

MCDERMOTT WILL & SCHULTE LLP

Charles R. Gibbs (TX Bar No. 7846300)
Marcus A. Helt (TX Bar No. 24052187)
Grayson Williams (TX Bar No. 24124561)
Michael Wombacher (TX Bar No. 24120434)
2801 North Harwood Street, Suite 2600
Dallas, Texas 75201
Telephone: (214) 295-8000
E-mail: cr gibbs@mwe.com
mhelt@mwe.com
gwilliams@mwe.com
mwombacher@mwe.com

MCDERMOTT WILL & SCHULTE LLP

Darren Azman (admitted *pro hac vice*)
One Vanderbilt Avenue
New York, New York 10017-3852
Telephone: (212) 547-5400
E-mail: dazman@mwe.com

Proposed Counsel to the Chapter 7 Trustee

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:

TRICOLOR HOLDINGS, LLC, *et al.*,¹

Debtors.

)
) Chapter 7
)
) Case No. 25-33487 (MVL)
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**TRUSTEE'S MOTION FOR EXPEDITED CONSIDERATION
OF CHAPTER 7 TRUSTEE'S EMERGENCY MOTION FOR ENTRY OF
INTERIM AND FINAL ORDERS AUTHORIZING THE USE OF CASH
COLLATERAL AND GRANTING RELATED RELIEF [DOCKET NO. 255]**

Anne Elizabeth Burns, the Chapter 7 trustee (the "Trustee") of the estates of the above-captioned debtors (the "Debtors"), hereby moves (the "Motion") for entry of an order, substantially

¹ The Debtors in these chapter 7 cases are as follows: Tricolor Holdings, LLC, TAG Intermediate Holding Company, LLC, Tricolor Auto Group, LLC, Tricolor Auto Acceptance, LLC, Tricolor Insurance Agency, LLC, Tricolor Home Loans LLC dba Tricolor Mortgage, Tricolor Real Estate Services, LLC, TAG California Holding Company, LLC, Flexi Compras Autos, LLC, TAG California Intermediate Holding Company, LLC, Tricolor California Auto Group, LLC, Tricolor California Auto Acceptance, LLC, Risk Analytics LLC, Tricolor Tax, LLC, Tricolor Financial, LLC, Tricolor Auto Receivables LLC, Tricolor Asset Funding, LLC, and Apoyo Financial, LLC.



in the form attached as **Exhibit A** (the “Proposed Order”) granting the relief described below. In support of the Motion, the Trustee respectfully states as follows:

RELIEF REQUESTED

1. By this Motion, the Trustee seeks entry of the Proposed Order, shortening notice and scheduling an expedited setting on the *Chapter 7 Trustee’s Emergency Motion for Entry of Interim and Final Orders Authorizing the Use of Cash Collateral and Granting Related Relief* (the “Cash Collateral Motion”) [Docket No. 255] to be held on **October 27, 2025 at 3:00 p.m. (prevailing Central Time)**.

2. As described in the Cash Collateral Motion, the circumstances of this matter justify consideration of the Cash Collateral Motion on an expedited basis. Immediate relief is necessary due to the limited availability of information, the complexity of these chapter 7 cases, and the potential risk of the loss of estate assets if insurance coverage is not maintained and certain consultants whose services are and have been instrumental to preserving estate assets are not paid. Any delay in the authorization of the Trustee’s use of limited cash collateral (in the amount of approximately \$275,000) for the limited purposes of (a) maintaining certain critical insurance coverage and (b) paying certain consultants who are former employees of the Debtors and have provided essential services to the Trustee could hinder the Trustee’s ability to preserve and maximize the value of the assets for the benefit of all creditors and cause irreparable harm. Based on the foregoing, the Trustee believes that the circumstances require expedited consideration of the Cash Collateral Motion.

WHEREFORE, the Trustee respectfully requests that the Court enter the Proposed Order, substantially in the form attached hereto as **Exhibit A**, (i) granting the Cash Collateral Motion, (ii) setting a hearing on the Cash Collateral Motion for October 27, 2025, at 3:00 p.m. (prevailing

Central Time), and (iii) granting such other relief as the Court deems appropriate under the circumstances.

Dated: Dallas, Texas
October 23, 2025

Respectfully submitted,

/s/ Charles R. Gibbs

Charles R. Gibbs (TX Bar No. 7846300)
Marcus A. Helt (TX Bar No. 24052187)
Grayson Williams (TX Bar No. 24124561)
Michael Wombacher (TX Bar No. 24120434)
MCDERMOTT WILL & SCHULTE LLP
2801 North Harwood Street, Suite 2600
Dallas, Texas 75201-1664
Tel: (214) 295-8000
Fax: (972) 232-3098
E-mail: cr gibbs@mwe.com
mhelt@mwe.com
gwilliams@mwe.com
mwombacher@mwe.com

-and-

Darren Azman (admitted *pro hac vice*)
MCDERMOTT WILL & SCHULTE LLP
One Vanderbilt Avenue
New York, New York 10017-3852
Tel: (212) 547-5400
Fax: (212) 547-5444
E-mail: dazman@mwe.com

Proposed Counsel to the Chapter 7 Trustee

CERTIFICATE OF SERVICE

I do hereby certify that on October 23, 2025, a true and correct copy of the foregoing document was served via CM/ECF for the United States Bankruptcy Court for the Northern District of Texas on all parties authorized to receive electronic notice in this.

/s/ Charles R. Gibbs

Charles R. Gibbs

LOCAL RULE 9013-1(a) CERTIFICATION

Given the number of parties in interest in the Chapter 7 Cases, the Trustee believes that conferring with the attorneys for affected parties is neither possible nor practicable.

/s/ Charles R. Gibbs

Charles R. Gibbs

EXHIBIT A

Proposed Order

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:

TRICOLOR HOLDINGS, LLC, *et al.*,¹

Debtors.

)
) Chapter 7
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**ORDER GRANTING EXPEDITED CONSIDERATION OF
CHAPTER 7 TRUSTEE’S EMERGENCY MOTION FOR ENTRY
OF INTERIM AND FINAL ORDERS AUTHORIZING THE USE OF CASH
COLLATERAL AND GRANTING RELATED RELIEF [DOCKET NO. 255]**

Upon the motion (the “Motion for Expedited Consideration”)² of Anne Elizabeth Burns,

¹ The Debtors in these chapter 7 cases are as follows: Tricolor Holdings, LLC, TAG Intermediate Holding Company, LLC, Tricolor Auto Group, LLC, Tricolor Auto Acceptance, LLC, Tricolor Insurance Agency, LLC, Tricolor Home Loans LLC dba Tricolor Mortgage, Tricolor Real Estate Services, LLC, TAG California Holding Company, LLC, Flexi Compras Autos, LLC, TAG California Intermediate Holding Company, LLC, Tricolor California Auto Group, LLC, Tricolor California Auto Acceptance, LLC, Risk Analytics LLC, Tricolor Tax, LLC, Tricolor Financial, LLC, Tricolor Auto Receivables LLC, Tricolor Asset Funding, LLC, and Apoyo Financial, LLC.

² Capitalized terms used but not otherwise defined herein shall have the respective meanings ascribed to them in the Motion for Expedited Consideration.

the Chapter 7 trustee (the “Trustee”) for Tricolor Holdings, LLC and its various debtor affiliates (collectively, the “Debtors”), for entry of an order (this “Order”), shortening notice and scheduling an expedited setting on the *Chapter 7 Trustee’s Emergency Motion for Entry of Interim and Final Orders Authorizing the Use of Cash Collateral and Granting Related Relief* (the “Cash Collateral Motion”) [Docket No. 255]; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the Order of Reference of Bankruptcy Cases and Proceedings Nunc Pro Tunc dated August 3, 1984, entered by the United States District Court for the Northern District of Texas; and the matter being a core proceeding within the meaning of 28 U.S.C. § 157(b)(2); and venue of this proceeding and the Motion for Expedited Consideration in this District being proper pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court being able to issue a final order consistent with Article III of the United States Constitution; and due and sufficient notice of the Motion for Expedited Consideration having been given under the particular circumstances; and the Court having reviewed the Motion for Expedited Consideration; and the Court having determined that the legal and factual bases set forth in the Motion for Expedited Consideration establish just cause for the relief granted herein; and it appearing that no other or further notice is necessary; and it appearing that the relief requested in the Motion for Expedited Consideration is in the best interests and without prejudice to the rights of the Trustee, the Debtors, their estates, their creditors, and other parties-in-interest; and after due deliberation thereon; and good and sufficient cause appearing therefor,

IT IS HEREBY ORDERED THAT:

1. The Motion for Expedited Consideration is GRANTED as set forth herein.
2. The Cash Collateral Motion will be heard on **October 27, 2025, at 3:00 p.m.** (prevailing Central Time).

END OF ORDER

Submitted by:

Charles R. Gibbs (TX Bar No. 7846300)
Marcus A. Helt (TX Bar No. 24052187)
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MCDERMOTT WILL & SCHULTE LLP
2801 North Harwood Street, Suite 2600
Dallas, Texas 75201-1664
Tel: (214) 295-8000
Fax: (972) 232-3098
E-mail: crgibbs@mwe.com
mhelt@mwe.com
gwilliams@mwe.com
mwombacher@mwe.com

-and-

Darren Azman (admitted *pro hac vice*)
MCDERMOTT WILL & SCHULTE LLP
One Vanderbilt Avenue
New York, New York 10017-3852
Tel: (212) 547-5400
Fax: (212) 547-5444
E-mail: dazman@mwe.com

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