

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:)	
)	Chapter 11
ATARI, INC., <i>et al.</i> ,)	
)	Case No. 13-10176 (JMP)
)	
Debtors. ¹)	(Jointly Administrated)

**ORDER SHORTENING THE NOTICE PERIOD AND FIXING
THE HEARING AND OBJECTION DEADLINE TO CONSIDER
APPROVAL OF THE DEBTORS' APPLICATION FOR ENTRY OF AN
ORDER AUTHORIZING THE EMPLOYMENT AND RETENTION OF
AKIN GUMP STRAUSS HAUER & FELD LLP AS COUNSEL TO THE
DEBTORS AND DEBTORS IN POSSESSION *NUNC PRO TUNC* TO FEBRUARY 6, 2013**

Upon the motion (the "Motion")² of the above-captioned debtors and debtors in possession (collectively, the "Debtors") for entry of an order pursuant to Bankruptcy Rule 9006(c) and Local Rules 9006-1(b) and 9077-1 shortening the notice period with respect to the hearing on the Application; and the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and the Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and the Court having found that venue of this proceeding and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court having considered the Motion and it appearing that the relief requested therein is in the best interests of the Debtors' estates, their creditors and other parties in interest; and that, pursuant to Bankruptcy Rule 9006(c) cause exists to shorten the notice period; and due and proper notice of the Motion having been provided under the circumstances; and it appearing

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal taxpayer identification number, are: Atari, Inc. (9915), Atari Interactive, Inc. (5411), California U. S. Holdings, Inc. (6093) and Humongous, Inc. (4104).

² All capitalized terms used but otherwise not defined herein shall have the meanings set forth in the Motion.

that no other or further notice need be provided; and after due deliberation and sufficient cause appearing therefor

IT IS HEREBY ORDERED THAT:

1. The Motion is granted to the extent set forth herein.
2. The hearing (the "Hearing") on the Application shall take place before the Honorable James M. Peck, United States Bankruptcy Judge, in Room 601 of the United States Bankruptcy Court for the Southern District of New York, Alexander Hamilton Custom House, One Bowling Green, New York, New York 10004 (the "Court") on **March 6, 2013, at 10:00 a.m. (prevailing Eastern Time)**.
3. Any deadlines and/or notice periods established by the Bankruptcy Rules and/or Local Rules, to the extent applicable, shall be modified and suspended to the extent necessary to hear and determine approval of the Application at the Hearing.
4. Responses or objections, if any, to the approval of the Application must (a) be in writing; (b) set forth with particularity the basis for the response or objection; (c) be filed with the Clerk of the Court (with a courtesy copy delivered directly to Chambers of the Honorable James M. Peck, United States Bankruptcy Court for the Southern District of New York, Alexander Custom House, New York, New York 10004); and (d) be served on (i) Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, New York, New York 10036 (Attn.: Ira S. Dizengoff and Kristine G. Manoukian) and 1333 New Hampshire Avenue, N.W., Washington, D.C. 20036 (Attn.: Scott L. Alberino) and (ii) the U.S. Trustee, 33 Whitehall Street, Suite 2100, New York, New York 10004 (Attn.: Richard C. Morrissey) (collectively, the "Notice Parties"), so as to actually be received by **March 5, 2013, at noon (prevailing Eastern Time)** (the "Objection Deadline").

5. Objections, if any, to the approval of the Application that do not comply with the foregoing, or that are not timely filed with the Clerk of Court and served on the Notice Parties by the Objection Deadline, will not be considered and shall be deemed waived and/or overruled.

6. Upon entry of this Order, counsel to the Debtors shall serve a copy of (a) this Order; (b) the Application; and (c) a notice of the Hearing on (i) the Core Service List (as defined in the order establishing notice and service procedures [Docket No. 38]); and (ii) all parties that have filed a notice of appearance or have requested service in these chapter 11 cases.

7. The terms of this Order shall be immediately effective and enforceable upon its entry.

8. The Debtors are authorized to take all actions necessary to effectuate the relief granted pursuant to this Order in accordance with the Motion.

9. The Court retains jurisdiction with respect to all matters arising from or related to the implementation of this Order.

Dated: New York, New York
February 26, 2013

s/ James M. Peck

HONORABLE JAMES M. PECK
UNITED STATES BANKRUPTCY JUDGE