

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

_____	)	
	)	Chapter 11
In re:	)	
	)	
EATERIES, INC., <i>et al.</i> <sup>1</sup>	)	Case No. 17-11444-SAH
Debtors.	)	
_____	)	(Jointly Administered)

**NOTICE OF AGENDA FOR APRIL 25, 2017 HEARING ON  
AMENDED FIRST DAY MOTIONS**

Hearing Date/Time: **April 25, 2017 at 1:30 p.m. (CST)**

Hearing Location: 9th Floor Courtroom  
United States Bankruptcy Court  
for the Western District of Oklahoma  
215 Dean A. McGee Ave.  
Oklahoma City, OK 73102

**1. Debtors’ Amended Motion for Interim and Final Orders (A) Authorizing the Debtors to Use Cash Collateral, (B) Authorizing the Debtors to Obtain Post-Petition Financing, (C) Granting Superpriority Security Interests and Superpriority Administrative Expense Status to Lender, (D) Scheduling a Final Hearing; and (E) Granting Related Relief, With Notice and Opportunity for Hearing [Dkt. #35]:**

Time: 20 minutes

Contested.

Related Documents: Objection of the United States Trustee to the Debtor’s Amended Motion for Interim and Final Orders (A) Authorizing the Debtors to Use Cash Collateral, (B) Authorizing the Debtors to Obtain Post-Petition Financing, (C) Granting Superpriority Security Interests and Superpriority Administrative Expense Status to Lender, (D) Scheduling a Final Hearing; and (E) Granting Related Relief, With Notice and Opportunity for Hearing [Dkt. #47]

Status: Debtors’ counsel believes that the U.S. Trustee’s objection has been resolved subject to review by U.S. Trustee of the proposed order.

<sup>1</sup> The affiliated Debtors are Eateries, Inc. and GRP of Zanesville, LLC, Case Nos. 17-11444 and 17-11445.

**2. Debtors' 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 Bankruptcy Code; and (III) Authorizing Continuation of Intercompany Transactions and Notice of Opportunity for Hearing [Dkt. #29]:**

Time: 20 minutes

Contested.

Related Documents: Objection of the United States Trustee to the Debtors' 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 Bankruptcy Code; and (III) Authorizing Continuation of Intercompany Transactions and Notice of Opportunity for Hearing [Dkt. #46];

Status: Debtors' counsel believes that the U.S. Trustee's objection has been resolved subject to review by U.S. Trustee of the proposed order.

**3. Debtors' Amended Motion for Order Under 11 U.S.C. §§ 105, 363 and 507, (I) Authorizing Them to Pay or Otherwise Honor Prepetition Employee Obligations; (II) Confirming Their Right to Continue Employee Programs and All Benefits on a Post-Petition Basis; (III) Confirming They Are Permitted to Pay Any and All Local, State and Federal Withholding and Payroll Related or Similar Taxes Relating to PrePetition Periods; (IV) Authorizing Them to Pay Any Prepetition Claims Owing to the Payroll Administrator Used By the Debtors; (V) Directing All Banks to Honor Prepetition Checks for Payment of the Prepetition Employee Obligations; and (VI) Granting Related Relief With Notice and Opportunity for Hearing [Dkt. #33]:**

Time: 5 minutes

Uncontested.

Related Documents: Response of the United States Trustee to the Debtor's Motion for Order Under 11 U.S.C. §§ 105, 363 and 507, (I) Authorizing Them to Pay or Otherwise Honor Prepetition Employee Obligations; (II) Confirming Their Right to Continue Employee Programs and All Benefits on a Post-Petition Basis; (III) Confirming They Are Permitted to Pay Any and All Local, State and Federal Withholding and Payroll Related or Similar Taxes Relating to PrePetition Periods; (IV) Authorizing Them to Pay Any Prepetition Claims Owing to the Payroll Administrator Used By the

Debtors; (V) Directing All Banks to Honor Prepetition Checks for Payment of the Prepetition Employee Obligations; and (VI) Granting Related Relief With Notice and Opportunity for Hearing [Dkt. #52]

Status: Proposed order to be submitted

**4. Debtors' Amended Motion for Order Pursuant to 11 USC §105 Authorizing Payment of Prepetition Claims of Critical Trade Vendors With Notice and Opportunity for Hearing [Dkt. #36]:**

Time: 5 minutes

Uncontested.

Related Documents: Response of the United States Trustee to the Debtor's Amended Motion for Order Pursuant to 11 USC §105 Authorizing Payment of Prepetition Claims of Critical Trade Vendors With Notice and Opportunity for Hearing [Dkt. #48]

Status: Proposed order to be submitted.

**5. Debtors' Amended Motion for Order (I) Authorizing Continuance of Pre-Petition Insurance Program; and (II) Authorizing Payment of Any Pre-Petition Premiums and Related Obligations; and (III) Directing Bank to Honor Checks for Pre-Petition Premiums With Notice and Opportunity for Hearing [Dkt. #32]:**

Time: 5 minutes

Uncontested.

Related Documents: Response of the United States Trustee to the Debtor's Amended Motion for Order (I) Authorizing Continuance of Pre-Petition Insurance Program; and (II) Authorizing Payment of Any Pre-Petition Premiums and Related Obligations; and (III) Directing Bank to Honor Checks for Pre-Petition Premiums With Notice and Opportunity for Hearing [Dkt. #50]

Status: Proposed order to be submitted.

**6. Debtors' Amended Motion for Order Pursuant to 11 U.S.C. § 105(A) and 503(B)(1) for Authorization to Honor and Continue Certain Prepetition Customer Programs With Notice and Opportunity for Hearing [Dkt. #31]:**

Time: 5 minutes

Uncontested.

Related Documents: Response of the United States Trustee to Debtor's Amended Motion for Order Pursuant to 11 U.S.C. § 105(A) and 503(B)(1) for Authorization to Honor and Continue Certain Prepetition Customer Programs With Notice and Opportunity for Hearing [Dkt. #51]

Status: Proposed order to be submitted.

**7. Debtors' Amended Motion for Entry of an Order (I) Authorizing the Debtors to File a Consolidated Creditor Matrix and (II) Granting Authority to Establish the Master Service List Applicable to These Cases With Notice and Opportunity for Hearing [Dkt. #30]:**

Time: 5 minutes

Uncontested.

Related Documents: Response of the United States Trustee to Debtor's Amended Motion for Entry of an Order (I) Authorizing the Debtors to File a Consolidated Creditor Matrix and (II) Granting Authority to Establish the Master Service List Applicable to These Cases With Notice and Opportunity for Hearing [Dkt. #49]

Status: Proposed order to be submitted.

**8. Debtors' Amended Motion to Provide Adequate Assurance for Utility Payments With Notice and Opportunity for Hearing [Dkt. #34]:**

Time: 5 minutes

Uncontested.

Related Documents: Response of the United States Trustee to the Debtor's Motion to Provide Adequate Assurance for Utility Payments With Notice and Opportunity for Hearing [Dkt. #53]

Status: Proposed order to be submitted.

**9. Debtors' Amended Motion to Approve Website Procedures With Notice and Opportunity for Hearing [Dkt. #28]:**

Time: 5 minutes

Uncontested.

Related Documents: Response of the United States Trustee to the Debtor's Motion to Approve Website Procedures [Dkt. #54]

Status: Proposed order to be submitted

Respectfully submitted,

*s/William H. Hoch*

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