

SO ORDERED.

SIGNED this 23rd day of January, 2026.



Dale L. Somers

Dale L. Somers
United States Chief Bankruptcy Judge

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF KANSAS
TOPEKA DIVISION**

IN RE:	)	
	)	
LODGING ENTERPRISES, LLC,	)	Chapter 11
	)	
Debtor.	)	Case No. 24-40423
	)	

**ORDER GRANTING FIRST AND FINAL APPLICATION BY CHIEF
RESTRUCTURING OFFICER FOR DEBTOR FOR ALLOWANCE OF
COMPENSATION FOR SERVICES RENDERED AND FOR REIMBURSEMENT OF
ACTUAL AND NECESSARY EXPENSES INCURRED FOR THE PERIOD JUNE 26,
2024 THROUGH NOVEMBER 24, 2025**

THIS MATTER comes on the First and Final Application by Chief Restructuring Officer for Debtor, for Allowance of Compensation for Services Rendered and for Reimbursement of Actual and Necessary Expenses Incurred for the Period June 26, 2024 through November 24, 2025 and, after review of the record,

THE COURT FINDS as follows:

1. Debtor filed this Chapter 11 case on June 26, 2024 (the “Petition Date”). During the course of this Chapter 11 proceeding, Debtor required the services of a chief restructuring officer (“CRO”) to manage the business of Debtor during the bankruptcy proceeding, provide financial analysis, conduct decision-making for the bankruptcy estate and assist Debtor’s counsel. Accordingly, Debtor applied to the Court for authorization to engage 12588391 Canada Inc as CRO to the estate (the “CRO Application”) pursuant to the terms of the Agreement (the “CRO Agreement”) attached to the CRO Application. The Court granted the CRO Application and approved the engagement in its Order, dated September 17, 2024 (Doc #233). Tom Wenner served as the individual providing the CRO services.

2. On November 21, 2025, the Court entered the *Order Approving Disclosure Statement and Confirming Amended Plan of Liquidation of Lodging Enterprises, LLC* (the “Confirmation Order”) (Doc # 650). The Confirmation Order approved and confirmed the *Modified Amended Plan of Liquidation of Lodging Enterprises, LLC Under Chapter 11 of the Bankruptcy Code* (the “Plan”), which was attached to the Confirmation Order as Exhibit A. The Plan provides, *inter alia*, for the appointment of a Plan Administrator to discharge the myriad of functions necessary to resolve and conclude pending post-confirmation matters of the bankruptcy estate. The Plan became effective and was substantially consummated on November 24, 2025 (the “Effective Date”).

3. Pursuant to the Notice filed on the Effective Date (Doc #659), the deadline for the filing of final fee applications by the professionals in the case was fixed for December 24, 2025. An Application for Limited Extension of Deadline for Filing Fee Applications of Debtor’s Professionals (“Application for Limited Extension”) was filed on December 24, 2025 (Doc #701). The Court granted the Application for Limited Extension, extending the deadline for filing

professional fee applications to December 31, 2025 (Doc#714). CRO, by and through Debtor's counsel, filed its Final Application for Compensation (the "Final Application") on December 29, 2025 (Doc #706). The Notice (Doc #707) accompanying the Final Application provided for an objection deadline of January 20, 2026.

4. In accordance with the terms of the CRO engagement as approved by the Court, the CRO would be compensated at the monthly rate of \$25,000.¹ The CRO supplied invoices to the estate each month in the sum of \$25,000. The invoices are filed of record in accordance with the monthly compensation statements filed in this case pursuant to LBR 2016.1. The only invoice not filed is attached to the Final Application for the month of November, 2025.

5. From June 26, 2024 through November 24, 2025, the CRO devoted substantial time and effort in this Chapter 11 proceeding and provided invaluable input and assistance in the successful sale of Debtor's portfolio of real estate assets and confirmation of the Liquidating Plan. The CRO now seeks this Court's Order authorizing the allowance of compensation as follows:

- a. \$463,387.00 for services rendered; and
- b. \$6,562.23 for actual and necessary out-of-pocket expenses incurred by CRO.

A summary of all charges by the CRO is attached to the Final Application as Exhibit B. The services rendered by the CRO were integral to the success of the bankruptcy case and provided substantial benefit to Debtor.

6. The applicable standards for compensation of professionals retained by a Chapter 11 estate are governed by 11 U.S.C. § 330(a) which provides:

¹ The CRO Agreement also provided for a termination fee of \$40,000 payable to the CRO.

(1) After notice to the parties in interest and to the United States Trustee and a hearing, and subject to sections 326, 328, and 329, the court may award to a ... professional person employed under section 327 or 1103-

(A) reasonable compensation for actual, necessary services rendered by the ... professional person, or attorney, and by any paraprofessional person employed by any such person; and

(B) reimbursement for actual, necessary expenses.

(3) In determining the amount of reasonable compensation to be awarded to ... [a] professional person, the court shall consider the nature, the extent, and the value of such services, taking into account all relevant factors, including -

(A) the time spent on such services;

(B) the rates charged for such services;

(C) whether the services were necessary to the administration of, or beneficial at the time at which the service was rendered toward the completion of, a case under this title;

(D) whether the services were performed within a reasonable amount of time commensurate with the complexity, importance, and nature of the problem, issue or task addressed;

(E) with respect to a professional person, whether the person is board certified or otherwise has demonstrated skill and experience in the bankruptcy field; and

(F) whether the compensation is reasonable based on the customary compensation charged by comparably skilled practitioners in cases other than cases under this title.

7. Wenner has considerable skill and experience in business management and corporate finance. In this case, CRO rendered substantial management and financial services for the bankruptcy estate to help consummate a successful sale of Debtor's portfolio of real estate assets and confirm its Amended Plan of Liquidation.

8. CRO is cognizant of the fact that compensation will be paid only for necessary and appropriate work performed in a cost-effective manner. All of the work performed in this case has been carried out by a single individual (Wenner). As such, the services for the bankruptcy estate have been rendered in an economical and efficient manner.

9. No agreement exists between CRO and any third party for the sharing of compensation received by CRO in connection with this case, except as allowed by 11 U.S.C. § 504 and Bankruptcy Rule 2016 with respect to the sharing of compensation among the partners and associates of CRO.

10. CRO submits that the services rendered have been reasonable and necessary for and in advancement of the interests of the bankruptcy estate. Accordingly, CRO requests that the Court enter its order (a) approving the compensation herein requested and (b) authorizing payment of compensation as allowed by the Court.

11. No objections to the Final Application were filed by the January 20 deadline. Good cause exists to grant the Final Application and authorize payment of the allowed compensation.

THEREFORE, IT IS HEREBY ORDERED that (1) the Final Application is granted pursuant to 11 U.S.C. § 330 and compensation is approved in the total sum of \$469,949.23

consisting of \$463,387.00 as compensation for professional services rendered and \$6,562.23 for actual and necessary out-of-pocket expenses incurred and (2) the Plan Administrator is authorized to pay the compensation as allowed by the Court.

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SUBMITTED BY:

SEIGFREID BINGHAM, P.C.

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