

interest and will enable the Debtor to continue to operate its business in an economic and efficient manner without disruption. As explained more fully above, Employees are central to the Debtor's ability to successfully reorganize. A significant deterioration in employee morale at this critical time undoubtedly would have a devastating impact on the Debtor, its vendors, the value of its assets and business. The total amount sought to be paid herein is relatively modest compared with the size of the Debtor's overall business and the importance of the Employees to the Chapter 11 case and reorganization efforts.

27. It is common for courts to approve payment of prepetition claims for compensation, benefits, and expense reimbursements similar to those described herein.¹ *See, e.g., In re Eastern Niagara Hospital*, Case No. 20-10903 (MJK) (Bankr. W.D.N.Y. 2020); *In re Auburn Memorial Hospital, et al.*, Case No. 07-31126 (MCR) (Bankr. N.D.N.Y. 2007); *In re Zappala Farms, LLC*, Case No. 07-31842 (MCR) (Bankr. N.D.N.Y. 2007); *In re Silicon Graphics, Inc., et al.*, Case No. 06-10977 (BRL) (Bankr. S.D.N.Y. 2006); *In re Footstar, Inc., et al.*, Case No. 04-22350 (ASH) (Bankr. S.D.N.Y. 2004), *In re Parmalat USA Corp., et al.*, Case No. 04-11139 (RDD) (Bankr. S.D.N.Y. 2004); *In re Acterna Corp., et al.*, Case No. 03-12837 (Bankr. S.D.N.Y. 2003); *In re Adelpia Bus Solutions, Inc., et al.*, Case No. 02-11389 (REG) (Bankr. S.D.N.Y. 2002).

28. Accordingly, by this Motion, the Debtor seeks authority pursuant to Sections 105(a) and 363(b) of the Bankruptcy Code to pay Employee Obligations as they become due and owing during the pendency of this case and to continue, uninterrupted, its practices, programs and policies with respect to its Employees, as such practices, programs and policies were in effect as of the Petition Date.

¹ Because of the voluminous nature of the unreported orders cited herein, they are not annexed to this Motion. Copies of these orders are available upon written request of the undersigned counsel.