



CLERK, U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

ENTERED

THE DATE OF ENTRY IS ON
THE COURT'S DOCKET

The following constitutes the ruling of the court and has the force and effect therein described.

Signed August 23, 2021


United States Bankruptcy Judge

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:

FRESH ACQUISITIONS, LLC, *et al.*,¹ § Case No. 21-30721 (SGJ)
§
§ Chapter 11
Debtors. § (Jointly Administered)

ORDER GRANTING EMERGENCY MOTION FOR ENTRY OF AN ORDER (I) AUTHORIZING THE COMMITTEE TO FILE CERTAIN TRIAL EXHIBITS UNDER SEAL, AND (II) LIMITING ATTENDANCE AT TRIAL

Having considered the *Emergency Motion for Entry of an Order (I) Authorizing the Committee to File Certain Trial Exhibits Under Seal, and (II) Limiting Attendance*

¹ The Debtors in these Chapter 11 cases ("Debtors") and the last four digits of each Debtor's Taxpayer Identification Number are as follows: Alamo Fresh Payroll, LLC (1590); Fresh Acquisitions, LLC (2795); Alamo Ovation, LLC (9002); Buffets LLC (2294); Hometown Buffet, Inc. (3002); Tahoe Joe's Inc. (7129); OCB Restaurant Company, LLC (7607); OCB Purchasing, Co. (7610); Ryan's Restaurant Group, LLC (7895); Fire Mountain Restaurants, LLC (8003); Food Management Partners, Inc. (7374); FMP SA Management Group, LLC (3031); FMP-Fresh Payroll, LLC (8962); FMP-Ovation Payroll, LLC (1728); and Alamo Buffets Payroll, LLC (0998). The Debtors' principal offices are located at: 2338 N. Loop 1604 W., Suite 350, San Antonio TX, 78248, United States.

ORDER GRANTING MOTION TO SEAL

at Trial (“**Motion to Seal**”) filed by the Official Committee of Unsecured Creditors (“**Committee**”), and finding that proper notice has been provided under the circumstances and that good cause exists to grant the Motion to Seal, in part as set forth in this Order,²

IT IS HEREBY ORDERED

1. The Motion to Seal is granted to the extent necessary to protect the confidentiality of the Trial Exhibits; however, the Court will specifically rule on each Exhibit as it is introduced.

2. The Confidential Information shall remain confidential, shall remain under seal, and shall not be made available to anyone, except that the Committee is authorized to cause the unredacted Trial Exhibits to be served on and made available to counsel for the Debtors; counsel for the United States Trustee; counsel for the Guarantors, counsel for VitaNova; counsel for ABT; and (c) any other party that has executed the Debtors’ CA.

4. The United States Trustee and his counsel are bound by the terms of this order; however, notwithstanding any other language in this order, the obligations of the United States Trustee concerning criminal matters or ethical matters are not affected by the terms of this Order.

5. When arguments and evidence are presented that may include Confidential Information, the Court will rule as to whether anyone should be excluded from the Courtroom and/or whether the record should be sealed.

6. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

² All capitalized terms used but not defined herein shall have the meanings given to them in the Motion to Seal.

7. This Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

END OF ORDER

SUBMITTED BY:

/s/ Carolyn J. Johnsen

Carolyn J. Johnsen

Texas Bar No. 19844600

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4834-3020-8247 v1 [97257-1]

ORDER GRANTING MOTION TO SEAL