

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

In Re:

Case No. 16-24179

GREEN BOX NA GREEN BAY, LLC,

Debtor.

Chapter 11

**DEBTOR'S OBJECTION TO JAIRO HUILAR'S MOTION
FOR ALLOWANCE AND PAYMENT OF ADMINISTRATIVE
EXPENSE CLAIM PURSUANT TO 11 U.S.C. § 503(b)(1)**

NOW COMES the Debtor, Green Box NA Green Bay, LLC (the "Debtor"), by its attorneys, Steinhilber Swanson LLP, by Paul G. Swanson, and hereby objects to the Motion by Jairo Huilar for Allowance and Payment of Administrative Expense Claim Pursuant to 11 U.S.C. § 503(b)(1) (the "Motion"). As grounds for such Objection, the Debtor asserts as follows:

1. The claim asserted in the Motion is not an allowable administrative claim under Section 503 of the U.S. Bankruptcy Code.
2. The amounts specified in the Motion are inconsistent. It is difficult for Debtor's counsel to ascertain which amount is being asserted as a claim, and how such claim value was calculated.
3. To the extent any portion of the asserted claim is determined to be allowed by the Court, such claim may not include penalties for unpaid rents, but must be constituted solely of actual unpaid rental amounts.
4. The basis for the Motion is a lease agreement which was never assumed by the


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Debtor and, therefore, the entire amount of the claim, as determined to be appropriate and allowed by the Court, will become an unsecured, pre-petition claim in this case, not an administrative expense claim.

WHEREFORE, the Debtor requests that the Court deny the Motion or, in the alternative, schedule a hearing on this matter.

Dated this 18th day of November, 2016.

STEINHILBER SWANSON LLP
Attorneys for the Debtor

By: 
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