

Hearing Date: September 8, 2010 at 10:00 a.m.
Objection Deadline: September 1, 2010 at 4:00 p.m.

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Counsel for Winfield Group

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

JENNIFER CONVERTIBLES, INC., *et al.*,

Debtors.

Chapter 11

Case No. 10-13779 (ALG)

(Jointly Administered)

**NOTICE OF MOTION OF THE WINFIELD GROUP TO CONFIRM
THAT NO STAY IS IN EFFECT OR,
ALTERNATIVELY, FOR NUNC PRO TUNC RELIEF FROM AUTOMATIC STAY**

PLEASE TAKE NOTICE that on September 8, 2010 at 10:00 a.m. (EST) or as soon thereafter as counsel may be heard, a hearing will be held before the Honorable Allan L. Gropper, United States Bankruptcy Judge, at the United States Bankruptcy Court for the Southern District of New York (the "**Bankruptcy Court**"), Alexander Hamilton Custom House, Courtroom 617, One Bowling Green, New York, New York 10004, to consider Winfield Group's (the "**Movant**") motion (the "**Motion**") to confirm that the automatic stay is not in effect as to Movant's efforts to

remove Jennifer Convertibles, Inc. ("**Debtor**"), pursuant to California law, from premises owned by Movant, or, alternatively, for *nunc pro tunc* relief from the automatic stay to permit Movant to remove Debtor, pursuant to California law, from premises leased by Movant to Debtor (the "**Motion**").

PLEASE TAKE FURTHER NOTICE that objections, if any, to the Motion must be: (a) in writing, stating the name of the objecting party and shall state with particularity the reasons for the objection; (b) filed with the Clerk of the Bankruptcy Court, Alexander Hamilton Custom House, One Bowling Green, New York, New York 10004 (with a courtesy copy to Judge Gropper's Chambers) in accordance with the procedures in the paragraph immediately below; and (c) served upon the undersigned counsel for Movant **so as to be received no later than September 1, 2010 at 4:00 p.m.**

PLEASE TAKE FURTHER NOTICE that, objections, if any, to the relief sought in the Motion must be filed: (a) through the Bankruptcy Court's electronic filing system; or (b) if a party is unable to file electronically, such party shall submit the objection in PDF format on a diskette in an envelope with the case name, case number, type and title of document, document number of the document to which the objection refers, and the file name on the outside of the envelope; or (c) if a party is unable to file electronically or use PDF format, such party shall submit the objection on a diskette in either Word, WordPerfect, or DOS text (ASCII) format to the Clerk of the Bankruptcy Court with a label containing the information indicated in section (b) of this paragraph. An objection filed by a party with no legal representation shall comply with section (b) or (c) as set forth in this paragraph.

PLEASE TAKE FURTHER NOTICE that the Court may grant the relief requested in the Motion without a hearing if no objections to the Motion are timely filed and served.

PLEASE TAKE FURTHER NOTICE that the hearing to consider the Motion may be adjourned from time to time, without further notice to parties in interest, other than the announcement of the adjourned date or dates at the hearing.

Dated: New York, New York
August 23, 2010

SHEPPARD MULLIN RICHTER & HAMPTON LLP

By: /s/ Malani J. Cademartori
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