

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

DIVERSIFIED BOTANICS, INC.,¹

Debtor.

Chapter 11

Case No. 26-11589 (TMH)

Ref. Docket No. 7

**INTERIM ORDER AUTHORIZING (A) CONTINUED USE OF CASH
MANAGEMENT SYSTEM; (B) MAINTENANCE OF EXISTING BANK
ACCOUNTS; (C) CONTINUED USE OF EXISTING BUSINESS FORMS;
(D) INTERIM SUSPENSION OF SECTION 345(b) DEPOSIT AND
INVESTMENT REQUIREMENTS; AND (E) GRANTING RELATED RELIEF**

Upon the *Debtor's Motion for Interim and Final Orders Authorizing (a) Continued Use of Cash Management System; (b) Maintenance of Existing Bank Accounts; (c) Continued Use of Existing Business Forms; (d) Interim Suspension of Section 345(b) Deposit and Investment Requirements; and (e) Granting Related Relief* (the “**Motion**”)² filed by Diversified Botanics, Inc., the above-captioned debtor and debtor in possession (the “**Debtor**”) and this Court having found that it has jurisdiction over this matter pursuant to 28 U.S.C. §§ 1334(b) and 157, and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware dated as of February 29, 2012; and this Court having found that venue of these cases and the Motion in this District is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having found that this matter is a core proceeding pursuant to 28 U.S.C. § 157(b); and this Court having found that notice of the Motion has been given as set forth in the Motion and that such notice is adequate and no other or further notice need be given; and upon consideration of the First Day Declaration; and a hearing having been held to consider the relief requested in the Motion; and

¹ The last four digits of the Debtor's federal tax identification number are 1813. The Debtor's mailing address is 12248 S. Lone Peak Parkway, Suite 106, Draper, Utah 84020.

² Capitalized terms used but not otherwise defined herein shall have the meanings set forth in the Motion.

upon the record of the hearing and all of the proceedings had before this Court; and this Court having found and determined that the relief sought in the Motion is in the best interests of the Debtor, its estate, its creditors and all other parties in interest; and that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor,

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED as set forth herein on an interim basis.
2. A final hearing on the relief sought in the Motion shall be conducted on **November 10, 2026 at 1:00 p.m.** (prevailing Eastern Time) (the “**Final Hearing**”). Any party-in-interest objecting to the relief sought at the Final Hearing or the Final Order shall file and serve a written objection on or before 4:00 p.m. (prevailing Eastern Time) on **November 3, 2026**, which objection shall be served upon (i) proposed co-counsel for the Debtor (1) Foley & Lardner LLP, 95 S. State Street, Ste. 2500, Salt Lake City, UT 84111 (Attn: Ellen E. Ostrow (eostrow@foley.com)) and Foley & Lardner LLP, 321 N. Clark Street, Ste. 3000, Chicago, IL 60654 (Attn: Mark L. Radtke (mrادتke@foley.com)); (2) Cooch and Taylor P.A., 1000 N. West Street, Suite 1500, Wilmington, DE 19801 (Attn: R. Grant Dick IV (gdick@coochtaylor.com)); (ii) counsel to any statutory committee appointed in this Chapter 11 Case; and (iii) the Office of the United States Trustee for the District of Delaware (the “**U.S. Trustee**”), 844 N. King Street, Suite 2207, Lockbox 35, Wilmington, DE 19801 (Attn: Jane M. Leamy (jane.m.leafy@usdoj.gov)). If no objections to the entry of the Final Order are timely filed, this Court may enter the Final Order without further notice or a hearing.
3. The Debtor is authorized, but not directed, to maintain and use the Cash Management System as described in the Motion and maintained by the Debtor before the Petition Date.

4. The Debtor is authorized, but not directed, to continue using, in their present form (or as subsequently amended in accordance with this Interim Order), the Business Forms, as well as checks and other documents related to the related to the Bank Accounts existing immediately before the Petition Date; *provided* that once the Debtor's existing Business Forms, checks, and other related documents have been used, the Debtor shall, when reordering checks or reprinting Business Forms or other related documents, require the designation "Debtor in Possession" and the corresponding bankruptcy case number on such checks, Business Forms, and related documents.

5. Notwithstanding anything to the contrary in the U.S. Trustee Operating Guidelines, the Debtor is further authorized, but not directed, to: (a) designate, maintain and continue to use any or all of their existing Bank Accounts in the names and with the account numbers existing immediately before the Petition Date in the ordinary course and in a manner consistent with prepetition practices; (b) deposit funds in and withdraw funds from such accounts by all usual means, including through checks, wire transfers, ACH transfers, and other debits in the ordinary course and in a manner consistent with prepetition practices; (c) pay any Bank Fees or other charges associated with the Bank Accounts, whether arising before or after the Petition Date, in the ordinary course and consistent with the Debtor's prepetition practice; and (d) treat their prepetition Bank Accounts for all purposes as debtor in possession accounts.

6. The Debtor is authorized, but not directed, to open new bank accounts and enter into control agreements with respect to such accounts; *provided* that all accounts opened by the Debtor on or after the Petition Date at any bank shall, for purposes of this Interim Order, be deemed a Bank Account as if it had been listed on **Appendix 1** hereto; *provided further* that such opening of an account shall be timely indicated on the Debtor's monthly operating report and notice of such

opening shall be provided within 15 days to the U.S. Trustee and counsel to any statutory committee appointed in this Chapter 11 Case; and *provided further* that the Debtor shall only open any such new Bank Account at a bank that has executed a Uniform Depository Agreement with the U.S. Trustee, or at such bank that is willing to immediately execute such agreement.

7. Each Bank is authorized to accept and rely upon, without a duty of inquiry, all representations from the Debtor as to which checks, drafts, wires or ACH transfers are dated before, on, or after the Petition Date and which checks are to be honored or dishonored, regardless of whether or not such payment or honoring is or is not authorized by an order of this Court (but such check, draft, wire, or other transfer shall only be honored to the extent of available funds). No Bank shall incur, and each Bank is hereby released from, any liability for relying upon any Debtor's instruction as to which checks, drafts, wires, or ACH transfers should be honored or dishonored or for such Bank's inadvertence in honoring any check, draft, wire, or ACH transfer at variance from the Debtor's instructions unless such inadvertence constituted gross negligence or willful misconduct on the part of such Bank.

8. Nothing contained herein shall prevent the Debtor from closing any Bank Accounts as they may deem necessary and appropriate, in the ordinary course of business pursuant to the terms of applicable deposit agreements. Any relevant Bank is further authorized to honor the Debtor's request to close such Bank Accounts, and the Debtor shall give notice of the closure of any account within 15 days to the U.S. Trustee and counsel to any statutory committee appointed in this Chapter 11 Case.

9. For all Banks at which the Debtor maintains Bank Accounts that are party to a Uniform Depository Agreement with the U.S. Trustee, as soon as reasonably possible after the date of entry of this Interim Order, the Debtor shall (a) contact each such Bank, (b) provide each

such Bank with each of the Debtor's employee identification numbers, and (c) identify each of their Bank Accounts held at such Banks as being held by a debtor in possession in a chapter 11 case.

10. For Banks that are not party to a Uniform Depository Agreement with the Office of the United States Trustee for the District of Delaware, the Debtor shall use its good faith efforts to cause the Bank to execute a Uniform Depository agreement in a form prescribed by the Office of the United States Trustee within thirty (30) days of the date of entry of this Order.

11. The Debtor shall maintain accurate and detailed records of all transfers, so that all transactions may be readily ascertained, traced, recorded properly, and distinguished between prepetition and postpetition transactions. The Debtor shall make such records available to U.S. Trustee or counsel to any statutorily appointed committee (if any) upon request.

12. The Banks are authorized to charge, and the Debtor is authorized, but not directed, to pay, honor, or allow, prepetition and postpetition fees, costs, charges, and expenses, including the Bank Fees, and charge back returned items, whether such items were deposited prepetition or postpetition, to the Bank Accounts in the ordinary course. Any such postpetition fees, costs, charges, and expenses, including the Bank Fees, or charge-backs that are not so paid shall be entitled to priority as administrative expense pursuant to section 503(b)(1) of the Bankruptcy Code.

13. The Debtor's time to comply with section 345(b) of the Bankruptcy Code is hereby extended until the date that is thirty (30) days after the date hereof, without prejudice to the Debtor's ability to seek an additional extension or final waiver of such requirements; provided that nothing herein shall prevent the Debtor or the U.S. Trustee from seeking further relief from the Court to the extent that an agreement cannot be reached.

14. Notwithstanding anything contained herein, the Debtor shall calculate its quarterly fees under 28 U.S.C. § 1930(a)(6) based on the disbursements of the Debtor, regardless.

15. Nothing contained in the Motion or this Interim Order, nor any payment made pursuant to the authority granted by this Interim Order, is intended to be or shall be construed as (a) an admission as to the validity of any claim against the Debtor, (b) a waiver of the Debtor's or any appropriate party in interest's rights to dispute the amount of, basis for, or validity of any claim against the Debtor, (c) a waiver of any claim or cause of action which may exist against any creditor or interest holder, or (d) an approval, assumption, adoption, or rejection of any agreement, contract, lease, program, or policy between the Debtor and any third party under section 365 of the Bankruptcy Code.

16. Notwithstanding entry of this Interim Order, nothing herein shall create, nor is intended to create, any rights in favor of or enhance the status of any claim held by any party.

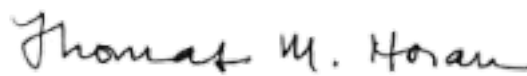
17. The requirements of Bankruptcy Rule 6003(b) have been satisfied because the relief requested in the Motion, as granted hereby, is necessary to avoid immediate and irreparable harm to the Debtor's estate.

18. The requirements set forth in Bankruptcy Rule 6004(a) are hereby waived.

19. The requirements set forth in Bankruptcy Rule 6004(h) are hereby waived.

20. The Debtor is authorized to take all actions necessary to effectuate the relief granted pursuant to this Interim Order in accordance with the Motion.

21. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation of this Interim Order.



Dated: October 13th, 2026
Wilmington, Delaware

THOMAS M. HORAN
UNITED STATES BANKRUPTCY JUDGE

APPENDIX 1**BANK ACCOUNTS**

Account Name	Bank	GL Account	Account Number	Account Type
Diversified Botanics, Inc.	MACU	1002	*4376	Checking (Operating)
Diversified Botanics, Inc.	MACU	1003	*4376	Money Market
Diversified Botanics, Inc.	MACU	1004	*4376	Savings
Diversified Botanics, Inc.	MACU	1012	*4376	Sweep
GMA Acquisitions LLC	MACU	1006	*4201	Checking (Daily Sweep to GL 1002)
GMA Acquisitions LLC	MACU	1007	*4201	Savings (No Activity)
Diversified Botanics, Inc.	Rho/ Webster	1017	*3246	Checking
Diversified Botanics, Inc.	Chase	1001	*7618	Checking
MIT 45, Inc.	First Citizens	1009	*2515	Checking
MIT 45, Inc.	First Citizens	1008	*2279	Money Market
MIT 45, Inc.	First Citizens	1011	*4684	Demand Deposit