

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

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In Re:

Chapter 11

SUFFOLK READY MIX, LLC,

Case No. 09-75473-reg

Debtor

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**ORDER TO SHOW CAUSE FOR AN ORDER PURSUANT
TO SECTION 105(a) OF THE BANKRUPTCY CODE
DISQUALIFYING MORITT HOCK HAMROFF & HOROWITZ, LLP
FROM APPEARING IN THIS CASE AS COUNSEL FOR ANTONIO LOPES**

Upon the annexed Affidavit of Anthony T. Persico, the President of SUFFOLK READY MIX, LLC, the Debtor and Debtor-in-Possession in this Chapter 11 case (hereinafter the "Debtor"), dated October 19, 2009, the Affirmation of Michael G. Mc Auliffe, Esq. pursuant to EDNY LBR 9077-1(a), dated October 16, 2009 and the Joint Memorandum of Law dated October 16, 2009, seeking entry of an order: (a) disqualifying the law firm of Moritt Hock Hamroff & Horowitz, LLP (the "Moritt Firm") from representing Antonio Lopes ("Mr. Lopes") in this case; and (b) for such other and further relief as this Court deems just and equitable under the circumstances; and upon due deliberation and sufficient cause appearing therefor, it is hereby

ORDERED, that Moritt Hock Hamroff & Horowitz, LLP, the Office of the United States Trustee, and all other persons having an interest in these proceedings, show cause before the Honorable Robert E. Grossman, United States Bankruptcy Judge, at the United States Bankruptcy Court, 290 Federal Plaza, Central Islip, New York 11722, at a hearing on the 27th day of October, 2009 at 11:00 a.m. or as soon thereafter as counsel may be heard, why an order should not be entered: (a) disqualifying the law firm of Moritt Hock Hamroff & Horowitz, LLP (the "Moritt Firm") from representing Antonio Lopes ("Mr. Lopes") in this case; and (b) for such

other and further relief as this Court deems just and equitable under the circumstances, and it is further

ORDERED, that service upon the Office of the United States Trustee, Moritt Hock Hamroff & Horowitz, LLP and the Official Unsecured Creditors' Committee, of this Order to Show Cause and the papers upon which it is granted on or before October 21, 2009, by fax or overnight or express mail, shall constitute good and sufficient service and notice hereof.

Dated: Central Islip, New York
October 21, 2009

/s/ **Robert E. Grossman**
ROBERT E. GROSSMAN
UNITED STATES BANKRUPTCY JUDGE

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