



1 Mark S. Bostick (SBN 111241)
Elizabeth Berke-Dreyfuss (SBN 114651)
2 Tracy Green (SBN 114876)

3 **WENDEL, ROSEN,**
BLACK & DEAN LLP
1111 Broadway, 24th Floor
4 Oakland, California 94607-4036
Telephone: (510) 834-6600
5 Fax: (510) 834-1928
Email: mbostick@wendel.com
6 Email: edreyfuss@wendel.com
Email: tgreen@wendel.com

The following constitutes the order of the court.
Signed February 4, 2016


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

7 Attorneys for Trustee, Michael G. Kasolas
8

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

13 In re
14 FOX ORTEGA ENTERPRISES, INC.,
15 dba PREMIER CRU,

16 Debtor.

Case No. 16-40050-WJL

Chapter 7

**ORDER AUTHORIZING EMPLOYMENT
OF COUNSEL FOR TRUSTEE**

Date: February 3, 2016

Time: 10:30 a.m.

**Place: 1300 Clay Street
Courtroom 220
Oakland, CA**

17
18
19
20
21 The Application of Michael G. Kasolas, trustee ("Trustee") to Employ Counsel for Trustee
22 ("Application"), came on for hearing on January 25, 2016, February 1, 2016 and February 3, 2016
23 before this Court following due and adequate notice. Appearances were noted in the record. The
24 Court has reviewed all pleadings filed including the *Supplemental Declaration of Proposed*
25 *Counsel in Support of Application to Employ Counsel for Trustee* filed on January 27, 2016 as
26 Docket No. 29, and the *Second Supplemental Declaration of Proposed Counsel in Support of*
27 *Application to Employ Counsel for Trustee* filed on February 1, 2016 as Docket No. 46, in support
28

ORDER AUTHORIZING EMPLOYMENT OF COUNSEL FOR
TRUSTEE

1 of Wendel Rosen's employment application.

2 Based on the information supplied and the agreement of Applicant to retain special
3 conflict's counsel as to any matter in which a current client of the firm of Wendel Rosen is adverse
4 to the estate, the Court is satisfied that the firm of Wendel Rosen is disinterested, is qualified and
5 it does not hold or represent an interest adverse to the estate, and for good cause appearing,

6
7 IT IS HEREBY ORDERED that:

8 1. The Application for appointment of Wendel Rosen is approved, effective from
9 January 8, 2016, the date upon which it first provided services, and Wendel Rosen is appointed as
10 general bankruptcy counsel for said Trustee under 11 U.S.C. §327(a), to perform legal services
11 required to:

- 12 (a) Assess and enforce the estate's rights in the Debtor's inventory;
- 13 (b) Liquidate such inventory;
- 14 (c) Evaluate and investigate potential avoidance claims and pursue such claims;
- 15 (d) Maximize the value of the estate's interest in 1011 University Ave. LLC, an
16 affiliate of the Debtor, and liquidate such interest;
- 17 (e) Investigate the conduct of the Debtor, its shareholders and affiliates with
18 respect to the integrity of the bankruptcy process and maximizing the value of assets;
- 19 (f) Evaluate and liquidate other potentially valuable assets and claims of the
20 estate;
- 21 (g) Analyze and resolve claims against the estate;
- 22 (h) Communicate with creditors as may be necessary;
- 23 (i) Perform services as may be required to properly administer the case; and
- 24 (j) Obtain court approval for such acts as necessary to enable the Trustee to
25 perform his duties.

26 2. Wendel Rosen's employment is on an hourly basis, with fees to be paid at its
27 regular hourly rates, as set forth in the Application. Compensation for services rendered and
28 reimbursement for expenses incurred is subject to the Court's *Guidelines for Compensation and*

1 *Expense Reimbursement of Professionals and Trustees* and are to be paid pursuant to 11 U.S.C. §
2 330, as allowed by the Court after notice and a hearing.

3 ****END OF ORDER****
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

COURT SERVICE LIST

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ECF Recipients.