

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re

Chapter 11

***KOLLEL MATEH EFRAIM, LLC, a/k/a
MATEH EPHRAIM LLC, a/k/a
KOLEL MATEH EFRAIM***

Case No. 04-16410 (SMB)

Debtor.
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ORDER & JUDGMENT

A hearing (“Hearing”) having been held on May 22, 2007, before the Honorable Stuart M. Bernstein Chief United States Bankruptcy Judge, on the Order to Show Cause and Application (the “Motion” or “Application”) of Helen-May Holdings, LLC, the fee owner and creditor/licensor herein (the "Movant" or “Helen-May”), by its attorneys, Law Offices of David Carlebach, Esq., for entry of an order (1) Compelling Payment of an Administrative Expense Pursuant to § 503(b) of the Bankruptcy Code; and (2) Holding the Debtor in Civil Contempt for Failure to Timely Comply with this Court’s Adequate Protection Order Dated April 25, 2007, Pursuant to § 105(a) of the Bankruptcy Code; and (3) Granting Relief from the Automatic Stay Pursuant to Sections 362(d)(1) & (2) of the Bankruptcy Code, and the Movant having appeared at the Hearing in support of the Motion by its counsel Law offices of David Carlebach, David Carlebach, Esq. of counsel, and the Debtor having appeared at the Hearing in opposition to the Motion by its counsel Backenroth Frankel & Krinsky, Scott Krinsky, Esq., of counsel, and upon the Motion and upon all of the pleadings filed in connection therewith and upon the record created at the hearing, and pursuant to the Court’s direction Helen May having served a Notice of Settlement of a Judgement an Order presentable on June 11, 2007, and the Debtor having objected to that proposed order and the Court having ordered a subsequent hearing on June 21, 2007, to determine the issues raised in the Debtor’s objection and all

of the subsequent pleadings filed by the parties, and the parties having appeared by their respective counsel at that hearing, and after due deliberation and sufficient cause appearing therefor, it is hereby:

ORDERED, that the Movant's application is granted as follows:

1. **JUDGEMENT**, is hereby granted in favor of Helen-May Holdings, LLC, against the Debtor, Kolliel Match Efraim, LLC, a/k/a Match Ephraim LLC, a/k/a Kolliel Match Efraim, in the amount of \$245,779.00 (this "Judgement").

2. This Judgement shall not apply to Kolliel Match Efraim, the religious corporation (the "Religious Corporation") with the taxpayer identification number of 11-2831693.

3. This Judgement is without prejudice to Helen-May Holdings, LLC's right to commence a plenary proceeding to declare that the Religious Corporation, or any other entity, is the Debtor or an alter-ego of the Debtor, or liable for the Judgement on another theory.

4. The **SMB 8/10/07 Judgment-Creditor may file this Judgment, to the extent permitted by non-bankruptcy law, with any** County Clerk's Office and/or the Clerk's Office of any local, state or federal court or other appropriate governmental authority. ~~is hereby authorized to immediately file and/or enter this Judgement as a Judgement of record against the Debtor, Kolliel~~

~~Match Efraim, LLC, a/k/a Match Ephraim LLC, a/k/a Kolel Match Efraim without any further order
or permission from this Court or any other Court.~~

Dated: August 10, 2007
New York, New York

ENTER: /s/ **STUART M. BERNSTEIN**
UNITED STATES BANKRUPTCY JUDGE