

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

In re:)	
)	Chapter 11
GULF PACKAGING, INC., ¹)	Case No. 15- <u>15249</u> (PSH)
Debtor.)	
)	

**ORDER AUTHORIZING RETENTION OF PROFESSIONALS UTILIZED
IN THE ORDINARY COURSE OF BUSINESS**

Upon the Motion (the "Motion") For Entry of Order Authorizing Retention of Professionals Utilized in the Ordinary Course of Business, filed by Gulf Packaging, Inc., the above-captioned debtor and debtor in possession (the "Debtor"); and the Court having jurisdiction to consider this matter pursuant to 28 U.S.C. §§ 157 and 1334, and consideration of the Motion being a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and it appearing that due and sufficient notice of the Motion has been provided by the Debtor under the circumstances and that no other or further notice is required; and upon the hearing on the Motion conducted on _____, 2015 and the record made thereat; and after due deliberation and good cause appearing therefor, it is HEREBY ORDERED THAT:

1. The Motion is granted as set forth herein.²
2. The Debtor is authorized and empowered to employ and retain the Ordinary Course Professionals listed on **Exhibit A** to the Motion.
3. Subject to the limitations set forth below, the Debtor is authorized to pay, without formal application to the Court by any Ordinary Course Professional, the full billed amounts of

¹ The last four digits of the Debtor's tax identification number are 5030.

² Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Motion.

the fees and disbursements of each Ordinary Course Professional upon submission to the Debtor of an invoice setting forth in reasonable detail the nature of the services rendered after the Petition Date and calculated in accordance with such Ordinary Course Professional's standard billing practices (without prejudice to the Debtor's right to dispute any such invoices); *provided, however,* that no compensation paid to an Ordinary Course Professional shall be final until the retention of such Ordinary Course Professional is authorized as a final matter pursuant to the procedures described below.

4. Payments to an Ordinary Course Professional shall only be subject to the approval of the Court in accordance with sections 330 and 331 of the Bankruptcy Code if payments to such Ordinary Course Professional exceed \$25,000 in any one month or \$150,000 during the entire course of this case. In all other respects, such Ordinary Course Professionals shall be treated as an Ordinary Course Professional and their retention shall be governed by this Order.

5. Within five (5) days after entry of this Order, the Debtor shall serve this Order upon each Ordinary Course Professional. Not later than twenty (20) days after entry of this Order, each Ordinary Course Professional shall file with the Court, and serve upon the Notice Parties, a verified statement pursuant to Rule 2014 of the Federal Rules of Bankruptcy Procedure, substantially in the form of the statement attached to the Motion as **Exhibit B** (a "Declaration of Proposed Professional"), including an explanation of prepetition services rendered and postpetition services to be provided to the Debtor.

6. The Notice Parties shall have twenty (20) days after the receipt of an Declaration of Proposed Professional, or such other time as may be agreed to by the relevant Ordinary Course Professional or ordered by the Court (the "Objection Deadline"), to object to the retention of the relevant Ordinary Course Professional. Objections, if any, shall be served upon

the Notice Parties, on or before the Objection Deadline. If any such objection cannot be resolved within twenty (20) days of service, the matter shall be scheduled for hearing before the Court at a date agreeable to the parties. If no objection is submitted on or before the Objection Deadline, or if any objection submitted is timely resolved as set forth above, then without further order of the Court the employment, retention, and compensation of the Ordinary Course Professional shall be deemed approved.

7. The Debtor is authorized, without need for further hearing or order of the Court, to employ and retain Ordinary Course Professionals not presently listed in Exhibit A (“Additional Ordinary Course Professionals”) by filing with the Court a supplement to Exhibit A (the “Supplement”). The Supplement shall list the name of the Additional Ordinary Course Professional, along with a brief description of the services to be rendered and shall otherwise comply with the terms of this Order. For purposes of complying with the verified statement requirement, the twenty (20) day requirement to file a Declaration of Proposed Professional shall run from the filing of the Supplement with the Court. As with the Ordinary Course Professionals, the Notice Parties shall have twenty (20) days after service of each Additional Ordinary Course Professional’s declaration to object to the retention of such Professional, and if no objection is timely submitted, or if any objection submitted is timely resolved, then the employment, retention, and compensation of the Ordinary Course Professional shall be deemed approved without further order of the Court.

8. The Debtor is authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Motion.

9. Notwithstanding anything to the contrary contained herein, the relief granted in this Order and any payment to be made, or any authorization contained, hereunder shall be subject to the terms of any orders granting the use of cash collateral approved by this Court in this chapter 11 case, including with respect to any budgets governing or relating to such use (collectively, the "Cash Collateral Order"), and to the extent there is any inconsistency between the terms of the Cash Collateral Order and any action taken or proposed to be taken hereunder, the terms of the Cash Collateral Order shall control.

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

Dated: _____, 2015
Chicago, Illinois

UNITED STATES BANKRUPTCY JUDGE