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UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

In re

FOX ORTEGA ENTERPRISES, INC.,
dba PREMIER CRU,

Debtor.

Case No. 16-40050-WJL

Chapter 7

**REQUEST FOR ENTRY OF ORDER BY
DEFAULT APPROVING COMPROMISE
WITH EAST WEST BANK**

TO: THE HONORABLE WILLIAM J. LAFFERTY, III, UNITED STATES BANKRUPTCY
JUDGE, OAKLAND, CALIFORNIA:

Michael G. Kasolas, trustee herein ("Trustee"), requests that the Court enter an order granting his *Motion for Order Approving Compromise with East West Bank* ("Motion") as described in the Trustee's *Notice and Opportunity for Hearing on Motion for Order Approving Compromise with East West Bank* ("Notice"), dated April 24, 2017, [Docket No. 539]. This request is further supported by the Declaration of Mark S. Bostick filed in support hereof ("Declaration").

On April 24, 2017, the Notice was duly served on all parties entitled to notice under this Court's *Order Granting Motion to Reduce Notice Required for Future Notices Under Bankruptcy Rule 2002(a)* [Doc. #437] as set forth in the Certificate of Service attached to the Notice and the Certificate of Service prepared by BMC Group, Inc., the Trustee's noticing agent, filed on April

1 25, 2017 [Docket No. 542].

2 The Notice provided, pursuant to Bankruptcy Rule 9019 and Bankruptcy Local Rule 9014-
3 1(b)(3) that unless an objection or request for hearing was filed in response to the Notice within
4 21-days from the date of the mailing of the Notice, an order approving the compromise may be
5 entered without further notice or opportunity to be heard. The last day to have timely filed and
6 served an objection or request for hearing pursuant to the Notice was May 15, 2017.

7 No timely objections or requests for hearing were filed or served in response to the Notice.

8 For the reasons stated in the Notice and the Declaration, the Trustee submits that his
9 proposed compromise is fair and equitable and in the best interests of creditors of the estate.

10 WHEREFORE, the Trustee requests that the Court enter an order granting his Motion and
11 approving the settlement agreement attached as Exhibit A to the Notice.

12 DATED: May 16, 2017

WENDEL, ROSEN, BLACK & DEAN LLP

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14 By: /s/ Mark S. Bostick

15 Mark S. Bostick

16 Attorneys for Michael G. Kasolas, Trustee
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