

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

IN RE:	:	CHAPTER 11
	:	
RC SOONER HOLDINGS, LLC, ET AL.	:	CASE NO. 10-10528 (BLS)
	:	
Debtor.	:	

**MOTION OF MONTGOMERY, McCracken, WALKER & RHOADS, LLP
TO SHORTEN RESPONSE TIME AND TO SHORTEN NOTICE OF MOTION
FOR LEAVE TO WITHDRAW AS COUNSEL FOR THE REMY
ENTITIES¹ PURSUANT TO DEL. BANKR. L.R. 9010-2(B)**

Montgomery, McCracken, Walker & Rhoads, LLP (“MMWR”), counsel for the Remy Entities, hereby files this motion requesting entry of an order (i) shortening the applicable notice period for its motion for leave to withdraw as counsel for the Remy Entities (the “Motion to Withdraw”) in the above-referenced bankruptcy case (the “Bankruptcy Case”) pursuant to Del. Bankr. L.R. 9010-2(b) filed contemporaneously herewith, and (ii) scheduling the Motion to Withdraw to be heard at the currently scheduled May 25, 2010 omnibus hearing, and in support thereof, states as follows:

1. Pursuant to Local Rule 9010-2(b), MMWR is required to serve its Motion to Withdraw at least fourteen (14) days before the motion is presented to the Court. However, Local Rule 9006-1(e) permits the Court to shorten such time upon written motion specifying the exigencies requiring such shortened notice.

2. As set forth in the Motion to Withdraw, despite the Remy Entities express agreement that they would pay to MMWR a second retainer in connection with representing

¹ The Remy Entities are: RemyCo, Inc., The Remy Companies, Inc., Home Realty Ventures, Inc., Bradford Creek Properties, LLC, Landrun Design and Development Co., Inc., Diamond Point, LLC, Bluechip Holdings, LP, Time L. Remy, Tim J. Remy, Sherry E. Remy, L. Leon Remy, Robin E. Remy, Sherry E. Remy Revocable Trust DTD July 14, 1997, L. Leon Remy Revocable Trust DTD July 14, 1997, and Mona Remy Berke.

them in the Bankruptcy Case and related adversary proceedings, the Remy Entities have failed to pay such retainer to MMWR.

3. Moreover, in addition, the Remy Entities have failed to reasonably cooperate with MMWR in, among other things, preparing responses to discovery requests served in connection with one of the adversary proceedings in which they are defendants.

4. These proceedings are developing at a rapid pace. MMWR requests shortened notice of its Motion to Withdraw because the more time that lapses before a hearing is held on the merits of the Motion to Withdraw, the more matters will be presented that may require action on behalf of the Remy Entities. Without adequate communication with the Remy Entities, MMWR will be unable to competently represent the interests of the Remy Entities. Additionally, any legal work that MMWR will be required to perform on behalf of the Remy Entities will remain unpaid, thereby creating an unreasonable financial burden on MMWR.

5. The next omnibus hearing is not scheduled until June 21, 2010. In the intervening time, several deadlines will have lapsed. Failure to timely and properly act on behalf of the Remy Entities could prejudice their rights.

6. The Remy Entities have been warned on multiple occasions that MMWR intends to seek withdrawal of its representation of them unless the retainer is paid.. The Remy Entities were informed yesterday that this Motion would be filed today.

7. Accordingly, MMWR requests that the time established by the Local Rules for a hearing to be scheduled on the Motion to Withdraw be shortened and that this matter be heard at the May 25, 2010 omnibus hearing.

WHEREFORE, Montgomery, McCracken, Walker & Rhoads, LLP respectfully requests entry of an order (i) shortening the time that MMWR is required to serve its Motion to Withdraw

before the motion is presented to the Court; (ii) scheduling a hearing on the Motion to Withdraw May 25, 2010; and (iii) such other and further relief as this Court deems just and appropriate.

Dated: May 18, 2010
Wilmington, Delaware

MONTGOMERY, McCracken,
WALKER & RHOADS, LLP

By: /s/ Natalie D. Ramsey
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