

U.S. BANKRUPTCY COURT  
SOUTHERN DISTRICT OF MISSISSIPPI  
**FILED**

**IN THE UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF MISSISSIPPI**

JAN 12 2015

DANNY L. MILLER, CLERK  
BY *[Signature]* DEPUTY CLERK

RE:

MISSISSIPPI PHOSPHATES CORPORATION  
DEBTOR

CHAPTER 11 PROCEEDING  
CASE NO. 14-51667-KMS

MOVANT  
GREGORY MCCLOUD

**MOTION FOR RELIEF FROM THE AUTOMATIC STAY**  
**IMPOSED BY 11 U.S.C. §362**

Comes now Gregory McCloud, hereinafter referred to as "Movant," by and through his attorney, and respectfully moves the Court to grant relief from the automatic stay imposed by 11 U.S.C §362, and in support thereof would show as follows, to wit:

1. Debtor is the Employer of the Movant and is located in Pascagoula, Mississippi. The Debtor is accordingly subject to Mississippi Code Annotated § 71-3-5, requiring it to carry Workers' Compensation insurance.

2. On November 19, 2013 the Movant suffered an injury during the course and scope of his employment with the Debtor. A report was filed with the Mississippi Workers' Compensation Commission, and a claim was initiated and accepted by the Debtor's Workers' Compensation insurance carrier.

*pd #176.00 KW*

3. At all times pertinent to the Movant's Workers' Compensation claim, Debtor has complied with its' statutory obligations and has maintained Workers' Compensation insurance. Said insurance has been providing both indemnity and medical benefits to the Movant related to his November 19<sup>th</sup>, 2013 injury.

4. On or about October 27, 2014 the Debtor filed the present Petition for Bankruptcy.

5. Out of an abundance of caution and respect for the Automatic Stay imposed by 11 U.S.C §362, Movant is no longer receiving medical or indemnity benefits related to the aforementioned Workers' Compensation claim.

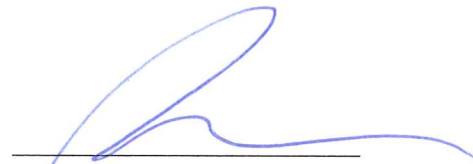
6. Accordingly, the Movant respectfully requests that this Honorable court enter an Order For Relief From the Automatic Stay imposed by 11 U.S.C §362, specifically granting him the right to proceed with his claim in the Mississippi Workers' Compensation Commission.

7. In the alternative, the Movant would request that this Honorable court enter an Order For Relief From the Automatic Stay with respect to the Debtor's Workers' Compensation Insurance company (New Hampshire Insurance Company, and its' Service Company Chartis Claims, Inc.), so that the Movant may pursue his rights under that policy.

8. The Movant also requests any other such relief deemed appropriate by this Honorable court.

WHEREFORE, Movant Gregory McCloud moved the Court to lift the automatic stay, as aforesaid, and grant said Movant the authority to pursue the benefits owed to him by Debtor's Workers' Compensation Insurance Company concerning the aforesaid Workers' Compensation claim, as well as such other relief deemed appropriate by this Court.

Respectfully submitted,



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ROB LUNSFORD  
ATTORNEY FOR MOVANT  
GREGORY MCCLOUD

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**CERTIFICATE OF SERVICE**

I, Rob Lunsford, do hereby certify that I have this day forwarded by U. S. Mail, postage prepaid, a true and correct copy of the foregoing Motion for Relief from the Automatic

Stay to:

**Honorable Karl Steinberger  
Heidelberg, Steinberger, Colmer & Burrow  
PO Box 1407  
Pascagoula, MS 39568**

This, the 8<sup>th</sup> day of January, 2015

  
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ROB LUNSFORD  
ATTORNEY FOR MOVANT