

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

**CONSENT MOTION TO CONTINUE HEARINGS ON PARTIES'
APPLICATIONS FOR ADMINISTRATIVE EXPENSES AND
TO EXTEND RELATED DEADLINES**

Robert J. Keach, as trustee (the "Trustee") of Montreal Maine & Atlantic Railway, Ltd. (the "Debtor"), hereby requests, with the consent of the Claimants (defined below), that this Court enter an Order continuing the hearing (the "Hearing") and extending related deadlines with respect to the following motions (individually or collectively, as the context requires, the "Applications"):

- Application of the CIT Group/Equipment Financing, Inc. for Payment of Administrative Expense [D.E. 1273];
- Wrongful Death Claimants Application for Allowance and Payment of Administrative Expenses Pursuant to 11 U.S.C. §§ 503(b)(3)(D) and 503(b)(4) [D.E. 1290];
- Application and Request for Payment of Administrative Expenses of World Fuel Services Corporation, World Fuel Services, Inc., Western Petroleum Company, World Fuel Services Canada, Inc., and Petroleum Transport Solutions, LLC [D.E. 1291];
- First Union Rail Corporation's Application for Allowance and Payment of Administrative Claim [D.E. 1294]; and
- Application of Canadian Pacific Railway Company for Allowance and Payment of Administrative Expense Claim [D.E. 1295].

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

1. On October 3, 2014, the Trustee filed the Trustee's Motion, Pursuant to 11 U.S.C. §§ 105(a) and 503, for an Order Establishing the Deadline for Filing Administrative Claims and Approving the Form and Manner of Notice Thereof [D.E. 1134] (the "Admin Bar Date Motion"). Thereafter, on October 22, 2014, the Court entered an Order granting the Admin Bar Date Motion [D.E. 1164].

2. On December 1, 2014, the Applications were individually submitted by (i) CIT Group/Equipment Financing, Inc., (ii) the Wrongful Death Claimants, (iii) World Fuel Services Corporation, World Fuel Services, Inc., Western Petroleum Company, World Fuel Services Canada, Inc., and Petroleum Transport Solutions, LLC, (iv) First Union Rail Corporation, and (v) Canadian Pacific Railway Company (collectively, the "Claimants"). A hearing on the Applications is scheduled for March 10, 2015 (the "Hearing"). The deadline for the Trustee to file a response or objection to the Applications is currently scheduled for March 3, 2015 (the "Objection Deadline").

3. Since the submissions of the Applications, the Trustee and the Claimants have been engaged in settlement discussions in an attempt to resolve the claims set forth in the Applications, among other issues between the Trustee and the Claimants.

4. In light of such settlement discussions, and pursuant to Fed. R. Bankr. P. 9006(b) and D. Me. LBR 9006-1(a), counsel for the Trustee and the Claimants have agreed to continue the Hearing from March 10, 2015 to May 19, 2015. The parties have also agreed to extend the Objection Deadline from March 3, 2015 to April 21, 2015. The parties further agree that the deadline for the Claimants to file a reply to any response or objection to the Applications will be May 12, 2015 (the "Reply Deadline").

5. The Trustee and the Claimants request that the Court grant this consented-to motion without a hearing pursuant to D. Me. LBR 9013-1.

WHEREFORE, the Trustee, with the Claimants consent, respectfully requests that the Court enter an Order: (a) continuing the Hearing to May 19, 2015 at 10:00 a.m. E.S.T.; (b) extending the Objection Deadline to April 21, 2015; (c) extending the Reply Deadline to May 12, 2015; and (d) granting such other and further relief as may be granted.

Dated: February 17, 2015

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

By his attorneys:

/s/ Timothy J. McKeon

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In re:

MONTREAL MAINE & ATLANTIC
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Debtor.

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**ORDER GRANTING THE CONSENT MOTION TO CONTINUE HEARINGS ON
PARTIES' APPLICATIONS FOR ADMINISTRATIVE EXPENSES AND
TO EXTEND RELATED DEADLINES**

Upon consideration of the Consent Motion to Continue Hearings on Parties' Applications for Administrative Expenses and to Extend Related Deadlines (the "Consent Motion") filed by Robert J. Keach, as trustee of Montreal Maine & Atlantic Railway, Ltd., and the Claimants consenting to the relief sought in the 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 Consent Motion is granted.
2. The Hearing shall take place on **May 19, 2015** at **10:00 a.m. E.S.T.**
3. The Objection Deadline is extended up to and including **April 21, 2015**.
4. The Reply Deadline is extended up to and including **May 12, 2015**.

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

5. 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