IT IS ORDERED as set forth below:

Date: April 09, 2008

Mary Grace Diehl

Mary Grace Diehl
U.S. Bankruptcy Court Judge

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

In re:	:	CASE NUMBER
	:	
PIKE NURSERY HOLDING, LLC,	:	**07-79129-MGD**
	:	
Debtor.	:	CHAPTER 11
	:	

ORDER

This Chapter 11 case is before the Court on PNC Bank, National Association's Motion (A) for Order Directing Payment in Accordance with DIP Facility; (B) Setting Date for Trustee to File 506(c) Claims; and (C) to Shorten Notice of Hearing. (Docket No. 398). A hearing on the matter was held on April 7, 2008. Parties present at the hearing included James Langdon, counsel for PNC; John Christy, counsel for the Chapter 7 Trustee; Leroy Culton, counsel for the U.S. Trustee; Sarah Borders, counsel for PDIP; Scott Jacobson, counsel for Gas South; and Karen White, who spoke on behalf of a number of 503(b)(9) claimants. Having considered the Motion and the arguments of the parties, and for the reasons stated on the record, it is

ORDERED that PNC Bank, N.A.'s Motion for Order Directing Payment in Accordance with DIP Facility is hereby **DENIED** at this time without prejudice;

IT IS FURTHER ORDERED that the Trustee must assert any challenges to the amount claimed by PNC Bank, N.A. under its debtor-in-possession loan, without regard to any offsets or surcharges, on or before **May 22, 2008.**

IT IS FURTHER ORDERED that the Stipulation of the parties with respect to "Challenge Rights" (Docket No. 404) remains binding on the parties.

IT IS FURTHER ORDERED that the Trustee must assert any 11 U.S.C. § 506(c) claims on or before **June 30, 2008**, or such claims will be deemed waived.

The Clerk shall serve a copy of this Order upon all parties on the Master Service List.

END OF DOCUMENT