

SO ORDERED.

SIGNED this 28th day of May, 2024.



Benjamin A. Kahn
BENJAMIN A. KAHN
UNITED STATES BANKRUPTCY JUDGE

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
GREENSBORO DIVISION

In re:)	
)	
YLG Partners, Inc.)	Case No. 23-10709
)	
Debtor.)	Chapter 7
)	

CONSENT ORDER DETERMINING THAT THE CHAPTER 7 TRUSTEE HAS NO DUTY TO REPORT THE DEBTOR'S BENEFICIAL OWNERSHIP INFORMATION TO THE U.S. DEPARTMENT OF THE TREASURY

This matter came before the Court upon the *Motion to Determine that the Chapter 7 Trustee Has No Duty to Report the Debtor's Beneficial Ownership Information to the U.S. Department of the Treasury* [Dkt. No. 16] (the "Motion") filed by the U.S. Bankruptcy Administrator, which sought an order determining that the chapter 7 trustee has no duty to report beneficial ownership information on the debtor's behalf under the Corporate Transparency Act (the "CTA"). The United States filed its response on behalf of the U.S. Department of Treasury and its Financial Crimes Enforcement Network ("FinCEN"), agreeing that in most cases a chapter 7 bankruptcy trustee is not responsible for fulfilling a reporting company's

duty under the CTA to report beneficial ownership information to FinCEN, except in rare circumstances. For example, if a trustee falsely informed a debtor company that the trustee would file the required beneficial ownership information for the company but then willfully failed to do so, FinCEN believes the trustee would be responsible, and the BA agrees. No evidence suggests such rare circumstances are present here.

NOW, THEREFORE, based upon the entire official record in this case and the consent of the parties, the Court hereby ORDERS that the trustee in this case is not responsible for reporting beneficial ownership information to FinCEN on the debtor's behalf.

CONSENTED TO:

UNITED STATES OF AMERICA

By: /s/ Nathan L. Strup

Assistant U.S. Attorney

/s/John Paul H. Cournoyer

U.S. Bankruptcy Administrator for
the Middle District of North Carolina

/s/ Brian R. Anderson

Chapter 7 Trustee

[END OF DOCUMENT]

Parties to be Served
23-10709

John Paul Hughes Cournoyer
U.S. Bankruptcy Administrator

via electronic notice

Brian Richard Anderson
Chapter 7 Trustee
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U.S. Department of the Treasury
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