



Order Filed on July 10, 2024  
by Clerk,  
U.S. Bankruptcy Court  
District of New Jersey

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY  
**Caption in Compliance with D.N.J. LBR 9004-1**

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In re:

SAM ASH MUSIC CORPORATION, *et al.*

Debtors.<sup>1</sup>

Chapter 11

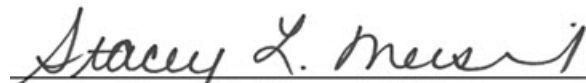
Case No. 24-14727 (SLM)

(Jointly Administered)

**STIPULATION AND CONSENT ORDER MODIFYING FINAL ORDER PURSUANT  
TO 11 U.S.C. §§ 105, 361, 362, 363, 364, 503, 506, AND 507 AND FED. R. BANKR. P. 2002,  
4001, 6003, 6004 AND 9014 (I) AUTHORIZING DEBTORS TO OBTAIN POST-  
PETITION FINANCING, (II) GRANTING LIENS AND SUPERPRIORITY CLAIMS,  
(III) AUTHORIZING USE OF CASH COLLATERAL, (IV) MODIFYING THE  
AUTOMATIC STAY, AND (V) GRANTING RELATED RELIEF**

The relief set forth on the following pages, numbered two (2) through three (3), is hereby  
**ORDERED.**

**DATED: July 10, 2024**

  
Honorable Stacey L. Meisel  
United States Bankruptcy Judge

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: Sam Ash Music Corporation (3915); Samson Technologies Corp. (4062); Sam Ash Megastores, LLC (9955); Sam Ash California Megastores, LLC (3598); Sam Ash Florida Megastores, LLC (7276); Sam Ash Illinois Megastores, LLC (8966); Sam Ash Nevada Megastores, LLC (6399); Sam Ash New York Megastores, LLC (7753); Sam Ash New Jersey Megastores, LLC (8788); Sam Ash CT, LLC (5932); Sam Ash Music Marketing, LLC (2024); and Sam Ash Quikship Corp. (7410). The location of Lenders Sam Ash Music Corporation's principal place of business is 278 Duffy Avenue, P.O. Box 9047, Hicksville, NY 11802.

This stipulation and consent order (the “Stipulation”) is entered into by and among the debtors and debtors in possession in the above-captioned chapter 11 cases (collectively, the “Debtors”), Tiger Finance, LLC (“Tiger”) and the Official Committee of Unsecured Creditors (the “UCC” and together with the Debtors and Tiger, collectively, the “Parties”), as of the date set forth below, to modify the *FINAL ORDER PURSUANT TO 11 U.S.C. §§ 105, 361, 362, 363, 364, 503, 506, AND 507 AND FED. R. BANKR. P. 2002, 4001, 6003, 6004 AND 9014 (I) AUTHORIZING DEBTORS TO OBTAIN POST-PETITION FINANCING, (II) GRANTING LIENS AND SUPERPRIORITY CLAIMS, (III) AUTHORIZING USE OF CASH COLLATERAL, (IV) MODIFYING THE AUTOMATIC STAY, AND (V) GRANTING RELATED RELIEF* [ECF No. 203] (the “Final DIP Order”).

### **RECITALS**

**WHEREAS**, on May 8, 2024 (the “Petition Date”), each of the Debtors filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101 *et seq.* (the “Bankruptcy Code”) commencing these cases (the “Chapter 11 Cases”) in the United States Bankruptcy Court for the District of New Jersey (the “Bankruptcy Court”); and

**WHEREAS**, on the Petition Date, the Debtors filed its *Motion For Entry Of Interim And Final Orders (I) Authorizing The Debtors To Obtain Postpetition Financing, (II) Authorizing Use Of Cash Collateral And Affording Adequate Protection; (III) Granting Liens And Providing Superpriority Administrative Expense Status; (IV) Modifying Automatic Stay; (V) Scheduling A Final Hearing; And (VI) Granting Related Relief* [ECF No. 15] (the “DIP Motion”); and

**WHEREAS**, the Court convened a hearing on the DIP Motion on May 10, 2024, and entered an order approving the DIP Motion [ECF No. 49] (the “Interim DIP Order”) on an interim basis, and scheduled a final hearing on the DIP Motion; and

**WHEREAS**, the Court held a final hearing on the DIP Motion on June 5, 2024 and on that same date, entered the Final DIP Order; and

**WHEREAS**, the Final DIP Order at ¶ 25 sets forth a July 30, 2024 deadline for the UCC to commence a Challenge Proceeding (as defined in the Final DIP Order); and

**WHEREAS**, the Parties agree that it is in the best interests of the Parties and these Chapter 11 Estates to consensually modify the terms of the Final DIP Order to extend the July 30, 2024 deadline for the UCC to commence a Challenge Proceeding to August 16, 2024;

**NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED**, by and among the Parties, through their undersigned counsel, as follows:

1. The recitals set forth above are hereby made an integral part of the Parties' Stipulation and are incorporated herein.
2. Paragraph 25 of the Final DIP Order shall be modified to extend the July 30, 2024 deadline for the UCC to commence a Challenge Proceeding to August 16, 2024. This extension is without prejudice to further extensions on consent of the Parties and Court approval.
3. Except for the modification of ¶ 25 as set forth herein, the Final DIP Order remains unchanged and in full force and effect.
4. This Stipulation constitutes the entire agreement between the Parties with respect to the subject matter hereof, and supersedes any prior agreements and understandings, both written and oral, thereof.
5. This Stipulation may be executed by the Parties in any number of original or facsimile or electronic counterparts, each of which shall be deemed an original.
6. The Parties acknowledge and agree that the Bankruptcy Court shall retain jurisdiction with respect to all disputes or controversies arising from or related to this Stipulation.

Dated: July 10, 2024

/s/ Ryan T. Jareck

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