



SO ORDERED.

SIGNED this 2nd day of October, 2012.

Dale L. Somers

Dale L. Somers
United States Bankruptcy Judge

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

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

**ORDER ESTABLISHING BAR DATES FOR FILING
PROOFS OF PRE-PETITION UNSECURED AND SECURED
AND § 503(b)(9) ADMINISTRATIVE EXPENSE CLAIMS**

Upon consideration of the motion (the "Motion") (Docket No. 18)¹ of Dickinson Theatres, Inc. (the "Debtor"), seeking entry of an order for entry of an order pursuant to Sections 501, 502, 503(b)(9) and 1111(a) of the Bankruptcy Code and Bankruptcy Rules 2002(a)(7), 3003(c)(3) and 5005(a), establishing bar dates for filing proofs of Claim; the Court having reviewed the Motion; the Court having considered the statements of counsel and the evidence adduced with respect to the Motion at a hearing thereon; and the Court having found that: (a) the Court has jurisdiction to consider the Motion pursuant to 28 U.S.C. §§ 157 and 1334, (b) this is a core proceeding pursuant to 28 U.S.C. § 157(b), and (c) notice of the Motion and the hearing

¹ Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Motion.

thereon was sufficient under the circumstances and that no further notice need be provided; it appearing that the relief requested in the Motion is in the best interest of the Debtor, its estate, and its creditors; and the Court having determined that the legal and factual bases set forth in the Motion and adduced at the hearing thereon establish good and sufficient cause for the relief granted herein;

IT IS HEREBY ORDERED THAT:

1. The Motion is **GRANTED** in its entirety.
2. All persons and entities (each a "Creditor" and, collectively, the "Creditors"), holding or wishing to assert an unsecured or secured, priority or nonpriority Claim (as defined in Section 101(5) of the Bankruptcy Code) or administrative expense claim arising under Section 503(b)(9) of the Bankruptcy Code against the Debtor arising or accruing prior to the Petition Date (each a "Claim" and, collectively, the "Claims") are required to file a separate, completed and executed proof of claim (either the Proof of Claim Form attached as Exhibit B to the Motion, a proof of claim form conforming substantially to Official Bankruptcy Form 10, or another suitable proof of administrative expense claim) on account of any Claims such Creditors hold or wish to assert against the Debtor on or before the General Bar Date of **November 16, 2012**.
3. The Debtor shall retain the right to subsequently designate any Claim as disputed, contingent or unliquidated; provided, however, that if the Debtor amends the Schedules to reduce the undisputed, noncontingent and liquidated amounts or to change the nature or classification of a Claim against the Debtor reflected therein, then the affected Creditor shall have until the Amended Schedule Bar Date to file a proof of Claim or to amend any previously filed proof of Claim with respect to such amended scheduled Claim. The Amended Schedule Bar Date shall be the later of the General Bar Date or thirty (30) days after a Creditor is served with notice that the

Debtor has amended its Schedules to reduce the amount of, delete or change the status of a scheduled Claim of such Creditor. Notwithstanding the foregoing or anything else herein to the contrary, nothing set forth herein will preclude the Debtor from objecting to any Claim, whether scheduled or filed, on any grounds.

4. Notwithstanding anything in this Order to the contrary, and except as otherwise set forth in any order authorizing rejection of an executory contract or unexpired lease, the holder of any Claim arising from the rejection of an executory contract or unexpired lease shall be required to file a proof of Claim on account of such Claim against the Debtor on or before the later of (a) the General Bar Date or (b) thirty (30) days after the effective date of such rejection as ordered by the Court.

5. The form of notice of the Bar Dates ("Bar Date Notice") substantially in the form attached to the Motion as Exhibit A is approved.

6. The Debtor shall cause copies of the Bar Date Notice to be mailed at least twenty (20) days before the General Bar Date to all known persons and entities holding Claims, by first class United States mail, postage prepaid.

7. The Proof of Claim Form in the form attached to the Motion as Exhibit B is approved.

8. In accordance with Bankruptcy Rule 2002(a)(7), service of the Bar Date Notice and the Claim Forms in the manner set forth above shall be deemed good and sufficient notice of the Bar Dates to known and unknown Creditors.

9. Any Person or Entity that is required to file a Proof of Claim in this Chapter 11 Case but fails to do so in a timely manner shall be forever barred, estopped and enjoined from: (a) asserting any Claim against the Debtor that such Person or Entity has that (i) exceeds the

amount, or (ii) is of a different nature or in a different classification than what may be set forth in the Schedules (any such Claim referred to as an "Unscheduled Claim") and (b) voting upon, or receiving distributions under, any Chapter 11 plan or plans in these Chapter 11 Cases with respect to such Unscheduled Claim.

10. All Persons and Entities asserting Claims against the Debtor's estate are required to file their Claim in English and in U.S. dollars. If a Person or Entity does not specify the amount of its Claim in U.S. dollars, the Debtor reserves the right to convert such Claim to U.S. dollars using the applicable conversion rate as of the Petition Date, unless the Debtor deems another date more appropriate.

11. The provisions of this Order apply to all Claims, of whatever character, against or in the Debtor of its assets, whether secured or unsecured, priority or nonpriority, liquidated or unliquidated, fixed, contingent, and including administrative claims arising under section 503(b)(9) of the Bankruptcy Code.

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

13. Notwithstanding the possible applicability of Bankruptcy Rules 6004(g), 7062, 9014 or otherwise, the terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

14. All time periods set forth in this Order shall be calculated in accordance with Bankruptcy Rule 9006(a).

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Order prepared by:

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s/ Sharon L. Stolte

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