



ENTERED
09/22/2015

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
VICTORIA DIVISION**

IN RE:	§	
	§	CASE NO: 15-60070
HII TECHNOLOGIES, INC., <i>et al.</i> ,	§	CHAPTER 11
	§	Jointly Administered
Debtor(s).	§	DAVID R. JONES

ORDER APPROVING APPLICATION TO EMPLOY AND RETAIN (I) STOUT RISIUS ROSS, INC. TO PROVIDE MANAGEMENT AND RESTRUCTURING SERVICES TO THE DEBTORS AND (II) LORETTA CROSS AS CHIEF RESTRUCTURING OFFICER
(Docket No. 8)

Upon consideration of the Emergency Application to Employ and Retain (I) Stout Risius Ross, Inc. to Provide Management and Restructuring Services to the Debtors and (II) Loretta Cross as the Debtors’ Chief Restructuring Officer (the “Application”); and upon the affidavit (the “Cross Affidavit”) of Loretta Cross (“Ms. Cross”), a Managing Director at Stout Risius Ross, Inc. (“SRR”); and the Court being satisfied on the representations made in the Application and the Cross Affidavit that (i) SRR and Ms. Cross represent no interest adverse to the Debtors’ estates or their creditors with respect to the matters upon which they are to be engaged, (ii) SRR and Ms. Cross are “disinterested persons” as that term is defined under 11 U.S.C. § 101(14), as modified by 11 U.S.C. § 1107(b); and (iii) that the employment of SRR to provide management and restructuring services to the Debtors and Ms. Cross as the Debtors’ Chief Restructuring Officer (“CRO”) is necessary and is in the best interests of the Debtors’ estates; the Court also finds that:

Based on the evidence submitted, the 21-day waiting period under Fed. R. Bank. P. 6003 should be waived because the Debtors would suffer immediate, severe and irreparable harm if the Court does not authorize a CRO immediately. To not appoint the CRO immediately would result in waste of the Debtors’ assets and loss of value and potentially the entire case. Therefore, it is hereby

ORDERED that the Application is granted as provided herein; and, it is further

ORDERED that, in accordance with 11 U.S.C. § 363, the Debtors are authorized and empowered to employ and retain SRR to provide crisis management services to the Debtors and to employ and retain Ms. Cross as their CRO on the terms set out in the Application effective from the Petition Date, and such retention is hereby approved; and, it is further

ORDERED that, other than the timing of the payment of fees for the services rendered by Ms. Cross as CRO, SRR shall be compensated in accordance with the terms described in the engagement letter entered into between the Debtors and SRR dated July 30, 2015 (the “Engagement Letter”); and, it is further

ORDERED that SRR will be paid as provided for under the Engagement Letter (weekly) and file with the Court and provide notice to the United States Trustee and all official committees, reports of compensation earned and expenses incurred on at least a quarterly basis. Such reports shall summarize the services provided, identify the compensation earned by each executive officer and staff employee provided, and itemize the expenses incurred. The notice shall provide a 14-day time period for objections. All compensation paid remains subject to review by the Court in the event an objection is timely filed (*i.e.*, a “negative notice” procedure); and, it is further

ORDERED that the Debtors, their officers, employees, and agents are authorized to take or refrain from taking such acts as are necessary and appropriate to implement and effectuate the relief granted herein; and, it is further

ORDERED that this Court shall retain jurisdiction over all matters arising from or related to the interpretation and implementation of this Order.

SIGNED: September 22, 2015.



DAVID R. JONES
UNITED STATES BANKRUPTCY JUDGE