

RELIEF REQUESTED WITHOUT A HEARING

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF MAINE**

In re:

**MONTREAL MAINE & ATLANTIC
RAILWAY, LTD.,**

Debtor.

Chapter 11

Case No. 13-10670-LHK

**SECOND CONSENTED TO MOTION TO EXTEND TIME TO OBJECT TO DEBTOR'S
MOTION FOR ENTRY OF AN ORDER APPROVING THE
DEBTOR'S REJECTION OF CERTAIN LEASES**

NOW COMES Robert J. Keach, Esq., the duly appointed trustee in the above-captioned chapter 11 case (the "Trustee"), by and through his undersigned counsel, and upon the request of Center Beam Flat Car Company, Inc. ("Center Beam"), and hereby moves (the "Motion") for a second extension of time to object to the Debtor's Motion for Entry of an Order Approving the Debtor's Rejection of Certain Leases [Docket No. 66] (the "Motion to Reject"), filed pursuant to Rule 6006(a) of the Federal Rules of Bankruptcy Procedure. In support of this Motion, the Trustee states as follows:

1. On August 21, 2013, the Debtor filed the Motion to Reject. The hearing on the Motion to Reject is scheduled for October 3, 2013 at 10:00 a.m. and the deadline for objections has been set for September 12, 2013 (the "Objection Deadline").

2. Also on August 21, 2013, the United States Trustee (the "UST") appointed the Trustee in the above-captioned case pursuant to 11 U.S.C. § 1163, and the appointment of the Trustee terminated the Debtor's authority pursuant to the Court's order dated August 8, 2013

[Docket No. 34], and, notwithstanding that termination, the Trustee adopted the Debtor's request for relief in the Motion to Reject.

3. On September 12, 2013, the Trustee filed the first Consented to Motion to Extend Time to Object to Debtor's Motion for Entry of an Order Approving the Debtor's Rejection of Certain Leases [Docket No. 225] (the "First Motion to Extend").

4. On September 13, 2013, the First Motion to Extend was granted by this Court in an Order Granting the Motion to Extend Time to Object to Debtor's Motion for Entry of an Order Approving the Debtor's Rejection of Certain Leases [Docket No. 230].

5. The Trustee and Center Beam continue to be engaged in discussions to resolve the issues set forth in the Motion to Reject. In the interests of conserving relevant resources, both parties have agreed to again extend the Objection Deadline to further pursue their negotiations in hopes of reaching an agreement. Pursuant to Rule 9006(b)(1) of the Federal Rules of Bankruptcy Procedure, Center Beam has requested, and the Trustee has agreed to, a second extension of the Objection Deadline to September 26, 2013, with respect to Center Beam.

WHEREFORE, the Trustee requests that this Court enter an order: (i) extending the Objection Deadline to September 26, 2013, with respect to Center Beam; and (ii) granting such other and further relief as may be just.

Dated: September 18, 2013

ROBERT J. KEACH, Trustee for the Estate
of MONTREAL MAINE & ATLANTIC
RAILWAY, LTD.

By his attorneys:

/s/ D. Sam Anderson, Esq.
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UNITED STATES BANKRUPTCY COURT
DISTRICT OF MAINE

In re:

**MONTREAL MAINE & ATLANTIC
RAILWAY, LTD.,**

Debtor.

Chapter 11

Case No. 13-10670-LHK

**ORDER GRANTING SECOND CONSENTED TO MOTION TO EXTEND TIME TO
OBJECT TO DEBTOR'S MOTION FOR ENTRY OF AN ORDER APPROVING THE
DEBTOR'S REJECTION OF CERTAIN LEASES**

This matter having come before the Court on the Debtor's Motion for Entry of an Order Approving the Debtor's Rejection of Certain Leases [Docket No. 66] (the "Motion to Reject"), filed by Montreal Maine & Atlantic Railway, Ltd. ("MMA" or the "Debtor"); and on August 21, 2013 the United States Trustee (the "UST") having appointed Robert J. Keach as the chapter 11 trustee (the "Trustee") in the above-captioned case pursuant to 11 U.S.C. § 1163; and the appointment of the Trustee having terminated the Debtor's authority pursuant to the Court's order dated August 8, 2013 [Docket No. 34]; and notwithstanding that termination, the Trustee having adopted the Debtor's request for relief in the Motion; and this Court having granted a Consented to Motion to Extend Time to Object to Debtor's Motion for Entry of an Order Approving the Debtor's Rejection of Certain Leases on September 13, 2013 [Docket No. 230]; upon consideration of the Second Consented to Motion to Extend Time to Object to Debtor's Motion for Entry of an Order Approving the Debtor's Rejection of Certain Leases (the "Motion"), and upon consideration of all responses to the Motion, if any, it is hereby **ORDERED, ADJUDGED, and DECREED** as follows:

1. The Motion is granted.

2. The Objection Deadline¹ with respect to the Motion to Reject shall be extended to September 26, 2013, with respect to Center Beam.

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

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