

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

In re: : Chapter 11
: :
ALSET OWNERS, LLC, *et al.*,¹ : Case No. 09-11960 (BLS)
: (Jointly Administered)
: :
Debtors. : :

: :
: **Bid Procedures Hearing Date: 7/7/09 at**
: **11:30 a.m. (EDT)**
: **Bid Procedures Objections Due: 6/30/09 at**
: **4:00 p.m. (EDT)**
: **Sale Hearing and Sale Objections: To Be**
: **Determined**

NOTICE OF MOTION

PLEASE TAKE NOTICE that on June 19, 2009, the above-captioned debtors and debtors in possession (collectively, the “Debtors”) filed the **Motion Of Debtors For Entry Of Orders Under 11 U.S.C. §§ 105(A), 363, And 365 And Federal Rules Of Bankruptcy Procedure 2002, 6004, 6006 And 9014 (I) (A) Approving Bidding And Auction Procedures, And Bidding Incentives For The Stalking Horse Bidder; (B) Approving Notice Procedures For The Solicitation Of Bids, An Auction, And The Assumption And Assignment Of Executory Contracts And Unexpired Leases; And (C) Scheduling An Auction For The Sale Of Substantially All Of Debtors’ Assets; (II) Approving The Sale Of Substantially All Of The Debtors’ Assets And Approving The Assumption And Assignment Of Executory Contracts And Unexpired Leases; And (III) Granting Related Relief** (the “Motion”) with the United States Bankruptcy Court for the District of Delaware, 824 Market Street, Wilmington, Delaware 19801 (the “Bankruptcy Court”).

PLEASE TAKE FURTHER NOTICE that copies of the Motion and exhibits attached thereto, including the Asset Purchase Agreement dated as of June 5, 2009 (as amended to date, collectively with the schedules and exhibits attached thereto, the "Purchase Agreement") by and between certain of the Debtors as sellers and Checkerco, Inc. ("Checkerco") as proposed stalking horse purchaser, may be accessed and downloaded from the Court’s docket at www.deb.uscourts.gov or at www.bmcgroup.com. Copies of the Motion and Purchase Agreement may also be obtained by written request submitted to undersigned counsel for the Debtors.

¹ The Debtors and the last four digits of their respective tax identification numbers are: Alset Owners, LLC, a Delaware limited liability company (7520); Altes, LLC, a Delaware limited liability company (6927); Setla, LLC, a Delaware limited liability company (6752); and Checkers Michigan, LLC, a Delaware limited liability company (8016). The Debtors’ service address is Altes, LLC/Setla, LLC, 1200 North Federal Highway, Boca Raton, Florida 33432.

PLEASE TAKE FURTHER NOTICE that the Debtors have sought entry of an order requiring that any responses or objections to the notice, bidding procedures, and bidding incentive portions (the "Bid Procedures") of the relief requested by the Motion must be filed with the Bankruptcy Court on or before **June 30, 2009 at 4:00 p.m. (EDT)** in accordance with the local rules and served upon the following:

(i) counsel for the Debtors, Blank Rome LLP, The Chrysler Building, 405 Lexington Avenue, New York, NY 10174, Attn: Michael Z. Brownstein, Esq., Fax (212) 885-5001, and 1201 North Market Street, Suite 800, Wilmington, DE 19899, Attn: Bonnie Glantz Fatell, Esq. Fax: (302) 425-6464;

(ii) counsel for Checkerco, Paul, Weiss, Rifkind, Wharton & Garrison, LLP, 1285 Avenue of the Americas, New York, NY 10019-6064, Attn: Diane Meyers, Esq., Fax (212) 492-0868; and

(iii) the Office of the United States Trustee, 844 North King Street, Suite 2207, Wilmington, DE 19801, Attn: Jane Leamy, Esq., Fax (302) 573-6497.

(collectively, (i) - (v), the "Notice Parties") so that any such objection or response be received by them on or before **June 30, 2009 at 4:00 p.m. (EDT)**. In connection therewith, the Debtors also have sought entry of an order setting **July 7, 2009 at 2:00 p.m. (EDT)** as the date and time for a hearing to consider entry of an order (the "Bidding Procedures Order") approving the proposed Bid Procedures.

PLEASE TAKE FURTHER NOTICE that upon entry of the proposed Bidding Procedures Order, the Court will (a) schedule a sale hearing to consider approval of a sale(s) of substantially all of the Debtors' assets and the assumption and assignment of certain executory contracts and unexpired leases and (b) establish an objection deadline relating to the sale of substantially all of the Debtors' assets.

IF NO OBJECTIONS ARE TIMELY FILED AND SERVED IN ACCORDANCE WITH THIS NOTICE, THE BANKRUPTCY COURT MAY GRANT THE RELIEF REQUESTED IN CONNECTION WITH THE PROPOSED BID PROCEDURES WITHOUT FURTHER NOTICE OR HEARING.²

Dated: June 19, 2009

BLANK ROME LLP

By: */s/ David W. Carickhoff*

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-and-

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**PROPOSED ATTORNEYS FOR
DEBTORS AND DEBTORS IN
POSSESSION**

² If you wish to receive notice as to the Sale Hearing date, you may file a request for notice pursuant to Bankruptcy Rule 2002, access the above websites to review the docket, or contact undersigned counsel for the Debtors.