

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE**

In re: SIMMERING SOUP KITCHEN, LLC	§	Case No. 16-11542-JTD
aka Homemade Real Foods	§	
Huxtable's Kitchen	§	
Debtor(s) Pasta Kitchen, Fresh Selections	§	

**NOTICE OF TRUSTEE'S FINAL REPORT AND
APPLICATIONS FOR COMPENSATION
AND DEADLINE TO OBJECT (NFR)**

Pursuant to [Fed. R. Bankr. P.2002\(a\)\(6\)](#) and [2002\(f\)\(8\)](#), please take notice that Alfred T. Giuliano, Trustee (DE), trustee of the above styled estate, has filed a Final Report and the trustee and the trustee's professionals have filed final fee applications, which are summarized in the attached Summary of Trustee's Final Report and Applications for Compensation.

The complete Final Report and all applications for compensation are available for inspection at the Office of the Clerk, at the following address:

824 Market Street, 3rd Floor
Wilmington, DE 19801

Any person wishing to object to any fee application that has not already been approved or to the Final Report, must file a written objection within 21 days from the mailing of this notice, serve a copy of the objections upon the trustee, any party whose application is being challenged and the United States Trustee. A hearing on the fee applications and any objection to the Final Report will be held at 01:00PM on 02/26/2025 in Courtroom 5, United States Courthouse, 824 North Market Street, 5th Floor
Wilmington, DE 19801.

If no objections are filed, upon entry of an order on the fee applications, the trustee may pay dividends pursuant to [FRBP 3009](#) without further order of the Court.

Date Mailed: 01/27/2025 By: /s/ Alfred T. Giuliano
Trustee

Alfred T. Giuliano, Trustee (DE)
2301 E. Evesham Road
Pavilion 800, Suite 210
Voorhees, NJ 08043
(856) 767-3000

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE**

In re: SIMMERING SOUP KITCHEN, LLC	§	Case No. 16-11542-JTD
aka Homemade Real Foods	§	
Huxtable's Kitchen	§	
Debtor(s) Pasta Kitchen, Fresh Selections	§	

**SUMMARY OF TRUSTEE'S FINAL REPORT
AND APPLICATIONS FOR COMPENSATION**

<i>The Final Report shows receipts of</i>	\$ <u>196,144.24</u>
<i>and approved disbursements of</i>	\$ <u>158,325.37</u>
<i>leaving a balance on hand of ¹</i>	\$ <u>37,818.87</u>

Balance on hand: \$ 37,818.87

Claims of secured creditors will be paid as follows:

Claim No.	Claimant	Claim Asserted	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
SH	SupHerb Farms	2,124.55	2,124.55	2,124.55	0.00
13	Tarrant County	53,796.79	0.00	0.00	0.00
41	Hardies Fruit & Vegetable Co., LP	66,826.15	0.00	0.00	0.00
44	Country Fresh LLC	0.00	0.00	0.00	0.00
44 -2	Country Fresh LLC	0.00	0.00	0.00	0.00
44 -3	Country Fresh LLC	145,919.70	86,867.80	86,867.80	0.00
BMO	Bank of Montreal	0.00	0.00	0.00	0.00
DMFP	Del Monte Fresh Produce, N.A., Inc.	9,274.60	9,274.60	9,274.60	0.00

Total to be paid to secured creditors:	\$ <u>0.00</u>
Remaining balance:	\$ <u>37,818.87</u>

¹ The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. § 326(a) on account of the disbursement of the additional interest.

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee, Fees - A. T. Giuliano, P.C.	13,057.21	0.00	13,057.21
Trustee, Expenses - A. T. Giuliano, P.C.	41.46	0.00	41.46
Attorney for Trustee, Fees - Fox Rothschild LLP	36,119.51	34,595.30	1,524.21
Attorney for Trustee, Expenses - Fox Rothschild LLP	1,152.38	1,124.98	27.40
Accountant for Trustee, Fees - Giuliano, Miller & Co., LLC	16,497.20	16,122.68	374.52
Accountant for Trustee, Expenses - Giuliano, Miller & Co., LLC	300.53	297.58	2.95
Charges, U.S. Bankruptcy Court	6,300.00	0.00	6,300.00
Other Fees: JNR Adjustment Company, Inc.	4,393.92	4,393.92	0.00
Other Expenses: International Sureties, Ltd	263.90	263.90	0.00
Other Expenses: SWK Technologies, Inc.	969.70	969.70	0.00

Total to be paid for chapter 7 administration expenses: \$ 21,327.75
 Remaining balance: \$ 16,491.12

Applications for prior chapter fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
None			

Total to be paid for prior chapter administrative expenses: \$ 0.00
 Remaining balance: \$ 16,491.12

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$53,796.79 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
13	Tarrant County	53,796.79	0.00	16,491.12
19	Available Staffing Network, LLC	0.00	0.00	0.00
33P	David D' Amore	0.00	0.00	0.00
35	Kaiser Health Foundation	0.00	0.00	0.00

Total to be paid for priority claims:	\$	<u>16,491.12</u>
Remaining balance:	\$	<u>0.00</u>

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$ 13,885,987.07 have been allowed and will be paid *pro rata* only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be 0.0 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
1	California Packaging	75,062.20	0.00	0.00
1	Burris Logistics	2,273.30	0.00	0.00
2	JFC International Inc.	0.00	0.00	0.00
3	Cumberland Fire District	282.13	0.00	0.00
3	W. W. Grainger, Inc.	2,467.38	0.00	0.00
4	Lincoln Packing LLC.	5,972.40	0.00	0.00
5	G.S., Incorporated	59,531.22	0.00	0.00
6	Walters Wholesale Electric Co.	7,506.69	0.00	0.00
7	Sysco Atlanta, LLC	28,416.89	0.00	0.00
8	Drew Pallet Co., Inc	2,683.56	0.00	0.00
9	Sabra Dipping Company, LLC	6,140.40	0.00	0.00
9	Gordon Food Service, Inc.	6,771.27	0.00	0.00
10	Damascus Bakery, Inc.	3,824.00	0.00	0.00
10	Eagle Leasing Ccompany	1,125.06	0.00	0.00
11	Atlantic Paper & Twine Co., Inc.	9,906.18	0.00	0.00
11	Kikkoman Sales USA, Inc.	1,726.50	0.00	0.00
12	Glove Cleaners & Safety Products	3,940.84	0.00	0.00
13	Brian M. Greene	300.00	0.00	0.00
14	Brian Leatart	0.00	0.00	0.00
15	JFC International Inc.	3,748.00	0.00	0.00
16	H&M Bay, Inc.	4,754.13	0.00	0.00
17	Colonial Cumberland, LLC	324,171.38	0.00	0.00
18	SupHerb Farms	0.00	0.00	0.00

19	Available Staffing Network, LLC	66,655.90	0.00	0.00
19	Batory Foods	3,260.12	0.00	0.00
20	PrinTech Label Corporation	2,996.51	0.00	0.00
21	Total Quality Logistics	4,467.55	0.00	0.00
22	J. Stone Diamond Foods	14,628.68	0.00	0.00
23	Epi Breads, Inc.	16,481.68	0.00	0.00
24	Kaflin Oil Company, Inc.	1,291.00	0.00	0.00
25	Phillips Gourmet, Inc.	1,223.98	0.00	0.00
26	D. M. Recycling Co.	0.00	0.00	0.00
27	Murreys Disposal	0.00	0.00	0.00
28	Pacific Packaging Products, Inc.	1,297.50	0.00	0.00
29	Advanced Color Graphics, Inc.	0.00	0.00	0.00
30	Advanced Color Graphics, Inc.	0.00	0.00	0.00
31	Blue Cross & Blue Shield of Rhode Island	23,610.84	0.00	0.00
32	Food and Dairy Research Associates, Inc.	6,158.00	0.00	0.00
33U	David D' Amore	0.00	0.00	0.00
34	Shin Shin Foods, Inc.	4,297.43	0.00	0.00
35	Kaiser Health Foundation	7,107.04	0.00	0.00
36	Svendsen Electric	4,531.50	0.00	0.00
37	Pilot Freight Services	0.00	0.00	0.00
38	Bonollo Provisions Co., Inc.	78,113.33	0.00	0.00
39	RaceTrac Petroleum, Inc.	0.00	0.00	0.00
40	ThermoWorks, Inc.	83.99	0.00	0.00
42	Signature Transportation, Inc.	67,501.42	0.00	0.00
43	Mozaik, LLC	0.00	0.00	0.00
45	Romero's Food Products, Inc.	0.00	0.00	0.00
46	Perry Morgan	0.00	0.00	0.00
47	Penske Truck Leasing Co., L.P.	0.00	0.00	0.00
47 -2	Penske Truck Leasing Co., L.P.	12,223.37	0.00	0.00
BMO	Bank of Montreal	13,019,453.70	0.00	0.00

Total to be paid for timely general unsecured claims: \$ 0.00
Remaining balance: \$ 0.00

Tardily filed claims of general (unsecured) creditors totaling \$ 245,758.17 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be 0.0 percent, plus interest (if applicable).

Tardily filed general (unsecured) claims are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
48	B & B Trading Corp.	0.00	0.00	0.00
48 -2	B & B Trading Corp.	241,532.17	0.00	0.00
49	Quality Mechanical Services, Inc.	3,754.43	0.00	0.00
50	C & L Refrigeration Corp.	0.00	0.00	0.00
51	USDA/Food Safety and Inspection Service	0.00	0.00	0.00
52	Massachusetts Department of Revenue	471.57	0.00	0.00
53	USDA/Food Safety and Inspection Service	0.00	0.00	0.00
54	Del Monte Fresh Produce, N.A., Inc.	0.00	0.00	0.00

Total to be paid for tardy general unsecured claims: \$ 0.00
 Remaining balance: \$ 0.00

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$ 0.00 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 0.0 percent, plus interest (if applicable).

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
33U	David D' Amore	0.00	0.00	0.00

Total to be paid for subordinated claims: \$ 0.00
 Remaining balance: \$ 0.00

Prepared By: /s/Alfred T. Giuliano, Trustee (DE)

Trustee

Alfred T. Giuliano, Trustee (DE)
2301 E. Evesham Road
Pavilion 800, Suite 210
Voorhees, NJ 08043
(856) 767-3000

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.