

**IN THE UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF ALABAMA
SOUTHERN DIVISION**

IN RE:) **Chapter 11**
)
SMALL LOANS, INC., *et al.*¹) **Case No.: 11-12254 (WRS)**
)
)
Debtor.)
)

**EX PARTE MOTION FOR EXPEDITED HEARING ON APPLICATION OF THE
DEBTORS FOR ENTRY OF AN ORDER AUTHORIZING THE RETENTION OF
MARK IAMMARTINO OF MORRIS ANDERSON & ASSOCIATES, LTD. AS CHIEF
RESTRUCTURING OFFICER OF THE DEBTORS**

The above captioned Debtors and Debtors in Possession (the "Debtors") hereby move the Court, *ex parte* (the "Motion") pursuant to 11 U.S.C. § 105(a) and Rule 9013 of the Federal Rules of Bankruptcy Procedure to expedite the hearing on the Application of the Debtors for Entry of an Order Authorizing the Retention of Mark Iammartino of Morris Anderson & Associates, Ltd. as Chief Restructuring Officer of the Debtors (the "Application"). In support of its motion, the Debtors state as follows:

1. On December 16, 2011, (the "Petition Date"), the Debtors filed for relief under chapter 11 of the Bankruptcy Code. The Debtors intend to continue to operate their businesses and manage their properties as debtors in possession, pursuant to sections 1107 and 1108 of the Bankruptcy Code.

¹ The related Debtors along with the last four digits of each Debtors' federal tax identification number and respective case numbers are Small Loans, Inc. (3224) Case No. 11-12254, The Money Tree Inc. (1386) Case No. 11-12255, The Money Tree of Georgia Inc. (9228) Case No. 11-12258, The Money Tree of Florida Inc. (5315) Case No. 11-12257, and The Money Tree of Louisiana, Inc. (2592) Case No. 11-12256. Case information and the Debtors' respective addresses can be found at the dedicated website for these cases: <http://www.kcellc.net/SmallLoansInc>.

2. On February 27, 2012, just over two months into the cases, the Consolidated Official Committee of Unsecured Creditors of The Money Tree Inc. and The Money Tree of Georgia Inc. (the "Committee") filed a Motion to Appoint Chapter 11 Trustee (the "Trustee Motion"). The Court has scheduled an evidentiary hearing on the Trustee Motion for April 26-27, 2012 (the "Trustee Hearing").

3. The Debtors submit that hearing the Application contemporaneously with the Trustee Hearing will allow the Court to consider the Debtors' proposed retention of a CRO in lieu of the appointment of a chapter 11 trustee as requested by the Committee, or the appointment of an examiner or conversion of the case to a case under chapter 7. Further, immediate retention of the CRO will benefit the Debtors and their Estates by expediting the time within which the CRO can begin management of the Debtors as described in the Application.

4. The Debtors further submit that the tight timeframe and the stakes to the Debtor provide cause under Rule 9006(d) of the Federal Rules of Bankruptcy Procedure for the Court to grant this motion to expedite and set the hearing on the Application contemporaneously with the Trustee Hearing, on an *ex parte* basis.

5. The Debtors will serve a copy of this motion and the Application on the Bankruptcy Administrator, counsel for the Official Committee of Unsecured Creditors, and the top twenty (20) creditors and all who have appeared and requested notice by electronic mail, by filing with ECF or by Overnight Courier.

WHEREFORE, PREMISES CONSIDERED, the Debtors respectfully request that the Court set an expedited hearing on the Application on April 26-27, 2012.

Dated this the 24th day of April, 2012.

/s/ Max A. Moseley _____
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