

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

Chapter 11

IN RE:

ACR MANAGEMENT, L.L.C., et al.,

Debtors.

Jointly Administered at:  
Case No. 04-27848-MBM

Document No. \_\_\_\_

**REQUEST OF ALBERT C. BOVE FOR APPROVAL AND PAYMENT OF  
ADMINISTRATIVE EXPENSE**

AND NOW, comes Albert C. Bove, by and through his attorneys, Paul R. Yagelski and the law firm of Rothman Gordon, P.C., and files this Request Of Albert C. Bove For Approval And Payment Of Administrative Expense, setting forth as follows:

1. On June 14, 2003, ACR Management, L.L.C. and its subsidiaries, the Debtors herein, filed voluntary petitions under Chapter 11 of Title 11 of the United States Code (the "Bankruptcy Code"). By order of this Court, dated June 16, 2004, the Debtors' Chapter 11 cases were consolidated for procedural purposes and were to be jointly administered.
2. As of the filing of the aforesaid bankruptcy, Albert C. Bove ("Mr. Bove") was President of ACR Management, L.L.C., and its subsidiaries.
3. From the inception of the bankruptcy filing through September 30, 2004, Mr. Bove was employed as the President of ACR Management, L.L.C. and its subsidiaries, rendering services to the same.

4. In compensation for his services, Mr. Bove was paid a bi-weekly salary of \$14,423.08. He was also entitled to vacation pay of two weeks for the same amount. He was also entitled to be paid a car allowance of \$600.00. Mr. Bove has not been paid his bi-weekly salary payment that was owed to him as of the date of his termination of September 30, 2004 in the amount of \$14,423.08. In addition, Mr. Bove has not been paid his vacation pay due and owing at the time of his termination. Neither has he been paid his car allowance which was also due and owing at the time of his termination for a total amount owed of \$30,046.16.

5. Pursuant to Section 503(b)(1)(a) of the Bankruptcy Code, Mr. Bove seeks allowance and payment of the aforesaid administrative expense claim. Section 503(b)(1)(a) of the Bankruptcy Code provides in pertinent part that a creditor shall be allowed an administrative expense claim for the "actual, necessary costs and expenses of preserving the estate, including wages, salaries or commissions for services rendered after the commencement of the case."

6. As aforesaid, Mr. Bove rendered services to the Debtors after the commencement of the bankruptcy case.

7. The services rendered by Mr. Bove during the relevant time period for which he was not paid, as aforesaid, were of benefit to the bankruptcy estate.

WHEREFORE, Mr. Bove respectfully requests that this Court enter an order finding that Mr. Bove holds an allowed administrative expense priority claim in the amount of \$30,046.16 and that the Debtors be directed to pay him said

amount on the date this claim is allowed as set forth in the Debtor's confirmed plan in this case.

ROTHMAN GORDON, P.C.

/s/ Paul R. Yagelski

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