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The following constitutes the order of the court.
Signed December 16, 2016


William J. Lafferty, III
U.S. Bankruptcy Judge

7 Attorneys for Michael G. Kasolas, Trustee
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10 UNITED STATES BANKRUPTCY COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 OAKLAND DIVISION

13
14 In re
15 FOX ORTEGA ENTERPRISES, INC.,
16 dba PREMIER CRU,
17
18 Debtor.

Case No. 16-40050-WJL
Chapter 7

**ORDER APPROVING SURCHARGE
AGREEMENT**

19 Date: December 14, 2016
20 Time: 10:30 a.m.
Place: 1300 Clay Street
Courtroom 220
Oakland, CA 94612
21 Judge: The Hon. William J. Lafferty
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24 This matter came on regularly for hearing on December 14, 2016, before the Honorable
25 William J. Lafferty on the *Motion for Order Approving Surcharge Agreement* ("Motion") filed by
26 Michael G. Kasolas, trustee of the above-captioned bankruptcy estate; appropriate notice to all
27 parties in interest having been given; appearances were made as stated on the record; and for good
28 cause,

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IT IS ORDERED that the Motion is granted and the Surcharge Agreement referenced therein is approved.

IT IS FURTHER ORDERED that the trustee is hereby authorized to immediately pay the sum of \$250,000 from the Estate’s class settlement proceeds to Community Bank of the Bay (“CBB”). Those funds are to be held and either returned or drawn upon by CBB, all in accordance with the terms and provisions of the Surcharge Agreement.

APPROVED AS TO FORM:
RAPSON LAW OFFICES

By: /s/ David J. Rapson
David J. Rapson, Esq.
Attorneys for Community Bank of the Bay

**** END OF ORDER****

COURT SERVICE LIST

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ECF Recipients

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