

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

In re:

MONTREAL, MAINE & ATLANTIC
RAILWAY, LTD.,

Debtor.

Bk. No. 13-10670
Chapter 11

JOINT MOTION TO CONTINUE HEARING

Robert J. Keach, the estate representative (the “Estate Representative”) for the post-effective date estate of Montreal Maine & Atlantic Railway, Ltd. (the “MMA”), New Brunswick Southern Railway Company Limited (“NBSR”) and Maine Northern Railway Company (“MNR,” and together with NBSR, the “Irving Railroads”), hereby jointly request that this Court enter an Order continuing the preliminary hearing with respect to the *Amended Objection of Estate Representative to Proofs of Claim Filed by New Brunswick Southern Railway Company Limited and Maine Northern Railway Company on the Basis That Certain of Such Claims Are Duplicative of Others, and Such Others Are Improperly Asserted as Administrative and/or Priority Claims, in an Inaccurate Amount, and Subject to Disallowance Under Bankruptcy Code Section 502(d)* [D.E. 2313] (the “Amended Objection”). In support of this consented-to motion (the “Motion”), the Estate Representative and the Irving Railroads (together, the “Parties”) states as follows:

1. On February 22, 2017, the Court entered the *Amended Joint Pretrial Statement and Order Between the Estate Representative and New Brunswick Southern Railway Company Limited and Maine Northern Railway Company* [D.E. 2311] (the “JPO”), which set a preliminary

hearing with respect to the Amended Objection for May 23, 2017 at 9:00 a.m. (the “Hearing Date”)¹.

2. The Parties now jointly request that the Hearing Date be continued from May 23, 2017 to June 6, 2017 at 9:00 a.m.

WHEREFORE, the Parties respectfully request that this Court enter an order:
(1) Continuing the Hearing Date from May 23, 2017 to **June 6, 2017 at 9:00 a.m.**; and
(2) Granting such further relief as this Court deems necessary and appropriate.

Dated: May 16, 2017

/s/ Keith J. Cunningham

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*Counsel for New Brunswick Southern Railway
Company Limited and Maine Northern Railway
Company*

¹ Capitalized terms used but not defined herein shall have the meaning ascribed in the JPO.

Dated: May 16, 2017

ROBERT J. KEACH
**ESTATE REPRESENTATIVE OF THE POST-
EFFECTIVE DATE ESTATE OF MONTREAL,
MAINE & ATLANTIC RAILWAY, LTD.,**

By his attorneys:

/s/ Robert J. Keach, Esq. _____

Robert J. Keach, Esq.

Lindsay K. Zahradka, Esq. (admitted *pro hac vice*)

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ORDER GRANTING JOINT MOTION TO CONTINUE HEARING

Upon the *Joint Motion to Continue Hearing* (the "Motion")¹ with respect to the Amended Objection; and due and sufficient notice of the Motion having been given under the particular circumstances; and it appearing that no other or further notice need be provided; and it appearing that the relief requested in the Motion is in the best interest of estate, its creditors, its stakeholders and other parties in interest; and after due deliberation thereon; and good and sufficient cause appearing therefor, it is hereby **ORDERED**, **ADJUDGED** and **DECREED** that:

1. The Motion is granted.
2. The Hearing Date is continued to **June 6, 2017 at 9:00 a.m.**
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: _____, 2017

The Honorable Peter G. Cary
United States Bankruptcy Judge

¹ Capitalized terms not herein defined shall have the meaning ascribed to such terms in the Motion.

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CERTIFICATE OF SERVICE

I, Angela L. Stewart, being over the age of eighteen and an employee of Bernstein, Shur, Sawyer & Nelson, P.A. in Portland, Maine, hereby certify that, on May 16, 2017, I filed the *Joint Motion to Continue Hearing*, along with a *proposed form of Order*, via the Court's CM/ECF electronic filing system ("CM/ECF"), which sent notice to all parties receiving notification through CM/ECF.

Dated: May 16, 2017

/s/ Angela L. Stewart

Angela L. Stewart, Paralegal

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