

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION
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In re: Chapter 11
A & K ENERGY CONSERVATION, INC., Case No. 8:17-bk-3318-CPM
Debtor.

**MOTION FOR FURTHER EXTENSION OF EXCLUSIVE
PERIOD TO SOLICIT ACCEPTANCES OF A PLAN**

A & K ENERGY CONSERVATION, INC. (the “**Debtor**”) respectfully requests a further extension of the period during which the Debtor has the exclusive right to solicit acceptances of a plan. In support of this motion, the Debtor states:

Jurisdiction and Venue

1. This Court has jurisdiction to consider this motion pursuant to 28 U.S.C. §§157 and 1334. The subject matter of this motion is a core proceeding pursuant to 28 U.S.C. §157(b). Venue is proper in this district pursuant to 28 U.S.C. §1408.

2. The statutory predicates for the relief requested by this motion are 11 U.S.C. §§ 1121(c)(3) and 1121(d) of the Bankruptcy Code.

Background

3. On April 19, 2017 (the “**Petition Date**”), the Debtor filed its Voluntary Petition for Relief under Chapter 11 of Title 11 of the United States Code (the “**Bankruptcy Code**”).

4. On January 31, 2018, the Debtor filed its *Plan of Reorganization Under Chapter 11 of the United States Bankruptcy Code for A & K Energy Conservation, Inc.* (Doc. No. 316).

5. Pursuant to this Court’s *Order Granting Motion for Further Extension of (1) Plan and Disclosure Statement Filing Deadline, (2) Exclusive Period to File Plan, and (3) Exclusive*

Period to Solicit Acceptances of Plan (Doc. No. 297), the exclusive period during which only the Debtor may solicit acceptances of a plan expires on April 2, 2018.

6. But for the filing of this motion, the 180-day period would expire on April 2, 2018.

Relief Requested and Grounds for Relief

7. Section 1121(d)(1) of the Bankruptcy Code provides that the Court for cause may reduce or increase the 180-day period.

8. The Debtor requests that the Court extend the exclusivity period for solicitation of acceptances of a plan such that the extended 180-day period will expire upon the Court's conclusion of the hearing to consider confirmation.

9. This motion is not submitted for purposes of delay and the Debtor submits that the relief requested in this motion will not prejudice any party, as the confirmation hearing has been scheduled for May 17, 2018.

WHEREFORE, the Debtor respectfully requests that the Court enter an order: (a) granting this motion; (b) extending the 180-day period during which the Debtor has the exclusive right to solicit acceptances of the Plan such that the extended 180-day period will expire upon the Court's conclusion of the hearing to consider confirmation, without prejudice to the Debtor's right to seek further extensions, and (c) providing such other relief as is just and proper.

/s/ Amy Denton Harris

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of the foregoing *Motion for Further Extension of Exclusive Period to Solicit Acceptances of a Plan* have been furnished on this 6th day of March, 2018, by either the Court's electronic CM/ECF transmission or by U.S. Mail to:

United States Trustee
LBR 1007-2 Parties in Interest Matrix

/s/ Amy Denton Harris

Amy Denton Harris

Label Matrix for local noticing
113A-8
Case 8:17-bk-03318-CPM
Middle District of Florida
Tampa
Tue Mar 6 09:11:41 EST 2018

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