

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

In re:

SPORTCO HOLDINGS, INC., *et al.*,¹

Debtors.

Chapter 11

Case No. 19-11299 (LSS)
(Jointly Administered)

Re: Docket No. 299

**ORDER PURSUANT TO BANKRUPTCY CODE SECTIONS 327(a) AND 328(a)
AUTHORIZING THE EMPLOYMENT AND RETENTION OF WILSON KIBLER, INC.
AS REAL ESTATE BROKER *NUNC PRO TUNC* TO AUGUST 1, 2019**

Upon the Application² of the above-captioned Debtors for an order authorizing and approving the retention and employment of Wilson Kibler, Inc. (“Wilson Kibler”) in these Chapter 11 Cases as real estate broker to the Debtors for the Properties, *nunc pro tunc* to August 1, 2019, pursuant to sections 327(a) and 328(a) of the Bankruptcy Code, Bankruptcy Rules 2014 and 2016, and Local Rule 2014-1; and the Court having reviewed the Application, the Listing Agreement, and the Broker Declaration in support of the Application; and the Court finding that no other or further notice is required; and it appearing that this Court has jurisdiction to consider the Application in accordance with 28 U.S.C. §§ 157 and 1334; and it appearing that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and it appearing that the venue of these cases and this Application is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court finding that Wilson Kibler is a disinterested person as defined in section 101(14) of the Bankruptcy Code and as required by section 327 of the Bankruptcy Code because (a) Wilson Kibler has no

¹ The Debtors, together with the last four digits of each Debtor’s federal tax identification number, are: Bonitz Brothers, Inc. (4441); Ellett Brothers, LLC (7069); Evans Sports, Inc. (2654); Jerry’s Sports, Inc. (4289); Outdoor Sports Headquarters, Inc. (4548); Quality Boxes, Inc. (0287); Simmons Guns Specialties, Inc. (4364); SportCo Holdings, Inc. (0355); and United Sporting Companies, Inc. (5758). The location of the Debtors’ corporate headquarters and the service address for all Debtors is 267 Columbia Ave., Chapin, SC 29036.

² Capitalized terms used but not defined shall have the meanings ascribed to such terms in the Application.

connection with the Debtors, any creditors, or other parties in interest, their respective attorneys and accountants, or the U.S. Trustee or any of its employees, except as set forth in the Broker Declaration, (b) Wilson Kibler is not a creditor, equity security holder, or insider of the Debtors, (c) none of Wilson Kibler's members or employees are or were, within two years of the Petition Date, a director, officer, or employee of the Debtors, and (d) Wilson Kibler does not hold and neither has represented nor represents an interest materially adverse to the interests of the Debtors' estates or any class of creditors or equity security holders by reason of any direct or indirect relationship to, connection with, or interest in, the Debtors or for any other reason; and after due deliberation and sufficient cause appearing therefor, it is hereby:

ORDERED, ADJUDGED, AND DECREED THAT:

1. The Application is GRANTED *nunc pro tunc* to August 1, 2019.
2. Pursuant to sections to sections 327(a) and 328(a) of the Bankruptcy Code, Bankruptcy Rule 2014(a) and Local Rule 2014-1, the Debtors are authorized to employ and retain Wilson Kibler as their real estate broker for the Properties in accordance with the Listing Agreement.
3. In connection with any motion to approve a sale of either or both properties Wilson Kibler shall be permitted to include a request for compensation for its services pursuant to the Listing Agreement and shall not be required to file a fee application with this Court. Any cost reimbursement Wilson Kibler may request shall also be included within any motion to approve a sale of either or both properties.
4. In the event of any conflict between this Order and the Listing Agreement, this Order shall govern.
5. The Debtors are authorized and empowered to take all actions necessary to

implement the relief granted in this Order.

6. Notwithstanding any Bankruptcy Rule to the contrary, this Order shall be immediately effective and enforceable upon its entry.

7. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation of this Order.

Dated: September 10th, 2019
Wilmington, Delaware



LAURIE SELBER SILVERSTEIN
UNITED STATES BANKRUPTCY JUDGE