

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

IN RE:)
)
RED TOP RENTALS, INC.,) CAUSE NO: 09-05229-JKC-11
)
DEBTOR.)
_____)
)

MOTION TO SHORTEN NOTICE ON: *MOTION FOR THE AUTHORIZATION OF A SALE AND TRANSFER OF ASSETS FREE AND CLEAR OF ALL LIENS, CLAIMS, INTERESTS, CHARGES AND ENCUMBRANCES*

TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE:

The Debtor, in support of the above-entitled motion (the “Motion”), states:

1. The Debtor filed its petition for relief under Title 11, Chapter 11 of the United States Code on April 20, 2009 (the “Petition Date”). Since the Petition Date, the Debtor has continued in the possession of its property pursuant to §§1107 and 1108 of the Code and is a debtors-in-possession.

2. A creditors committee has not been appointed in this case.

3. Contemporaneously with the filing of this Motion, the Debtor filed its: *Motion for the Authorization of a Sale and Transfer of Assets Free and Clear of all Liens, Claims, Interests, Charges and Encumbrances* (the “Sale Motion”).

4. In its Sale Motion, the Debtor seeks court authority pursuant to §363(f) to sell certain Assets (as that term is defined in the Sale Motion) free and clear of all liens, charges, interests, unsecured claims, secured claims and encumbrances.

5. The Debtor requests that this Court shorten the time for notice with respect to the Sale Motion to ten (10) days.

6. The Debtor submits that cause exists to shorten notice on the Sale Motion to ten (10) days because it is in the best interests of the estate and all interested parties. The Buyer (as that term is defined in the Sale Motion) is located in Florida, and the Assets must be shipped to Miami, Florida and then shipped to the job site for which the Assets will be used in Jamaica prior to August 8, 2009. Unless notice is shortened, the Assets will not be able to be shipped to Jamaica prior to August 8, 2009 and the Buyer will not purchase the Assets.

7. The Debtor submits that the Bank (as that term is defined in the Sale Motion) is the only creditor who holds a lien on the Assets, and also submits that the Bank has agreed to release its lien on the Assets as part of the Sale. The Assets are being sold in a manner designed to yield the best results.

REQUEST FOR RELIEF

The Debtor respectfully requests that the Court grant it all just and proper relief in the premises.

Respectfully submitted,

TUCKER | HESTER, LLC

/s/ Jeffrey M. Hester
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