

IT IS ORDERED as set forth below:



Date: December 4, 2023

Edward J. Coleman, III
Chief United States Bankruptcy Court Judge

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

In Re:

MASTER LENDING GROUP, LLC,

Debtor.

CASE NO. 23-40569-EJC

CHAPTER 7

**CONSENT ORDER ON LIMITED OBJECTIONS TO CHAPTER 7 TRUSTEE'S 2004
EXAMINATION OF TRUIST BANK**

The Chapter 7 Trustee (the "Trustee") having filed a motion for Rule 2004 examination and document production Truist Bank (Doc. 63), (the "2004 Motion"), and the Estate of Gregory M. Hirsch, as successor to the interests of Gregory M. Hirsch (the "Estate"), a non-debtor to the above captioned matter, having filed respective limited objections to the 2004 Motion (Doc. 103, the "Objection"), the Court hereby enters the following FINDINGS OF FACT:

1. On July 6, 2023, Master Lending Group, LLC (“Debtor”) filed a voluntary petition for relief under Chapter 7 (the “Petition”) of 11 U.S.C. sec. 101 *et seq.* (the “Bankruptcy Code”), case number 23-40569. (Doc. 1).

2. Upon the filing of the Petition, Tiffany E. Caron was appointed as the trustee in the case (the “Trustee”). (Doc. 6).

3. Mr. Gregory M. Hirsch died on Friday, August 4, 2023, after battling advanced stages of amyotrophic lateral sclerosis (“ALS”).

4. The Estate was opened on August 15, 2023 and, on September 7, 2023, Thomas J. Ratcliffe, Jr. was appointed as the executor of the Estate.

5. On August 2, 2023, the Trustee filed a 2004 motion seeking information and the production of certain documents from Truist. (Doc. 63).

6. On August 8, 2023, the Court granted the Trustee’s 2004 motion regarding Truist. (Doc. 78, the “Order”).

7. On August 21, 2023, the Estate filed a limited objection to the Trustee’s Truist 2004 motions. (Doc. 103).¹

8. The Court held an evidentiary hearing on the 2004 Motions and the Objections on September 12, 2023 (the “Hearing”).

9. Following the hearing, the Estate and the Trustee reached an agreement regarding the Objections that will allow the Trustee access to certain documents and information as requested by the 2004 Motion.

¹ Within this objection, the Estate also objected to the Trustee’s 2004 Motions for Workmen’s Circle Credit Union, William Wilson Riddle, and Robin DeAnne Riddle Robertson. On November 6, 2023, the Trustee withdrew her 2004 Motions for Workmen’s Circle Credit Union (Doc. 175), William Wilson Riddle, Jr. (Doc. 176), and Robin DeAnne Riddle Robertson (Doc. 177).

NOW, THEREFORE, in consideration of the foregoing, this Court **ORDERS, ADJUDGES, DECREES, and MODIFIES** the Court's previous Order (Doc. 78) as follows:

1. This Court has jurisdiction over this matter pursuant to 28 U.S.C. § 1334, this matter is a core proceeding pursuant to 28 U.S.C. §§ 157, and venue is proper in this Court pursuant to 28 U.S.C. § 1409.

2. Adequate notice of Debtor's Motion and hearing with respect thereto has been given pursuant to the Federal Rules of Bankruptcy.

3. The Trustee is granted use of Rule 2004 of the Bankruptcy Rules to conduct investigation into the affairs of the Debtor as follows:

a. The Trustee is allowed to proceed with a Rule 2004 examination of a representative of Truist with respect to the following bank accounts (the "Bank Accounts") ending in the following four numbers:

- i. Hirsch & Company *****8633
- ii. Low Country Development, LLC *****3456
- iii. Wallin Street, LLC *****3391
- iv. Gregory Hirsch ***** 6425
- v. Master Lending Group, LLC ***** 6810

b. Such information should include, for the period of January 1, 2012 to November 16, 2023: all bank statements, cancelled checks, deposit slips, electronic and wire transfer confirmations for each Bank Account.

c. Truist shall produce the responsive documents regarding the Bank Accounts on or before December 19, 2023.

- d. Within five (5) calendar days from receipt of any and all documents received in the above examination, the Trustee will share the above-referenced records with the Estate subject to the Estate compensating the Trustee with respect to reasonable costs and expenses associated with the sharing of the above-referenced records, *provided, however*, the Trustee will provide to the Estate the cost estimate for approval prior to incurring such cost.
- e. Any and all such documents received by the Trustee in the above-identified examination may be shared with the United States Trustee's Office.

4. The Estate's consent to this Order shall not constitute a waiver of any of the Estate's arguments as to the admissibility of the foregoing documents in hearings before this Court or any other courts, and any other proceedings before this Court or any other courts, and nothing contained herein shall be deemed a waiver of the right of the Estate to pursue any other right or remedy available to the Estate under the Bankruptcy Code or otherwise.

5. Pursuant to the above provided relief, the Court **GRANTS IN PART AND DENIES IN PART** the Estate's Objection (Doc. 103).

[END OF ORDER]

Prepared and submitted by:

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