

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

Case No. 12-01220

**ORDER GRANTING MOTION OF KATIE S. GOODMAN, SOLELY IN HER
CAPACITY AS THE LIQUIDATION TRUSTEE FOR CCHG LIQUIDATION CO.,
FOR AN ORDER PURSUANT TO FED. R. BANKR. P. 2004**

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

**FILED BY THE COURT
12/04/2013**



Entered: 12/04/2013

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

**Katie S. Goodman, solely in her capacity as the
Liquidation Trustee for CCHG Liquidation Co.,**

Movant,

v.

**James B. Anthony, Timothy P. Cherry, and
David McAda,**

Respondents.

CONTESTED MATTER

**ORDER GRANTING MOTION OF KATIE S. GOODMAN, SOLELY IN HER
CAPACITY AS THE LIQUIDATION TRUSTEE FOR CCHG LIQUIDATION CO.,
FOR AN ORDER PURSUANT TO FED. R. BANKR. P. 2004**

On November 26, 2013, Katie S. Goodman, solely in her capacity as the Liquidation Trustee for CCHG Liquidation Co. (the "Liquidation Trustee") filed a Motion [Docket No. 1345] for an Order Pursuant to Fed. R. Bankr. P. 2004 (the "Motion"). In the Motion, the Liquidation Trustee requested an Order:

(1) granting the Liquidation Trustee authority to take examinations pursuant to Fed. R. Bankr. P. 2004 of Mr. James B. Anthony, Mr. Timothy P. Cherry, and Mr. David McAda (collectively, the "Respondents"), to commence on January 7, 2014 and to continue thereafter until completed; and

(2) ordering the Respondents, not less than seven (7) business days prior to the date of such examinations, to produce to the Liquidation Trustee's counsel and permit inspection and copying of any and all documents constituting, recording, reflecting, evidencing, relating or pertaining in any way to sums owing by Mr. Anthony to one or more of the debtors, specifically including any communications (electronic or otherwise) regarding sums owing by Mr. Anthony to one or more of the debtors; and

(3) and for such other and further relief as is just and proper. Accordingly, it is hereby

ORDERED, that the Motion is granted. It is further

ORDERED, that the Liquidation Trustee is hereby authorized to conduct the examinations of the Respondents, pursuant to Bankruptcy Rule 2004, to commence on January 7, 2014 unless otherwise agreed by the parties. It is further

ORDERED, the Respondents shall, not less than seven (7) business days prior to the date of such examinations, produce to the Liquidation Trustee's counsel and permit inspection and copying of any and all documents constituting, recording, reflecting, evidencing, relating or pertaining in any way to sums owing by Mr. Anthony to one or more of the debtors, specifically including any communications (electronic or otherwise) regarding sums owing by Mr. Anthony to one or more of the debtors.

AND IT IS SO ORDERED.

PREPARED AND PRESENTED BY:

/s/ Däna Wilkinson
Däna Wilkinson
District Court I.D. No. 4663
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-and-

/s/ Gary W. Marsh
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Georgia Bar No. 471290
Bryan E. Bates
Georgia Bar No. 140856
MCKENNA LONG & ALDRIDGE LLP
303 Peachtree Street, Suite 5300
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Counsel for the Liquidation Trustee

DISTRIBUTION LIST

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Randy A. Skinner
Skinner Law Firm, L.L.C.
The Ogletree Building, Suite 201
300 North Main Street
Greenville, South Carolina 29601

Mr. Timothy P. Cherry
115 Duck Hawk Way
Marietta, SC 29661

Mr. David McAda
14 Emerald Crest Lane
Cleveland, SC 29635

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 2
Total Noticed: 1

Date Rcvd: Dec 04, 2013

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 06, 2013.

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: Dec 06, 2013

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 4, 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,
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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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Daniel S Bleck on behalf of Creditor Wells Fargo Bank, National Association dsbleck@mintz.com

Elizabeth J. Philp on behalf of Creditor Wells Fargo Bank, National Association
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Eugene B. McLeod, III on behalf of Creditor South Carolina Department of Employment and
Workforce tmcleod@dew.sc.gov, aproveaux@dew.sc.gov

Fair Harbor Capital, LLC vknox.fh@verizon.net

George Barry Cauthen on behalf of Creditor Nelson Mullins Riley & Scarborough LLP

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George L. Clauer, III on behalf of Creditor Ellis W. McCracken gc_clauerlaw@bellsouth.net

J. Ronald Jones, Jr. on behalf of Creditor Mitel Leasing, Inc. rjones@clawsonandstaubes.com,
bessex@clawsonandstaubes.com

James E. Sterling on behalf of Attorney Daniel Austin McCollum sterling@smithjordan.com

James W. Sheedy on behalf of Creditor GE Capital jimsheedy@driscollsheedy.com,
sdriscoll@driscollsheedy.com

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John B. Butler, III on behalf of Creditor Cliffs Members AD Hoc Group, Inc.
jbbiii@bellsouth.net

John M. Levensgood on behalf of Debtor CCHG Liquidation Co. mlevengood@mckennalong.com,
sbrooks@mckennalong.com;gmarsh@mckennalong.com;bbates@mckennalong.com

John Robert Devlin, Jr. on behalf of Defendant Kevin Culhan john.devlin@devlinparkinson.com,
laura.kirwan@devlinparkinson.com;joyce.gibson@devlinparkinson.com

John Timothy Stack on behalf of U.S. Trustee US Trustee's Office John.T.Stack@usdoj.gov

Jonathan B Alter on behalf of Interested Party Unsecured Creditors Committee
jonathan.alter@bingham.com, linda.miller@bingham.com

District/off: 0420-7

User: brooks
Form ID: pdf01

Page 2 of 2
Total Noticed: 1

Date Rcvd: Dec 04, 2013

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

Julio E. Mendoza, Jr. on behalf of Interested Party Carlile Development Company, LLC
rmendoza@nexsenpruet.com, ecf@nexsenpruet.com
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William L Rothschild on behalf of Interested Party Carlile Development Company, LLC
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TOTAL: 47