

SO ORDERED: December 08, 2008.



A handwritten signature in black ink, reading "Basil H. Lorch III". The signature is written in a cursive style and is positioned above a horizontal line.

Basil H. Lorch III
United States Bankruptcy Judge

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION**

In re:)	Chapter 11
)	
ATA AIRLINES, INC.,)	Case No. 08-03675-BHL-11
)	
Debtor.)	

**ORDER GRANTING DEBTOR'S MOTION UNDER BANKRUPTCY CODE
SECTION 363 FOR AUTHORITY TO SELL JET FUEL
TO AIR TRAN AIRWAYS, INC.**

This Court has considered the Motion Under Bankruptcy Code Section 363 for Authority to Sell Jet Fuel to Air Tran Airways, Inc. (the "Motion") filed by ATA Airlines, Inc. (the "Debtor"). The Motion requests entry of an order under Bankruptcy Code section 363 authorizing the Debtor to sell certain jet fuel (the "Jet Fuel") to Air Tran Airways, Inc. ("Air Tran"). The Court finds that (i) it has jurisdiction over the matters raised in the Motion pursuant to 28 U.S.C. §§ 157 and 1334; (ii) this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2);

(iii) the relief requested in the Motion is in the best interests of the Debtor, its estate, and its creditors; (iv) proper and adequate notice of the Motion and the hearing thereon has been given and that no other or further notice is necessary; and (v) upon the record herein after due deliberation thereon, good and sufficient cause exists for the granting of the relief as set forth herein. Therefore,

IT IS HEREBY ORDERED THAT:

1. The Motion is granted and approved in all respects.
2. The sale of the Jet Fuel, as described on Exhibit A to the Motion, to Air Tran is hereby approved.
3. The sale of the Jet Fuel to Air Tran is free and clear of all liens, claims, encumbrances, and other interests.
4. Payment is due within five (5) days after delivery of the Jet Fuel.
5. Notwithstanding the possible applicability of Bankruptcy Rule 6004(h), any other provision of the Bankruptcy Rules, Local Rules, or the Bankruptcy Code, this Order shall take effect immediately on signature by this Court.
6. This Court retains jurisdiction to enforce the terms of the sale of the Jet Fuel and to resolve any dispute arising under the terms of the sale.

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Requested:

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