

FILED & JUDGMENT ENTERED  
Christine F. Ramsey  
March 5 2026  
Clerk, U.S. Bankruptcy Court  
Western District of North Carolina



*Laura T Beyer*  
Laura T. Beyer  
United States Bankruptcy Judge

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

IN RE:

BRD LAND & INVESTMENT, et al.<sup>1</sup>

Debtors.

Chapter 11

Case No. 26-30215

(Jointly Administered)

**ORDER GRANTING DEBTORS’ MOTION FOR ORDER AUTHORIZING (I)  
MAINTENANCE OF THE DEBTORS’ PREPETITION BANK ACCOUNTS; AND  
(II) CONTINUED USE OF EXISTING BUSINESS FORMS**

Upon review of the motion (the “Motion”)<sup>2</sup> of BRD Land & Investment, a South Carolina partnership, BRDL Warden Station Holding Co, LLC, and BRDL Warden Station, LLC (collectively, “Debtors”), debtors-in-possession in the above-captioned cases, for entry of an order pursuant to Sections 105, 345, 353, 364, 1107, and 1108 of title 11 of the United States Code (as amended, the “Bankruptcy Code”), authorizing the (i) maintenance of the Debtors’ existing bank accounts and cash management system; and (ii) continued use of existing business forms; and upon the Barbee Affidavit, and due and sufficient notice of the Motion having been given; and it

<sup>1</sup> Debtors are the following entities (the last four digits of their taxpayer identification numbers follows in parentheses): BRD Land & Investment, a South Carolina partnership (6940), BRDL Warden Station Holding Co LLC (0184), and BRDL Warden Station, LLC (4687). The Debtors’ address is 6433 Bannington Road, Charlotte, NC 28226.

<sup>2</sup> Capitalized terms used but not otherwise defined shall have the meanings set forth in the Motion.



appearing that no other or further notice need be provided; and upon the record therein; and it appearing that the relief requested by the Motion is in the best interest of the Debtors' estates, their creditors, and other parties-in-interest; and after due deliberation and sufficient cause appearing;

**THEREFORE, IT IS HEREBY ORDERED THAT:**

1. The Motion is GRANTED.
2. The Debtors are hereby authorized to maintain existing pre-petition bank accounts, provided that no payments or withdrawals shall be made from such accounts without further order of this Court.
3. The Debtors may, without further order of this Court, agree to and implement changes to their bank accounts, including opening any new bank accounts, in the ordinary course of business, provided, however, the Debtors shall give notice of any new bank accounts to the Bankruptcy Administrator and to DLP.
4. The Debtors are authorized to maintain and use their existing business forms without reference to their debtor-in-possession status.
5. The requirements of Rule 6003 of the Bankruptcy Rules are satisfied, and the relief requested is necessary to avoid immediate and irreparable harm.
6. Notwithstanding Rule 6004(h) of the Bankruptcy Rules, this Order shall be effective and enforceable immediately upon the entry hereof.
7. The Debtors shall add William A. Barbee, the Debtors' Chief Restructuring Officer (the "CRO"), as a signatory on each of the Wells Fargo Accounts. The CRO shall be a required co-signor on all transfers greater than \$10,000.00.
8. Wells Fargo is authorized and directed to refuse to honor checks, drafts, wires, and automated clearing house transfers issued or drawn on the Wells Fargo Accounts prior to the

Petition Date by the holders or makers thereof, as the case may be, unless explicitly directed by the Debtors to honor such items.

9. Wells Fargo is authorized and directed to continue to service and administer the Wells Fargo Accounts as the accounts of the Debtors as debtors-in-possession, without interruption and in the ordinary course, and to receive, process, honor, and pay any and all checks drafts, wires, and automated clearing house transfers issued and drawn on the Wells Fargo Accounts after the Petition Date by the holders or makers thereof, as the case may be.

10. The provisions of the automatic stay under section 362 of the Bankruptcy Code are waived as described herein, and Wells Fargo is authorized and directed to implement reasonable handling procedures designed to effectuate the terms of this Order and may rely on the representations of the Debtors with respect to whether any check, draft, wire, or automated clearing house transfers drawn or issued by the Debtors prior to the Petition Date should be honored pursuant to any order of this Court.

11. Notwithstanding any other provision of this Order, Wells Fargo may rely on the representations of the Debtors with respect to whether any check or other payment order drawn or issued by the Debtors prior to the Petition Date should be honored pursuant to this or any other order of this Court, and Wells Fargo shall not have any liability to any party for relying on such representations by the Debtor as provided for herein; and Wells Fargo shall not be deemed liable to the Debtors or their estates or otherwise in violation of this Order if it honors a prepetition check or other item drawn on any Wells Fargo Account that is the subject of this Order (a) at the direction of the Debtors, (b) in good faith belief that the Court has authorized such prepetition check or item to be honored, or (c) as a result of an innocent mistake made despite the implementation of such handling procedures.

12. That those certain existing deposit agreements between the Debtors and Wells Fargo shall continue to govern the post-petition cash management relationship between the Debtors and Wells Fargo, and that all of the provisions of such agreements, including, without limitation, the termination and fee provisions, shall remain in full force and effect; and that either the Debtors or Wells Fargo, without further Order of this Court, implement changes to the cash management systems and procedures in the ordinary course of business pursuant to terms of those certain existing deposit agreements, including, without limitation, the opening and closing of bank accounts.

13. The Debtors are authorized and empowered to take such actions as may be necessary and appropriate to implement the terms of this Order.

14. This Court shall retain jurisdiction with respect to all matters relating to the interpretation or implementation of this Order.

15. Pursuant to Local Rule 9013-1(f), any party shall be entitled to request a hearing or request that the Court reconsider entry of this Order by filing a motion for reconsideration within fourteen (14) days of service of this Order.

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