



**ORDERED in the Southern District of Florida on June 7, 2024.**

A handwritten signature in black ink, appearing to read "Robert A. Mark", written over a horizontal line.

**Robert A. Mark, Judge  
United States Bankruptcy Court**

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**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION  
[www.flsb.uscourts.gov](http://www.flsb.uscourts.gov)**

In re: Case No. 24-12797-RAM  
7233 LOS PINOS, LLC, Chapter 11  
Debtor.

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**ORDER DISMISSING CASE WITH PREJUDICE**

On May 22, 2024, the Court had scheduled a hearing on the Motions to Dismiss this bankruptcy case filed by Los Pinos Acquisition, LLC (“Lender”) (ECF No. 24) and Bernice C. Lee, as Receiver over certain Receivership Companies (“Receiver”) (ECF No. 31) in the action styled as *S.E.C. v. Kapoor*, Case No. 23-24903-CIV-JB in the United States District Court for the Southern District of Florida (“SEC Court”). At hearing, the debtor, 7233 Los Pinos LLC (“Los

Pinos” or “Debtor”), the Receiver, and Lender announced a resolution which has now been incorporated into an Agreed Order Granting in Part Rishi Kapoor’s Motion to Stay State Court Proceedings and Permit Sale of Asset Subject to Asset Freeze (“Agreed Order”) entered by the SEC Court on June 3, 2024 and filed with this Court as Notice of Filing [ECF No. 93] (the “SEC Order”). Consistent with the SEC Order the Debtor has agreed to the dismissal of this Case.

Accordingly, it is hereby **ORDERED** that:

1. This case is dismissed with prejudice to the Debtor or any insider of the Debtor filing a petition under any chapter of the Bankruptcy Code solely with respect to the Debtor for a period of 360 days from the date of this order.

2. The Debtor shall file any pending Monthly Operating Reports and pay the United States Trustee any unpaid sum due pursuant to 28 U.S.C. § 1930(a)(6) within fourteen (14) days of the entry of this Order.

3. The Debtor shall pay the Bankruptcy Clerk of the Court any outstanding fees, costs and charges in connection with this case within fourteen (14) days of the entry of this Order.

4. Notice as provided is deemed sufficient and the notice period shortened for cause shown pursuant to Bankruptcy Rules 2002 and 9006(c).

5. The Court specifically retains jurisdiction to adjudicate and award any professional fees and expenses sought by Debtor’s Counsel, provided that any such application shall be filed within fourteen (14) days of the date of this Order. If such an application is timely filed, the clerk shall not close the case until such time as the Court has entered a final order on any such requests for compensation and reimbursement of expenses.

6. The Court shall retain jurisdiction to enforce the provisions of this Order.

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Copies furnished to:

Isaac Marcushamer, Esq.

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Attorney Marcushamer is hereby directed to serve a copy of this Order on all parties and file a certificate of service within 3 days of entry of order.