

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF OKLAHOMA**

In re:)	
EATERIES, INC., et al. ¹)	BK-17-11444-SAH
)	Chapter 11
)	Jointly Administered
Debtor.)	

**OBJECTION OF THE UNITED STATES TRUSTEE TO THE DEBTOR’S
AMENDED MOTION FOR ORDER UNDER 11 U.S.C. §§105, 363, 364, 1107 AND 1108(I)
AUTHORIZING CONTINUED USE OF EXISTING BANK ACCOUNTS, BUSINESS
FORMS, CREDIT CARD PROCESSING AGREEMENTS, AND CASH MANAGEMENT
SYSTEM; (II) WAIVING REQUIREMENTS OF SECTION 345 OF THE
BANKRUPOTCY CODE; AND (III) AUTHORIZING CONTINUATION OF
INTERCOMPANY TRANSACTIONS
[Docket #29]**

The United States Trustee (“UST”) files this objection to the Debtor’s Amended Motion to continue use of existing banking and cash management system and to waive requirements of §345 (Docket #29). In support of this objection, the UST states:

1. The Debtor does not want a disruption in its cash management practice to avoid any disruptions with its business operations.
2. Other than the local depositories, all of the Debtor’s accounts are with, or will soon be with Chase bank. Chase is familiar with DIP banking.
3. The purpose of §345 is to protect estate assets and creditors. In lieu of closing their current bank accounts the UST does not oppose the Debtor simply re-classifying its bank accounts to DIP accounts. This would not cause any disruption in service and should not be an undue burden on the Debtor while at the same time providing the protection mandated under §345.
4. For any and all bank accounts that the Debtor maintains during the pendency of this case, the full monthly bank statements with copies of checks need to be included in the Debtor’s monthly operating reports. This will ensure transparency and full disclosure.

¹ The Debtors in these chapter 11 cases include: Eateries, Inc. (above styled) and GRP of Zanesville, LLC. 17-11445.

5. The Debtor also requests to continue its intercompany transactions. The full nature of these transactions is not understood. Are there debtor/creditor relationships between these companies?

WHEREFORE, based on the foregoing the UST requests this Court deny the Debtor's request as presented; and for such other and further relief as this Court deems just, equitable, and proper.

Respectfully submitted,

s/ Marjorie J. Creasey
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