

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MAINE

In re:

MONTREAL MAINE & ATLANTIC
RAILWAY, LTD.

Debtor.

Bk. No. 13-10670
Chapter 11

**ORDER RESOLVING OBJECTION TO
PROOF OF CLAIM FILED BY JEFFREY C. DURANT**

This matter having come before the Court on the *Objection to Proof of Claim Filed by Jeffrey C. Durant on the Basis that Such Claim is Unenforceable Against the Debtor* (the “Objection”)¹ filed by Robert J. Keach, the chapter 11 trustee (the “Trustee”) of Montreal Maine & Atlantic Railway, Ltd., in relation to Proof of Claim No. 250-1 (the “Claim”) filed by Jeffrey C. Durant; after such notice and opportunity for hearing as was required by the Bankruptcy Code, the Bankruptcy Rules, and the Local Rules, and after due deliberation and sufficient cause appearing therefore; it is hereby **ORDERED** that:

1. By agreement of the Trustee and Mr. Durant, the Objection is sustained, and Claim No. 250-1 shall be disallowed in its entirety so that any interest in the bankruptcy estate asserted by Mr. Durant may be determined exclusively through this Court’s consideration of the timely-filed *Administrative Claim Application of Jeffrey C. Durant* [D.E. 1283] (the “Admin Claim Application”), which supersedes the Claim.

2. Nothing in this Order shall prejudice any of the Trustee’s or Mr. Durant’s rights with respect to the Admin Claim Application, which rights are hereby preserved in their entireties.

¹ Capitalized terms used but not defined herein shall have the meanings ascribed to such terms in the Objection.

3. The hearing on the Admin Claim Application shall be scheduled for a time mutually agreeable as between the Trustee and Mr. Durant, or as otherwise set by the Court.

Dated: October 1, 2015

/s/ Peter G Cary

Honorable Peter G. Cary
Chief Judge, United States Bankruptcy Court

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 United States Bankruptcy Court
 District of Maine

In re:
 Montreal Maine & Atlantic Railway Ltd.
 Debtor

Case No. 13-10670-PGC
 Chapter 11

CERTIFICATE OF NOTICE

District/off: 0100-1

User: kford
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 Total Noticed: 92

Date Rcvd: Oct 01, 2015

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Oct 03, 2015.

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 aty Bernstein, Shur, Sawyer & Nelson, 100 Middle Street 6th Floor, PO Box 9729,
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 aty +Bill Kroger, Baker Botts, 910 Louisiana Street, Houston, TX 77002-4995
 aty +Blaire Cahn, Weil, Gotshal & Manges, LLP, 767 Fifth Avenue, New York, NY 10153-0119
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 aty +Craig D. Brown, Meyers & Flowers, LLC, 3 North Second Street, Suite 300,
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 P.O. Box 1060, Augusta, ME 04332-1060

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cr +Clean Harbors, 42 Lonwater Dr., Norwell, MA 02061-1612
cr Daniel Aube, 308 St-Lambert Street, Sherbrooke, QU J1C0N9, CANADA
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cr +Estates of Marie Alliance, et al, c/o Murtha Cullina LLP, 99 High Street,
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cr +Estates of Stephanie Bolduc, c/o Meyers & Flowers, LLC, 3 North Second Street, Suite 300,
St. Charles, IL 60174-1870
cr +Fred's Plumbing & Heating, Inc., 328 Main Street, Derby, VT 05829-9743
cr Frederick J. Williams, 74 Bellevue Street, Compton, QU JOB 1L0, CANADA
cr +GNP Maine Holdings, LLC, 50 Main Street, East Millinocket, ME 04430-1158
cr +General Electric Railcar Services Corporation, c/o Pierce Atwood LLP,
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intp +Irving Paper Limited, c/o Pierce Atwood LLP, Attn: Keith J. Cunningham,
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cr +Maine Department of Transportation, c/o Victoria Morales, 16 State House Station,
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cr +Maine Northern Railway Company, c/o Alan Lepene, 3900 Key Center, 127 Public Square,
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cr +Real Custeau Claimants et al, c/o Mitchell A. Troups, Esq., PO Box 350,
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cr +Robert D. Thomas, 49 Park Street, Dexter, ME 04930-1439
cr +Shell Oil Company, c/o Jessica Lewis, Molleur Law Office, 95 Main Street,
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cr +Sierra Liquidity Fund, LLC, 19772 MacArthur Blvd. # 200, Irvine, CA 92612-2405
cr +Stephen C. Currie, 17 Dodlin Road, Enfield, ME 04493-4204
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cr Trinity Industries Leasing, Inc., c/o One City Center, Portland, ME 04101
cr Trinity Industries, Inc., c/o One City Center, Portland, ME 04101
cr Trinity Rail Leasing 2012 LLC, c/o One City Center, Portland, ME 04101
cr Trinity Tank Car, Inc., c/o One City Center, Portland, ME 04101
cr Union Tank Car Company, c/o Regan M. Haines, PO Box 7320, Portland, ME 04112-7320
cr +United States of America, c/o Department of Justice, Civil Divisio, 1100 L Street, N.W.,
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aty E-mail/Text: mhenderson@verrilldana.com Oct 01 2015 20:29:26 Verrill Dana LLP,
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cr E-mail/Text: bankruptcy@bangor.com Oct 01 2015 20:29:31 Bangor Savings Bank, P.O.Box 930,
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cr +E-mail/Text: ckimball@rudmanwinchell.com Oct 01 2015 20:29:47
Center Beam Flat Car Company, Inc., c/o Curtis Kimball, Esq., P.O. Box 1401,
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TOTAL: 5

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****

cr DPTS Marketing, LLC
cr Dakota Petroleum Transport Solutions, LLC
cr Estate of Jefferson Troester
intp Wrongful Death, Personal Injury, Business, Propert

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I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Oct 03, 2015

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on October 1, 2015 at the address(es) listed below:

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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

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