

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MAINE

In re:)
)
Montreal Maine & Atlantic Railway Ltd.,) Case No. 13-10670
)
Debtor.)

**SCHEDULING ORDER AS TO WHEELING & LAKE ERIE RAILWAY COMPANY'S
MOTION TO ENFORCE CASH COLLATERAL ORDERS**

Having conducted a preliminary hearing on Wheeling & Lake Erie Railway Company's ("Wheeling") Motion to Enforce Cash Collateral Orders (the "Enforcement Motion") [D.E. # 603] on March 13, 2014, the Court hereby enters the following scheduling order regarding further proceedings in this contested matter:

1. A final evidentiary hearing (the "Final Hearing") shall be held on the Enforcement Motion on May 7, 2014, at 10:00 a.m. at the United States Bankruptcy Court in Bangor, Maine.

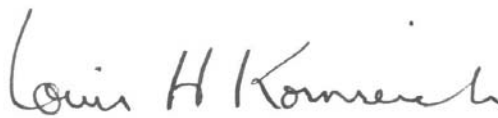
2. Prior to the Final Hearing, Wheeling and Robert J. Keach, the trustee (the "Trustee") of the Montreal Maine & Atlantic, Ltd. (the "Debtor") shall conduct Enforcement Motion-related discovery and briefing according to the following schedule:

- A. The Trustee shall submit his discovery requests to Wheeling, if any, on or before April 3, 2014;
- B. Wheeling shall respond to such requests and, subject to any objection it may make, produce all documents and data (including electronically stored information) responsive to the Trustee's discovery referenced in above in ¶ 2.A on or before April 12, 2014;
- C. Wheeling shall be entitled to conduct the deposition of Donald Gardner on a date and at a time to be determined between during the week of April 7 to April 11, 2014;

- D. The Trustee shall be entitled to conduct the deposition of Wheeling, pursuant to Fed. R. Civ. P. 30(b)(6), on a date and at a time between April 18 and April 25, 2014;
- E. Should any party object to a discovery request and/or the responses to a discovery request (including a notice of deposition), the parties shall attempt to resolve such objection without intervention by the Court. If they are unable to do so, the Court shall schedule a telephonic discovery conference upon request of a party; and
- F. The parties shall submit supplemental briefs on or before April 30, 2014. The parties shall also submit lists of witnesses and exhibits for the May 7 hearing on or before April 30, 2014.

3. Should Montreal, Maine & Atlantic Canada, Co. ("MMA Canada") and/or Richter Advisory Group, Inc. (the "Monitor") desire to intervene in this contested matter, then they shall be permitted to do so; however whether or not either of MMA Canada and the Monitor file such notice of intent to intervene, both shall be bound by the terms of this Order.

Date: March 27, 2014



Hon. Louis J. Kornreich
United States Bankruptcy Judge

District/Off: 0100-1

User: kford

Date Created: 3/27/2014

Case: 13-10670

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