

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

**FIFTH CONSENT MOTION TO CONTINUE THE HEARING ON THE TRUSTEE'S
MOTIONS FOR RULE 2004 EXAMINATIONS OF SLAWSON EXPLORATION
COMPANY, INC. AND DEVLAR ENERGY MARKETING, LLC**

Robert J. Keach, as trustee (the "Trustee") of Montreal Maine & Atlantic Railway, Ltd. (the "Debtor"), hereby requests that this Court enter an Order continuing the hearing (the "Hearing") with respect to the following motions (together, the "Rule 2004 Motions"):

- *Motion for Order Compelling Slawson Exploration Company, Inc. to Appear for Rule 2004 Examination and to Produce Documents in Connection Therewith* [D.E. 1139]; and
- *Motion for Order Compelling Devlar Energy Marketing, LLC to Appear for Rule 2004 Examination and to Produce Documents in Connection Therewith* [D.E. 1143].

In further support of this consented-to motion, the Trustee states as follows:

1. On October 7, 2014, the Trustee filed the Rule 2004 Motions and scheduled a hearing thereon for November 18, 2014 (the "Hearing"). The deadline to file a response or objection to the Rule 2004 Motions was scheduled for November 4, 2014.

2. On November 4, 2014, Slawson Exploration Company, Inc. ("Slawson") and Devlar Energy Marketing, LLC ("Devlar") jointly filed their *Response in Opposition to Trustee's Motion for Rule 2004 Examination and to Produce Documents in Connection Therewith* [D.E. 1190], as well as joined in the *Joint Response and Objection to Motions for Rule 2004 Examination* [D.E. 1196].

3. On November 17, 2014, the Trustee filed the *Consent Motion to Continue the Hearing on the Trustee's Motions for Rule 2004 Examinations of Slawson Exploration Company, Inc. and Devlar Energy Marketing, LLC* [D.E. 1225] (the "Consent Motion"), which proposed to reschedule the Hearing from November 18, 2014 to December 16, 2014. On November 18, 2014, the Court entered an order granting the Consent Motion [D.E. 1228].

4. On December 12, 2014, the Trustee filed the *Second Consent Motion to Continue the Hearing on the Trustee's Motions for Rule 2004 Examinations of Slawson Exploration Company, Inc. and Devlar Energy Marketing, LLC* [D.E. 1306] (the "Second Consent Motion"), which proposed to reschedule the Hearing from December 16, 2014 to January 13, 2015. On December 15, 2014, the Court entered an order granting the Second Consent Motion [D.E. 1312].

5. On January 12, 2015, the Trustee filed the *Third Consent Motion to Continue the Hearing on the Trustee's Motions for Rule 2004 Examinations of Slawson Exploration Company, Inc. and Devlar Energy Marketing, LLC* [D.E. 1335] (the "Third Consent Motion"), which proposed to reschedule the Hearing from January 13, 2015 to February 10, 2015. On January 12, 2015, the Court entered an order granting the Third Consent Motion [D.E. 1338].

6. On February 2, 2015, the Trustee filed the *Fourth Consent Motion to Continue the Hearing on the Trustee's Motions for Rule 2004 Examinations of Slawson Exploration Company, Inc. and Devlar Energy Marketing, LLC* [D.E. 1352] (the "Fourth Consent Motion"), which proposed to reschedule the Hearing from February 10, 2015 to March 10, 2015. On February 3, 2015, the Court entered an order granting the Fourth Consent Motion [D.E. 1355].

7. Counsel for Slawson and Devlar (together, the "Requesting Parties") have requested a further rescheduling of the Hearing from March 10, 2015 to April 28, 2015. The Trustee consents to such request.

WHEREFORE, the Trustee respectfully requests that the Court enter an Order: (a) continuing the Hearing to April 28, 2015 at 10:30 a.m. E.S.T.; and (b) granting such other and further relief as may be granted.

Dated: March 9, 2015

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

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FOR THE DISTRICT OF MAINE**

In re:

MONTREAL, MAINE & ATLANTIC
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**ORDER GRANTING THE FIFTH CONSENT MOTION TO CONTINUE THE
HEARING ON THE TRUSTEE'S MOTIONS FOR RULE 2004 EXAMINATIONS
OF SLAWSON EXPLORATION COMPANY, INC. AND DEVLAR
ENERGY MARKETING, LLC**

Upon consideration of the *Fifth Consent Motion to Continue the Hearing on the Trustee's Motions for Rule 2004 Examinations of Slawson Exploration Company, Inc. and Devlar Energy Marketing, LLC* (the "Fifth Consent Motion") filed by Robert J. Keach, as trustee (the "Trustee") of Montreal Maine & Atlantic Railway, Ltd., and the Trustee and the Requesting Parties consenting to the relief sought in the Fifth 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 Fifth Consent Motion is granted.
2. The Hearing shall take place on **April 28, 2015** at **10:30 a.m. E.S.T.** at the United States Bankruptcy Court, 537 Congress Street, Portland Maine.

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

3. 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