

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re

New York City Off-Track Betting Corporation,  
Debtor.<sup>1</sup>

Chapter 9

Case No. 09-17121 (MG)

**ORDER (A) DISPENSING WITH ANY REQUIREMENT TO FILE A LIST OF CUSTOMERS OR EMPLOYEES, (B) FIXING (I) A DEADLINE FOR FILING OBJECTIONS TO THE CHAPTER 9 PETITION, (II) A DEADLINE FOR ANY RESPONSE, AND (III) A HEARING DATE ON ANY SUCH OBJECTION, AND (C) APPROVING FORM OF AND DIRECTING NOTICE**

Upon consideration of the Omnibus Procedural Motion (the “**Motion**”)<sup>2</sup> for an order (the “**Order**”) (a) dispensing with any requirement to file a list of customers or employees, (b) fixing a deadline for filing objections to the Chapter 9 Petition, filed by the New York City Off-Track Betting Corporation (“**NYC OTB**”) and any response to any such objection and scheduling a hearing thereon, (c) approving the form of and directing notice, and (d) for related relief, the Court finding that proper and adequate notice of the Motion has been given and that no other or further notice is necessary, and having determined that the relief requested in the Motion is appropriate and authorized by the Bankruptcy Code and the Bankruptcy Rules,

It is hereby **ORDERED**:

1. Notwithstanding any provision of the Bankruptcy Code, the Bankruptcy Rules, or Local Bankruptcy Rules to the contrary, NYC OTB need not file a list of customers or employees.

2. The deadline to file and serve any objection under section 921(c) of the Bankruptcy Code to the Chapter 9 Petition is January 4, 2010, at 4:00 P.M. Eastern Time.

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<sup>1</sup> NYC OTB’s address is 1501 Broadway, New York, NY 10036. The Debtor’s tax identification number is 13-2664509.

<sup>2</sup> Any capitalized term not otherwise defined herein shall have the meaning ascribed to it in the Motion.

3. A hearing shall be held in this Court on January 20, 2010 at 11:00 A.M. Eastern Time to consider any timely filed and served objection to the Chapter 9 Petition.

4. The deadline to file and serve any response to an objection is seven calendar days before the hearing date scheduled under paragraph 3 of this Order, at 4:00 P.M. Eastern Time.

5. In absence of any timely filed and served objection to the Chapter 9 Petition, the Chapter 9 Petition shall constitute the order for relief, effective as of the expiration of the deadline for filing an objection to the chapter 9 petition, in accordance with section 301(b) of the Bankruptcy Code without need for a hearing, the hearing scheduled under this Order shall be canceled, and the Notice shall serve as notice of an order for relief.

6. The form and content of the notice of commencement of the case and related matters (the “**Notice**”) attached to the Motion as Exhibit B is approved.

7. The requirements of section 923 of the Bankruptcy Code are satisfied by the extent and manner of service of the Notice by first class mail on all entities identified on the list of creditors filed by NYC OTB in accordance with section 924 of the Bankruptcy Code and Rule 1007(e) of the Bankruptcy Rules, as modified by paragraph 1 of this Order, and by publication of the Notice once a week for at least three consecutive weeks in The New York Post, commencing no later than December 7, 2009 or within three calendar days after entry of this Order.

8. Compliance with Local Rule 9013-1(b) with respect to the Motion is excused.

Dated: New York, New York  
December 9, 2009

/s/ Martin Glenn  
UNITED STATES BANKRUPTCY JUDGE