

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION

In re:

LOUIS J. PEARLMAN,

Case No. 6:07-bk-00761-ABB  
Chapter 11  
Jointly Administered

Debtor.

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**ORDER GRANTING, IN PART, THE MOTION OF AARON  
CARTER TO COMPEL DEBTOR TO ASSUME OR REJECT  
MANAGEMENT CONTRACT AND RECORDING CONTRACT;  
TO COMPEL DEBTOR'S PERFORMANCE UNDER 11 U.S.C. § 365(D)(3);  
TO ENFORCE TERMS OF LETTER OF AGREEMENT**

**THIS CAUSE** came for consideration on September 6, 2007 and October 4, 2007 (the "Hearing") upon the Motion to Compel Debtor to Assume or Reject Management Contract; to Compel Debtors' Performance Pending Assumption or Rejection; to Compel Debtors' Performance under 11 U.S.C. § 365(d)(3) (Dkt. No. 224) and the Motion to Compel Debtors to Assume or Reject Recording Contract; to Compel Debtors' Performance Pending Assumption or Rejection; to Compel Debtors' Performance under 11 U.S.C. § 365(d)(3); (Dkt. No. 225) (collectively, the "Motion"). The Court, having considered the Motion and the positions of interested parties at the Hearing and upon the

agreement of Aaron Carter (the "Movant") and Soneet R. Kapila, the duly appointed Chapter 11 Trustee in these jointly administered estates (the "Trustee"), it is

**ORDERED that:**

1. The Motion is **GRANTED** in part, as set forth herein.
2. The Court, recognizing that the parties each dispute the other's position, makes no findings as to the factual or legal allegations in the Motion.
3. Movant is released from the Management Contract and the Recording Contract, which are dated May 7, 2004 and December 7, 2004, respectively.<sup>1</sup> Copies of the Management Contract and the Recording Contract (collectively, the "Agreements") are attached hereto as Composite Exhibit "A."
4. Trustee waives any right of re-coupment he may have under the Agreements.
5. Except as specifically set forth herein, Movant waives any and all claims he may have which arise from the Agreements.
6. Consistent with the provisions of this order and pursuant to 11 U.S.C. §365(d)(3), the Agreements are rejected provided, however, at the request of the parties, that the Court expressly reserves ruling on the issue of ownership of any and all copyright interests or other intellectual property interests, including royalty rights.
7. The Court shall retain jurisdiction to resolve any and all disputes arising from the interpretation of this Order.

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<sup>1</sup> All terms not defined in this Order shall have the meaning set forth in the Motion.

8. A continued hearing on the issue of ownership of any and all copyright interests or other intellectual property interests will be held at **10:00 a.m. on November 8, 2007.**

**DONE and ORDERED** at Orlando, Florida on October 24, 2007.

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ARTHUR B. BRISKMAN  
United States Bankruptcy Judge

Copies furnished to:

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and

All parties on the Official Service List.