

EXHIBIT "3"

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*Attorneys for Jerry Moyes*

**IN THE UNITED STATES BANKRUPTCY COURT**

**FOR THE DISTRICT OF ARIZONA**

In re:

DEWEY RANCH HOCKEY, LLC

COYOTES HOLDINGS, LLC

COYOTES HOCKET, LLC and

ARENA MANAGEMENT GROUP,  
LLC,

Debtors

Chapter 11 Proceedings

Case No. 2:09-bk-09488-RTBP

(Jointly Administered)

**DECLARATION OF EARL SCUDDER  
REGARDING RESPONSE TO CITY OF  
GLENDALE'S APPLICATION FOR  
ORDER TO SHOW CAUSE**

**Hearing Date: TBD**

**Time: TBD**

Earl Scudder, under penalty of perjury, states:

1. My name is Earl Scudder. I am an attorney admitted to practice in the States of Arizona, Iowa, Nebraska, Tennessee and the District of Columbia. I am chairman and Chief Executive Officer of Scudder Law Firm, PC, LLO, a business and finance boutique law firm based in Lincoln, Nebraska that maintains offices in Kansas City, Missouri and Phoenix, Arizona.

2. I submit this declaration in support of Moyes' Response in Opposition to

1 Glendale's Application for Issuance of an Order to Show Cause Against Moyes and Their  
2 Counsel Jennings Strouss & Salmon, PLC. I have personal knowledge of the matters set  
3 forth in this Declaration and, if called to testify as a witness, would testify competently  
4 regarding such matters.

5 3. Prior to the filing of the bankruptcy in this matter, Jerry Moyes and I had  
6 discussions with John Kaites and Jerry Reinsdorf, the proposed members of the Reinsdorf  
7 Group which has submitted what they identify as an asset purchase agreement to  
8 purchase the Phoenix Coyotes Hockey Club (the "Team"). As a direct result of one of  
9 those conversations, based on statements by Mr. Kaites, I understood that he and Mr.  
10 Reinsdorf had informed Glendale that they would need funds from the City of Glendale  
11 in order to successfully operate the Team in that location.

12  
13 Dated August 6, 2009.

14  
15 /s/ Earl Scudder

16 Earl Scudder  
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