

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

In re:

NUNET, INC.	:	Case No. 05-21633T
<i>d/b/a</i> NUNET FIBER TECHNOLOGIES,	:	
<i>Debtor(s)</i>	:	
	:	

ORDER

AND NOW, this 27th day of January, 2006, it is ORDERED that the Motion for Reconsideration (filed by the “Geist Claimants”) is GRANTED.¹

Reading, PA

THOMAS M. TWARDOWSKI
United States Bankruptcy Judge

1. See, Pioneer Investment Services Co. v. Brunswick Assoc. Ltd. Ptshp., 507 U.S. 380 (1993). We conclude as a matter of law that the failure of Movants’ counsel to access his electronic notice of the November 17, 2005 hearing constitutes “excusable neglect” under these circumstances. This Court has experienced numerous difficulties in transitioning to the electronic age via our CM/ECF system. We consider it too draconian to deprive these Movants of their day in court at which time they may present their defenses to Debtor’s Objections. The parties shall request a hearing from the Clerk on the merits of Debtor’s Objections to the various Geist claims. The Debtor is not required to re-file the aforesaid Objections.