

ORDERED.

Dated: June 02, 2020



Michael G. Williamson  
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION  
[www.flmb.uscourts.gov](http://www.flmb.uscourts.gov)

In re:

PROCOM AMERICA, LLC,

Debtor.

Chapter 7

Case No. 8:20-bk-03522-MGW

**ORDER ON CONTINUED HEARING ON CHAPTER 7  
TRUSTEE'S EMERGENCY MOTION TO COMPEL TURNOVER**

THIS CAUSE, coming on to be heard before this Court on May 27, 2020 for a continued preliminary hearing on Chapter 7 Trustee's Emergency Motion to Compel Turnover of Estate Property ("Turnover Motion") [Doc 19]. Appearances by counsel for the parties were made on the record. Accordingly, for the reasons stated orally and recorded in open court, the Court **ORDERS AND ADJUDGES** as follows:

1. On or before May 28, 2020, Douglas Menchise, Chapter 7 Trustee, through counsel, shall provide the Debtor with a list of those items that the Chapter 7 Trustee believes remain to be turned over to the estate under the terms of the Court's prior order (Doc. 33).
2. On or before June 2, 2020, the Debtor shall respond identifying by line item and

indicate whether the documents described in such line item: (a) have already been provided to the Chapter 7 Trustee and, if so, shall specifically identify where the item may be found; (b) will be produced; or (c) will not or cannot be produced or cannot be produced and the basis for any objection to production.

3. The Chapter 7 Trustee and his counsel, the Debtor and its counsel, counsel for Peter Gaal, Kevin Riggs and his counsel, if any, and counsel for Electronic Merchant Systems, LLC shall meet and confer by telephonic or video conference on or before June 4, 2020 to attempt to resolve any disputes regarding the documents requested or the Debtor's response.

4. In the event there are any unresolved issues regarding the documents requested or the Debtor's response, the Trustee shall file on or before June 6, 2020 a motion to enforce the Order (the "Motion to Enforce"), identifying specifically those documents as to which unresolved issues remain, and the Court will conduct an evidentiary hearing on the motion on June 11, 2020 at 9:30 a.m. Attorney Stuart Jay Levine is directed to file and serve a notice of hearing within three (3) days of the entry of the Order.

5. If a Motion to Enforce is filed by the Trustee, the Debtor shall file a response to the Motion to Enforce on or before June 9, 2020.

Attorney Stuart Jay Levine is directed to serve a copy of this Order on the interested parties who do not receive service by CM/ECF and file proof of service within three (3) days of the entry of the Order.