

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF KENTUCKY
LEXINGTON DIVISION**

In re: Lexington Blue, Inc.
Debtor

Case No. 25-50863
Chapter 11 – Small Business Case
Hon. Gregory R. Schaaf
United States Bankruptcy Judge

**MOTION FOR EXAMINATION OF HEIDEMANN CPA & ADVISORY, PLLC
PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 2004**

Debtor, Lexington Blue, Inc., through counsel, moves for entry of an order requiring Heidemann CPA & Advisory, PLLC (“Heidemann”), to produce documentation, and in support states:

NOTICE AND OPPORTUNITY TO OBJECT

Please take notice that unless an objection to this Motion is filed within three days from the date of this Motion, the Court may enter an Order granting the relief sought in this Motion without further notice or hearing. *See* KYEB L.R. 2004-1.

JURISDICTION AND VENUE

1. This Court has subject matter jurisdiction pursuant to 28 U.S.C. §§ 157 and 1334. Venue is proper pursuant to 28 U.S.C. § 1409. This matter is a core proceeding.

BACKGROUND AND RELIEF REQUESTED

2. This case was filed under chapter 11 of the United States Bankruptcy Code on June 16, 2025. The Debtor remains in possession.
3. Debtor desires to examine the documents of Heidemann regarding the financial affairs of Debtor.
4. In connection with the examination of Heidemann, Debtor requests the authority to issue a subpoena demanding Heidemann’s production of the following documents in its possession, custody or control:
 - a. A copy of any complete agreements executed between Debtor and Heidemann during the period beginning January 1, 2021, to the present;
 - b. Any reports, summaries, statements, memoranda, opinions, and assessments produced by Heidemann under the parties’ agreement(s) during the period beginning January 1, 2021, to the present;

- c. All documents and records maintained pertaining to the Debtor during the period beginning January 1, 2021, to the present, that were provided by Debtor to Heidemann.

WHEREFORE, Debtor respectfully requests that the Court enter an Order, pursuant to FED. R. BANKR. P. 2004, directing Heidemann to: (1) produce and submit for examination the information and documents identified herein at a reasonable time and place to be agreed upon by the parties; and (2) authorizing Debtor to compel production of the documents described herein.

Dated: 7/14/2025

Respectfully,

/s/ J. Christian Dennerly

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Attorney for Debtor and Debtor in Possession

CERTIFICATE OF SERVICE

I certify that on or before the business day following the date of this motion, a copy of the foregoing was served electronically through the Court's ECF System to all parties registered to receive notices in the above captioned case, and via regular first-class mail to the following parties:

Heidemann CPA & Advisory, PLLC
C/O Daniel M Heidemann, Registered Agent
2409 Sungale Pl
Lexington, KY, 40513

Respectfully,

/s/ J. Christian Dennerly

J. Christian A. Dennerly Esq. (KBA No. 95878)

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Case No. 25-50863
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**ORDER AUTHORIZING MOTION FOR EXAMINATION OF
HEIDEMANN CPA & ADVISORY, PLLC PURSUANT TO FEDERAL RULE OF
BANKRUPTCY PROCEDURE 2004**

Upon consideration of Debtor's motion for an order authorizing the examination of Heidemann CPA & Advisory, PLLC ("Heidemann") pursuant to FED. R. BANKR. P. 2004, and it appearing that cause exists for the examination, it is hereby **ORDERED**,

1. Heidemann shall submit to examination at a reasonable time, place, and manner specified by Debtor on prior written notice.
2. Heidemann shall produce the following documents set forth below and designate an individual competent to testify regarding the contents thereof:
 - a. A copy of any complete agreements executed between Debtor and Heidemann during the period beginning January 1, 2021, to the present;
 - b. Any reports, summaries, statements, memoranda, opinions, and assessments produced by Heidemann under the parties' agreement(s) during the period beginning January 1, 2021, to the present;
 - c. All documents and records maintained pertaining to the Debtor during the period beginning January 1, 2021, to the present, that were provided by Debtor to Heidemann.

SO ORDERED,