



ORDERED in the Southern District of Florida on December 11, 2020.

Peter D. Russin

Peter D. Russin, Judge
United States Bankruptcy Court

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
FORT LAUDERDALE DIVISION
www.flsb.uscourts.gov

In re:

TAMARAC 10200, LLC and
UNIPHARMA, LLC,

Debtors¹.

Case No. 20-bk-23346-PDR
Case No. 20-bk-23348-PDR

Chapter 11 Cases
(Jointly Administered)

AMENDED² INTERIM ORDER GRANTING DEBTORS' APPLICATION, PURSUANT TO SECTIONS 105(a) AND 363(b) OF THE BANKRUPTCY CODE, FOR APPROVAL OF AGREEMENT WITH SOLIC CAPITAL ADVISORS, LLC AND SOLIC CAPITAL, LLC TO PROVIDE THE SERVICES OF (I) NEIL F. LURIA AS CHIEF RESTRUCTURING OFFICER, (II) CERTAIN OTHER INTERIM OFFICERS, AND (III) CERTAIN SUPPORT PERSONNEL, EFFECTIVE AS OF THE PETITION DATE

THIS MATTER having come before the Court on December 9, 2020 at 1:30 p.m. in Fort Lauderdale, Florida, upon the *Debtors' Application, Pursuant to Sections 105(a) and 363(b) of the Bankruptcy Code, for Approval of Agreement with SOLIC Capital Advisors, LLC and SOLIC*

¹ The last four digits of each Debtor's federal tax identification number are Tamarac 10200, LLC (2050) and Unipharma, LLC (8962). The address of the Debtors is 10200 N.W. 67th Street, Tamarac, FL 33321.

² Amended solely to include correct zoom hearing link.



Capital, LLC to Provide the Services of (I) Neil F. Luria as Chief Restructuring Officer, (II) Certain Other Interim Officers, and (III) Certain Support Personnel, Effective as of the Petition Date [ECF No. 8] (the “Application”) filed on December 6, 2020 by the above-captioned debtors-in-possession (the “Debtors”). The Application seeks entry of an order authorizing the retention of SOLIC Capital Advisors, LLC and SOLIC Capital, LLC (together, “SOLIC”) to provide (i) Neil F. Luria (“Luria”), as chief restructuring officer (“CRO”) to the Debtors, (ii) S. Waite Popejoy III to serve as Chief Financial Officer (the “CFO”), Gregory Hagood to serve as Executive Vice President of Strategy (the “EVP of Strategy”), Robert Annas as Executive Vice President of Operations (the “EVP of Operations”), Matthew Caine as Vice President of Strategy (the “VP of Strategy”), and Mary Dressler as the Director of Strategy (the “Director of Strategy”, and together with the CRO, the CFO, the EVP of Strategy, the EVP of Operations, and the VP of Strategy, the “Interim Officers”); and (iii) the services of certain support personnel, effective as of the Petition Date, upon the terms and conditions set forth in the original Agreement attached as Exhibit “B” to the Application (the “Agreement”). Upon the Application,³ the Luria Declaration attached as Exhibit “A” to the Application; and it appearing that neither Luria nor SOLIC holds nor represents any interest adverse to the Debtors’ estates; and this Court having jurisdiction to consider the Application and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and consideration of the Application and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and the Debtors having asserted that venue is proper before this Court pursuant to 28 U.S.C. § 1408; and it appearing that proper and adequate notice of the Application has been given and that no other and further notice is necessary; and the relief requested in the Application being in the best interests of the Debtors and their estates and creditors and interest

³ Capitalized terms used but not defined herein shall have the meanings ascribed in the Application.

holders; and this Court having reviewed the Application and having heard the arguments in support of the Application at a hearing before this Court (the "Hearing"), and this Court having determined that the legal and factual bases set forth in the Application and at the Hearing establish just cause for the relief granted herein; and upon all of the proceedings had before this Court and after due deliberation thereon, all of which are incorporated herein by reference; and good and sufficient cause appearing therefore, it is

ORDERED that:

1. The Application and the Agreement are **APPROVED** on an interim basis, subject to the terms hereof.

2. The Debtors are authorized, pursuant to 11 U.S.C. §§ 105(a) and 363(b) and effective as of the Petition Date, to retain SOLIC to provide (a) the services of (i) the CRO, (ii) the CFO, (iii) the EVP of Strategy, (iv) the EVP of Operations, (v) the VP of Strategy, and (vi) the Director of Strategy; and (b) the services of certain support personnel, upon the terms set forth in the Agreement attached as Exhibit "B" to the Application.

3. Pending a final hearing on the Application, the Debtors are authorized to pay all amounts owed to SOLIC under the Application and the Agreement pursuant to the terms set forth therein.

4. The entry of this Interim Order is not an approval at this time of the Deferred Restructuring Fee which shall be considered at the final hearing on the Application.

5. SOLIC will not be subject to any order of this Court governing the procedures for interim compensation for professionals.

6. The Debtors are authorized and empowered to take all actions necessary to implement the relief granted in this Interim Order.

7. Entry of this Interim Order is without prejudice to the rights of any party-in-interest to interpose an objection to the Application, and any such objection will be considered on a *de novo* standard at the Final Hearing.

8. The terms and conditions of this Interim Order shall be immediately effective and enforceable upon its entry and effective as of the Petition Date.

9. The Court shall conduct a final hearing (the “Final Hearing”) on the Application on **December 30, 2020 at 10:00 a.m. by VIDEO CONFERENCE.**

10. ****IMPORTANT**** The hearing scheduled by this Order will take place only by video conference. **DO NOT GO TO THE COURTHOUSE.** Attorneys must advise their clients not to appear at the courthouse. To participate in the hearing by video conference please refer to the instructions under the name of the presiding Judge on the Court's web site, www.flsc.uscourts.gov.

11. To register for the video conference, manually enter the following registration link in a browser:

<https://www.zoomgov.com/meeting/register/vJlft-ipqT8vGjIMEYtsbL8NoEGB2qO0Mnk>

12. **PLEASE NOTE:** No person may record the proceedings from any location by any means. The audio recording maintained by the Court will be the sole basis for creation of a transcript that constitutes the official record of the hearing. Although conducted using video conferencing technology, the hearing is a court proceeding. The formalities of the courtroom must be observed. All participants must dress appropriately, exercise civility, and otherwise conduct themselves in a manner consistent with the dignity of the Court.

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Submitted by:

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Copies furnished to:

Christopher Andrew Jarvinen, Esq.
(Attorney Jarvinen is directed to serve a signed copy of this Interim Order upon all interested parties and to file a Certificate of Service with the Court.)