

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
SAVANAH DIVISION**

In Re:	§	Case No.: 23-40569-EJC
	§	
MASTER LENDING GROUP, LLC,	§	(Chapter 7)
	§	
Debtor	§	

**MOTION FOR EXAMINATION AND DOCUMENT PRODUCTION
BY HIRSCH & COMPANY PURSUANT TO BANKRUPTCY RULE 2004 OF THE
FEDERAL RULES OF BANKRUPTCY PROCEDURE**

COMES NOW, Tiffany E. Caron, as Chapter 7 Trustee (“**Trustee**”) for the bankruptcy estate of Master Lending Group, LLC (“**Debtor**” or “**MLG**”), and files this *Motion for Examination and Document Production by Hirsch & Company Pursuant to Rule 2004 of the Federal Rules of Bankruptcy Procedure* (the “**Motion**”), seeking an Order authorizing the examination of Hirsch & Company under Rule 2004 of the Federal Rules of Bankruptcy Procedure, and in support thereof respectfully shows this Court as follows:

Jurisdiction and Venue

1. This Court has jurisdiction over this matter pursuant to 28 U.S.C. § 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2). Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409(a).

Background

2. On July 6, 2023 (the “**Petition Date**”), Debtor initiated this case by filing a voluntary petition for relief under Chapter 7 of Title 11 of the United States Code (the “**Bankruptcy Code**”).

3. Trustee was thereafter appointed and remains the duly acting Chapter 7 trustee in this case.

4. At the commencement of the Bankruptcy Case, a bankruptcy estate was created pursuant to 11 U.S.C. § 541(a) (the “**Bankruptcy Estate**”), and that Bankruptcy Estate includes all Debtor’s legal or equitable interests in property as of the commencement of the bankruptcy case and any interest in property that the estate acquires after commencement of the bankruptcy case. 11 U.S.C. § 541(a)(1) and (7) (2018). Trustee is the sole representative of the Bankruptcy Estate. 11 U.S.C. § 323(a) (2018).

5. Debtor filed this case as asset case. [Doc. No. 1 at Page 3 of 50].

6. The Petition and Schedules show Gregory Hirsch as the owner of Master Lending Group, LLC (Doc No. 1).

7. On information and belief, Gregory Hirsch is also the owner of Hirsch & Company.

8. From the Debtor’s bank account with Truist Bank, Gregory Hirsch wrote a number of checks totaling approximately \$3.25 million dollars from Master Lending Group, LLC to Hirsch & Company.

9. Except for one check which states “Loan” on the memo line, no documentation has been provided to show the purpose of the transfers from MLG to Hirsch & Company.

Relief Requested

10. Trustee requests authority to examine Hirsch & Company with respect to the financial affairs of the Debtor. Trustee requests that the examination commence on a mutually agreeable date and time, at the Office of the United States Trustee, 33 Bull Street, Suite 400, Savannah, GA 31401, by Zoom video conference, or at such other mutually agreeable place.

11. Trustee also requests an order from the Court requiring Hirsch & Company to produce, on or before November 7, 2023 to the Trustee, any and all records and items listed on Appendix “A,” (the “**Documents**”) attached hereto and incorporated herein by reference.

Basis for Relief

12. Rule 2004 provides that any party in interest, including a creditor, may examine any other entity about the financial affairs of a debtor. Fed. R. Bankr. P. 2004.

13. Because Trustee is a party in interest, it is well within the Court's discretion to grant the relief requested in this Motion. Indeed, such an examination is necessary for Trustee to evaluate fully the interest of the Bankruptcy Estate, if any, along with the circumstances that led to the bankruptcy filing of the Debtor.

WHEREFORE, Trustee respectfully requests that this Court:

(a) Enter an order authorizing Trustee to conduct the examination of Hirsch & Company at a mutually agreeable time and place and directing Hirsch & Company to produce the documents and items requested herein; and

(b) Grant such other and further relief as the Court may deem just and proper.

Respectfully submitted this 16th day of October, 2023.

Respectfully submitted,

/s/ Tiffany E. Caron
Tiffany E. Caron
Ga. Bar # 745089
Attorney for Trustee

P.O. Box 711
West Palm Beach, FL 33402
404.647.4917
Tiffany.caron@hotmail.com

APPENDIX “A”

Definitions

- A. As used herein, the term “**Document**” is intended to have the broadest permissible meaning under the Federal Rules of Civil Procedure and shall mean any written, printed, recorded, taped, electromagnetically recorded or encoded, electronically stored, graphic or other matter of every type and description that is or has been in the possession, custody, or control of you or any of your agents and attorneys, or of which you have knowledge, and shall include without limitation, the following: letters, correspondence, affidavits, declarations, statements, books, articles, reprints, resolutions, minutes, communications, messages, e-mails, electronic communications, electronically stored information, notes, loan documents, collateral documents, stenographic or handwritten notes, memoranda, diaries, contracts, subcontracts, bids, worksheets, drafts, agreements, records, resumes, invoices, receipts, bills, cancelled checks, financial statements, audit reports, tax returns, calendars, schedules, summaries, studies, calculations, estimates, diagrams, sketches, drawings, plans, photographs, tapes, videotapes, movies, recordings, transcriptions, work orders, computer print-outs, computer disks, data processing cards, data storage cards, and the like; and where originals of such documents are not available or are not in your possession, custody or control, every copy of every such document; and every copy of every such document where such copy is not an identical copy of the original or where such copy contains any commentary or notation whatsoever which does not appear on the original.
- B. As used herein, the term “**Debtor**” or “**MLG**” shall refer to Master Lending Group, LLC.
- C. As used herein, the term “**Petition Date**” shall refer to July 6, 2023.

Document and Information Request

All Bank Statements, Cancelled Checks, Deposit Slips, Electronic and Wire Transfer Confirmations for the Hirsch & Company bank account with Truist Bank (Account ending 8633) and any other bank accounts owned or in the name of Hirsch & Company for the period of January 1, 2012 to present.

Any and all correspondence by or between Debtor and Hirsch & Company regarding any funds paid from Master Lending Group, LLC (“MLG”) to Hirsch & Company.

Any and all loan documents by or between MLG and Hirsch & Company.

The Trustee is agreeable to review and discuss this Document production to ease or limit the burden on Hirsch & Company. Please contact the Trustee to discuss the Document Production.

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
SAVANNAH DIVISION**

IN THE MATTER OF:)
)
Master Lending Group, LLC,) CHAPTER 7 CASE NO.: 23-40569-EJC
)
)
DEBTOR)

CERTIFICATE OF SERVICE

This is to certify that I have this date served the foregoing, **Motion for Examination of and Document Production by Hirsch & Company under Rule 2004 of the Federal Rules of Bankruptcy Procedure**, through CM/ECF or by depositing same in the United States Mail with sufficient postage affixed thereon, to those addressed below:

Judson C. Hill
Gastin & Hill
Gastin & Hill, P O Box 8012
Savannah, GA 31412

Office of the U.S. Trustee
33 Bull Street, Suite 400
Savannah, GA 31401

Hirsch & Company
Thomas J. Ratcliffe, Jr.
Executor of the Estate of Gregory Hirsch
103 North Main Street
Hinesville, GA 31313

James F. Banter
James-Bates-Brannan-Groover-LLP
231 Riverside Drive
Macon, GA 31201

And all other creditors and parties in interest receiving notice through the Court’s CM/ECF Filing System.

This the 16th day of October, 2023.

/s/ Tiffany E. Caron
TIFFANY E. CARON, Trustee/Petitioner

Prepared by:
TIFFANY E. CARON, ESQ.
GA BAR NO. 745089
CHAPTER 7 TRUSTEE
P.O. BOX 711

WEST PALM BEACH, FL 33402
404-647-4917
TIFFANY.CARON@HOTMAIL.COM

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FOR THE SOUTHERN DISTRICT OF GEORGIA
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**ORDER FOR EXAMINATION AND PRODUCTION OF DOCUMENTS
PURSUANT TO BANKRUPTCY RULE 2004**

Upon the motion filed by the Trustee pursuant to Bankruptcy Rule 2004,

IT IS HEREBY ORDERED that Hirsch & Company shall appear for examination under oath at a date and time mutually agreed upon by the parties;

IT IS FURTHER ORDERED that Hirsch & Company shall produce to the Trustee the documents listed in Appendix A on or before November 7, 2023 or as otherwise agreed upon by the parties.

END OF DOCUMENT

Prepared by:

/s/ Tiffany E. Caron

TIFFANY E. CARON, ESQ.

GA BAR NO. 745089

CHAPTER 7 TRUSTEE

P.O. BOX 711

WEST PALM BEACH, FL 33402

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