

UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF MICHIGAN

In re:

Young Mens Christian Association of
Marquette County,

Debtor.

Case No. 17-90131-jtg
Chapter 11

Honorable John T. Gregg

Filed: May 5, 2017

**MOTION TO SHORTEN OBJECTION PERIOD AND FOR EXPEDITED HEARING
REGARDING STIPULATED MOTION FOR ORDER AUTHORIZING DEBTOR TO
ASSUME LEASE *NUNC PRO TUNC* TO PETITION DATE AND TO ENTER INTO
RESTATED LEASE AGREEMENT WITH THE CITY OF MARQUETTE**

Debtor Young Mens Christian Association of Marquette County (“**Debtor**”), by its attorneys, moves the Court to shorten the objection period for parties in interest to object to the *Stipulated Motion for Order Authorizing Debtor to Assume Lease Nunc Pro Tunc to Petition Date and to Enter Into Restated Lease Agreement with the City of Marquette* (the “**Stipulated Motion**”) [Dkt. No. 197] and requests that any hearing on the Stipulated Motion be held on November 16, 2017 or as soon thereafter. This motion is based on the following:

1. Debtor filed the Stipulated Motion on November 10, 2017, requesting the Court enter an order authorizing Debtor to assume the Lease¹ for the Marquette Facility and to allow Debtor to execute both the Lease Assumption and Agreement and the Restated Lease.
2. This Court has discretionary authority to shorten the objection period and order an expedited hearing for cause pursuant to Fed. R. Bankr. P. 9006(c)(1).
3. The shortened objection period and an expedited hearing are warranted here because the Marquette city commission meets on November 27, 2017 where it will likely

¹ Capitalized words not otherwise defined in this motion have the same meaning as set forth in the Stipulated Motion.

approve signing the Lease Assumption and Agreement and the Restated Lease. Further, all of the parties who have an interest in this matter have stipulated to the requested relief.

RELIEF REQUESTED

4. Debtor requests that this Court enter an order shortening the period parties have to object under LBR 9013(c). Debtor requests that parties be given through November 15, 2017 to file objections to the Stipulated Motion. Debtor further requests that the Court hold a hearing on the Stipulated Motion on November 16, 2017, the Court's next scheduled Marquette hearing date (or as soon thereafter as the Court allows, but in any event before November 27, 2017). Debtor's counsel will be in Marquette on November 16, 2017 and will be able to attend the hearing in person.

5. Debtor will serve the Stipulated Motion and the Order granting this expedited motion on the (i) the matrix, (ii) the U.S. Trustee; (iii) counsel to the unsecured creditors' committee; (iv) counsel for the United States Department of Agriculture—Rural Development (the "USDA"); (v) the City of Marquette; and, (v) all parties who, as of the filing of this Motion, have filed a notice of appearance and request for service of papers pursuant to Bankruptcy Rule 2002.

NOTICE

6. This motion to shorten notice is being served upon: (i) the U.S. Trustee; (ii) counsel to the unsecured creditors' committee; (iii) counsel for the USDA; (iv) the City of Marquette; and (v) all parties who, as of the filing of this Motion, have filed a notice of appearance and request for service of papers pursuant to Bankruptcy Rule 2002.

7. Counsel for the unsecured creditors' committee, the US Trustee, the City of Marquette, and the USDA all consent to the expedited relief sought in this motion.

WHEREFORE, Debtor requests that the Court grant Debtor's request for a shortened objection period and require all objections to be filed and served no later than November 15, 2017, that the Court schedule an expedited hearing on any objection for November 16, 2017, and that the Court grant Debtor such other relief as this Court determines is just and equitable.

Dated: November 10, 2017

Respectfully submitted,

WARNER NORCROSS & JUDD LLP

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