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UNITED STATES BANKRUPTCY COURT
DISTRICT OF ARIZONA

In re DEWEY RANCH HOCKEY, LLC, COYOTES HOLDINGS, LLC, COYOTES HOCKEY, LLC, and ARENA MANAGEMENT GROUP, LLC, Debtors.	Case No. 2:09-bk-09-09488 (Jointly Administered) Chapter 11 **MOTION OF DEBTORS PURSUANT TO RULE 2004 OF THE FEDERAL RULES OF BANKRUPTCY PROCEDURE FOR ORDER DIRECTING THE EXAMINATION OF THE DESIGNATED REPRESENTATIVE OF GLENDALE ARENA, LLC**
This Filing Applies to: ■ All Debtors ❒ Specified Debtors	

Pursuant to Rule 2004 of the Federal Rules of Bankruptcy Procedure ("Bankruptcy Rules"), Debtors submit this Motion for an Order directing the designated representative of Glendale Arena, LLC ("Glendale Arena") to appear and be examined with regard to those matters described in Exhibit A, attached hereto. A proposed Order is filed contemporaneously with this Motion.

1. This Court has jurisdiction over the matters raised in the Motion pursuant to 28 U.S.C. § 157. Venue is proper in this District under 28 U.S.C. § 1409.

2. The relief requested arises pursuant to Bankruptcy Rule 2004.

3. On July 24, 2009, Glendale Hockey, LLC and Glendale Arena, LLC (together, the "Potential Buyers") submitted their "Asset Purchase Agreement Among Coyotes Hockey, LLC, Arena Management Group, LLC, Glendale Hockey, LLC, and Glendale Arena, LLC" (the "APA"). *See* "Notice of Receipt of Bid and Letter of Intent to Purchase Assets" dated July 26, 2009 (Docket No. 478). The Potential Buyers propose to buy at auction, on August 5, 2009, certain of the Debtors' assets including the Phoenix Coyotes Professional Hockey Club (the "Team").

4. At a hearing on July 13, 2009, regarding the ability of the parties to conduct discovery, the Court stated that it would allow discovery of the Potential Buyers after the APA was submitted. As noted above, the APA was submitted on July 24, 2009.

5. Examinations under Bankruptcy Rule 2004 may include within their scope any matter which may impact "the administration of the debtor's estate," and in the case of a Chapter 11 proceeding, any matter relevant to the case or formulation of a plan. *See* Bankruptcy Rule 2004(b). Information relating to the APA plainly falls within Rule 2004's broad scope.

6. The matters to which the designated representative of Glendale Arena is requested to testify, as detailed in Exhibit A, are relevant to the numerous contingencies set forth in the APA, including, but not limited to, the nature, extent, and status of negotiations between the Potential Buyers and holders of Modified Claims (as defined in the APA). This examination, moreover, is necessary for Debtors to evaluate the integrity of the bidding process and whether the purchase proposed by the APA is in the best interest of the estates and all of their creditors.

7. Given the expedited nature of the auction procedures, Debtors request that the examination be set to begin at **9:00 A.M. (Arizona) on August 4, 2009**, at the law offices of Squire, Sanders & Dempsey L.L.P., 40 North Central Ave., Suite 2700, Phoenix, Arizona.

8. Accordingly, Debtors respectfully request this Court enter an Order in the form attached, granting Debtors' request for examination and providing such other relief as the Court deems appropriate.

RESPECTFULLY SUBMITTED this 27th day of July, 2009

SQUIRE, SANDERS & DEMPSEY L.L.P.

By: /s/ *Thomas J. Salerno*
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COPY of the foregoing mailed and/or e-mailed this
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/s/ *Karen Graves*

EXHIBIT A

Pursuant to Rule 2004 of the Federal Rules of Bankruptcy Procedure, the designated representative of Glendale Arena, LLC ("Glendale Arena") will be examined with regard to the following matters:

1. All matters relating to the terms, conditions and provisions of that certain "Asset Purchase Agreement Among Coyotes Hockey, LLC, Arena Management Group, LLC, Glendale Hockey, LLC, and Glendale Arena, LLC" filed in the United States Bankruptcy Court for the District of Arizona on July 26, 2009, as an exhibit to the "Notice of Receipt of Bid and Letter of Intent to Purchase Assets" (Docket No. 478) (the "APA").

2. All matters regarding any discussions to which Glendale Arena was a party or about which Glendale Arena has information in any way relating to the negotiation, formation or drafting of the APA.

3. All matters regarding any discussions, communications or agreements between Glendale Arena and anyone associated with or employed by the City of Glendale, Arizona, relating in any way to the Phoenix Coyotes Professional Hockey Team, the APA, the use of the Glendale Arena for professional hockey, or the bidding process.

4. All matters regarding any discussions, communications or agreements between Glendale Arena and anyone associated with or employed by the National Hockey League, Gary Bettman, or William Daly relating in any way to the APA, the Phoenix Coyotes Professional Hockey Team, the use of the Glendale Arena for professional hockey, or the bidding process.

5. All matters regarding any discussions, communications or agreements to which Glendale Arena was a party or about which Glendale Arena has information in any way relating to the Modified Contracts listed on Schedule 1.1(b) of the APA, including but not limited to the terms, proposed or otherwise, of the Modified Contracts.

6. All matters relating to any discussions, communications or agreements to which Glendale Arena was a party or about which Glendale Arena has information in any way relating to any entities or individuals who have expressed an interest in purchasing all or part of the assets of the Debtors including, but not limited to, John Breslow, Howard Sokolowski, David Cynamon, or the person whose identity is known to the parties but who has been identified publicly only as "an anonymous Phoenix businessman."

7. All matters relating to any discussions, communications or agreements with anyone regarding the Phoenix Coyotes Professional Hockey Team, the use of the Glendale Arena for professional hockey, the current Arena Management, Use and Lease Agreement, any proposed modified, revised or new such document, or any money or economic benefit of any kind paid or to be paid to or by the City of Glendale related in any way to the Phoenix Coyotes Professional Hockey Team.