

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF WISCONSIN

In Re:

Case No. 16-24179

GREEN BOX NA GREEN BAY, LLC,
Debtor.

Chapter 11

**STIPULATION
BETWEEN DEBTOR AND ABILITY INSURANCE COMPANY
TO MODIFICATION OF THE CONFIRMED PLAN OF REORGANIZATION
AND TO PROVIDE FURTHER ADEQUATE PROTECTION**

Ability Insurance Company (“Ability”), by its attorneys, Conway Olejniczak & Jerry, S.C. and Michele M. McKimmon, and Green Box NA Green Bay, LLC (the “Debtor”), by its attorneys, Steinhilber Swanson LLP and Attorney Paul G. Swanson, stipulate as follows:

1. On February 17, 2017, the Court executed an Order Confirming the Revised 3rd Amended Chapter 11 Plan of Reorganization dated December 21, 2016 (the “Plan”). Among other things, the Plan contemplated that the Debtor’s principals would have raised approximately \$2.5 Million to carry on the operation of the ongoing related business and to perform the due diligence required in order for the Investment Bankers to proceed to the market with a reliable offering backed up with current financial information.
2. The Debtor’s principals were unable to raise significant funds until May 8, 2017, but did indeed secure funds necessary to perform the due diligence and pay certain adequate protection and other related payments related to the “roll up” contemplated

Paul G. Swanson
Steinhilber Swanson LLP
107 Church Avenue, P.O. Box 617
Oshkosh, WI 54903-0617
Tel: 920-235-6690 / Fax: 920-426-5530
pawanson@oshkoshlawyers.com

in the Plan. Such funds are immediately available to make the payments contemplated in 3(b), (c), and (d) hereunder.

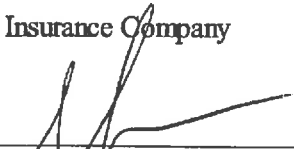
3. The Debtor and Ability have agreed that Ability will withdraw its Motion for Relief from Stay and support the Debtor's Motion to Modify the confirmed Plan of Reorganization. In exchange, Ability will accept the following:
 - a. The sum of \$51,524.00 currently held in an escrow account shall be released to Ability forthwith;
 - b. The sum of \$61,193.00, representing past due adequate protection payments shall be paid forthwith to Ability;
 - c. The sum of \$40,988.00, representing adequate protection payments through the month of September 2017, will be paid forthwith to Ability;
 - d. The sum of \$100,000.00, representing a principal reduction, shall be paid forthwith to Ability.
 - e. The Debtor will execute a Stipulation to Judgment of Foreclosure and a Waiver of Redemption Period forthwith, to be utilized by Ability in the event of a subsequent default.
4. Based on the payments received, Ability will support a Motion to Modify the Debtor's confirmed Plan of Reorganization, which extends the deadline for the "roll up", and all deadlines associated therewith, through and including September 30, 2017.
5. The parties agree that all other terms and conditions of the Plan shall be adhered to and further acknowledge that a Stipulation to Judgment and Waiver of Redemption

Period has been executed and given to Ability in trust, to be filed in the Circuit Court only upon a subsequent default under the terms of the Plan, as modified.

Dated this 16 day of May, 2017.

Ability Insurance Company


By: _____


Michele M. McKinnon
Its Attorney

Dated this 17 day of May, 2017.

Green Box NA Green Bay, LLC

By: _____


Paul G. Swanson
Its Attorney