

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WISCONSIN**

Court Minutes

CHAPTER: 11  
DATE: June 15, 2016  
JUDGE: Beth E. Hanan  
CASE NO.: 16-24179  
DEBTOR: Green Box NA Green Bay, LLC  
NATURE OF HEARING: Debtor's request to reschedule June 20, 2016, evidentiary hearing  
APPEARANCES: Paul Swanson, appearing for the debtor  
Amy Ginsberg, staff attorney for the United States trustee  
Steven Krueger, appearing for Ability Insurance Company  
Carla Andres, appearing for Little Rapids Corporation  
Brian Thill, appearing for Wisconsin Economic Development Corporation  
Michael Polsky, Chapter 128 state court receiver  
COURTROOM DEPUTY: Betsy Skibicki  
LAW CLERK: Nicholas G. Chmurski

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At the May 27, 2016, preliminary hearing on the motions of Ability Insurance Company and Little Rapids Corporation, the court set an evidentiary for June 20, 2016, at 10:00 a.m. in Room 149 of the United States Courthouse.

On June 13, the court received correspondence from the debtor requesting that the evidentiary hearing be rescheduled because its key witness, Mr. Stephen Smith, would be out of town until June 21. The debtor suggested holding the evidentiary hearing on June 24—the same day as the adjourned section 341 meeting of creditors.

On June 14, Ability filed an objection to the debtor's request stating that its key witness, Mr. Polsky, was not available on June 24, and that Mr. Smith's testimony was irrelevant as to the debtor's good faith in filing this bankruptcy case.

The court convened a telephonic hearing to resolve the matter.

The court noted that Mr. Smith's testimony could be relevant to the debtor's good faith basis in filing this bankruptcy case, so it found cause to reschedule the evidentiary hearing. The court also noted that Mr. Polsky's testimony would likely be relevant, so it declined to reschedule the hearing on June 24. After a short discussion with counsel, the court rescheduled the evidentiary hearing to **June 27, 2016, at 10:00 a.m. in Room 149 of the United States Courthouse in Milwaukee.**