

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF SOUTH CAROLINA**

Case No. 12-01220

**CONSENT ORDER REGARDING DEBTOR'S OBJECTION  
TO THE ALLOWANCE OF CLAIM NO. 893 FILED BY MR. PALMER FREEMAN**

The relief set forth on the following pages, for a total of 4 pages including this page, is hereby ORDERED.

**FILED BY THE COURT  
08/23/2013**



Entered: 08/23/2013

US Bankruptcy Judge  
District of South Carolina

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF SOUTH CAROLINA**

**IN RE:**

**CCHG Liquidation Co.,**

**Debtor**

**CHAPTER 11**

**Case No. 12-01220**

**Substantively Consolidated**

**CCHG Liquidation Co.,**

**Movant,**

**v.**

**Mr. Palmer Freeman, - Claim No. 893**

**Respondent**

**Contested Matter**

**CONSENT ORDER REGARDING DEBTOR'S OBJECTION  
TO THE ALLOWANCE OF CLAIM NO. 893 FILED BY MR. PALMER FREEMAN**

Upon the Objection [Docket Entry # 1323] (the "Objection") of CCHG Liquidation Co., the above-captioned substantively consolidated debtor (the "Debtor"), requesting the entry of an order characterizing the claim filed by Mr. Palmer Freeman ("Mr. Freeman") in the chapter 11 cases of The Cliffs Club & Hospitality Group, Inc. and its affiliated debtors<sup>1</sup> as a Class 7

<sup>1</sup> The debtors (now substantively consolidated as the single Debtor), followed by the last four digits of their respective taxpayer identification numbers and chapter 11 case numbers, are as follows: The Cliffs Club & Hospitality Group, Inc. n/k/a CCHG Liquidation Co. (6338) (12-01220); CCHG Holdings, Inc. (1356) (12-01223); The Cliffs at Mountain Park Golf & Country Club, LLC n/k/a CCHG Liquidation Co. II, LLC (2842) (12-01225); The Cliffs at Keowee Vineyards Golf & Country Club, LLC n/k/a CCHG Liquidation Co. III, LLC (5319) (12-01226); The Cliffs at Walnut Cove Golf & Country Club, LLC n/k/a CCHG Liquidation Co. IV, LLC (9879) (12-01227); The Cliffs at Keowee Falls Golf & Country Club, LLC n/k/a CCHG Liquidation Co. V, LLC (3230) (12-01229); The Cliffs at Keowee Springs Golf & Country Club, LLC n/k/a CCHG Liquidation Co. VI, LLC (2898) (12-01230); The Cliffs at High Carolina Golf & Country Club, LLC n/k/a CCHG Liquidation Co. VII, LLC (7576) (12-01231); The Cliffs at Glassy Golf & Country Club, LLC n/k/a CCHG Liquidation Co. VIII, LLC (6559) (12-01234); The Cliffs Valley Golf & Country Club, LLC n/k/a CCHG Liquidation Co. IX, LLC (6486) (12-01236); and Cliffs Club & Hospitality Service Company, LLC n/k/a CCHG Liquidation Co. X, LLC (9665) (12-01237).

claim under the confirmed First Amended and Restated Joint Chapter 11 Plan filed by the Debtors and the Plan Sponsor dated June 30, 2012, as amended [Docket Entry No. 616, Ex. A] (the "Plan"); the Court having jurisdiction to consider the Objection and the relief requested therein; due notice of the Objection and opportunity for a hearing thereon having been given to all parties entitled thereto, as listed in the certificate of service filed in connection with the Objection; it appearing that no other or further notice need be provided; Mr. Freeman having filed a response [Docket Entry No. 1329] in opposition to the Objection; counsel for the Debtor having conferred with counsel for Mr. Freeman, and having reached an agreement on the Objection, as evidenced by the signatures below; the Court having determined that the relief set forth below is in the best interests of the Debtor's substantively consolidated bankruptcy estate, its creditors, and all parties in interest; and after due deliberation and sufficient cause appearing therefor, it is hereby ORDERED as follows:

1. The Objection is GRANTED, as set forth herein.
2. Claim number 893 filed by Mr. Freeman in the debtors' bankruptcy cases is hereby allowed in the reduced amount of \$5,000.00 as a Class 5 claim under the Plan. Mr. Freeman shall not be entitled to any other claim against the above-referenced debtors or the Debtor's substantively consolidated bankruptcy estate.
3. This Court shall retain jurisdiction to hear and determine all matters arising from the implementation of this Order.

AND IT IS SO ORDERED.

**PREPARED AND PRESENTED BY:**

/s/ Däna Wilkinson  
Däna Wilkinson  
District Court I.D. No. 4663  
LAW OFFICE OF DÄNA WILKINSON  
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-and-

/s/ Gary W. Marsh  
Gary W. Marsh  
Georgia Bar No. 471290  
J. Michael Levengood  
Georgia Bar No. 447934  
Bryan E. Bates  
Georgia Bar No. 140856  
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*Counsel for the Debtor*

**CONSENTED TO BY:**

/s/ P. John Freeman  
P. John Freeman  
I.D. # 6111  
Halford, Niemiec & Freeman  
238 Rockmont Dr.  
Fort Mill, SC 29708  
803.547.6618 (Telephone)

*Counsel for Mr. Palmer Freeman*

In re:  
CCHG Liquidation Co.  
Debtor

Case No. 12-01220-jw  
Chapter 11

**CERTIFICATE OF NOTICE**

District/off: 0420-7

User: brooks  
Form ID: pdf01

Page 1 of 3  
Total Noticed: 2

Date Rcvd: Aug 23, 2013

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Aug 25, 2013.

db +CCHG Liquidation Co., 5883 Glenridge Drive NE, Suite #160, Atlanta, GA 30328-5571  
aty +Gary W Marsh, McKenna Long & Aldridge LLP, 303 Peachtree Street NE, Suite 5300,  
Atlanta, GA 30308-3265

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

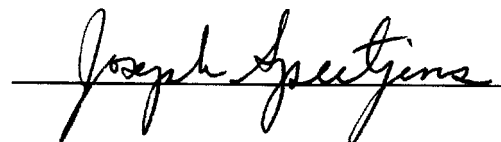
Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Aug 25, 2013

Signature:



District/off: 0420-7

User: brooks  
Form ID: pdf01

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Total Noticed: 2

Date Rcvd: Aug 23, 2013

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on August 23, 2013 at the address(es) listed below:

A. Todd Darwin on behalf of Creditor Georgia Bridge & Dock, Inc. tdarwin@holcombebomar.com, rmitchell@holcombebomar.com  
B. Lindsay Crawford, III on behalf of Creditor Regions Bank wayne@crawfordvk.com, lindsay@crawfordvk.com  
BMC Group, Inc. bmc-cliffs@bmcgroup.com  
Barbara George Barton on behalf of Creditor Daniel & Catherine Goldberg  
bbarton@bartonlawsc.com,  
cbrimm@bartonlawsc.com;afloyd@bartonlawsc.com;khandrock@bartonlawsc.com;phunt@bartonlawsc.com  
Bryan E. Bates on behalf of Debtor CCHG Liquidation Co. bbates@mckennalong.com,  
krohling@mckennalong.com  
Charles W Azano on behalf of Creditor Wells Fargo Bank, National Association cwazano@mintz.com  
Constance L. Young on behalf of Creditor Wetland and Natural Resource Consultants, Inc.  
cyoung@jahlaw.com, cmorrow@jahlaw.com;dpetrauskas@jahlaw.com  
Dana Elizabeth Wilkinson on behalf of Debtor CCHG Holdings, Inc. danawilkinson@charter.net,  
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Eugene B. McLeod, III on behalf of Creditor South Carolina Department of Employment and  
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Fair Harbor Capital, LLC vknox.fh@verizon.net  
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joan.kishline@nelsonmullins.com;linnea.hann@nelsonmullins.com;Paul.Collins@nelsonmullins.com  
George L. Clauer, III on behalf of Creditor Ellis W. McCracken gc\_clauerlaw@bellsouth.net  
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jbbiii@bellsouth.net  
John M. Levensgood on behalf of Debtor CCHG Liquidation Co. mlevengood@mckennalong.com,  
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Linda Barr on behalf of U.S. Trustee US Trustee's Office linda.k.barr@usdoj.gov  
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Michael Kevin McCarrell on behalf of Creditor Helena Chemical Company  
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Tara E. Nauful on behalf of Creditor US Foods, Inc. tnauful@hsblawfirm.com,  
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Thomas L. Ogburn, III on behalf of Creditor TCF Equipment Finance, Inc.  
toburn@poynerspruill.com, dfurr@poynerspruill.com

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Total Noticed: 2

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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

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William L Rothschild on behalf of Interested Party Carlile Development Company, LLC  
br@orrem.com

TOTAL: 47