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**UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

In re:

The Falls at McMinnville LLC,

Debtor.

Case No. 18-25492

Chapter 11

Honorable Chief Judge R. Kimball Mosier

**AMENDED NOTICE OF MOTION TO DISMISS  
AND NOTICE OF HEARING**

PLEASE TAKE NOTICE that Evergreen Aviation and Space Museum and the Captain Michael King Smith Educational Institute (the “**Museum**”) filed in the United States Bankruptcy Court for the District of Utah a Motion to Dismiss.

**YOUR RIGHTS MAY BE AFFECTED. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.**

The Museum’s Motion to Dismiss requests that the Court dismiss the Debtor’s case and find that The Falls at McMinnville LLC’s bankruptcy petition was not properly authorized.

If you do not want the Court to grant the relief being requested:

1. On or before **January 16, 2019** you or your lawyer must file with the

Bankruptcy Court a written objection explaining your position at:

United States Bankruptcy Court  
350 South Main Street, Room 301  
Salt Lake City, UT 84101

If you mail your objection to the Bankruptcy Court for filing, you must mail it early enough so that the Court will **receive** it on or before the **Objection Deadline**. You must also mail a copy to the Museum at the address listed at the top of this form; AND

2. Attend a hearing on the matter which is set for the 22nd day of January, 2019 at 3:00 p.m. in courtroom 369.

**There will be no further notice of the hearing**, and failure to attend the hearing will be deemed a waiver of your objection.

If you or your attorney do not take these steps, the Bankruptcy Court may decide that you do not oppose the relief being sought and may enter an order granting that relief. In the absence of a timely filed objection, the Museum may and will ask the Court to enter an order approving the relief without a hearing.

DATED: January 2, 2019

**STOEL RIVES LLP**

/s/ Mark E. Hindley

Oren Haker (admitted pro hac vice)

Mark E. Hindley

### CERTIFICATE OF SERVICE

I hereby certify that on this 2nd day of November, 2019 I filed a true and correct copy of the foregoing **AMENDED NOTICE OF MOTION TO DISMISS AND NOTICE OF HEARING** 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.

- Michael R. Johnson [mjohnson@rqn.com](mailto:mjohnson@rqn.com), [docket@rqn.com](mailto:docket@rqn.com); [dburton@rqn.com](mailto:dburton@rqn.com)
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I further certify that the Amended Notice was mailed by certified United States mail to the Debtors Mailing Matrix in this Bankruptcy case as of this date.

DATED: January 2, 2019

By: /s/ Mark E. Hindley

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