

1 ARMAND J. KORNFELD (WSBA #17214) HONORABLE WHITMAN L. HOLT
2 AIMEE S. WILLIG (WSBA #22859)
3 SHANE E. CREASON (WSBA #62865) EX PARTE
4 BUSH KORNFELD LLP
5 601 UNION STREET, SUITE 5000
6 SEATTLE, WA 98101
7 (206) 292-2110
8 ajkornfeld@bskd.com
9 awillig@bskd.com
10 screason@bskd.com

8 UNITED STATES BANKRUPTCY COURT
9 EASTERN DISTRICT OF WASHINGTON

10 In re

11 SUMMIT COLLECTIVE
12 INCORPORATED,

13 Debtor.

Chapter 11

Case No. 25-02182

(Proposed Lead Case)

14 DEBTORS' *EX PARTE* MOTION FOR
15 AN ORDER DIRECTING JOINT
16 ADMINISTRATION OF CHAPTER 11
17 CASES

18 The above-captioned debtors and debtors-in-possession ("Debtors") move (this
19 "Motion") the court pursuant to Federal Rule of Bankruptcy Procedure 1015(b) and
20 Local Bankruptcy Rule ("LBR") 1015-1(b) for entry of an order authorizing the joint
21 administration of the above-captioned chapter 11 cases for procedural purposes only.
22 This Motion is based on the files and records herein and on the accompanying
23 Declaration of Angelina M. Smith.

1 **A. Background**

2 The Debtors filed voluntary petitions for relief under chapter 11 of the Bankruptcy
3 Code on December 15, 2025.¹ RAD is a seller of electric bikes via retail, wholesale, and
4 direct-to-consumer channels. Smith Decl. The Debtors are operating their businesses and
5 managing their properties as debtors-in-possession pursuant to Sections 1107(a) and
6 1108 of the Bankruptcy Code.

7 **B. The Debtors Are Affiliates**

8 RAD wholly owns Summit Collective Incorporated. Smith Decl.

9 **C. Joint Administration**

10 Pursuant to Bankruptcy Rule 1015(b), “[i]f ... two or more petitions are pending
11 in the same court by or against ... (4) a debtor and an affiliate, the court may order a joint
12 administration of the estates.” Fed. R. Bankr. P. 1015(b). An affiliate is an entity as to
13 which “20 percent or more of whose outstanding voting securities are directly or
14 indirectly owned, controlled, or held with power to vote, by the debtor, or by an entity
15 that directly or indirectly owns, controls, or holds with power to vote, 20 percent or more
16 of the outstanding voting securities of the debtor...” 11 U.S.C. § 101(2). As set forth in
17 the Smith Declaration and above, the Debtors are “affiliates” as defined in section 101(2)
18 of the Bankruptcy Code.

19 Joint administration of these cases with Summit case as the “Lead Case” is
20 warranted here. Many of the motions, hearings and orders that will arise in the Chapter
21 11 cases will affect each of the Debtors. Joint administration will ease the onerous burden
22

23 ¹ The Debtors, along with their case numbers, are as follows: Summit Collective Incorporated (25-
02182) (“Summit”) and Rad Power Bikes Inc. (25-02183) (“RAD”).

1 of filing and mailing duplicative pleadings in each of the cases, thereby reducing the fees
2 and costs arising from the administration of the cases. Joint administration will also
3 relieve the court of the burden of entering duplicative orders, and the Clerk's Office of
4 maintaining duplicative files and dockets.

5 Joint administration will not adversely affect the respective estates because this
6 Motion does not seek substantive consolidation of the cases. Therefore, creditors will be
7 able to file claims against a specific debtor while benefiting from the reduced expense of
8 joint administration.

9 Accordingly, the Debtors respectfully request entry of an *ex parte* order directing
10 joint administrative of these cases under the Lead Case.

11 **D. *Ex Parte* Relief**

12 LBR 1015-1(b)(1) outlines the requirements for motions seeking to administer two
13 or more cases jointly in this District. In order that the Debtors and creditors may benefit
14 immediately from the streamlined administration of jointly administered cases, the
15 Debtors respectfully request waiver of the LBR 1015-1(b)(1) twenty-one -day notice and
16 hearing requirement. In this District, such immediate relief has been granted to allow
17 cases to proceed jointly from the inception of the cases, thereby saving the creditors and
18 the estate significant administrative expenses. *See, e.g., In re Easterday Ranches, Inc.*,
19 Bankr. Case No. 21-00141-WLH11, ECF 78, (Bankr. E.D. Wash. Feb. 8, 2021); *In re*
20 *Astria Health*, Bankr. Case No. 19-01189-FLK11, ECF No. 10, (Bankr. E.D. Wash. May
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2 6, 2019). Accordingly, the Debtors respectfully request that this Motion be granted on an
3 *ex parte* basis.
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5 DATED this 15th day of December, 2025.

6 BUSH KORNFELD LLP
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8 By /s/ Aimee S. Willig
9 Armand J. Kornfeld, WSBA #17214
Aimee S. Willig, WSBA #22859
Shane E. Creason WSBA #63865
10 Attorneys for Debtors
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