

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

In Re:)	
)	
DICKINSON THEATRES, INC.,)	Case No. 12-22602
a Kansas corporation,)	
)	Chapter 11
Debtor.)	
)	

**BANKRUPTCY RULE 9011 CERTIFICATION
REGARDING REQUEST FOR EMERGENCY HEARING**

The undersigned, each a member of the Bar of this Court, hereby certify that:

1. They have caused to be filed the motions and applications of the above-captioned debtor and debtor-in-possession (collectively, the "Debtor") listed on the proposed agenda attached hereto as Exhibit A (collectively, the "First Day Motions").

2. Upon careful review of the First Day Motions and the matters and issues described therein, they have determined that each of the First Day Motions is properly brought as an emergency motion and that there is a true necessity for an emergency hearing with respect to each of the First Day Motions.

3. The necessity for an emergency hearing on the First Day Motions has not been caused by any lack of due diligence or intentional action or failure to act on the part of the Debtor, their attorneys or advisors, but has been brought about only by the circumstances of this chapter 11 case.

4. The First Day Motions are of such a nature that any delay in hearing would result in serious and irreparable harm to the Debtor. The Debtor seeks an emergency hearing on the First Day Motions to allow the Debtor to minimize disruption of its business operations, thereby preserving value of the Debtor's assets for the benefit of its estate and creditors. Delay in

hearing the First Day Motions could cause the Debtor's business operations to suffer devastating effects as customers, contractors, and trade partners likely may refuse to do business with the Debtor.

5. For the foregoing reasons, the Debtor believes, and the undersigned certify, that it is in the best interests of the estate, creditors, and all parties in interest that a hearing on the First Day Motions be scheduled on an emergency basis.

Dated: September 22, 2012.

STINSON MORRISON HECKER LLP

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Exhibit A

Proposed Agenda for First Day Hearing

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**PROPOSED AGENDA FOR FIRST DAY HEARING TO
BE HELD BEFORE THE HONORABLE JUDGE SOMERS ON
SEPTEMBER 27, 2012 AT 10:00 a.m. (CENTRAL STANDARD TIME)**

I. Introduction

1. Emergency Motion for Expedited Hearings on Certain Motions (the "Expedited Hearing Motion")
2. Declaration of Ron Horton, President and CEO of Debtor Dickinson Theatres, Inc., in Support of the Chapter 11 Petition and First Day Pleadings (the "Horton Declaration")

II. Administrative Motions

3. Motion for Admission to Appear *Pro Hac Vice* of Robert Rayburn (the "Rayburn Pro Hac Vice Motion")
4. Ex Parte Motion for an Order Establishing Noticing Requirements with Respect to All Proceedings Herein (the "Minimum Notice Motion")
5. Motion of the Debtor for Entry of an Order Establishing Bar Dates for Filing Proofs of Prepetition Secured and Unsecured and § 503(b)(9) Administrative Expense Claims (the "Bar Date Motion")
6. Motion of the Debtor for an Order Establishing Procedures for the Assertion of Section 503(b)(9) Claims Relating to Goods Received Within Twenty Days Prior to the Petition Date (the "503(b)(9) Procedures Motion")

III. Financing Motions

7. Motion of Debtor for Entry of Interim and Final Orders: (A) Authorizing Debtor to Obtain Post-petition Financing From Peoples Bank; (B) Granting Liens and Superpriority Claims in Favor of Peoples Bank; (C) Authorizing Use of Peoples Bank's Cash Collateral; (D) Granting Adequate Protection to Peoples Bank; and

(E) Scheduling a Final Hearing (the "Peoples Post-petition Financing and Cash Collateral Motion")

8. Motion of Debtor for Entry of Interim and Final Orders: (A) Authorizing Debtor to Obtain Post-petition Financing From 6801 West 107th, LLC; (B) Granting Liens and Superpriority Claims in Favor of 6801 West 107th, LLC; and (C) Scheduling a Final Hearing (the "6801 West Post-petition Financing Motion")

IV. Operational Motions

9. Motion of the Debtor, Pursuant to 11 U.S.C. §§ 105(a) and 363(b) for Authorization to Pay Claims of Critical Trade Vendors (the "Critical Vendors Motion")
10. Motion of the Debtor, Pursuant to 11 U.S.C. § 105(a), For Authorization to Continue Customer Programs (the "Customer Programs Motion")
11. Debtor's Motion for an order: (A) Authorizing, But Not Directing, Dickinson Theatres, Inc., to (1) Pay Certain Accrued Pre-Petition Wages, Salaries and Employee Benefits, (2) Permit Employees to Use Accrued Pre-Petition Vacation Time, (3) Permit Employees' Pre-Petition Reimbursable Business Expenses, (4) Continue Employee Benefit Plans, and (5) Directing All Banks to Honor Pre-Petition Checks for Payment of Pre-Petition Obligations; (B) Authorizing Related Relief; and (C) Authorizing, But Not Directing, The Release of Withholding Taxes and Employee Contributions (the "Wage Motion")
12. Debtor's Motion for Entry of An Order Under 11 U.S.C. §§ 105, 363, 364, 1107 and 1108 Authorizing (i) Maintenance of Existing Bank Accounts, (ii) Continued Use of Existing Business Forms, and (iii) Continued Use of Existing Cash Management Systems (the "Cash Management Motion")
13. Motion for Order Under Sections 105(a) and 365(a) Authorizing the Debtor-in-Possession to Reject Certain Unexpired Leases and Executory Contracts (the "Lease Rejection Motion")
14. Motion for Entry of Interim and Final Orders, Pursuant to Section 366 of the Bankruptcy Code, (I) Prohibiting Utilities From Altering, Refusing or Discontinuing Services on Account of Prepetition Invoices; (II) Determining That The Utilities Are Adequately Assured of Future Payment; (III) Establishing Procedures for Determining Requests For Additional Assurance of Future Payment; (IV) Granting Certain Related Relief; and (V) Scheduling a Final Hearing Date (the "Utilities Motion")
15. Motion of Debtor For an Order: (A) Authorizing, but not Directing, the Debtor to Pay Prepetition Taxes and Regulatory Fees; and (B) Directing Financial Institutions to Honor and Process Checks Related to Prepetition Taxes and Regulatory Fees (the "Prepetition Taxes Motion")

16. Debtor's Motion for Order Assuming in Part, and Rejecting in Part, the Amended and Restated Master Lease Agreement with Spirit Master Funding, LLC (the "Spirit Assumption/Rejection Motion")

V. Scheduling of Subsequent Hearing Dates

Dated: September 22, 2012.

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