

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF SOUTH CAROLINA**

Case No. 12-01220

**ORDER APPROVING DEBTOR'S OBJECTION
TO THE ALLOWANCE OF CLAIM NOS. 842, 843, 844 AND 845 FILED BY
AGRICREDIT ACCEPTANCE LLC**

The relief set forth on the following pages, for a total of 4 pages including this page, is hereby ORDERED.

**FILED BY THE COURT
05/15/2013**



Entered: 05/16/2013

US Bankruptcy Judge
District of South Carolina

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF SOUTH CAROLINA**

IN RE:

CCHG Liquidation Co.,

Debtor

CHAPTER 11

Case No. 12-01220

Substantively Consolidated

CCHG Liquidation Co.,

Movant,

v.

Contested Matter

**Agricredit Acceptance LLC, - Claim Nos. 842,
843, 844 and 845**

Respondent

**ORDER APPROVING DEBTOR'S OBJECTION
TO THE ALLOWANCE OF CLAIM NOS. 842, 843, 844 AND 845 FILED BY
AGRICREDIT ACCEPTANCE LLC**

Upon the Objection [Docket Entry # 834] (the "Objection") of CCHG Liquidation Co., the above-captioned substantively consolidated debtor (the "Debtor"), requesting the entry of an order disallowing claims filed by Agricredit Acceptance LLC in the chapter 11 cases of The Cliffs Club & Hospitality Group, Inc. and its affiliated debtors;¹ the Court having jurisdiction to

¹ The debtors (now substantively consolidated as the single Debtor), followed by the last four digits of their respective taxpayer identification numbers and chapter 11 case numbers, are as follows: The Cliffs Club & Hospitality Group, Inc. n/k/a CCHG Liquidation Co. (6338) (12-01220); CCHG Holdings, Inc. (1356) (12-01223); The Cliffs at Mountain Park Golf & Country Club, LLC n/k/a CCHG Liquidation Co. II, LLC (2842) (12-01225); The Cliffs at Keowee Vineyards Golf & Country Club, LLC n/k/a CCHG Liquidation Co. III, LLC (5319) (12-01226); The Cliffs at Walnut Cove Golf & Country Club, LLC n/k/a CCHG Liquidation Co. IV, LLC (9879) (12-01227); The Cliffs at Keowee Falls Golf & Country Club, LLC n/k/a CCHG Liquidation Co. V, LLC (3230) (12-

(footnote continued on next page)

consider the Objection and the relief requested therein; due notice of the Objection and opportunity for a hearing thereon having been given to all parties entitled thereto, as listed in the certificate of service attached to the Objection and filed with the Court; it appearing that no other or further notice need be provided; the deadline to respond to the Objection having passed, and no objections having been filed or asserted; the Court having determined that the relief sought in the Objection is in the best interests of the Debtor's substantively consolidated bankruptcy estate, its creditors, and all parties in interest; and after due deliberation and sufficient cause appearing therefor, it is hereby ORDERED as follows:

1. The Objection is GRANTED.

2. Claim number 842 filed by Agricredit Acceptance LLC in the debtors' bankruptcy cases is disallowed because the record before the Court reflects that neither the Debtor nor the above-referenced debtors have any further obligations to Agricredit Acceptance LLC with respect to such claim or the executory contract relating thereto, following the assumption and cure of such executory contract pursuant to the chapter 11 plan confirmed in the debtors' bankruptcy cases.

3. Claim number 843 filed by Agricredit Acceptance LLC in the debtors' bankruptcy cases is disallowed because the record before the Court reflects that neither the Debtor nor the above-referenced debtors have any obligations to Agricredit Acceptance LLC with respect to such claim or the contract relating thereto.

(footnote continued from previous page)

01229); The Cliffs at Keowee Springs Golf & Country Club, LLC n/k/a CCHG Liquidation Co. VI, LLC (2898) (12-01230); The Cliffs at High Carolina Golf & Country Club, LLC n/k/a CCHG Liquidation Co. VII, LLC (7576) (12-01231); The Cliffs at Glassy Golf & Country Club, LLC n/k/a CCHG Liquidation Co. VIII, LLC (6559) (12-01234); The Cliffs Valley Golf & Country Club, LLC n/k/a CCHG Liquidation Co. IX, LLC (6486) (12-01236); and Cliffs Club & Hospitality Service Company, LLC n/k/a CCHG Liquidation Co. X, LLC (9665) (12-01237).

4. Claim number 844 filed by Agricredit Acceptance LLC in the debtors' bankruptcy cases is disallowed because the record before the Court reflects that neither the Debtor nor the above-referenced debtors have any obligations to Agricredit Acceptance LLC with respect to such claim or the contract relating thereto.

5. Claim number 845 filed by Agricredit Acceptance LLC in the debtors' bankruptcy cases is disallowed because the record before the Court reflects that neither the Debtor nor the above-referenced debtors have any further obligations to Agricredit Acceptance LLC with respect to such claim or the executory contract relating thereto, following the assumption and cure of such executory contract pursuant to the chapter 11 plan confirmed in the debtors' bankruptcy cases.

6. This Court shall retain jurisdiction to hear and determine all matters arising from the implementation of this Order.

AND IT IS SO ORDERED.

PREPARED AND PRESENTED BY:

/s/ Däna Wilkinson

Däna Wilkinson
District Court I.D. No. 4663
LAW OFFICE OF DÄNA WILKINSON
365-C East Blackstock Road
Spartanburg, SC 29301
864.574.7944 (Telephone)
864.574.7531 (Facsimile)
danawilkinson@danawilkinsonlaw.com

-and-

/s/ Gary W. Marsh

Gary W. Marsh
Georgia Bar No. 471290
J. Michael Levensgood
Georgia Bar No. 447934
Bryan E. Bates
Georgia Bar No. 140856
MCKENNA LONG & ALDRIDGE LLP
303 Peachtree Street, Suite 5300
Atlanta, Georgia 30308
404-527-4000 (phone)
404-527-4198 (fax)
gmarsh@mckennalong.com
mlevengood@mckennalong.com
bbates@mckennalong.com

Counsel for the Debtor