

**UNITED STATES BANKRUPTCY APPELLATE PANEL
FOR THE FIRST CIRCUIT**

BAP NO. EB 14-038

Bankruptcy Case No. 13-10670-LHK

**MONTREAL, MAINE & ATLANTIC RAILWAY, LTD.,
Debtor.**

**ROBERT J. KEACH, Chapter 11 Trustee,
Appellant,**

v.

**WHEELING & LAKE ERIE RAILWAY COMPANY,
Appellee.**

ORDER REGARDING MOTION TO ENLARGE DEADLINES

Before the Panel is the July 8, 2014 Motion to Enlarge Deadlines (the “Extension Motion”), filed by the appellant, Robert J. Keach, chapter 11 trustee (the “Appellant”), seeking an enlargement of all briefing deadlines by an additional 45 days.

In the Extension Motion, the Appellant represents that: (1) the parties have negotiated a settlement which will resolve, *inter alia*, the dispute which is the subject of the above-captioned appeal; (2) the Appellant has filed with the bankruptcy court his Motion for Order Approving Compromise and Settlement with Wheeling & Lake Erie Railway Company, which motion is scheduled to be heard on July 24, 2014; (3) the appellee, Wheeling & Lake Erie Railway Company (the “Appellee”), has consented to the requested extension of the briefing deadlines.

After due consideration, it is hereby **ORDERED** that:

1. The Extension Motion is **GRANTED**. Accordingly, the Appellant's opening brief and appendix are now due **September 1, 2014**. The Appellee's brief and appendix shall be due within **14 days** after receipt of service of the Appellant's brief;
2. The Panel **RELINQUISHES** so much jurisdiction as may be necessary to permit the parties to seek bankruptcy court approval of a compromise involving the subject of this appeal; and
3. This order does not affect the briefing deadlines established in any other appeal presently pending before this Panel.

Failure of the Appellant to abide by these deadlines or to request a further extension may result in the dismissal of this appeal.

BY THE PANEL:

Dated: July 14, 2014

By: /s/ Mary P. Sharon
Mary P. Sharon, Clerk

[cc: Michael Fagone, Esq., Timothy McKeon, Esq., George Marcus, Esq.,
David Johnson, Esq., Andrew Helman, Esq., Stephen Morrell, Esq.]