

SO ORDERED.

SIGNED this 28th day of September, 2012.

Dale L. Somers United States Bankruptcy Judge

IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF KANSAS

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

ORDER AUTHORIZING, PURSUANT TO SECTION 105(A), DEBTOR TO <u>CONTINUE ITS PRE-PETITION CUSTOMER PROGRAMS</u>

Upon the Motion dated September 21, 2012 (the "<u>Motion</u>") (Docket No. 10), of Dickinson Theatres, Inc., (the "<u>Debtor</u>"), for an order authorizing it, pursuant to Section 105(a) of the Bankruptcy Code, to continue its pre-petition customer programs; and notice of the Motion having been provided to the United States Trustee for the District of Kansas, the Debtor's secured creditors and its twenty largest unsecured creditors; and it appearing that no other or further notice need be provided; and the Court having determined that the relief sought in the Motion is in the best interest of the Debtor, its creditors and all parties-in-interest; and after due deliberation and sufficient cause appearing therefore, it is hereby:

 $DB04/0773874.0018/6874763.1\ DD02$

ORDERED that Debtor is authorized to continue its Customer Programs in the ordinary course of its business, as set forth in the Motion, in the same manner and on the same basis as the Debtor implemented and maintained such policies and programs prior to the commencement of this Chapter 11 proceeding; it is further

ORDERED that the Debtor is authorized to honor all pre-petition obligations relating to its Customer Programs, as set forth in the Motion, in the ordinary course of its business, in the same manner and on the same basis as the Debtor honored such obligations prior to the commencement of its Chapter 11 case; <u>provided</u>, <u>however</u>, that the relief granted herein shall not constitute an approval or assumption of any Customer Program or related agreement or policy pursuant to Section 365 of the Bankruptcy Code; it is further

ORDERED that cause exists to waive the mandatory 21-day notice required by Fed. R. Bankr. P. 6003 in order to avoid immediate and irreparable harm to the Debtor's estate; and it is further

ORDERED that cause exists to waive the mandatory 14-day stay required by Fed. R. Bankr. P. 6004(h).

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Order prepared by:

STINSON MORRISON HECKER LLP

s/ Sharon L. Stolte Sharon L. Stolte, KS #14302 Paul M. Hoffmann, KS Fed. Bar No. 70170 Timothy M. Swanson, KS #24516 1201 Walnut, Ste. 2900 Kansas City, MO 64106 Tel.: (816) 691-2456 Fax: (816) 412-9325 sstolte@stinson.com phoffmann@stinson.com tswanson@stinson.com

Proposed Reorganization Counsel for the Debtor and Debtor-in-Possession

-and-

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Proposed General Corporate and Conflicts Counsel for the Debtor and Debtor-in-Possession

DB04/0773874.0018/6874763.1 DD02

United States Bankruptcy Court District of Kansas

In re: Dickinson Theatres, Inc. Debtor Case No. 12-22602-DLS Chapter 11

CERTIFICATE OF NOTICE

District/0	off: 1083-2	User: cindy Form ID: pdf020	Page 1 of 2 Total Noticed: 7	Date Rcvd: Sep 28, 2012
Notice by Sep 30, 20		l was sent to the followin	g persons/entities by the Ban	kruptcy Noticing Center on
db		heatres, Inc., 6801 W 10	7th Street, Overland Park,	KS 66212-1825
cr				, Lee's Summit, MO 64063-2333
cr		, c/o Thomas M. Mullinix S 66217-3046	, Evans & Mullinix, P.A.,	7225 Renner Road, Suite 200,
cr	+Marks Nelson Vohland Campbell Radetic, LLC, c/o Cohen McNeile & Pappas, P.C., 4601 College Blvd., Suite 200, Leawood, KS 66211-1650			
cr		, LLC, c/o Thomas M. Mul r Road, Suite 200, Shawn	linix, Evans & Mullinix, P. ee, KS 66217-3046	A.,
cr		rty Group, Inc., Attn: R is, IN 46204-3438	onald M. Tucker, Esq., 225	W. Washington Street,
Notice by cr	+E-mail/Text		p 29 2012 02:21:05 Missou	the Bankruptcy Noticing Center. ri Department of Revenue,
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		RECIPIENTS (undeliverable	, * duplicate) *****	
cr	-	xecutive Cleaners, Inc.		
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Addresses marked '##' were identified by the USPS National Change of Address system as undeliverable. Notices will no longer be delivered by the USPS to these addresses; therefore, they have been bypassed. The debtor's attorney or pro se debtor was advised that the specified notice was undeliverable.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Sep 30, 2012

Signature:

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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on September 28, 2012 at the address(es) listed below:

Bruce E. Strauss on behalf of Creditor First Community Bank bruces@merrickbakerstrauss.com, bestrauss@mbslaw.psemail.com

Paul M. Hoffmann on behalf of Debtor Dickinson Theatres, Inc. phoffmann@stinson.com Robert D. Maher on behalf of Creditor Hartley's Executive Cleaners, Inc.

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Scott M. Brinkman on behalf of Creditor Spirit Master Funding LLC sbrinkman@bscr-law.com Sharon L. Stolte on behalf of Debtor Dickinson Theatres, Inc. sstolte@stinson.com Susan L Lissant on behalf of Creditor Missouri Department of Revenue ks@dor.mo.gov Susan P DeCoursey on behalf of Creditor Marks Nelson Vohland Campbell Radetic, LLC

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TOTAL: 12