

IN THE UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

In re:	)	Chapter 11
	)	
ATA Holdings Corp., et al., <sup>1</sup>	)	Case No. 04-19866
	)	(Jointly Administered)
Debtors.	)	

**MOTION TO SHORTEN NOTICE ON  
DEBTORS' MOTION ON SHORTENED NOTICE FOR ENTRY OF AN ORDER  
AUTHORIZING DEBTORS TO REJECT AIRPORT LEASE AND USE AGREEMENT  
WITH THE GREATER ORLANDO AVIATION AUTHORITY**

---

The above-captioned debtors and debtors in possession (collectively, the "Debtors") hereby move (the "Motion") this Court for an order (the "Order"), substantially in the form attached hereto as Exhibit A, pursuant to 11 U.S.C. §105(a) and Rules 2002(m) and 9007 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules") shortening notice of Debtors' Motion On Shortened Notice For Entry Of An Order Authorizing Debtors To Reject Airport Lease And Use Agreement With The Greater Orlando Aviation Authority (the "Rejection Motion") and scheduling the Rejection Motion for hearing on February 28, 2005.

In support of the Motion, Debtors represent as follows:

**JURISDICTION**

1. On October 26, 2004 (the "Petition Date"), each of the Debtors filed with the United States Bankruptcy Court for the Southern District of Indiana, Indianapolis Division (the "Bankruptcy Court"), its respective voluntary petition for relief under Chapter 11 of Title 11

---

<sup>1</sup> The Debtors are the following entities: ATA Holdings Corp. (04-19866), ATA Airlines, Inc. (04-19868), Ambassadors Travel Club, Inc. (04-19869), ATA Leisure Corp. (04-19870), Amber Travel, Inc. (04-19871), American Trans Air Execujet, Inc. (04-19872), ATA Cargo, Inc. (04-19873), and Chicago Express Airlines, Inc. (04-19874).

of the United States Code, 11 U.S.C. §§ 101 et seq. as amended (the "Bankruptcy Code") commencing these Chapter 11 Cases. The Debtors continue to operate their businesses and manage their properties as debtors-in-possession pursuant to Sections 1107(a) and 1108 of the Bankruptcy Code.

2. No trustee or examiner has been appointed. On November 1, 2004, the United States Trustee appointed an official committee of unsecured creditors (the "Committee") pursuant to § 1102(a)(1) of the Bankruptcy Code.

3. This Court has jurisdiction to consider this Motion pursuant to 28 U.S.C. §§ 157 and 1334. This matter is a core proceeding pursuant to 28 U.S.C. § 157(b)(2). Venue is proper before this Court under 28 U.S.C. §§ 1408 and 1409.

4. The statutory basis for the relief sought herein is Section 105(a) of the Bankruptcy Code and Bankruptcy Rules 2002(m) and 9007.

#### **RELIEF REQUESTED/BASIS FOR RELIEF**

5. For the reasons set forth below the Debtors request that the Court enter an order shortening notice of the Rejection Motion and schedule such motion for hearing on February 28, 2005.

6. Circumstances justify shortening notice of the Extension Motion. Due to circumstances in the airline industry the Debtors have decided to reduce their flight schedule. As a consequence, the Debtors have had to reevaluate their executory contracts and unexpired leases. As more particularly detailed in the Rejection Motion, the Debtors have decided in their sound business judgment to reject the Lease & Use Agreement (as defined in the Rejection Motion). Hearing the Rejection Motion on shortened notice will avoid exposing the Debtors and their estates to possible unnecessary administrative expenses.

**NO PRIOR REQUEST**

7. No prior motion for the relief requested herein has been made to this or any other Court.

WHEREFORE, Debtors request that the Court shorten notice of the Rejection Motion as described herein and hear such motion on February 28, 2005.

Respectfully submitted,

BAKER & DANIELS

By: /s/ Jeffrey C. Nelson

Attorneys for the Debtors and Debtors-in-Possession

James M. Carr (#3128-49)  
Terry E. Hall (#22041-49)  
Stephen A. Claffey (#3233-98)  
Melissa M. Hinds (#24230-49)  
Jeffrey C. Nelson (#25173-49)  
300 North Meridian Street, Suite 2700  
Indianapolis, Indiana 46204  
Telephone: (317) 237-0300  
Facsimile: (317) 237-1000  
jim.carr@bakerd.com  
terry.hall@bakerd.com  
steve.claffey@bakerd.com  
melissa.hinds@bakerd.com  
jeffrey.nelson@bakerd.com

Wendy W. Ponader (#14633-49)  
Ponader & Associates, LLP  
5241 North Meridian Street  
Indianapolis, Indiana 46208  
Telephone: (317) 496-3072  
Facsimile: (317) 257-5776  
wponader@ponaderlaw.com

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing was served this 3<sup>rd</sup> day of March, 2005, by electronic mail, facsimile, hand delivery or overnight mail on the Core Group, 2002 List, Appearance List, and the Authority.

/s/ Jeffrey C. Nelson

---