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11 **IN THE UNITED STATES BANKRUPTCY COURT**
12 **FOR THE DISTRICT OF ARIZONA**

13 In Re:
14 DEWEY RANCH HOCKEY, LLC,
15 COYOTES HOLDINGS, LLC,
16 COYOTES HOCKEY, LLC, and
17 ARENA MANAGEMENT GROUP, LLC,
18 Debtors.

Case No. 2:09-bk-09488-RTB
(Jointly Administered)

Chapter 11

**STATEMENT OF DISCLOSURE OF
WITNESSES, EXHIBITS AND ISSUES
FOR SEPTEMBER 2ND HEARING**

19 This Filing Applies to:

- 20 ☒ All Debtors
21 ☐ Specified Debtors
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23
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Hearing Date: September 2, 2009
Hearing Time: 9:00 a.m.
Hearing Location: 230 N. First Avenue
Courtroom 703, 7th Flr.
Phoenix, AZ

25 SOF Investments, L.P., White Tip Investments, LLC and Donatello Investments, LLC
26 (collectively, "**SOF**"), by and through their undersigned counsel, hereby files this statement of

1 disclosure of witnesses, exhibits and issues (the “**Statement**”) pursuant to this Court’s Minute
2 Entry/Order dated August 25, 2009 [Docket # 800] with respect to the upcoming hearing on
3 September 2, 2009 (the “**Preliminary Hearing**”) in the above-captioned case. In support of its
4 Statement, SOF respectfully represents as follows:

5 1. As the Court is aware, SOF has been carefully following with keen interest all of
6 the proceedings in these cases, even though it has not to date expressed a direct position on the
7 various disputed threshold issues with respect to a potential sale of the Debtors’ assets scheduled
8 to be heard at the Preliminary Hearing. SOF’s position has been and currently remains that SOF
9 would support any transaction that either (i) pays its claim in full in cash upon the closing of the
10 transaction or (ii) contains terms relating to the SOF Secured Claim otherwise acceptable to SOF
11 in its sole discretion. To that end, so long as the conditions described above are satisfied, SOF’s
12 primary interest at this time is that the Court promote a robust sale process that allows for a
13 transaction that provides the highest and best value to the Debtors’ estate, taking into account all
14 factors, including aggregate value and the likelihood of closing before the next season. With
15 respect to the two Glendale bids, SOF notes for the Court that it has reached a nonbinding
16 agreement in principal, subject to conditions (including definitive documentation and further
17 diligence items), with Ice Edge, LLC concerning the treatment of SOF’s claims, which would
18 result in a substantial reduction of the principal amount of the loan with the remaining claims
19 against the Debtors paid in full at closing. The emergence of the bid by the NHL was relatively
20 late in the process and, accordingly, SOF anticipates having discussions with the NHL concerning
21 the treatment of its claims between now and the date of the Sale Hearing. It is possible that SOF
22 will express a different position regarding the various transactions or express a preference at the
23 Preliminary Hearing or at the Sale Hearing scheduled for September 10th.

24 2. Accordingly, SOF does not intend as part of a presentation or examination on
25 direct to (1) call witnesses for examination, (2) use exhibits or (3) present issues to the court for
26 ruling at the Preliminary Hearing. However, SOF respectfully reserves the right to make any

1 responsive arguments or conduct any cross examination or redirect examination of any witnesses
2 at the Preliminary Hearing with respect to any issue that arises relating to the sale of the Debtors'
3 assets that might effect the position of SOF described above, including relocation issues,
4 ownership issues, control issues and the various bids.

5 RESPECTFULLY SUBMITTED, this 31st day of August, 2009.

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1 COPY OF THE FOREGOING
2 served by U.S. Mail or electronic
3 notification this 31st day of August, 2009,
4 to:

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