

RELIEF REQUESTED WITHOUT A HEARING

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MAINE**

In re:

MONTREAL MAINE & ATLANTIC
RAILWAY, LTD.,

Debtor.

Bk. No. 13-10670
Chapter 11

**SECOND CONSENT MOTION TO CONTINUE THE HEARING ON LEXINGTON
INSURANCE COMPANY'S APPLICATION FOR ALLOWANCE AND
PAYMENT OF ADMINISTRATIVE CLAIM AND TO EXTEND
RELATED DEADLINES**

Robert J. Keach, as trustee (the "Trustee") of Montreal Maine & Atlantic Railway, Ltd. (the "Debtor"), with the consent of Lexington Insurance Company ("Lexington Insurance"), hereby requests that this Court enter an Order extending certain deadlines and continuing the hearing with respect to Lexington Insurance's Application for Allowance and Payment of Administrative Claim [D.E. 1296] (the "Application"). In support of this consented-to motion, the Trustee states as follows:

1. On October 3, 2014, the Trustee filed the Trustee's Motion, Pursuant to 11 U.S.C. §§ 105(a) and 503, for an Order Establishing the Deadline for Filing Administrative Claims and Approving the Form and Manner of Notice Thereof [D.E. 1134] (the "Admin Bar Date Motion"). On October 22, 2014, the Court entered an Order granting the Admin Bar Date Motion [D.E. 1164]. Thereafter, on December 1, 2014, Lexington Insurance submitted the Application.

2. On December 19, 2014, the Trustee filed the Consent Motion to Continue the Hearing on Lexington Insurance Company's Application for Allowance and Payment of Administrative Claim and to Extend Related Deadlines [D.E. 1320] (the "First Consent Motion"), which proposed to continue the hearing on the Application from January 13, 2015 to March 10, 2015 (the "Hearing"). The First Consent Motion also proposed to extend the deadline for the Trustee to file a response or objection to the Application from December 22, 2014 to February 24, 2015 (the "Objection Deadline"), and proposed a deadline for Lexington Insurance to file a reply to any response or objection to the Application of March 3, 2015 (the "Reply Deadline"). On December 22, 2014, the Court entered an order granting the First Consent Motion [D.E. 1324].

3. Since the submission of the First Consent Motion, and the Court's entry of the Order granting the relief therein, counsel for the Trustee and Lexington Insurance have been engaged in settlement discussions in an attempt to resolve the claims set forth in the Application.

4. In light of such settlement discussions, and pursuant to Fed. R. Bankr. P. 9006(b) and D. Me. LBR 9006-1(a), counsel for the Trustee and Lexington Insurance have agreed to continue the Hearing from March 10, 2015 to May 19, 2015. The parties have also agreed to extend the Objection Deadline from February 24, 2015 to April 21, 2015, and the Reply Deadline from March 3, 2015 to May 12, 2015.

5. The Trustee and Lexington Insurance request that the Court grant this consented-to motion without a hearing pursuant to D. Me. LBR 9013-1.

WHEREFORE, the Trustee, with Lexington Insurance's consent, respectfully requests that the Court enter an Order: (a) continuing the Hearing to May 19, 2015 at 10:00 a.m. E.S.T.; (b) extending the Objection Deadline to April 21, 2015; (c) extending the Reply Deadline to May 12, 2015; and (b) granting such other and further relief as may be granted.

Dated: February 17, 2015

ROBERT J. KEACH
CHAPTER 11 TRUSTEE OF MONTREAL
MAINE & ATLANTIC RAILWAY, LTD.

By his attorneys:

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**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MAINE**

In re:

MONTREAL MAINE & ATLANTIC
RAILWAY, LTD.,

Debtor.

Bk. No. 13-10670
Chapter 11

**ORDER GRANTING THE SECOND CONSENT MOTION TO CONTINUE THE
HEARING ON LEXINGTON INSURANCE COMPANY'S APPLICATION
FOR ALLOWANCE AND PAYMENT OF ADMINISTRATIVE
CLAIM AND TO EXTEND RELATED DEADLINES**

Upon consideration of the Second Consent Motion to Continue the Hearing on Lexington Insurance Company's Application for Allowance and Payment of Administrative Claim and to Extend Related Deadlines (the "Second Consent Motion") filed by Robert J. Keach, as trustee of Montreal Maine & Atlantic Railway, Ltd., and Lexington Insurance consenting to the relief sought in the Second Consent Motion, and without a hearing pursuant to D. Me. LBR 9013-1(d)(1) and Fed. R. Bankr. P. 9006(b)(1), it is hereby **ORDERED**, **ADJUDGED** and **DECREED** as follows:¹

1. The Second Consent Motion is granted.
2. The Hearing shall take place on **May 19, 2015** at **10:00 a.m. E.S.T.**
3. The Objection Deadline is extended up to and including **April 21, 2015**.
4. The Reply Deadline is extended up to and including **May 12, 2015**.

¹ Unless otherwise indicated, all capitalized terms used but not defined herein have the same meaning as ascribed to such terms in the Second Consent Motion.

5. This Order shall become final in fourteen (14) days unless a party in interest sooner objects, in which case the matter shall be set for hearing and considered by the Court as if this Order had not been entered.

Dated:

The Honorable Louis H. Kornreich
United States Bankruptcy Judge