

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

<i>In re</i>	:	Chapter 11
	:	
ADVANTA CORP., <i>et al.</i> ,	:	Case No. 09-13931 (KJC)
	:	
Debtors. <sup>1</sup>	:	(Jointly Administered)
_____	:	
		<b>Hearing Date: TBD</b>
		<b>Objection Deadline: TBD</b>

**MOTION OF THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS  
FOR AN ORDER SHORTENING NOTICE WITH RESPECT TO THE COMMITTEE’S  
EXPEDITED MOTION TO CONDUCT EXAMINATIONS OF THE DEBTORS  
PURSUANT TO RULE 2004 OF THE FEDERAL RULES OF  
BANKRUPTCY PROCEDURE**

The Official Committee of Unsecured Creditors (the “**Committee**”) of the above-captioned debtors and debtors in possession (collectively, the “**Debtors**”) hereby moves for entry of an order pursuant to Rules 2002 and 6006 of the Federal Rules of Bankruptcy Procedure (as amended, the “**Bankruptcy Rules**”) and Rule 9006-1(e) of the Local Rules of Bankruptcy Practice and Procedure for the United States Bankruptcy Court for the District of Delaware (the “**Local Rules**”) (i) approving the form and manner of notice of the Committee’s Motion to Conduct Examinations of the Debtors pursuant to Bankruptcy Rule 2004 (the “**Motion**”),<sup>2</sup> filed on November 10, 2010; (ii) permitting the parties to file and serve objections to the Motion through and including a date and time to be determined by the Court (the “**Objection Deadline**”); and (iii) allowing the Motion to be heard at a hearing scheduled for a date and time

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<sup>1</sup> The Debtors in these jointly administered chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are Advanta Corp. (2070) (“**Advanta**”), Advanta Investment Corp. (5627), Advanta Business Services Holding Corp. (4047), Advanta Business Services Corp. (3786), Advanta Shared Services Corp. (7074), Advanta Service Corp. (5625), Advanta Advertising Inc. (0186), Advantennis Corp. (2355), Advanta Mortgage Holding Company (5221), Advanta Auto Finance Corporation (6077), Advanta Mortgage Corp. USA (2654), Advanta Finance Corp. (8991), Advanta Ventures Inc. (5127), BE Corp. (8960), ideablob Corp. (0726), Advanta Credit Card Receivables Corp. (7955), Great Expectations International Inc. (0440), Great Expectations Franchise Corp. (3326) and Great Expectations Management Corp. (3328).

<sup>2</sup> Capitalized terms used herein and not otherwise defined shall have the meanings ascribed thereto in the Motion.

to be determined by the Court (the “**Hearing**”) (“**Motion to Shorten Time**”). For the reasons set forth herein, the Committee believes that the prompt consideration of the Motion to Shorten Time is necessary and appropriate and respectfully requests that the Court enter an order shortening notice with respect to the Motion and permitting the Motion to be heard at the Hearing in substantially the same form as the proposed order attached hereto as **Exhibit A**. In support of this Motion to Shorten Time, the Committee respectfully states as follows:

### **JURISDICTION**

1. The Court has jurisdiction to consider this Motion to Shorten Time pursuant to 28 U.S.C. §§ 157 and 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(A) and (B). Venue is proper in this Court pursuant to 28 U.S.C. §§ 1408 and 1409.

### **RELIEF REQUESTED**

2. By way of this Motion to Shorten Time, the Committee respectfully requests that the Court enter an order (i) shortening notice pursuant to Bankruptcy Rules 2002 and 6006 and Local Rule 9006-1(e) with respect to the Motion; (ii) permitting parties to file and serve objections to the Motion, if any, through and including the Objection Deadline; (iii) allowing the Motion to be heard on an expedited basis at the Hearing; and (iv) granting such other and further relief to the Committee as the Court deems appropriate.

3. Local Rule 9006-1(c) requires that “all motion papers shall be filed and served in accordance with Local Rule 2002-1(b) at least fourteen (14) days and an additional three (3) days if service is by mail; prior to the hearing date,” unless the Bankruptcy Rules or Local Rules state otherwise. Local Rule 2004-1 provides, in relevant part, that “[a]ll such motions shall be accompanied by a notice of motion setting forth (A) an objection, response or answer deadline not less than seven (7) days from service of the motion and (B) the date, time and place of the

hearing. Such objection, response or answer deadline shall be no less than seventy-two (72) hours prior to the hearing.”

4. The next omnibus hearing in these cases is currently set for November 24, 2010. On November 2, 2010, the Debtors filed their proposed Plan and Disclosure Statement without the support of the Committee. [D.I. Nos. 895, 896.]

5. On the same day, the Debtors also filed their *Motion for an Order (I) Approving the Proposed Disclosure Statement, (II) Approving Notice and Objection Procedures for the Disclosure Statement Hearing, (III) Establishing Solicitation and Voting Procedures, (IV) Scheduling a Confirmation Hearing, and (V) Establishing Notice and Objection Procedures for Confirmation of the Proposed Plan* (the “**Disclosure Statement Approval Motion**”). [D.I. Nos. 899.] On November 5, 2010, the Debtors filed their Motion to Extend Exclusivity Period for Filing a Chapter 11 Plan and Disclosure Statement [D.I. 903] (the “**Exclusivity Motion**”), again without the support of the Committee.

6. The Disclosure Statement Approval Motion sets the Disclosure Statement hearing for December 16, 2010, with objections being due by December 7, 2010. In furtherance of the Committee’s anticipated objection and opposition to approval of the Disclosure Statement, the Committee must conduct the discovery sought in connection with the Disclosure Statement Approval Motion prior to the Court’s consideration of approval of the Debtors’ draft Disclosure Statement. Additionally, the Committee believes that discovery is necessary and appropriate in connection with its anticipated objection and cross-motion to the Debtors’ Exclusivity Motion which is scheduled to be heard on November 24, 2010. As such, the Committee respectfully requests that this Court schedule a hearing on the Motion for a date sufficiently in advance of the

November 24, 2010 omnibus hearing so that the Committee may adequately prepare for any hearing considering the Debtors' Exclusivity Motion.

7. Based on the foregoing and given the importance of the requested discovery, the Committee respectfully submits that the Court's consideration of the Motion on an expedited basis and at a special hearing date in advance of the November 24, 2010 omnibus hearing is both reasonable and appropriate under the circumstances.

### **NOTICE**

8. Notice of this Motion has been given via CM/ECF to: (i) counsel for the Debtors; (ii) the Office of the United States Trustee for the District of Delaware; and (iii) all parties that have filed and not withdrawn requests for notices pursuant to Bankruptcy Rule 2002. In light of the nature of the relief requested, the Debtor submits that no further notice need be given.

### **NO PRIOR REQUEST**

9. No previous application for the specific relief requested herein has been made to this or any other Court.

**WHEREFORE**, the Committee respectfully requests that the Court enter an order, substantially in the form attached hereto as **Exhibit A**, approving the shortened notice period requested herein and the form, manner and sufficiency of notice of the Motion, and granting such other and further relief as may be just and proper.

Dated: November 10, 2010

**DRINKER BIDDLE & REATH LLP**

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Counsel to the Official Committee of  
Unsecured Creditors

## **EXHIBIT A**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

<i>In re</i>	:	Chapter 11
	:	
ADVANTA CORP., <i>et al.</i> ,	:	Case No. 09-13931 (KJC)
	:	
Debtors. <sup>1</sup>	:	(Jointly Administered)
	:	
<hr/>		Re: Docket No. _____

**ORDER SHORTENING NOTICE WITH RESPECT TO  
THE COMMITTEE’S EXPEDITED MOTION TO CONDUCT  
EXAMINATIONS OF THE DEBTORS PURSUANT TO RULE 2004  
OF THE FEDERAL RULES OF BANKRUPTCY PROCEDURE**

THIS MATTER having been brought before the Court by way of the Motion to Shorten Time<sup>2</sup> of the Official Committee of Unsecured Creditors (the “**Committee**”) seeking entry of an order pursuant to Rules 2002 and 6006 of the Bankruptcy Rules and Local Rule 9006-1(e) (i) approving the form and manner of notice of the Committee’s Motion filed on November 5, 2010; (ii) permitting the parties to file and serve objections to the Motion through and including a date and time to be determined by the Court (the “**Objection Deadline**”); and (iii) allowing the Motion to be heard at a hearing scheduled for a date and time to be determined by the Court (the “**Hearing**”); the Court having considered the Motion to Shorten Time; the Court finding that (a) the Court has jurisdiction over the Motion to Shorten Time pursuant to 28 U.S.C. §§ 157 and 1334 and (b) the Motion to Shorten Time is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and the Court having determined that the legal and factual bases set forth in the Motion to

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<sup>2</sup> Capitalized terms used herein and not otherwise defined shall have the meanings ascribed thereto in the Motion.

Shorten Time establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefore, it is hereby Ordered:

1. That the Motion to Shorten Time is GRANTED;
2. On or before November \_\_, 2010, the Committee shall serve a copy of this Order together with the underlying notice of the Motion by CM/ECF, overnight or hand delivery upon the notice parties;
3. That service of this order and the notice of hearing with respect to the underlying motion upon the parties set forth in the paragraph above by CM/ECF, overnight or hand delivery and upon all other parties having requested notice by the CM/ECF system shall be deemed good and sufficient notice and such further notice be and is hereby excused;
4. That a hearing to consider the Motion will be held before the Honorable Kevin J. Carey on November [ ], 2010 at \_\_\_\_:\_\_\_\_ \_\_.m. (ET);
5. That any objection or response to the relief requested in the Motion may be asserted up to and through November [ ], 2010 at \_\_\_\_:00 p.m. (ET);
6. That this Order shall be effective and enforceable immediately upon entry; and
7. That this Court retains jurisdiction to interpret, implement and enforce the provisions of this Order.

Dated: November \_\_, 2010  
Wilmington, Delaware

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THE HONORABLE KEVIN J. CAREY  
CHIEF UNITED STATES BANKRUPTCY JUDGE