UNITED STATES BANKRUPTCY
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION –DETROIT

In re:

Groeb Farms, Inc.,

Debtor
_____ /

CASE NO. 13-58200-wsd
CHAPTER 11
HON. WALTER SHAPERO

PRELIMINARY ORDER IN CONNECTION WITH APPLICATION OF FOLEY & LARDNER, LLP TO BE APPOINTED AS BANKRUPTYC COUNSEL FOR DEBTOR

The Court having reviewed and heard arguments with reference to the entitled Application and the oral objections thereto by the United States Trustee, the Court concludes and orders as follows:

1. The Application will not be denied on the theory that the relationship of Joseph Tyson Jr., a member of the Applicant firm, and former Assistant Secretary of the Debtor, automatically or per se requires disqualification of the Applicant firm and consequent denial of the Application for that reason;
2. The alternative relief sought in the subject employment application to wit: appointment of the Applicant firm as special counsel, under the circumstances of this case as they presently exist, is not an appropriate or workable alternative;
3. However, the immediacy of the initial hearing on the Application, its presentation as a first day motion, and the very short notice period and consequent practical inability of the United States Trustee or any other interested party to timely prepare and file any written detailed objections to the Application, require a further hearing to be held on **Tuesday, October 8, 2013 at 10:30 a.m.**, for the purposes of (a) giving an interested party, including the United States Trustee, the opportunity of filing and serving prior thereto any written objections to the Application, on grounds other than those relating to the subjects of paragraphs 1 and 2 of this order; and (b) hearing oral arguments with reference to any such other objections;
4. A written opinion relating to the Court's conclusions in paragraph 1 and 2 of this order will follow.

Signed on October 04, 2013

/s/ Walter Shapero

Walter Shapero
United States Bankruptcy Judge