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6 Counsel for Debtor and Debtor in Possession

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

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

Chapter 11 Proceeding

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

**NOTICE OF FILING ENGELMAN
BERGER, P.C.'S FIFTH INTERIM
APPLICATION FOR ALLOWANCE
AND PAYMENT OF FEES AND
REIMBURSEMENT OF EXPENSES
FOR SERVICES RENDERED AS
BANKRUPTCY COUNSEL FOR THE
DEBTOR**

16 **NOTICE IS HEREBY GIVEN** that Engelman Berger, P.C. ("EB"), counsel for
17 Continental Country Club, Inc., the Debtor and Debtor-in-possession ("Debtor") has filed
18 *Engelman Berger, P.C.'s Fifth Interim Application For Allowance And Payment Of Fees And*
19 *Reimbursement Of Expenses For Services Rendered As Bankruptcy Counsel For The Debtor*
20 (the "Fifth Application") with the Court on December 14, 2021.

21 The Fifth Application seeks: (1) approval and allowance of \$58,485.00 in fees and
22 \$3,282.98 in costs for a total of \$61,767.98 incurred from October 1, 2021 through
23 November 30, 2021 (the "Fifth Application Period"); and (2) an order authorizing the Debtor
24 to pay to EB the approved and allowed fees and costs, providing funds are available and such
25 payment does not prejudice other administrative claims of the estate. Any Order approving
26 fees awarded by the Court pursuant to the Fifth Application shall be interlocutory and subject
27 to re-examination and adjustment by the Court during the course of bankruptcy case, and the

1 Court may order disgorgement of any interim fees paid by the Debtor. The failure of a
2 creditor or party in interest, including Debtor, to object to the Fifth Application shall not
3 preclude them from asserting such objections upon EB's filing of a final fee application.

4 **NOTICE IS FURTHER GIVEN** that you may obtain a copy of the Fifth Application
5 by accessing the Court ECF Case Filing system (www.azb.uscourts.gov) or by contacting
6 Cindy Solomon, Engelman Berger, P.C., at 602.222.4978, or email: cks@eblawyers.com.

7 **NOTICE IS FURTHER GIVEN** that any objection to the Fifth Application must be
8 in writing and the original filed with the Clerk of the United States Bankruptcy Court, 230
9 North 1st Avenue, Suite 101, Phoenix, Arizona 85003, with a copy served upon EB at the
10 address listed below.

11 Patrick A. Clisham
12 Engelman Berger, P.C.
13 2800 North Central Avenue, Suite 1200
14 Phoenix, Arizona 85004
15 pac@eblawyers.com

16 **NOTICE IS FURTHER GIVEN** that, pursuant to Local Bankruptcy Rule 2002-2 and
17 9014-1(k), if no written objection is filed with the Court and a copy served upon EB
18 **WITHIN 21 DAYS** of service of this notice (plus an additional 3 days if this notice was
19 served by mail), an Order granting the Fifth Application may be entered without further
20 hearing or notice.

21 **NOTICE IS FURTHER GIVEN** that if an objection is properly and timely filed and
22 served, the Court will set a hearing to consider the Fifth Application and the objection. Only
23 the applicant and objecting party will receive notice of the hearing date and time.

24 RESPECTFULLY SUBMITTED this 14th day of December, 2021.

25 **ENGELMAN BERGER, P.C.**

26 By: /s/ Patrick A. Clisham, SBA # 023154
27 Scott B. Cohen
Patrick A. Clisham
Attorneys for Debtor and Debtor in Possession

1 **COPY** of the foregoing transmitted
2 via the Court's ECF system, and
3 as indicated this 14th day of December,
4 2021, to the following parties:

5 Larry L. Watson
6 OFFICE OF THE U.S. TRUSTEE
7 Email: Larry.Watson@usdoj.gov

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11 *Interested Party*

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By: /s/ Cecily N. Benson
Cecily N. Benson