

1 SCOTT B. COHEN, SBA #014377
2 PATRICK A. CLISHAM, SBA #023154
3 **ENGELMAN BERGER, P.C.**
2800 NORTH CENTRAL AVENUE, SUITE 1200
PHOENIX, ARIZONA 85004

4 Ph: (602) 271-9090
5 Fax: (602) 222-4999
6 Email: abc@eblawyers.com
7 Email: pac@eblawyers.com

8 Attorneys for Reorganized Debtor

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

11 In re:
12 CONTINENTAL COUNTRY CLUB,
13 INC., an Arizona Nonprofit corporation,
14 EIN 86-0414438
15 Reorganized Debtor.

Chapter 11 Proceeding

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

**NOTICE OF FILING ENGELMAN
BERGER, P.C.'S TWELFTH AND
FINAL 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., an Arizona non-profit corporation, the above-captioned
18 reorganized debtor (“Reorganized Debtor”) has filed *Engelman Berger, P.C.’s Twelfth and*
19 *Final Application For Allowance And Payment Of Fees And Reimbursement Of Expenses For*
20 *Services Rendered As Bankruptcy Counsel For The Debtor* (the “Application”) with the Court
21 on March 24, 2023 (DE 450).

22 The Twelfth Application seeks: (1) final approval and allowance of \$20,230.00 in fees
23 incurred from February 1, 2023 through March 16, 2023 (the “Twelfth Application Period”);
24 (2) final approval of the fees and costs approved and allowed on an interim basis under prior
25 Court Orders, totaling \$676,171.50 in fees and \$26,954.21 in costs; (3) an order directing the
26 Reorganized Debtor to immediately pay all approved and allowed fees and costs incurred
27 during the Twelfth Application Period; and (4) an order declaring that any unpaid approved

1 fees and costs are deemed an administrative expense claim as defined in the Debtor's Second
2 Amended Plan of Reorganization, which was confirmed on March 2, 2023 (the "Confirmed
3 Plan").

4 **NOTICE IS FURTHER GIVEN** that you may obtain a copy of the Application by
5 accessing the Court ECF Case Filing system (www.azb.uscourts.gov) or by contacting Alyssa
6 C. Moomaw, Engelman Berger, P.C., at 602.222.4962, or email: acm@eblawyers.com.

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

11 Scott B. Cohen
12 Engelman Berger, P.C.
13 2800 North Central Avenue, Suite 1200
14 Phoenix, Arizona 85004
15 sbc@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 Application may be entered without further hearing or
20 notice.

21 **SUBMITTED AND NOTICE GIVEN** this 24th day of March, 2023.

22 **ENGELMAN BERGER, P.C.**

23 By: /s/ Scott B. Cohen
24 Scott B. Cohen
25 Patrick A. Clisham
26 *Attorneys for Reorganized Debtor*

27 **COPY** of the foregoing transmitted via
the Court's ECF system, and as indicated
this 24th day of March, 2023, to the
following parties, **and posted to Reorganized Debtor's
web portal for homeowners**

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

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

Randy Nussbaum
SACKS TIERNEY P.A.
Email: randy.nussbaum@sackstierney.com
Attorneys for Flagstaff Golf Association dba Aspen Valley Golf

Jon S. Musial
LAW OFFICE OF JON S. MUSIAL
Email: jon.musial@musiallawoffice.com
Attorneys for Amy Jo Marshall, Interested Party

Warren J. Stapleton
OSBORN MALEDON, PA
Email: wstapleton@omlaw.com
Attorneys for Lakeside Legionnaires

Valerie Smith
SYNCHRONY BANK
Email: Claims_RMSC@PRAGroup.com

Joel F. Newell
Jennings, Strouss & Salmon, PLC
One East Washington Street, Suite 1900
Phoenix, AZ 85004-2544
Email: jnewell@jsslaw.com
Attorneys for BrickHouse Trust

By: /s/ Alyssa C. Moomaw
Alyssa C. Moomaw

Alissa Brice Castaneda
QUARLES & BRADY LLP
Email: Castaneda.alissa@dorsey.com
Attorneys for Sunwest Bank

Matthew Silverman
ARIZONA ATTORNEY GENERAL'S OFFICE
Email: Matthew.silverman@azag.gov
Attorneys for Arizona Dept. of Revenue

Robert J. Berens
SMTD LAW LLP
Email: rberens@smtdlaw.com
Interested Party

Beth Mulcahy
MULCAHY LAW FIRM, P.C.
Email: bmulcahy@mulcahylawfirm.com
Attorneys for Creditor

Alan C. Hochheiser, Esq.
MAURICE WUTSCHER LLP
23611 Chagrin Blvd., Suite 207
Beachwood, OH 44122
Email: ahochheiser@mauricewutscher.com
Attorneys for AmTrust North America, Inc. on behalf of Technology Insurance Company, Inc.

Jason J. Bliss
ASPEY, WATKINS, & DIESEL PLLC
Email: JBliss@awdlaw.com
Co-Counsel for Lakeside Legionnaires in Case No. CV 87-042997