

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

**CONSENTED TO MOTION FOR ORDER EXTENDING DEADLINE AND
RESCHEDULING HEARING**

Robert J. Keach, solely in his capacity as the chapter 11 trustee of Montreal Maine & Atlantic Railway, Ltd. (the “Trustee”), hereby files this motion, with the consent of the Estate of Yvon Ricard (the “Ricard Creditors”), seeking an order from the Court extending the deadline for the Trustee to respond or object to the Ricard Creditors’ *Motion for Extension of Time to File Proof of Claim* [D.E. 1736] (the “Motion”) as well as rescheduling the hearing thereon. In support of this consented-to motion, the Trustee states as follows:

1. On August 7, 2013, Montreal, Maine & Atlantic Railway, Ltd. (the “Debtor”) filed a voluntary petition for chapter 11 relief.

2. The Trustee was appointed as the Debtor’s chapter 11 bankruptcy trustee pursuant to 11 U.S.C. § 1163 on August 21, 2013, and has, since that date, continued to function as the Court-supervised fiduciary of the Debtor’s estate.

3. The deadline for filing proofs of claim herein has passed.

4. On September 24, 2015, the Ricard Creditors filed the Motion, requesting leave of the Court to file a wrongful death claim. The current deadline to respond or object to the Motion is October 13, 2015. A hearing on the Motion is scheduled for October 20, 2015 at 9:00 a.m.

5. The Trustee is currently investigating the circumstances that led to the request in the Motion and communicating with counsel to the Ricard Creditors regarding the same. At the present time, the Trustee requires additional time to complete his preliminary investigation and determine how to respond to the Motion.

6. The Ricard Creditors consent to an extension of the deadline for the Trustee to respond or object to the Motion to November 10, 2015 and a continuance of the hearing to November 17, 2015 at 9:00 a.m.

7. The Trustee and the Ricard Creditors reserve all rights and defenses with regard to the Motion.

8. The Trustee also requests that this Court enter an order granting this consented-to motion without a hearing pursuant to Rule 9013-1(g) of this Court's local rules (the "Local Rules").

WHEREFORE, the Trustee requests that this Court enter an order extending the deadline for the Trustee to respond to the Motion to November 10, 2015 and rescheduling the hearing on the matter to November 17, 2015 at 9:00 a.m., and granting such other and further relief as this Court deems just and appropriate.

Dated: October 9, 2015

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

By his attorneys:

/s/ Sam Anderson
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**ORDER GRANTING CONSENTED TO
MOTION FOR ORDER EXTENDING DEADLINE AND RESCHEDULING HEARING**

Upon consideration of the *Consented to Motion for Order Extending Deadline and Rescheduling Hearing* (the “Consent Motion”), filed by Plaintiff Robert J. Keach, solely in his capacity as the chapter 11 trustee of Montreal Maine & Atlantic Railway, Ltd. (the “Trustee”), and the Estate of Yvon Ricard (the “Ricard Creditors”) consenting to the relief sought in the Consent Motion, and without a hearing pursuant to D. Me. LBR 9013-1(g), it is hereby

ORDERED, ADJUDGED, and DECREED as follows:¹

1. The Consent Motion is granted.

2. The deadline for the Trustee to respond to the Ricard Creditors’ *Motion for Extension of Time to File Proof of Claim* [D.E. 1736] is hereby extended to November 10, 2015.

The hearing on the Ricard Creditors’ Motion is rescheduled to November 17, 2015 at 9:00 a.m.

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.

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: _____, 2015

The Honorable Peter G. Cary
United States Bankruptcy Judge for the
District of Maine