

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MAINE

	)	
In re	)	Chapter 11
	)	Case No. 13-10670
MONTREAL MAINE & ATLANTIC	)	
RAILWAY, LTD.	)	
	)	
Debtor.	)	

**SECOND INTERIM ORDER AUTHORIZING THE CONTINUED  
USE OF PRE-PETITION BANK ACCOUNTS AND BUSINESS FORMS**

Upon consideration of the Motion for Authorization to Use Pre-Petition Bank Accounts and Business Forms [D.E. 7] (the “**Motion**”), Montreal, Maine & Atlantic Railway Ltd. (“**MMA**” or “**Debtor**”), debtor in the above captioned case, the United States Trustee having appointed, Robert J. Keach as the chapter 11 trustee (the “Trustee”) in the above-captioned chapter 11 case of MMA, and it appearing that due and proper notice of the Motion has been given, and that no other or further notice need be given; the Court having conducted an initial hearing on the Motion on August 8, 2013 and having entered an order granting the motion on an interim basis [D.E. 42], the Court having conducted a further hearing on the Motion on August 22, 2013 (the “Hearing”) and the Trustee having adopted the request for relief set contained in the Motion on an interim basis; and after due deliberation and sufficient cause appearing therefore and after such hearing as was necessary being held, it is hereby **ORDERED, ADJUDGED, and DECREED** as follows:

- A. The Motion is **GRANTED** on an interim basis through close of business on September 4, 2013.
- B. The Trustee is authorized, but not directed, in the reasonable exercise of his business judgment, to: (a) designate, maintain and continue to use, with the same account

numbers, the bank accounts in existence at TD Bank, Bank of American, Bangor Savings Bank, and the Canadian Imperial Bank of Commerce on the date of the filing of the Debtor's chapter 11 petition (collectively, the "**Bank Accounts**"). No officer, director, employee, or agent of the Debtor may cause any disbursement from the Bank Accounts (or any of them) without the consent of the Trustee or his designee.

C. The Trustee is authorized to continue use of the Debtor's existing checks and business forms provided that he affixes a stamp designating the Trustee's status as "Chapter 11 Trustee for MMA, as the Debtor, Chapter 11 Case No. 13-10670 (D. Me.)" on such checks and business forms.

D. The Trustee is authorized to make disbursements from the Bank Accounts to the extent consistent with the Debtor's existing cash management practices or other orders of this Court.

E. TD Bank, Bank of American, Bangor Savings Bank, and the Canadian Imperial Bank of Commerce are hereby authorized to continue to service and administer all such accounts as accounts, without interruption and in the usual and ordinary course, and to receive, process, honor and pay any and all checks and drafts drawn on, or electronic transfer requests made on, said account by the holders or makers thereof, as the case may be.

F. Nothing contained herein shall prevent the Trustee from opening any new bank accounts or closing any of the Bank Accounts as it may deem necessary and appropriate; *provided, however*, that (i) any new account shall be with a bank that is on the U.S. Trustee's Authorized Depository list for the District of Maine; (ii) any new account will be opened and maintained in accordance with the U.S. Trustee's guidelines; and (iii) the Trustee shall disclose

any new accounts to the U.S. Trustee in writing within forty-eight (48) hours of opening any new account.

G. This Court shall retain jurisdiction to hear and determine all matters arising from the implementation of this Order.

Dated: August \_\_\_\_, 2013

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Honorable Louis H. Kornreich  
United States Bankruptcy Judge