

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION
www.flsb.uscourts.gov

In re:

Chapter 11

1 GLOBAL CAPITAL LLC, *et al.*,¹

Case No. 18-19121-RAM

Debtors.

(Jointly Administered)

**SUMMARY OF FIFTH INTERIM AND FINAL FEE APPLICATION OF
GREENBERG TRAURIG, LLP AS COUNSEL FOR
THE LIQUIDATING TRUSTEE**

| | |
|-----------------------------------------------------------|--------------------------------------------------------------------|
| 1. Name of Applicant: | Greenberg Traurig, LLP |
| 2. Role of Applicant: | Counsel for the Liquidating Trustee |
| 3. Name of Certifying Professional: | Stephen Mendelsohn |
| 4. Date case filed: | July 27, 2018 |
| 5. Date of Retention Order: | February 26, 2020 [<i>Nunc Pro Tunc</i> to the Effective Date] |
| IF INTERIM APPLICATION, COMPLETE 6, 7 AND 8 BELOW: | |
| 6. Period for this Application: | December 1, 2021 through August 31, 2024 |
| 7. Amount of Compensation Sought: | \$9,916.80 ² |
| 8. Amount of Expense Reimbursement Sought: | \$0.00 |

¹The Debtors in the Chapter 11 Cases, along with the business addresses and the last four (4) digits of each Debtor's federal tax identification number, if applicable, are: 1 GC Collections, c/o Development Specialists, Inc., 500 East Broward Blvd., Suite 1700, Fort Lauderdale, Florida 33394 (9517); and 1 West Collections, c/o Development Specialists, Inc., 500 East Broward Blvd., Suite 1700, Fort Lauderdale, Florida 33309 (1711).

²This amount includes fees in the amount of \$8,499.60, still pending from the first interim fee application, for services relating to the SEC's objections to PBYA's fee application and Greenberg Traurig's fee application. Greenberg Traurig did not seek approval and/or payment of these fees in prior Applications and is addressing same in this Application, as appropriate.

| IF FINAL APPLICATION, COMPLETE 9 AND 10 BELOW: | |
|-------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|
| 9. Total Amount of Compensation Sought during case: | \$629,131.50 |
| 10. Total Amount of Expense Reimbursement Sought during case: | \$11,996.57 |
| 11. Amount of Original Retainer (s) Please disclose both Fee Retainer and Cost Retainer if such a Retainer has been received: | \$0.00 |
| 12. Current Balance of Retainer(s) remaining: | \$0.00 |
| 13. Last Post-Confirmation Monthly Operating Report: | July 1, 2024 – September 30, 2024 ECF No. 3077 |
| 14. If case is Chapter 11, current funds in the Chapter 11 estate: | \$4,228,142 ³ |
| 15. If case is Chapter 7, current funds held by Chapter 7 trustee: | N/A |

³ Amount as of September 30, 2024, per the Post-Confirmation Monthly Operating Report for the Period from September 1, 2024 through September 30, 2024.

FEE APPLICATION SUMMARY CHART

| REQUEST | | | | | APPROVAL | | | | PAID | | HOLDBACK | |
|-------------------|--------------|-------------------------------|-----------------------|---------------------------|---------------------|--------------|----------------------|--------------------------|------------------|----------------------|----------------------|--------------------------|
| Date Filed | ECF # | Period Covered | Fees Requested | Expenses Requested | Date Ordered | ECF # | Fees Approved | Expenses Approved | Fees Paid | Expenses Paid | Fees Holdback | Expenses Holdback |
| 06/30/2020 | 2339 | 11/21/2019 - 05/31/2020 | \$470,470.50 | \$4,258.72 | 07/29/2020 | 2358 | \$446,946.98 | \$4,258.72 | \$446,946.98 | \$4,258.72 | \$23,523.52 | \$0.00 |
| 10/04/2020 | 2418 | 06/01/2020 - 11/30/2020 | \$113,838.60 | \$3,980.95 | 12/21/2020 | 2443 | \$113,838.60 | \$3,980.95 | \$113,838.60 | \$3,980.95 | \$0.00 | \$0.00 |
| 06/11/2021 | 2525 | 12/01/2020- 05/31/2021 | \$29,600.60 | \$3,742.30 | 07/09/2021 | 2550 | \$29,600.60 | \$3,742.30 | \$29,600.60 | \$3,742.30 | \$0.00 | \$0.00 |
| 12/17/2021 | 2748 | 06/01/2021 -11/30/2021 | \$5,305.00 | \$14.60 | 01/21/2022 | 2783 | \$5,305.00 | \$14.60 | \$5,305.00 | \$14.60 | \$0.00 | \$0.00 |

SUMMARY OF FEES REQUESTED / FEES APPROVED

| Period | Fees Requested | Expenses Requested | Total Requested | Total Approved | Pending Approval |
|-----------------------|-------------------------|---------------------------|------------------------|-----------------------|-------------------------|
| First Interim Period | \$470,470.50 | \$4,258.72 | \$474,729.22 | \$451,205.70 | \$23,523.52 |
| Second Interim Period | \$113,838.60 | \$3,980.95 | \$117,819.55 | \$117,819.55 | \$0.00 |
| Third Interim Period | \$29,600.60 | \$3,742.30 | \$33,342.90 | \$33,342.90 | \$0.00 |
| Fourth Interim Period | \$5,305.00 | \$14.60 | \$5,319.60 | \$5,319.60 | \$0.00 |
| Fifth Interim Period | \$9,916.80 ¹ | \$0.00 | \$9,916.80 | \$0.00 | \$9,916.80 |
| Total | \$629,131.50 | \$11,996.57 | \$641,128.07 | \$607,687.75 | \$33,440.32 |

¹ This amount includes fees in the amount of \$8,499.60, still pending from the first interim fee application, for services relating to the SEC's objections to PBYA's fee application and Greenberg Traurig's fee application. Greenberg Traurig did not seek approval and/or payment of these fees in prior Applications and is addressing same in this Application, as appropriate.

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

www.flsb.uscourts.gov

In re:

Chapter 11

1 GC COLLECTIONS, *et al.*,¹

Case No. 18-19121-RAM

Debtors.

(Jointly Administered)

_____/

**FIFTH INTERIM AND FINAL APPLICATION OF
GREENBERG TRAURIG, LLP AS COUNSEL
FOR THE LIQUIDATING TRUSTEE**

Greenberg Traurig, LLP (“**Greenberg Traurig**”), counsel to the Liquidating Trustee, applies for interim and final compensation for fees for services rendered and reimbursement for costs incurred in these Chapter 11 cases. This application is filed pursuant to 11 U.S.C. §§ 330 and 331, Bankruptcy Rule 2016, Local Rule 2016-1, this Court’s *Order Granting Motion of the Liquidating Trustee for Entry of an Order Modifying Procedures for Monthly, Interim, and Final Compensation and Reimbursement of Expenses of Professionals and Affirming that Such Procedures as Modified Shall Apply to Professionals Retained by the Liquidating Trustee* [ECF No. 2253], and the *First Amended Joint Plan of Liquidation of 1 Global Capital LLC and 1 West Capital LLC Under Chapter 11 of the Bankruptcy Code Proposed by the Debtors and the Official Committee of Unsecured Creditors* [ECF No. 1197 – Exhibit A] (the “**Plan**”),² and meets all of the requirements set forth in the Guidelines incorporated in Local Rule 2016-1(B)(1). The exhibits attached to this application, pursuant to the Guidelines, are:

¹ The Debtors in the Chapter 11 Cases, along with the business addresses and the last four (4) digits of each Debtor’s federal tax identification number, if applicable, are: 1 GC Collections, c/o Development Specialists, Inc., 500 East Broward Blvd., Suite 1700, Fort Lauderdale, Florida 33394 (9517); and 1 West Collections, c/o Development Specialists, Inc., 500 East Broward Blvd., Suite 1700, Fort Lauderdale, Florida 33309 (1711).

² All capitalized terms used in the Application but not defined herein shall have the meanings set forth for such terms in the Plan.

Exhibits “1-A” and “1-B” - Summary of Professional and Paraprofessional Time.

Exhibit “2” - Summary of Requested Reimbursements of Expenses

Exhibit “3” - The applicant’s complete time records, in chronological order, by activity code category, for the time period covered by this application. The requested fees are itemized to the tenth of an hour.

Exhibit “4” - The applicant’s detailed expense records for the time period covered by this application.

As explained more fully below, Greenberg Traurig believes that the requested compensation of \$9,916.80 for the Fifth Interim Period (as defined below), and \$629,131.50 for the Entire Case (as defined below), is reasonable considering the twelve factors enumerated in Johnson v. Georgia Highway Express, Inc., 488 F.2d 714 (5th Cir. 1974), made applicable to bankruptcy proceedings by In re First Colonial Corp. of America, 544 F.2d 1291 (5th Cir. 1977), as follows:

Background

1. On July 27, 2018 (the “**Petition Date**”), 1 Global Capital LLC and 1 West Capital LLC (collectively, the “**Debtors**”) commenced the above-captioned bankruptcy cases (the “**Chapter 11 Cases**”) by filing voluntary petitions for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101–1532 (the “**Bankruptcy Code**”), in the United States Bankruptcy Court for the Southern District of Florida (the “**Court**”).

2. On July 22, 2019, the Debtors and the Official Committee of Unsecured Creditors filed the Plan.

3. On September 20, 2019, the Court entered the *Order Confirming First Amended Joint Plan of Liquidation of 1 Global Capital LLC and 1 West Capital LLC Under Chapter 11 of the Bankruptcy Code Proposed by the Debtors and the Official Committee of Unsecured Creditors* [ECF No. 1197] (the “**Confirmation Order**”), confirming the Plan, directing the execution of the

1 GC Collections Creditors' Liquidating Trust Agreement (the "**Liquidating Trust Agreement**"), and approving the appointment of the Liquidating Trustee as the liquidating trustee of the Trust.

4. On November 21, 2019, the Effective Date of the Plan occurred. *See Notice of (A) Effective Date of Chapter 11 Plan and (B) Administrative Claims Bar Date* [ECF No. 1586].

5. Pursuant to the Liquidating Trust Agreement, the Liquidating Trustee may retain attorneys, financial advisors, accountants or other professionals and employees. Liquidating Trust Agreement ¶ 3.9. Any such retention shall be made upon application to the Court in accordance with Rule 2014 of the Federal Rules of Bankruptcy Procedure. *Id.*

6. On February 26, 2020, this Court entered an order authorizing the employment and retention of Greenberg Traurig as counsel for the Liquidating Trustee in these cases *nunc pro tunc* to the Effective Date, November 21, 2019 [ECF No. 2252].

7. Greenberg Traurig previously filed four interim fee applications, as summarized in the Fee Application Summary Chart, which include detailed time entries and expenses as required by the Guidelines for Fee Applications for Professionals in the Southern District of Florida in Bankruptcy Cases, for the period from November 21, 2019 through November 30, 2021. By this Application, Greenberg Traurig respectfully requests this Court enter an Order (i) allowing and approving final compensation to Greenberg Traurig and (ii) directing the Liquidating Trustee to remit payment to Greenberg Traurig in the total amount of \$33,440.32.

Jurisdiction, Venue and Predicates for Relief

8. The Court has jurisdiction over this Application pursuant to 28 U.S.C. §§ 157 and 1334. Venue is proper in this district pursuant to 28 U.S.C. § 1408. This matter is core within the meaning of 28 U.S.C. § 157(b)(2).

9. The statutory predicates for the relief sought herein are sections 330 and 331 of the Bankruptcy Code, Bankruptcy Rule 2016, and Local Rule 2016-1.

Summary of Services Rendered

10. This Application is the fifth interim and final application for compensation for services rendered and reimbursement of expenses incurred filed by Greenberg Traurig, as counsel for the Liquidating Trustee, in these cases. In connection with the professional services described below, by this Application, Greenberg Traurig seeks Court approval of compensation in the amount of \$9,916.80 and \$0.00 for reimbursement of expenses incurred for the period from December 1, 2021 through August 31, 2024 (the “**Fifth Interim Period**”), and final allowance, award and payment of \$629,131.50 for services rendered and \$11,996.57 for reimbursement of expenses incurred for the period from November 21, 2019 through August 31, 2024 (the “**Entire Case**”).

11. A detailed recitation of each and every item of professional services that Greenberg Traurig performed during the Fifth Interim Period and throughout the Entire Case would unduly burden the Court. The following summaries are therefore intended to highlight the areas in which services were rendered throughout the Entire Case, with more specific summaries for the services rendered during the Fifth Interim Period. As more fully described in the attached exhibits, these services included, but were not limited to, the following:

a) Asset Analysis and Recovery

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 11.80 hours; \$5,807.80 in fees

This category includes services relating to asset analysis and recovery, including but not limited to reviewing policy endorsements, researching class action settlement payment process and background for complaints and arbitrators, and preparing proofs of claim in various bankruptcies.

b) Asset Disposition

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 2.80 hours; \$1,131.20 in fees

This category includes services relating to asset disposition, including but not limited to analyzing final claims and distribution report; communications regarding distribution issues and transition of bank accounts; analyzing and revising confidentiality agreement with potential purchaser; preparing NDA for JNR Collects regarding potential sale of MCA portfolio; and drafting letters to creditors regarding distributions.

c) Business Operations

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 52.70 hours; \$25,955.20 in fees

This category includes services relating to business operations, including but not limited to communications regarding distributions, multiple liquidating trust matters, quarterly reporting, office space, server move, KERP and OCP issues; drafting correspondence to investors and brokers regarding distributions; drafting employee termination letter; reviewing sunbiz.org corporate information; and preparing distribution FAQs.

d) Case Administration

Fifth Interim Period: 0.80 hours; \$387.20 in fees

Entire Case: 68.10 hours; \$25,330.20 in fees

This category includes services relating to general case administration issues, including but not limited to communications regarding various case matters; reviewing information pertaining to fictitious name registration; analyzing plan; revising of articles of incorporation; reviewing annual reports; reviewing numerous ECF notices, docket and pleadings;

preparing letters regarding agent distribution; and attendance at weekly telephonic meetings with Liquidating Trustee.

e) Claims Administration and Objections

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 57.60 hours; \$25,876.80 in fees

This category includes services relating to claims administration and objections, including but not limited to communications regarding claim objections and distributions, reviewing status of claim objections, reviewing settlement agreements with various creditors, and preparing motion to extend deadline to object to claims.

f) Employee Benefits / Pensions

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 2.40 hours; \$672.00 in fees

This category includes services relating to employee benefits, including but not limited to drafting of KEIP/KERP motion, motion to shorten notice and motion to seal.

g) Stay Relief

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: .60 hours; \$285.60 in fees

This category includes services relating to stay relief issues, including but not limited to reviewing and responding to request for relief from stay regarding Merchant Cash Advance.

h) Litigation Matters

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 912.20 hours; \$423,980.70 in fees

This category includes the prosecution of cases by the Liquidating Trust against numerous merchants and guarantors for breaches of Merchant Agreements, and in one case for fraudulent transfers. All cases prosecuted by Greenberg Traurig have been settled or the defendants have filed for bankruptcy protection and proofs of claim have been filed.

i) Plan & Disclosure Statement

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 10.90 hours; \$3,710.00 in fees

This category includes services relating to the plan and disclosure statement, including but not limited to preparing notice of effective date and notice of filing liquidating trust agreement, reviewing plan implementation memo and analyzing various plan provisions regarding post-confirmation requirements.

j) Fee/Employment Applications

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 66.40 hours; \$24,535.60 in fees

This category includes services relating to fee and employment applications, including but not limited to communications regarding retention of professionals after the Effective Date, preparing monthly fee statements for Greenberg Traurig and other professionals, preparing supplemental final fee applications for Greenberg Traurig, reviewing post-confirmation retention applications for various professionals, and preparing motion and order

regarding modification of procedures for compensation of professionals retained by the Liquidating Trustee.

k) GT Fee Objections

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 1.50 hours; \$870.00 in fees

This category includes services relating to objections to Greenberg Traurig fees, including but not limited to review of SEC's objections to Greenberg Traurig fees and communications regarding same. Greenberg Traurig did not seek compensation for these services in prior fee applications and deferred this work until this final fee application.

l) Avoidance of Transfers

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: .20 hours; \$95.20 in fees

This category includes services relating to avoidance of transfers, including but not limited to reviewing 90-day preference exposure for certain agents.

m) Creditors' Committee – General

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 8.20 hours; \$3,419.60 in fees

This category includes services relating to general creditors' committee issues, including but not limited to analyzing liquidating trust agreement to determine rights of Oversight Committee, preparing memorandum regarding powers and duties of Oversight Committee, and communications regarding same.

n) Creditor Inquiries

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 39.50 hours; \$14,212.00 in fees

This category includes services relating to creditor inquiries, including but not limited to responding to creditor inquiries regarding effective date and distributions.

o) Court Hearings

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 53.00 hours; \$22,428.40 in fees

This category includes services relating to court hearings, including but not limited to communications regarding court hearings and preparing for and attending same.

p) Sale of Property

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 7.00 hours; \$3,147.20 in fees

This category includes services relating to the sale of property, including but not limited to communications regarding sale process for certain MCAs, reviewing and analyzing salability of MCAs and MCA agreements, researching deed of trust, and preparing form of confidentiality agreement for potential sale process for certain Liquidating Trust assets.

q) Miscellaneous Matters

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 3.70 hours; \$1,682.40 in fees

This category includes services relating to miscellaneous matters, including but not limited to communications regarding CA deed of trust and reviewing settlement agreement for same and research regarding F. Pena for preparation of complaint.

r) SEC Matters

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 66.10 hours; \$25,607.20 in fees

This category includes services relating to SEC matters, including but not limited to communications with Liquidating Trustee and others regarding receivership claims process, scope of receiver's release and FTI invoices, analyzing documents in preparation for hearings, reviewing draft documents for SEC receivership claims process, reviewing S. Schwartz criminal information, and preparing proof of claim against the SEC receivership. Greenberg Traurig is did not seek compensation for its review and comments to the SEC's motion objecting to PBYA's fee application and has deferred its request for compensation for this work until this final fee application.

s) Tax Matters

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 14.40 hours; \$9,364.20 in fees

This category includes services relating to tax matters, including but not limited to communications regarding tax issues with making distributions to IRAs and forms 1099, drafting letter to investors requesting tax information, and researching IRA payment issues.

t) Compliance with U.S. Trustee Guidelines

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 6.10 hours; \$2,002.00 in fees

This category includes services relating to compliance with U.S. Trustee guidelines, including but not limited to reviewing monthly operating reports.

u) WARN Act Matters

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: .30 hours; \$174.00 in fees

This category includes services relating to WARN Act Matters.

v) Retention

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 14.40 hours; \$4,971.20 in fees

This category includes services relating to retention of Liquidating Trustee professionals post-confirmation, including but not limited to reviewing and revising retention applications.

w) Other Contested Matters

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: .60 hours; \$348.00 in fees

This category includes services relating to other contested matters.

x) Analysis / Strategy

Fifth Interim Period: 0.00 hours; \$0.00 in fees

Entire Case: 4.70 hours; \$3,525.00 in fees

This category includes services relating to analysis of grantor-beneficiary abandoning interest in liquidating trust.

12. The professional services that Greenberg Traurig rendered as counsel to the Liquidating Trustee during the Fifth Interim Period included, but were not limited to, the following:

- a) providing legal advice with respect to the Liquidating Trustee's powers and duties as Liquidating Trustee under the terms of the Liquidating Trust;

- b) negotiating, drafting, and pursuing all documentation necessary in the administration of the Trust;
- c) preparing on behalf of the Liquidating Trustee applications, motions, answers, orders, reports, and other legal papers necessary to the administration of the Trust;
- d) appearing in Court and protecting the interests of the Liquidating Trustee before the Court;
- e) assisting with any disposition of the Trust assets, by sale or otherwise;
- f) attending meetings and negotiating with representatives of creditors, the United States Trustee, the United States Attorney's Office, the Securities and Exchange Commission and other parties-in-interest;
- g) providing legal advice regarding bankruptcy law, corporate law, corporate governance, securities, employment, transactional, tax, labor, litigation, intellectual property and other issues to the Liquidating Trustee in connection with the administration of the Trust; and
- h) taking all necessary actions, including prosecuting actions on the Liquidating Trustee's behalf, defending any action commenced against the Liquidating Trustee, and representing the Liquidating Trustee in negotiations concerning litigation in which the Liquidating Trustee is involved; and
- i) performing other legal services for, and providing other necessary legal advice to, the Liquidating Trustee, which may be necessary and proper.

Factors to be Considered

The Time and Labor Required: The detailed time records of services rendered, attached hereto as Exhibit "3", show that the professionals and paraprofessionals of Greenberg Traurig devoted 3.10 hours of time in the representation of the Liquidating Trustee during the Fifth Interim Period and 1,405.20 hours of time during the Entire Case. In circumstances where the expertise and judgment of an attorney were not required, responsibilities were delegated to paralegals. The services rendered were performed within a reasonable amount of time commensurate with the complexity, importance and nature of the problem, issue or task addressed. Greenberg Traurig submits that whether viewed individually as to each of the tasks or collectively

as a whole, the time expended and fees incurred during the Fifth Interim Period and the Entire Case have been reasonable and efficient to accomplish the needs of these cases.

The Novelty and Difficulty of the Services Rendered: Greenberg Traurig assisted the Liquidating Trustee in addressing a number of complex legal and business issues raised during the pendency of these Chapter 11 cases, requiring in-depth knowledge of bankruptcy law, corporate law and securities law, among other areas. Such legal questions arising in the representation of the Liquidating Trustee have required the exercise of skill by experienced counsel in a variety of legal disciplines.

The Skill Requisite to Perform the Services Properly: Greenberg Traurig was able to draw upon resources within the firm to provide all of the legal services rendered to the Liquidating Trustee in the multiple areas of law recited in the preceding paragraph.

The Preclusion of Other Employment by the Professional Due to the Acceptance of the Case: Greenberg Traurig is aware of no other employment which was precluded as a result of its accepting this case, though the attorneys assigned to these cases were limited in their ability to generate other business due to their active involvement in and focus on these cases.

The Customary Fee: The rates charged by the participating attorneys and paralegals as set forth in Exhibits “1-A” and “1-B” are within the range charged by such professionals of similar skill and reputation in their respective jurisdictions and their respective fields of practice. The blended billable rate of \$566.67 per hour for the professionals and paraprofessionals working on these cases during the Fifth Interim Period³, and \$447.72 during the Entire Case is less than the rates customarily charged by Greenberg Traurig for similar cases. In all instances care was taken to avoid duplication of effort, and much of the work initially performed by senior attorneys was

³ Includes pending amount from First Interim Period.

gradually delegated to more junior attorneys billing at lower hourly rates. In addition, as noted in its retention application, at the outset of its engagement, in light of the public interest surrounding these Chapter 11 Cases, Greenberg Traurig agreed with the Liquidating Trustee, solely in and for purposes of these cases, to reduce its customary hourly rates for 2018⁴ for all timekeepers by 20%, with a maximum hourly rate of \$750.00.

Whether the Fee is Fixed or Contingent: The Applicant's compensation in this matter is subject to and contingent upon approval of the Court, a factor which militates in favor of a fee in the amount requested. The amount requested is consistent with the fee that the Applicant would charge its clients in other cases in which fees are payable on a monthly basis without the requirement of application to and approval by any court, except as indicated in the preceding paragraph.

Time Limitations Imposed by the Client or Other Circumstances: The immediate nature of matters involved in these cases required Greenberg Traurig's attorneys to devote a substantial amount of their time to handle matters concerning the Chapter 11 estate. In the course of providing the services covered in this Application, Greenberg Traurig attorneys consistently responded to the Debtors' needs on an expedited basis. Simply stated, these cases required Greenberg Traurig to devote substantial time on an urgent basis to a great number of issues within a highly compressed period of time.

The Experience, Reputation, and Ability of the Professional: Greenberg Traurig is an established law firm having extensive experience and knowledge in the field of debtor and creditor rights and business reorganizations under chapter 11 of the Bankruptcy Code.

⁴ Greenberg Traurig will use 2018 rates for the life of this matter, and will not adjust rates based on any annual rate changes by the firm.

The Undesirability of the Case: Greenberg Traurig did not find it undesirable to represent the Liquidating Trustee in these cases or any other reputable party in any form of bankruptcy proceeding, based upon the understanding that reasonable compensation will be awarded for fees and expenses incurred during the course of representation.

The Nature and Length of the Professional Relationship of the Client: Greenberg Traurig has not previously provided legal services to the Liquidating Trustee.

Awards in Similar Cases: The amount requested by the Applicant is reasonable in terms of awards in cases of similar magnitude and complexity. The compensation that the Applicant requests comports with the mandate of the Bankruptcy Code, which directs that services be evaluated in light of comparable services performed in non-bankruptcy cases in the community. The fees requested by the Applicant reflect an average hourly rate of approximately \$457.16 during the Fifth Interim Period and \$447.72 for the Entire Case. Considering the results obtained thus far in these cases and the complexity of the issues addressed during the period covered by this Application, this rate is appropriate.

Summary of Expenses

13. Greenberg Traurig incurred or disbursed actual and necessary costs and expenses related to these cases in the aggregate amount of \$0.00 during the Fifth Interim Period and \$11,996.57 during the Entire Case. The expenses incurred include, among other things, business meals, color copies, conference calls, messenger services, overnight mail charges, travel related expenses, in-house and off-site photocopying charges, research charges, and filing fees. A detailed description of the necessary costs and expenses incurred by Greenberg Traurig is attached hereto as Exhibit “4”.

14. Pursuant to Local Rule 2016-1(B)(1) and the Guidelines for Fee Applications for Professionals in the Southern District of Florida in Bankruptcy Cases, Greenberg Traurig

represents as follows with regard to its charges for actual and necessary costs and expenses incurred during the Interim Application Period:

a) Copy Charges were \$.15 per page, which charge is reasonable and customary in the legal industry and represents the costs of copy material, acquisition, maintenance, storage and operation of copy machines, together with a margin for recovery of related expenditures. In addition, Greenberg Traurig often utilizes outside copier services for high volume projects, and this Application seeks the recovery of those costs, if applicable:

b) Incoming facsimiles are not billed;

c) Out-going facsimiles are billed at the rate of \$1.00 per page. The cost represents operator time, maintaining several dedicated facsimile telephone lines, supplies and equipment, and includes a margin for recovery of related expenditures; and

d) Toll telephone charges are not billed.

WHEREFORE, Greenberg Traurig requests that upon due consideration of the foregoing facts and circumstances, the Court enter an Order (a) granting this Application; (b) allowing and awarding compensation of fees in the amount of \$9,916.80⁵ and reimbursement of expenses in the amount of \$0.00 for the Fifth Interim Period; (c) allowing and awarding on a final basis compensation of fees in the amount of \$629,131.50 and expenses in the amount of \$11,996.57 for the Entire Case; (d) authorizing immediate payment of amounts so allowed and awarded less payments that have previously been made to Greenberg Traurig by the Liquidating Trustee; (e) directing the Liquidating Trustee to pay Greenberg Traurig the balance due of \$33,440.32 in

⁵ This amount includes fees in the amount of \$8,499.60, still pending from the first interim fee application, for services relating to the SEC's objections to PBYA's fee application and Greenberg Traurig's fee application.

outstanding fees and expenses, and (f) affording such other and further relief as may be fair and reasonable under the circumstances.

Dated: November 5, 2024

GREENBERG TRAURIG, LLP

/s/ Stephen A. Mendelsohn

Stephen A. Mendelsohn

Fla. Bar No. 849324

mendelsohn@gtlaw.com

333 S.E. 2nd Avenue, Suite 4400

Miami, Florida 33131

Tel: 305 579-0500

Fax: 305 579-0717

Counsel for the Liquidating Trustee

CERTIFICATION

1. I have been designated by Greenberg Traurig, LLP (the “**Applicant**”) as the professional with responsibility in this case for compliance with the “Guidelines for Fee Applications for Professionals in the Southern District of Florida in Bankruptcy Cases” (the “**Guidelines**”).
2. I have read the Applicant’s application for compensation and reimbursement of expenses (the “**Application**”). The application complies with the Guidelines, and the fees and expenses sought fall within the Guidelines, except as specifically noted in this certification and described in the application.
3. The fees and expenses sought are billed at rates and in accordance with practices customarily employed by the Applicant and generally accepted by the Applicant’s clients.
4. In seeking reimbursement for the expenditures described on Exhibit 2, the Applicant is seeking reimbursement only for the actual expenditure and has not marked up the actual cost to provide a profit or to recover the amortized cost of investment in staff time or equipment or capital outlay (except to the extent that the Applicant has elected to charge for in-house photocopies and outgoing facsimile transmissions at the maximum rates permitted by the Guidelines).
5. In seeking reimbursement for any service provided by a third party, the Applicant is seeking reimbursement only for the amount actually paid by the Applicant to the third party.
6. The following are the variances with the provisions of the Guidelines, the date of each court order approving the variance, and the justification for the variance: None.

Dated: November 5, 2024

GREENBERG TRAURIG, LLP

/s/ Stephen A. Mendelsohn

Stephen A. Mendelsohn

Fla. Bar No. 849324

mendelsohnm@gtlaw.com

333 S.E. 2nd Avenue, Suite 4400

Miami, Florida 33131

Tel: 305 579-0500

Fax: 305 579-0717

Counsel for the Liquidating Trustee

Summary of Professional and Paraprofessional Time
Total per Individual for Fifth Interim Application Period

(EXHIBIT “1-A”)

| Name | Shareholder, Associate or Para-professional | Year Licensed | Total Hours | Hourly Rate | Fee |
|--------------------------------------------------------------------------------------------------|----------------------------------------------------|----------------------|--------------------|--------------------|-------------------|
| Stephen A. Mendelsohn | Shareholder | 1984 | 1.50 | \$580.00 | \$870.00 |
| Jed Dwyer | Shareholder | 2013 | .80 | \$484.00 | \$387.20 |
| Totals for Professionals | | | 2.30 | | \$1,257.20 |
| | | | | | |
| Angelina Perez | Assistant | n/a | .80 | \$200.00 | \$160.00 |
| Total for Paraprofessionals | | | .80 | | \$160.00 |
| | | | | | |
| Total all Timekeepers for Fifth Interim Period [December 1, 2021 through August 31, 2024] | | | 3.10 | | \$1,417.20 |
| Total pending from First Interim Period | | | 14.40 | | \$8,499.60 |
| Total Requested | | | 17.50 | | \$9,916.80 |
| Blended Average Hourly Rate | | | | \$566.67 | |

Summary of Professional and Paraprofessional Time
by Activity Code Category for Fifth Interim Application Period

(EXHIBIT “1-B”)

See Attached

**Summary of Professional and
Paraprofessional Time by
Activity Code Category
for Fifth Interim Period**

| | Hours | Rate | Fees |
|----------------------------------------------------------|-------------|------------------------------------------------|-------------------|
| Activity Code 804: Case Administration | | | |
| Jed Dwyer | 0.80 | \$484.00 | \$387.20 |
| Totals for Activity Code 804: Case Administration | 0.80 | | \$387.20 |
| Activity Code 810: Litigation Matters | | | |
| Stephen A. Mendelsohn | 1.50 | \$580.00 | \$870.00 |
| Angelina Perez | 0.80 | \$200.00 | \$160.00 |
| Totals for Activity Code 810: Litigation Matters | 2.30 | | \$1,030.00 |
| Total All Activity Codes | | | |
| | 3.10 | | \$1,417.20 |
| | | Total Pending from First Interim Period | \$8,499.60 |
| | | Total Requested | \$9,916.80 |

**SUMMARY OF EXPENSE REIMBURSEMENT
FOR FIFTH INTERIM PERIOD
REQUESTED BY CATEGORY
EXHIBIT 2**

| Category | Amount |
|-----------------|---------------|
| Total | \$0.00 |

INVOICES RECORDS FOR FIFTH INTERIM PERIOD

EXHIBITS 3 & 4 COMBINED

Invoice No.: 5920569
 Matter No.: 180567.010300

Page 1

Description of Professional Services Rendered:

TASK CODE: 810 LITIGATION MATTERS

| <u>DATE</u> | <u>TIMEKEEPER</u> | <u>DESCRIPTION</u> | <u>HOURS</u> | <u>AMOUNT</u> |
|-------------|-----------------------|--------------------------------------------------------------------------------------------------------------------------|---------------|---------------|
| 02/14/22 | Stephen A. Mendelsohn | Emails with counsel for Platinum and Joseph Luzinski as to settlement of judgment. | 0.20 | 116.00 |
| 02/16/22 | Stephen A. Mendelsohn | Emails with Jo Luzinski and Platinum's counsel Christina Medlock as to compromise. | 0.20 | 116.00 |
| 02/18/22 | Stephen A. Mendelsohn | Emails with Platinum and Joe Luzinski as to settlement payment. | 0.10 | 58.00 |
| 02/25/22 | Stephen A. Mendelsohn | Emails with Joe Luzinski and Christine Medlock counsel for Platinum re: satisfaction of judgment. | 0.20 | 116.00 |
| 02/25/22 | Angelina Perez | Prepare Satisfaction of Judgment regarding Consent Judgment entered against Defendant Platinum Rapid Funding Group, LTD. | 0.80 | 160.00 |
| | | | <hr/> | |
| | | | Total Hours: | 1.50 |
| | | | Total Amount: | \$ 566.00 |

TIMEKEEPER SUMMARY FOR TASK CODE 810,

LITIGATION MATTERS

| <u>Timekeeper Name</u> | <u>Hours Billed</u> | <u>Rate</u> | <u>Total \$ Amount</u> |
|------------------------|---------------------|-------------|------------------------|
| Stephen A. Mendelsohn | 0.70 | 580.00 | 406.00 |
| Angelina Perez | 0.80 | 200.00 | 160.00 |
| Totals: | 1.50 | 377.33 | \$ 566.00 |

Invoice No.: 5920569
Matter No.: 180567.010300

Page 2

Description of Professional Services Rendered**TIMEKEEPER ACTIVITY GRAND TOTAL SUMMARY**

| <u>Timekeeper Name</u> | <u>Hours Billed</u> | <u>Rate</u> | <u>Total \$ Amount</u> |
|------------------------|---------------------|-------------|------------------------|
| Stephen A. Mendelsohn | 0.70 | 580.00 | 406.00 |
| Angelina Perez | 0.80 | 200.00 | 160.00 |
| Totals: | 1.50 | 377.33 | \$ 566.00 |

Invoice No.: 1000173089
 Matter No.: 180567.010300

Page 1

Description of Professional Services Rendered:

TASK CODE: 804 CASE ADMINISTRATION

| <u>DATE</u> | <u>TIMEKEEPER</u> | <u>DESCRIPTION</u> | <u>HOURS</u> | <u>AMOUNT</u> |
|-------------|-------------------|----------------------------------------------------------------------------------------------------------------|---------------|---------------|
| 11/30/22 | Jed Dwyer | Call with John Dodd re privilege issues; collect relevant documents and draft accompanying email to Dodd | 0.80 | 387.20 |
| | | | <hr/> | |
| | | | Total Hours: | 0.80 |
| | | | Total Amount: | \$ 387.20 |

TIMEKEEPER SUMMARY FOR TASK CODE 804,

CASE ADMINISTRATION

| <u>Timekeeper Name</u> | <u>Hours Billed</u> | <u>Rate</u> | <u>Total \$ Amount</u> |
|------------------------|---------------------|-------------|------------------------|
| Jed Dwyer | 0.80 | 484.00 | 387.20 |
| Totals: | 0.80 | 484.00 | \$ 387.20 |

Invoice No.: 1000173089
Matter No.: 180567.010300

Page 2

Description of Professional Services Rendered**TIMEKEEPER ACTIVITY GRAND TOTAL SUMMARY**

| <u>Timekeeper Name</u> | <u>Hours Billed</u> | <u>Rate</u> | <u>Total \$ Amount</u> |
|------------------------|---------------------|-------------|------------------------|
| Jed Dwyer | 0.80 | 484.00 | 387.20 |
| Totals: | 0.80 | 484.00 | \$ 387.20 |

Invoice No.: 1000768003
 Matter No.: 180567.010300

Page 1

Description of Professional Services Rendered:

TASK CODE: 810 LITIGATION MATTERS

| <u>DATE</u> | <u>TIMEKEEPER</u> | <u>DESCRIPTION</u> | <u>HOURS</u> | <u>AMOUNT</u> |
|-------------|-----------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|---------------|
| 07/30/24 | Stephen A. Mendelsohn | Review of claim for Americore chapter 11, review of claim objection by Americore trustee and email to John Dodd as to allowance of an unsecured claim. | 0.80 | 464.00 |
| | | | <hr/> | |
| | | | Total Hours: | 0.80 |
| | | | Total Amount: | \$ 464.00 |

TIMEKEEPER SUMMARY FOR TASK CODE 810,

LITIGATION MATTERS

| <u>Timekeeper Name</u> | <u>Hours Billed</u> | <u>Rate</u> | <u>Total \$ Amount</u> |
|------------------------|---------------------|-------------|------------------------|
| Stephen A. Mendelsohn | 0.80 | 580.00 | 464.00 |
| Totals: | 0.80 | 580.00 | \$ 464.00 |

Invoice No.: 1000768003
Matter No.: 180567.010300

Page 2

Description of Professional Services Rendered**TIMEKEEPER ACTIVITY GRAND TOTAL SUMMARY**

| <u>Timekeeper Name</u> | <u>Hours Billed</u> | <u>Rate</u> | <u>Total \$ Amount</u> |
|------------------------|---------------------|-------------|------------------------|
| Stephen A. Mendelsohn | 0.80 | 580.00 | 464.00 |
| Totals: | 0.80 | 580.00 | \$ 464.00 |

Summary of Professional and Paraprofessional Time
Total per Individual for Entire Case

(EXHIBIT “1-A”)

| Name | Shareholder, Associate or Para- professional | Year Licensed | Total Hours | Hourly Rate | Fee |
|-----------------------|-----------------------------------------------------------------|--------------------------|------------------------|------------------------|--------------|
| John Prusiecki | Shareholder | 1975 | 1.50 | \$750.00 | \$1,125.00 |
| Kenneth N. Zuckerbrot | Shareholder | 1968 | 12.40 | \$750.00 | \$9,300.00 |
| Mark D. Bloom (FL) | Shareholder | 1979 | 2.00 | \$750.00 | \$1,500.00 |
| Scott E. Fink | Shareholder | 2001 | 1.00 | \$750.00 | \$750.00 |
| Thomas L. Woodman | Shareholder | 1982 | 5.10 | \$750.00 | \$3,825.00 |
| William J. Goines | Shareholder | 1974 | 21.60 | \$750.00 | \$16,200.00 |
| Paul J. Keenan | Shareholder | 2001 | 86.50 | \$680.00 | \$58,820.00 |
| Brian Witkowski | Shareholder | 2009 | 1.50 | \$636.00 | \$954.00 |
| Richard A. Sirus | Shareholder | 1983 | 1.50 | \$580.00 | \$870.00 |
| Stephen A. Mendelsohn | Shareholder | 1984 | 320.70 | \$580.00 | \$186,006.00 |
| Jed Dwyer | Shareholder | 2013 | 21.40 | \$484.00 | \$10,357.60 |
| John R. Dodd | Shareholder | 2007 | 259.90 | \$476.00 | \$123,712.40 |
| Patrick F. Martin | Shareholder | 1994 | .40 | \$452.00 | \$180.80 |
| Rita M. Treadwell | Research Attorney | 2006 | .80 | \$164.00 | \$131.20 |

| | | | | | |
|---------------------------------|--------------|------|-----------------|----------|---------------------|
| Alice Y. Chu | Associate | | 5.90 | \$500.00 | \$2,950.00 |
| Daniel Steinberg | Associate | 2019 | .50 | \$444.00 | \$222.00 |
| Vanessa Palacio | Associate | 2012 | 1.40 | \$400.00 | \$560.00 |
| Christine Z. Fan | Associate | 2017 | 1.40 | \$344.00 | \$481.60 |
| Stephanie Peral | Associate | 2015 | 72.00 | \$340.00 | \$24,480.00 |
| Reginald Sainvil | Associate | 2015 | 390.20 | \$332.00 | \$129,546.40 |
| Sabrina D. Niewialkouski | Associate | 2016 | 42.60 | \$332.00 | \$14,143.20 |
| Shauna E. Imanaka | Associate | 2017 | 2.20 | \$320.00 | \$704.00 |
| Claudia Ojeda | Associate | 2018 | 3.00 | \$288.00 | \$864.00 |
| Totals for Professionals | | | 1,256.00 | | \$587,683.20 |
| | | | | | |
| Danielle L. Hendler | Law Clerk/JD | N/A | 23.90 | \$325.00 | \$7,767.50 |
| Maribel R. Fontanez | Paralegal | N/A | 102.20 | \$280.00 | \$28,616.00 |
| Jennifer A. Walker | Paralegal | N/A | 5.10 | \$256.00 | \$1,305.60 |
| Patricia P. Lin | Paralegal | N/A | 11.30 | \$232.00 | \$2,621.60 |
| Juwon Adebayo | Paralegal | N/A | .80 | \$176.00 | \$140.80 |
| Cynthia Lott | Paralegal | N/A | 2.60 | \$148.00 | \$384.80 |
| Craig L. Williams | Lit Support | N/A | 2.00 | \$160.00 | \$320.00 |
| Jason Temple | Lit Support | N/A | .30 | \$160.00 | \$48.00 |
| Michael A. Ambrose | Research | N/A | .70 | \$120.00 | \$84.00 |

| | | | | | |
|------------------------------------|-----------|-----|-----------------|-----------------|---------------------|
| Angelina Perez | Assistant | N/A | .80 | \$200.00 | \$160.00 |
| Total for Paraprofessionals | | | 149.70 | | \$41,448.30 |
| | | | | | |
| Total all Timekeepers | | | 1,405.20 | | \$629,131.50 |
| Blended Average Hourly Rate | | | | \$447.72 | |

Summary of Professional and Paraprofessional Time
by Activity Code Category for Entire Case

(EXHIBIT “1-B”)

See Attached

**Summary of Profesional and
Paraprofessional Time by
Activity Code Category
for this Time Period Only**

| | Hours | Rate | Fees |
|------------------------------------------------------------------|--------------|----------|--------------------|
| Activity Code 801: Asset Analysis and Recovery | | | |
| Thomas L. Woodman | 5.10 | \$750.00 | \$3,825.00 |
| Richard A. Sirus (IL) | 1.50 | \$580.00 | \$870.00 |
| Maribel R. Fontanez | 2.60 | \$280.00 | \$728.00 |
| Cynthia Lott | 2.60 | \$148.00 | \$384.80 |
| Totals for Activity Code 801: Asset Analysis and Recovery | 11.80 | | \$5,807.80 |
| Activity Code 802: Asset Disposition | | | |
| John R. Dodd | 1.40 | \$476.00 | \$666.40 |
| Reginald Sainvil | 1.40 | \$332.00 | \$464.80 |
| Totals for Activity Code 802: Asset Disposition | 2.80 | | \$1,131.20 |
| Activity Code 803: Business Operations | | | |
| Paul J. Keenan | 4.60 | \$680.00 | \$3,128.00 |
| John R. Dodd | 47.40 | \$476.00 | \$22,562.40 |
| Patrick F. Martin | 0.40 | \$452.00 | \$180.80 |
| Maribel R. Fontanez | 0.30 | \$280.00 | \$84.00 |
| Totals for Activity Code 803: Business Operations | 52.70 | | \$25,955.20 |
| Activity Code 804: Case Administration | | | |
| Kenneth N. Zuckerbrot | 1.90 | \$750.00 | \$1,425.00 |
| Scott E. Fink | 1.00 | \$750.00 | \$750.00 |
| Paul J. Keenan | 2.00 | \$680.00 | \$1,360.00 |
| Jed Dwyer | 1.70 | \$484.00 | \$822.80 |
| John R. Dodd | 11.80 | \$476.00 | \$5,616.80 |
| Reginald Sainvil | 32.30 | \$332.00 | \$10,723.60 |
| Maribel R. Fontanez | 15.40 | \$280.00 | \$4,312.00 |
| Juwon Adebayo | 0.80 | \$176.00 | \$140.80 |
| Rita M. Treadwell | 0.80 | \$164.00 | \$131.20 |
| Michael A. Ambrose | 0.40 | \$120.00 | \$48.00 |
| Totals for Activity Code 804: Case Administration | 68.10 | | \$25,330.20 |
| Activity Code 805: Claims Administration & Objections | | | |

| | Hours | Rate | Fees |
|-----------------------------------------------------------------------------|---------------|----------|---------------------|
| Paul J. Keenan | 1.90 | \$680.00 | \$1,292.00 |
| Jed Dwyer | 2.70 | \$484.00 | \$1,306.80 |
| John R. Dodd | 40.00 | \$476.00 | \$19,040.00 |
| Reginald Sainvil | 11.50 | \$332.00 | \$3,818.00 |
| Maribel R. Fontanez | 1.50 | \$280.00 | \$420.00 |
| Totals for Activity Code 805: Claims Administration & Objections | 57.60 | | \$25,876.80 |
| Activity Code 806: Employee Benefits/Pensions | | | |
| Maribel R. Fontanez | 2.40 | \$280.00 | \$672.00 |
| Totals for Activity Code 806: Employee Benefits/Pensions | 2.40 | | \$672.00 |
| Activity Code 807: Stay Relief | | | |
| John R. Dodd | 0.60 | \$476.00 | \$285.60 |
| Totals for Activity Code 807: Stay Relief | 0.60 | | \$285.60 |
| Activity Code 810: Litigation Matters | | | |
| Mark D. Bloom (FL) | 2.00 | \$750.00 | \$1,500.00 |
| William J. Goines | 20.40 | \$750.00 | \$15,300.00 |
| Paul J. Keenan | 67.10 | \$680.00 | \$45,628.00 |
| Stephen A. Mendelsohn | 318.30 | \$580.00 | \$184,614.00 |
| Alice Y. Chu | 2.70 | \$500.00 | \$1,350.00 |
| Jed Dwyer | 12.90 | \$484.00 | \$6,243.60 |
| John R. Dodd | 72.50 | \$476.00 | \$34,510.00 |
| Vanessa Palacio | 1.40 | \$400.00 | \$560.00 |
| Stephanie Peral | 34.70 | \$340.00 | \$11,798.00 |
| Reginald Sainvil | 261.80 | \$332.00 | \$86,917.60 |
| Sabrina D. Niewialkowski | 42.60 | \$332.00 | \$14,143.20 |
| Danielle L. Hendler | 23.90 | \$325.00 | \$7,767.50 |
| Shauna E. Imanaka | 2.20 | \$320.00 | \$704.00 |
| Claudia Ojeda | 3.00 | \$288.00 | \$864.00 |
| Maribel R. Fontanez | 27.40 | \$280.00 | \$7,672.00 |
| Jennifer A. Walker | 5.10 | \$256.00 | \$1,305.60 |
| Patricia P. Lin | 11.10 | \$232.00 | \$2,575.20 |
| Angelina Perez | 0.80 | \$200.00 | \$160.00 |
| Craig L. Williams | 2.00 | \$160.00 | \$320.00 |
| Jason Temple | 0.30 | \$160.00 | \$48.00 |
| Totals for Activity Code 810: Litigation Matters | 912.20 | | \$423,980.70 |

Activity Code 812: Plan & Disclosure Statement

| | | | |
|----------------------------------------------------------------------|--------------|----------|-------------------|
| John R. Dodd | 1.50 | \$476.00 | \$714.00 |
| Reginald Sainvil | 7.00 | \$332.00 | \$2,324.00 |
| Maribel R. Fontanez | 2.40 | \$280.00 | \$672.00 |
| Totals for Activity Code 812: Plan & Disclosure Statement | 10.90 | | \$3,710.00 |

Activity Code 813: Fee/Employment Applications

| | | | |
|------------------------------------------------------------------|--------------|----------|--------------------|
| Paul J. Keenan | 5.00 | \$680.00 | \$3,400.00 |
| John R. Dodd | 16.80 | \$476.00 | \$7,996.80 |
| Stephanie Peral | 0.10 | \$340.00 | \$34.00 |
| Reginald Sainvil | 12.40 | \$332.00 | \$4,116.80 |
| Maribel R. Fontanez | 32.10 | \$280.00 | \$8,988.00 |
| Totals for Activity Code 813: Fee/Employment Applications | 66.40 | | \$24,535.60 |

Activity Code 814: GT Fee Objections

| | | | |
|--------------------------------------------------------|-------------|----------|-----------------|
| Stephen A. Mendelsohn | 1.50 | \$580.00 | \$870.00 |
| Totals for Activity Code 814: GT Fee Objections | 1.50 | | \$870.00 |

Activity Code 830: Avoidance of Transfers

| | | | |
|-------------------------------------------------------------|-------------|----------|----------------|
| John R. Dodd | 0.20 | \$476.00 | \$95.20 |
| Totals for Activity Code 830: Avoidance of Transfers | 0.20 | | \$95.20 |

Activity Code 831: Creditors' Committee - General

| | | | |
|---------------------------------------------------------------------|-------------|----------|-------------------|
| Paul J. Keenan | 1.30 | \$680.00 | \$884.00 |
| John R. Dodd | 1.70 | \$476.00 | \$809.20 |
| Reginald Sainvil | 5.20 | \$332.00 | \$1,726.40 |
| Totals for Activity Code 831: Creditors' Committee - General | 8.20 | | \$3,419.60 |

Activity Code 832: Creditor Inquiries

| | | | |
|---------------------------------------------------------|--------------|----------|--------------------|
| Paul J. Keenan | 0.30 | \$680.00 | \$204.00 |
| John R. Dodd | 6.90 | \$476.00 | \$3,284.40 |
| Reginald Sainvil | 32.30 | \$332.00 | \$10,723.60 |
| Totals for Activity Code 832: Creditor Inquiries | 39.50 | | \$14,212.00 |

Activity Code 833: Court Hearings

| | | | |
|-------------------|------|----------|----------|
| William J. Goines | 1.20 | \$750.00 | \$900.00 |
|-------------------|------|----------|----------|

| | Hours | Rate | Fees |
|------------------------------------------------------------------------------|--------------|----------|--------------------|
| John R. Dodd | 34.30 | \$476.00 | \$16,326.80 |
| Reginald Sainvil | 5.80 | \$332.00 | \$1,925.60 |
| Maribel R. Fontanez | 11.70 | \$280.00 | \$3,276.00 |
| Totals for Activity Code 833: Court Hearings | 53.00 | | \$22,428.40 |
| Activity Code 838: Sale of Property | | | |
| John R. Dodd | 5.60 | \$476.00 | \$2,665.60 |
| Christine Z. Fan | 1.40 | \$344.00 | \$481.60 |
| Totals for Activity Code 838: Sale of Property | 7.00 | | \$3,147.20 |
| Activity Code 843: Miscellaneous Matters | | | |
| Alice Y. Chu | 3.20 | \$500.00 | \$1,600.00 |
| Patricia P. Lin | 0.20 | \$232.00 | \$46.40 |
| Michael A. Ambrose | 0.30 | \$120.00 | \$36.00 |
| Totals for Activity Code 843: Miscellaneous Matters | 3.70 | | \$1,682.40 |
| Activity Code 844: SEC Matters | | | |
| Paul J. Keenan | 2.90 | \$680.00 | \$1,972.00 |
| Jed Dwyer | 4.10 | \$484.00 | \$1,984.40 |
| John R. Dodd | 12.10 | \$476.00 | \$5,759.60 |
| Stephanie Peral | 37.20 | \$340.00 | \$12,648.00 |
| Reginald Sainvil | 9.60 | \$332.00 | \$3,187.20 |
| Maribel R. Fontanez | 0.20 | \$280.00 | \$56.00 |
| Totals for Activity Code 844: SEC Matters | 66.10 | | \$25,607.20 |
| Activity Code 845: Tax Matters | | | |
| Kenneth N. Zuckerbrot | 7.30 | \$750.00 | \$5,475.00 |
| Paul J. Keenan | 1.40 | \$680.00 | \$952.00 |
| Brian Witkowski | 1.50 | \$636.00 | \$954.00 |
| John R. Dodd | 3.70 | \$476.00 | \$1,761.20 |
| Daniel Steinberg | 0.50 | \$444.00 | \$222.00 |
| Totals for Activity Code 845: Tax Matters | 14.40 | | \$9,364.20 |
| Activity Code 851: Compliance with U.S. Trustee Guidelines | | | |
| John R. Dodd | 1.50 | \$476.00 | \$714.00 |
| Maribel R. Fontanez | 4.60 | \$280.00 | \$1,288.00 |
| Totals for Activity Code 851: Compliance with U.S. Trustee Guidelines | 6.10 | | \$2,002.00 |
| Activity Code 924: WARN Act Matters | | | |

| | Hours | Rate | Fees |
|---------------------------------------------------------------|-----------------|----------|---------------------|
| Stephen A. Mendelsohn | 0.30 | \$580.00 | \$174.00 |
| Totals for Activity Code 924: WARN Act Matters | 0.30 | | \$174.00 |
| Activity Code 926: Retention | | | |
| John R. Dodd | 1.90 | \$476.00 | \$904.40 |
| Reginald Sainvil | 10.90 | \$332.00 | \$3,618.80 |
| Maribel R. Fontanez | 1.60 | \$280.00 | \$448.00 |
| Totals for Activity Code 926: Retention | 14.40 | | \$4,971.20 |
| Activity Code B190: OTHER CONTESTED MATTERS | | | |
| Stephen A. Mendelsohn | 0.60 | \$580.00 | \$348.00 |
| Totals for Activity Code B190: OTHER CONTESTED MATTERS | 0.60 | | \$348.00 |
| Activity Code L120: Analysis / Strategy | | | |
| John Prusiecki | 1.50 | \$750.00 | \$1,125.00 |
| Kenneth N. Zuckerbrot | 3.20 | \$750.00 | \$2,400.00 |
| Totals for Activity Code L120: Analysis / Strategy | 4.70 | | \$3,525.00 |
| Total All Activity Codes | | | |
| | 1,405.20 | | \$629,131.50 |

**SUMMARY OF EXPENSE REIMBURSEMENT
FOR ENTIRE CASE REQUESTED BY CATEGORY**

EXHIBIT 2

| Category | Amount |
|----------------------------------------------|--------------------|
| Color Copies | \$1.00 |
| Conference Call / CourtCall / CourtSolutions | \$339.05 |
| Federal Express / UPS | \$119.09 |
| Filing Fees | \$1,577.52 |
| Information & Research | \$5,923.66 |
| Messenger / Courier | \$45.00 |
| Outside Copies | \$35.00 |
| Parking | \$15.00 |
| Postage | \$1.50 |
| Subpoenas | \$3,132.60 |
| Transcripts | \$807.15 |
| Total | \$11,996.57 |