

**IT IS SO ORDERED.**

**Dated: 11:11 AM June 12 2008**



**IN THE UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF OHIO  
AT AKRON**

IN RE:	)	CASE NO. 07-51261
	)	(Jointly Administered with Case Nos.
	)	07-51262 and 07-51263)
EVERGREEN HOMES, LLC, <i>et al.</i>	)	
	)	CHAPTER 11
Debtors.	)	
	)	CHIEF BANKRUPTCY JUDGE:
	)	MARILYN SHEA-STONUM

**ORDER PROVISIONALLY APPROVING SECOND AMENDED AND RESTATED DISCLOSURE STATEMENT AND FIXING TIME FOR FILING ACCEPTANCES OR REJECTIONS OF FIRST AMENDED JOINT PLAN OF LIQUIDATION, COMBINED WITH NOTICE THEREOF**

A Second Amended and Restated Joint Disclosure Statement and the First Amended Joint Plan of Liquidation were filed by the Debtors and the Official Committee of Unsecured Creditors on June 11, 2008 and June 2, 2008, respectively.

A hearing to determine if the Second Amended Joint Disclosure Statement contains adequate information for provisional approval was commenced on **June 10, 2008 at 10:30 a.m.**

The concerns of the United States Trustee to the Debtor’s Disclosure Statement having been resolved by making modifications to the Disclosure Statement and by including additional information satisfactory to the United States Trustee in the Second Amended Disclosure Statement

(hereinafter the “Disclosure Statement”; and

It having been determined after hearing on notice that such Disclosure Statement contains adequate information;

IT IS ORDERED AND NOTICE IS HEREBY GIVEN THAT:

A. The Second Amended and Restated Joint Disclosure Statement Regarding Debtors’ First Amended Joint Plan of Liquidation is provisionally approved.

B. **August 12, 2008** is fixed as the last day for filing written acceptances or rejections of the First Amended Joint Plan of Liquidation referred to above.

C. The First Amended Joint Plan, the Second Amended and Restated Joint Disclosure Statement, and a Ballot conforming to Official Form 14 shall be mailed to creditors by **June 25, 2008**, and other parties in interest, and shall be transmitted to the United States Trustee, as provided in Fed. R. Bankr. P. § 3017(d).

D. **August 18, 2008 at 9:30 a.m.** is fixed for the hearing on confirmation of the Plan.

E. **July 25, 2008** is fixed as the last day for filing and serving pursuant to Fed. R. Bankr. P. § 3020(b)(1) written objections to confirmation of the Plan. Any objections received will be initially heard at a telephonic conference call on **July 29, 2008 at 2:00 p.m.**

###

Submitted By:

/s/ Howard E. Mentzer

Howard E. Mentzer (0020324)  
MENTZER and MYGRANT ltd  
I Cascade Plaza, Suite 1445  
Akron, OH 44308  
Telephone: 330-376-7500  
Facsimile: 330-376-8018  
E-mail: [mvmlaw@earthlink.net](mailto:mvmlaw@earthlink.net)

and

/s/ Michael A. Steel

Michael A. Steel  
GOLDMAN & ROSEN, LTD  
11 South Forge Street  
Akron, OH 44304  
330-376-8336  
Fax: 330-376-2522  
Attorneys for the Official Creditors' Committee

ATTORNEYS FOR THE  
DEBTOR AND DEBTOR IN POSSESSION

Parties to be served by electronic service via the court's electronic filing system

Ronna Jackson  
Office of the United States Trustee  
Howard M. Metzenbaum U.S. Courthouse  
201 Superior Avenue, Suite 441  
Cleveland, OH 44114

Michael A. Steel  
GOLDMAN & ROSEN, LTD  
11 South Forge Street  
Akron, OH 44304  
330-376-8336  
Fax: 330-376-2522

Howard E. Mentzer (0020324)  
MENTZER and MYGRANT ltd  
I Cascade Plaza, Suite 1445  
Akron, OH 44308  
330-376-7500  
Fax: 330-376-8018  
[mvmlaw@earthlink.net](mailto:mvmlaw@earthlink.net)