

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

In re:	)	Chapter 11
)	
Oberweis Dairy, Inc., <i>et al.</i> , ¹	)	Case No. 24-05385
	)	(Joint Administration Requested)
Debtors.)	
	)	Honorable David D. Cleary
)	
	)	Hearing Date: Wednesday, April 24, 2024
	)	Hearing Time: 10:00 a.m.

NOTICE OF MOTION

PLEASE TAKE NOTICE that on Wednesday, April 24, 2024 10:00 a.m. CDT we will appear before the Honorable David D. Cleary, or any judge sitting in that judge’s place, **either** in courtroom 644 of the Dirksen Federal Building, 219 S. Dearborn Street, Chicago, Illinois, 60604 **or** electronically as described below, and present the **MOTION OF DEBTORS TO AUTHORIZE PAYMENT OF DEPOSITS AS ADEQUATE ASSURANCE OF PAYMENT FOR UTILITY SERVICES**, a copy of which is attached.

Important: Only parties and their counsel may appear for presentment of the motion electronically using Zoom for Government. All others must appear in person.

To appear by Zoom using the internet, go to this link: [https:// www.zoomgov.com/](https://www.zoomgov.com/). The enter the meeting ID and passcode.

To appear by Zoom using a telephone, call Zoom for Government at 1-669-254-5252 or 1-646-828-7666. Then enter the meeting ID and passcode.

Meeting ID and passcode. The meeting ID for this hearing is **161 122 6457**, and the passcode is **Cleary644**. The meeting ID and passcode can also be found on the judge’s page on the court’s web site.

If you object to this motion and want it called on the presentment date above, you must file a Notice of Objection no later than two (2) business days before that date. If a Notice of Objection is timely filed, the motion will be called on the presentment date. If no Notice of Objection is timely filed, the court may grant the motion in advance without calling it.

¹ The Debtors in this case, and the last four digits of their respective federal employer identification numbers, are Oberweis Dairy, Inc. (‘7516); The Oberweis Group, Inc. (‘1378); North Aurora Ice Cream, LLC (‘8506); TOGI RE I, LLC (‘5952); Third Millennium Real Estate L.L.C. (‘1589); and TOGI Brands, LLC (‘7072).

By: /s/Tevin D. Bowens
Proposed Counsel for the Debtors

HOWARD L. ADELMAN, ESQ. (ARDC# 0015458)
ADAM P. SILVERMAN, ESQ. (ARDC #6256676)
ALEXANDER F. BROUGHAM, ESQ. (ARDC #6301515)
TEVIN D. BOWENS, ESQ. (ARDC #6338559)
ADELMAN & GETTLEMAN, LTD.
53 West Jackson Blvd., Suite 1050
Chicago, Illinois 60604
Tel (312) 435-1050
Fax (312) 435-1059

Proposed Counsel for the Debtors and Debtors in Possession

CERTIFICATE OF SERVICE

The undersigned, an attorney, certifies that he served a copy of this notice and the attached motion on each entity shown on the attached list at the address shown and by the method indicated on the list on April 15, 2024, at or before 11:59 p.m.

By: /s/ Tevin D. Bowens
Tevin D. Bowens

SERVICE LIST

VIA CM/ECF

Patrick S. Layng
Office of the U.S. Trustee, Region 11

Eric Rein
Counsel for CIBC Bank USA

VIA REGULAR U.S. MAIL:

Utility Companies

**Indiana Power & Light Company d/b/a AES
Indiana**

c/o Joseph G. Strines
as registered agent
One Monument Circle,
Indianapolis, IN, 46204, USA

Ameren Illinois Company

c/o The Corporation Company
as registered agent
600 S 2nd St., Ste. 104
Springfield, IL 62704

AT&T Corp.

c/o C T Corporation System
as registered agent
208 So LaSalle St., Ste. 814
Chicago, IL 60604

Bay Disposal, Inc.

c/o Michael Dean Cribb
as registered agent
2224 Springfield Ave,
Norfolk, VA, 23523 - 2439

**AEP ENERGY, INC F/K/A
BLUESTAR ENERGY SERVICES, INC.**

c/o CT Corporation System
as registered agent
208 SO Lasalle St, Suite 814
Chicago, IL 60604-1101

BROWN & SONS' FOODLINER, INC.

c/o Browne, Jonathan as registered agent
20 Allen Ave., Suite 400
Webster Groves, MO 63119

**Trillium Companies, Inc. f/k/a Trowbridge
Commercial d/b/a Caswell Town Center**

c/o Resident Agent Anthony F. Randazzo
2617 Beacon Hill Drive
Auburn Hills, MI 48326

Charter Communications (De), Inc.

c/o Corporation Service Company
as registered agent
Goodwin Square 225 Asylum Street, 20th
Floor
Hartford, Ct, 06103

City of Bloomington

Attn: Water Department
115 E Washington St,
Bloomington, IL 61701

City of Geneva

Attn: Finance Office
15 S 1st St
Geneva, IL 60134

City of Joliet

Attn: Public Utilities
150 W. Jefferson St.
Joliet, IL 60432

City of Kirkwood

Attn: Utilities Department
212 S Taylor Ave
Kirkwood, MO 63122

City of Naperville

Attn: Department of Public Utilities – Electric
1392 Aurora Avenue
Naperville, IL60540

City of Park Ridge

Attn: City Hall Finance Department
505 Butler Place
Park Ridge, IL 60068

City of Rolling Meadows

Attn: Public Works Department
3900 Berdnick Street
Rolling Meadows, IL 60008

City of St. Charles

Attn: Public Works Division
200 N Second Street
Saint Charles, MO 63301

City of Wheaton

Attn: Wheaton Water Division
210 Reber St
Wheaton, IL 60187

Comcast Cable Communications Management, LLC

c/o Illinois Corporation Service Company
as registered agent
801 Adlai Stevenson Dr
Springfield, IL 62703-4261

Commonwealth Edison Company

c/o Corporate Creations Network Inc.
as registered agent
1320 Tower Road
Schaumburg, IL 60173

Constellation Newenergy-Gas Division, LLC

c/o Corporate Creations Network Inc
as registered agent
1320 Tower Road
Schaumburg, Il 60173

Consumers Energy

c/o Melissa M. Gleespen
as registered agent
1 Energy Plaza
Jackson, Michigan 49201

Cox Strategic Services, LLC

c/o Illinois Corporation Service Company
as registered agent
801 Adlai Stevenson Drive
Springfield, Il 62703-4261

Cox Communications, LLC

c/o Tammy Cox as registered agent
2107 Charwick Dr
Champaign, IL 61822-9358

Virginia Electric and Power Company

c/o C T Corporation System
as registered agent
120 Tredegar St
Richmond, Va, 23219 - 0000, Usa

DTE Energy Alternatives, Inc.

c/o Sandra K. Ennis as registered agent
One Energy Plaza
Detroit, Michigan 48226

Duke Energy Progress, LLC

c/o C T Corporation System
as registered agent
160 Mine Lake Ct #200
Raleigh, NC 27615

DuPage County Public Works

Attn: Department of Public Works
7900 IL-53
Woodridge, IL 60517

Flood Bros Disposal Co.

c/o Robert P Flood
as registered agent
17W609 14th St
Oakbrook Terrace, IL 60181-3718

Fox Metro Wastewater Reclamation District

682 State Rte 31
Oswego, IL 60543

GFL Environmental Services USA, Inc.

c/o C T Corporation System
as registered agent
208 So Lasalle St, Suite 814
Chicago, Illinois 60604-1101

Greco/Reggi Development LLC

c/o Eduardo E. Greco
as registered agent
1307 Schiferl Rd
Bartlett, IL 60103-1701

Groot Industries, Inc.

c/o Illinois Corporation Service Company
as registered agent
801 Adlai Stevenson Drive
Springfield, IL 62703-4261

Highland Management Associates, Inc.

c/o Charles S Margosian as registered agent
One Imperial Place 1 E 22nd St
Lombard, IL 60148

Homewood Disposal Service, Inc.

c/o Zachary Thomson
as registered agent
1501 175th St
Homewood, IL 60430-4608

Illinois-American Water Company

c/o C T Corporation System
as registered agent
208 So Lasalle St, Suite 814
Chicago, IL 60604-1101

Lakeshore Recycling Systems, LLC

c/o MS Registered Agent Services
as registered agent
191 N Wacker Dr Ste 1800
Chicago, Il 60606-1631

Meridian Waste North Carolina, LLC

c/o Capital American Services
as registered agent
4252 Brintons Cottage St, Raleigh, NC 27616

Metropolitan St. Louis Sewer District

2350 Market Street
St. Louis, MO 63103-2555

Micromont Holdings 8 LLC

c/o Registered Agent Solutions, Inc.
as registered agent
901 S 2nd St Ste 201
Springfield, Il 62704-7909

Missouri-American Water Company

c/o C T Corporation System
as registered agent
120 S Central Ave
Clayton, Mo 63105

The Shiner Group L.L.C. a/k/a

Naperville Associates L.L.

c/o C T Corporation System
as registered agent
208 SO Lasalle St, Suite 814
Chicago, IL 60604-1101

Nicor Gas Company

c/o Illinois Corporation Service C
as registered agent
801 Adlai Stevenson Dr.
Springfield, IL 62703

Nipsco Accounts Receivable Corporation

c/o Corporation Service Company
as registered agent
135 North Pennsylvania Street, Suite 1610
Indianapolis, In, 46204

North Shore Gas Company

c/o Corporate Creations Network Inc.
as registered agent
1320 Tower Road
Schaumburg, IL 60173

City of O'Fallon

Attn: Utility Billing and Services
100 North Main Street
O'Fallon, MO 63366

Republic Services, Inc.

c/o Ct Corporation System
as registered agent
3800 N Central Ave Suite 460
Phoenix, Az 85012

RingCentral, Inc.

c/o C T Corporation System
as registered agent
330 N Brand Blvd Suite 700
Glendale, Ca 91203

Scoville Block Apartments

120 N Oak Park Ave # 202
Oak Park, IL 60301

Spire

700 Market Street
Saint Louis, MO 63101

Spire Services Inc.

c/o Incorp Services, Inc.
as registered agent
2847 S. Ingram Mill Rd.
Suite A100
Springfield, Mo 65804

The Village of Gurnee

Attn: Water Billing
325 N Oplaine Rd.
Gurnee, IL 60031

Town of Cary

Attn: Utility Account Services
316 N Academy St, Cary,
NC 27513

Town of Schererville

10 East Joliet Street
Schererville, IN 46375

Urban Communications, Inc.

c/o Edmund G Urban Iii
as registered agent
5320 W 159th St #501
Oak Forest, IL 60452

**Urbana & Champaign Sanitary District
Northeast Plant**

1100 E University Ave
Urbana, IL 61802

Village of Lincolnwood

6900 Lincoln Ave
Lincolnwood, IL 60712

Village Of Arlington Heights

33 S Arlington Heights Rd
Arlington Heights, Il 60005

Village of Bartlett

228 S Main St
Bartlett, IL 60103

Village of Bloomingdale

201 S. Bloomingdale Road
Bloomingdale, IL 60108

Village of Glen Ellyn

Attn: Facilities
535 Duane Street
Glen Ellyn, IL 60137

Village of North Aurora

25 E State St
North Aurora, IL 60542

Village of Orland Park

14700 S. Ravinia Avenue Orland Park
Illinois 60462

Village Of Schaumburg

101 Schaumburg Ct
Schaumburg, Il 60193

Village Of Western Springs

740 Hillgrove Avenue
Western Springs, Il 60558

Waste Management of North America, Inc.

c/o C T Corporation System
as registered agent
208 So Lasalle St, Suite 814
Chicago, Il 60604-1101

Village of Skokie

Attn: Water Department
5127 Oakton Street Skokie
Illinois 60077

We Energies LLC

c/o Jonas Mason
as registered agent
4346 N 48th Streer
Milwaukee, Wi 53216

Windstream Holdings, Inc

c/o Registered Agent Solutions, Inc.
as registered agent
4250 N. Venetian Lane Fayetteville
Arkansas 72703

VIA OVERNIGHT DELIVERY:

20 Largest Creditors

1836 Farms
1149 S. Virginia Street
Terrell, TX 75160

Altium Packaging
2500 Windy Ridge Pkwy,
Suite 1400
Atlanta, GA 30339

Associated Electrical Contractors, LLC
319 Lamb Road
Woodstock, IL 60098

Cook County Treasurer
118 N. Clark Street
Unit 112
Chicago, IL 60602

Ecolab
26252 Network Place
Chicago, IL 60673

Greco & Sons
1550 Hecht Road
Bartlett, IL 60103

Hiretech
200 Westlake Park Blvd #501
Houston, TX 77079

International Food Products
29205 Network Place
Chicago, IL 60602

Katies Pizza And Pasta
10650 Gateway Blvd
St Louis, MO 63132

Labrynth Ventures, LLC
Attn: Patrick McCoy
6942 N Keystone
Lincolnwood, IL 60712

Nussbaum Transportation Services
19336 N. 1425 E Road
Hudson, IL 61748

Pearl Valley Eggs
968 S. Kent Rd.
Pearl City, IL 61062

Penske Truck Leasing Co. L.P.
13690 Lakefront Drive
Earth City, MO 63045

Plymouth Foam Inc.
1800 Sunset Drive
Plymouth, WI 53073

QCS Purchasing Cooperative
901 Warrenville Road Unit 405
Lisle, IL 60532

RSM McGladrey
5155 Paysphere Circle
Chicago, IL 60674

Senscient Flavors
2800 W. Higgins Rd.
Hoffman Estates, IL 60169

St Charles Trading
1400 Madeline Lane
Elgin, IL 60124

Stanpac
C/O Adriana Lopez
801 Mangrum Street
Brenham, TX 77833

Tocco-Greco
3850 Mueller Rd.
Suite 200
St Charles, MO 63301

Trico Mechanical Inc.
1980 Rt 30 Suite 11
Sugar Grove, IL 60554

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

In re:	)	Chapter 11
)	
Oberweis Dairy, Inc., <i>et al.</i> , ¹	)	Case No. 24-05385
	)	(Joint Administration Requested)
Debtors.)	
	)	Honorable David D. Cleary
)	
	)	Hearing Date: Wednesday April 24, 2024
	)	Hearing Time: 10:00 a.m.

**MOTION OF DEBTORS TO AUTHORIZE PAYMENT OF DEPOSITS
AS ADEQUATE ASSURANCE OF PAYMENT FOR UTILITY SERVICES**

NOW COME Oberweis Dairy, Inc., an Illinois corporation (“**ODI**”); The Oberweis Group, Inc., a Delaware corporation (“**TOGI**”); North Aurora Ice Cream, LLC, an Illinois limited liability company (“**NAIC**”); TOGI RE I, LLC, an Illinois limited liability company (“**TRI**”); Third Millennium Real Estate L.L.C., an Illinois limited liability company (“**TMRE**”); and TOGI Brands, LLC, an Illinois limited liability company (“**Brands**” and, together with ODI, TOGI, NAIC, TRI, and TMRE, the “**Debtors**”), as debtors and debtors in possession herein, by and through their undersigned counsel and, for their motion (the “**Motion**”) for an order authorizing a procedure for paying deposits as adequate assurance of payment for utility services, pursuant to section 366 of the United States Bankruptcy Code, 11 U.S.C. § 101 *et seq.* (the “**Bankruptcy Code**”), respectfully state as follows:

I. BACKGROUND

1. On April 12, 2024 (the “**Petition Date**”), each of the Debtors filed a voluntary petition for relief under Chapter 11 of the Bankruptcy Code. Since the Petition Date, the Debtors

¹ The Debtors in this case, and the last four digits of their respective federal employer identification numbers, are Oberweis Dairy, Inc. (‘7516); The Oberweis Group, Inc. (‘1378); North Aurora Ice Cream, LLC (‘8506); TOGI RE I, LLC (‘5952); Third Millennium Real Estate L.L.C. (‘1589); and TOGI Brands, LLC (‘7072).

have remained in possession of their assets and have continued to operate their businesses under the jurisdiction of this court as debtors in possession in accordance with 11 U.S.C. §§ 1107 and 1108.

2. Neither a trustee nor a committee of unsecured creditors has been appointed in the Debtors' Chapter 11 Cases (the "**Chapter 11 Cases**"). Concurrently with the filing of this Motion, the Debtors have filed motions seeking joint administration of the Chapter 11 Cases; anticipating no objections to these motions, and in the interest of efficiency, this Motion has only been filed in the above-captioned proposed lead case, that of ODI.

3. The factual background relating to the commencement of the Chapter 11 Cases is set forth in the *Declaration of Adam Kraber in Support of Chapter 11 Petitions and First-Day Motions* filed on the Petition Date and incorporated herein by reference.

4. The Court has jurisdiction over this Motion pursuant to 28 U.S.C. §§ 157 and 1334. Venue lies properly in this Court pursuant to 28 U.S.C. §§ 1408 and 1409. This matter is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(A) and (M). The statutory predicate for the relief requested herein is section 366 of the Bankruptcy Code.

5. Collectively, the Debtors operate a business (the "**ODI Business**") that manufactures, packages, and distributes milk, ice cream, and other dairy and non-dairy foods (collectively, the "**ODI Products**"). The ODI Business consists of three distinct segments—"Oberweis Dairy" branded dairy store operations, grocery retail sales, and direct-to-doorstep home delivery. The branded dairy store operations consist of 40 owned and operated Oberweis dairy stores throughout four states in the Midwestern United States that serve the ODI Products. The grocery retail sales consist of the sale of the ODI Products to retailers or distributors in approximately 850 national grocery stores and regional supermarkets across seven states. The

direct-to-doorstep home delivery operations consist of the delivery of the ODI Products directly to consumers across five states.

6. In the ordinary course, the ODI Business uses water, electricity, gas, garbage removal, telephone, internet, and other services of the same general type or nature (each a “Utility Service,” and together, the “Utility Services”) provided by various utility companies and other providers (each a “Utility Company,” and together, the “Utility Companies”), including the Utility Companies set forth in the lists attached hereto as Exhibit A and incorporated herein by reference, which provide service to the Debtors, as the case may be.²

7. Maintaining uninterrupted Utility Services is essential to the Debtors’ continued operations of the ODI Business. The ODI Business’ three separate operations have over 290 separate utility accounts from over 65 different Utility Companies. Should the Utility Companies refuse or discontinue service, even for a brief period, the ODI Business would be adversely impacted and the Debtors’ efforts to sell the business as a going concern would be jeopardized. It is therefore critical that the Utility Services provided by the Utility Companies continue without interruption.

II. RELIEF REQUESTED

8. In accordance with 11 U.S.C. § 366, and based on the adequate assurance of future payment as further contemplated herein, the Debtors request that this Court enter an order:

- a. Implementing procedures (in the form and manner hereinafter discussed) to provide adequate assurance of payment to the Utility Companies;
- b. Deeming the cash deposit approximately equal to one-half (1/2) the average monthly invoice or bill the Debtors received from each Utility Company as calculated over a twelve (12) month period prior to the

² The inclusion of, or failure to include, any entity in Exhibit A is not an admission by the Debtors that such entity is or is not a “utility” within the meaning of 11 U.S.C. § 366, and the Debtors reserve the right to modify this list as may be appropriate.

Petition Date³ (each a “**Utility Deposit**,” and together, the “**Utility Deposits**”) to constitute adequate assurance of payment of the Utility Companies under 11 U.S.C. § 366(b) and (c); and

- c. Prohibiting the Utility Companies from altering, refusing to provide, or discontinuing the Utility Services, or discriminating against the Debtors solely on the basis of the commencement of the Chapter 11 Cases or on account of any unpaid invoice for services provided prior to the Petition Date, unless:
 - i. the Debtors fail to make their monthly payments for services utilized after the Petition Date;
 - ii. a Utility Company gives written notice of said failure to make the required payments to (i) to the Debtors, c/o Adam Kraber, 951 Ice Cream Dr, North Aurora, IL 60542, (ii) to the Debtors’ counsel, Howard L. Adelman, Esq., Adelman & Gettleman, Ltd., 53 West Jackson Blvd., Suite 1050, Chicago, Illinois 60604, and (iii) counsel to the committee of general unsecured creditors, if appointed (the “**Notice**”); and
 - iii. the Debtors subsequently fail to cure said default within ten (10) business days of their receipt of the Notice; and
- d. Prohibiting a Utility Company from seeking additional Utility Deposits from the Debtors in the event such Utility Company applies a setoff of any prepetition deposit(s) against debts that arose from prepetition Utility Services, if any.

9. Section 366 of the Bankruptcy Code provides in relevant part:

(a) Except as provided in subsections (b) and (c) of this section, a utility may not alter, refuse, or discontinue service to, or discriminate against, the trustee or the debtor solely on the basis of the commencement of a case under this title or that a debt owed by the debtor to such utility for service rendered before the order for relief was not paid when due.

...

(c)(2) Subject to paragraphs (3) and (4) [of subsection (c)], with respect to a case filed under chapter 11, a utility referred to in subsection (a) may alter, refuse, or discontinue utility service, if during the 30-day period beginning on the date of the filing of the petition, the utility does not receive from the debtor or the trustee

³ The Debtors have reduced an ongoing fine paid in conjunction with the invoice for service from Fox Metro Wastewater Reclamation District by \$30,000 on a go-forward basis. The Debtors calculated the Utility Deposit for this vendor by first reducing each monthly invoice in 2023 by \$2,500 for a total of \$30,000, before finding one-half (1/2) of the average monthly invoice or bill.

adequate assurance of payment for utility service that is satisfactory to the utility.

11 U.S.C. § 366.

10. Section 366 serves to protect a chapter 11 debtor against termination of its various utility services immediately upon the entry of an order for relief, while simultaneously providing utility companies with adequate assurance of future payment for postpetition services. *See* H.R. Rep. No. 95-595, at 350 (1977), *reprinted in* 1978 U.S.C.C.A.N. 6306.

11. The 2005 amendments to the Bankruptcy Code added a definition of “assurance of payment” as one of the following:

- a. a cash deposit;
- b. a letter of credit;
- c. a certificate of deposit;
- d. a surety bond;
- e. a prepayment of utility consumption; or
- f. another form of security that is mutually agreed upon between the utility and the debtor or the trustee.

11 U.S.C. § 366(c)(1)(A).

11 In order to provide the Utility Companies with adequate assurance of payment for postpetition Utility Services, the Debtors propose to provide each Utility Company with the option to receive a Utility Deposit. Each of the 40 branded dairy stores has their own unique account with over 65 Utility Companies. As a result, the Debtors must, upon request, pay 295 Utility Deposits to provide adequate assurance of payment to the Utility Companies totaling \$116,619.21.

12 However, upon termination of a Utility Service, the Debtors request the Court to require the Utility Company to apply the entire Utility Deposit to the final amount due for

postpetition service only before returning any excess amounts or sending a final bill if the deposit did not cover the total amount due.

13 As of the Petition Date, certain of the Utility Companies may have had outstanding accounts receivable against the Debtors. The Utility Deposits, however, shall not be applied to any such prepetition debts. Pursuant to 11 U.S.C. §§ 362(a)(7) and 366(c)(4), the Utility Companies may only apply a setoff of any prepetition deposits against prepetition debts of the Debtors.

14 The Debtors request that they be allowed ten (10) days from the date of receipt of a written request to make a Utility Deposit with the requesting Utility Company. In addition to the relief requested above, the Debtors further seek entry of an order by which the Utility Companies are deemed to have adequate assurance of payment under 11 U.S.C. § 366(b) and (c).

15 The Debtors propose to serve via U.S. Mail any related order, once entered, upon all the Utility Companies.

16 As the relief sought herein pertains to all of the Debtors' Utility Companies, the Debtors also seek this Court's authorization to supplement (as and if needed) the lists of Utility Companies on Exhibit A with any Utility Companies not currently scheduled but subsequently identified.

17 The uninterrupted provision of the Utility Services is vital to the Debtors' operations and thus the success of the Chapter 11 Cases, and the Debtors therefore submit that the relief requested herein is in the best interests of their respective estates and creditors. The proposed method for furnishing assurance of payment for postpetition Utility Services through a deposit upon request is consistent with the protections and requirements of section 366 of the Bankruptcy Code, and is not prejudicial to any Utility Company.

III. NOTICE

18 Notice of the filing of this Motion and the hearing scheduled therefor has been provided by CM/ECF, overnight delivery, facsimile, and/or regular U.S. mail to (a) the Office of the United States Trustee for Region 11; (b) each of the Debtors' 20 largest unsecured creditors pursuant to Bankruptcy Rule 1007(d); (c) counsel to the Debtors' senior secured lender, CIBC Bank USA; and (d) all other parties who have requested service of all filings via the Court's CM/ECF system. In light of the nature of the relief requested, the Debtors submit that no other or further notice is required.

WHEREFORE, Oberweis Dairy, Inc., The Oberweis Group, Inc., TOGI Brands, LLC, North Aurora Ice Cream, LLC, Third Millennium Real Estate L.L.C., and TOGI RE I, LLC, debtors and debtors in possession herein, respectfully request the entry of an order in accordance with the foregoing recommendations in the form filed herewith and made a part hereof without further notice, and for such other and further relief as is just.

Respectfully submitted,

OBERWEIS DAIRY, INC., *et al.*, Debtors

By: /s/Tevin D. Bowens

HOWARD L. ADELMAN, ESQ. (ARDC# 0015458)
ADAM P. SILVERMAN, ESQ. (ARDC #6256676)
ALEXANDER F. BROUGHAM, ESQ. (ARDC #6301515)
TEVIN D. BOWENS, ESQ. (ARDC #6338559)
ADELMAN & GETTLEMAN, LTD.
53 West Jackson Blvd., Suite 1050
Chicago, Illinois 60604
Tel (312) 435-1050
Fax (312) 435-1059

Proposed Counsel for the Debtors and Debtors in Possession

Exhibit A to

Motion of Debtors to Authorize Payment of Deposits as Adequate Assurance of Payment for Utility Services

List of Utility Companies

Debtor	Vendor	Type	Address	Address 2	City	State	Zipcode	Phone	Account	Suggested
								Number	Numbers	Deposit
ODI	AES INDIANA	Electricity	1 Monument Cir		Indianapolis	IN	46204	317-261-8444	1075537	\$1,140.28
ODI	AMEREN	Electricity & Gas	1901 Chouteau Ave		St. Louis	MO	63103	877-426-3736	3132202148	\$826.27
ODI	AMEREN	Electricity & Gas	300 Liberty		Peoria	IL	61602	877-426-3736	3549697939	\$853.79
ODI	AMEREN	Electricity & Gas	300 Liberty		Peoria	IL	61602	877-426-3736	2524085050	\$392.17
ODI	AMEREN	Electricity & Gas	1901 Chouteau Ave		St. Louis	MO	63103	877-426-3736	7510007022	\$911.70
ODI	AMEREN	Electricity & Gas	1901 Chouteau Ave		St. Louis	MO	63103	877-426-3736	851044069	\$1,207.23
ODI	AMEREN	Electricity & Gas	1901 Chouteau Ave		St. Louis	MO	63103	877-426-3736	413136011	\$806.17
ODI	AMEREN	Electricity & Gas	1901 Chouteau Ave		St. Louis	MO	63103	877-426-3736	1088501115	\$1,020.13
ODI	AT&T U-VERSE	Internet	208 S. Akard St		Dallas	IL	75202	800-321-2000	257971535	\$28.26
ODI	AT&T U-VERSE	Internet	208 S. Akard St		Dallas	IL	75202	800-321-2000	257966755	\$39.80
ODI	AT&T U-VERSE	Internet	208 S. Akard St		Dallas	IL	75202	800-321-2000	257971536	\$30.04
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008255/4818083002	\$815.04
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008008/4753090018	\$803.80
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008020/6507506001	\$645.89
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008244/8990586008	\$636.06
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3004318073/3108022012	\$1,618.39
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3009955592/2524085050	\$1,284.76
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008165/8361746007	\$1,326.83
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008075/2001095032	\$343.09
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008266/8915140008	\$677.92
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008312/1226071059	\$766.13
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3002588238/6577504017	\$1,315.86
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008031/5970099029	\$692.49
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000025074/5133164070	\$681.40
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008121/6541136007	\$653.20
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008176/0258091020	\$564.62
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000269984/0183028202	\$841.87
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000025063/1700443055	\$758.15
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000025052/0143023125	\$801.20
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008244/8990586008	\$0.00
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000018807/1106451004	\$604.00
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000018807/1106451004	\$17,691.31
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000018807/1106451004	\$347.54
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000018807/1106451004	\$885.96
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000018807/1106451004	\$237.26
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008097/1610553011	\$363.99
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000018807/1106451004	\$2,474.43
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000018807/1106451004	\$28.10
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000018807/1106451004	\$79.09
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000018807/1106451004	\$147.80
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008053/0663118036	\$715.17
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008277/7437234008	\$681.30
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008143/2375065000	\$605.11
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008086/4797560004	\$745.78
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008299/0239145003	\$669.86
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3002082530/0588135139	\$1,160.88
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008222/8771436007	\$719.82
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3000008187/4763075005	\$690.01
ODI	BLUE STAR ENERGY SERVICES,	Electricity	AEP Energy PO Box 340		Zelienople	PA	16063-2300	866-258-3782	3009955581/7684357012	\$1,199.49
ODI	BROWN AND SONS FOODLINER	Water / Sewer	20 Allen Ave	Ste 400	Webster Groves	MO	63119-2349	314-9680842	129-26012	\$105.01
ODI	CASWELL TOWN CENTER	Water / Sewer	2617 Beacon Hill Drive		Auburn Hills	MI	48326	847-3185223	4703	\$113.23
ODI	CHARTER COMMUNICATIONS	Telephone	400 Washington Blvd		Stamford	CT	06902	855-2520675	8345780230280095	\$74.74
ODI	CHARTER COMMUNICATIONS	Telephone	400 Washington Blvd		Stamford	CT	06902	855-2520675	8345780910282064	\$75.16
ODI	CHARTER COMMUNICATIONS	Telephone	400 Washington Blvd		Stamford	CT	06902	855-2520675	8345780101917500	\$74.74
ODI	CHARTER COMMUNICATIONS	Telephone	400 Washington Blvd		Stamford	CT	06902	855-2520675	8345786800020282	\$54.33

Debtor	Vendor	Type	Address	Address 2	City	State	Zipcode	Phone	Account	Suggested
								Number	Numbers	Deposit
ODI	CHARTER COMMUNICATIONS	Telephone	400 Washington Blvd		Stamford	CT	06902	855-2520675	8345781580499210	\$74.74
ODI	CHARTER COMMUNICATIONS	Telephone	400 Washington Blvd		Stamford	CT	06902	855-2520675	8348 10 009 0250343	\$63.98
ODI	CHARTER COMMUNICATIONS	Telephone	400 Washington Blvd		Stamford	CT	06902	855-2520675	8345781010044735	\$74.95
ODI	CITY OF BLOOMINGTON	Water / Sewer	115 E Washington St		Bloomington	IL	61701	309-434-2225	103495-106392	\$17.87
ODI	CITY OF BLOOMINGTON	Water / Sewer	115 E Washington St		Bloomington	IL	61701	309-434-2225	113822-106392	\$263.75
ODI	CITY OF GENEVA	Electricity	15 S First Street		Geneva	IL	60134	630-232-0854	0198002150-001	\$46.00
ODI	CITY OF GENEVA	Electricity	15 S First Street		Geneva	IL	60134	630-232-0854	0198002150-001	\$1,069.57
ODI	CITY OF GENEVA	Electricity	15 S First Street		Geneva	IL	60134	630-232-0854	0198002150-001	\$329.29
ODI	CITY OF JOLIET MUNICIPAL S	Water / Sewer	150 W Jefferson St		Joliet	IL	60432	815-724-3820	123519-335830	\$174.61
ODI	CITY OF KIRKWOOD	Water / Sewer	212 S Taylor Ave		Kirkwood	MO	63122	314-822-5843	41089-25206	\$764.45
ODI	CITY OF KIRKWOOD	Water / Sewer	212 S Taylor Ave		Kirkwood	MO	63122	314-822-5843	41089-25206	\$51.90
ODI	CITY OF NAPERVILLE	Electricity	Finance Dept 400 S Eagle Street		Naperville	IL	60540	630-420-6059	215171-121864	\$1,113.30
ODI	CITY OF NAPERVILLE	Electricity	Finance Dept 400 S Eagle Street		Naperville	IL	60540	630-420-6059	282023-133920	\$684.04
ODI	CITY OF PARK RIDGE	Water / Sewer	505 Butler Place		Park Ridge	IL	60068	847-318-5223	5108036032	\$150.03
ODI	CITY OF ROLLING MEADOWS	Water / Sewer	3600 Kirchoff Rd		Rolling Meadows	IL	60008	847-3948500	5506265	\$256.91
ODI	CITY OF ROYAL OAK	Water / Sewer	P.O. Box 64		Royal Oak	MI	48068-0064	248-246-3160	72-99-00-011-011	\$163.96
ODI	CITY OF ST. CHARLES	Water / Sewer	2 E Main Street		St. Charles	IL	60174	630-3774426	4-53-91337-8-2-140228	\$529.69
ODI	CITY OF ST. CHARLES	Water / Sewer	2 E Main Street		St. Charles	IL	60174	630-3774426	4-53-91337-8-2-140228	\$285.52
ODI	CITY OF WHEATON	Water / Sewer	303 W Wesley St		Wheaton	IL	60187	630-260-2000	444231400	\$118.14
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	920237915	\$35.15
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	920882197	\$35.15
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	910210283	\$45.99
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	928069444	\$34.45
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	961720718	\$37.89
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	908029840	\$40.57
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	910210294	\$45.99
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	926938133	\$39.49
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	920882739	\$35.12
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	8771 20 045 0264268	\$89.58
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	927936916	\$43.28
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	Not provided	\$55.29
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	910210696	\$40.57
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	907258554	\$34.67
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	910210297	\$45.99
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	925845367	\$40.57
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	907275886	\$34.64
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	910210303	\$45.99
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	960677176	\$37.89
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	912160284	\$45.99
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	Customer ID 1588695020	\$46.80
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	920237912	\$67.08
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	920237912	\$49.76
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	928290393	\$47.59
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	920659227	\$35.15
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	928069542	\$43.28
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	923596047	\$40.57
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	920237937	\$40.57
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	908371311	\$40.53
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	910089408	\$43.28
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	907275313	\$34.64
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	907290920	\$34.65
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	8771 20 047 0833951	\$51.86
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	961720493	\$37.89
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	960779930	\$57.48
ODI	COMCAST CABLE	Internet	One Comcast Center	1701 JFK Blvd	Philadelphia	PA	19103	800-391-3000	917655778	\$67.68

Debtor	Vendor	Type	Address	Address 2	City	State	Zipcode	Phone	Account	Suggested
								Number	Numbers	Deposit
ODI	COMMONWEALTH EDISON	Electricity	ComEd Customer Care Center	PO Box 805379	Chicago	IL	60680-5379	877-4266331	8361747059	\$11.84
ODI	CONSTELLATION, GAS DIVISIO	Gas	1310 Point Street		Baltimore	MD	21231	844-3097092	BG-165186	\$52.08
ODI	CONSTELLATION, GAS DIVISIO	Gas	1310 Point Street		Baltimore	MD	21231	844-3097092	BG-165186	\$2,133.45
ODI	CONSTELLATION, GAS DIVISIO	Gas	1310 Point Street		Baltimore	MD	21231	844-3097092	BG-165186	\$601.74
ODI	CONSUMERS ENERGY	Electricity	One Energy Plaza		Jackson	MI	49201	800-477-5050	103037042795	\$67.75
ODI	CONSUMERS ENERGY	Electricity	One Energy Plaza		Jackson	MI	49201	800-477-5050	100038057350	\$129.02
ODI	CONSUMERS ENERGY	Electricity	One Energy Plaza		Jackson	MI	49201	800-477-5050	103037048461	\$62.43
ODI	COX COMMUNICATIONS	Internet	6205-B Peachtree Dunwoody Rd NE		Atlanta	GA	30328	757-369-6500	001 5410 129965901	\$73.18
ODI	DTE ENERGY-ROYAL OAK	Electricity	One Energy Plaza		Detroit	MI	48226	855-383-4249	9100 289 16930	\$860.49
ODI	DTE ENERGY-TROY	Electricity	One Energy Plaza		Detroit	MI	48226	800-477-4747	910028916625	\$796.04
ODI	DTE ENERGY-TROY	Electricity	One Energy Plaza		Detroit	MI	48226	800-477-4747	910028916757	\$720.19
ODI	DUPAGE COUNTY PUBLIC WORKS	Water / Sewer	7900 IL - 53		Woodridge	IL	60517	855-748-8523	11507804	\$45.60
ODI	DUPAGE COUNTY PUBLIC WORKS	Water / Sewer	7900 IL - 53		Woodridge	IL	60517	855-748-8523	15520672	\$33.70
ODI	FLOOD BROTHERS DISPOSAL	Garbage	17 W 609 14th Street		Oakbrook Terrace	IL	60181	630-261-0400	01-0108409 2	\$125.61
ODI	FLOOD BROTHERS DISPOSAL	Garbage	17 W 609 14th Street		Oakbrook Terrace	IL	60181	630-261-0400	01-0118935 5	\$68.74
ODI	FLOOD BROTHERS DISPOSAL	Garbage	17 W 609 14th Street		Oakbrook Terrace	IL	60181	630-261-0400	01-0174728 5	\$103.67
ODI	FLOOD BROTHERS DISPOSAL	Garbage	17 W 609 14th Street		Oakbrook Terrace	IL	60181	630-261-0400	01-0174726 9	\$246.45
ODI	FLOOD BROTHERS DISPOSAL	Garbage	17 W 609 14th Street		Oakbrook Terrace	IL	60181	630-261-0400	01-0104088 9	\$156.06
ODI	FLOOD BROTHERS DISPOSAL	Garbage	17 W 609 14th Street		Oakbrook Terrace	IL	60181	630-261-0400	01-0174291 4	\$98.48
ODI	FLOOD BROTHERS DISPOSAL	Garbage	17 W 609 14th Street		Oakbrook Terrace	IL	60181	630-261-0400	01-0107795 6	\$51.79
ODI	FLOOD BROTHERS DISPOSAL	Garbage	17 W 609 14th Street		Oakbrook Terrace	IL	60181	630-261-0400	01-0107795 6	\$1,493.16
ODI	FLOOD BROTHERS DISPOSAL	Garbage	17 W 609 14th Street		Oakbrook Terrace	IL	60181	630-261-0400	01-0107795 6	\$42.54
ODI	FLOOD BROTHERS DISPOSAL	Garbage	17 W 609 14th Street		Oakbrook Terrace	IL	60181	630-261-0400	01-0107794 9	\$73.90
ODI	FLOOD BROTHERS DISPOSAL	Garbage	17 W 609 14th Street		Oakbrook Terrace	IL	60181	630-261-0400	01-0117659 2	\$207.80
ODI	FLOOD BROTHERS DISPOSAL	Garbage	17 W 609 14th Street		Oakbrook Terrace	IL	60181	630-261-0400	01-0109410 0	\$76.28
ODI	FLOOD BROTHERS DISPOSAL	Garbage	17 W 609 14th Street		Oakbrook Terrace	IL	60181	630-261-0400	01-0174284 9	\$60.65
ODI	FLOOD BROTHERS DISPOSAL	Garbage	17 W 609 14th Street		Oakbrook Terrace	IL	60181	630-261-0400	01-0109408 4	\$94.29
ODI	FOX METRO WATER RECLAMATIO	Water / Sewer	682 State Route 31		Oswego	IL	60543	630-3016881	N02-3385	\$23,270.14
ODI	FOX METRO WATER RECLAMATIO	Water / Sewer	682 State Route 31		Oswego	IL	60543	630-3016881	N02-3385	\$12.66
ODI	GFL	Garbage	23220 S 104th Ave		Frankfor	IL	60423	262-6790860	P2-1337	\$136.81
ODI	GFL	Garbage	23220 S 104th Ave		Frankfor	IL	60423	262-6790860	P2-5054	\$112.36
ODI	GFL	Garbage	23220 S 104th Ave		Frankfor	IL	60423	262-6790860	P2-1108	\$119.39
ODI	GFL	Garbage	23220 S 104th Ave		Frankfor	IL	60423	800-647-9946	1645819	\$288.29
ODI	GFL	Garbage	23220 S 104th Ave		Frankfor	IL	60423	262-6790860	U8-736761	\$118.39
ODI	GRECO REGGI DEVELOPMENT	Garbage	1307 Schiferl Rd		Bartlett	IL	60103	630-816-3675	2879-147	\$98.20
ODI	GROOT INDUSTRIES, INC.	Garbage	2500 Landmeier Rd		Elk Grove Village	IL	60007	847-4297370	3107-44820	\$75.62
ODI	GROOT INDUSTRIES, INC.	Garbage	2500 Landmeier Rd		Elk Grove Village	IL	60007	630-8929294	3106-471177	\$222.87
ODI	GROOT INDUSTRIES, INC.	Garbage	2500 Landmeier Rd		Elk Grove Village	IL	60007	630-8929294	3106-9319	\$110.27
ODI	GROOT INDUSTRIES, INC.	Garbage	2500 Landmeier Rd		Elk Grove Village	IL	60007	630-5875673	3102-499537	\$84.16
ODI	GROOT INDUSTRIES, INC.	Garbage	2500 Landmeier Rd		Elk Grove Village	IL	60007	847-734-6400	3092-441406	\$94.67
ODI	GROOT INDUSTRIES, INC.	Garbage	2500 Landmeier Rd		Elk Grove Village	IL	60007	847-429-7370	3107-29094	\$78.93
ODI	HIGHLAND MGMT. ASSOC., INC	Water / Sewer	1 East 22nd St	Suite 201	Lombard	IL	60148	630-6911122	Unit 3-107-CU	\$378.98
ODI	HOMEWOOD DISPOSAL SERVICE,	Garbage	1501 175th St		Homewood	IL	60430	815-9321115	20-2538096	\$154.74
ODI	HOMEWOOD DISPOSAL SERVICE,	Garbage	1501 175th St		Homewood	IL	60430	815-9321115	20-2281754	\$126.27
ODI	HOMEWOOD DISPOSAL SERVICE,	Garbage	1501 175th St		Homewood	IL	60430	815-9321115	Not provided	\$110.36
ODI	ILLINOIS-AMERICAN WATER	Water / Sewer	1 Water St		Camden	NJ	08102	800-4222782	1025-210000519646	\$197.88
ODI	ILLINOIS-AMERICAN WATER	Water / Sewer	1 Water St		Camden	NJ	08102	800-4222782	1025-220019179865	\$413.35
ODI	ILLINOIS-AMERICAN WATER	Water / Sewer	1 Water St		Camden	NJ	08102	800-4222782	1025-220019104502	\$237.95
ODI	ILLINOIS-AMERICAN WATER	Water / Sewer	1 Water St		Camden	NJ	08102	800-4222782	1017-210013675894	\$6.24
ODI	LAKESHORE WASTE SERVICES L	Garbage	5500 Pearl St Suite 300		Rosemont	IL	60018	773-6858811	50451.1	\$56.79
ODI	LAKESHORE WASTE SERVICES L	Garbage	5500 Pearl St Suite 300		Rosemont	IL	60018	773-6858811	6572	\$119.41
ODI	LGF CAPITAL, LLC.	Water / Sewer	248 Foster Dr		Oswego	IL	60543		No account provided	\$77.22
ODI	MERIDIAN WASTE	Garbage	5925 Carnegie Blvd	Suite 370	Charlotte	NC	28209	636-566-8367	01-1226532-7	\$82.75
ODI	MERIDIAN WASTE	Garbage	5925 Carnegie Blvd	Suite 370	Charlotte	NC	28209	636-566-8367	No account number located	\$11.03
ODI	MERIDIAN WASTE	Garbage	5925 Carnegie Blvd	Suite 370	Charlotte	NC	28209	636-566-8367	01-1226534-3	\$78.40

Debtor	Vendor	Type	Address	Address 2	City	State	Zipcode	Phone	Account	Suggested
								Number	Numbers	Deposit
ODI	MERIDIAN WASTE	Garbage	5925 Carnegie Blvd	Suite 370	Charlotte	NC	28209	636-566-8367	No account number located	\$10.42
ODI	MERIDIAN WASTE	Garbage	5925 Carnegie Blvd	Suite 370	Charlotte	NC	28209	636-566-8367	01-1226531-9	\$120.06
ODI	METROPOLITAN ST. LOUIS SEW	Water / Sewer	2350 Market St, Walnut PL		St. Louis	MO	63103	866-2815737	1200760-5	\$150.16
ODI	METROPOLITAN ST. LOUIS SEW	Water / Sewer	2350 Market St, Walnut PL		St. Louis	MO	63103	866-2815737	0387302-3	\$124.59
ODI	METROPOLITAN ST. LOUIS SEW	Water / Sewer	2350 Market St, Walnut PL		St. Louis	MO	63103	866-2815737	0210173-1	\$143.68
ODI	MICROMONT HOLDINGS 8 LLC	Water / Sewer	8140 Walnut Hill Lane	Suite 420	Dallas	TX	75231	214-4203960	C00000088	\$35.22
ODI	MISSOURI-AMERICAN WATER	Water / Sewer	PO Box 2798		Camden	NJ	08101	866-4300820	1017-210009603340	\$183.76
ODI	MISSOURI-AMERICAN WATER	Water / Sewer	PO Box 2798		Camden	NJ	08101	866-4300820	1017-210014485889	\$122.09
ODI	MISSOURI-AMERICAN WATER	Water / Sewer	PO Box 2798		Camden	NJ	08101	866-4300820	1017-210013675894	\$92.44
ODI	MITEL POWERING CONNECTIONS	Telephone	6500 River Place blvd, Bldg 4	Suite 200	Austin	TX	78730	888-322-3822	25012	\$974.72
ODI	NAPERVILLE ASSOCIATES L.L.	Water / Sewer	3201 Old Glenview Rd	Suite 235	Wilmette	IL	60091	847-2568800	Paid with rent check	\$210.74
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	69-73-07-0000 7	\$91.22
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	96-15-15-1000 3	\$63.21
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	25-43-10-1000 5	\$142.83
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	45-99-04-5189 5	\$86.63
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	66-35-10-2000 4	\$110.94
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	32-21-07-6855 5	\$390.73
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	91-91-87-1327 1	\$253.49
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	79-44-74-1000 6	\$120.57
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	30-23-24-0000 9	\$122.39
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	36-07-98-3352 5	\$67.32
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	62-44-19-3107 8	\$363.15
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	64-64-94-2702 4	\$414.74
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	04-27-40-2000 9	\$73.33
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	30-61-25-1000 5	\$86.86
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	76-31-41-6617 4	\$81.13
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	47-50-30-6043 7	\$57.25
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	48-77-50-1000 1	\$253.04
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	33-11-63-2716 5	\$113.21
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	67-36-30-1000 9	\$376.16
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	12-01-75-1000 4	\$54.43
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	40-91-67-7421 5	\$78.26
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	46-06-20-1000 7	\$73.02
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	47-52-95-0000 2	\$161.24
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	13-60-54-0000 4	\$87.90
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	58-41-67-3464 6	\$79.07
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	02-08-57-2043 7	\$231.44
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	20-13-86-8869 0	\$96.22
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	51-48-87-0000 9	\$65.26
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	13-60-54-0000 4	\$77.42
ODI	NICOR - ALL	Gas	c/o Customer Select Program 5W P.O.Box 190		Aurora	Illinois	60507-0190	1-888-642-6748	09-84-19-0155 7	\$323.96
ODI	NIPSCO	Gas & Electricity	801 E. 86th Ave		Merrillville	IN	46410	800-464-7726	659-184-007-9	\$126.73
ODI	NIPSCO	Gas & Electricity	801 E. 86th Ave		Merrillville	IN	46410	800-4647726	659-184-007-9	\$950.40
ODI	NORTH SHORE GAS	Gas	130 E Randolph #300		Chicago	IL	60601	866-5566004	0610098482-00001	\$115.35
ODI	NORTH SHORE SANITARY DISTR	Garbage	14770 W. WM. Koepsel Drive		Gurnee	IL	60031	847-623-6060	40337647-227893	\$68.17
ODI	PLYMOUTH INDUSTRIAL CENTER	Water / Sewer	12809 Premier Center Court		Plymouth	MI	48170	734-455-8333	no account provided	\$180.56
ODI	PUBLIC WATER SUPPLY DIST#2	Water / Sewer	100 North Main St		O'Fallon	MO	63366	636-3795488	055-00991-00	\$192.59
ODI	RAY'S TRASH SERVICE INC.	Garbage	Drawer I		Clayton	IN	46118	317-5392024	340409	\$26.11
ODI	REPUBLIC SERVICES	Garbage	PO Box 9001154		Louisville	KY	40290	773-5793600	3-0710-0080730	\$110.70
ODI	REPUBLIC SERVICES	Garbage	18500 N Allied Way		Phoenix	AZ	85054	636-9475959	3-0346-0451457	\$163.93
ODI	REPUBLIC SERVICES	Garbage	18500 N Allied Way		Phoenix	AZ	85054	636-9475959	3-0346-0428615	\$247.31
ODI	REPUBLIC SERVICES	Garbage	18500 N Allied Way		Phoenix	AZ	85054	708-3858252	3-0721-0228823	\$130.35
ODI	RING CENTRAL INC	Telephone	20 Davis Drive		Belmont	CA	94002	1-888-8984591	Customer ID 1588695020	\$18.84
ODI	RING CENTRAL INC	Telephone	20 Davis Drive		Belmont	CA	94002	1-888-8984591	Customer ID 1588695020	\$18.85
ODI	RING CENTRAL INC	Telephone	20 Davis Drive		Belmont	CA	94002	1-888-8984591	Customer ID 1588695020	\$18.83

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
Eastern Division

In Re:	)	Case Number: 24-05385
)	
Oberweis Dairy, Inc., et al.,	)	Chapter: 11
	)	Honorable David D. Cleary
)	
Debtor(s))	

**ORDER GRANTING MOTION TO AUTHORIZE PAYMENT OF DEPOSITS
AS ADEQUATE ASSURANCE OF PAYMENT FOR UTILITY SERVICES**

THIS CAUSE coming to be heard on the motion of Oberweis Dairy, Inc.; The Oberweis Group, Inc.; North Aurora Ice Cream, LLC; TOGI RE I, LLC; Third Millennium Real Estate L.L.C.; and TOGI Brands, LLC (the “Debtors”), pursuant to 11 U.S.C. § 366, for an order authorizing the Debtors, upon request, to provide adequate assurance of payment for utility services in the form of the Utility Deposits (as defined below), and prohibiting the respective providers of such services to the Debtors (each a “Utility Company,” and together, the “Utility Companies”) from discontinuing service unless certain conditions are met (the “Motion”); the Court having reviewed the Motion and having determined that cause exists to grant the relief requested therein; and the Court having jurisdiction and the subject matter of the Motion;

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

1. The Motion is granted to the extent provided herein.
2. Absent any further order of the Court to the contrary, each of the Utility Companies providing service to the Debtors, including but not limited to the list of Utility Companies set forth in Exhibit A attached hereto and made a part hereof, shall not alter, refuse, or discontinue service to, or discriminate against, the Debtors solely on the basis of the commencement of either or both of the chapter 11 cases or on account of any unpaid invoice for service provided prior to the petition date, unless:
 - a. the Debtors fail to make their monthly payments for the applicable Utility Company’s services utilized after the petition date (a “Default”);
 - b. the applicable Utility Company gives written notice of said Default (i) to the Debtors, c/o Adam Kraber, 951 Ice Cream Dr, North Aurora, IL 60542, (ii) to the Debtors’ counsel, Howard L. Adelman, Esq., Adelman & Gettleman, Ltd., 53 West Jackson Blvd., Suite 1050, Chicago, Illinois 60604, and (iii) counsel to the committee of general unsecured creditors if appointed (the “Notice”); and
 - c. the Debtors subsequently fail to cure said Default within ten business (10) days after receipt of the Notice.
3. In the event of a Default, the applicable Utility Company may, without further action of the Court, alter, refuse, or discontinue service only in the event the Utility Company serves the Notice of the Default and the Debtors fail to timely cure thereafter.

4. Subject to any order of this Court authorizing the Debtors' use of debtor-in-possession financing or cash collateral, the Debtors are hereby authorized, within ten (10) days of receipt of a request in writing by a Utility Company, to pay to each requesting Utility Company a cash deposit approximately equal to one-half (1/2) the average monthly invoice or bill the Debtor received from such Utility Company as calculated over a twelve (12) month period prior to the petition date (each a "Utility Deposit," and together, the "Utility Deposits"), as specifically set forth in Exhibit A hereto.

5. Absent further notice, hearing and order of the Court in accordance with 11 U.S.C. § 366(c)(3) (A), each of the Debtors' Utility Deposits shall be deemed to constitute adequate assurance of payment under 11 U.S.C. § 366(b) and (c) with respect to the Utility Companies.

6. In the event a Utility Company applies any prepetition utility deposit(s) to any amount(s) owed by the Debtors as of the petition date, the Utility Company is hereby prohibited from seeking an additional Utility Deposit or further assurance of future payment.

7. The Utility Companies are prohibited from applying the Utility Deposits or any portion thereof to any amount(s) owed by the Debtors as of the petition date.

8. Nothing contained in the Motion or this order shall be deemed to grant administrative-expense priority treatment to any claim that may be asserted by or on behalf of any Utility Company for any amount that is not an actual and necessary cost or expense of preserving the applicable Debtor's estate.

9. The Debtors shall serve a copy of this order via U.S. Mail upon each of the Utility Companies listed on Exhibit A hereto and file proof thereof with the Court.

10. If an additional Utility Company or account number not currently appearing on Exhibit A is identified by the Debtors, the Debtors shall file with the Court a supplement to Exhibit A adding the names of such additional Utility Company or account number, and upon serving a copy of this order upon such additional Utility Company, the terms of this order will be deemed to apply to such additional Utility Company or account number, unless modified by the Court after notice and a hearing.

11. Neither the inclusion of, nor the failure to specify, any Utility Company by name in the Motion or this order shall be deemed an admission by the Debtors that such entity is, or is not, as the case may be, a utility within the meaning of 11 U.S.C. § 366, and the Debtors shall be deemed to have reserved all of their rights with respect thereto.

12. Upon a Debtor's termination of a Utility Service, the Utility Company must apply the entire Utility Deposit to the final amount due for postpetition service only before returning any excess amounts to the Debtor or sending a final bill if the Utility Deposit did not cover the total amount due.

Enter:

Dated:

United States Bankruptcy Judge

Prepared by:

HOWARD L. ADELMAN, ESQ. (ARDC# 0015458)

ADAM P. SILVERMAN, ESQ. (ARDC #6256676)

ALEXANDER F. BROUGHAM, ESQ. (ARDC #6301515)

Form G5 (20240101_bko)

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Proposed Counsel for the Debtors and Debtors in Possession