



certain First Amendment of Lease dated as of February 5, 2009, with respect to a certain building and premises located at 1045 Sheridan Street, Chicopee, Massachusetts (the “Premises”) (the “Lease”). The Premises serve as a major warehouse, freezer, refrigeration and distribution center for the Debtors’ New England operations. As of October 5, 2011 (“Petition Date”), the Debtor owed NIPB not less than \$33,194.88 under the Lease as a result of the Debtor’s failure to pay amounts that became due under the Lease on October 1, 2011.

**PRIOR PROCEEDINGS RELEVANT TO THIS OBJECTION**

2. On the Petition Date, the Debtors filed the Rejection and Abandonment Motion and submitted a proposed order therewith (the “Proposed Order”).

3. The Court further ordered that objections to the Rejection and Abandonment Motion and Proposed Order had to be filed on or before October 17, 2011, and that the Court would conduct a hearing on the Rejection and Abandonment Motion on October 24, 2011.

**OBJECTION**

The Proposed Order should be modified to provide:

1. That the Debtors shall identify with particularity any personal property or fixtures that the Debtors intend to remove from the Premises.
2. That the Debtors shall identify with particularity any personal property or fixtures that the Debtors intend to abandon.
3. For an objection period and hearing rights for NIPB and other landlords who may object to the removal or abandonment of any personal property or fixtures identified by the Debtors.
4. That any personal property or fixtures abandoned by the Debtors may be retained or disposed of by NIPB and other landlords in their sole discretion without any

obligation or liability to any of the Debtors, the Debtors' lenders or any other party in interest.

Dated: October 17, 2011  
Wilmington, Delaware

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