

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MAINE

In re:

MONTREAL MAINE & ATLANTIC
RAILWAY, LTD.

Debtor.

Bk. No. 13-10670
Chapter 11

**ORDER GRANTING CONSENT MOTION FOR AN ORDER GRANTING BANGOR
SAVINGS BANK CONDITIONAL RELIEF FROM THE AUTOMATIC STAY AND
AUTHORIZING THE ALLOWANCE AND PAYMENT OF AN
ADMINISTRATIVE EXPENSE CLAIM OF
BANGOR SAVINGS BANK**

This matter came before this Court on the Consent Motion for an Order Granting Bangor Savings Bank Conditional Relief from the Automatic Stay and Authorizing the Allowance and Payment of an Administrative Expense Claim of Bangor Savings Bank [D.E. 1019] (the "Motion"), filed by Robert J. Keach, the Trustee of Montreal Maine & Atlantic Railway, Ltd, appointed pursuant to 11 U.S.C. § 1163, and sufficient notice of the Motion having been given, the Court having conducted a hearing on the Motion on July 24, 2014, the Court having reviewed and considered the Motion, and the Trustee and BSB consenting to the relief sought in the Motion, and objections to the Motion, if any, having been resolved or overruled, and after due deliberation and sufficient cause appearing thereof, the Court hereby **ORDERS, ADJUDGES,** and **DECREES** as follows:¹

1. The Motion is granted on the terms set forth herein. The terms of the agreement between the Trustee and BSB set forth in Paragraph 10 of the Motion are hereby approved in their entirety, with the following modification: if, by agreement of the Trustee and BSB, any locomotives are removed from the auction currently scheduled for August 5, 2014, then BSB's

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

obligations (as described in Paragraph 10(a) of the Motion) with respect to any such locomotives shall cease as of the date of the agreement.

2. BSB is granted relief from the automatic stay pursuant to 11 U.S.C. § 362(d)(2) with respect to the Locomotives.

3. BSB is granted allowed an administrative claim pursuant to 11 U.S.C. § 503(b)(1)(A) in the amount of \$37,000 and shall receive payment in relation to such claim upon the terms set forth in the Motion in full and final satisfaction of any and all post-petition claims against the Debtor. Any and all rights of all parties with respect to insurance claims, if any, related to the Locomotive bearing the rail mark MMA 8583 are reserved.

Dated: July 25, 2014



The Honorable Louis H. Kornreich
United States Bankruptcy Judge for the
District of Maine

District/Off: 0100-1

User: kford

Date Created: 7/25/2014

Case: 13-10670

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intp Wrongful Death, Personal Injury, Business, Property and Environmental Clients as of 9/1/13
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