



IT IS ORDERED as set forth below:

Date: November 16, 2007

Mary Grace Diehl

**Mary Grace Diehl
U.S. Bankruptcy Court Judge**

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

In re:)	Chapter 11
)	
PIKE NURSERY HOLDING LLC,)	Case No. 07-79129-mgd
)	
Debtor.)	
)	

**ORDER AUTHORIZING THE DEBTOR TO REJECT NON-RESIDENTIAL
REAL PROPERTY LEASE (STORE # 49 – STOCKBRIDGE)**

This matter is before the Court on the motion of Pike Nursery Holding LLC (“Debtor”) for authority to reject, effective as of the Petition Date, a non-residential real property lease between the Debtor and JDN Realty Corporation (“Lessor”) for a facility located at 599 Highway 138 West, Stockbridge, Georgia 30281 (the “Lease”). Capitalized terms used but not defined in this Order shall have the meanings ascribed to such terms in the Motion.

The Court has considered the Motion, the Declaration of Scott Schnell in Support of First Day Applications and Motions, and the matters reflected in the record of the hearing held on the Motion. It appears that the Court has jurisdiction over this proceeding; that this is a core proceeding; that notice of the Motion has been given to the Office of the United States Trustee,

counsel for the Debtor's pre-petition senior secured lenders, counsel to the Debtor's proposed debtor-in-possession lenders, the parties required to receive notice pursuant to the Lease and the Debtor's twenty (20) largest unsecured creditors; that no further notice is necessary; that the relief sought in the Motion is in the best interests of the Debtor, its estate, and its creditors; and that good and sufficient cause exists for such relief.

Accordingly, it is hereby ORDERED as follows:

1. The Motion is GRANTED.
2. The Debtor is authorized to reject the Lease, and the Lease is hereby deemed rejected, effective as of the Petition Date.
3. The Court shall retain jurisdiction to hear and determine all matters arising from the implementation of this Order.
4. Counsel for the Debtor is directed to serve a copy of this Order on all parties on the Master Service List and on the Lessor within three (3) days of the entry of this Order, and to file a certificate of service with the Clerk of the Court.

[END OF DOCUMENT]

Prepared and presented by:

SCROGGINS & WILLIAMSON

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Bankruptcy Noticing Center
2525 Network Place, 3rd Floor
Herndon, Virginia 20171-3514

CERTIFICATE OF SERVICE

District/off: 113E-9
Case: 07-79129

User: slaterc
Form ID: pdf464

Page 1 of 1
Total Served: 3

Date Rcvd: Nov 16, 2007

The following entities were served by first class mail on Nov 18, 2007.

db +Pike Nursery Holding LLC, 4020 Steve Reynolds Blvd., Norcross, GA 30093-3067
aty +J. Robert Williamson, Scroggins and Williamson, 1500 Candler Building,
127 Peachtree Street, N.E., Atlanta, GA 30303-1810
ust Office of U.S. Trustee, 75 Spring St., 362 Richard B. Russell Bldg., Atlanta, GA 30303

The following entities were served by electronic transmission.

NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

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

First 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: Nov 18, 2007

Signature:

