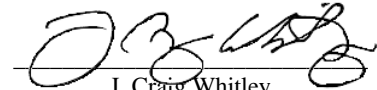


FILED & JUDGMENT ENTERED
Steven T. Salata

May 24 2017

Clerk, U.S. Bankruptcy Court
Western District of North Carolina




J. Craig Whitley
United States Bankruptcy Judge

**UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
Charlotte Division**

In re:

TSI Holdings, LLC¹ et al.,

DEBTORS.

CASE NO. 17-30132

**CHAPTER 7
Jointly Administered**

ORDER LIMITING SERVICE OF PROCESS

This matter came before the Court on the *Trustee’s Motion Regarding Service* (the “Motion”) filed on April 19, 2017 by Joseph W. Grier, III, the trustee in the above-referenced case (the “Trustee”), through counsel (D.E. 47). It appears that notice of the Motion was proper and no objections were filed. The Court, having reviewed the Motion, the record in this case and the representation of counsel, finds as follows:

1. Involuntary bankruptcy petitions were filed against TSI Holdings, LLC, WSC Holdings, LLC, SouthPark Partners, LLC, and Sharon Road Properties, LLC (collectively, the “Debtors”) on January 27, 2017, March 3, 2017, March 3, 2017, and March 9, 2017, respectively. Orders for Relief were entered as to TSI Holdings, LLC, WSC Holdings, LLC,

¹ These jointly administered cases are those of the following debtors: TSI Holdings, LLC, Case No. 17-30132, WSC Holdings, LLC Case No. 17-30338, SouthPark Partners, LLC Case No. 17-30339 and Sharon Road Properties, LLC Case No. 17-30363.

SouthPark Partners, LLC, and Sharon Road Properties, LLC on February 22, 2017, April 4, 2017, April 4, 2017, and April 17, 2017, respectively. The Court appointed the Trustee for TSI Holdings, LLC, WSC Holdings, LLC, SouthPark Partners, LLC, and Sharon Road Properties, LLC on February 8, 2017, March 24, 2017, March 24, 2017, and March 23, 2017, respectively.

2. This Court has jurisdiction over this Motion pursuant to 28 U.S.C. § 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(A). Venue properly lies in this judicial district pursuant to 28 U.S.C. § 1409(a). The statutory predicate for the relief requested in this Motion is § 105 of the Code.

3. Evidence presented to the Court in an *Emergency Motion by Petitioning Creditors for an Order Requiring the United States Bankruptcy Administrator to Appoint an Interim Trustee Under 11 U.S.C. 303(g) and Granting Emergency Relief; Motion for Hearing on Shortened Notice* filed in each case and hearings on the same is that Richard C. Siskey (“R. Siskey”), prior to his death on December 28, 2017, operated the Debtors as part of a Ponzi scheme. The Trustee anticipates that most of the interested parties in these cases deposited funds with the Debtors anticipating a return on such investment.

4. The Trustee has created a website to communicate with parties in interest in these cases which can be accessed through the Trustee’s law firm website—www.grierlaw.com—or directly at <https://tsiholdings.wordpress.com> (the “Siskey-Related Bankruptcy Case Webpage”).

5. The Trustee has been accumulating electronic mail addresses for parties in interest in these cases.

6. Pursuant to § 105 of the Code, bankruptcy courts “may issue any order, process, or judgment that is necessary or appropriate to carry out the provisions of [the Code].” 11 U.S.C. § 105(a).

7. Pursuant to Rule 2002 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), a bankruptcy court “may from time to time enter orders designating the matters in respect to which, the entity to whom, and the form and manner in which notices shall be sent except as otherwise provided by these rules.” FED. R. BANKR. P. 2002(m).

8. Similarly, Bankruptcy Rule 9007 directs bankruptcy courts to “designate, if not otherwise specified [in the Bankruptcy Rules], the time within which, the entities to whom, and the form and manner in which the notice [required by the Bankruptcy Rules] shall be given.” FED. R. BANKR. P. 9007.

9. Entry of an order authorizing the Trustee to serve pleadings via electronic mail would be in the best interests of creditors and the Debtors’ bankruptcy estates because doing so would substantially reduce the administrative expenses of heavy mailings to a large number of creditors for most pleadings.

IT IS HEREBY ORDERED THAT:

- 1) The Motion is GRANTED;
- 2) The Trustee is authorized to serve notice of pleadings in these Cases as follows:
 - (a) upon the Bankruptcy Administrator and those parties requesting notice via ECF pursuant to Bankruptcy Rule 2002 via ECF;
 - (b) on any party in interest where the Trustee has a valid electronic mail address by electronic mail only;
 - (c) by posting all pleadings on the Siskey-Related Bankruptcy Case Webpage; and
 - (d) by serving via U.S. Mail, postage prepaid, (i) any objections to the allowance of a claim in conformance with Bankruptcy Rule 3007 and (ii) any other pleadings seeking affirmative relief against a particular creditor or group of creditors.

This Order has been signed Electronically. The judge’s signature and court’s seal appear at the top of the Order.

United States Bankruptcy Court