

Honorable August B. Landis
United States Bankruptcy Judge



Entered on Docket
April 25, 2014

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

| | | |
|---|---|---------------------------------------|
| In re: |) | Case No.: BK-S-14-12524-ABL |
| |) | |
| TELEXFREE, LLC, |) | Chapter 11 |
| |) | |
| <input type="checkbox"/> AFFECTS THIS DEBTOR |) | 14-12525-abl TelexFree, Inc. |
| |) | |
| <input type="checkbox"/> AFFECTS ALL DEBTORS |) | 14-12526-abl TelexFree Financial, Inc |
| |) | |
| <input type="checkbox"/> AFFECTS TELEXFREE, INC. |) | Date: May 2, 2014 |
| |) | Time: 9:30 a.m. |
| <input type="checkbox"/> AFFECTS TELEXFREE, FINANCIAL |) | |
| INC., |) | |
| |) | |

**NOTICE OF HEARING REGARDING ABSTENTION
PURSUANT TO 11 U.S.C. § 305(a)¹**

Pending before the court are several substantive motions by the various participants in this case pertaining to Change of Venue (ECF No. 67), to Appoint a Trustee (ECF No. 65), and to Determine that portions of the Temporary Restraining Order entered in the District Court of Massachusetts, Case No. 14-cv-111858-NMG (the "Massachusetts Case"), were in violation of

¹ In this Order, all references to "ECF No." are to the numbers assigned to the documents filed in the case as they appear on the docket maintained by the clerk of the court. References to "Section" are to provisions of the Bankruptcy Code, 11 U.S.C. §§ 101–1532. References to "Local Rules" are to provision of the Local Rules of Bankruptcy Practice of the United States Bankruptcy Court for the District of Nevada.



1 the Section 362 automatic stay. (ECF No. 70). The Court is also aware that the debtors in these
2 jointly administered cases are currently the subject of a Temporary Restraining Order (“TRO”)
3 entered by the court in the Massachusetts Case, and that the TRO entered in that case
4 dramatically limits the type of actions that the debtors are permitted to undertake. These
5 limitations effectively prevent the debtors from operating their various businesses during the
6 pendency of the TRO. The court in the Massachusetts Case recently delayed the hearing to
7 determine if the pending TRO will be converted into a permanent injunction, essentially
8 extending the duration that the debtors are prevented from operating their various businesses.

9 **NOTICE IS HEREBY GIVEN** that this matter will come on for hearing before the
10 Court at the date and time specified in the caption pursuant to Sections 305(a)(1) and 105(d)(2)
11 to determine whether the interests of creditors and the various debtors are better served by the
12 suspension of all proceeding in these jointly administered cases. Any interested party may file a
13 brief on the issue of Abstention pursuant to Section 305(a)(1) no later than Wednesday, April
14 30, 2014.

15 **NOTICE IS FURTHER GIVEN** that the hearing on the said matter will be held before
16 a United States Bankruptcy Judge, in the Foley Federal Building, 300 Las Vegas Boulevard
17 South, Third Floor, Bankruptcy Courtroom No. 1, Las Vegas, Nevada 89101 on May 2, 2014,
18 9:30 a.m.

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