

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MARYLAND
Greenbelt Division**

IN RE:)	
)	
JOANNE’S BED & BACK STORES, INC.)	Case No. 08-14606 (TJC)
)	(Chapter 11)
Debtor)	

**DEBTOR’S MOTION FOR ORDER EXTENDING TIME TO
FILE SCHEDULES AND STATEMENT OF FINANCIAL AFFAIRS**

JoAnne’s Bed & Back Stores, Inc. (the “Debtor”), debtor and debtor-in-possession, by counsel, hereby move this Court, pursuant to Section 521 of Title 11 of the United States Code and Rule 1007 of the Federal Rules of Bankruptcy Procedure, for entry of an order extending the time to file its schedules and statement of financial affairs (the “Motion”). In support of the Motion, the Debtor respectfully represents as follows:

Introduction

1. On April 2, 2008 (the “Petition Date”), the Debtor commenced this case by filing a voluntary petition for relief under Chapter 11 of Title 11 of the United States Code, 11 U.S.C § 101, et seq. (the “Bankruptcy Code”). The Debtor intends to continue in possession of its property and the management of its business as debtor-in-possession pursuant to §§ 1107 and 1108 of the Bankruptcy Code, pending a sale of the assets.
2. No official committee, trustee, or examiner has been appointed in these cases.
3. This Court has jurisdiction over this Motion pursuant to 28 U.S.C. §§ 157 and 1334. This Motion is a core proceeding pursuant to 28 U.S.C. § 157(b). Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409.
4. The meeting of creditors pursuant to Section 341 of the Bankruptcy Code is scheduled for May 12, 2008.

5. The statutory predicates for the relief requested herein are Section 521 of the Bankruptcy Code and Rule 1007 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”).

Description of the Debtor and Its Operations

6. The Debtor is a Maryland corporation with its principal place of business at 11714 Baltimore Avenue, Beltsville, Maryland 20705. Prior to the Petition Date, the Debtor operated sixteen (16) stores, including a warehouse in Maryland, Washington, DC and Virginia, which sell ergonomic mattresses, adjustable beds, office, lounge and massage chairs, seat lift chairs, comfort accessories and other furniture.

Relief Requested

7. Pursuant to Bankruptcy Rule 1007, the Debtor’s schedules and statement of financial affairs are due by April 17, 2008. By this Motion, the Debtor seeks an Order extending the time within which it must file its schedules and statements of financial affairs until May 2, 2008. This extension would allow the U.S. Trustee ten (10) days to review the schedules and statement of financial affairs prior to the meeting of creditors on May 12, 2008. Counsel for the Debtor has conferred with counsel for the U.S. Trustee, Lynn Kohen, regarding the extension sought herein. The U.S. Trustee does not oppose this request.

Basis for Relief

8. Pursuant to Section 521 of the Bankruptcy Code and Bankruptcy Rule 1007, a debtor is required, within fifteen (15) days from the date of filing, to file schedules and a statement of financial affairs. Bankruptcy Rule 1007(a)(5) and (c) further authorize the Court to extend a debtor’s time to file the schedules and statements of financial affairs on motion for

cause shown. The Debtor submits there is “cause” to extend the time to file its schedules and statements of financial affairs.

9. As set forth hereinbefore, prior to the Petition Date, the Debtor operated sixteen (16) retail stores. As reflected in the creditor matrix filed on the Petition Date, the Debtor has several hundred creditors.

10. The Debtor and its professional advisors are in the process of compiling and reviewing the voluminous amount of information necessary to complete the schedules and statements of financial affairs. Moreover, prior to the Petition Date and in the days thereafter, the Debtor’s employees (who will be providing the information necessary to complete the schedules and statement of financial affairs) were required to devote their time to preparing for the commencement of this case and providing information necessary for the various motions filed by the Debtor on the Petition Date and on the days thereafter, as well as preparing for the hearing on several motions scheduled to be heard by the Court on April 9, 2008.

11. In order to complete the schedules and statement of financial affairs, the Debtor must compile information from various books, records, and other documents relating to a multitude of transactions. The Debtor will be unable to satisfactorily complete the compilation of the above information in order to file the schedules and statements of financial affairs by April 17, 2008.

12. It is important that the schedules and statements of financial affairs be complete and accurate, and that they fully evidence the financial condition of the Debtor as of the commencement of this Chapter 11 case. The Debtor believes it will be able to gather all of the necessary information to complete the schedules and statements of financial affairs by May 2, 2008 – a fifteen (15) day extension of time.

WHEREFORE, the Debtor respectfully request that the Court enter an Order extending the time for Debtor to file its schedules and statement of financial affairs through May 2, 2008, and such other and further relief as this Court deems just and proper.

Respectfully submitted,

**SHULMAN, ROGERS, GANDAL,
PORDY & ECKER, P.A.**

By: /s/ Stephen A. Metz
Michael J. Lichtenstein (Bar No. 05604)
Morton A. Faller (Bar No. 01488)
Stephen A. Metz (Bar No. 13720)
11921 Rockville Pike, Suite 300
Rockville, Maryland 20852-2743
TEL: (301) 230-5231
FAX: (301) 230-2891
Attorneys for Debtor

G:\75\CLIENTS\Joanne's Bed & Back-039099.76\Pleadings\Motion to Extend Time to File Schedules.doc

CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of April, 2008, a copy of the foregoing **Debtor's Motion for Order Extending Time to File Schedules and Statement of Financial Affairs and proposed Order** was sent to:

Howard R. Herman, Esquire
Moses & Singer, LLP
The Chrysler Building
405 Lexington Avenue
New York, New York 10174-1299
Counsel for The Healthy Back Store, LLC

Office of the United States Trustee
6305 Ivy Lane, Suite 600
Greenbelt, Maryland 20770

Office of the Attorney General of Maryland
200 St. Paul Place
Baltimore, Maryland 21201

Maryland SDAT
301 West Preston Street
Baltimore, Maryland 21201

Office of the Attorney General for
The Commonwealth of Virginia
10555 Main Street
Fairfax, VA 22030

Security Exchange Commission
100 F Street, NE
Washington, DC 20549
Attn: Bankruptcy Specialist

Internal Revenue Service
Insolvency Unit
31 Hopkins Plaza, Room 1150
Baltimore, MD 21201

To the 20 Largest Unsecured Creditors on the Attached List

Landlords
Robin Tang
7098 Crows Nest #22
Laurel, MD 20707

8032 Tysons Plaza (Mar-West)
c/o May Jewelers
8032 Leesburg Pike
Vienna, VA 22182

Saul Subsidiary Conn Ave
7501 Wisconsin Avenue, Suite 1500
Bethesda, MD 20814-6522

Kentlands LLC
c/o Beatty Management Co., Inc.
6824 Elm Street, Suite 200 West
McLean, VA 22101

Writ Ltd Partnership
P.O. Box 79555
Baltimore, MD 21279-0555

Central Park
c/o William A. and Dana Middleton
P.O. Box 1480
King George, VA 22485

The Peterson Companies
Atlas Walk LC #3443
P.O. Box 601726
Charlotte, NC 28275-1726

Annapolis Harbour Center Associates
11501 Huff Court
North Bethesda, MD 20895-1904

Saint Thomas Joint Venture
c/o Harry B. Cooper Associates
10749 Falls Road, Suite 202
Lutherville, MD 21093

AAK Dobbin, LLC
7221 Lee DeForest Drive, Suite 100
Columbia, MD 21046

Government Counties re Leases

Charles W. Thompson, Jr.
Office of Montgomery County Attorney
101 Monroe Street, 3rd Floor
Rockville, MD 20850

David Whitacre
Office of Prince George's County Attorney
14741 Governor Oden Bowie Drive, Suite 5121
Upper Marlboro, MD 20772

Office of Fairfax County Attorney
12000 Government Center Parkway, Suite 549
Fairfax, VA 22035

Linda M. Schvett
Office of Anne Arundel County Attorney
Heritage Office Complex
2660 River Road
Annapolis, MD 21401

Office of Alexandria City Attorney
301 King Street, Suite 1300
Alexandria, VA 22314

/s/ Stephen A. Metz
Stephen A. Metz

Service List
(Creditors Holding 20 Largest Unsecured Claims)

Arent Fox PLLC
P.O. Box 758670
Baltimore, MD 21275

Kim Davis
160 E. 72nd Street, #3A
New York, NY 10021-4364

Beltsville Commercial Ctr (B&R)
11716 Baltimore Avenue
Beltsville, MD 20705

King Koil Mid Atlantic
1112 Kingwood Avenue
Norfolk, VA 23502

Bruce Stram
3200 W. Lamar, #13
Houston, TX 77019

Leggett & Platt
P.O. Box 198747
Atlanta, GA 30384-8747

Classic Sleep Products
8214 Wellmoor Court
Jessup, MD 20794

Mark M. Levin
4700 Linnean Avenue, NW
Washington, DC 20008

Daniel and Rebecca Okrent
645 West End Avenue, Apt. 12F
New York, NY 10022

Phillip M. Sierralta
17207 Loblolly Court
Accokeek, MD 20607

Darius Gaskins
136 Country Road
Ipswich, MA 01938

Sandra Sauls
1238 Girard Street, NW
Washington, DC 20009

David B. and Betsy H. Summer
1027 Duchess Drive
McLean, VA 22102

Sealy Corporation
P.O. Box 932621
Atlanta, GA 31193-2621

Golden Technologies
401 Bridge Street
Old Forge, PA 18518

Tempur-pedic
P.O. Box 632852
Cincinnati, OH 45263-2852

James Turner
1236 Girard Street, NW
Washington, DC 20009

The Washington Post
1150 11th Street, NW
Washington, DC 20071-7100

Judith and Philip Davis
6925 Cottonwood Knoll
West Bloomfield, MI 48322

Thomas and Laura Aust
226 Elderwood Avenue
Pelham, NY 10803