

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

IN RE:) Case No.16-70357
)
OTS CAPITAL PARTNERS, LLC)
) Chapter 11
Debtor.)
)
)

DEBTOR'S FOURTH MOTION TO EXTEND EXCLUSIVITY PERIOD

COMES NOW OTS Capital Partners, LLC, Debtor and Debtor-in-Possession in the above-captioned Chapter 11 case ("Debtor"), and brings this Fourth Motion to Extend Exclusivity Period pursuant to 11 U.S.C. § 1121, and in support thereof respectively shows the Court as follows:

1. Debtor filed a voluntary petition pursuant to Chapter 11 of Title 11 of the United States Code on November 11, 2016 (the "Petition Date"). Since the Petition Date, Debtor has continued to manage its business as Debtor-in-Possession pursuant to 11 U.S.C. §§ 1107 and 1108.
2. The Court has jurisdiction to consider this Motion pursuant to 28 U.S.C. §§ 157 and 1334. This is a "core" proceeding pursuant to 28 U.S.C. § 157(b). Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409.
3. Debtor continues to negotiate a plan with its major creditors Significant interest has been expressed by third parties who are interested in acquiring Debtor's assets or ownership of Debtor through a Plan of Reorganization.
4. Pursuant to 11 U.S.C. § 1121(b), Debtor would have the exclusive right to file a Plan of Reorganization until after 120 days following the date of the Order for Relief. On January 12, 2017, Debtor filed its First Motion to Extend Exclusivity Period [Docket No. 54]. On February 7, 2017, the Court held a hearing and allowed the Debtor to

file an Amended Motion to Extend Exclusivity Period with twenty-one (21) days negative notice to extend the exclusivity period until June 12, 2017 and the solicitation period until August 11, 2017 [Docket No. 79]. On June 1, 2017, Debtor filed its Second Motion to Extend Exclusivity Period [Docket No. 100]. An Order granting Debtor's Second Motion to Extend Exclusivity Period Subject to Objections was entered on June 2, 2017 [Docket No. 101], extending the exclusivity period until September 11, 2017 and the solicitation period until October 11, 2017. On September 6, 2017, Debtor filed its Third Motion to Extend Exclusivity Period [Docket No. 119]. An Order granting Debtor's Third Motion to Extend Exclusivity Period Subject to Objections was entered on September 8, 2017 [Docket No. 121], extending the exclusivity period until December 10, 2017 and the solicitation period until January 9, 2017.

5. The current Exclusivity period expires on December 10, 2017. Debtor seeks an extension of this exclusive period, pursuant to 11 U.S.C. § 1121(d), for an additional ninety (90) days, through and including March 10, 2018.
6. Accordingly, Debtor requests that the Court extend its exclusivity period pursuant to 11 U.S.C. § 1121(b) an additional ninety (90) days, through and including March 10, 2018, and extend its solicitation deadline through and including April 9, 2018.

WHEREFORE, Debtor prays that the Court extend its exclusivity period per 11 U.S.C. § 1121 an additional ninety (90) days, through and including March 10, 2018, extend its solicitation deadline through and including April 9, 2018; and grant such other and further relief as the Court may deem just and proper.

Respectfully submitted,

On this 16th day of November, 2017

Macey, Wilensky & Hennings, LLC

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