

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

In re:

Case No. 6:08-bk-03518-ABB
Chapter 11

SF HOTELS, INC.,

d/b/a Sheraton Miami Mart Hotel,

Debtor.

SF HOTELS, INC.,

d/b/a Sheraton Miami Mart Hotel,

Plaintiff,

Adv. Pro. No. 6:08-ap-00127-ABB

vs.

GRAMERCY INVESTMENT TRUST,

Defendant.

ORDER

This matter came before the Court on the Motion to Alter or Amend Preliminary Injunction Order (Doc. No. 20) filed by the Defendant Gramercy Investment Trust and the *ore tenus* Motion of the Plaintiff/Debtor SF Hotels, Inc. to extend the Preliminary Injunction Order. An evidentiary hearing was held on August 5, 2008 at which a representative of the Plaintiff/Debtor SF Hotels, Inc., counsel for the Debtor, counsel for the Defendant, counsel for the Office of the United States Trustee, counsel for Bom Dia, LLC, and counsel for Lourdes Zaczac appeared.

The Court entered a Preliminary Injunction on July 24, 2008 (Doc. No. 16) granting the Debtor's request for an injunction and enjoining the Defendant from taking various actions. The July 24, 2008 Order provides the preliminary injunction is "effective until a further hearing on this matter, to be held August 5, 2008 at 1:30 p.m."

The Debtor requests the preliminary injunction be extended beyond August 5, 2008. The Defendant requests the July 24, 2008 Order

be vacated and a form order presented by the Defendant be entered in its place. The Debtor's *ore tenus* Motion to extend the preliminary injunction is due to be granted. The Defendant's Motion to Alter or Amend is due to be denied.

Accordingly, it is

ORDERED, ADJUDGED and DECREED that the Debtor's *ore tenus* Motion to extend the preliminary injunction is hereby **GRANTED** and the preliminary injunction imposed by the July 24, 2008 Order is hereby extended through September 24, 2008, or until such time as is further ordered by the Court; and it is further

ORDERED, ADJUDGED and DECREED that the Defendant's Motion to Alter or Amend (Doc. No. 20) the July 24, 2008 Order is hereby **DENIED**.

Dated this 5th day of August, 2008.

/s/ Arthur B. Briskman
ARTHUR B. BRISKMAN
United States Bankruptcy Judge