

**IN IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

In re:

PREMIER KINGS, INC., *et al.*,¹

Debtors.

(Chapter 11)

Case No. 23-02871-TOM

Joint Administration Requested

ORDER AUTHORIZING THE DEBTORS TO PAY PREPETITION SALES TAXES

Upon consideration of the motion (the “Motion”)² of the Debtors for entry of an order authorizing payment of prepetition Sales Taxes; and upon consideration of all pleadings related thereto, including the Baker Declaration; and it appearing that the Court has jurisdiction to consider the Motion in accordance with 28 U.S.C. §§ 157 and 1334; and it appearing that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and it appearing that venue of this proceeding and this Motion is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that the relief requested in the Motion is in the best interest of the Debtors, their estates, and their creditors; and after due deliberation and good and sufficient cause appearing therefor;

IT IS HEREBY ORDERED THAT, ADJUDGED, AND DECREED THAT:

1. The Motion is granted as provided herein.
2. The Debtors are authorized, but not directed, in their sole discretion, to remit all prepetition Sales Taxes collected from customers or otherwise incurred in the

¹ The Debtors in these cases, along with the last four digits of each Debtor’s federal tax identification numbers, are: Premier Kings, Inc. (3932); Premier Kings of Georgia, Inc. (9797); and Premier Kings of North Alabama, LLC (9282). The Debtors’ address is 7078 Peachtree Industrial Blvd., Suite #800, Peachtree Corners, GA 30071. The Debtors have filed a motion for joint administration with the Court.

² All capitalized terms used but not defined herein shall have the meanings ascribed to them in the Motion.



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ordinary course of business to the Taxing Authorities in an amount up to a maximum of \$1,235,420.00.

3. Notwithstanding anything to the contrary in the Motion or this Order, any payment authorized to be made by the Debtors herein shall be subject to and consistent with the terms and conditions contained in any orders entered by this Court authorizing the use of cash collateral and any order authorizing postpetition financing (collectively, a “Financing Order”), including compliance with any budget or cash flow forecast in connection therewith. To the extent there is any conflict between this final Order and a Order and a Financing Order, the terms of the Financing Order shall control.
4. The requirements of Bankruptcy Rule 6003(b) have been satisfied.
5. The requirements of Bankruptcy Rule 6004(a) are waived.
6. Notwithstanding Bankruptcy Rule 6004(h), the terms and conditions of this Order
7. The Court shall retain jurisdiction to hear and determine all matter arising from the implementation of this Order.

Dated: October 30, 2023
Birmingham, Alabama

/s/ Tamara O. Mitchell
TAMARA O. MITCHELL
UNITED STATES BANKRUPTCY JUDGE

Notice Recipients

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Case: 23-02871-TOM11

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TOTAL: 20

Recipients submitted to the BNC (Bankruptcy Noticing Center):

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cr	Burger King Company LLC	5707 Blue Lagoon Drive	Miami, FL 33126 UNITED STATES
intp	RRG of Jacksonville, LLC	c/o Peter Haley	Nelson Mullins Riley & Scarborough LLP One Financial Center, Suite 3500 Boston, MA 02111
op	Kurtzman Carson Consultants LLC	222 N. Pacific Coast Highway	Suite #300 El Segundo, CA 90245
intp	Premier Holdings, LLC	3300 Eastern Blvd	Montgomery, AL 36116
cr	Kemco Facilities Services, LLC	5750 Bell Circle	Montgomery, AL 36116
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