

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re

HELIOS AND MATHESON ANALYTICS
INC., *et al.*,¹

Debtors.

Chapter 7

Case Nos. 20-10242 (DSJ)
(Jointly Administered)

**ORDER PURSUANT TO 11 U.S.C. § 105(a) AND FEDERAL RULE OF BANKRUPTCY
PROCEDURE 9019(a) APPROVING A STIPULATION RESOLVING LITIGATION
BETWEEN MOVIEPASS, INC. AND SINEMIA, INC.**

Upon the motion (Doc. 195) (the “Motion”)² of Alan Nisselson, as trustee for the chapter 7 estate of MoviePass, Inc. (“MoviePass”), Case No. 20-10242 (the “Estate”), seeking entry of an order pursuant to 11 U.S.C. § 105(a) and Federal Rule of Bankruptcy Procedure 9019(a) approving a stipulation between the Trustee and the chapter 7 trustee for Sinemia, Inc. resolving that certain prepetition Patent Litigation between MoviePass and Sinemia, Inc. (the “Stipulation”); and it appearing that due and sufficient notice has been given to all parties in interest as required by the applicable provisions of the Bankruptcy Code, Bankruptcy Rules, and the local rules of this Court, as evidenced by the ~~Affidavit~~ **Certificates** of Service filed with the Court (**Docs. 197 and 201**); and no objections to the Motion having been filed; and the Motion having come on for a hearing before the Court on August 31, 2021 (the “Hearing”); and the Trustee having appeared at the Hearing in support of the Motion by his attorneys, Windels Marx Lane & Mittendorf, LLP, Kim M. Longo, Esq.; and the Court having considered the Motion, and the Declaration of Alan Nisselson in support of the Motion; and upon the record of the Hearing, and for the reasons set

¹The Debtors in the jointly administered Chapter 7 cases, together with the last four digits of each Debtor’s federal tax identification number, are as follows: Helios and Matheson Analytics, Inc., a/k/a MovieFone (9913), Zone Technologies, Inc., a/k/a Red Zone, a/k/a Zone Intelligence, (5124), and MoviePass, Inc. (9893).

² All capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Motion.



forth at the Hearing, the Court having found the relief sought in the Motion is appropriate and approval of the Stipulation is reasonable and in the best interests of the Estate and creditors; and this Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and consideration of the Motion and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper pursuant to 28 U.S.C. §§ 1408 and 1409; and after due deliberation; and sufficient cause appearing therefor; **[DSJ 8/31/2021]**

IT IS HEREBY ORDERED, THAT:

1. The Motion is granted in its entirety and the Stipulation is hereby approved and authorized pursuant to Federal Rule of Bankruptcy Procedure 9019(a).
2. This Court retains jurisdiction to interpret and enforce this Order, including to resolve any dispute arising from or related to the Stipulation.

Dated: New York, New York
August 31, 2021

s/ David S. Jones
HONORABLE DAVID S. JONES
UNITED STATES BANKRUPTCY JUDGE