

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MAINE**

In re:

MONTREAL MAINE & ATLANTIC  
RAILWAY, LTD.

Debtor.

Bk. No. 13-10670  
Chapter 11

**NOTICE OF WITHDRAWAL OF *AMENDED* OBJECTION TO PROOF OF CLAIM  
FILED BY FRED'S PLUMBING AND HEATING, INC. ON THE BASIS THAT  
CERTAIN OF THE AMOUNTS ASSERTED IN SUCH CLAIM ARE  
UNENFORCEABLE UNDER THE BANKRUPTCY CODE**

Robert J. Keach, the estate representative (the "Estate Representative") of the post-effective date estate of Montreal Maine & Atlantic Railway, Ltd., hereby withdraws his objection [D.E. 2090] (the "Objection")<sup>1</sup> to the Claim filed by Fred's. Despite Fred's accusations to the contrary in its response to the Objection [D.E. 2160] (the "Response"), the Estate Representative filed the Objection as a result of his determination—while vetting claims in satisfaction of his fiduciary duty—that his records did not reflect the Disputed Amounts owing, and that the Claim lacked sufficient documentation to demonstrate a right to payment in respect of those amounts. But in light of the additional evidence adduced in the Response, the Estate Representative is satisfied that Fred's has met its burden with respect to the Disputed Amounts, and therefore withdraws his Objection.

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<sup>1</sup> Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Objection.

Dated: April 26, 2016

**ROBERT J. KEACH, ESTATE  
REPRESENTATIVE OF THE POST-  
EFFECTIVE OF MONTREAL MAINE &  
ATLANTIC RAILWAY, LTD.**

By his attorneys:

/s/ Sam Anderson

Sam Anderson, Esq.

Lindsay K. Zahradka, Esq. (admitted *pro hac vice*)

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