

**NITED STATES BANKRUPTCY COURT  
DISTRICT OF MAINE**

In re:

MONTREAL MAINE & ATLANTIC  
RAILWAY, LTD.

Debtor.

Bk. No. 13-10670  
Chapter 11

**AMENDED ORDER GRANTING AMENDED APPLICATION FOR ORDER, PURSUANT TO  
SECTIONS 327 AND 328 OF THE BANKRUPTCY CODE,  
AUTHORIZING THE EMPLOYMENT OF KUGLER KANDESTIN, LLP AS  
SPECIAL COUNSEL FOR THE TRUSTEE**

Upon consideration of Robert J. Keach's (the "Trustee") Amended Application for Order, Pursuant to Sections 327 and 328 of the Bankruptcy Code, Authorizing the Employment of Kugler Kandestin, LLP As Special Counsel for the Trustee (the "Amended Application"), and upon consideration of the Affidavit of Gerald F. Kandestin (the "Kandestin Affidavit") and it satisfactorily appearing that attorney Gerald F. Kandestin and the firm of Kugler Kandestin, LLP ("Kugler Kandestin") do not represent or hold any interest adverse to the Debtor or the estate in the matters upon which Kugler Kandestin is to be engaged, and it satisfactorily appearing that the employment of Kugler Kandestin will be in the best interest of the Trustee and the Debtor's estate, it is hereby **ORDERED**, **ADJUDGED** and **DECREED** as follows:

1. The Amended Application is granted.
2. The Trustee be and hereby is authorized to employ Kugler Kandestin as his special counsel in all matters which require the services of such counsel on the terms set forth in the Amended Application.
3. Service of the Amended Application, the Kandestin Affidavit and proposed order

was sufficient notice to parties under the circumstances of the Case.<sup>1</sup>

4. The legal services rendered or to be rendered by Kugler Kandestin may include legal services relating to (i) all matters of Canadian law and procedure pertaining to the Case, and (ii) all matters of interest to the Trustee under the Canadian Case.

5. Kugler Kandestin shall apply to the Court for compensation for professional services rendered and reimbursement of expenses incurred in connection with the Case in accordance with the applicable provisions of the Bankruptcy Code, the Fed. R. Bankr. P., the Local Rules, the United States Trustee Guidelines for Reviewing Applications for Compensation and Reimbursement of Expenses Filed under 11 U.S.C. § 330, and any applicable orders of the Court.

6. In determining the amount of reasonable compensation to be awarded to Kugler Kandestin, the Court shall consider the nature, the extent, and the value of such services, taking into account all relevant factors including those enumerated in 11 U.S.C. § 330.

Dated: September 3, 2013



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The Honorable Louis H. Kornreich  
U. S. Bankruptcy Judge, District of Maine

SEEN AND AGREED TO:

William K. Harrington, United States Trustee

By: /s/ Stephen G. Morrell  
Stephen G. Morrell, Assistant U.S. Trustee

Robert J. Keach, Trustee

By: /s/ Michael A. Fagone  
Michael A. Fagone, Attorney for the Chapter 11 Trustee, Robert Keach

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<sup>1</sup> Capitalized terms not specifically defined herein shall have the meaning ascribed to such terms in the Amended Application.