

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF MARYLAND  
(Baltimore Division)**

In re:

Diamond Comic Distributors, Inc., et al.,

Debtors.<sup>1</sup>

Case No. 25-10308 (DER)

Chapter 7

(Jointly Administered)

**TRUSTEE’S MOTION TO DEFER RULING ON APPLICATION TO EMPLOY  
STEARNS, WEAVER, MILLER, WEISSLER, ALHADEFF & SITTERSON, P.A.  
TO PERMIT FILING OF APPLICATION TO EMPLOY REPLACEMENT COUNSEL**

Morgan W. Fisher, the Chapter 7 Trustee (the “Trustee”), by and through undersigned counsel, respectfully moves this Court to defer ruling on the Trustee’s Application for Authority to Employ Stearns, Weaver, Miller, Weissler, Alhadeff & Sitterson, P.A. as Bankruptcy Counsel to the Trustee [ECF #1145] (the “Stearns Weaver Application”), to afford the Trustee a reasonable opportunity to identify and retain replacement counsel and to file an application to employ such replacement counsel with this Court. In support thereof, the Trustee states as follows:

**Background**

1. On February 5, 2026, the Trustee filed the Stearns Weaver Application, seeking authority to employ Stearns, Weaver, Miller, Weissler, Alhadeff & Sitterson, P.A. (“Stearns Weaver”) as general bankruptcy counsel pursuant to 11 U.S.C. § 327(a) and Fed. R. Bankr. P. 2014(a).

2. Since the filing of the Stearns Weaver Application, circumstances have arisen that have caused Stearns Weaver to seek to withdraw as proposed bankruptcy counsel to the Trustee.

3. The Trustee is actively engaged in identifying and retaining qualified replacement counsel and special litigation counsel with the experience and resources necessary to serve as counsel in these complex chapter 7 cases.

4. Upon identifying and engaging replacement counsel, the Trustee intends to file, as promptly as practicable, applications to employ such replacement counsel pursuant to 11 U.S.C. § 327(a) and Fed. R. Bankr. P. 2014(a). At that time, the Trustee will be comfortable in withdrawing the Stearns Weaver Application.

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<sup>1</sup> The Debtors in these chapter 7 cases along with the last four digits of the Debtors’ federal tax identification numbers are: Diamond Comic Distributors, Inc. (3450); Comic Holdings, Inc. (7457); Comic Exporters, Inc. (7458); and Diamond Select Toys & Collectibles, LLC (6585).

**Relief Requested**

5. The Trustee anticipates identifying replacement counsel and filing an application to employ such replacement counsel with this Court promptly, but in no event more than thirty days from this motion.

6. A brief deferral will not prejudice any party in interest. The administration of these chapter 7 estates continues under the Trustee's oversight.

7. Considering the complexity of these jointly administered chapter 7 cases—including thirty-two pending adversary proceedings, and other estate assets (including avoidance actions), the prompt retention of qualified replacement counsel is critical to the efficient administration of the estates. A brief deferral serves the interests of the estates and all creditors and protects the Trustee's and estate's interests.

**Statement Pursuant to Local Bankruptcy Rule 9013-2**

8. Pursuant to Rule 9013-2 of the Local Bankruptcy Rules of the United States Bankruptcy Court for the District of Maryland, the Trustee states that, in lieu of submitting a memorandum in support of this Motion, he will rely solely upon the grounds and authorities set forth herein.

WHEREFORE, the Trustee respectfully requests that this Court: (A) defer ruling on the Stearns Weaver Application pending the filing of an application to employ replacement general bankruptcy counsel; and (B) grant such other and further relief as is just and appropriate under the circumstances.

DATED: March 15, 2026

Respectfully Submitted,

*/s/ Morgan W. Fisher*  
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*Chapter 7 Trustee*

## CERTIFICATE OF SERVICE

I hereby certify that on March 15, 2026, I reviewed the Court's CM/ECF system and it reports that an electronic copy of the forgoing Motion to Defer Ruling will be served electronically by the Court's CM/ECF system on the following:

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