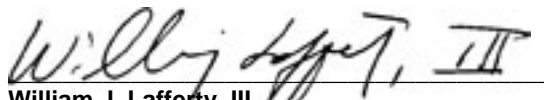




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The following constitutes the order of the court.
Signed July 29, 2016


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

7 Attorneys for Michael G. Kasolas, Trustee
8
9

10 UNITED STATES BANKRUPTCY COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 OAKLAND DIVISION
13

14 In re

15 FOX ORTEGA ENTERPRISES, INC.,
dba PREMIER CRU,

16
17 Debtor.
18

Case No. 16-40050-WJL

Chapter 7

**ORDER APPROVING COMPROMISE WITH
MICHAEL PODOLSKY, CLASS
REPRESENTATIVE OF PARTIES
CLAIMING OWNERSHIP RIGHTS IN WINE
HELD BY THE TRUSTEE**

19 Date: July 27, 2016
Time: 10:00 a.m.
20 Place: 1300 Clay Street
Courtroom 220
Oakland, CA
21 Judge: The Hon. William J. Lafferty
22

23
24 The hearing on the motion (the "Motion") under Rule of Bankruptcy Procedure 9019 for
25 an order approving the Stipulation of Settlement (the "Agreement") by and between Michael G.
26 Kasolas, trustee of the above-captioned estate ("Trustee"), and Michael Podolsky, class
27 representative of parties claiming ownership rights in wine held by the Trustee, as certified in the
28 matter of *Podolsky v. Kasolas*, Adv. Pro. No. 16-4033, was held at the above date and time;

1 appearances were noted on the record. Having reviewed the Motion and any objections thereto,
2 the Court finds that notice of the Motion was adequate under the circumstances, the proposed
3 compromise is fair and equitable under the standards set forth under *Martin v. Kane (In re A&C*
4 *Properties, Inc.)*, 784 F.2d 1377 (9th Cir. 1986) *cert. denied*, 479 U.S. 854 (1986), and the relief
5 requested is in the best interests of the bankruptcy estate; therefore, for good cause,

6 IT IS ORDERED that:

- 7 1. The Motion is granted;
- 8 2. For the reasons set forth herein and on the record at the hearing, all objections to
9 the Motion that have not been withdrawn, waived or settled, are overruled on the merits;
- 10 3. The Agreement, a copy of which is attached to the Motion as Exhibit A, is
11 approved in its entirety.
- 12 4. The Trustee is authorized to take any and all actions reasonably necessary to
13 perform or enforce the Agreement.
- 14 5. This Court shall retain jurisdiction to interpret, implement and enforce the terms of
15 the Agreement and this Order.

16 ****END OF ORDER****
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COURT SERVICE LIST

ECF Recipients

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