States Trustee; and it is further

ORDERED, that GW shall apply the remaining amount of any pre-petition retainer as a credit towards post-petition fees and expenses, after such post-petition fees and expenses are first approved pursuant to order the Court; and it is further

ORDERED, that prior to any increases in GW's rates, GW shall file a supplemental affidavit with the Court and provide ten business days' notice to the Debtor, the United States Trustee and any official committee, which supplemental affidavit shall explain the basis for the requested rate increases in accordance with Section 330(a)(3)(F) of the Bankruptcy Code and state whether the Debtor has consented to the rate increase. The United States Trustee retains all rights to object to any rate increase on all grounds including, but not limited to, the reasonableness standard provided for in section 330 of the Bankruptcy Code, and all rates and rate increases are subject to review by the Court; and it is further

*[Remainder of Page Intentionally Left Blank]*

ORDERED, that, notwithstanding any provision to the contrary in the Application or the Declaration, the Court may retain jurisdiction to hear and to determine all matters arising from or related to implementation of this Order.

**NO OBJECTION:**  
**WILLIAM K HARRINGTON**  
**UNITED STATES TRUSTEE, REGION 2**

By: \_\_\_\_\_

Jeremy S. Sussman  
Trial Attorney  
Office of the United States Trustee  
201 Varick Street, Suite 1006  
New York, New York 10014  
(202) 573-6935

Dated: New York, New York  
\_\_\_\_\_, 2024