

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION

In re:

Case No. 6:08-bk-08812-ABB  
Chapter 11

SEBASTIAN RIVER HOLDING CORP.,  
Debtor.

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**ORDER**

This matter came before the Court on the Debtor's Plan of Reorganization, Motion to Cramdown the secured claim of Theresa Guest pursuant to 11 U.S.C. Section 1129(b), Ballot Tabulation, and Confirmation Affidavit (Doc. Nos. 46, 90, 103, 104, 105) filed by Sebastian River Holding Corp., the Debtor-in-Possession herein ("Debtor"), and Theresa Guest's Objection to Confirmation (Doc. No. 85). The confirmation hearing was held on May 12, 2009 at which Thomas Sebastian, the President and sole shareholder of the Debtor, counsel for the Debtor, and counsel for Theresa Guest appeared.

The Court denied confirmation of the Debtor's Plan of Reorganization. A separate Order denying confirmation shall be entered.

Section 105 of the Bankruptcy Code allows a bankruptcy court to "issue any order, process, or judgment that is necessary or appropriate to carry out the provisions of this title." 11 U.S.C. § 105(a) (2005). The imposition of an injunction enjoining the Debtor from dissipating any assets of the Debtor is appropriate pursuant to 11 U.S.C. Section 105(a).

Accordingly, it is

**ORDERED, ADJUDGED and DECREED** that effective immediately, the Debtor, along with its agents, servants, employees, attorneys, financial institutions, shareholders, directors, officers, and any other persons or entities in active concert or participation with them, including, without limitation, Thomas C. Sebastian, are hereby **ENJOINED** from dissipating, selling, liening, encumbering, pledging, hypothecating, mortgaging, secreting, removing, alienating,

gifting, disposing of, and/or transferring, whether directly or indirectly, any assets of the Debtor, including, without limitation, all funds contained in the Debtor-in-Possession bank account(s); and it is further

**ORDERED, ADJUDGED and DECREED** that a status hearing shall be held before this Court on the 19th day of May, 2009, at 10:00 a.m.

Dated this 13<sup>th</sup> day of May, 2009.

/s/Arthur B. Briskman  
ARTHUR B. BRISKMAN  
United States Bankruptcy Judge