



ORDERED in the Southern District of Florida on August 24, 2012.

A handwritten signature in black ink, appearing to read "Erik P. Kimball".

Erik P. Kimball, Judge
United States Bankruptcy Court

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION

In re:

CASE NO.: 12-30081-EPK

CLSF III IV, Inc.,

CHAPTER 7

Alleged Debtor.
_____ /

ORDER GRANTING EMERGENCY MOTION TO APPOINT INTERIM TRUSTEE

THIS MATTER came before the Court for hearing on August 24, 2012 upon the *Petitioning Creditors' Omnibus Emergency Motion for Order Directing Immediate Appointment of Interim Trustee* (the "Motion") [ECF No. 3] filed by Peter H.M.A. Ortmans, Mildred A.H. Ortmans, Marc Vandoorne, and Maatschap QI Collectief (together, the "Petitioning Creditors").

In light of the repeated admission of the Alleged Debtor's principal that assets of the Alleged Debtor have been commingled with assets of other entities and trusts and that this practice would continue pending ruling on the involuntary petition before this Court, and for the other reasons stated on the record, the Court finds that appointment of an interim

trustee is necessary to preserve the property of the estate and to prevent loss to the estate. Because the Alleged Debtor likely will suffer little or no injury as a result of the appointment of an interim trustee and the Alleged Debtor is unlikely to be entitled to damages under 11 U.S.C. § 303(i), but parties in interest may be irreparably harmed absent such appointment, as more fully addressed on the record, the Court finds that the Petitioning Creditors need not post a bond in connection with appointment of an interim trustee. Accordingly, it is **ORDERED AND ADJUDGED** that:

1. The Motion [ECF No. 3] is GRANTED.
2. Pursuant to 11 U.S.C. § 303(g) and Fed. R. Bankr. P. 2001, the United States Trustee shall appoint an interim trustee to take possession of the property of the estate and to operate any business of the Alleged Debtor.
3. The Petitioning Creditors are not required to furnish a bond pursuant to Fed. R. Bankr. P. 2001(b).
4. Pursuant to 11 U.S.C. § 303(g), the Alleged Debtor may regain possession of property in the possession of the interim trustee ordered appointed pursuant to this Order if the Alleged Debtor files a bond in the amount of \$10,000,000.00.

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Copies Furnished To:

Daniel L. Gold, Esq.

Daniel L. Gold, Esq. is hereby directed to serve a copy of this order on all appropriate parties and to file a certificate of service with the Court.