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6 Counsel for Debtor and Debtor in Possession

7
8 **IN THE UNITED STATES BANKRUPTCY COURT**
9 **FOR THE DISTRICT OF ARIZONA**

10 In re:
11 CONTINENTAL COUNTRY CLUB,
12 INC., an Arizona Non-profit corporation,
13 EIN 86-0414438
14 Debtor.

Chapter 11 Proceeding

Case No. 3:21-bk-00956-EPB

**NOTICE OF FILING WARNER
ANGLE HALLAM JACKSON &
FORMANEK PLC'S FIRST
INTERIM APPLICATION FOR
APPROVAL AND ALLOWANCE
OF FEES AND
REIMBURSEMENT OF
EXPENSES AS SPECIAL
LITIGATION COUNSEL FOR
THE DEBTOR**

18 **NOTICE IS HEREBY GIVEN** that Warner Angle Hallam Jackson & Formanek,
19 PLC, ("Warner Angle") as duly-appointed special litigation counsel to Continental Country
20 Club, Inc., the above-captioned Debtor and debtor in possession ("Debtor") has filed its *First*
21 *Interim Application for Allowance and Payment of Fees and Reimbursement of Expenses for*
22 *Services Rendered as Special Litigation Counsel for the Debtor* (the "First Interim Fee
23 Application") with the Court on April 19, 2021.

24 The First Interim Fee Application seeks: (1) approval and allowance of \$3,330.00 in
25 fees incurred from February 9, 2021 through March 31, 2021 (the "Application Period") for
26 its work performed for the Debtor in addressing the claims of certain litigants arising out of
27 prepetition civil contempt proceedings regarding the reconstruction of a man-made lake

1 owned by the Debtor known as Lake Elaine (the “Lake Elaine Litigation”); and (2) an order
2 directing Debtor to pay all fees allowed by the Court for the Application Period following the
3 entry of an Order approving such fees. Any Order approving fees awarded by the Court
4 pursuant to this interim Application shall be interlocutory and subject to re-examination and
5 adjustment by the Court during the course of the bankruptcy case, and the Court may order
6 disgorgement of any interim fees paid by the Debtor. The failure of a creditor or party in
7 interest, including Debtor, to object to this Application shall not preclude them from asserting
8 such objections upon Warner Angle’s filing of a final fee application.

9 **NOTICE IS FURTHER GIVEN** that you may obtain a copy of the First Interim Fee
10 Application by accessing the Court’s ECF system, or by contacting counsel for the Debtor,
11 Attn: Cindy K. Solomon, Engelman Berger, P.C. (“EB”), at 602.222.4978, or email
12 cks@eblawyers.com.

13 **NOTICE IS FURTHER GIVEN** that any objection to the First Interim Fee
14 Application must be in writing and the original filed with the Clerk of the United States
15 Bankruptcy Court, 230 North 1st Avenue, Suite 101, Phoenix, Arizona 85003, with a copy
16 served upon EB at the address listed below.

17 Patrick A. Clisham
18 Engelman Berger, P.C.
19 2800 North Central Avenue, Suite 1200
Phoenix, Arizona 85004
pac@eblawyers.com

20 **FURTHER NOTICE IS GIVEN** that, pursuant to Local Bankruptcy Rule 2002-2 and
21 9014-1(k), if no written objection is filed with the Court and a copy served upon EB
22 **WITHIN 21 DAYS** of service of this notice (plus an additional 3 days if this notice was
23 served by mail), an Order granting the First Interim Fee Application may be entered without
24 further hearing or notice.

1 **DATED** this 19th day of April, 2021.

2 **ENGELMAN BERGER, P.C.**

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4 By: /s/ PAC, SBA # 023154
5 Scott B. Cohen
6 Patrick A. Clisham
7 Attorneys for Debtor and Debtor in Possession
8 Continental Country Club, Inc.

9 **COPY** of the foregoing transmitted
10 via the Court’s ECF system, and
11 as indicated this 19th day of April,
12 2021, to the following parties:

13 Larry L. Watson
14 **OFFICE OF THE U.S. TRUSTEE**
15 Email: Larry.Watson@usdoj.gov
16 Email: Christopher.Stewart2@ust.doj.gov

17 Kristin McDonald
18 **OFFICE OF THE ATTORNEY GENERAL**
19 Email: Kristin.McDonald@azag.gov
20 Attorneys for the State of Arizona *ex rel.*
21 Arizona Department of Revenue

22 Alissa Brice Castaneda
23 **QUARLES & BRADY**
24 Email: Alissa.Castaneda@quarles.com
25 Attorneys for Sunwest Bank

26 Robert J. Berens
27 **SMTD LAW LLP**
28 Email: rberens@smtdlaw.com
29 Pro Per

30 **SYNCHRONY BANK**
31 c/o PRA Receivables Management, LLC
32 Email: Claims_RMSC@PRAGroup.com

33 Jon S. Musial, (#012828)
34 **LAW OFFICE OF JON S. MUSIAL**
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36 Attorneys for Amy Jo Marshall

37 Warren J. Stapleton
38 **OSBORN MALEDON, P.A.**
39 Email: wstapleton@omlaw.com
40 Attorneys for Lakeside Legionnaires

41 Beth Mulcahy
42 Lauren Vie
43 **MULCAHY LAW FIRM, P.C.**
44 Email: Bmulcahy@mulcahylawfirm.com
45 Attorneys for Mulcahy Law Firm

46 By: /s/ Marie K. Kelly

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