

ORIGINAL

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

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In re:)
PS Executive Centers, Inc.,) CASE NO. 04-10686
Debtor.) CHAPTER 11 (Judge Harris)

ORDER AUTHORIZING DEBTOR TO EMPLOY SPECIAL COUNSEL

This matter came before the Court on the application ("Application") of PS Executive Centers, Inc., debtor, debtor-in-possession ("Debtor"), for an Order authorizing the Debtor to employ the law firm of Roetzel & Andress and Kevin J. Osterkamp (collectively "R&A") as the Debtor's special counsel and upon the Affidavit of Kevin J. Osterkamp; that the Court being satisfied that R&A represents no interest adverse to the Debtor's estate with respect to the matters upon which it is to be engaged and that their employment is necessary and would be in the best interest of the Debtor's estate; and after due deliberation and good and sufficient cause appearing therefore,

IT IS ORDERED that the employment of the law firm Roetzel & Andress and Kevin J. Osterkamp as Debtor's special counsel, and the same hereby is, authorized and approved, as of the date the Application was filed (~~i.e., the date this Chapter 11 case was commenced~~);

QIH

CMP _____
COM _____ 2. That the compensation to be paid to R&A for the professional services
CTR _____ rendered and disbursements incurred on behalf of the Debtor shall be fixed by the Court upon
ECR _____ appropriate application therefore in accordance with Sections 330 and 331 of the Bankruptcy Code
GCL _____
OPC _____ and such Bankruptcy Rules and Local Rules of this Court as may then be applicable.

MMS _____ 3. This order does not pre-approve any fee arrangement under § 328. Should the
RCA _____ debtor-in-possession or professional seek the bankruptcy court's affirmative authorization of
SCR _____
SEC _____ payment terms under § 328, the debtor-in-possession or professional may move for an amended

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order. Any such motion should specifically refer to § 328 and explain the reasonableness of requested fee. See *In re Airspect Air, Inc.*, 385 F.3d 915, 921-22 (6th Cir. 2004).

GAH

Dated: December 02, 2004



JUDGE HARRIS
UNITED STATES BANKRUPTCY JUDGE

APPROVED:

/s/ Harry W. Greenfield
HARRY W. GREENFIELD (0003839)
JEFFREY C. TOOLE (0064688)
BUCKLEY KING, LPA
1400 Bank One Center
Cleveland, OH 44114
(216) 363-1400

Counsel for the Debtor

Pangrace, Adam & Sons
21565 Lorain Road
P.O. Box 26349
Cleveland, OH 44126-0349

Pitney Bowes Credit Corporation
2555 American Drive
Neenah, WI 54956-1005

Planning Solutions
804 Main Street
Georgetown, TX 78626

Roth & Associates
4357 Gerguson Drive, Suite 190
Cincinnati, OH 45245

Sankyo Pharma, Inc.
Two Hilton Court
Parsippany, NJ 07054

SBC
Ameritech Bill Payment Center
Saginaw, MI 48663-0003

Talk America
6805 Rt. 202
New Hope, PA 18938

United Parcel Service
Lockbox 577
Carol Stream, IL 60132-0577

Maria Giannirakis, Esq.
United States Trustee
200 Public Square
BP Building
Cleveland, Ohio 44114-2305

Internal Revenue Service
1240 E. 9th Street
Room 457
Cleveland, OH 44199

Ohio Department of Taxation
Bankruptcy Division
30 E. Broad Street
23rd Floor
Columbus, OH 43215

Florida Department of Revenue
Bankruptcy Section
P.O. Box 6668
Tallahassee, FL 32314-6668

Indiana Department of Revenue
Bank Division
100 N. Senate Avenue
Indianapolis, IN 46204

Cuyahoga Treasurer
Jim Rokakis
1219 Ontario Street
Cleveland, Ohio 44113

Franklin County Treasurer
Richard Cordray
373 S. High Street
17th Floor
Columbus, OH 43215

Warren County Treasurer
Jim Lefevers
406 Justice Drive
Lebanon, OH 45036

Manon County Treasurer
Gregory N. Jordon
200 E. Washington Street
Suite 1001
Indianapolis, IN 46204-3356

Fifth Third Bank
1404 East 9th Street, 3rd Floor
Cleveland, OH 44114

First Merit Bank
26065 Lorain Road

North Olmsted, OH 44070

Twin Towers
2001 Crocker Road, #420
Westlake, Ohio 44145

One Independence Place
5000 Rockside Road, #130
Independence, Ohio 44131

Goldberg Companies
25101 Chagrin Boulevard, #300
Beachwood, Ohio 44122

Equity Office Prop.
Dept. 3763
135 S. LaSalle
Chicago, IL 60673
Attn: 10150

Easton Town Center
160 East Town Center
Columbus, Ohio 43219

West Ohio
101 West Ohio Street
Suite 400
Indianapolis, IN 46204

Michael S. Tucker
Ulmer & Berne
Penton Media Building
1300 East Ninth Street
Suite 900
Cleveland, OH 44114

BTAS, Inc
3572 Dayton Xenia Road
Beavercreek, OH 45432
Attn: Angela Fronista-Vlahos

DaimlerChrysler Fleet Operations
800 Chrysler Drive

CIMS 483-08-15
Auburn Hills, MI 48326-2757
Attn: Randy Mattson

Ken's Foods
P.O. Box 849
1 D'Angleo Drive
Marlborough, MA 01752
Attn: Jim Sutherby

Meadowbrook Inc
26600 Telegraph Road
Suite 300
Southfield, MI 48034
Attn: General Counsel

Quantum Loyalty Systems
288 Village Blvd.
Suite 6
Incline Village, NV 89451
Attn: Legal Dept.

Quickway Carriers Inc
113 Candy Lane
Nashville, TN 37211

Schwan's Consumer Brands
8500 Normandale Lake Blvd
Suite 2000
Bloomington, MN 55437
Attn: Corporate Counsel

Technix Machinery
300 E-Business Way, Suite 200
Cincinnati, OH 45241
Attn: Juan Lazarde

Act Smart Inc.
9066 Nottingham Way
Mason, OH 45040
Attn: Jacqueline G. Mack

Capital Cleaning Contractors Inc
11 Walt Whitman Road
Huntington Station, NY 11746

Attn: Sam Blasdale

Southeastern Machinery dba O'Brien Kelly
Anderson Business Park
One American Way
Anderson, SC 29621
Attn: Nancy Ivey

Watermark Research Partners
4134 Wenbrook Dr.
Cincinnati, OH 45241
Attn: Dr. Barb Schneider

The Aurias Group, Inc.
1729 Redwood Grove Terrace
Lake Mary, FL 32746

Custom Home Mortgage
1554 Westover Loop
Lake Mary, FL 32746

Cyberspace to Paradise
1392 Woodland Blvd.
DeLand, FL 32720

Devlen Engineering
3074 W. Lake Mary Blvd. Suite 132
Lake Mary, FL 32746

Flowers Bakeries
1925 Flowers Circle
Thomasville, GA 31757

Franklin Bank
9800 Richmond
Houston, TX 77042

J. Anthony & Associates
270 Davidson Avenue
Somerset, NJ 08873

Irvin Construction
1084 S.E. 58th Ave.
Ocala, FL 34471

Magna Medical Holdings
335 Riedar Avenue
Longwood, FL 32750

NAATPN
4044 W. Lake Mary Blvd.
Lake Mary, FL 32746

Orlando Software Group
2311 Palm Way
Sanford, FL 32773

PBS & Associates
1705 Lakecrest Ave.
Tampa, FL 33510

Private Client Group
3508 Silver Thorn Court
Oviedo, FL 32766

Lyndel Anne Mason, Esq.
c/o TJM Communications
Zimmerman, Kiser & Sutcliffe, P.A.
P.O. Box 3000
Orlando, FL 32802

The Money Place
1025 Greenwood Boulevard
Lake Mary, FL 32746

STS, Inc.
105 Nobel Court
Alpharetta, GA 30005

Capitas Executive Solutions
7791 Belfort Parkway
Jacksonville, FL 32256

Barbara Elkes
3611 Thompson Road
Lake Mary, FL 32746

Heritage Advisors, Inc.
315 Longfield Circle
Lake Mary, FL 32746
Attn: Mark E. Arnold

IMCG
769 Timacuan Blvd.
Lake Mary, FL 32746
Law Offices of James Miller
739 Keeneland Pike
Lake Mary, FL 32746

Pankau Consulting
18020 Trails End Road
Conroe, TX 77385

Quantum Management (U.S., Inc.)
304 East Colonial Drive
Orlando, FL 32801
Attn: Richard A. Wagner

Rogers Coleman Pendas
34 East Pine Street
Orlando, FL 32802

Snelling Personnel Services
1025 Greenwood Boulevard, Suite 300
Lake Mary, FL 32746

Vestor Realty
105 Sarasota Quay
Sarasota, FL 34236

Lauren Zimmerman
46 Minnehaha Circle
Maitland, FL 32751

Mr. Jeffrey Baddeley
Baker & Hostetler
3200 National City Center
1900 East Ninth Street
Cleveland OH 44114

Linda Boyle
Time Warner Telecom Inc.
10475 Park Meadows Drive, Suite 400
Littleton, CO 80124

Fidelity Information Services, Inc.
c/o Dooner Moore
601 Riverside Avenue
Jackson, Florida 32204

James A. Timko, Esq.
Blank Rome LLP
One Logan Square
Philadelphia, PA 19103

Clerk of Courts

Walker-Smith, Angelique
1100 W. 42nd Street
Indianapolis, IN 46208

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SAT-43828 0647-1 pdf730 04-10686
Harry W Greenfield
600 Superior Ave E
Suite 1400
Cleveland, OH 44114

002000 2000 1 AC 0.275 32399 #2#3 4770-1-2201 **AUTOOCR**C-001 #C#P



Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-7019

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