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*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.*,<sup>1</sup>

Debtors.

)  
) Chapter 7  
)  
) Case No. 25-33487 (MVL)  
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)  
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**CHAPTER 7 TRUSTEE’S MOTION FOR EXPEDITED CONSIDERATION OF  
(I) CHAPTER 7 TRUSTEE’S AMENDED EMERGENCY SALE MOTION  
[DOCKET NO. 537] AND (II) CHAPTER 7 TRUSTEE’S APPLICATION TO  
EMPLOY AUTOMOTIVE RENTALS, INC. T/A HOLMAN AS AUCTIONEER  
[DOCKET NO. 538]**

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 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:

<sup>1</sup> 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.



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**RELIEF REQUESTED**

1. By this Motion, the Trustee seeks entry of the Proposed Order, shortening notice and scheduling an expedited setting on the (i) *Chapter 7 Trustee's Amended Emergency Motion to (I) Sell Estate Assets Free and Clear of All Liens, Claims, Encumbrances, and Interests, (II) Establish Sale Procedures, and (III) Granting Related Relief* [Docket No. 537] (the "Amended Sale Motion") and (ii) *Chapter 7 Trustee's Application for Entry of an Order Authorizing the Employment and Retention of Automotive Rentals, Inc. T/A Holman as Auctioneer, Effective as of December 18, 2025* (the "Auctioneer Employment Application," and together with the Amended Sale Motion, the "Requests for Relief") [Docket No. 538] to be held on **December 18, 2025, at 1:30 p.m. (prevailing Central Time)**.

2. The circumstances of this matter justify consideration of the Requests for Relief on an expedited basis. Immediate relief is necessary to facilitate an efficient and value maximizing marketing and sale process of the Vehicles<sup>2</sup> by the Auctioneer for the benefit of all creditors. To maximize value to the Debtors' estates and all parties in interest and to avoid the potential incurring of ad valorem taxes due at the end of the year, the Vehicles must be auctioned as soon as possible. Failure to grant an expedited setting of the Requests for Relief would hinder the Trustee's efforts to liquidate Vehicles through value maximizing public auctions and would risk further dissipation of value of the estates' assets, causing irreparable harm to all stakeholders. Moreover, employment and retention of the Auctioneer is a key part of the sale process, without which the entire sale process cannot proceed. Based on the foregoing, the Trustee believes that the circumstances require expedited consideration of the Requests for Relief.

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<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the meaning ascribed to them in the Amended Sale Motion or the Auctioneer Employment Application, as applicable.

WHEREFORE, the Trustee respectfully requests that the Court enter the Proposed Order, substantially in the form attached hereto as **Exhibit A**, (i) setting a hearing on the Amended Sale Motion and the Auctioneer Employment Application for December 18, 2025, at 1:30 p.m. (prevailing Central Time) and (ii) granting such other relief as the Court deems appropriate under the circumstances.

Dated: Dallas, Texas  
December 15, 2025

Respectfully submitted,

/s/ Charles R. Gibbs

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-and-

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*Counsel to the Chapter 7 Trustee*

**CERTIFICATE OF SERVICE**

I do hereby certify that on December 15, 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**

Counsel for the Chapter 7 Trustee has conferred with counsel for the Secured Parties and the United States Trustee regarding the relief requested in the foregoing motion. Counsel for all Secured Parties and the U.S. Trustee have affirmatively consented to the relief requested in the foregoing motion, namely that a hearing on the Requests for Relief be conducted on December 18, 2025 at 1:30 p.m. (prevailing Central Time).

/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**

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In re:

TRICOLOR HOLDINGS, LLC, *et al.*,<sup>1</sup>

Debtors.

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Chapter 7

Case No. 25-33487 (MVL)

**ORDER GRANTING EXPEDITED CONSIDERATION OF  
(I) CHAPTER 7 TRUSTEE’S AMENDED EMERGENCY SALE MOTION  
[DOCKET NO. 537] AND (II) CHAPTER 7 TRUSTEE’S APPLICATION TO  
EMPLOY AUTOMOTIVE RENTALS, INC. T/A HOLMAN AS AUCTIONEER  
[DOCKET NO. 538]**

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

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<sup>1</sup> 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.

<sup>2</sup> 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 (i) *Chapter 7 Trustee’s Amended Emergency Motion to (I) Sell Estate Assets Free and Clear of All Liens, Claims, Encumbrances, and Interests, (II) Establish Sale Procedures, and (III) Granting Related Relief* [Docket No. 537] (the “Amended Sale Motion”) and (ii) *Chapter 7 Trustee’s Application for Entry of an Order Authorizing the Employment and Retention of Automotive Rentals, Inc. T/A Holman as Auctioneer, Effective as of December 18, 2025* (the “Auctioneer Employment Application,” and together with the Amended Sale Motion, the “Requests for Relief”) [Docket No. 538]; 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 Requests for Relief will be heard on **December 18, 2025, at 1:30 p.m.**

**(prevailing Central Time).**

**### END OF ORDER ###**

Submitted by:

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Marcus A. Helt (TX Bar No. 24052187)  
Grayson Williams (TX Bar No. 24124561)  
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-and-

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