

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF VERMONT**

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**In re:**

**R & G Properties, Inc.,  
Debtor.**

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**Chapter 11 Case  
# 08-10876**

*Appearances:*      *Michelle Kainen, Esq.  
Kainen Law Offices, P.C.  
White River Jct., VT  
For the Debtor*

*Heather Z. Cooper, Esq.  
Rodney E. McPhee, Esq.  
Kenlan, Schwiebert, Facey & Goss, P.C.  
Rutland, VT  
For the Creditor*

**ORDER  
DENYING CREDITOR'S MOTION TO DISMISS, AND  
ALTERNATIVELY, FOR RELIEF FROM STAY**

Based on the reasoning set forth in the memorandum of decision of even date,

IT IS HEREBY ORDERED that Capmark Finance Inc.'s motion (doc. # 111) to dismiss this chapter 11 case, pursuant to 11 U.S.C. § 1112(b), or alternatively, for relief from stay pursuant to § 362(d), is denied.

SO ORDERED.

Rutland, Vermont  
April 16, 2009



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Colleen A. Brown  
United States Bankruptcy Judge

