



ORDERED in the Southern District of Florida on March 27, 2020.

**Paul G. Hyman, Jr., Judge
United States Bankruptcy Court**

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
FORT LAUDERDALE DIVISION**

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In re:)	Chapter 11 Cases
)	
TOUSA, INC., <i>et al.</i> ,)	Case No. 08-10928-PGH
)	
Debtors. ¹)	Jointly Administered
)	

¹ The Debtors (Case Nos.) are: TOUSA, Inc. (Lead Case No. 08-10928); TOUSA Homes Florida LP (Case No. 08-10929) LP; TOUSA Homes, Inc. (Case No. 08-10930); Newmark Homes, LLC (Case No. 08-10931); LB/TE#1, LLC (Case No. 08-10932); Lorton South Condominium, LLC (Case No. 08-10933); Engle Homes Commercial Construction, LLC (Case No. 08-10934); McKay Landing, LLC (Case No. 08-10935); TOUSA, LLC (Case No. 08-10936); TOUSA Homes Investment #2, LLC (Case No. 08-10937); Newmark Homes Purchasing, LP (Case No. 08-10938); TOUSA Mid-Atlantic Investment, LLC (Case No. 08-10939); Engle/Gillian LLC (Case No. 08-10940); Preferred Builders Realty, Inc. (Case No. 08-10941); Newmark Homes L.P (Case No. 08-10942); TOUSA Investment #2, Inc. (Case No. 08-10943); Reflection Key, LLC (Case No. 08-10944); TOUSA Realty, Inc. (Case No. 08-10946); Engle/James LLC (Case No. 08-10947); TOUSA/West Holdings, Inc. (Case No. 08-10948); TOUSA Homes Mid-Atlantic Holding, LLC (Case No. 08-10949); Silverlake Interests LLC (Case No. 08-10950); TOUSA Home Investment #2, Inc. (Case No. 08-10951); TOUSA Funding, LLC (Case No. 08-10952); TOI, LLC (Case No. 08-10953); TOUSA Homes Nevada, LLC (Case No. 08-10954); TOUSA Homes Investment #1, Inc. (Case No. 08-10955); TOUSA Homes Arizona, LLC LP (Case No. 08-10956); TOUSA Delaware, Inc. (Case No. 08-10957); TOUSA Homes Colorado, LLC (Case No. 08-10958); TOUSA Associates Services Company (Case No. 08-10959); Engle Homes Residential Construction, L.L.C. (Case No. 08-10960); Engle Homes Delaware, Inc. (Case No. 08-10961); Engle Sierra Verde P4, LLC (Case No. 08-10962); TOUSA Homes Mid-Atlantic, LLC (Case No. 08-10963); Engle Sierra Verde P5, LLC (Case No. 08-10964); Newmark Homes Business Trust (Case No. 08-10965); and Beacon Hill at Mountain's Edge, LLC (Case No. 08-20746).



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FINAL DECREE CLOSING THE LEAD CHAPTER 11 CASE AND JOINTLY ADMINISTERED CASES, AND DIRECTING THE CLERK OF COURT TO DOCKET THE ENTRY OF THIS ORDER IN EACH OF THE RELATED CASES

Upon the hearing held on March 26, 2020, at 9:30 a.m. (“Hearing”), on final report and motion [ECF Nos. 10264, 10270] (the “Motion”)² of J Beck & Associates, Inc., Liquidation Trustee for the TOUSA Liquidation Trust (the “Liquidation Trustee”) for entry of final decree (“Final Decree”) and discharge of the Liquidation Trustee, as more fully set forth in the Motion, and this Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334, and the Court having found venue of this proceeding and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having found that the Liquidation Trust has completed all duties required under the Plan and the Trust has been fully administered; and this Court having found that all distributions and payments required by the Plan have been completed; and this Court having found that the relief requested in the Motion is in the best interest of the Liquidation Trust beneficiaries and parties in interest; and, having found that notice of the Motion and opportunity for hearing on the Motion were appropriate under the circumstances, and no other notice need be provided; and, the Court having reviewed the Motion and having heard the presentation of counsel; for the foregoing reasons and for the reasons set forth on the record at the Hearing, the Court determined that just cause was established for the relief granted herein; and upon all the proceedings had before this Court, after due deliberation and sufficient cause appearing, it is therefore,

ORDERED that:

1. The Motion is GRANTED as set forth in this Final Decree.

² Capitalized terms used and not otherwise defined herein shall have the meanings ascribed to such terms in the Motion.

2. All motions, objections and applications that have not been previously resolved are denied as moot.

3. The Lead Case and all jointly administered cases are CLOSED.

4. The Clerk of Courts shall use best efforts to enter this Order on the docket of the Lead Case as well as on the docket of each jointly administered case listed in the footnote on Page 1 of this Order, and close the cases on or before March 31, 2020.

5. The Liquidation Trustee is discharged in all respects but remains authorized and directed to file any appropriate tax returns and to issue any required grantor statements after entry of this Final Decree and the bond of the Liquidation Trustee is cancelled.

6. All exculpation provision of the Liquidation Trust and the confirmed Plan survive this Final Decree and the closing of these jointly administered cases.

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Submitted by:

STEARNS WEAVER MILLER WEISSLER ALHADEFF & SITTERSON, P.A.

Patricia A. Redmond (Florida Bar No. 303739)

150 West Flagler Street, Miami, Florida 33130

Telephone: (305) 789-3553

Email: predmond@stearnsweaver.com

- AND -

AKIN GUMP STRAUSS HAUER & FELD LLP

Philip C. Dublin (New York Bar No. 2959344)

Sara L. Brauner (New York Bar No. 4882262)

One Bryant Park, New York, New York 10036

Telephone: (212) 872-1000

Co-Counsel to the Liquidation Trust

(Attorney Redmond is directed to serve conformed copies of this Order upon all interested parties and to file a certificate of service.)

#8283418v2

#8283879 v2

CGFD30 (10/01/16)



ORDERED in the Southern District of Florida on March 27, 2020

A handwritten signature in black ink that reads "Paul G. Hyman, Jr." The signature is written in a cursive style and is positioned above a horizontal line.

Paul G. Hyman, Jr.
United States Bankruptcy Judge

United States Bankruptcy Court
Southern District of Florida
www.flsb.uscourts.gov

Case Number: 08-10928-PGH
Chapter: 11

In re: *Debtor(s) name(s) and address(es) (for names include married, maiden and trade used by the debtor(s) in the last 8 years)*

TOUSA, Inc.
dba Technical USA, Inc., dba TOUSA Homes, Inc, dba Engle Homes, dba Newmark Homes Corporation, dba Newmark Homes, L.P., ...
c/o Paul Steven Singerman, Esq
200 Biscayne Blvd #1000
Miami, FL 33131

EIN: 76-0460831

FINAL DECREE

A Final Report and Motion for Entry of Final Decree having been filed on behalf of the debtor, this chapter 11 case is closed. If applicable, all future payments under the plan of reorganization shall be disbursed in accordance with the plan.

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The clerk shall serve a copy of this Final Decree on the Debtor, Attorney for Debtor, and the U.S. Trustee