

This order is SIGNED.

Dated: January 18, 2019



R. KIMBALL MOSIER
U.S. Bankruptcy Judge



Prepared and Submitted By:

Oren B. Haker (OSB #130162) (*admitted pro hac vice*)

oren.haker@stoel.com

Mark E. Hindley (UTB #7222)

mark.hindley@stoel.com

STOEL RIVES LLP

Suite 1100, One Utah Center

201 South Main Street

Salt Lake City, Utah 84111

Telephone: (801) 328-3131

Facsimile: (801) 578-6999

Attorneys for Evergreen Aviation and Space Museum and

The Captain Michael King Smith Educational Institute

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

In re:

The Falls at McMinnville LLC,

Debtor.

Bankr. No. 18-25492

Chapter 11

Honorable Chief Judge R. Kimball Mosier

**ORDER GRANTING *EX PARTE* MOTION FOR LEAVE TO FILE CERTAIN
CONFIDENTIAL AGREEMENTS UNDER SEAL**

The matter before the Court is the *Ex Parte Motion for Leave to File Certain Confidential Agreements Under Seal* [Docket No. 43] (the "**Motion**"), filed by Oren B. Haker, counsel for Evergreen Aviation and Space Museum and The Captain Michael King Smith Educational Institute (collectively, the "**Museum**"). The Motion is supported by the *Declaration of*

Oren B. Haker in Support of Motion for Motion for Relief From Stay and Memorandum in Support of Motion [Docket No. 47] (the “**Declaration**”). The Motion and Declaration were properly served through the Court’s CM/ECF system on all parties that have requested electronic service in this case. In addition, the Motion and Declaration was properly served via U.S. Mail on all parties listed on the mailing matrix who are not on the list to receive email notice/service for this case. No further notice of the Motion is required. The Court, after reviewing the Motion, including objections in the event any were filed, Declaration and such other matters in the Court’s file as the Court deemed appropriate, has determined that good cause exists to grant the relief requested in the Motion. For these reasons, and for good cause shown,

IT IS HEREBY ORDERED that the Museum’s Motion is **GRANTED** and the Museum is granted permission to file Exhibits 15-17 to the Declaration under seal pursuant to Local Rule 5003-2(c).

-----END OF ORDER-----

DESIGNATION OF PARTIES TO BE SERVED

Service of the foregoing **ORDER GRANTING *EX PARTE* MOTION FOR LEAVE TO FILE CERTAIN CONFIDENTIAL AGREEMENTS UNDER SEAL** shall be served to the parties in the manner designated below:

By Electronic Service: I certify that the parties of record in this case as identified below, are registered CM/ECF users and will be served notice of entry of the foregoing Order through the CM/ECF system:

- James W. Anderson jwa@clydesnow.com, jritchie@clydesnow.com; atrujillo@clydesnow.com
- David P. Billings dbillings@fabianvancott.com, jwinger@fabianvancott.com;
- mdewitt@fabianvancott.com
- Ryan C. Cadwallader readwallader@kmclaw.com, tslaughtner@kmclaw.com
- Laurie A. Cayton laurie.cayton@usdoj.gov, James.Gee@usdoj.gov; Lindsey.Huston@usdoj.gov; Suzanne.Verhaal@usdoj.gov
- Thomas E. Goodwin tgoodwin@parrbrown.com, nmckean@parrbrown.com
- Oren Buchanan Haker oren.haker@stoel.com, jennifer.lowes@stoel.com; daniel.kubitz@stoel.com; docketclerk@stoel.com; rene.alvin@stoel.com
- Mark E. Hindley mehindley@stoel.com, rross@stoel.com; slcdocket@stoel.com
- Alan C. Hochheiser ahochheiser@mauricewutscher.com
- Mary Margaret Hunt hunt.peggy@dorsey.com, long.candy@dorsey.com
- Michael R. Johnson mjohanson@rqn.com, docket@rqn.com; dburton@rqn.com
- Peter J. Kuhn Peter.J.Kuhn@usdoj.gov, James.Gee@usdoj.gov; Lindsey.Huston@usdoj.gov; Suzanne.Verhaal@usdoj.gov
- David H. Leigh dleigh@rqn.com, dburton@rqn.com; docket@rqn.com
- Ralph R. Mabey rmabey@kmclaw.com
- Jessica G. McKinlay mckinlay.jessica@dorsey.com, Segovia.Maria@dorsey.com
- Elaine A. Monson emonson@rqn.com, docket@rqn.com; pbrown@rqn.com
- John T. Morgan john.t.morgan@usdoj.gov, James.Gee@usdoj.gov; Lindsey.Huston@usdoj.gov; Suzanne.Verhaal@usdoj.gov
- Ellen E Ostrow eeostrow@hollandhart.com, intaketeam@hollandhart.com; lahansen@hollandhart.com
- Chad Rasmussen chad@alpinalegal.com, contact@alpinalegal.com
- Michael S. Steck michael@clariorlaw.com
- Mark S. Swan mark@swanlaw.net
- Richard C. Terry richard@tjblawyers.com, cbcecf@yahoo.com
- Michael F. Thomson thomson.michael@dorsey.com, montoya.michelle@dorsey.com; ventrello.ashley@dorsey.com
- Michael F. Thomson thomson.michael@dorsey.com, UT17@ecfcbis.com; montoya.michelle@dorsey.com
- United States Trustee USTPRegion19.SK.ECF@usdoj.gov
- Brent D. Wride bwride@rqn.com, docket@rqn.com; pbrown@rqn.com

By U.S. Mail: In addition to the parties of record receiving notice through the CM/ECF system, the following parties should be served notice pursuant to Fed R. Civ. P. 5(b):

Richard N. Bauer
1789 Bella Lago Drive
Clermont, FL 34711-4634

Albert B Clark
696 East 1220 North
Orem, UT 84097

Richard W. Johnston
6855 S. Havana St. #275
Centennial, CO 80112-3813

Meilin Liu
2601 Blanding Avenue, C307
Alameda, CA 94501-1579

State of Oregon
Department of Revenue
955 Center St NE
Salem, OR 97301-2555

The Claro Group, LLC
711 Louisiana Street, Suite 2100
Houston, TX 77002

Certificate of Notice Page 5 of 5
 United States Bankruptcy Court
 District of Utah

In re:
 The Falls at McMinnville, LLC
 Debtor

Case No. 18-25492-RKM
 Chapter 11

CERTIFICATE OF NOTICE

District/off: 1088-2

User: lph
 Form ID: pdfor1

Page 1 of 1
 Total Noticed: 4

Date Rcvd: Apr 30, 2019

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on May 02, 2019.

db +The Falls at McMinnville, LLC, 9067 South 1300 West, Suite 301, West Jordan, UT 84088-5582
 cr +Brent Davies Pulley, 2148 East Caroline Ln, Tempe, AZ 85284-3532
 +Jones Lang LaSalle, 200 East Randolph Drive, Att: Regional Drive, Chicago, IL 60601-6436
 +Jones Lang LaSalle Americas, Inc., c/o Brian Anderson, 111 South Main Street, Suite 300,
 Salt Lake City, UT 84111-2182

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
 NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
 USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: May 02, 2019

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 18, 2019 at the address(es) listed below:

Brent D. Wride on behalf of Debtor The Falls at McMinnville, LLC bwride@rqn.com,
 docket@rqn.com;pbrown@rqn.com
 Chad Rasmussen on behalf of Creditor Gregory Steven Moss chad@alpinalegal.com,
 contact@alpinalegal.com
 David H. Leigh on behalf of Debtor The Falls at McMinnville, LLC dleigh@rqn.com,
 dburton@rqn.com;docket@rqn.com
 Elaine A. Monson on behalf of Debtor The Falls at McMinnville, LLC emonson@rqn.com,
 docket@rqn.com;pbrown@rqn.com
 Ellen E Ostrow on behalf of Creditor Committee Official Committee of Unsecured Creditors of
 The Falls Event Center, LLC eeostrow@hollandhart.com,
 intaketteam@hollandhart.com;lahansen@hollandhart.com
 Jessica G. McKinlay on behalf of Interested Party Michael F. Thomson
 mckinlay.jessica@dorsey.com, Segovia.Maria@dorsey.com
 Laurie A. Cayton tr on behalf of U.S. Trustee United States Trustee laurie.cayton@usdoj.gov,
 James.Gee@usdoj.gov;Lindsey.Huston@usdoj.gov;Suzanne.Verhaal@usdoj.gov
 Mark E. Hindley on behalf of Creditor Evergreen Aviation & Space Museum and the Captain
 Michael King Smith Educational Institute mehindley@stoel.com,
 rross@stoel.com;slcdocket@stoel.com
 Mark E. Hindley on behalf of Creditor Evergreen Aviation & Space Museum mehindley@stoel.com,
 rross@stoel.com;slcdocket@stoel.com
 Michael F. Thomson on behalf of Interested Party Michael F. Thomson thomson.michael@dorsey.com,
 montoya.michelle@dorsey.com;ventrello.ashley@dorsey.com
 Michael R. Johnson on behalf of Debtor The Falls at McMinnville, LLC mjohnson@rqn.com,
 docket@rqn.com;dburton@rqn.com
 Oren Buchanan Haker on behalf of Creditor Evergreen Aviation & Space Museum
 oren.haker@stoel.com,
 jennifer.lowes@stoel.com;daniel.kubitz@stoel.com;docketclerk@stoel.com;rene.alvin@stoel.com
 Oren Buchanan Haker on behalf of Creditor Evergreen Aviation & Space Museum and the Captain
 Michael King Smith Educational Institute oren.haker@stoel.com,
 jennifer.lowes@stoel.com;daniel.kubitz@stoel.com;docketclerk@stoel.com;rene.alvin@stoel.com
 Richard C. Terry on behalf of Creditor RLS Capital, Inc. richard@tjblawyers.com,
 cbcecf@yahoo.com
 United States Trustee USTPRegion19.SK.ECF@usdoj.gov

TOTAL: 15