IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
VICTORIA DIVISION

IN RE:	§	**Chapter 11**
	§	
RIBA FOODS, INC.,	§	**Case No. 23-60028**
	§	
Debtor	§	

DEBTOR'S APPLICATION FOR AUTHORITY TO RETAIN CORPORATE STRATEGIES, LLC PURSUANT TO 11 U.S.C. §105, 28 U.S.C. § 157

THIS MOTION SEEKS AN ORDER THAT MAY ADVERSELY AFFECT YOU. IF YOU OPPOSE THE MOTION, YOU SHOULD IMMEDIATELY CONTACT THE MOVING PARTY TO RESOLVE THE DISPUTE. IF YOU AND THE MOVING PARTY CANNOT AGREE, YOU MUST FILE A RESPONSE AND SEND A COPY TO THE MOVING PARTY. YOU MUST FILE AND SERVE YOUR RESPONSE WITHIN 21 DAYS OF THE DATE THIS WAS SERVED. YOUR RESPONSE MUST STATE WHY THE MOTION SHOULD NOT BE GRANTED. IF YOU DO NOT FILE A TIMELY RESPONSE, THE RELIEF REQUESTED MAY BE GRANTED WITHOUT FURTHER NOTICE TO YOU. IF YOU OPPOSE THE MOTION AND HAVE NOT REACHED AN AGREEMENT, YOU MUST ATTEND THE HEARING. UNLESS THE PARTIES AGREE OTHERWISE, THE COURT MAY CONSIDER FURTHER EVIDENCE AT THE HEARING AND MAY DECIDE THE MOTION AT THE HEARING.

REPRESENTED PARTIES SHOULD ACT THROUGH THEIR ATTORNEY.

TO THE HONORABLE CHRISTOPHER LOPEZ
UNITED STATES BANKRUPTCY JUDGE:

COMES NOW, Riba Foods, Inc., the Debtor herein (the ***"Debtor"***) and files this Application for Authority to Retain Corporate Strategies, LLC (***"CSLLC")*** pursuant to 11 U.S.C. §105 and 28 U.S.C. §§ 157 and 1334 (the ***"Application"***), and in support thereof, would respectfully show unto the Court as follows:

1. The Debtor filed a voluntary petition for relief under Chapter 11 of Title 11 of the United States Code on June 21, 2023 (the ***"Petition Date"***). From the Petition Date, the Debtor has maintained possession of its property and has continued to remain in control of its ongoing business affairs as a Debtor-in-possession pursuant to the provisions of 11 U.S.C. §1107 and 1108.

2. The Court has jurisdiction over the proceedings herein pursuant to 11 U.S.C. §105 and 28 U.S.C. §§157 and 1334. Venue is appropriate by virtue of 28 U.S.C. § 1408.

3. Debtor requests this Court's authority to retain CSLLC pursuant to 11 U.S.C. § 105 and 28 U.S.C. §§ 157 and 1334.

4. CSLLC and its ERC Accounting Consultants are specialists in analyzing the material and historical data of employers, determining their eligibility for Employee Retention Tax Credits (***"ERTCs"***) from the U.S. Department of the Treasury pursuant to H.R. 1319, American Rescue Plan Act of 2021, and assisting employers in qualifying and computing the maximum dollar amount of ERTCs that employers can legally claim.

5. Debtor believes that CSLLC has the necessary expertise and knowledge to successfully pursue the recovery of ERTCs to which Debtor may be entitled to recover on a 15.0% contingency fee basis as set forth on the Engagement Agreement, a copy of which is attached hereto as **Exhibit "A."**

6. Except as disclosed in the Engagement Agreement, CSLLC has no interest adverse to the Debtor or its Estate in the matters upon which it would be retained by the Debtor.

7. Debtor believes the contingency fee set forth in the Engagement Agreement for CSLLC's services is favorably comparable to fees being charged by other ERTC recovery specialists in this District for services of a similar nature.

WHEREFORE, PREMISES CONSIDERED, the Debtor prays for this Court to authorize the retention of CSLLC on the terms and conditions and for the compensation set forth in the Engagement Agreement and that, upon its completion of the agreed upon services and its recovery of unclaimed funds on behalf of Debtor, CSLLC be authorized to receive the compensation set forth in the Engagement Agreement from Debtor without further Order of this Court, and for such other and further relief to which Debtor may be entitled.

Respectfully submitted this 20th day of July, 2023.

FUQUA & ASSOCIATES, P.C.

/s/ Richard Lee Fuqua
Richard Lee Fuqua
State Bar No. 07552300
8558 Katy Freeway, Ste. 119
Houston, Texas 77024
713.960.0277 - Telephone
713.960.1064 - Facsimile
rlfuqua@fuqualegal.com
Attorney for Debtor

CERTIFICATE OF SERVICE

This is to certify that a copy of the above and foregoing instrument was forwarded by ECF and/or U.S. mail, first class postage pre-paid to the United States Trustee, 515 Rusk Street, Suite 3516, Houston, Texas 77002 and to all parties entitled to receive notice through the Court's ECF system on the 20th day of July, 2023.

/s/ Richard L. Fuqua
Richard L. Fuqua