

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY  
D.N.J. LBR 2016-1, FEE APPLICATION COVER SHEET**

IN RE: CCA Construction, Inc. APPLICANT: Duane Morris LLP

CASE NO.: 24-22548 (CMG) CLIENT: Counsel to the Special Committee of Independent Directors

CHAPTER: 11 CASES FILED: December 22, 2024

COMPLETION AND SIGNING OF THIS FORM CONSTITUTES A CERTIFICATION UNDER PENALTY OF PERJURY, PURSUANT TO 28 U.S.C. SECTION 1746.

RETENTION ORDER(S) ATTACHED

SECTION 1  
FEE SUMMARY

FINAL FEE APPLICATION  
(April 9, 2025 to February 13, 2026)

	<u>FEES</u>	<u>EXPENSES</u>
TOTAL PREVIOUS FEE REQUESTED	\$ <u>\$248,493.00</u>	\$ <u>\$1,337.10</u>
TOTAL FEES ALLOWED TO DATE:	\$ <u>\$238,263.00</u>	\$ <u>\$1,337.10</u>
TOTAL RETAINER (IF APPLICABLE)	\$ <u>-0-</u>	\$ <u>-0-</u>
TOTAL HOLDBACK (IF APPLICABLE)	\$ <u>\$ 26,771.60</u>	\$ _____
TOTAL RECEIVED BY APPLICANT	\$ <u>\$219,125.40</u>	\$ <u>\$1,337.10</u>

NAME OF PROFESSIONAL & TITLE	YEAR ADMITTED (OR YEARS OF PROFESSIONAL SERVICE)	HOURS	RATE	FEE
<b>CCA Construction, Inc.</b>				
1. Morris S. Bauer	1989(NY)/1990(NJ)	224.60	\$1,010.00	\$226,846.00
		9.30	\$1,100.00	\$10,230.00
2. Geoff Heaton	2000 (CA)	7.50	\$1,010.00	\$7,575.00
3. Bei Wang	2018/2022	3.40	\$690.00	\$2,346.00
4. Daniel Soo	2007	1.70	\$880.00	\$1,496.00
<b>TOTALS</b>		246.50	\$1,008.09 (blend rate)	\$248,493.00

FEE TOTALS – PAGE 2	<u>\$248,493.00</u>
DISBURSEMENTS TOTALS – PAGE 3	<u>\$ 1,337.10</u>
TOTAL FEE APPLICATION	<u>\$249,830.10</u>



SECTION II  
SUMMARY OF SERVICES

SERVICES RENDERED	HOURS	FEE
a) <b>Asset Analysis and Recovery</b> Identification and review of potential assets including causes of action and non-litigation recoveries.	82.50	\$82,016.00
b) <b>Asset Disposition</b> Sales, leases, abandonment and related transaction work	0.00	\$0.00
c) <b>Avoidance Action Litigation</b> Preference and fraudulent transfer litigation.	0.00	\$0.00
d) <b>Business Operations</b> Issues related to debtor-in-possession operating in chapter 11 such as employee, vendor, tenant issues and other similar problems.	2.30	\$2,323.00
e) <b>Case Administration</b> Coordination and compliance activities, including preparation of statement of financial affairs, schedules, lists of contracts, United States Trustee interim statements and operating reports; contacts with the United States Trustee; general creditor inquiries.	12.30	\$12,441.00
f) <b>Claims Administration and Objections</b> Specific claim inquiries; bar date motions; analyses, objections and allowance of claims.	0.00	\$0.00
g) <b>Employee Benefits/Pensions</b> Review issues such as severance, retention, 401K coverage and continuance of pension plan.	0.00	\$0.00
h) <b>Fee/Employment Applications</b> Preparations of employment and fee applications for self or others; motions to establish interim procedures.	33.80	\$34,417.00
i) <b>Fee/Employment Objections</b> Review of an objection to the employment and fee applications of others.	17.20	\$17,372.00
j) <b>Financing</b> Matters under 361, 363, and 364 including cash collateral and secured claims; loan document analysis.	0.00	\$0.00
k) <b>Litigation</b> Other than Avoidance Action Litigation (there should be a separate category established for each major matter).	0.00	\$0.00
l) <b>Meeting of Creditors</b> Preparing for and attending the conference of creditors, the 341(a) meeting and other creditors' meetings.	0.00	\$0.00
m) <b>Plan and Disclosure Statement</b> Formulation, presentation and confirmation; compliance with the plan confirmation order, related orders and rules; disbursement and case closing activities, except those related to allowance and objections to allowance of	84.30	\$85,683.00

claims.		
n) <b>Relief from Stay Proceedings</b> Matters relating to termination or continuation of automatic stay under 362.	9.10	\$9,191.00
o) <b>Accounting/Auditing</b> Activities related to maintaining and auditing books of account, preparation of financial statements and account analysis.	0.00	\$0.00
p) <b>Business Analysis</b> Preparation and review of company business plan; development and review of strategies; preparation and review of cash flow forecasts and feasibility studies.	0.00	\$0.00
q) <b>Corporate Finance</b> Review financial aspects of potential mergers, acquisitions and disposition of company or subsidiaries.	0.00	\$0.00
r) <b>Data Analysis</b> Management information systems review, installation and analysis, construction, maintenance and reporting of significant case financial data, lease rejection, claims, etc.	0.00	\$0.00
s) <b>Litigation Consulting</b> Providing consulting and expert witness services related to various bankruptcy matters such as insolvency, feasibility, avoiding actions; forensic accounting, etc.	0.00	\$0.00
t) <b>Reconstruction Accounting</b> Reconstructing books and records from past transactions and bringing accounting current.	0.00	\$0.00
u) <b>Tax Issues</b> Analysis of tax issues and preparation of state and federal tax returns.	0.00	\$0.00
v) <b>Valuation</b> Appraise or review appraisals of assets.	0.00	\$0.00
w) <b>Travel Time (1/2 Time)</b>	5.00	\$5,050.00
<b>SERVICE TOTALS:</b>	246.50	\$248,493.00

SECTION III  
SUMMARY OF DISBURSEMENTS

DISBURSEMENTS	AMOUNT
a) <b>Filing Fees</b> Payable to Clerk of Court	\$0.00
b) <b>Computer Assisted Legal Research</b> Westlaw, Lexis and description of manner calculated.	\$554.40
c) <b>Pacer Fees</b> Payable to the Pacer Service Center for search and/or print	\$30.00
d) <b>Fax</b> No. of Pages __ Rate per Page <u>1.00</u> (Max. \$1.00/pg.)	\$0.00
e) <b>Case Specific Telephone/Conference Call Charges</b> Exclusive of overhead charges.	\$0.00
f) <b>In-house Reproduction Services</b> Exclusive of overhead charges.	\$0.00
g) <b>Outside Reproduction Services</b> Including scanning services.	\$0.00
h) <b>Other Research</b> Title searches, UCC searches, Asset searches, Accurint.	\$0.00
i) <b>Court Reporting</b> Transcripts.	\$0.00
j) <b>Travel</b> Mileage, tolls, airfare, parking.	\$570.54
k) <b>Courier &amp; Express Carries</b> Overnight and personal delivery.	\$0.00
l) <b>Postage &amp; Overnight Mail</b>	\$0.00
m) <b>Other</b>	\$182.16
<b>DISBURSEMENTS TOTAL</b>	<b>\$1,337.10</b>

I certify under penalty of perjury that the above is true and correct.

Date: March 24, 2026

/s/ Morris S. Bauer  
SIGNATURE

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY**

**Caption in Compliance with D.N.J. LBR 9004-1(b)**

**DUANE MORRIS LLP**

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*Counsel to the Special Committee of Independent  
Directors*

In Re:

CCA Construction, Inc.,

Debtor.<sup>1</sup>

Chapter 11

Case No. 24-22548

Judge: Hon. Christine M. Gravelle

**APPLICATION OF DUANE MORRIS LLP, COUNSEL TO THE SPECIAL  
COMMITTEE OF INDEPENDENT DIRECTORS,  
FOR FINAL ALLOWANCES PURSUANT TO  
SECTION 330 OF THE BANKRUPTCY CODE  
FOR THE PERIOD OF APRIL 9, 2025 TO FEBRUARY 13, 2026**

TO: THE HONORABLE CHRISTINE M. GRAVELLE  
UNITED STATES BANKRUPTCY JUDGE

The Application of Duane Morris LLP (“DM” or “Your Applicant”) for First Interim Allowances, respectfully shows unto Your Honor and alleges:

1. Your Applicants are attorneys of the State of New Jersey, duly admitted to practice before this Honorable Court.

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<sup>1</sup> The last four digits of CCA’s federal tax identification number are 4862. CCA’s service address for the purpose of this chapter 11 case is 445 South Street, Suite 310, Morristown, NJ 07960.

2. Your Applicants further show that on December 22, 2024, CCA Construction, Inc. (the “Debtor” or “CCA”) filed a voluntary petition for reorganization pursuant to chapter 11 of the United States Bankruptcy Code (the “Chapter 11 Case”), and at that time was continued in possession of its assets.

**INFORMATION REQUIRED BY THE GUIDELINES**

**A. The Scope of the Application**

3. Consistent with the Guidelines, Your Applicants disclose the following concerning the scope of the Application:

Name of Applicant	Duane Morris LLP
Name of Client	Special Committee of Independent Directors
Petition Date	December 22, 2024
Retention Date	Order signed May 28, 2025 [Docket No. 343] (“Retention Order”), effective April 9, 2025
Date of Order Approving Employment	A true copy of the Retention Order is attached as Exhibit “A”.
Time Period Covered by Application	April 9, 2025 – February 13, 2026
Terms and Conditions of Employment	Hourly
Interim / Final	Final application under 11 U.S.C. § 330
Date and Terms of Administrative Fee Order	On February 18, 2025, this Court entered the Administrative Fee Order Establishing Procedures for the Allowance and Payment of Interim Compensation and Reimbursement of Expenses of Professionals Retained by Order of this Court. Professionals (as defined therein) can file monthly fee statements with the Court. If there are no objections to a monthly fee statement, Professionals are entitled to payment of eighty (80%) percent of the fees and one hundred (100%) percent of the expenses requested in their monthly fee

	statement. The Interim Compensation Procedures Order further provides that Professionals may file interim fee applications for allowance of compensation and reimbursement of expenses of the amount sought in their monthly fee statements, including the twenty percent (20%) holdback pursuant to Section 331 of the Bankruptcy Code at four-month intervals or such other intervals directed by the Court.
11 U.S.C. § 330	Duane Morris LLP seeks final compensation under 11 U.S.C. § 330.
Total Compensation (Fees) Sought this Period	\$248,493.00
Total Expenses Sought this Period	\$1,337.10
Total compensation approved by interim order to date	\$238,263.00
Total expenses approved by interim order to date	\$1,337.10
Blended rate in this application for all attorneys	\$1,008.09
Blended rate in this application for all timekeepers	\$1,008.09
Compensation sought in this application already paid pursuant to a monthly compensation order but not yet allowed	\$248,493.00 (Final approval of all Interim Allowances and \$10,230.00 of fees not previously approved on an interim basis.)
Expenses sought in this application already paid pursuant to a monthly compensation order but not yet allowed	\$1,337.10 (Final approval of all Interim Expenses previously approved.)
If applicable, number of professionals in this application not included in staffing plan approved by client	N/A
If applicable, difference between fees budgeted and compensation sought for this period	N/A

Number of professionals billing fewer than 15 hours to the case during this period	2
Are any rates higher than those approved or disclosed at retention? If yes, calculate and disclose the total compensation sought in this application using the rates originally disclosed in the retention application	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
	\$9,393.00 (9.3 hours at an hourly rate of \$1,010.00, which is now being requested at an hourly rate of \$1,100.00)

**Statements from the Applicant**

4. Consistent with the Guidelines, Your Applicants answer the following questions:

<u>Question</u>	<u>Answer</u>
Did you agree to any variations from, or alternatives to, your standard or customary billing rates, fees or terms for services pertaining to this engagement that were provided during the application period?	No
If the fees sought in this fee application as compared to the fees budgeted for the time period covered by this fee application are higher by 10% or more, did you discuss the reasons for the variation with the client?	N/A
Have any of the professionals included in this fee application varied their hourly rate based on the geographic location of the bankruptcy case?	No
Does the fee application include time or fees related to reviewing or revising time records or preparing, reviewing, or revising invoices?	Yes
Does this fee application include time or fees for reviewing time records to redact any privileged or other confidential information?	No
Does the fee application include any rate increases?	Yes

**B. Summary Of Professional Services Rendered**

5. The services rendered by DM in conjunction with the Chapter 11 Case between April 9, 2025 and February 13, 2026, included the following, *inter alia*:

- a) Preparation of retention pleadings for DM, review same with Debtor and client; coordinate filing and service; discussions regarding possible objection to retention and attempt to resolve; review objection to retention; prepare reply; and attendance at hearing thereon;
- b) Review docket and pertinent documents to obtain background information;
- c) Numerous conversations and correspondence with client regarding engagement, case background and on-going investigation;
- d) Weekly conversations with Cole Schotz representatives regarding on-going investigation;
- e) Review documents pertinent to investigation; assist in the preparation of Special Committee Report.
- f) Correspondence with BMLP representatives, coordinate meetings with BMLP and attendance at meetings with BMLP representatives;
- g) Correspondence with CSCEC Holding representatives, attend meeting with CSCEC Holding representatives;
- h) Review pleadings related to appointment of Examiner; attend hearing on scope of Examiner; review correspondence and proposed stipulation relating to Examiner request to increase budget amount; continued review of correspondence and revised proposed stipulation relating to Examiner request to increase budget amount, objection filed by BMLP and attendance at hearing thereon;
- i) Review emails with BML representatives, schedule meeting and attend meeting;
- j) Review BML motion for standing and stay relief; assist in preparation of objection;
- k) Numerous conversations, correspondence and conferences with client and other parties regarding Special Committee Report, Examiner Report, asset analysis, comments related to same and plan of reorganization negotiations;
- l) Review emails with CCA representatives, CSCEC Holding representatives and BMLP representatives and attached documents re: redactions on Special Committee Report, Examiner Report and proposed joint letter, schedule meeting and attend meeting;
- m) Review Examiner Report;
- n) Legal research and review cases on multiple issues;

- o) Numerous conversations, correspondence and conferences with client and other parties regarding Special Committee Report, Examiner Report, submission of redacted reports;
- p) Assist in preparation of E. Abrams declaration in response to BMLP motion for stay relief and standing, prepare for hearing and attend hearing on motion;
- q) Numerous conversations, correspondence and conferences with client and other parties regarding mediation, mediator selection, proposed mediation order, resolution options;
- r) Numerous conversations, correspondence and conferences with client and other parties regarding Mediation, Mediation Statements, negotiations with CSCEC Holdings;
- s) Review and assist in the preparation of the Mediation Statement submitted by CCA; review Mediation Statement submitted by BMLP;
- t) Prepare for and attendance at the Mediation;
- u) Review draft settlement agreement, draft motion to seal and draft motion to approve settlement
- v) Numerous conversations, correspondence and conferences with client and other parties regarding settlement agreement, motion to approve settlement; and attend hearing on motion to approve settlement;
- w) Review draft plan, disclosure statement and motion to conditionally approve disclosure statement, provide solicitation parameters and schedule confirmation; review various pleadings related to confirmation prepared by Debtor's counsel and attend confirmation hearing; and
- x) Prepare and file monthly fee statements and prepare and file first and second interim and final fee applications.

**C. Summary of Time Keepers and Rate Increases**

6. For the period commencing April 9, 2025 through February 13, DM devoted in excess of 123.70 hours of services having a value of \$123,628.00 at this firm's then-existing billing

rates. The names of the attorneys and the paralegals involved in this matter, their hourly billing rates, the time spent by each of them and the total fees resulting therefrom are as follows:<sup>2</sup>

NAME OF PROFESSIONAL & TITLE	YEAR ADMITTED (OR YEARS OF PROFESSIONAL SERVICE)	HOURS	RATE	FEE
<b>CCA Construction, Inc.</b>				
1. Morris S. Bauer	1989(NY)/1990(NJ)	224.60	\$1,010.00	\$226,846.00
		9.30	\$1,100.00	\$10,230.00
2. Geoff Heaton	2000 (CA)	7.50	\$1,010.00	\$7,575.00
3. Bei Wang	2018/2022	3.40	\$690.00	\$2,346.00
4. Daniel Soo	2007	1.70	\$880.00	\$1,496.00
<b>TOTALS</b>		246.50	\$1,008.09 (blend rate)	\$248,493.00

7. Your Applicants further show that they have incurred out-of-pocket expenses in the sum of \$1,337.10, which are specifically set forth in the Fee Application Cover Sheet submitted simultaneously herewith.

8. Your Applicants further show that on June 24, 2025, Your Applicants filed their First Monthly Fee Statement requesting fees in the amount of \$43,793.60 (80% of \$54,742.00) and reimbursement of expenses in the amount of \$573.10. See Docket No. 385. No objections were filed to the First Monthly Fee Statement. See Docket No. 403. Your Applicants received payment of \$44,366.70 on August 6, 2025.

9. Your Applicants further show that on July 21, 2025, Your Applicants filed their Second Monthly Fee Statement requesting fees in the amount of \$9,049.60 (80% of \$11,312.00)

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<sup>2</sup> As required by the United States Trustee Guidelines, Your Applicants previously filed, along with their monthly fee statements, detailed computer printouts itemizing all services performed by partners and associates of DM by task code, including the total by task categories, which is also reflected on the fee application cover sheet. The monthly fee statements associated with the Compensation Period appear in the docket numbers referenced in paragraphs 8 through 19 hereof, and are incorporated herein by reference.

and reimbursement of expenses in the amount of \$79.20. See Docket No. 412. No objections were filed to the Second Monthly Fee Statement. See Docket No. 430. Your Applicants received payment of \$9,128.80 on August 25, 2025.

10. Your Applicants further show that on August 12, 2025, Your Applicants filed their Third Monthly Fee Statement requesting fees in the amount of \$22,624.00 (80% of \$28,280.00) and reimbursement of expenses in the amount of \$253.02. See Docket No. 437. No objections were filed to the Third Monthly Fee Statement. See Docket No. 463. Your Applicants received payment of \$22,877.02 on September 8, 2025.

11. Your Applicants further show that on September 22, 2025, Your Applicants filed their Fourth Monthly Fee Statement requesting fees in the amount of \$16,240.80 (80% of \$20,301.00) and reimbursement of expenses in the amount of \$3.00. See Docket No. 487. No objections were filed to the Fourth Monthly Fee Statement. See Docket No. 509. Your Applicants received payment of \$16,243.80 on October 27, 2025.

12. Your Applicants further show that on October 15, 2025, Your Applicants filed their First Interim Fee Application requesting fees in the amount of \$114,635.00 and reimbursement of expenses in the amount of \$908.32. See Docket. No. 518. On December 3, 2025, the Court entered Order Approving Interim Fee Applications of Certain Retained Professionals for the Period of May 1, 2025 through August 31, 2025, where DM was awarded fee in the amount of \$114,635.00 and reimbursement of expenses in the amount of \$908.32. See Docket. No. 594. DM has received payment of \$22,927.00, holdback amount, on December 23, 2025 as a result of the First Interim Fee Application fee award.

13. Your Applicants further show that on October 20, 2025, Your Applicants filed their Fifth Monthly Fee Statement requesting fees in the amount of \$32,161.60 (80% of \$40,202.00)

and reimbursement of expenses in the amount of \$4.80. See Docket No. 537. No objections were filed to the Fifth Monthly Fee Statement. See Docket No. 547. Your Applicants received payment of \$32,166.40 on November 14, 2025.

14. Your Applicants further show that on November 18, 2025, Your Applicants filed their Sixth Monthly Fee Statement requesting fees in the amount of \$23,432.00 (80% of \$29,290.00) and reimbursement of expenses in the amount of \$101.98. See Docket No. 561. No objections were filed to the Sixth Monthly Fee Statement. See Docket No. 596. Your Applicants received payment of \$23,533.98 on December 29, 2025.

15. Your Applicants further show that on December 8, 2025, Your Applicants filed their Seventh Monthly Fee Statement requesting fees in the amount of \$36,602.40 (80% of \$45,753.00) and reimbursement of expenses in the amount of \$234.94. See Docket No. 604. No objections were filed to the Seventh Monthly Fee Statement. See Docket No. 625. Your Applicants received payment of \$36,837.34 on December 30, 2025.

16. Your Applicants further show that on January 22, 2026, Your Applicants filed their Eight Monthly Fee Statement requesting fees in the amount of \$6,706.40 (80% of \$8,383.00) and reimbursement of expenses in the amount of \$87.06. See Docket No. 666. No objections were filed to the Eighth Monthly Fee Statement. See Docket No. 684. Your Applicants received payment of \$6,793.46 on March 11, 2026.

17. Your Applicants further show that on February 17, 2026, Your Applicants filed their Ninth Monthly Fee Statement requesting fees in the amount of \$3,168.00 (80% of \$3,960.00). See Docket No. 706. No objections were filed to the Ninth Monthly Fee Statement. See Docket No. 729.

18. Your Applicants further show that on March 9, 2026, Your Applicants filed their Tenth Monthly Fee Statement requesting fees in the amount of \$5,016.00 (80% of \$6,270.00). See Docket No. 706. No objections were filed to the Tenth Monthly Fee Statement. See Docket No. 729. Your Applicants received a payment of \$5,588.00 on March 17, 2026, which was applied to the Ninth Monthly Fee Statement and as a partial payment on the Tenth Monthly Fee Statement.

19. Your Applicants further show that on February 17, 2026, Your Applicants filed their Second Interim Fee Application requesting fees in the amount of \$123,628.00 and reimbursement of expenses in the amount of \$428.78. See Docket. No. 705. On March 12, 2026, the Court entered Order Approving Interim Fee Applications of Certain Retained Professionals for the Period of January 1, 2026 through April 30, 2026, where DM was awarded fee in the amount of \$123,628.00 and reimbursement of expenses in the amount of \$428.78. See Docket. No. 737. DM has not yet received payment of its holdback in the amount of \$24,725.60 as a result of the Second Interim Fee Application fee award.

20. As of this date, the total unpaid requested fees and reimbursement of expenses for DM aggregate \$29,367.60.

21. Your Applicants further show that as of the Petition Date, Your Applicants were holding a retainer balance in the amount of \$0.00.

22. Annexed herewith as Exhibit “B” and made a part hereof is an Affidavit of Morris S. Bauer, Esq. submitted pursuant to § 504 of the Bankruptcy Code.

**RELIEF REQUESTED AND BASIS THEREFOR**

23. Section 330 of the Bankruptcy Code provides that a court may award a professional employed under section 327 of the Bankruptcy Code “reasonable compensation for actual

necessary services rendered. . . and reimbursement for actual necessary expenses.” 11 U.S.C. § 330(a)(1).

24. Section 330 of the Bankruptcy Code contains two separate criteria, and before determining the reasonableness of the service, the Court must make a threshold inquiry into its necessity. See In re Engel, 190 B.R. 206, 209 (Bankr. D.N.J. 1995); see also In re Fleming Cos., 304 B.R. 85, 89 (D. Del. 2003) (discussing a two-tiered approach to determining whether compensation should be allowed—first “the court must be satisfied that the attorney performed actual and necessary services” and second “the court must assess a reasonable value for those services”). The majority of courts which have interpreted section 330 of the Bankruptcy Code have held that an element of whether such services are “necessary” is whether they benefitted the bankruptcy estate. Engel, 190 B.R. at 209. Further, the test for determining necessity is objective, focusing on what services a reasonable lawyer would have performed under the same circumstances. In re APW Enclosure Sys., Inc., No. 06-11378 (MFW), 2007 WL 3112414, at \*3 (Bankr. D. Del. 2007) (citing Fleming, 304 B.R. at 89). This test does not rely on hindsight to determine the ultimate success or failure of the attorney’s actions. See id. (citing, inter alia, Keate v. Miller (In re Kohl), 95 F.3d 713, 714 (8th Cir. 1996)).

25. Once the court determines that a service was necessary, it also assesses the reasonable value of the service. 11 U.S.C. § 303(a)(3). Section 330(a)(3) of the Bankruptcy Code sets forth the criteria for the award of such compensation and reimbursement, stating:

In determining the amount of reasonable compensation to be awarded . . . the court shall consider the nature, extent, and the value of such services, taking into account all relevant factors, including—

- (A) the time spent on such services;
- (B) the rates charged for such services;

(C) whether the services were necessary to the administration of, or beneficial at the time at which the service was rendered toward the completion of, a case under this title;

(D) whether the services were performed within a reasonable amount of time commensurate with the complexity, importance, and nature of the problem, issue, or task addressed;

(E) with respect to a professional person, whether the person is board certified or otherwise has demonstrated skill and experience in the bankruptcy field; and

(F) whether the compensation is reasonable based on the customary compensation charged by comparably skilled practitioners in cases other than cases under this title.

Id. U.S.C. § 330(a)(3).

26. In determining the reasonableness of fees, courts routinely employ the following twelve factors: (1) the time and labor required; (2) the novelty and difficulty of the questions; (3) the skill requisite to perform the legal service properly; (4) the preclusion of employment by the attorney due to acceptance of the case; (5) the customary fee; (6) whether the fee is fixed or contingent; (7) time limitations imposed by client or the circumstances; (8) the amount involved and the results obtained; (9) the experience, reputation and ability of the attorneys; (10) the undesirability of the case; (11) the nature and length of the professional relationship with the client; and (12) awards in similar cases. Staiano v. Cain (In re Lan Assocs. XI, L.P.), 192 F.3d 109, 123 n.8 (3d Cir. 1999).

27. Here, as described above, DM devoted a substantial amount of time and effort to addressing the numerous issues involved in this Chapter 11 Case. DM respectfully submits that the services for which it seeks compensation in this Application were, at the time rendered, believed to be necessary to effectively represent the Special Committee of Independent Directors, were performed economically, effectively, and efficiently. Because DM's services benefitted the

bankruptcy estates, DM respectfully submits that it performed “actual and necessary” services compensable under Section 330 of the Bankruptcy Code.

28. Further, DM submits that consideration of the relevant factors enumerated in Lan Assocs. establishes that the compensation requested is reasonable in light of the nature, extent, and value of such services to the Special Committee of Independent Directors:

The Time and Labor Required. The professional services rendered by DM on behalf of the Special Committee of Independent Directors has required the expenditure of substantial time and effort, as well as a high degree of professional competence and expertise, as part of overseeing counsel’s investigation on behalf of the Special Committee of Independent Directors in this case with skill and dispatch. DM respectfully represents that the services rendered by it were performed efficiently, effectively, and economically.

The Novelty and Difficulty of Questions. The subject case incorporates a detailed investigation of alleged transfers related to non-debtor affiliates and the preparation of a detailed report prepared on behalf of the Special Committee of Independent Directors. DM has been intimately involved in this process.

The Skill Required to Perform the Legal Services Properly. DM believes that its recognized expertise in the area of insolvency proceedings and reorganization and its knowledge of New Jersey practice and procedure is contributing to an on-going efficient and effective representation of the Special Committee of Independent Directors in this Chapter 11 Case.

The Preclusion of Other Employment by Applicant Due to Acceptance of the Case. DM’s representation of the Special Committee of Independent Directors did not preclude its acceptance of new clients.

The Customary Fee. The fee sought herein is based on DM’s normal hourly rates for services of this kind. DM respectfully submits that the hourly rates of its professionals are not unusual given the time expended in attending to the representation of the Special Committee of Independent Directors. DM’s hourly rates and the fees requested herein are commensurate with fees DM has been awarded in other chapter 11 cases, as well as with fees charged by other attorneys of comparable experience.

Whether the Fee is Fixed or Contingent. Not applicable.

Time Limitations Imposed by Client or other Circumstances. Not applicable.

The Amount Involved and Results Obtained. DM respectfully submits that the amount of fees for which compensation is sought is reasonable under the circumstances given the multiple persons focusing on and accessing the efforts of the Special Committee of Independent Directors in this Chapter 11 Case.

The Experience, Reputation and Ability of the Attorneys. DM is a professional association with approximately 900 attorneys that practice in the fields of bankruptcy and corporate restructuring; litigation; real estate; tax, trusts and estates; corporate, finance and business transactions; employment; environmental; construction services and other phases of the law. DM's partners and associates have represented debtors, creditors, creditors' committees, fiduciaries and numerous other parties in hundreds of cases before the Bankruptcy Courts for the District of New Jersey as well as in various other Bankruptcy Courts throughout the country.

The Undesirability of the Case. Not applicable.

Nature and Length of Professional Relationship. Not applicable.

Awards in Similar Cases. As previously indicated, the fees sought herein are commensurate with fees DM has been awarded in other chapter 11 cases.

**CONCLUSION**

**WHEREFORE**, Your Applicants respectfully request that an Order be entered granting Duane Morris LLP, as attorneys for Special Committee of Independent Directors a final allowances pursuant to section 330 of the Bankruptcy Code in the amount of \$248,493.00 together with reimbursement of their out-of-pocket expenses in the sum of \$1,337.10.

DUANE MORRIS LLP.  
Attorneys for Special Committee of  
Independent Directors

Dated: March 24, 2026

By: /s/ Morris S. Bauer  
MORRIS S. BAUER

**EXHIBIT A**

**Duane Morris Retention Order**



Order Filed on May 28, 2025  
by Clerk  
U.S. Bankruptcy Court  
District of New Jersey

<b>UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY</b>	
Caption in Compliance with D.N.J. LBR 9004-1(b)	
<b>DUANE MORRIS LLP</b> Morris S. Bauer, Esq. (NJ Bar No. 039711990) 200 Campus Drive, Suite 300 Florham Park, New Jersey 07932-1007 Telephone: (973) 424-2037 Facsimile: (973) 556-1380 E-mail: <a href="mailto:MSBauer@duanemorris.com">MSBauer@duanemorris.com</a>	
<i>Proposed Counsel to the Special Committee of Independent Directors</i>	
In Re:	Chapter 11
CCA Construction, Inc.,	Case No. 24-22548
Debtor. <sup>1</sup>	Judge: Hon. Christine M. Gravelle

**ORDER AUTHORIZING RETENTION OF DUANE MORRIS LLP AS ATTORNEYS FOR THE SPECIAL COMMITTEE OF INDEPENDENT DIRECTORS EFFECTIVE APRIL 9, 2025**

The relief set forth on the following page, numbered two (2), is hereby **ORDERED**.

**DATED: May 28, 2025**

  
Honorable Christine M. Gravelle, Chief Judge  
United States Bankruptcy Judge

<sup>1</sup> The last four digits of CCA’s federal tax identification number are 4862. CCA’s service address for the purpose of this chapter 11 case is 445 South Street, Suite 310, Morristown, NJ 07960.

(Page 2)

Debtor: CCA Construction, Inc.  
Case No. 24-22548 (CMG)  
Caption of Order: Order Authorizing Retention of Duane Morris LLP as Attorneys for the Special Committee of Independent Directors Effective April 9, 2025

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Upon the applicant’s request for authorization to retain Duane Morris LLP (“DM”) as attorneys for the committee of independent directors of the board of CCA Construction, Inc. (the “Debtor”), it is hereby ORDERED:

1. The applicant is authorized to retain DM with respect to all matters for which the Special Committee has been delegated authority, including with respect to the Special Committee’s oversight of the investigation of potential claims or causes of action of the Debtor, if any, against third parties and related matters in the Chapter 11 Case as the representation proceeds (the “Matter”), at the direction of and with the approval of the Special Committee. DM shall use its best efforts to avoid duplication of services provided by any of the other professionals retained in the Chapter 11 Case.

The professional’s address is: Duane Morris LLP  
200 Campus Drive, Suite 300  
Florham Park, NJ 07932-1007  
Attn: Morris S. Bauer

2. Compensation will be paid by the Debtor in such amounts as may be allowed by the Court on proper application(s).
3. The effective date of retention is the April 9, 2025.

**EXHIBIT B**

**Affidavit pursuant to § 504 of the Bankruptcy Code**

<b>UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY</b>	
Caption in Compliance with D.N.J. LBR 9004-1(b)	
<b>DUANE MORRIS LLP</b> Morris S. Bauer, Esq. (NJ Bar No. 039711990) 200 Campus Drive, Suite 300 Florham Park, New Jersey 07932-1007 Telephone: (973) 424-2037 Facsimile: (973) 556-1380 E-mail: <a href="mailto:MSBauer@duanemorris.com">MSBauer@duanemorris.com</a>	
<i>Counsel to the Special Committee of Independent Directors</i>	
In Re:	Chapter 11
CCA Construction, Inc.,	Case No. 24-22548
Debtor. <sup>1</sup>	Judge: Hon. Christine M. Gravelle

**AFFIDAVIT OF MORRIS S. BAUER**

STATE OF NEW JERSEY    )  
  ) ss.  
COUNTY OF MORRIS    )

MORRIS S. BAUER, ESQ., of full age, being dully sworn according to law, upon his oath deposes and says:

1. I am a Partner of the firm of Duane Morris LLP, counsel to the Special Committee of Independent Directors (“SCID”) in the above-captioned matter and submit this Affidavit in connection with the Application of such firm for a final fee allowances for services rendered to the Special Committee of Independent Directors during the period from April 9, 2025 through and including February 13, 2026.

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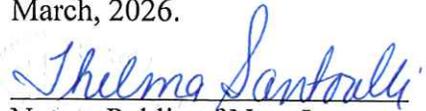
<sup>1</sup> The last four digits of CCA’s federal tax identification number are 4862. CCA’s service address for the purpose of this chapter 11 case is 445 South Street, Suite 310, Morristown, NJ 07960.

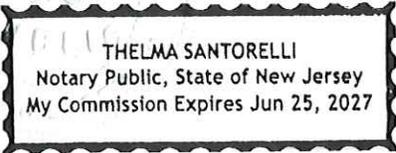
2. In accordance with Title 18 U.S.C. §155 and the rules of this Court, neither I nor any partner or associate of my firm has entered into any agreement, written or oral, expressed or implied, with the SCID, any creditor, or any other party in interest, or any attorney of such person, for the purpose of fixing the amount of any of the fees or any other compensation to be allowed out of or paid from the assets of the SCID.

3. In accordance with §504 the Bankruptcy Code, no agreement or understanding exists between me, my firm or any partner or associate thereof, on the one hand, and any other person, on the other hand, for the division of such compensation as my firm may receive from the Court herein, nor will any division of fees prohibited by §504 of the Bankruptcy Code be made by me, or any partner or associate of my firm.

/s/Morris S. Bauer  
MORRIS S. BAUER

Sworn and subscribed to  
Before me this 24<sup>th</sup> day of  
March, 2026.

  
Notary Public of New Jersey



**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY**

Caption in Compliance with D.N.J. LBR 9004-1(b)

**DUANE MORRIS LLP**

Morris S. Bauer, Esq. (NJ Bar No. 039711990)

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E-mail: [MSBauer@duanemorris.com](mailto:MSBauer@duanemorris.com)

*Counsel to the Special Committee of Independent  
Directors*

In Re:

CCA Construction, Inc.,

Debtor.<sup>1</sup>

Chapter 11

Case No. 24-22548

Judge: Hon. Christine M. Gravelle

**ORDER GRANTING FINAL ALLOWANCES PURSUANT TO  
SECTION 330 OF THE BANKRUPTCY CODE RE: DUANE MORRIS LLP**

The relief set forth on the following page, numbered two (2), is hereby **ORDERED**.

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<sup>1</sup> The last four digits of CCA's federal tax identification number are 4862. CCA's service address for the purpose of this chapter 11 case is 445 South Street, Suite 310, Morristown, NJ 07960.

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Debtor: CCA Construction, Inc.  
Case No.: 24-22548 (CMG)  
Caption of Order: Order Granting Final Allowances Pursuant to Section 330 of the Bankruptcy  
Code Re: Duane Morris LLP

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**AND NOW**, the Court finds that the person named below filed an Application for Allowances (the "Application"), adequate notice and opportunity for hearing was given to creditors and other parties in interest as required;

**IT IS ORDERED**, that compensation and expenses are allowed as follows:

<u>APPLICANTS</u>	<u>COMMISSION/FEES</u>	<u>EXPENSES</u>
Duane Morris LLP Special Committee of Independent Directors	\$248,493.00	\$1,337.10