

ORDERED.

Dated: June 24, 2024


Caryl E. Delano
Chief United States Bankruptcy Judge



UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION
www.flmb.uscourts.gov

In re:

GABY FRAIFER,

Chapter 11

Debtor.

Case No.: 8:22-bk-02423

**ORDER DENYING CONFIRMATION OF SECOND-AMENDED
PLAN OF REORGANIZATION DATED MARCH 5, 2024 (D.E. 310)**

THIS CAUSE came on for trial before the Court on April 30, 2024 at 9:30 am on the confirmation of Debtor's Second Amended Plan of Re-organization Dated March 5, 2024 (D.E. 310) (the "Plan") as well as DISH Network L.L.C.'s ("DISH") Objection to Confirmation of Second Amended Plan Dated March 5, 2024 (D.E. 322) (the "Objection") and Second Renewed Motion Dismiss or Convert, or to Remove Debtor in Possession (D.E. 321) (the "Motion"). The

Court has considered the Plan, the Objection, the Motion, the Record and the positions and arguments of the parties. Based upon the same,

it is ORDERED as follows:

1. Confirmation of the Plan is DENIED and the Objection is sustained, based upon the reasoning stated in open Court on June 18, 2024 at 10:30 am.
2. The Motion is GRANTED and this case shall be converted to a Chapter 7 case.
3. The Court reserves the right to supplement its oral ruling on the Record with a written memorandum opinion.
4. The Court shall enter a separate order on conversion.

###

Submitted by:

Daniel M. Coyle
Florida Bar No. 55576
SEQUOR LAW, P.A.
1111 Brickell Avenue, Suite 1250
Miami, Florida 33131
Telephone: 305-372-8282
Facsimile: 305-372-8202
E-mail: dcoyle@sequorlaw.com

Daniel M. Coyle, who shall serve a copy of this order on the United States Trustee, all parties who have filed appearances in this case, and all parties who have appeared in each applicable adversary proceeding, and shall file a certificate of service thereof.