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PROPOSED COUNSEL FOR DEBTORS

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:	§	Chapter 11
BUDDY MAC HOLDINGS, LLC, <i>et al.</i> ,	§	Case No. 25-34839-mvl-11
Debtors. ¹	§	(Jointly Administered)

**DEBTORS' OBJECTION TO PHONIX RBS LLC'S MOTION FOR SETTING AND
REQUEST FOR EXPEDITED HEARING**

¹ The debtors in these chapter 11 cases (each, a “Debtor” and collectively, the “Debtors”), along with the last four digits of each Debtor’s federal tax identification numbers, are: Buddy Mac Holdings, LLC (1297); BMH RTO, LLC (9489); Buddy Mac Twenty-One, LLC (1269); Buddy Mac Twenty-Two, LLC (6474); Buddy Mac Twenty-Three, LLC (3668); Buddy Mac Twenty-Four, LLC (3328); Buddy Mac Twenty-Five, LLC (5604); Buddy Mac Twenty-Six, LLC (5425); Buddy Mac Twenty-Seven, LLC (1574); BMH-TNM 28, LLC (5391); BMH-TNM 29, LLC (0350); BMH-TNM 30, LLC (5692); BMH-TNM 31, LLC (5137); BMH-TNM 32, LLC (3430); BMH-TNM 33, LLC (8037); BMH-RCL 34, LLC (7055); BMH-RCL 35, LLC (7332); BMH-RCL 36, LLC (4707); BMH-RCL 37, LLC (4598); BMH-RCL 38, LLC (7218); BMH-RCL 39, LLC (5340); BMH-RCL 40, LLC (8100); BMH-RCL 41, LLC (5735); BMH-RCL 42, LLC (3438); BMH-FAN 43, LLC (8956); BMH-FAN 44, LLC (9133); BMH-FAN 45, LLC (1642); BMH-FAN 46, LLC (1756); BMH-FAN 47, LLC (7435); BMH-FAN 48, LLC (7860); BMH-FAN 49, LLC (8079); BMH-FAN 50, LLC (8219); BMH-FAN 51, LLC (5786); BMH-FAN 52, LLC (6191); BMH-FAN 53, LLC (6281); BMH-FAN 54, LLC (6340); BMH-SM 79, LLC (9545); BMH-SM 80, LLC (9640); BMH-SM 81, LLC (9709); BMH-SM 82, LLC (0107); BMH-SM 83, LLC (0236); BMH-SM 84, LLC (0340); BMH-SM 85, LLC (2526); BMH-SM 86, LLC (2731); BMH-SM 87, LLC (2817); Buddy Mac One, LLC (0935); BMH One RE, LLC (4305); BMH 95 RE Caruthersville, LLC (1264); and BMH 96 RE Marion, LLC (0659). The Debtors’ service address is 400 E. Centre Park Blvd., Suite 101, DeSoto, Texas 75115.

Buddy Mac Holdings, LLC (“**Holdings**”) and its debtor subsidiaries listed in footnote 1, as debtors and debtors-in-possession in the above-referenced chapter 11 cases (collectively, the “**Debtors**”) file this *Objection to Phonix RBS LLC’s Motion for Setting and Request for Expedited Hearing* (the “**Motion to Expedite**”):

1. Phonix RBS LLC (“Phonix”) has requested expedited hearings on to Emergency Motion to Convert These Cases to Chapter 7 and its Emergency Motion for Relief from the Automatic Stay (the Motions”). For the reasons set forth below, hearings in these Motions should not be set for January 5, 2026 as requested by Phonix.

Phonix did not confer regarding either the relief requested nor an expedited setting

2. The Motion does not reflect that Phonix’s counsel conferred with counsel for the Debtors on an expedited setting; in fact, no conference occurred.

3. Had Phonix’s counsel conferred, it would have been advised that the Debtors oppose expedited hearings on the Motions, due to the timing and the lack of an emergency.

4. The Motions were filed at 7:07 p.m. on December 30, 2025, with a hearing requested on January 5, 2026. As Phonix was certainly aware, Phonix had noticed a Rule 30(b)(6) deposition of the Debtors for December 31, 2025, which lasted from 9:30-2:00. January 1, 2026 was a holiday, leaving only January 2, 2026 as a work day. The remaining days before the hearing were, of course, weekend days. While counsel for the Debtors understand the need to work on weekends, this notice, along with the nighttime filing, appears designed to limit the Debtors’ ability to respond and prepare. The Court has already set a contested cash collateral hearing on January 5, which itself requires substantial time for preparation. Accordingly, granting expedited hearings would limit the Debtors’ ability to respond and prepare, seriously prejudicing the Debtors.

5. Debtors also dispute Phonix's contention that it conferred with counsel on December 23, 2025. The "conference" was, at most, an offhand comment asking why the Debtors would not simply agree to terminate the automatic stay; that was not a conference.

Emergency hearings are not warranted

6. Debtors will separately respond to the allegations in the Motions. However, this is not a situation requiring an emergency setting on five days' notice. The Debtors' stores are operating. As Phonix is aware from the December 31, 2025 deposition, expenses are within the budget. Revenues were slightly behind, but only because the Debtors budget on a monthly basis and have already explained that the revenue cycle may vary from week-to-week; Debtors expect to be on target for revenues by the end of the budget period (January 5). Moreover, the Debtors have paid for approximately \$220,000 in new inventory and are scheduled to fund another purchase in excess of \$100,000.00, which has only just begun arriving in stores.

7. There is no emergency requiring a hearing on such short notice. Management and the CRO are overseeing operations. Cash is being used properly. There is no danger of loss of or damage to collateral.

8. To the extent that the Court believes expedited hearings are needed, Debtors request that the hearings occur no sooner than January 19, 2026, to give the Debtors adequate time to prepare.

PRAYER

WHEREFORE, based on the foregoing, the Debtors respectfully request that the Court (i) deny the Motion, and (ii) grant such other and further relief as is just and proper.

Dated: January 2, 2026

Respectfully submitted,

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**PROPOSED COUNSEL FOR DEBTORS
AND DEBTORS-IN-POSSESSION**

CERTIFICATE OF SERVICE

The foregoing pleading was served on all parties which have filed a Notice of Appearance through the Court's ECF system on January 2, 2026.

/s/Mark Taylor _____