

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

In Re:

SUFFOLK READY MIX, LLC,

Debtor.

Chapter 7
Case No. 09-75473

MOTION FOR RELIEF FROM AUTOMATIC STAY

Secured Lender Creditor Key Equipment Finance Inc. ("Key"), through its attorneys Lemery Greider LLC, respectfully moves the Court for an Order pursuant to 11 U.S.C. §362 (d)(1)-(2) for relief from the Automatic Stay and, in support of its motion, states as follows:

PARTIES

1. Debtors Suffolk Ready Mix, LLC ("Debtor") filed its Voluntary Petition for Relief under Chapter 11 of the United States Bankruptcy Code in this Court on July 24, 2009.

2. The case was converted to one under Chapter 7 under the United States Bankruptcy Code on August 9, 2010.

3. R. Kenneth Barnard, Esq. is the duly appointed Chapter 7 Trustee.

4. Key is a secured creditor of the Debtor pursuant to a Vehicle Finance Agreement under which Key financed the Debtor's purchase of a 2007 Haul Dry bulk Trailer. As of the date of filing, Key was owed \$55,606.16. Evidence of Key's claim and the perfection of its lien is attached hereto as Exhibit "A."

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Procedure Samuel Issacharoff,2005 This book examines the overall structure of public dispute resolution through six basic concepts rudimentary fairness and the trade off between equity and efficiency defining the parameters of a dispute in terms of the presentation of issues and the obtaining of information defining the scope of the dispute in terms of parties particularly as the judicial system confronts increasingly complex litigation defining the power of the courts securing finality and the costs of procedure Publisher s website Bankruptcy Law Manual Benjamin Weintraub,Alan N. Resnick,1992 This handbook covers corporate reorganization rights of landlords debtors and secured creditors jurisdiction and power of bankruptcy courts discharge of debts and other areas of bankruptcy law for debtor and creditor attorneys The complete text of the Bankruptcy Code and the Bankruptcy Tax Act of 1980 are included *Interstate Child Custody Litigation* Mark S. Guralnick,1993 **The New York Times Index** ,2001

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