

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MAINE

In re:

MONTREAL MAINE & ATLANTIC
RAILWAY, LTD.

Debtor.

Bk. No. 13-10670
Chapter 11

**ORDER SUSTAINING OBJECTION TO PROOF OF CLAIM FILED BY SENECA
RAILROAD AND MINING, INC. ON THE BASIS THAT SUCH CLAIM IS
UNENFORCEABLE AGAINST THE DEBTOR AS ASSERTED**

This matter having come before the Court on the *Objection to Proof of Claim Filed by Seneca Railroad and Mining, Inc. on the Basis that Such Claim Is Unenforceable Against the Debtor as Asserted* (the “Objection”)¹ filed by Robert J. Keach, the estate representative (the “Estate Representative”) of the post-effective date estate of Montreal Maine & Atlantic Railway, Ltd., in relation to Proof of Claim No. 50 (the “Claim”) filed by the Seneca Railroad and Mining, Inc. and after such notice and opportunity for hearing as was required by the United States Bankruptcy Code, the Federal Rules of Bankruptcy Procedure, and this Court’s local rules, and after due deliberation and sufficient cause appearing therefore; it is hereby

ORDERED, ADJUDGED, and DECREED that:

1. The Objection is sustained.
2. Claim No. 50 shall be disallowed as asserted and reclassified as a general unsecured claim against the Debtor’s estate.
3. The Estate Representative’s rights to object to the Claim, as reclassified by this Order, on any other grounds are preserved in accordance with the Plan and Confirmation Order.

Dated: March 28, 2016

/s/ Peter G. Cary

Honorable Peter G. Cary
Chief Judge, United States Bankruptcy Court

¹ Capitalized terms used but not defined herein shall have the meanings ascribed to such terms in the Objection.

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