UNITED STATES BANKRUPTCY COURT
DISTRICT OF KANSAS AT KANSAS CITY

In re	:	Chapter 11
JOHN Q. HAMMONS FALL 2006, LLC, *et al.*,	:	Case No. 16-21142 (RDB)
	:	*Jointly administered*
Debtors	:	

NOTICE OF RULE 2004 EXAMINATION

PLEASE TAKE NOTICE that JD Holdings, L.L.C., and Rogers Funding, LLC, by their undersigned counsel, will examine Christopher D. Smith of Debtor John Q. Hammons Hotels Management, LLC on behalf of each Debtor (the "Examinee"), before a notary public or other officer authorized by law to administer oaths, on November 28, 2017 at 9:00 a.m. at the office of McDowell, Rice, Smith & Buchanan PC, Skelly Building, Suite 350, 605 West 47th St., Kansas City, Missouri, 64112, unless the parties shall have agreed upon an alternative time and location. The examination may continue from day to day until completed.

The examination is pursuant to Rule 2004 of the Federal Rules of Bankruptcy Procedure, and Rule 2004.1 of the Local Rules of the United States Bankruptcy Court for the District of Kansas, and will be taken before an officer authorized to record the testimony. The scope of the examination shall be as described in Bankruptcy Rule 2004, as further described in the areas of inquiry attached hereto as Exhibit A. Pursuant to D. Kan. LBR 2004.1(a), no order shall be necessary.

The Debtors are further requested to produce to the undersigned the documents and information described in Exhibit B at least six days prior to the examination.

Pursuant to D. Kan. LBR 2004.1(e), in addition to stenographic means, the

examination will be recorded by audio, audiovisual, and/or real-time transcription (e.g. LiveNote) means, by personnel associated with TSG Reporting, Inc.

Undersigned counsel hereby certifies that he contacted counsel for the examinee prior to filing this Notice in order to obtain a mutually agreeable date and time for the examination but counsel for the Examinee refused to provide any dates.

Dated: November 8, 2017

McDOWELL RICE SMITH & BUCHANAN

Jonathan Margolies (MO 30770)
Skelly Building, Suite 350 (KS Fed 70693)
605 West 47th Street
Kansas City, Missouri 64112
Tel: (816) 753-5400
Fax: (816) 753-9996
jmargolies@mcdowellrice.com

MILBANK, TWEED, HADLEY & McCLOY LLP

/s/ Jed M. Schwartz .
Scott A. Edelman (admitted *pro hac vice*)
Jed M. Schwartz (admitted *pro hac vice*)
28 Liberty Street
New York, NY 10005-1413
Tel: (212) 530-5000
Fax: (212) 530-5219
sedelman@milbank.com
jschwartz@milbank.com

Mark Shinderman (admitted *pro hac vice*)
2029 Century Park East
33rd Floor
Los Angeles, CA 90067-3019
Tel: (424) 386-4000
Fax: (213) 629-5063
mshinderman@milbank.com

Counsel for JD Holdings, L.L.C. and Rogers Funding, LLC.

EXHIBIT A

AREAS OF INQUIRY

1. The current and projected financial condition of any Debtor or entity in which any Debtor owns an equity interest.

2. The value of any asset owned by any Debtor.

3. The terms of any transfer of cash or assets between Debtors since the commencement of these bankruptcy cases.

4. Debtors' efforts, attempts, or future plans to sell or refinance any asset since the commencement of these bankruptcy cases.

5. The operation of any business or asset owned by Debtors and the desirability of its continuance.

6. The source of any money, property, or refinancing acquired or obtained or planned to be acquired or obtained by the Debtors, or which Debtors have attempted to acquire, for purposes of consummating a plan and the consideration given or offered therefor.

7. Debtors' payment of funds to HSG Holdings (as defined in Exhibit B) since the commencement of these bankruptcy cases.

8. Any of the documents produced in response to any document request set forth in Exhibit B and any subject related thereto.

9. Any other matter relevant to the case, the formulation of a plan, or otherwise permitted under Bankruptcy Rule 2004.

EXHIBIT B

DOCUMENT REQUESTS

DEFINITIONS

Unless otherwise indicated, the following definitions shall be applicable to these requests:

1. The term "Communication(s)" means any Document constituting, reflecting, or evidencing any transmission or receipt of information (in the form of facts, ideas, inquiries, or otherwise).

2. The term "Debtor" shall mean, collectively and individually, each debtor in the above-captioned bankruptcy proceeding and any parent, subsidiary, or affiliated companies of any of the Debtors, and any former or present trustees, officers, directors, principals, partners, representatives, agents, attorneys, accountants, or employees thereof.

3. The term "Document(s)" is intended to have the broadest possible meaning under the Federal Rules of Civil Procedure 26 and 34, and includes any medium by which information is memorialized or recorded, and further includes all electronically stored information regardless of the format. A draft or non-identical copy is a separate Document within the meaning of this term. The definition of "Document" or "Documents" must be construed to include "Communication" or "Communications" as defined herein.

4. The term "HSG Holdings" shall mean HSG Holdings, LLC and any affiliated entities, parent entities, subsidiary entities, predecessors-in-interest, successors-in-interest, attorneys, agents, assignees, officers, board members, employees, investigators, representatives or any other individual or entity acting on its behalf, including but not limited to, HSG-HCC LLC.

5. The term "Loan Agreement" means the Tax Credit Reimbursement Agreement between debtor JQH – Rogers Convention Center Development, LLC and HSG

Holdings, dated December 21, 2005, as amended by a November 2006 Amendment to Tax Credit Reimbursement Agreement.

INSTRUCTIONS

1. The Documents requested herein include all responsive Documents in your possession, custody, or control.

2. Each Document request herein seeks production of each Document in its entirety, without abbreviation or redaction, with all non-identical copies and drafts thereof, including any Document appended to, included with, incorporated by or referred to in the Document.

3. All Documents shall be produced in their original form. All Documents that in their original form were stapled, clipped, or otherwise attached to other Documents should be produced in such form.

4. If any responsive Documents are maintained in a file, please produce the file folder or container and all labels and notations thereon along with the Documents.

5. The Document requests set forth below shall be deemed to be continuing in the event that you obtain or become aware of any additional information or Documents responsive to any request herein.

6. If any of the requested Documents are withheld from production (on the basis of privilege or otherwise), provide notice of the withheld Documents consistent with Federal Rule of Civil Procedure 45(e)(2), including expressly making the claim and describing the nature of the Documents, communications, or tangible things not produced or disclosed in such a manner that will enable Claimants to assess the claim of privilege or protection, including, for each Document, communication, or tangible thing withheld, the legal ground for withholding the Document, the type of Document, the nature and general subject matter of the Document, the date of the

Document, the author of the Document, the addressees and any other recipients of the Document, information sufficient to identify the Document, and any other information that will enable Claimants to assess the claim of privilege or protection. If a Document has been redacted or altered in any fashion, identify the reason for the redaction or alteration and the date of the redaction or alteration.

7. If you have knowledge of any destruction of a Document responsive to any request herein, whether such destruction occurred in the ordinary course of business or otherwise, please describe the circumstances surrounding that destruction.

8. All Documents are to be produced as they are kept in the usual course of business or should be organized and labeled to correspond to the requests herein. All Documents should be given a unique number, for example a "Bates" label or similar identifying mark. If there are no Documents responsive to a specific request, the response thereto shall so state in writing.

9. If, in responding to the requests, you encounter any ambiguities when construing a request or definition, your response shall set forth the matter deemed ambiguous and the construction used in responding.

DOCUMENT REQUESTS

1. For each Debtor, Documents sufficient to show the total amount of cash (including nature of any restrictions on such cash, *e.g.*, furniture, fixture, and equipment reserves, utility deposits) and marketable securities at October 31, 2017, with sufficient detail to show the balances at each entity by bank account or investment account (including such entity's share of any main disbursing account).

Response No. 1:

2. Documents sufficient to show the amount of any transfer of cash or assets from one Debtor to another Debtor since the commencement of these bankruptcy cases and the terms of any such transfer.

Response No. 2:

3. For each Debtor, balance sheets, statements of cash flows, and income statements as of October 31, 2017, including details of all debt and capitalized leases of such debt.

Response No. 3:

4. The most recent appraisals or other valuations for any asset of the Debtors, including but not limited to, hotels, real property, operating entities, and equity interests held by any Debtor.

Response No. 4:

5. All Documents reflecting or otherwise containing information having the effect of causing any material change to any assumption or conclusion set forth in any appraisal produced in response to Request No. 4.

Response No. 5:

6. The most recent 2018 budgets and revenue targets for all Debtors, including but not limiting to, operating budgets and budgets reflecting capital expenditures.

Response No. 6:

7. The most recent reconciliation to 2017 budgets for all Debtors.

Response No. 7:

8. The most recent forecasts for all Debtors and their assets for 2017 and 2018.

Response No. 8:

9. The most recent business and marketing plans for all Debtors and their assets and any draft and/or finalized business and marketing plans for all Debtors and their assets for 2018.

Response No. 9:

10. The most recent financial statements for Debtors' investments in Des Plaines Development Corp., Des Plaines Development L.P., W&H Realty, Inc., and Winegardner & Hammons Inc., including but not limited to, balance sheets, income statements, and statements of cash flow.

Response No. 10:

11. All Documents reflecting any Communications from the commencement of these bankruptcy cases relating to any of Debtor's investments in Des Plaines Development Corp., and/or Des Plaines Development L.P.

Response No. 11:

12. The most recent balances sheets, statements of cash flows, income statements, management agreements, franchise agreements, and lease agreements for each property or hotel in which W&H Realty, Inc. or Winegardner & Hammons Inc. have an ownership interest (direct or indirect), including a summary of the terms of Debtors' investments in these entities, and a copy of the operating agreement for entity owning or otherwise controlling each such property or hotel.

Response No. 12:

13. All Documents reflecting or concerning written offers, proposals, terms sheets, or similar Documents relating to the purchase any of the Debtors' assets since the commencement of these bankruptcy cases.

Response No. 13:

14. The most recent net worth statement, accountant's compilation report, or similar Document prepared by or for Debtors and all Documents reflecting Communications between any Debtor and any federally insured financial institution concerning the same.

Response No. 14:

15. All proposals, term sheets, or similar Documents from lenders or potential lenders relating to financing or refinancing any of the Debtors' assets.

Response No. 15:

16. All proposals, term sheets, or similar Documents relating to any efforts to obtain title insurance for any assets that the Debtors have sold or have attempted to sell since the commencement of these bankruptcy cases, or that Debtors may sell attempt to sell in the future, as well as any Communications with third parties regarding the same, including but not limited to, all Documents reflecting or concerning Communications between Debtors and Concord Specialty Risk insurance, First American Title, or any other title company or insurer.

Response No. 16:

17. Documents sufficient to show all current, and intended future beneficiaries of Debtor The Revocable Trust of John Q. Hammons, and the amount each beneficiary has received since the commencement of these bankruptcy cases or is scheduled to receive.

Response No. 17:

18. All Documents reflecting Communications since the commencement of these bankruptcy cases concerning the propriety, consideration, selection, or designation of any individual or entity as a potential or actual beneficiary of the Debtor The Revocable Trust of John Q. Hammons.

Response No. 18:

19. All Documents reflecting or concerning Communications relating to any efforts to obtain a loan or refinancing since the commencement of these bankruptcy cases, including but not limited to, all Documents reflecting or concerning Communications between Debtors and Vanguard Financial Services.

Response No. 19:

20. Documents sufficient to show the amount owned by Debtors under the Loan Agreement as of the commencement of these bankruptcy cases and the date of any payments made by Debtors to HSG Holdings since the commencement of these bankruptcy cases.

Response No. 20:

21. A current schedule of liabilities for each Debtor.

Response No. 21:

UNITED STATES BANKRUPTCY COURT
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In re	:	Chapter 11
JOHN Q. HAMMONS FALL 2006, LLC, *et al.*,	:	Case No. 16-21142 (RDB) *Jointly administered*
Debtors,	:	

CERTIFICATE OF SERVICE

The undersigned counsel for JD Holdings, L.L.C. and Rogers Funding, LLC certifies that true and correct copies of the Notice of Rule 2004 Examination were served upon counsel for the Debtors via the email addresses set forth below:

Stinson Leonard Street LLP
Mark Carder KS# 11529
Mark Shaiken KS# 11011
1201 Walnut, Suite 2900
Kansas City, Missouri 64106
Telephone: (816) 842-8600
Facsimile: (816) 691-3495
mark.carder@stinson.com
mark.shaiken@stinson.com

Merrick, Baker & Strauss, P.C.
Bruce Strauss KS# 70034
Victor F. Weber KS# 78308
1044 Main Street, Suite 500
Kansas City, Missouri 64105
Telephone: (816) 221-8855
Facsimile: (816) 221-7886
bruces@merrickbakerstrauss.com
victor@merrickbakerstrauss.com

Dated: November 8, 2017

McDOWELL RICE SMITH & BUCHANAN

Jonathan Margolies (MO 30770)
Skelly Building, Suite 350 (KS Fed 70693)
605 West 47th Street
Kansas City, Missouri 64112
Tel: (816) 753-5400
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Scott A. Edelman (admitted *pro hac vice*)
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28 Liberty Street
New York, NY 10005-1413
Tel: (212) 530-5000
Fax: (212) 530-5219
sedelman@milbank.com
jschwartz@milbank.com

Mark Shinderman (admitted *pro hac vice*)
2029 Century Park East
33rd Floor
Los Angeles, CA 90067-3019
Tel: (424) 386-4000
Fax: (213) 629-5063
mshinderman@milbank.com

Counsel for JD Holdings, L.L.C. and Rogers Funding, LLC