

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

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

**UNOPPOSED MOTION FOR EXTENSION OF DEADLINE TO ASSUME UNEXPIRED  
LEASES OF NON-RESIDENTIAL REAL PROPERTY**

Pursuant to 11 U.S.C. § 365(d)(4)(A)(i) and 365(d)(4)(B)(ii), Debtor Eateries, Inc. and GRP of Zanesville, LLC ( collectively, the “Debtors”), through counsel, respectfully requests that this Court extend the deadline for Debtors to assume unexpired leases of nonresidential real property by an additional thirty (30) days, or until September 15, 2017.

1. This case was filed on April 18, 2017 (the “Petition Date”), and the meeting of creditors was held May 15, 2017.

2. Pursuant to 11 U.S.C. § 365(d)(4)(A)(i), the deadline by which Debtors must assume any unexpired leases of nonresidential real property, is 120 days from the Petition Date which is August 16, 2017.

3. On August 11, 2016, Debtors filed 6 motions to assume unexpired leases pursuant to 11 U.S.C. § 365(d)(4)(A) (the “Motions to Assume”).

4. Each of the Motions to Assume involved modification of the existing lease resulting in significant savings to the Debtors. The Debtors are in the process of finalizing

<sup>1</sup> The affiliated Debtors are Eateries, Inc. and GRP of Zanesville, LLC, Case No. 17-11445-SAH. Although there are multiple Debtors in this case, for ease of reference the term “Debtor” used in this pleading shall refer to all of the affiliated Debtor entities.

negotiations on many of its remaining leases which it desires to assume. As a result, the Debtors require additional time to complete the negotiation process.

5. Allowing for this extension is in the best interest of Debtors' Estates and their creditors where prior similar negotiations resulted in significant savings and waiver of pre-petition cure costs, in many instances.

6. Undersigned counsel has conferred with counsel for the U.S. Trustee, who has consented to the requested extension of time.

7. This is the first request for extension of this deadline and such request is made in accordance with 11 U.S.C. § 365(d)(4)(B)(ii) and is not made for the purposes of delay.

WHEREFORE, Debtors respectfully request that the Court enter an order extending the deadline for Debtors to assume unexpired leases of nonresidential real property by an additional thirty (30) days, or until September 15, 2017, and for any and all such further relief the Court deems necessary.

Respectfully submitted,

s/Lysbeth George

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ATTORNEYS FOR DEBTORS-IN-POSSESSION

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on August 14, 2017, a true and correct copy of the above and foregoing document was electronically served to those parties receiving electronic notice using the CM/ECF System.

*s/Lysbeth L. George* \_\_\_\_\_

Lysbeth L. George