

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

In re:	§	Chapter 11
	§	
BUFFETS, LLC, <i>et al.</i> <sup>1</sup>	§	Case No. 16-50557-RBK
	§	
Debtors.	§	Jointly Administered

**DEBTORS' MOTION FOR EMERGENCY HEARING ON  
DEBTORS' MOTION TO (I) RETAIN AND PAY AUCTIONEER AND  
(II) SELL CERTAIN PROPERTY FREE AND CLEAR OF ALL LIENS,  
CLAIMS, AND ENCUMBRANCES**

The debtors and debtors-in-possession in the above-captioned chapter 11 cases (the "Chapter 11 Cases") (each a "Debtor" and collectively, the "Debtors"), by and through their undersigned counsel, hereby file this motion (the "Motion") seeking an emergency hearing on Debtors' Emergency Motion to (I) Retain and Pay Auctioneer and (II) Sell Certain Property Free and Clear of All Liens, Claims, and Encumbrances would respectfully show unto the Court the following:

1. Debtors have filed an Emergency Motion to (I) Retain and Pay Auctioneer and (II) Sell Certain Property Free and Clear of All Liens, Claims, and Encumbrances contemporaneously with this motion.
2. Debtors' request that the emergency hearing happen by 9:30 a.m. (Central Time) on Thursday, March 9, 2016.
3. Debtors' estimate twenty (20) minutes is needed for the hearing.
4. Debtors allege that an emergency hearing is necessary for the following reasons:

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<sup>1</sup> The Debtors in these cases, along with the last four digits of each Debtor's federal tax identification number, are: Buffets, LLC (2294); Hometown Buffet, Inc. (3002); OCB Restaurant Company, LLC (7607); OCB Purchasing, Co. (7610); Ryan's Restaurant Group, LLC (7895); Fire Mountain Restaurants, LLC (8003); and Tahoe Joe's, Inc. (7129). The address for all of the Debtors is 120 Chula Vista Drive, Hollywood Park, Texas 78232.

- a. Successful bidders from the auction are retrieving their respective auction items the morning of Thursday, March 9, 2016 pursuant to pick-up agreements.
- b. If the bidders are not able to retrieve their items the Debtors' estates will be subject to substantial cost penalties.
- c. If the FF&E is not sold and remains at the closed locations, rent may continue to accrue and the FF&E will depreciate in value.

5. The Debtors' counsel found out about the ongoing sales on the morning of March 9, 2016. Because of the number of locations and the fact that counsel only found out about the need for emergency relief this morning, prior conferences with each affected landlord has not been possible. However, the Debtors and their counsel will reach out to the landlords and known counsel on an expedited basis throughout the day and evening and will advise the Court of efforts to confer and progress at the scheduled hearing.

6. Undersigned counsel certifies that there is a true necessity for an emergency hearing and that the necessity of the emergency hearing has not been cause by a lack of due diligence on their part.

WHEREFORE, Debtors pray this Court to set a hearing as expeditiously as possible on said motion, and to shorten the time for notice of said hearing, enter an order in substantially the same form attached hereto as Exhibit A granting and requested such other relief as the Court may deem just and proper.

Dated: March 9, 2016

Respectfully submitted,

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