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*Attorneys for Michael F. Thomson, Chapter 11 Trustee*

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

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In re:

THE FALLS EVENT CENTER LLC; THE  
FALLS AT GILBERT, LLC; THE FALLS  
AT ST. GEORGE, LLC; THE FALLS AT  
FRESNO, LLC; THE FALLS AT CLOVIS,  
LLC; THE FALLS OF LITTLETON, LLC;  
THE FALLS AT CUTTEN ROAD, LLC;  
THE FALLS AT STONE OAK PARKWAY,  
LLC; THE FALLS AT BEAVERTON, LLC;  
AND THE FALLS AT ROSEVILLE, LLC

Consolidated Debtors.

Bankr. Case Nos.

18-25116; 18-25419; 18-26653; 18-27713;  
18-28140; and 18-27111  
(Substantively Consolidated Under Case No.  
18-25116)

Chapter 11

The Honorable R. Kimball Mosier

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**TRUSTEE'S RESPONSE TO INVESTOR LETTER**

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On April 11, 2019, a letter dated April 5, 2019, sent to the Court from Dr. Richard F. Martin and Judy Martin (the "Investor Letter"), was filed in the above-referenced case. *See* Docket No. 396. Michael F. Thomson, the duly appointed Chapter 11 Trustee (the "Trustee")

of the above-reference substantively consolidated Debtors, hereby responds to the Investor Letter as follows.

1. The Investor Letter references and includes an invitation to a “Going Away Party” (the “Party”) at the location of the Falls at St. George, LLC (“St. George”).
2. The Investor Letter also includes a cartoon (the “Cartoon”).
3. The Trustee did not authorize the Party, and was not informed of the Party prior to the employees of the Debtors announcing the Party.
4. The Trustee has been informed by employees of the Debtors that the Party was prompted by requests from vendors and others in the community who would pay any and all expenses of hosting the Party, with no costs to be paid by the Debtors.
5. The Trustee has instructed the employees of the Debtors to cancel the Party, and the Party has been cancelled.
6. The Trustee has been informed that the Cartoon attached to the Investor Letter was not included by the Debtors as part of the invitation to the Party, but was instead added by a non-Debtor party who sent the information on to the Martins.
7. The Trustee has informed the employees of the Debtors that the Debtors are not authorized to conduct any other similar events, and the employees of the Debtors have represented to the Trustee that no other similar events have been scheduled.

DATED this 22<sup>nd</sup> day of April, 2019.

/s/ Megan K. Baker  
Michael F. Thomson  
Peggy Hunt  
Megan K. Baker  
DORSEY & WHITNEY LLP  
*Attorneys for Chapter 11 Trustee*

**CERTIFICATE OF SERVICE – BY NOTICE OF ELECTRONIC FILING (CM/ECF)**

I hereby certify that on the 22nd day of April, 2019, I electronically filed the foregoing **TRUSTEE’S RESPONSE TO INVESTOR LETTER** with the United States Bankruptcy Court for the District of Utah by using the CM/ECF system. I further certify that the parties of record in this case, as identified below, are registered CM/ECF users and will be served through the CM/ECF system.

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- United States Trustee USTPRegion19.SK.ECF@usdoj.gov
- John J. Wiest wiest.john@dorsey.com

**CERTIFICATE OF SERVICE – MAIL, OTHER**

**Mail Service – By regular first class United States Mail, postage fully pre-paid, addressed to:**

Dr. Richard F. Martin and Judy Martin  
7852 W. Acapulco Lane  
Peoria, AZ 85381

/s/ Megan K. Baker