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HANNAH L. BLUMENSTIEL
U.S. Bankruptcy Judge

14 Proposed Counsel for Debtor

15 **UNITED STATES BANKRUPTCY COURT**
16 **NORTHERN DISTRICT OF CALIFORNIA**
17 **SAN FRANCISCO DIVISION**

18 In re:

19 NEWZOOM, INC.,¹

20 Debtor.

21 Case No. 15-31141-HB

22 Chapter 11

23 **INTERIM ORDER (I) PROHIBITING**
24 **UTILITIES FROM ALTERING,**
25 **REFUSING, OR DISCONTINUING**
26 **SERVICE; (II) DEEMING UTILITIES**
27 **ADEQUATELY ASSURED OF**
28 **PAYMENT; AND (III) ESTABLISHING**
PROCEDURES FOR DETERMINING
REQUESTS FOR ADDITIONAL
ADEQUATE ASSURANCE OF PAYMENT

19 The Court held a hearing on the *Motion of Debtor for Order (i) Prohibiting Utilities From*
20 *Altering, Refusing, or Discontinuing Service; (ii) Deeming Utilities Adequately Assured of Payment;*
21 *and (iii) Establishing Procedures for Determining Requests for Additional Adequate Assurance of*
22 *Payment* (the "Motion").² The Court having (a) reviewed the pleadings filed in support of the
23 Motion; (b) heard arguments and representations of counsel; (c) determined that the relief requested
24 in the Motion is necessary to avoid immediate and irreparable harm to the estate and that notice of
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27 ¹ The last four digits of the Debtor's tax identification number are 9130. The location of the Debtor's headquarters
28 and service address is 22 Fourth Street, San Francisco, CA 94103.

² Capitalized terms not defined herein shall have the meanings ascribed to them in the Motion.

1 the hearing was adequate under the circumstances; and (d) good cause existing for the relief
2 requested;

3 **IT IS HEREBY ORDERED THAT:**

- 4 1. The Motion is **GRANTED** as set forth herein on an interim basis.
- 5 2. The Utility Providers be and hereby are prohibited from altering, refusing, or
6 discontinuing Utility Services on account of prepetition invoices.
- 7 3. The Utility Providers be, and hereby are, deemed to be adequately assured of
8 payment by the Debtor providing a cash deposit equivalent to the estimated aggregate cost for two
9 weeks of utility services to a segregated interest bearing account for the benefit of each Utility
10 Provider pursuant to section 366(c)(1) of the Bankruptcy Code.
- 11 4. Any request by a Utility Provider for additional adequate assurance must comply with
12 the Adequate Assurance Procedures.
- 13 5. In the event a Determination Motion is filed or a Determination Hearing is scheduled,
14 any objecting Utility Provider shall be deemed to have received adequate assurance under section
15 366 of the Bankruptcy Code without need for payment of additional deposits or other securities until
16 an order of the Court is entered in connection with such Determination Motion or Determination
17 Hearing.
- 18 6. Any payment made, or authorization contained, in this Order will be subject to the
19 requirements and restrictions contained in any order approving debtor-in-possession financing and
20 any related financing documents.
- 21 7. This Order is without prejudice to any Utility Provider filing a motion to request
22 additional adequate assurances.
- 23 8. The stay under Bankruptcy Rule 6004(h) is waived.
- 24 9. A final hearing on the Motion will be held on October 15, 2015 at 9:00 a.m.
- 25 10. The deadline to object to this Motion on a final basis is October 13, 2015.
- 26 11. The Debtor shall cause this Order, along with a copy of the Motion, to be served on
27 the Utility Providers within five (5) days from the entry of this Order.

28 *****END OF ORDER*****