

**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 EXPEDITED MOTION FOR ADMINISTRATIVE
ORDER TO LIMIT NUMBER OF RECIPIENTS OF FUTURE NOTICES**

JoAnne’s Bed & Back Stores, Inc. (“Debtor”), debtor and debtor-in-possession in the above-styled Chapter 11 case (the “Debtor”), by counsel, files this expedited motion for administrative order to limit number of recipients of future notices (“Motion”), and in support thereof states:

Jurisdiction

1. This Court has jurisdiction over the Motion pursuant to 28 U.S.C. §§ 157 and 1334. Venue of this case and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409.

2. The relief sought in this Motion is based upon section 105(a) of Title 11 of the United States Code (“Bankruptcy Code”) and Rule 2002 of the Federal Rules of Bankruptcy Procedure (“Bankruptcy Rules”).

The Chapter 11 Cases

3. On April 2, 2008 (the “Petition Date”), the Debtor filed a voluntary petition for relief under Chapter 11 of the Bankruptcy Code. The Debtor continues to operate its business and manage its properties as debtor-in-possession pursuant to Sections 1107(a) and 1108 of the Bankruptcy Code.

4. 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.

Standard for Limiting Notice

5. The Court has the power to limit the number of persons required to be given notice for certain matters pursuant to Bankruptcy Rule 2002(m), which provides that, “[t]he court may from time to time enter orders designating the matters in respect to which, the entity to whom, and the form and manner in which notices shall be sent except as otherwise provided by these rules.” Fed. R. Bankr. P. 2002(m).

Reasons for Limiting Notice in this Case

6. There are hundreds of creditors in this case, including customers who have paid deposits to the Debtor, many trade creditors, landlords, unsecured creditors and approximately 45 employee creditors.

7. Pursuant to Rule 2002, the Debtor’s creditors and parties in interest will be sent notice of the chapter 11 filing and the meeting of creditors in accordance with 11 U.S.C. § 341.

8. In order to reduce the Debtor’s administrative costs, the Debtor proposes a “Limited Notice List,” which shall include the following:

- a. the United States Trustee for the District of Maryland, Greenbelt Division;

b. the Debtor's twenty (20) largest unsecured creditors, or their respective counsel; provided, however, that if an official committee of unsecured creditors is appointed in these cases, notice hereunder will be limited to counsel for the committee;

c. all secured creditors in this case or their counsel;

d. all taxing authorities holding claims against the Debtor;

e. all parties who have, by notice of entry of appearance, advised the Court and counsel for the Debtor that they desire to receive notices herein; and

f. Government agencies required to receive notice under the Bankruptcy Rules.

9. The Debtor proposes to serve all motions, notices and other requests for relief only on the persons on the then current Limited Notice List, except (i) matters specified in Federal Rules of Bankruptcy Procedure 2002(a)(1), 2002(a)(4), 2002(a)(7), 2002(b), 2002(d) and 2002(f)(3) (the time allowed for filing claims pursuant to Rule 3002); (ii) matters in which the applicable rules or orders of this Court permit service on fewer parties than those included on the "Limited Notice List"; and (iii) for matters directly affecting a party in interest, that party will be served as well.

10. For all matters except those listed in sub-paragraphs (i) and (ii) of the foregoing paragraph, service to those persons on the then current Limited Notice List, should be deemed sufficient notice in this case.

11. The Debtor believes the proposed Limited Notice List is fair and reasonable under the circumstances and in the best interest of the Debtor's estate and its creditors.

WHEREFORE, the Debtor respectfully requests the entry of an Order, pursuant to Bankruptcy Rule 2002(m): (i) approving the content of and procedures relating to the “Limited Notice List,” as requested herein; and (ii) granting such other and further relief as the Court may deem necessary and appropriate.

Respectfully submitted,

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

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