



**SO ORDERED.**

**SIGNED August 20, 2013.**

  
ROBERT SUMMERHAYS  
UNITED STATES BANKRUPTCY JUDGE

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF LOUISIANA  
LAFAYETTE DIVISION**

**IN RE:**

**PICCADILLY RESTAURANTS, LLC,  
*ET AL.*,**

**DEBTORS**

\* **CASE NO. 12-51127**  
\*  
\* **(JOINT ADMINISTRATION)<sup>1</sup>**  
\*  
\* **CHAPTER 11**  
\*  
\* **JUDGE ROBERT SUMMERHAYS**

**ORDER APPROVING THE MOTION FOR AN ORDER APPROVING THE  
REJECTION OF A PERSONAL PROPERTY LEASE AND A FOOD SERVICES  
CONTRACT INsofar AS THEY RELATE  
TO A CAFETERIA THAT THE DEBTORS ARE CLOSING**

<sup>1</sup> Jointly administered with *In re Piccadilly Food Service, LLC*, 12-51128 (Bankr. W.D. La. 2012), and *In re Piccadilly Investments, LLC*, 12-51129 (Bankr. W.D. La. 2012).

Considering the *Motion for an Order Approving the Rejection of a Personal Property Lease and a Food Service Contract insofar as They Relate to a Cafeteria that the Debtors Are Closing* (the “Motion”) (Docket #997), filed herein by the above-captioned debtors and debtors-in-possession (collectively, the “Debtors”),<sup>2</sup> the Court concluding that (a) it has jurisdiction over this Motion pursuant to 28 U.S.C. §§ 157 and 1334, and that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2), (b) the relief requested in the Motion is in the best interests of the Debtors’ estates and creditors, (c) sufficient notice was given to the non-debtor parties to the leases and contracts, (d) sufficient cause supports the relief sought in the Motion;

**IT IS ORDERED** that the Motion is hereby **GRANTED**;

**IT IS FURTHER ORDERED** that the personal property lease listed on Exhibit 1 to this Order (collectively, the “Rejected Personal Property Lease”) is hereby rejected, but only to the extent it relates to equipment located at the Debtors’ cafeteria located in Montgomery, Alabama, effective as of September 31, 2013;

**IT IS FURTHER ORDERED** that the contract listed on Exhibit 1 to this Order (collectively, the “Food Service Contract”) is hereby rejected, effective as of August 31, 2013;

**IT IS FURTHER ORDERED** that the Debtors are authorized to execute and deliver all instruments and documents, and take such other actions as may be necessary or appropriate to implement and effectuate this Order;

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<sup>2</sup> The debtors in these Chapter 11 cases include Piccadilly Restaurants, LLC, Piccadilly Food Service, LLC, and Piccadilly Investments, LLC.

{N2679358.1}

**IT IS FURTHER ORDERED** that, within five (5) days of the entry of this Order, the Debtors will serve this Order on the non-debtor parties to each of the Rejected Personal Property Lease and Food Service Contract listed on Exhibit 1 of this Order; and

**IT IS FURTHER ORDERED** that the Court will retain jurisdiction with respect to any matters, claims, rights or disputes arising from or related to the Motion or implementation of this Order.

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This Order was prepared and is being submitted by:

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**Attorneys for Piccadilly Restaurants, LLC,  
Piccadilly Food Service, LLC, and  
Piccadilly Investments, LLC**

# **Exhibit 1**

**EXHIBIT 1 TO ORDER**

**DESCRIPTION OF REJECTED PERSONAL PROPERTY LEASE**

Counterparty: Ecolab, Inc.  
Ecolab Center  
St. Paul, MN 55102  
and its attorney of record  
Samuel C. Wisotzkey  
KOHNER, MANN & KAILAS, S.C.  
Washington Building  
Barnabas Business Center  
4650 North Port Washington Road  
Milwaukee, WI 53212-1059  
[swisotzkey@kmksc.com](mailto:swisotzkey@kmksc.com)

**Dishmachine ES 660**

**DESCRIPTION OF FOOD SERVICES CONTRACT**

Counterparty: Halla Climate Systems Alabama Corp.  
676 Halla-Bama Drive  
Shorter, ALA 36075

**Management and Operating Agreement,  
dated effective August 15, 2012**

{N2679358.1}

United States Bankruptcy Court  
Western District of Louisiana

In re:  
Piccadilly Restaurants, LLC  
Debtor

Case No. 12-51127-RRS  
Chapter 11

**CERTIFICATE OF NOTICE**

District/off: 0536-4

User: lchamp  
Form ID: pdf8

Page 1 of 2  
Total Noticed: 2

Date Rcvd: Aug 21, 2013

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Aug 23, 2013.

db +Piccadilly Restaurants, LLC, c/o Jones Walker et al, 201 St. Charles Ave #5100,  
New Orleans, LA 70170-5101  
aty +Jones, Walker, Waechter, Poitevent, Carrere & Dene, 201 St. Charles Avenue, 51st Floor,  
New Orleans, LA 70170-5000

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
NONE. TOTAL: 0

tr \*\*\*\*\* BYPASSED RECIPIENTS (undeliverable, \* duplicate) \*\*\*\*\*  
DIP

TOTALS: 1, \* 0, ## 0

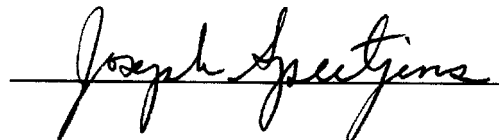
Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Aug 23, 2013

Signature:



The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on August 21, 2013 at the address(es) listed below:

Albert J. Derbes, IV on behalf of Creditor Committee Official Committee of Unsecured Creditors ajdiv@derbeslaw.com, derbespacer@gmail.com  
 Alison D. Bauer on behalf of Creditor Peter Mayer Advertising, Inc. abauer@torys.com  
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 Christopher R. Maddux on behalf of Creditor The Merchants Company d/b/a Merchants Foodservice chris.maddux@butlersnow.com  
 Dale R. Baringer on behalf of Creditor Kleinpeter Farms Dairy, L.L.C. dale@baringerlawfirm.com, pam@baringerlawfirm.com;aaron@baringerlawfirm.com;ben@baringerlawfirm.com  
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 Office of U. S. Trustee USTPRegion05.SH.ECF@usdoj.gov  
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 Wayne A. Shullaw on behalf of Creditor Poss Select Produce, Inc c/o Wayne A. Shullaw Attorney shullaw@bellsouth.net  
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 William H. Patrick, III on behalf of Interested Party CB Agency Services, LLC wpatrick@hellerdraper.com, lwright@hellerdraper.com

TOTAL: 43