## Case 2:18-bk-20151-ER Doc 1457 Filed 02/04/19 Entered 02/04/19 14:29:37 Desc Main Document Page 2 of 3

The Court, having reviewed the *Stipulation Between Debtors and Swinerton Builders*, Resolving Rule 7052 Motion For Amendment of Findings in Final Order (I) Authorizing Postpetition Financing [...](the "Stipulation"), filed as Docket No. 1437, entered between the above-captioned debtors and debtors in possession (the "Debtors"), Swinerton Builders and the Official Committee of Unsecured Creditors (the "Committee") and good cause appearing therefore,

## HEREBY ORDERS AS FOLLOWS:

- 1. The Stipulation is approved.
- 2. The Court's Tentative Ruling [Docket No. 392] incorporated into the Final DIP Order [Docket 409] at p. 6, is hereby amended to add the following sentence at p. 12: "Swinerton's lien on the Seton Medical Center property is adequately protected by an equity cushion in that property."
- 3. This Order resolves the Swinerton Motion made under Bankruptcy Rule 7052(b) and closes the record with respect to Docket No. 409.
- 4. The Debtors have waived any objection to the validity, perfection or amount of Swinerton's lien as a prepetition lien junior to the liens of the Prepetiton Secured Creditors.
- 5. The Committee shall have up to ninety (90) days from entry of this order to challenge the validity, perfection or amount of, or to otherwise challenge Swinerton's lien.

IT IS SO ORDERED.

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