

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF CONNECTICUT
HARTFORD DIVISION**

In re:)	Chapter 11
)	
OLD CP, INC., <i>et al.</i> ,)	Case No. 21-20111
)	(Jointly Administered)
Reorganized Debtors. ¹)	
)	RE: ECF Nos. 1104, 1135, 1144 and 1161

**SUPPLEMENTAL ORDER OF THE COURT RELATING TO
FINAL EXPENSE REIMBURSEMENT REQUESTED BY
PHOENIX EXECUTIVE SERVICES LLC**

Upon further consideration of the *First and Final Fee Application of Phoenix Executive Services LLC for Professional Services Rendered and Reimbursement of Expenses Incurred as Chief Restructuring Officer and Financial Advisor to the Debtors for the Period of March 1, 2021 Through August 17, 2021* (ECF No. 1104, the “Phoenix Application”)² filed by Phoenix Executive Services LLC (“Phoenix”) and further hearing on October 4, 2021, and after due deliberations and sufficient cause appearing therefor;

IT IS HEREBY ORDERED THAT:

1. Expenses in the amount of \$5,146.52 are hereby finally **ALLOWED** as reasonable, customary, and necessary.

¹ The last four digits of each reorganized Debtor’s federal tax identification number are Carla’s Pasta, Inc. (5847) and Suri Realty, LLC (5847). On August 2, 2021, the Court entered its *Findings of Fact, Conclusions of Law, and Order Confirming First Amended Joint Chapter 11 Plan of Liquidation of the Debtors* [ECF 1054] (the “Confirmation Order”) in connection with the First Amended Joint Chapter 11 Plan of Liquidation of the Debtors (the “Plan”). In accordance with the Confirmation Order, upon the Effective Date of the Plan, the Liquidating Custodian succeeded to substantially all of the rights, powers and duties of the Debtors. As set forth in that certain *Notice of Occurrence of Effective Date* [ECF 1094], the Effective Date of the Plan occurred on August 17, 2021. The Liquidating Custodian’s service address is Verdolino & Lowe, PC, Pine Brook Office Park, 124 Washington Street, Foxborough, MA 02035.

² Capitalized terms used but not defined herein shall have the meaning ascribed to such terms in the Application.

2. Those expenses requested which relate to Phoenix's monthly administrative fee of \$300.00 (in the aggregate of \$1,800.00) and for travel for an out-of-state colleague required to staff this engagement are hereby **DISALLOWED** as administrative, support services and unallocated overhead expenses. *See In re Poseiden Pools of America*, 216 B.R. 98, 101 (Bankr. E.D.N.Y. 1997); *In re Fibermark, Inc.*, 349 B.R. 385, 402–03, 407 (Bankr. Vt. 2006).

3. Any balance of the Phoenix retainer that remains (estimated at \$1,800.00) shall first be applied by Phoenix to the payment of these expenses.

4. The Liquidating Custodian is otherwise authorized and directed to pay Phoenix the remaining balance of the expenses allowed herein.

5. To the extent that any objection to these expenses has not been addressed by the Court's adjustments to these expenses, those objections are hereby **OVERRULED**.

IT IS SO ORDERED at Hartford, Connecticut this 7th day of October 2021.

James J. Tancredi
United States Bankruptcy Judge
District of Connecticut