

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

<b>IN RE:</b>	§	<b>CASE NO. 17-51926-rbk</b>
<b>CROSSROADS SYSTEMS, INC.</b>	§	
<b>Debtor</b>	§	<b>CHAPTER 11 PROCEEDING</b>

**MOTION TO EXPEDITE HEARINGS ON (A) DEBTOR’S MOTION FOR AN ORDER  
(I) AUTHORIZING THE DEBTOR TO REJECT LETTER AGREEMENT WITH  
FUJIFILM AND SDSI AND (II) ESTIMATING REJECTION CLAIMS AND (B)  
DEBTOR’S MOTION FOR AN ORDER (I) AUTHORIZING THE DEBTOR TO  
REJECT PURCHASE AND ASSIGNMENT AGREEMENT WITH SDSI AND (II)  
ESTIMATING REJECTION CLAIM**

COMES NOW CROSSROADS SYSTEMS, INC., Debtor herein ("Debtor") and files this, its Motion to Expedite ("Motion") Hearings on (A) Debtor’s Motion for an Order (i) Authorizing the Debtor to Reject Letter Agreement with Fujifilm and SDSI and (ii) Estimating Rejection Claims and (B) Debtor’s Motion for an Order (i) Authorizing the Debtor to Reject Purchase and Assignment Agreement with SDSI and (ii) Estimating Rejection Claim (collectively, the "Rejection Motions") and in support thereof, Debtor would respectfully show the Court as follows:

1. This Court has jurisdiction to consider this Motion pursuant to 28 U.S.C. §§ 157 and 1334. This matter is a core proceeding pursuant to 28 U.S.C. § 157(b). Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409.

2. On August 13, 2017, the Debtor filed its Voluntary Petition (the "Petition Date") under Chapter 11 of Title 11 of the Bankruptcy Code. Debtor is operating its business as a Debtor-in-Possession pursuant to §§ 107(a) and 1108 of the Bankruptcy Code.

3. Debtor requires expedited consideration of the Rejection Motions.

4. A hearing on the Rejection Motions is immediately necessary as the estimation of the Rejection Claims, as requested in the Rejection Motions, will expedite administration of the Debtor’s estate and confirm that the condition precedent under the RSA will be satisfied. On the other hand, failure to estimate the Rejection Claims will delay administration of the Debtor’s estate and potentially provide 210 with a right to terminate the RSA and refuse to support the

Debtor's proposed restructuring. In the Debtor's view, this would not only necessarily frustrate and prolong the Debtor's reorganization efforts but destroy enterprise value which is maximized as a result of the Prepackaged Plan.

5. Based on the foregoing, Debtor believes good cause exists to hear these matters on an expedited basis, and requests that the Court hear these matters on or before the confirmation hearing set for September 18, 2017 at 10:30 am.

WHEREFORE, Debtor respectfully requests this Court grant this motion and set the Debtor's motions described herein for hearing as soon as possible, and grant it such other and further relief, at law or in equity, to which it may be justly entitled.

Respectfully submitted this September 5, 2017.

**ERIC TERRY LAW PLLC**

By: /s/ Eric Terry

Eric Terry

Texas Bar No. 00794729

3511 Broadway

San Antonio, TX 78209

Telephone: (210) 468-8274

Facsimile: (210)-319-5447

**COUNSEL FOR DEBTOR**

**CERTIFICATE OF CONFERENCE**

I hereby certify that I have conferred with counsel for 210, and he does not oppose the Motion.

I hereby certify that I have conferred with Jim Rose, US Trustee, and he does not oppose the Motion.

I hereby certify that I have conferred with Chris Jones, attorney for Fujifilm, and he does not oppose the Motion.

By: /s/ Eric Terry  
Eric Terry

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of this documents has been served on this 5<sup>th</sup> day of September, 2017 via Court's ECF System and/or via U.S. First Class Mail and email/fax if known to the parties on the attached creditor matrix in this case.

By: /s/ Eric Terry  
Eric Terry