

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In re:

Body Contour Ventures, LLC,

Debtor.

Chapter 11

Case No. 19-42510-pjs

Hon. Phillip J. Shefferly

**ORDER GRANTING FIRST DAY MOTION FOR AN ORDER
AUTHORIZING DEBTORS TO PAY PRE-PETITION WAGES,
COMPENSATION, AND EMPLOYEE BENEFITS**

This matter having come before the Court by the debtors and
debtors-in-possession identified below (collectively, "Debtors")¹ through
their *First Day Motion For An Order Authorizing Debtors To Pay Pre-*

¹ This Order is applicable to Debtors Body Contour Ventures, LLC, Case No. 19-42510, BCA Acquisitions, LLC, Case No. 19-42511, American Aesthetic Equipment, LLC, Case No. 19-42512, Knoxville Laser Spa LLC, Case No. 19-42513, LRX Alexandria, LLC, Case No. 19-42514, LRX Birmingham, LLC, Case No. 19-42515, LRX Charlotte, LLC, Case No. 19-42516, LRX Chicago, LLC, Case No. 19-42517, LRX Colorado Springs, LLC, Case No. 19-42518, LRX Dearborn, LLC, Case No. 19-42519, LRX East Lansing, LLC, Case No. 19-42520, LRX Grand Blanc, LLC, Case No. 19-42833, LRX Hoffman Estates, LLC, Case No. 19-42521, LRX Las Vegas Summerlin, LLC, Case No. 19-42522, LRX Mesa, LLC, Case No. 19-42523, LRX Naperville, LLC, Case No. 19-42524, LRX Novi, LLC, Case No. 19-42525, LRX Orland Park, LLC, Case No. 19-42526, LRX Plymouth-Canton, LLC, Case No. 19-42527, LRX Stone Oak, LLC, Case No. 19-42528, LRX Towson, LLC, Case No. 19-42530, LRX Troy, LLC, Case No. 19-42531, Premier Laser Spa of Greenville LLC, Case No. 19-42532, Premier Laser Spa of Indianapolis LLC, Case No. 19-42533, Premier Laser Spa of Louisville LLC, Case No. 19-42534, Premier Laser Spa of Pittsburgh LLC, Case No. 19-42535, Premier Laser Spa of St. Louis LLC, Case No. 19-42536, and Premier Laser Spa of Virginia LLC, Case No. 19-42537.

Petition Wages, Compensation, And Employee Benefits (“Motion”);² the Court having reviewed the Motion; the Court having found that (a) jurisdiction to consider the Motion is proper under 28 U.S.C. §§ 157 and 1334; (b) venue is proper before this Court under 28 U.S.C. §§ 1408 and 1409; (c) notice of the Motion was properly provided; (d) the legal and factual bases set forth in the Motion establish just cause for the relief requested; and (e) the Court being otherwise fully advised in the premises;

IT IS HEREBY ORDERED that:

1. The Motion is granted as set forth herein.
2. Debtors are authorized, but not directed, to:
 - a. pay and honor all pre-petition Employee Obligations and Employee Benefits, including the Unpaid Wages and Salaries (totaling \$255,396 as reduced by agreement at the hearing on the Motion), and Unpaid Savings Contributions (totaling \$9,920.05) (collectively, the “Unpaid Amounts”);
 - b. continue to maintain and provide all Employee Benefits provided by Debtors in the ordinary course of Debtors’ businesses;
 - c. pay all Unpaid Amounts required to be paid under, or incident to, the Employee Benefits to the extent any amounts accrued pre-petition and/or accrued post-petition but relate to the period before the Petition Date; and

² Capitalized terms used but not defined in this Order have the meanings given them in the Motion.

- d. modify, cancel, discontinue, and/or replace, without the need for further notice or Court approval, any policies, plans, offerings, or programs relating to any Employee Obligations or Employee Benefits as Debtors deem appropriate, and to pay any amounts necessary to effect a modification, cancellation, discontinuance, or replacement in the ordinary course of business without the need for further Court approval.

3. The request for Unpaid Expense Reimbursements is withdrawn without prejudice and, for clarity, the Unpaid Amounts do not include the Unpaid Expense Reimbursements of \$193,579.

4. No payment to any employee or independent contractor authorized by this Order may exceed the maximum statutory cap under 11 U.S.C. § 507(a)(4) of \$12,850.

5. The Payroll Provider, Health Equity, and the banks and financial institutions at which Debtors maintain the accounts that are used to pay the Unpaid Amounts, are authorized and directed to receive, process, honor, and pay (to the extent sufficient funds are available in the applicable account(s)) all checks presented for payment and fund electronic payments related to the Unpaid Amounts, whether the checks were presented or the funds transfer requests were submitted before or after the Petition Date.

6. Nothing contained in this Order constitutes, or will be deemed to constitute, the assumption of any policy, procedure, or executory

contract that may be described or referenced in the Motion.

7. The requirements of Fed. R. Bankr. P. 6004(a) are waived.

8. The terms of this Order are immediately effective and enforceable upon its entry.

9. This Court retains jurisdiction to hear and determine all matters arising from the implementation of this Order.

Signed on March 05, 2019

10.



/s/ Phillip J. Shefferly

Phillip J. Shefferly
United States Bankruptcy Judge