ORDERED in the Southern District of Florida on January 24, 2020.

Scott M. Grossman

Scott M. Grossman, Judge
United States Bankruptcy Court

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
FORT LAUDERDALE DIVISION
www.flsb.uscourts.gov

In Re:	**CHAPTER 7**
DAYMARK REALTY ADVISORS, INC.,	**CASE NO. 18-23750-SMG**
DAYMARK PROPERTIES REALTY, INC.,	**CASE NO. 18-23751-SMG**
DAYMARK RESIDENTIAL MANAGEMENT, INC.,	**CASE NO. 18-23752-SMG**
	(substantively consolidated)
Debtors.	
_____/	

ORDER DENYING OBJECTING CREDITORS' EMERGENCY MOTION TO DEEM 9019 MOTION "SETTLING PARTIES" AS PARTIES UNDER BANKRUPTCY AND FEDERAL RULES [ECF NO. 352]

THIS CAUSE came before the Court on **January 17, 2020 at 11:00 a.m.** (the "Hearing") upon the Objecting Creditors' Emergency Motion to Deem 9019 Motion "Settling Parties" as Parties Under Bankruptcy and Federal Rules [ECF No. 352] (the "Emergency Motion"), the Notice of Late Filing and Response of the Cottonwood Parties to Objecting Creditors Emergency Motion to Deem 9019 Motion "Settling Parties" as Parties Under Bankruptcy and Federal Rules

[ECF No. 355], Notice of Late Filing and Northwood Entities' Joinder and Opposition to Objecting Creditors' Emergency Motion to Deem 9019 Motion "Settling Parties" as Parties Under Bankruptcy and Federal Rules [ECF No. 358], and Notice of Late Filing and Response of the Sovereign Settling Group to Objecting Creditors' Emergency Motion to Deem 9019 Motion Settling Parties as Parties Under Bankruptcy and Federal Rules [ECF No. 359] (collectively, the "Objections").

Having reviewed the Emergency Motion and Objections together with the complete record in this case, and for the reasons stated on record at the Hearing, this Court finds it appropriate to deny the Emergency Motion.

Accordingly, it is hereby **ORDERED** and **ADJUDGED**, as follows:

1. The Emergency Motion[1] is DENIED. The Court finds that the "Settling Parties", as defined in the Trustee's Motion to Approve Settlement (the "Settlement Motion") [ECF No. 319], are not parties to the contested matter regarding the Settlement Motion.

2. Pursuant to its *ore tenus* request, Western Alliance Bank is permitted to participate in discovery in this case.

3. The Court shall retain jurisdiction over this matter to enforce the terms of this Order.

# # #

Submitted by:

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[1] Capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Emergency Motion.

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[Attorney Gruher shall serve a copy of this Order to all interested parties and file a certificate of service]