

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF ILLINOIS**

In re:)	Chapter 11 Proceeding
)	Case No. 17-31376-lkg
LIL ROCK ELECTRICAL)	
CONSTRUCTION, INC.,)	
)	
Debtor.)	

**ORDER AUTHORIZING INTERIM USE OF CASH COLLATERAL
AND GRANTING ADEQUATE PROTECTION**

Upon the Motion for Order Authorizing Interim Use of Cash Collateral (the “Motion”) filed by Debtor Lil Rock Electrical Construction, Inc. (“Debtor”), the Court finds and concludes as follows:

1. The Court has jurisdiction over the Motion and issues raised therein pursuant to 28 U.S.C. §§ 157 and 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(A) and (M).
2. Appropriate notice of the hearing on the Motion was provided to creditors and parties in interest as required under Rule 4001(b)(3) of the Federal Rules of Bankruptcy Procedure.
3. On September 11, 2017, (“Petition Date”), Debtor filed a voluntary petition for relief under Chapter 11 of the United States Bankruptcy Code (11 U.S.C. § 101 *et. seq.*)
4. Debtor has operated since the Petition Date and continues to operate its business as a debtor-in-possession pursuant to §§ 1107 and 1108 of the Bankruptcy Code.
5. Debtor’s primary secured creditor is Germantown Trust & Savings Bank (“Lender”).
6. As of the Petition Date, Debtor owed Lender the approximate sum of \$774,008.56 under its agreements with Lender, plus accrued and unpaid interest thereon, and fees and costs.

These amounts together with all interest, fees, costs, and charges, are identified as the “Pre-Petition Indebtedness.”

7. The Pre-petition Indebtedness is secured by valid, perfected, enforceable, first-priority liens and security interests upon and in the assets of the Debtor including all inventory, equipment, chattel paper, accounts, general intangibles, consumer goods and the proceeds of the foregoing (the “Equipment and Cash Collateral”).

8. The Debtor will require use of Lender’s Equipment and Cash Collateral during the case.

9. Good cause has been shown for the entry of this Order. The ability of the Debtor to operate and maintain its business and maximize a return for its creditors requires the availability of Equipment and Cash Collateral on and subject to the terms and conditions set forth in this Order. In the absence of the use of Equipment and Cash Collateral, the continued operation and maintenance of the Debtor’s business may not be possible, and serious and irreparable harm to the Debtor, its estate, and its creditors would occur.

NOW THEREFORE, the interim relief requested in the Motion is GRANTED and it is hereby ORDERED:

A. The Debtor is permitted to use its Equipment and Cash Collateral only to the extent set forth herein or otherwise approved by the Court;

B. As adequate protection, Lender shall receive valid, binding, enforceable, and duly perfected replacement security interests that are only valid and non-avoidable to the same extent that the pre-petition liens of Lender are valid and non-avoidable. The security and priorities granted to Lender shall not affect or impair the separate existing collateral of all other creditors. As further adequate protection, Lender shall receive regular payments on their loans in the ordinary course of Debtor’s business.

- C. A final hearing on the Motion shall be held on October 17, 2017, at 9:00 a.m.;
- D. Debtor shall at all times maintain a policy of property and casualty insurance;
- E. Any objections to this agreement for the use of Cash Collateral shall be filed with the Court and served by fax and e-mail upon; Spencer P. Desai and Danielle Suberi, Carmody MacDonald P.C. at 120 South Central Avenue, Suite 1800, St. Louis, MO 63105 (e-mail: spd@carmodymacdonald.com; das@carmodymacdonald.com; fax #314-854-8660); United States Trustee, Office of the U.S. Trustee, Becker Building, Room 1100, 401 Main Street, Peoria, IL 61602.
- F. The Debtor shall serve a copy of this Order on the twenty largest unsecured creditors, all parties requesting notice and the United States Trustee as required by Fed. R. Bankr. 4001(d).

ENTERED: October 5, 2017

/s/ Laura K. Grandy

UNITED STATES BANKRUPTCY JUDGE