

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re)	Chapter 11
)	
WCI COMMUNITIES, INC., <u>et al.</u> , ¹)	Case No. 08-11643 (KJC)
)	
Debtors.)	Jointly Administered
)	

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR
HEARING ON AUGUST 27, 2008 AT 10:00 A.M.**

CONTINUED MATTERS:

1. Emergency Motion for Relief from Automatic Stay filed by Jan Aikin, filed on August 5, 2008 [Docket No. 63]

Response Deadline:

August 20, 2008 at 4:00 p.m. The Debtors were granted an extension to respond until September 16, 2008.

Related Documents:

- (a) Order on Emergency Motion for Relief from Automatic Stay, entered on August 11, 2008 [Docket No. 119]

Response(s) Received:

None at this time.

Status:

This matter will be continued to the omnibus hearing scheduled for September 23, 2008 at 1:30 p.m.

¹ The List of the Debtors and Tax Identification Numbers is located on the docket for Case No. 08-11643 (KJC) and <http://chapter11.epiqsystems.com/wcicomunities>.

MATTERS WITH CERTIFICATION OF NO OBJECTION:

2. Debtors' Application Pursuant to 11 U.S.C. §§ 327(a), 328 and 329, Bankruptcy Rules 2014 and 2016, and Local Rule 2014-1 for Authority to Employ and Retain White & Case LLP as Attorneys for the Debtors Nunc Pro Tunc to the Petition Date, filed on August 5, 2008 [Docket No. 59]

Response Deadline:

August 20, 2008 at 4:00 p.m. The Office of the United States Trustee was granted an extension to respond until August 25, 2008 at 10:00 a.m.

Related Documents:

- (a) First Supplemental Declaration of Craig H. Averch in Connection with the Employment and Retention of White & Case LLP as Attorneys for the Debtors, filed on August 22, 2008 [Docket No. 182]
- (b) Certification of No Objection Regarding Debtors' Application Pursuant to 11 U.S.C. §§ 327(a), 328 and 329, Bankruptcy Rules 2014 and 2016, and Local Rule 2014-1 for Authority to Employ and Retain White & Case LLP as Attorneys for the Debtors Nunc Pro Tunc to the Petition Date, filed on August 25, 2008 [Docket No. 198]
- (c) Proposed Order

Response(s) Received:

None.

Status:

A certification of no objection has been filed. No hearing is necessary unless otherwise directed by the Court.

3. Application of Debtors Pursuant to 11 U.S.C. § 327(a) for Authority to Employ and Retain Bayard, P.A. as Co-Counsel for the Debtors, filed on August 5, 2008 [Docket No. 62]

Response Deadline:

August 20, 2008 at 4:00 p.m.

Related Documents:

- (a) Supplemental Declaration of Jeffrey M. Schlerf in Support of Application of Debtors Pursuant to 11 U.S.C. § 327(a) for Authority to Employ and Retain Bayard, P.A. as Co-Counsel for the Debtors, filed on August 22, 2008 [Docket No. 179]
- (b) Certification of No Objection Regarding Application of Debtors Pursuant to 11 U.S.C. § 327(a) for Authority to Employ and Retain Bayard, P.A. as Co-Counsel for the Debtors, filed on August 22, 2008 [Docket No. 187]
- (c) Proposed Order

Response(s) Received:

None.

Status:

A certification of no objection has been filed. No hearing is necessary unless otherwise directed by the Court.

- 4. Debtors' Motion for Establishment of Procedures for Interim Compensation and Reimbursement of Expenses for Chapter 11 Professionals and Committee Members, filed on August 5, 2008 [Docket No. 65]

Response Deadline:

August 20, 2008 at 4:00 p.m.

Related Documents:

- (a) Certification of No Objection Regarding Debtors' Motion for Establishment of Procedures for Interim Compensation and Reimbursement of Expenses for Chapter 11 Professionals and Committee Members, filed on August 22, 2008 [Docket No. 188]
- (b) Proposed Order

Response(s) Received:

None.

Status:

A certification of no objection has been filed. No hearing is necessary unless otherwise directed by the Court.

MATTERS GOING FORWARD:

5. Final Hearing: Debtors' Motion for Order (I) Authorizing Continued Use of Existing (A) Cash Management System and Bank Accounts and (B) Business Forms; (II) Authorizing Continued Postpetition Intercompany Transactions; and (III) Waiving Investment and Deposit Requirements, filed on August 4, 2008 [Docket No. 5]

Response Deadline:

August 20, 2008 at 4:00 p.m. The Office of the United States Trustee was granted an extension with respect to the section 345 waiver issue. The Committee was granted an extension to respond until August 22, 2008 with respect to the section 345 waiver issue.

Related Documents:

- (a) Order (I) Authorizing Continued Use of Existing (A) Cash Management System and Bank Accounts and (B) Business Forms; (II) Authorizing Continued Postpetition Intercompany Transactions; and (III) Waiving Investment and Deposit Requirements, entered on August 6, 2008 [Docket No. 82]
- (b) Notice of (I) Entry of Order and (II) Final Hearing With Respect to Debtors' Motion for Order (I) Authorizing Continued Use of Existing (A) Cash Management System and Bank Accounts and (B) Business Forms; (II) Authorizing Continued Postpetition Intercompany Transactions; and (III) Waiving Investment and Deposit Requirements, filed on August 7, 2008 [Docket No. 106]

Response(s) Received:

None at this time.

Status:

The final hearing on the requested section 345 waiver will go forward.

6. Final Hearing: Debtors' Motion for an Interim and Final Order (I) Prohibiting Utility Companies from Altering, Refusing or Discontinuing Service to the Debtors, (II) Deeming Utility Companies Adequately Assured of Future Payment and (III) Establishing Procedures for Determining Requests for Additional Adequate Assurance, filed on August 4, 2008 [Docket No. 8]

Response Deadline:

August 20, 2008 at 4:00 p.m.

Related Documents:

- (a) Interim Order (I) Prohibiting Utility Companies from Altering, Refusing or Discontinuing Service to the Debtors, (II) Deeming Utility Companies Adequately Assured of Future Payment and (III) Establishing Procedures for Determining Requests for Additional Adequate Assurance, entered on August 6, 2008 [Docket No. 86]
- (b) Notice of (I) Entry of Interim Order and (II) Final Hearing with Respect to Debtors' Motion for an Interim and Final Order (I) Prohibiting Utility Companies from Altering, Refusing or Discontinuing Service to the Debtors, (II) Deeming Utility Companies Adequately Assured of Future Payment and (III) Establishing Procedures for Determining Requests for Additional Adequate Assurance, filed on August 6, 2008 [Docket No. 92]
- (c) Notice of Filing of Amendment to Exhibit A to Debtors' Motion for an Interim and Final Order (I) Prohibiting Utility Companies from Altering, Refusing or Discontinuing Service to the Debtors, (II) Deeming Utility Companies Adequately Assured of Future Payment and (III) Establishing Procedures for Determining Requests for Additional Adequate Assurance, filed on August 21, 2008 [Docket No. 178]

Response(s) Received:

- (a) Objection of Certain Utility Companies to Debtors' Motion for an Interim and Final Order (I) Prohibiting Utility Companies from Altering, Refusing or Discontinuing Service to the Debtors, (II) Deeming Utility Companies Adequately Assured of Future Payment and (III) Establishing Procedures for Determining Requests for Additional Adequate Assurance, filed on August 20, 2008 [Docket No. 147]
- (b) Informal response by Florida Power and Light
- (c) Informal response by the Official Committee of Unsecured Creditors

Status:

The Debtors are negotiating resolutions of the issues raised by the objecting parties and expect to present a consensual form of order at the hearing.

7. Debtors' Motion for Entry of an Order (I) Authorizing Debtors to (a) Maintain Insurance and Surety Bond Programs, (b) Maintain Insurance Premium Financing Program, (c) Pay Insurance and Surety Bond Premiums in the Ordinary Course and (d) Pay all Obligations Associated Therewith; and (II) Preventing Insurance and Surety Companies from Giving Any Notice of Termination or Otherwise Modifying Any Insurance Policy or Surety Bonds Without Obtaining Relief from the Automatic Stay, filed on August 4, 2008 [Docket No. 11]

Response Deadline:

Safeco and Ace were granted an extension to respond until September 5, 2008 at 5:00 p.m. The Debtors have until September 8, 2008 to file a reply.

Related Documents:

- (a) Order (I) Authorizing Debtors to (A) Maintain Insurance and Surety Bond Programs, (B) Maintain Insurance Premium Financing Program, (C) Pay Insurance and Surety Bond Premiums in the Ordinary Course and (D) Pay All Obligations Associated Therewith; and (II) Preventing Insurance and Surety Companies from Giving Any Notice of Termination or Otherwise Modifying or Cancelling Any Insurance Policy or Surety Bonds Without Obtaining Relief from the Automatic Stay, entered on August 6, 2008 [Docket No. 87]

Response(s) Received:

None at this time.

Status:

The Debtors will present a consensual order extending the stay provision through September 10, 2008 with respect to Safeco and Ace.

8. Debtors' Motion for Entry of an Order (I) Authorizing the Debtors to Deliver Title to Homes, Tower Residences and Certain Other Real Property Free and Clear of Liens, Claims, Encumbrances and Other Interests, (II) Authorizing the Debtors to Satisfy Certain Prepetition Obligations in Connection with the Sale of Such Property, (III) Establishing Procedures for the Resolution and Payment of Certain Lien Claims and (IV) Granting Related Relief, filed on August 4, 2008 [Docket No. 12]

Related Documents:

- (a) Order (I) Authorizing The Debtors to Deliver Title to Homes, Tower Residences and Certain Other Real Property Free and Clear of Liens, Claims, Encumbrances and other Interests, (II) Authorizing the Debtors to Satisfy Certain Prepetition Obligations in Connection with the Sale of Such Property, (III) Establishing Procedures for the Resolution and Payment of Certain Lien Claims and (IV) Granting Related Relief, entered on August 5, 2008 [Docket No. 61]

Response(s) Received:

- (a) Signal Group, Inc.'s Limited Objection to Lien Procedures, filed on August 20, 2008 [Docket No. 162]

Status:

The Debtors are attempting to resolve the limited objection of Signal Group, Inc. If not resolved prior to the hearing, this matter will go forward.

- 9. Debtors' Emergency Motion Pursuant to 11 U.S.C. §§ 105, 361, 362, 363, 364 and 552, and Rule 4001(b) of the Federal Rules of Bankruptcy Procedure for (A) Entry of Stipulation and Interim Order (I) Authorizing the Use of Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties and (III) Granting Related Relief and (B) Scheduling Interim Hearing and Final Hearings, filed on August 4, 2008 [Docket No. 17]

Response Deadline:

August 20, 2008 at 4:00 p.m.

Related Documents:

- (a) Stipulation and Interim Order (I) Authorizing the Use of Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Granting Related Relief, and (IV) Scheduling Final Hearing, entered on August 5, 2008 [Docket No. 53]
- (b) Notice of (I) Entry of Stipulation and Interim Order and (II) Final Hearing with Respect to Debtors' Emergency Motion Pursuant to 11 U.S.C. Sections 105, 361, 362, 363, 364 and 552, and Rule 4001(b) of the Federal Rules of Bankruptcy Procedure for (A) Entry of Stipulation and Interim Order (I) Authorizing the Use of Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties and (II) Granting Related Relief and (B) Scheduling Interim Hearing and Final Hearings, filed on August 6, 2008 [Docket No. 93]

- (c) Amended Notice of (I) Entry of Stipulation and Interim Order and (II) Final Hearing with Respect to Debtors' Emergency Motion Pursuant to 11 U.S.C. Sections 105, 361, 362, 363, 364 and 552, and Rule 4001(b) of the Federal Rules of Bankruptcy Procedure for (A) Entry of Stipulation and Interim Order (I) Authorizing the Use of Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties and (II) Granting Related Relief and (B) Scheduling Interim Hearing and Final Hearings, filed on August 8, 2008 [Docket No. 111]
- (d) Notice of Filing of Consent Order Extending to September 11, 2008 the Debtors' Authority to Use Cash Collateral Pursuant to Stipulation and Interim Cash Collateral Order Dated August 5, 2008, filed on August 20, 2008 [Docket No. 159]

Response(s) Received:

- (a) Limited Objection of Aurelius Capital Management, LP to Final Approval of the Debtors' Motion Pursuant to 11 U.S.C. §§ 105, 361, 362, 363, 364 and 552, and Rule 4001(b) of the Federal Rules of Bankruptcy Procedure for (A) Entry of Stipulation and Interim Order (I) Authorizing the Use of Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties and (III) Granting Related Relief, filed on August 22, 2008 [Docket No. 184]

Status:

The Agent Bank for the Secured Lender, the Committee and the Debtors have agreed to an interim extension of the use of cash collateral through September 24, 2008, and accordingly agree to an adjournment of the final hearing to the omnibus hearing on September 23, 2008 at 1:30 p.m. The parties intend to file an executed stipulation and consent order reflecting such extension of the intern use of cash collateral and seek approval thereof at the August 27, 2008 hearing. The Debtors are attempting to resolve the limited objection of Aurelius Capital Management, LP.

10. Debtors' Application Pursuant to 11 U.S.C. §§ 327(a) and 328(a), Bankruptcy Rule 2014, and Local Rule 2014-1 for Authority to Employ and Retain Lazard Freres & Co. LLC as Financial Advisor for the Debtors and Debtors-In-Possession Nunc Pro Tunc to the Petition Date and Waving Certain Requirements of Local Rule 2016-2, filed on August 6, 2008 [Docket No. 75]

Response Deadline:

August 20, 2008 at 4:00 p.m. The Office of the United States Trustee was granted an extension to respond until August 25, 2008 at 10:00 a.m. (informal objection received).

Related Documents:

None at this time.

Response(s) Received:

None at this time.

Status:

The Debtors resolved informal issues raised by the Office of the United States Trustee and the Official Committee of Unsecured Creditors and will present a consensual form of order at the hearing.

11. Debtors' Motion for Authority to Employ Professionals Used in the Ordinary Course of Business, filed on August 6, 2008 [Docket No. 91]

Response Deadline:

August 20, 2008 at 4:00 p.m. The Office of the United States Trustee was granted an extension to respond until August 25, 2008 at 10:00 a.m. The Committee was granted an extension to respond until August 25, 2008 .

Related Documents:

None at this time.

Response(s) Received:

- (a) Informal response by the Office of the United States Trustee
- (b) Informal response by the Official Committee of Unsecured Creditors

Status:

The Debtors are attempting to work through issues raised by the Office of the United Trustee and the Official Committee of Unsecured Creditors. This matter will go forward.

12. Debtors' Application Pursuant to 11 U.S.C. §§ 327(a) and 328(a), Bankruptcy Rule 2014 and Local Rule 2014-1 for Authority to Employ and Retain Sitrick and Company Inc. as Communications Consultants for the Debtors Nunc Pro Tunc to the petition Date, filed on August 7, 2008 [Docket No. 107]

Response Deadline:

August 20, 2008 at 4:00 p.m. The Office of the United States Trustee was granted an extension to respond until August 25, 2008 at 4:00 p.m. (informal objection received).

Related Documents:

None.

Response(s) Received:

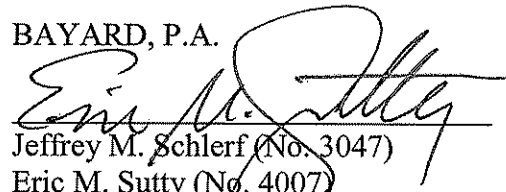
(a) Informal response of the Office of the United States Trustee

Status:

The Debtors resolved informal issues raised by the Office of the United States Trustee and will present a consensual form of order at the hearing.

Dated: August 25, 2008
Wilmington, Delaware

BAYARD, P.A.



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