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Counsel for Virginia United Methodist Homes of Williamsburg, Inc., Debtor and Debtor In Possession

IN THE UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
Richmond Division

In re: VIRGINIA UNITED METHODIST HOMES OF WILLIAMSBURG, INC., Debtor.	Case No. 13-31098 Chapter 11

ORDER GRANTING DEBTOR'S MOTION TO EXPEDITE
HEARING ON DEBTOR'S MOTION TO MODIFY PLAN

This matter is before the Court on the *Debtor's Motion to Expedite Hearing on Debtor's Motion to Modify* (the "Motion to Expedite") [1] filed by the debtor and debtor in possession, Virginia United Methodist Homes of Williamsburg, Inc. (the "Debtor"), by counsel, for an Order, pursuant to Bankruptcy Code section 105 and Local Bankruptcy Rule 9013-1(M) and (N), requesting the Court to schedule an expedited hearing (the "Expedited Hearing") on the *Motion Of Debtor (I) to Modify Debtor's Confirmed Second Amended Plan of Reorganization Under Chapter 11 of the Bankruptcy Code, (II) to Shorten Applicable Notice Periods, and (III) for Related Relief* (the "Motion to Modify").

[1] Capitalized terms not otherwise defined herein shall have the meanings ascribed to such terms in the Motion to Expedite.

The Court having reviewed the Motion to Modify, the Motion to Expedite, and the Certification for Expedited Hearing; it appearing to the Court that proper and adequate notice of the Motion to Expedite has been given under the circumstances and that no other or further notice is necessary; and upon the record herein; and after due deliberation thereon; and good and sufficient cause appearing therefor, it is hereby

ORDERED, ADJUDGED, AND DECREED that:

1. The Motion to Expedite is **GRANTED**.

2. The Expedited Hearing will be held on May 23, 2013, at 11:00 a.m. (prevailing Eastern Time) to hear and consider, on an interim basis, the relief sought by the Debtor in the Motion to Modify.

3. The form of the *Notice of: (A) Motion of Debtor (I) to Modify Debtor's Confirmed Second Amended Plan of Reorganization Under Chapter 11 of the Bankruptcy Code, (II) to Shorten Applicable Notice Periods, and (III) for Related Relief, and (B) Debtor's Motion to Expedite Hearing on Debtor's Motion to Modify* attached as Exhibit A (the "Notice") to the Motion to Expedite is hereby approved.

4. As soon as practicable, the Debtor shall serve the Notice via first class mail, postage pre-paid and/or electronic mail on: (a) the United States Trustee; (b) counsel for Virginia United Methodist Homes, Inc., as DIP Lender; (c) counsel for UMB Bank, N.A., as master and bond trustee; (d) the Debtor's top 20 creditors; (e) counsel for the Virginia State Corporation; and (f) any party that has filed a notice of appearance in this case. Under the circumstances, no other or further notice of the Motion to Modify and the Motion to Expedite (collectively, the "Motions"), and of the Expedited Hearing is required. Furthermore, the service of the Motion to Expedite and the Motion to Modify and the Notice is hereby deemed sufficient.

5. **A separate and final hearing (the "Final Hearing") on the Motion to Modify shall be held on May 30, 2013, at 10:00 a.m. (prevailing Eastern Time)**, at which time the Debtor will seek, on a final basis, the relief sought in the Motion to Modify. The Debtor shall send a separate notice of the Final Hearing to all creditors and/or parties in interest.

6. The notice requirements of Local Bankruptcy Rules 5005-l(A)(8) and 9013-1(M) are hereby waived for all of the Motions, subject to the Court's right, upon further consideration at the Expedited Hearing, to require additional notice with respect to the Motion to Modify.

7. The requirement of filing written responses to the Motion to Expedite is waived.

8. Subject to the Debtor's serving the Motions and the Notice in accordance with this Order, the requirements of Local Bankruptcy Rule 9022-1(B) and (C) are hereby waived for the Motions.

9. The Debtor is authorized to take all actions necessary to effectuate the relief granted pursuant to this Order in accordance with the Motion to Expedite.

10. The requirement under Local Bankruptcy Rule 9013-1(G) to file a memorandum of law in connection with the Motions is hereby waived.

11. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry, and any appeal period is deemed waived or not applicable.

12. The Court retains jurisdiction with respect to all matters arising from or related to the implementation of this Order.

Dated: May 23 2013
Richmond, Virginia

/s/ Kevin R. Huennekens
United States Bankruptcy Judge

Entered on Docket: May 23, 2013

We ask for this:

/s/ Sheila deLa Cruz
Robert S. Westermann (VSB No. 43294)
Sheila deLa Cruz (VSB No. 65395)
HIRSCHLER FLEISCHER, P.C.
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* Admitted *pro hac vice*

Counsel for Virginia United Methodist Homes of Williamsburg, Inc., Debtor and Debtor In Possession

CERTIFICATE OF ENDORSEMENT

I hereby certify, under Local Rule 9022-1, that the foregoing proposed Order has been endorsed by and/or served upon all necessary parties.

/s/ Sheila deLa Cruz
Counsel

United States Bankruptcy Court
Eastern District of Virginia

In re:
Virginia United Methodist Homes of Willi
Debtor

Case No. 13-31098-KRH
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0422-7 User: sewardt Page 1 of 2 Date Rcvd: May 23, 2013
Form ID: pdford7 Total Noticed: 1

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on May 25, 2013.

Tomas R. Califano, 1251 Avenue of the Americas, New York, NY 10020-1104

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****
NONE. TOTAL: 0

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

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: May 25, 2013 **Signature:** Joseph Speetjens

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on May 23, 2013 at the address(es) listed below:

Darrell William Clark on behalf of Creditor Cerner Corporation dclark@stinson.com, cscott@stinson.com
Jennifer McLain McLemore on behalf of Creditor UMB Bank, N.A. jmclemore@cblaw.com, avaughn@cblaw.com;mkarnes@cblaw.com
Judy A. Robbins, 11 USTPRegion04.RH.ECF@usdoj.gov
Robert H. Chappell, III on behalf of Creditor Virginia United Methodist Homes, Inc. rchappell@spottsfain.com, kligon@spottsfain.com;eanderson@spottsfain.com;jwest@spottsfain.com;ekessel@spottsfain.com;tmoore@spottsfain.com;nmccullagh@spottsfain.com;jolmsted@spottsfain.com;jdonaldson@spottsfain.com
Robert S. Westermann on behalf of Debtor Virginia United Methodist Homes of Williamsburg, Inc. rwestermann@hf-law.com, rmcburney@hf-law.com
Sheila G. de la Cruz on behalf of Debtor Virginia United Methodist Homes of Williamsburg, Inc. sdelacruz@hf-law.com, slawson@hf-law.com
Tracey Michelle Ohm on behalf of Creditor Cerner Corporation tohm@stinson.com, tmackey@stinson.com

TOTAL: 7