UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:	Chapter 11
COACH AM GROUP HOLDINGS CORP., *et al.*[1]	Case No. 12-10010 (KG)
Debtors.	(Jointly Administered)

FOURTH MOTION OF THE DEBTORS FOR ENTRY OF AN ORDER PURSUANT TO FED. R. BANKR. P. 9006 AND 9027 AND DEL. BANKR. L.R. 9006-2 FURTHER EXTENDING THE PERIOD WITHIN WHICH THE DEBTORS MAY REMOVE ACTIONS

The above-captioned debtors and debtors in possession (collectively, the "**Debtors**"), by and through their counsel, submit this fourth motion (the "**Motion**"), for entry of an order, pursuant to Rules 9006 and 9027 of the Federal Rules of Bankruptcy Procedure (the "**Bankruptcy Rules**") and Rule 9006-2 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the "**Local Rules**"), further extending the time within which the Debtors may file a notice of removal with respect to any

[1] Coach Am Group Holdings Corp. (4830); Coach Am Holdings Corp. (1816); Coach America Holdings, Inc. (2841); American Coach Lines, Inc. (2470); America Charters, Ltd. (8246); CUSA Atlanta, Inc. (4003); American Coach Lines of Jacksonville, Inc. (0136); American Coach Lines of Miami, Inc. (7867); American Coach Lines of Orlando, Inc. (0985); Coach America Group, Inc. (2816); B & A Charter Tours, Inc. (9392); CUSA Dillon's, Inc. (5559); Florida Cruise Connection, Inc. (9409); Hopkins Airport Limousine Services, Inc. (1333); CUSA LL, Inc. (5309); The McMahon Transportation Company (0030); Midnight Sun Tours, Inc. (2791); Royal Tours of America, Inc. (2313); Southern Coach Company (6927); Tippet Travel, Inc. (8787); Trykap Airport Services, Inc. (0732); Trykap Transportation Management, Inc. (2727); KBUS Holdings, LLC (6419); ACL Leasing, LLC (2058); CAPD, LLC (4454); Coach America Transportation Solutions, LLC (6909); CUSA, LLC (3523); CUSA ASL, LLC (2030); CUSA AT, LLC (2071); CUSA AWC, LLC (2084); CUSA BCCAE, LLC (2017); CUSA BESS, LLC (3610); CUSA CC, LLC (1999); CUSA CSS, LLC (9896); CUSA EE, LLC (1982); CUSA ELKO, LLC (4648); CUSA ES, LLC (1941); CUSA FL, LLC (1920); CUSA GCBS, LLC (1891); CUSA GCT, LLC (1833); CUSA KBC, LLC (1808); CUSA K-TCS, LLC (1741); CUSA Leasing, LLC (1321); CUSA PCSTC, LLC (1701); CUSA PRTS, LLC (1591); CUSA RAZ, LLC (0640); CUSA Transit Services, LLC (8847); Get A Bus, LLC (1907); Coach BCCAE, L.P. (3488); Coach Leasing BCCAE, L.P. (6784). The Debtors' corporate offices are located at 8150 North Central Expressway, Suite M1000, Dallas, Texas 75206.

civil action for an additional sixty (60) days, through and including January 29, 2013. In support of the Motion, the Debtors respectfully state as follows:

JURISDICTION

1. This Court has jurisdiction over this Motion pursuant to 28 U.S.C. §§ 157 and 1334 and the Amended Standing Order of Reference dated February 29, 2012 (Sleet, C.J.). Venue is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409. This matter is a core proceeding pursuant to 28 U.S.C. § 157(b)(2).

2. The statutory predicates for the relief sought herein are Rules 9006 and 9027 and Local Rule 9006-2.

BACKGROUND

3. On January 3, 2012 (the "**Petition Date**"), each of the Debtors filed a voluntary petition for relief under chapter 11 of the Bankruptcy Code (collectively, the "**Chapter 11 Cases**").

4. The Debtors continue to operate their business and manage their properties as debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. No trustee or examiner has been appointed in the Chapter 11 Cases.

5. By order dated January 5, 2012, this Court authorized the joint administration of the Chapter 11 Cases. *See* Docket No. 44.

6. On January 13, 2012, the Office of the United States Trustee appointed an official committee of unsecured creditors (the "**Committee**") pursuant to section 1102(a)(1) of the Bankruptcy Code. *See* Docket No. 92.

7. On March 30, 2012, the Debtors filed the first motion for entry of an order pursuant to Bankruptcy Rule 9006 and Local Rule 9027 extending the period within which the Debtors may remove actions through and including July 2, 2012 (the "**First Removal Motion**"). *See* Docket No. 520.

8. On April 20, 2012, the Court entered an order granting the relief requested in the First Removal Motion. *See* Docket No. 613.

9. On June 29, 2012, the Debtors filed the second motion for entry of an order pursuant to Bankruptcy Rule 9006 and Local Rule 9027 extending the period within which the Debtors may remove actions through and including October 1, 2012 (the "**Second Removal Motion**"). *See* Docket No. 841.

10. On July 18, 2012, the Court entered an order granting the relief requested in the Second Removal Motion. *See* Docket No. 917.

11. On September 28, 2012, the Debtors filed the third motion for entry of an order pursuant to Bankruptcy Rule 9006 and Local Rule 9027 extending the period within which the Debtors may remove actions through and including November 30, 2012 (the "**Third Removal Motion**"). *See* Docket No. 1117.

12. On October 19, 2012, the Court entered an order granting the relief requested in the Third Removal Motion. *See* Docket No. 1158.

RELIEF REQUESTED AND BASIS THEREFOR

13. By this Motion, the Debtors request entry of an order, pursuant to Bankruptcy Rules 9006(b) and 9027, further extending the time within which the Debtors may file a notice of removal (the "**Removal Period**"), with respect to any civil action commenced prior to the filing of these Chapter 11 Cases, an additional sixty (60) days, through and including January 29, 2013.

14. Rule 9027(a)(2) of the Federal Rules of Bankruptcy Procedure provides in pertinent part:

> If the claim or cause of action in a civil action is pending when a case under the Code is commenced, a notice of removal may be filed only within the longest of (A) 90 days after the order for relief in the case under the Code, (B) 30 days after entry of an order terminating a stay, if the claim or cause of action in a civil action has been stayed under § 362 of the Code, or (C) 30 days

> after a trustee qualifies in a chapter 11 reorganization case but not later than 180 days after the order for relief.

Fed. R. Bankr. P. 9027(a)(2).

15. Bankruptcy Rule 9006(b)(1) provides that the Court may extend unexpired time periods, with or without motion or notice:

> [W]hen an act is required or allowed to be done at or within a specified period by these rules or by a notice given thereunder or by order of court, the court for cause shown may at any time in its discretion ... with or without motion or notice order the period enlarged if the request therefor is made before the expiration of the period originally prescribed or as extended by a previous order... .

Fed. R. Bankr. P. 9006(b)(1). Accordingly, this Court is authorized to extend the Debtors' Removal Period. *See also Pacor, Inc. v. Higgins*, 743 F.2d 984, 996 n. 17 (3d Cir.1984) (noting that the court may grant extensions of a debtor's time to file an application for removal of a civil action).

16. The Debtors submit that the relief requested herein is non-controversial and in the best interests of the Debtors, their estates and their creditors. The disposition of any subsequent civil actions may impact the Debtors' efforts in these Chapter 11 Cases and the Debtors' ability to make a distribution to unsecured creditors and wind-down their affairs. Extending the Removal Period as requested herein will not prejudice any creditors or parties-in-interest. Moreover, because the Debtors are parties to certain lawsuits and need additional time to evaluate those actions, this request is reasonable and proper.

NOTICE

17. No trustee or examiner has been appointed in the Chapter 11 Cases. Notice of this Motion has been given to (i) the Office of the United States Trustee for the District of Delaware, Attn: Tiiara Patton, Esq.; (ii) counsel to JPMorgan Chase Bank, N.A., as the DIP Agent and the Prepetition First Lien Agent; (iii) counsel to the Committee; and (iv) all parties that have requested notice in the Chapter 11 Cases pursuant to Bankruptcy Rule 2002. In light of

the nature of the relief requested herein, the Debtors submit that no other or further notice is required.

WHEREFORE, the Debtors respectfully request entry of an order, substantially in the form submitted herewith, granting the relief requested herein and such other and further relief as this Court deems just and proper.

Respectfully submitted,

LOWENSTEIN SANDLER PC
Sharon Levine, Esq.
S. Jason Teele, Esq.
Nicole Stefanelli, Esq.
65 Livingston Avenue
Roseland, New Jersey 07068
Telephone: (973) 597-2500
Facsimile: (973) 597-2400
slevine@lowenstein.com
steele@lowenstein.com
nstefanelli@lowenstein.com

-and –

POLSINELLI SHUGHART

/s/ Christopher A. Ward
Christopher A. Ward (Del. Bar No. 3877)
Justin K. Edelson (Del. Bar No. 5002)
Jarrett K. Vine (Del. Bar No. 5400)
222 Delaware Avenue, Suite 1101
Wilmington, Delaware 19801
Telephone: (302) 252-0920
Facsimile: (302) 252-0921
cward@polsinelli.com
jedelson@polsinelli.com
jvine@polsinelli.com

Counsel to the Debtors and Debtors in Possession

Dated: November 16, 2012
Wilmington, Delaware