

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Brian L. Davidoff (SBN 102654) Greenberg Glusker Fields Claman & Machtinger LLP 1900 Avenue of the Stars, Suite 2100 Los Angeles, CA 90067-4590 TELEPHONE NO.: 310.553.3610 FAX NO. (Optional): 310.553.0687 E-MAIL ADDRESS (Optional): b davidoff@ggfirm.com / lwerderitch@ggfirm.com ATTORNEY FOR (Name): Howard Grobstein as Liquidating Trustee of L. Scott Apparel	FOR COURT USE ONLY <div style="border: 2px solid blue; padding: 10px; width: fit-content; margin: auto;"> FILED & ENTERED AUG 08 2016 CLERK U.S. BANKRUPTCY COURT Central District of California BY bakchell DEPUTY CLERK </div>
UNITED STATES BANKRUPTCY COURT, CENTRAL DISTRICT OF CALIFORNIA STREET ADDRESS: 255 E. Temple St. - Roybal Federal Building MAILING ADDRESS: 255 E. Temple St. - Roybal Federal Building CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Los Angeles Division	<div style="border: 1px solid red; padding: 5px; width: fit-content; margin: auto;"> CHANGES MADE BY COURT </div>
PLAINTIFF: Howard Grobstein as Liquidating Trustee of L. Scott Apparel, Inc. DEFENDANT: Lowell S. Sharron, et al.	
<input checked="" type="checkbox"/> RIGHT TO ATTACH ORDER AND ORDER FOR ISSUANCE OF WRIT OF ATTACHMENT AFTER HEARING (NOT FOR PUBLICATION) <input type="checkbox"/> ORDER FOR ISSUANCE OF ADDITIONAL WRIT OF ATTACHMENT AFTER HEARING	CASE NUMBER: 2:13-bk-26021-RK Chapter 11 Adv. No. 2:15-ap-01122-RK Date: July 14, 2016 Time: 1:30 p.m. Place: Courtroom 1675

1. a. The application of plaintiff (name): Howard Grobstein as Liquidating Trustee of the L. Scott Apparel, Inc. Bankruptcy Liquidating Trust

- for a right to attach order and order for issuance of writ of attachment
 an order for issuance of additional writ of attachment

against the property of defendant (name): Beyond Basics LLC dba Daily Threads
 came on for hearing as follows:

(1) Judge (name): Honorable Robert N. Kwan

(2) Hearing date: July 14, 2016 Time: 1:30 p.m. Dept.: Div.: Rm.: 1675

b. The following persons were present at the hearing:

- (1) Plaintiff (name):
 (2) Defendant (name):
 (3) Plaintiff's attorney (name): Brian L. Davidoff
 (4) Defendant's attorney (name): Lloyd Mann

FINDINGS

2. THE COURT FINDS

- a. Defendant (specify name): Beyond Basics LLC dba Daily Threads is a natural person partnership unincorporated association corporation other (specify): a California limited liability company
- b. The claim upon which the application is based is one upon which an attachment may be issued.
- c. Plaintiff has established the probable validity of the claim upon which the attachment is based.
- d. The attachment is not sought for a purpose other than the recovery on the claim upon which the attachment is based.
- e. The amount to be secured by the attachment is greater than zero.
- f. Defendant failed to prove that all the property described in plaintiff's application is exempt from attachment.
- g. The following property of defendant, described in plaintiff's application
 (1) is exempt from attachment (specify):

 (2) is not exempt from attachment (specify):
- h. The following property, not described in plaintiff's application, claimed by defendant to be exempt
 (1) is exempt from attachment (specify):

 (2) is not exempt from attachment (specify):
- i. An undertaking in the amount of: \$10,000.00 is required before a writ shall issue, and plaintiff has has not filed an undertaking in that amount.
- j. A Right to Attach Order was issued on (date): pursuant to
 Code of Civil Procedure section 484.090 (on hearing) Code of Civil Procedure section 485.220 (ex parte)
- k. other (specify):

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ORDER

3. THE COURT ORDERS

- a. Plaintiff has a right to attach property of defendant (*name*): Beyond Basics LLC dba Daily Threads in the amount of: \$ 502,008.46, plus prejudgment interest at the rate of 10% per annum from 06/19/2013.
- b. The property described in items 2g(1) and 2h(1) of the findings is exempt and shall not be attached.
- c. The clerk shall issue a writ of attachment an additional writ of attachment in the amount stated in item 3a
 - forthwith upon the filing of an undertaking in the amount of: \$10,000.00
 - (1) for any property of a defendant who is **not** a natural person for which a method of levy is provided.
 - (2) for the property of a defendant who is a natural person that is subject to attachment under Code of Civil Procedure section 487.010 described as follows (*specify*):

(3) for the property covered by a bulk sales notice with respect to a bulk transfer by defendant or the proceeds of sale of such property, described as follows (*specify*):

(4) for plaintiff's pro rata share of proceeds from an escrow in which defendant's liquor license is sold. The license number is (*specify*):

- d. Defendant shall transfer to the levying officer possession of
 - (1) any documentary evidence in defendant's possession of title to any property described in item 3c;
 - (2) any documentary evidence in defendant's possession of debt owed to defendant described in item 3c;
 - (3) the following property in defendant's possession (*specify*)

NOTICE TO DEFENDANT: FAILURE TO COMPLY WITH THIS ORDER MAY SUBJECT YOU TO ARREST AND PUNISHMENT FOR CONTEMPT OF COURT.

e. Other (*specify*): See additional findings and rulings in separate statement of decision.

f. Total number of boxes checked in item 3: 4 ###

Date: August 8, 2016



Robert Kwan
United States Bankruptcy Judge