

**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 THE BLUEVINE ENTITIES PURSUANT TO
FEDERAL RULE OF BANKRUPTCY PROCEDURE 2004**

Lexington Blue, Inc. (“Debtor,” “Debtor in Possession,” or “LB”), by and through counsel, moves for entry of an order requiring Bluevine Inc., Bluevine Flex III, LLC, and Bluevine Factoring I, LLC (the “Bluevine Entities”) to each 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 each of the Bluevine Entities regarding the financial affairs of Debtor.
4. Debtor requests the authority to issue a subpoena demanding that the Bluevine Entities each produce the following documents in its possession, custody or control:
 - (a) All agreements between Debtor and each Bluevine Entity signed, which shows the date the agreement was entered into and electronic time stamps for any electronic documents, and which were entered into during the period beginning January 1, 2021, to the present;

- (b) A detailed accounting of all funding disbursements made to Debtor by each Bluevine Entity during the period beginning January 1, 2021, to the present;
- (c) A detailed accounting of all transfers or payments of money made by Debtor to each Bluevine Entity during the period beginning January 1, 2021, to the present;
- (d) A copy of any correspondence between each Bluevine Entity and Debtor during the period beginning January 1, 2021, to the present;
- (e) A copy of agreements with each Bluevine Entity and any brokers who participated in any way in the transactions between each Bluevine Entity and the Debtor during the period beginning January 1, 2021, to the present.

WHEREFORE, Debtor respectfully requests that the Court enter an Order, pursuant to FED. R. BANKR. P. 2004, directing the Bluevine Entities 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 Dennery

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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:

Bluevine Inc.
Attn: Officer
30 Montgomery, #1400
Jersey City, NJ 07302

Bluevine Inc.
Attn: Officer
500 ARGUELLO STREET
FLOOR 3
REDWOOD CITY, CA 94063

Bluevine Factoring I, LLC
Attn: Officer
401 WARREN STREET
SAN FRANCISCO, CA 94063

Bluevine Flex III, LLC
Attn: Officer
30 Montgomery, #1400
Jersey City, NJ 07302

Bluevine Flex III, LLC
Attn: Officer
500 ARGUELLO STREET
FLOOR 3
REDWOOD CITY, CA 94063

Respectfully,

/s/ J. Christian Dennery

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

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**ORDER AUTHORIZING MOTION FOR EXAMINATION OF
THE BLUEVINE ENTITIES PURSUANT TO FEDERAL RULE OF
BANKRUPTCY PROCEDURE 2004**

Upon consideration of Debtor's motion for an order authorizing the examination of Bluevine Inc., Bluevine Flex III, LLC, and Bluevine Factoring I, LLC (the "Bluevine Entities") pursuant to FED. R. BANKR. P. 2004, and it appearing that cause exists for the examination, it is hereby **ORDERED**,

1. The Bluevine Entities shall submit to examination at a reasonable time, place, and manner specified by Debtor on prior written notice.
2. The Bluevine Entities shall produce the following documents set forth below and designate an individual competent to testify regarding the contents thereof:
 - (a) All agreements between Debtor and each Bluevine Entity signed, which shows the date the agreement was entered into and electronic time stamps for any electronic documents, and which were entered into during the period beginning January 1, 2021, to the present;
 - (b) A detailed accounting of all funding disbursements made to Debtor by each Bluevine Entity during the period beginning January 1, 2021, to the present;
 - (c) A detailed accounting of all transfers or payments of money made by Debtor to each Bluevine Entity during the period beginning January 1, 2021, to the present;
 - (d) A copy of any correspondence between each Bluevine Entity and Debtor during the period beginning January 1, 2021, to the present;
 - (e) A copy of agreements with each Bluevine Entity and any brokers who participated in any way in the transactions between each Bluevine Entity and the Debtor during the period beginning January 1, 2021, to the present.

SO ORDERED,