



IT IS ORDERED as set forth below:

Date: November 15, 2013

Mary Grace Diehl

Mary Grace Diehl
U.S. Bankruptcy Court Judge

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

In re:	:	CASE NUMBER:
	:	
TRADE AM INTERNATIONAL, INC.,	:	13-62588-MGD
	:	
	:	CHAPTER 7
Debtor.	:	
<hr/>		
JUPITER IL, LLC and DEUTSCHE BANK	:	
AG, CAYMAN ISLANDS BRANCH,	:	
	:	
Movants	:	
v.	:	Contested Matter
	:	
S. GREGORY HAYS, as Interim Trustee,	:	
	:	
Respondent.	:	
<hr/>		

**ORDER CLARIFYING OCTOBER 9, 2013 ORDER APPROVING APPLICATION FOR
AUTHORITY TO INCUR AND PAY ADMINISTRATIVE EXPENSES**

Two matters came on for hearing on November 14, 2013 in the above-styled case. Motions were filed by Jupiter IL, LLC and Deutsche Bank AG (Docket Nos. 61 & 69). Interim Trustee S. Gregory Hays and his counsel Neil C. Gordon appeared at the hearing. William L. Rothschild

appeared for Jupiter and John Elrod appeared for Deutsche Bank. A ruling on Deutsche's Motion as it relates to pending Rule 2004 examinations was deferred because the relief it sought was not yet ripe.

This is an involuntary case where an interim trustee has been appointed and charged with preparing and filing the list of creditors, schedules, and statement of financial affairs (Docket No. 58) after Debtor failed to fulfill its duties under the Code. The Court's October 9, 2013 authorized the Interim Trustee to incur administrative expenses up to \$5,000.00 and pay such expenses to complete the creditor list, schedules, and statement of financial affairs to allow the case to be administered. To date, the actual amount expended by the Interim Trustee, as reported in his November 13, 2013 status report (Docket No. 73), is \$1,211.00.

Jupiter seeks clarification as to whether these costs incurred are to be paid from the bankruptcy estate. Specifically, Jupiter objects to the payment of such expenses to the extent such funds used by the estate to pay these expenses are deemed to constitute Jupiter's cash collateral. At this point, the Interim Trustee has not sought reimbursement from the estate.

The Court is unable to determine whether any party has an interest in any funds held by an estate representative until the Interim Trustee can prepare the list of creditors and supporting documents. The *de minimum* expenses authorized by the Court's October 9, 2013 Order are necessary to protect the estate and any party claiming an interest in property of the estate. Accordingly, it is

ORDERED that the Interim Trustee is authorized to incur expenses in accordance with the Court's October 9, 2013 Order and such expenses are authorized to be paid from the estate.

The Clerk is directed to serve a copy of this Order on the parties listed below.

END OF DOCUMENT

Distribution List

Neil C. Gordon
Arnall Golden Gregory LLP
Suite 2100
171 17th Street, NW
Atlanta, GA 30363

Office of the United States Trustee
Room 362, Richard B. Russell Building
75 Spring Street, S.W.
Atlanta, Georgia 30303

S. Gregory Hays
Chapter 7 Trustee
Hays Financial Consulting
Suite 200
3343 Peachtree Street, NE
Atlanta, Georgia 30325-1420

Matthew R. Brooks
Troutman Sanders LLP
Suite 5200
600 Peachtree Street
Atlanta, GA 30308

Andrew N. Capezzuto
Greenberg Traurig, LLP
3333 Piedmont Road NE
Terminus 200, Suite 2500
Atlanta, GA 30305

Wayne M. Greenwald
26th Floor
475 Park Avenue
New York, NY 10016

William R. Joiner
Mitchell and Shapiro LLP
One Securities Center - Suite 650
3490 Piedmont Road
Atlanta, GA 30305

Michael J. King
Greenberg Traurig, LLP
3333 Piedmont Road NE
Terminus 200, Suite 2500
Atlanta, GA 30305

John M. McGovern
McGovern Law Firm
7000 Miller Court East
Norcross, GA 30071

G. Frank Nason, IV
Lamberth, Cifelli, Stokes Ellis & Nason
Ste 550
3343 Peachtree Rd., NE
Atlanta, GA 30326

William Russell Patterson
Ragsdale Beals Seigler Patterson & Gray
2400 International Tower
229 Peachtree Street NE
Atlanta, GA 30303-1629

Christopher D. Phillips
Lamberth, Cifelli, Stokes, Ellis & Nason
Suite 550
3343 Peachtree Road, NE
Atlanta, GA 30326-1022

William L. Rothschild
Ogier, Rothschild & Rosenfeld, PC
170 Mitchell Street, S.W.
Atlanta, GA 30303-3424

Lydia J. Sartain
Stewart Melvin & Frost, LLP
P O Box 3280
Gainesville, GA 30503

J. Douglas Stewart
Stewart, Melvin & Frost
6th Flr - Hunt Tower - 200 Main St
PO Box 3280
Gainesville, GA 30503

Edwin K. Palmer
P.O. Box 1284
Decatur, GA 30031

Trade AM International, Inc.
3579 Castlegate Drive, NW
Atlanta, GA 30327

John D. Elrod
GREENBERG TRAURIG, LLP
3333 Piedmont Road NE
Terminus 200, Suite 2500
Atlanta, GA 30305

Henry F. Sewell, Jr.
McKenna Long & Aldridge LLP
303 Peachtree Street NE, Suite 5300
Atlanta, GA 30308