

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA**

In re NEW MIDLAND PLAZA ASSOCIATES, Debtor

No. 99-25737-BKC-PGH
(Cite as: 247 B.R. 877)

The Court determined that the Debtor's Plan of Reorganization satisfied the requirements of 11 U.S.C. § 1129(a)(1)-(13), except for 11 U.S.C. § 1129(a)(8). However, notwithstanding the requirements of 11 U.S.C. § 1129(a)(8), the Plan was confirmed because it did not discriminate unfairly and was fair and equitable with respect to each class that was impaired under the Plan and did not accepted the plan, pursuant to 11 U.S.C. § 1129(b)(1) & (2), the "cram down" requirements.