

In re:)	
)	
ACR MANAGEMENT, L.L.C., <u>et al.</u> , ¹)	Case No. 04-27848-MBM
)	
)	Chapter 11
)	
Debtors.)	(Jointly Administered)
)	
ACR MANAGEMENT, L.L.C., <u>et al.</u> ,)	Docket No. _____
)	
)	Related to Docket No. 6
Movants,)	Hearing Date and Time:
)	Objection Deadline:
)	
v.)	
NATIONAL FUEL GAS DISTRIBUTION)	
CORPORATION, and)	
APS,)	
)	
Respondents.)	

Upon the motion (the “Motion”)² of the above-captioned debtors and debtors-in-possession (collectively, the “Debtors”) for entry of an order determining the reasonableness of certain Utility Companies’ Additional Adequate Assurance Requests; and it appearing that the relief requested is in the best interest of the Debtors’ estates and creditors; and sufficient notice of the Motion having been given under the circumstances; and it appearing that this Court has

² Capitalized terms used but not defined herein shall have the same meanings ascribed to them in the Motion.

jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; and it appearing that this proceeding is a core proceeding pursuant to 28 U.S.C. § 157; and it appearing that venue of this proceeding and this Application is properly in this District pursuant to 28 U.S.C. §§ 1408 and 1409; and after due deliberation and sufficient cause appearing therefor, it is hereby:

ORDERED that, the Motion is GRANTED; and it is further

ORDERED that, the Additional Assurance Requests received by the Debtors from the Respondents are unnecessary; and it is further

ORDERED that, currently, these Respondents are deemed to have adequate assurance of payment;

ORDERED that, the Debtors are authorized and empowered to take all actions necessary to implement the relief granted in this Order;

ORDERED that, the Court shall retain jurisdiction to hear and determine all matters arising from or relating to this Order; and it is further

ORDERED that, notwithstanding the possible applicability of Bankruptcy Rules 6004(g), 7062, 9014, or otherwise, the terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

Pittsburgh, Pennsylvania

Dated: _____, 2004

UNITED STATES BANKRUPTCY JUDGE