

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

SUGARFINA, INC., *et al.*,

Debtors.

Chapter 11

Case No. 19-119731 (MFW)
(Jointly Administered)

Objection Deadline: November 11, 2019 at 4:00 p.m. (ET)

**NOTICE OF FIRST MONTHLY FEE APPLICATION OF FISHERBROYLES LLP,
SPECIAL LITIGATION COUNSEL FOR THE DEBTORS,
FOR ALLOWANCE OF COMPENSATION AND REIMBURSEMENT OF EXPENSES
FOR THE PERIOD OF SEPTEMBER 6, 2019 THROUGH SEPTEMBER 30, 2019**

PLEASE TAKE NOTICE that, on October 30, 2019, FisherBroyles LLP (“FisherBroyles”), special litigation counsel for Sugarfina, Inc. (the “Debtor”), filed its First Monthly Fee Application (the “Application”) for Allowance of Compensation and Reimbursement of Expenses for the Services Rendered for the Period of September 6, 2019 through September 30, 2019.

If you object to the relief sought by the Application, you are required to file a response to the Application, on or before **November 11, 2019 at 4:00 p.m. (ET)**. At the same time, you must also serve a copy of the response upon Committee’s counsel:

Christina H. Bost Seaton, Esquire
445 Park Avenue, Ninth Floor
New York, NY 10022
Telephone: (203) 887-4665
Email: christina.bostseaton@fisherbroyles.com

PLEASE TAKE FURTHER NOTICE THAT IF NO OBJECTIONS ARE FILED AND SERVED IN ACCORDANCE WITH THE ABOVE PROCEDURES, THEN 80% OF FEES AND 100% OF THE EXPENSES REQUESTED IN THE APPLICATION MAY BE PAID PURSUANT TO THE INTERIM COMPENSATION ORDER WITHOUT FURTHER HEARING OR ORDER OF THE COURT.

A HEARING ON THE APPLICATION WILL BE HELD ONLY IF OBJECTIONS ARE FILED, OR IF THE COURT DIRECTS OTHERWISE AT A DATE AND TIME TO BE SCHEDULED BY THE COURT.

Dated: October 30, 2019

/s/ Christina H. Bost Seaton

Christina H. Bost Seaton (admitted *pro hac vice*)

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

SUGARFINA, INC., et al.,

Debtors.¹

Chapter 11

Case No. 19-11973 (MFW)
(Jointly Administered)**Objection Deadline: November 11, 2019 at 4:00 p.m. (ET)**

**SUMMARY OF FIRST MONTHLY FEE APPLICATION OF FISHERBROYLES LLP,
SPECIAL LITIGATION COUNSEL FOR THE DEBTORS, FOR ALLOWANCE OF
COMPENSATION AND REIMBURSEMENT OF EXPENSES
FOR THE PERIOD OF SEPTEMBER 6, 2019 THROUGH SEPTEMBER 30, 2019**

Name of Applicant:

FisherBroyles LLP

Authorized to Provide
Professional Services to:

Debtors

Date of Retention:

October 21, 2019, *nunc pro tunc* to September 6, 2019Period for which compensation
and reimbursement is sought:September 6, 2019 through September 30, 2019Amount of Compensation sought as
actual, reasonable and necessary
legal services rendered:\$32,351.00Amount of Expense Reimbursement
sought as actual, reasonable and
necessary:\$349.70This is a(n): ☒ monthly ☐ interim ☐ final application

Dated Filed	Period Covered	Requested		Approved	
		Fees	Expenses	Fees	Expenses
n/a					

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number or Canadian Revenue Agency, as applicable are (1) Sugarfina, Inc., a Delaware corporation (4356), (2) Sugarfina International, LLC, a Delaware limited liability company (1254), and Sugarfina (Canada), Ltd. (4480). The location of the Debtors' corporate headquarters is 1700 E. Walnut Ave, 5th Floor, El Segundo, California 90245.

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

SUGARFINA, INC., et al.,

Debtors.²

Chapter 11

Case No. 19-11973 (MFW)
(Jointly Administered)

Objection Deadline: November 11, 2019 at 4:00 p.m. (ET)

**FIRST MONTHLY APPLICATION OF FISHERBROYLES LLP, SPECIAL
LITIGATION COUNSEL FOR THE DEBTORS, FOR ALLOWANCE OF
COMPENSATION AND REIMBURSEMENT OF EXPENSES FOR THE PERIOD OF
SEPTEMBER 6, 2019 THROUGH SEPTEMBER 30, 2019**

FisherBroyles LLP (“FisherBroyles”), special litigation counsel to Sugarfina, Inc. et al., the debtors in the above-captioned chapter 11 cases (collectively, the “Debtors”), hereby submits its monthly fee application (the “Application”) for entry of an order pursuant to section 331 of title 11 of the United States Code, 11 U.S.C. §§101 et seq., as amended (the “Bankruptcy Code”) granting interim compensation in the amount of \$32,361.00 and reimbursement of expenses in the amount \$349.70 for the period from September 6, 2019 through September 30, 2019 (the “Compensation Period”), and in support thereof, FisherBroyles respectfully represents as follows:

JURISDICTION AND VENUE

1. This Court has jurisdiction over this Application pursuant to 28 U.S.C. §1334. This is a core proceeding pursuant to 28 U.S.C. §157(b)(2)(A) and (B).
2. Venue of this proceeding and this Application is proper in this District pursuant to 28 U.S.C. §§1408 and 1409.

² The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number or Canadian Revenue Agency, as applicable are (1) Sugarfina, Inc., a Delaware corporation (4356), (2) Sugarfina International, LLC, a Delaware limited liability company (1254), and Sugarfina (Canada), Ltd. (4480). The location of the Debtors’ corporate headquarters is 1700 E. Walnut Ave, 5th Floor, El Segundo, California 90245.

3. The statutory predicate for the relief sought herein is section 327 of the Bankruptcy Code.

BACKGROUND

4. On September 6, 2019, (the “Petition Date”), the above-captioned jointly administered debtors (the “Debtors”) commenced the above-captioned bankruptcy cases (the “Chapter 11 Cases”) by filing voluntary petitions for relief under Chapter 11 of the Bankruptcy Code.

5. The Debtors have continued in the possession of their property and have continued to operate and manage its business as debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. No trustee or examiner has been appointed in the Chapter 11 Cases.

6. On October 4, 2019, the Debtors filed their motion to employ FisherBroyles, LLP as Special Litigation Counsel to the Debtors, *nunc pro tunc* to the petition date [Docket No. 213]. The Court entered its Order granting the application on October 21, 2019, *nunc pro tunc* to September 6, 2019 [Docket No. 291].

7. On September 19, 2019, the Debtors filed a Motion for Entry of an Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Retained Professionals (the “Administrative Compensation Motion”) [Docket No. 107], and on October 3, 2019, the Court entered an Order approving the Administrative Compensation Motion (the “Administrative Compensation Order”) [Docket No. 198].


8. Attached hereto as **Exhibit A** is a full and detailed statement describing the services rendered by each professional and paraprofessional at FisherBroyles during the Compensation Period.

VERIFICATION

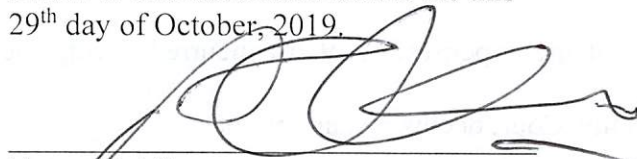
STATE OF NEW YORK :
COUNTY OF NEW YORK : SS

Christina H. Bost Seaton, after being sworn according to law, deposes and says:

- a) I am a partner of the firm FisherBroyles LLP.
- b) I have personally performed or am familiar with the services rendered by FisherBroyles LLP, as special litigation counsel to the Debtors.
- c) I have reviewed the foregoing Fee Application and the facts set forth therein are true and correct to the best of my knowledge, information and belief. Moreover, I have reviewed Local Rule 2016-2, and submit that the Fee Application complies with such Rule.


Christina H. Bost Seaton

Sworn to and subscribed before me this
29th day of October, 2019.


Notary Public

Richard B. Cohen
Notary Public, State of New York
No. 02CO4735055
Qualified in New York County
Term Expires May 31, 2015
23

9. The total sum due to FisherBroyles for professional services rendered on behalf Debtors during for the Compensation Period is \$32,361.00. FisherBroyles submits that the professional services it rendered on behalf of the Debtors during this time were reasonable and necessary.

10. FisherBroyles incurred \$349.70 of expenses during the Compensation Period. A chart detailing the specific disbursements are attached hereto as **Exhibit B**.

11. The undersigned hereby attests that she has reviewed the requirements of Local Rule 2016-1 and this Application conforms to such requirements, including that travel time was not billed at more than half rate and copying charges were only \$.10 per page.

WHEREFORE, FisherBroyles hereby requests pursuant to the procedures allowed in the Administrative Compensation Order: (i) interim allowance of compensation for necessary and valuable professional services rendered to the Committee in the amount of \$32,361.00 and reimbursement of expenses in the amount of \$349.70 for the period from September 6, 2019 through September 30, 2019; (ii) payment in the total amount of \$26,238.50 (representing 80% of the total fees billed (\$25,888.80) and 100% of the expenses, \$349.70) incurred during the Application Period); and (iii) such other relief as this Court deems just and proper.

Dated: October 30, 2019

FISHERBROYLES LLP

/s/ Christina H. Bost Seaton

Christina H. Bost Seaton (admitted *pro hac vice*)

445 Park Avenue, Ninth Floor

New York, NY 10022

Telephone: (203) 887-4665

Email: christina.bostseaton@fisherbroyles.com

Special Litigation Counsel to the Debtors

EXHIBIT A

COMPENSATION BY CATEGORY

Project Category	Total Hours	Total Fees
A111 Other - Retention	13.4	\$6,633.00
B120 Asset Analysis and Recovery	1.20	\$594.00
B190 Other Contested Matters - Litigation	51.20	\$25,134.00
Totals	65.80	\$32,361.00

Timekeeper Summary:

Timekeeper	Position	Rate	Hours	Amount
Christina H. Bost Seaton	Member of the New York Bar since 2005; Partner in Litigation Group since 2016	\$495.00	59.70	\$29,551.50
Rebecca Rettig	Member of the New York Bar since 2007; Partner in Litigation Group since 2019	\$495.00	1.30	\$643.50
Patricia B. Fugée	Member of the New York and New Jersey Bars since 1991, the Ohio and Michigan Bars since 1999, and the Illinois Bar since 2012; Partner in the Bankruptcy Court since 2016	\$495.00	4.20	\$2079.00
CarolAnn Harkavy	Paralegal in Litigation Group since 2018	\$145.00	0.60	\$87.00
Totals			65.80	\$32,361.00
Blended Rate:			\$491.80	

EXHIBIT B

Summary of Expenses

Description	Amount
postage	\$13.70
Travel – train tickets	\$336.00
Total	\$349.70