

The relief described hereinbelow is SO ORDERED

Done this 29th day of June, 2012.



William R. Sawyer
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF ALABAMA, SOUTHERN DIVISION

In Re:) **Case No: 11-12254-WRS-11**
)
SMALL LOANS, INC., et al.) **Chapter 11**
)
Debtors.) **Jointly Administered**

ORDER GRANTING FIRST INTERIM APPLICATION FOR COMPENSATION AND REIMBURSEMENT OF EXPENSES SUBMITTED BY WARREN, AVERETT, KIMBROUGH & MARINO, LCC, FINANCIAL ADVISORS FOR THE DEBTORS

Warren, Averett, Kimbrough & Marino, LLC ("Warren Averett"), the financial advisors for the Debtors,¹ filed a First Interim Application for Compensation and Reimbursement of Expenses Submitted by Warren, Averett, Kimbrough & Marino, LLC, Financial Advisors for the Debtors [ECF Docket No. 360] (the "First Interim Application") in this matter on May 30, 2012.

In its First Interim Application, Warren Averett requests that the Court award to it compensation for services rendered to the Debtors in the amount of \$129,956.50 and

¹ The Debtors include Small Loans, Inc., which filed Case No. 11-12254-WRS-11; The Money Tree, Inc., which filed Case No. 11-12255-WRS-11; The Money Tree of Louisiana, Inc. which filed Case No. 11-12256-WRS-11; The Money Tree of Florida Inc. which filed Case No. 11-12257-WRS-11; and The Money Tree of Georgia Inc. which filed Case No. 11-12258-WRS-11. These cases are being jointly administered by the Court pursuant to the Order for Joint Administration entered by the Court on January 4, 2012.

reimbursement for expenses in the amount of \$1,659.04, for a total of \$131,615.54. Objections to the First Interim Application were filed by the Chapter 11 Trustee [ECF Docket No. 457], by the Omnibus Official Committee of Unsecured Creditors [ECF Docket No. 458], and by David L. Finney [ECF Docket No. 385].

The Court scheduled a hearing on the First Interim Application for June 26, 2012. At the hearing, appearances were made by the Bankruptcy Administrator, Teresa R. Jacobs, by Daniel D. Sparks and Bradley R. Hightower as counsel for the Chapter 11 Trustee, by R. Kyle Woods as counsel for the Omnibus Official Committee of Unsecured Creditors, and by Henry A. Calloway as counsel for HGH Associates, LLC. No appearance was made by Mr. Finney or by anyone representing Mr. Finney.

The parties announced at the beginning of the hearing that, at the Trustee's request, Warren Averett had agreed to a \$15,000.00 reduction regarding the amount of compensation for services rendered sought in its First Interim Application. This satisfies the objections filed by the Chapter 11 Trustee and the Omnibus Official Committee of Unsecured Creditors and reduces the amount requested by Warren Averett for compensation for services rendered from \$129,956.50 to \$114,956.50. The \$1,659.04 amount sought by Warren Averett for reimbursement of expenses remains unchanged; therefore, the updated total sought by Warren Averett in its First Interim Application is \$116,615.54.

Based upon the Court's review of the First Interim Application and the agreement reached between the Trustee and Warren Averett to reduce total amount requested by Warren Averett by \$15,000.00, the Court finds that the First Interim Application is due to be granted; that the objection to the First Interim Application filed by David L. Finney is overruled because neither Mr. Finney nor anyone representing Mr. Finney appeared at the hearing to prosecute the

objection; and that the objections filed by Chapter 11 Trustee and the Omnibus Official Committee of Unsecured Creditors are withdrawn. For these reasons, it is ORDERED that the First Interim Application filed by Warren Averett is GRANTED, subject to the \$15,000.00 reduction in fees described above, and Warren Averett is AWARDED compensation for services rendered to the Debtors in the amount of \$114,956.50 and reimbursement for expenses in the amount of \$1,659.04, for a total of \$116,615.54. The Chapter 11 Trustee is authorized to pay this amount to Warren Averett pursuant to the Compensation Procedures set out in the Chapter 11 Trustee's Motion Pursuant to Fed. R. Bankr. P. 2016(a) for Entry of an Order Under Sections 105(a) and 331 of the Bankruptcy Code Establishing Procedures for Allowance and Payment of Interim Compensation and Expenses [ECF Docket No. 394]

###END OF ORDER###

This order prepared by:

Bradley R. Hightower
CHRISTIAN & SMALL LLP
505 North 20th Street, Suite 1800
Birmingham, Alabama 35203
Phone: (205) 795-6588
Fax: (205) 328-7234
Email: brh@csattorneys.com