

Hearing Date: February 22, 2011  
Time: 11:00 a.m.

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re:

Chapter 11

JENNIFER CONVERTIBLES, INC.,

Case No. 10-13779 (ALG)

Debtor.

Jointly Administered

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**ORDER PURSUANT TO 11 U.S.C. § 362**  
**GRANTING RELIEF FROM THE AUTOMATIC STAY**

Upon the motion, dated February 3, 2011 (the "Motion") of JPMorgan Chase Bank, N.A. (the "Movant") for an order modifying the automatic stay of section 362, Title 11 of the United States Code (the "Bankruptcy Code"): (i) to permit Movant to continue prosecution of a non-payment summary proceeding before the Civil Court of the State, City and County of New York and/or to commence new litigation, seeking, *inter alia*, recovery of possession of the nonresidential real property known as Store #8 and basement located in the building known as 2420 Broadway a/k/a 2420-2438 Broadway a/k/a 2424 Broadway, New York, New York (the "Premises"); (ii) to enforce any possessory judgment issued thereon; and (iii) granting Movant such further relief as this Court may deem just and proper; and upon the declaration of Michael Stengel, an associate in the Lease Administration Department of Movant, filed in support of the Motion; and proper notice of the hearing (the "Hearing") on the Motion having been given to (a) Jennifer Convertibles, Inc. (the "Debtor"), (b) Debtor's counsel, (c) the Office of the United States Trustee, (d) counsel for the official committee of unsecured creditors and (e) those who have filed and notice of appearance and request for service in this proceeding.

**ORDERED**, that the Motion is hereby granted to the extent set forth herein; and it is further

**ORDERED**, that the automatic stay of Bankruptcy Code § 362 is modified (i) to permit Movant to continue prosecution of a non-payment summary proceeding before the Civil Court of the State, City and County of New York and/or to commence new litigation, seeking, *inter alia*, recovery of possession of the Premises; and (ii) to enforce any possessory judgment issued thereon; and it is further

**ORDERED**, that pursuant to Bankruptcy Rule 4001(a)(3), this Order shall be effective immediately.

Dated: New York, New York  
\_\_\_\_\_, 2011

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Honorable Allan L. Gropper  
United States Bankruptcy Judge