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***Pro Hac Vice* Pending

HONORABLE FREDERICK P. CORBIT

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WASHINGTON

| | |
|---|---|
| In re<br><br>BREWSTER HEIGHTS PACKING & ORCHARDS, LP,[1],<br><br>Debtors. | Chapter 11<br><br>Lead Case No. 26-01136-FPC11<br><br>APPLICATION FOR ORDER APPROVING EMPLOYMENT OF VEROPEAK LLC AS FINANCIAL ADVISOR TO THE DEBTORS |

[1] The debtors are Brewster Heights Packing & Orchards, LP (Case No. 26-01136); Gebbers Farms Inc. (Case No. 26-01140); Gebbers Orchards, Inc. (Case No. 26-01141); C&M II, LLC (Case No. 26-01137); D&E Storage, LLC (Case No. 26-01138); Eastco, LLC (Case No. 26-01139); GF SA, LLC (Case No. 26-01142); Northco, LLC (Case No. 26-01143); P&G Orchards, LLC (Case No. 26-01144); REPO, LLC (Case No. 26-01145); TJF Properties, LLC (Case No. 26-01146); Westco Orchards, LLC (Case No. 26-01147); and Westco Sales, Inc. (Case No. 26-01148).



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Comes now the undersigned Debtors in Possession and apply to the court for an order approving the employment of VeroPeak LLC ("VeroPeak") as financial advisor to the Debtors in Possession in the above-entitled estate, effective as of June 4, 2026 (the "Petition Date").

For purposes of this application and verification and the disclosures contained herein, the term APPOINTEE shall include the named appointee, and if the named appointee is a law partnership or corporation or an accounting partnership or corporation, or is an attorney or accountant employed as a partner, member, or regular associate of a partnership or corporation, the named appointee and each member, partner or regular associate of such partnership or corporation.

Applicant and Appointee in making and verifying this application understand that appointee is a fiduciary to the estate or creditors' committee as appropriate, and is obligated to fully and candidly disclose all material facts relating to the employment and is obligated to timely disclose subsequently discovered material facts.

Your applicant makes the following representations under penalty of perjury and subject to 18 U.S.C. § 152:

1. That the specific facts showing the necessity for the employment are:

The Debtors operate a market-leading, vertically integrated grower, packer, marketer, and shipper of apples, cherries, and pears headquartered in Brewster, Washington. The Debtors' operations are complex and sophisticated and require the assistance of financial professionals familiar with the Debtors, their business, and the industry and region to navigate the Chapter 11 process. As such, the Debtors require VeroPeak's financial advisory services.

2. That the reason for the selection of the above-named appointee is:

VeroPeak's principals Enrique Acevedo and Greg Hill have served in various capacities to the Debtors for approximately one year before the Debtors filed their respective chapter 11 cases. Specifically, Enrique Acevedo and Greg Hill served as



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financial advisors to the Debtors through their work with Peter Richter and Hillmoor, which is discussed more fully in the Application for Order Approving Employment of Hillmoor Advisors LLC as Financial Consultant to the Debtors [ECF No. 122]. As such, VeroPeak is well acquainted with the Debtors, their business structure, and their financial status. Accordingly, VeroPeak is well-qualified to represent the Debtors in the capacity of financial advisor here.

3. That the professional services to be rendered are:

VeroPeak will provide financial advisory and restructuring advisory services to the Debtor as requested by the Debtor and as necessary in connection with the administration of this Chapter 11 case. Specifically, VeroPeak will work with the Debtors and their advisors on an as-needed basis regarding operating in chapter 11, debtor-in-possession financing, the Debtors' proposed sale process and any sale related thereto, vendor and customer relations, general capital needs to support the current business, or other financial and operational needs. VeroPeak will also provide advice and recommendations with respect to other related matters as the Debtors or their professionals may request from time to time, as agreed to by VeroPeak.

4. That appointee is qualified to provide the services to be rendered based on the following:

VeroPeak is well qualified to serve as a financial advisor to the Debtors in their respective chapter 11 cases. VeroPeak specializes in restructuring, turnaround management, liquidity management, financial advisory, bankruptcy advisory, debt restructuring, capital raising, and related financial consulting services commonly required in chapter 11 proceedings. Its professionals have substantial experience working



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alongside management teams and stakeholders in financially distressed situations and helping businesses navigate complex restructuring and bankruptcy matters. In particular, VeroPeak has significant experience in the agribusiness sector involving growers, packers, processors, marketers, distributors, and other participants throughout the agricultural supply chain.

Based upon the firm's restructuring and bankruptcy experience and the extensive experience of its principal professionals, the Debtors believe that VeroPeak possesses the requisite knowledge, skill, and experience to provide valuable financial consulting services in this case.

5. That any proposed arrangement as to compensation, including hourly rates or flat fees if applicable, is as follows, but that approval of that arrangement and any payment or allowance of compensation for services rendered or reimbursement of expenses will be in accordance with 11 U.S.C. §§ 329 and 330 and FRBP 2016:

The Debtors propose to compensate VeroPeak pursuant to 11 U.S.C. § 330(a). VeroPeak will charge for its services on an hourly basis in accordance with its ordinary and customary hourly rates for services of this type and nature and for this type of matter in effect on the date such services are rendered, and for its actual, reasonable, and necessary out-of-pocket disbursements incurred in connection with this engagement, including but not limited to travel, meals, lodging, production of materials, and delivery services and other costs incurred in providing its services.

Enrique Acevedo and Greg Hill will be primarily responsible for providing VeroPeak's services to the Debtors. Presently, Mr. Acevedo's hourly rate is $975, and Mr. Hill's hourly rate is $975. Hourly rates for other professionals working with VeroPeak on this matter will range from $575 to $975 per hour.



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6. That appointee is a relative of the bankruptcy judge assigned the case.

☐ Yes ☒ No ☐ N/A

7. That appointee does hold or represent an interest adverse to the estate, that appointee is not a disinterested person, or that appointee has served as examiner in the case.

☐ Yes ☒ No ☐ N/A

If YES, explain:

8. That appointee is not and will not while employed by the committee represent any other entity having an adverse interest in connection with the case.

☐ Yes ☐ No ☒ N/A

If YES, explain:

9. That to best of your applicant's knowledge, all of the appointee's connections with the debtor, creditors, any other party in interest, their respective attorneys and accountants, the United States Trustee, any person employed in the office of the United States Trustee or the bankruptcy judge assigned the case are as follows:

A. That appointee is a creditor as defined by 11 U.S.C. § 101(10).

☐ Yes ☒ No

If YES, complete the following:

Date on any waiver, set-off or assignment: ____________________

| | | | |
|---|---|---|---|
| Type of debt incurred: | ____________ | Payment made: | $ ____________ |
| Date incurred: | ____________ | Date payment made: | ____________ |
| Amount incurred: | $ ____________ | Amount of payment: | $ ____________ |
| | | Remaining Balance: | $ ____________ |



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B. That appointee is indebted to the debtor or to the estate?

☐ Yes ☒ No

If YES, complete the following:

| | | | |
|---|---|---|---|
| Type of debt incurred: | ______ | Payment made: | $ ______ |
| Date incurred: | ______ | Date payment made: | ______ |
| Amount incurred: | $ ______ | Amount of payment: | $ ______ |
| | | Remaining Balance: | $ ______ |

C. That appointee has or presently represents an entity that could be classified as a creditor as defined by 11 U.S.C. § 101(10)?

☒ Yes ☐ No

If YES, provide the following and any other relevant information as to each such entity:

a) Tiverton Advisors, LLC (an unsecured creditor)

b) From August 1st, 2022, to September 15th, 2025, Mr. Hill was employed by Tiverton Advisors, LLC as a Director, VP of Portfolio Operations, and acted as CFO for a portfolio company. Mr. Hill's responsibilities for Tiverton included, but were not limited to, assisting in the management of portfolio companies' operations and financials and assisting in the underwriting process of potential investments.

c) During his time employed by Tiverton Advisors, Mr. Hill's compensation included carried interest in three funds and Mr. Hill retains vested carried interest percentages of 3.2% in TA MF LLC, 0.4% in Tiverton Ag Legacy Holdings, LLC, and 0.4% in Tiverton AgriFinance II, LP. Mr. Hill has no direct involvement with or influence over Tiverton's operations or investments.

D. That appointee is or has been an equity security holder as defined in 11 U.S.C. § 101(17)?

☐ Yes ☒ No



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If YES, provide the following and any other relevant information as to each such equity security interest:

a) description of each interest
b) amount of each interest
c) dates each interest held
d) dates and manner of disposal of each interest

E. That appointee has or presently represents an equity security holder as defined by 11 U.S.C. § 101(17)?

☐ Yes ☒ No

If YES, provide the following and any other relevant information as to each such equity security holder:

a) name of holder
b) dates, capacity, and scope of representation
c) actual or possible conflicts according to any applicable code or rules of professional conduct, including discussion as to any waivers received or given.

F. That appointee is or has been an insider as defined by 11 U.S.C. § 101(31)?

☐ Yes ☒ No

If YES, fully explain and provide any and all relevant information pertaining thereto.

G. That appointee has or presently represents an insider as defined by 11 U.S.C. § 101(31)?

☐ Yes ☒ No

If YES, provide the following and any other relevant information pertaining thereto as to each such insider:

a) name
b) dates, capacity, and scope of representation



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c) actual or possible conflicts according to any applicable code or rules of professional conduct, including discussion as to any waivers received or given.

H. That appointee has or presently represents the debtor?

☒ Yes ☐ No

If YES, provide the following and any other relevant information pertaining thereto.

Beginning on the Petition Date and subject to approval by this Court, VeroPeak has served as the Debtor's financial advisor. During that time, VeroPeak has provided financial advisory and consulting services to the Debtor on various operational, financial, and strategic matters.

I. That appointee has had or has participated in any transaction with the debtor, whether or not such transaction involved representation of the debtor? Transactions include, but are not limited to any actions under 11 U.S.C. § 329(a) and FRBP 2017(a), involving payments, retainers, set-offs, security agreements, liens, gifts or indentures as defined by 11 U.S.C. § 101(28).

☐ Yes ☒ No

If YES, provide the following and any other relevant information concerning each such transaction:

J. That appointee has received or has been promised compensation from debtor or some other entity for services rendered or to be rendered in the case?

☒ Yes ☐ No

If YES, provide the following and any other relevant information concerning each such payment or promise.

The Debtors have agreed to compensate VeroPeak for postpetition at the hourly rates set forth above and for incurred expenses, subject to court order on notice to



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creditors and a hearing, and in accordance with sections 327 and 330 of the Bankruptcy Code.

K. That appointee has caused to be conducted an internal conflicts check in regard to representation of other clients as required by any code or rules of professional conduct?

☒ Yes ☐ No

If YES, state results, if NO, state why it was not done.

VeroPeak has conducted an internal conflict check regarding its representation of other clients, as required by applicable laws, statutes, or rules of professional conduct, and has found no conflicts other than as disclosed above in Paragraph 9.C, which the Applicant and Appointee do not believe is an actual conflict.

**Dated:** June 18, 2026

| | |
|---|---|
| Brewster Heights Packing & Orchards, LP | /s/Thomas Buford |
| **Typed Name of Applicant** | **Signature of Applicant** |

I, the undersigned appointee, do hereby state under penalty of perjury that I have read the above representations and verify that they are true and accurate and that they disclose all material facts required to the best of my knowledge and belief.

**Dated:** June 18, 2026

| | |
|---|---|
| Enrique Acevedo | /s/Enrique Acevedo |
| **Typed Name of Appointee** | **Signature of Appointee** |

**Phone #:** (248) 863-6736

**Address:** 4539 N 22nd St, Phoenix, AZ 85016



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UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WASHINGTON

| | |
|---|---|
| In re<br><br>BREWSTER HEIGHTS PACKING & ORCHARDS, LP,[1],<br><br>Debtors. | Chapter 11<br><br>Lead Case No. 26-01136-FPC11<br><br>[PROPOSED] ORDER APPROVING EMPLOYMENT OF VEROPEAK LLC AS FINANCIAL ADVISOR TO THE DEBTORS |

This matter having come on regularly for hearing on the application of trustee/debtor-in-possession, the court being fully advised in the premises, no adverse interest being represented and the appointment not being prohibited by Rule 5002:

IT IS HEREBY ORDERED

[1] The debtors are Brewster Heights Packing & Orchards, LP (Case No. 26-01136); Gebbers Farms Inc. (Case No. 26-01140); Gebbers Orchards, Inc. (Case No. 26-01141); C&M II, LLC (Case No. 26-01137); D&E Storage, LLC (Case No. 26-01138); Eastco, LLC (Case No. 26-01139); GF SA, LLC (Case No. 26-01142); Northco, LLC (Case No. 26-01143); P&G Orchards, LLC (Case No. 26-01144); REPO, LLC (Case No. 26-01145); TJF Properties, LLC (Case No. 26-01146); Westco Orchards, LLC (Case No. 26-01147); and Westco Sales, Inc. (Case No. 26-01148).



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1. That the employment of Veropeak LLC ("Veropeak")[2] as a financial advisor to the Debtors in Possession, is approved subject to the terms and conditions set forth in the application and 11 U.S.C. §328, effective as of the Petition Date.

2. That any actual award of compensation is subject to further order of the court, pursuant to 11 U.S.C. §330.

/ / /End of Order/ / /

Presented by:

BUSH KORNFELD LLP

By ________________________________
Christine M. Tobin-Presser, WSBA #27628
Thomas A. Buford, WSBA # 52969
Jason Wax, WSBA #41944
Shane E. Creason, WSBA #63865

and

John E. Mitchell (*Pro Hac Vice* Pending)
Yelena E. Archiyan (*Pro Hac Vice* Pending)
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Proposed Attorneys for the Debtors

[2] Capitalized terms, unless otherwise defined in this Order, have the same meanings as set forth in the Application.