

**UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION
www.flmb.uscourts.gov**

In re:

LEGACY POOLS, LLC

**CASE NO.: 6:22-bk-03123-LVV
CHAPTER 11**

Subchapter V Election

Debtor.

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**NOTICE OF FILING FIRST MODIFICATION TO
PLAN OF REORGANIZATION FOR LEGACY POOLS, LLC**

LEGACY POOLS, LLC, (the “Debtor”) hereby gives notice of filing:

1. FIRST MODIFICATION TO PLAN OF REORGANIZATION FOR LEGACY POOLS, LLC (Doc. No. 32).

RESPECTFULLY SUBMITTED this 8th day of November, 2022.

/s/ Daniel A. Velasquez

Daniel A. Velasquez, Esq.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the NOTICE OF FILING FIRST MODIFICATION TO PLAN OF REORGANIZATION has been furnished either electronically and/or by U.S. First Class, postage prepaid mail to: **Legacy Pools, LLC, 727 North Drive, Suite L, Melbourne, Florida 32934**; all parties entitled to receive electronic noticing via CM/ECF; SCP Distributors, c/o Scott Cheatham, Adams and Reese, LLP, 701 Poydras Street, Suite 4500, New Orleans, LA 70139, scott.cheatham@arlaw.com; **Trustee, Robert Altman**, PO Box 922, Palatka, Florida 32178-0922, robertaltman@bellsouth.net; and the **U.S. Trustee, Attn: Bryan Buenaventura, Esq.**, 400 W. Washington Street, Suite 1100, Orlando, Florida 32801, bryan.buenaventura@usdoj.gov (ii) and to all creditors and parties in interest as shown on the Local Rule 1007-2 Parties in Interest List as listed on the mailing matrix attached hereto, this 8th day of November 2022.

/s/ Daniel A. Velasquez

Daniel A. Velasquez, Esq.

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**FIRST MODIFICATION TO PLAN OF REORGANIZATION
FOR LEGACY POOLS, LLC**

COUNSEL FOR DEBTOR

DANIEL A. VELASQUEZ, ESQ.
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201 S. ORANGE AVE., SUITE 1400
ORLANDO, FLORIDA 32801

November 8, 2022

UNITED STATES BANKRUPTCY COURT
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**FIRST MODIFICATION TO PLAN OF REORGANIZATION
FOR LEGACY POOLS, LLC**

LEGACY POOLS, LLC (the “Debtor”), by and through its undersigned counsel, and pursuant to 11 U.S.C. § 1193(a), files the following modification to the Debtor’s Plan of Reorganization (Doc. No. 32) (the “Plan”). All terms of the Plan not altered by the modifications herein shall remain as set forth in the Plan. The modifications specified herein will be incorporated into a Final Plan of Reorganization prior to confirmation.

ARTICLE I – DEFINITIONS

Article I, Subparagraph 26 shall include the following defined term and all subsequent definitions shall be renumbered to accommodate the following addition:

26. **Construction Trust** shall mean the trust created and described in Article VI, Section D of the Plan.

ARTICLE IV – TREATMENT OF IMPAIRED CLASSES

Article V, Section B, Subparagraph 2, Class 13(a) shall be added to the Plan as follows:

1. Class 13(a) – Allowed Unsecured Claim of SCP Distributors (Invoice Trade Creditor).

Class 13(a) consists of the Allowed Unsecured Claim of SCP Distributors (“SCP”) in the amount of \$24,402.11 (Claim #22-1). The Class 13(a) Claim arises by virtue of Debtor’s business

relationship with SCP, pursuant to which SCP supplies Debtor with parts and equipment necessary to complete in-ground pool construction projects. In full satisfaction of its Class 13(a) Allowed Unsecured Claim, SCP shall receive six (6) equal monthly payments of \$4,067.02. Distributions on account of the Class 13(a) Claim shall commence on the 30th day following the Effective Date and shall continue on a monthly basis thereafter until the Class 13(a) Claim is satisfied in full. In connection with the treatment provided for the Class 13(a) Claim, SCP will continue to fulfill orders placed by the Debtor after the Petition Date on mutually agreeable terms reached between SCP and the Debtor. Class 13(a) is Impaired.

<End of Class 13(a)>

ARTICLE VI – MEANS OF IMPLEMENTATION.

The following sentence is added to the end of the final paragraph of Article VI, Section D:

“Those parties who have executed an addendum to their respective construction agreement with the Debtor and who have deposited their Inflation Adjustment into the Construction Trust Account prior to entry of the Confirmation Order shall receive the designation of Construction Trust Beneficiary and shall be subject to the terms and provisions governing the Construction Trust.”