

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In Re: :
: Chapter 11
Quantum Foods, et al., :
: Case No. 14-10318 (KJC)
Debtor. :
: **Hearing Date: August 19, 2014**

**CERTIFICATION OF COUNSEL REGARDING ORDER GRANTING MOTION FOR
RELIEF FROM STAY AS TO JOZEFA MATURSKA**

The undersigned hereby certifies as follows:

1. On February 18, 2014, the above captioned debtors and debtors in possession (collectively, the "Debtors") commenced these chapter 11 cases.
2. Movant Jozefa Matuska's Motion for Relief from Stay was filed on August 1, 2014 [Docket No. 578] (the "Motion"). Attached to the Motion was a proposed form of order approving the relief requested therein (the "Proposed Order").
3. Counsel for Movant and the Debtors have engaged in good faith negotiations regarding the terms of a revised form of order ("the Revised Order"), a copy of which is attached hereto as Exhibit A. The Revised Order resolves Debtor's concerns with respect to the Motion and both parties have indicated consent to the entry of the Revised Order. A blackline comparing the Revised Order against the Proposed Order is attached hereto as Exhibit B.

WHEREFORE, Movant Matuska respectfully request that the Court enter the Revised Order attached hereto as Exhibit A at the earliest convenience of the Court without further notice or hearing.

JACOBS & CRUMPLAR, P.A.

/s/ Jordan Perry
Jordan Perry, Esq. (#5297)
2 East 7th Street
P.O. Box 1271
Wilmington, DE 19899
*Attorney for Creditor Jozefa
Matuska*

Dated: August 18, 2014

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In Re:	:	
Quantum Foods, et al.,	:	Chapter 11
	:	
Debtor.	:	Case No. 14-10318 (KJC)
	:	
	:	Hearing Date 8/19/14

Exhibit A

Revised Order

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In Re:	:	
	:	Chapter 11
Quantum Foods, et al.,	:	
	:	Case No. 14-10318 (KJC)
Debtor.	:	
	:	Ref. Docket Nos. 578 & _____
	:	

**ORDER GRANTING MOTION FOR
RELIEF FROM STAY AS TO JOZEFA MATURSKA**

ORDERED, that the automatic stay imposed by 11 U.S.C. §362(a) is hereby terminated so as to permit the Movant to pursue his personal injury claim against the Debtor in the Circuit Court for Cook County and/or arbitration, mediation or other alternative dispute resolution of his alleged claim, and if a judgment is awarded to Movant, for Movant to limit his recovery to the insurance coverage of Debtors' insurance policies in effect at the time of the incident, if any, and further subject to the terms, conditions, and deductible of any such policies and any deficiency claim Movant may have against the Debtors' estate will become a general unsecured claim to be paid pro rata with other such claims.

Hon. Kevin J. Carey
United States Bankruptcy Court
District of Delaware

Date:

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In Re:	:	
Quantum Foods, et al.,	:	Chapter 11
	:	
Debtor.	:	Case No. 14-10318 (KJC)
	:	
	:	Hearing Date 8/19/14

Exhibit B

Blackline

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In Re:	:	
Quantum Foods, et al.,	:	Chapter 11
	:	
Debtor.	:	Case No. 14-10318 (KJC)
	:	
	:	Hearing Date 8/19/14

**~~PROPOSED~~ ORDER GRANTING MOTION FOR
RELIEF FROM STAY AS TO
JOZEFA MATURSKA**

The relief set forth on the following page is hereby **ORDERED**.

~~This matter having been brought to the Court on a Motion for Relief from the Automatic Stay by counsel for Jozefa Matuska and the Court having reviewed the moving and opposing papers, and considered this matter, and good cause having been shown, it is ORDERED:~~

~~(1) The automatic stay as to Debtor is modified as to Jozefa Matuska to allow them to liquidate their claims against Debtor by proceeding under applicable non-bankruptcy law to litigate their personal injury claims against Debtor to judgment or settlement;~~

~~(2) Upon obtaining leave to enforce any judgment or settlement by execution thereon, Jozefa Matuska shall only attempt to enforce any judgment or settlement against Debtor's available insurance proceeds and not against any assets of Debtor or Debtor's estate.~~

ORDERED that the automatic stay imposed by 11 U.S.C. §362(a) is hereby terminated so as to permit the Movant to pursue his personal injury claim against the Debtor in the Circuit Court for Cook County and/or arbitration, mediation or other alternative dispute resolution of his alleged claim, and if a judgment is awarded to Movant, for Movant to limit his recovery to the insurance coverage proceeds of Debtors' insurance policies in effect at the time of the incident, if any, and further subject to the terms, conditions, and deductible of any such policies and any deficiency claim Movant may have against the Debtors' estate will become a general unsecured claim to be paid pro rata with other such claims.

Hon. Kevin J. Carey
United States Bankruptcy Court
District of Delaware

Date: