

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re:	:	Chapter 11
	:	
RC SOONER HOLDINGS, LLC, <i>et al.</i> , <sup>1</sup>	:	Case No. 10-10528 (BLS)
	:	
Debtors.	:	(Jointly Administered)
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	:	
RC SOONER HOLDINGS, LLC, <i>et al.</i> and OLD SOUTH APARTMENTS, LLC,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	Adv. Pro. No. 10-50723 (BLS)
	:	
REMYCO., INC., <i>et al.</i> ,	:	
	:	
Defendants.	:	
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	:	
RC SOONER HOLDINGS, LLC, <i>et al.</i> and OLD SOUTH APARTMENTS, LLC,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	Adv. Pro. No. 10-50719 (BLS)
	:	
BANK OF THE WEST, <i>et al.</i> ,	:	
	:	
Defendants.	:	

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<sup>1</sup> The Debtors and the last four digits of their taxpayer identification numbers are: RC Sooner Holdings, LLC (7904); RC Brixton Square Owner, LLC (8002); RC Cedar Crest Owner, LLC (7914); RC Fulton Plaza Owner, LLC (8011); RC Magnolia Owner, LLC (7998); RC Pomeroy Park Owner, LLC (7939); RC Salida Owner, LLC (7947); RC Savannah South Owner, LLC (7983); RC Southern Hills Owner, LLC (7958); Brixton Square Apartments, LLC (1844); CC Apartments, LLC (1798); Fulton Plaza Apartments, LLC (4344); Magnolia Manor Apartments, LLC (4486); Pomeroy Park Apartments, LLC (1649); Salida Apartments, LLC (1915); Savannah South Apartments, LLC (8586); and Southern Hills Villa Apartments, LLC (1721). The business address for each of the Debtors where notices should be sent is 1515 Broadway, 11th Floor, New York, New York 10036-8901.

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR HEARING ON  
JUNE 10, 2010 AT 9:00 A.M. BEFORE THE HONORABLE BRENDAN LINEHAN  
SHANNON AT THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT  
OF DELAWARE, 824 N. MARKET STREET, 6TH FLOOR,  
COURTROOM NO. 1, WILMINGTON, DE 19801**

**CONTESTED MATTERS GOING FORWARD**

1. Motion of the Debtors for Voluntary Dismissal of Certain Chapter 11 Cases Pursuant to 11 U.S.C. § 1112(b) (Filed on May 4, 2010) (Docket No. 155)

Response Deadline: May 18, 2010 at 4:00 p.m. (prevailing Eastern Time), extended to May 20, 2010 at 4:00 p.m. (prevailing Eastern Time), for Oklahoma Energy Source, LLC.

Responses Received:

- A. Reservation of Rights of the Remy Entities to the Motion of the Debtors for Voluntary Dismissal of Certain Chapter 11 Cases Pursuant to 11 U.S.C. § 1112(b) (Filed on May 18, 2010) (Docket No. 169)
- B. Notice of Debtors' Delinquency Pursuant to Stipulation (Filed on May 19, 2010) (Docket No. 171)
- C. Amendment to Notice of Debtors' Delinquency Pursuant to Stipulation (Filed on May 24, 2010) (Docket No. 180)

Status: This matter is going forward. The Debtors will present a revised form of order at the hearing.

2. Motion of the Remy Entities for Reconsideration of Stipulation and Consent Order Granting Motion of Fannie Mae for Relief from the Automatic Stay Pursuant to 11 U.S.C. § 362(d) and Rule 4001 of the Federal Rules of Bankruptcy Procedure (Filed on May 6, 2010) (Docket No. 157)

Related Documents:

- A. Stipulation and Consent Order Granting Motion of Fannie Mae for Relief from the Automatic Stay Pursuant to 11 U.S.C. § 362(d) and Rule 4001 of the Federal Rules of Bankruptcy Procedure (Entered April 27, 2010) (Docket No. 146)

Response Deadline: May 18, 2010 at 4:00 p.m. (prevailing Eastern Time).

Responses Received:

- B. Objection of Fannie Mae to Motion of the Remy Entities For Reconsideration of Stipulation and Consent Order Granting Motion of Fannie Mae for Relief from the Automatic Stay Pursuant to 11 U.S.C. § 362(d) and Rule 4001 of the Federal Rules of Bankruptcy Procedure (Filed on May 20, 2010) (Docket No. 175)

Status: This matter is going forward.

3. Motion of Montgomery, McCracken, Walker & Rhoads, LLP for Leave to Withdraw as Counsel for the Remy Entities Pursuant to Del. Bankr. L.R. 9010-2(B) (Filed on May 18, 2010) (Docket No. 166)

Related Documents:

- A. Certification of Counsel Regarding Motion of Montgomery, McCracken, Walker & Rhoads, LLP to Withdrawal and Related Matters (Filed on May 28, 2010) (Docket No. 189)

Response Deadline: May 24, 2010 at 4:00 p.m. (prevailing Eastern Time).

Responses Received:

- B. Debtors' Response to Montgomery McCracken Walker & Rhoads LLP's Motion for Leave to Withdraw as Counsel for the Remy Entities Pursuant to Del. Bankr. L.R. 9010-2(b) and Plaintiffs' Motion A) to Compel Discovery Responses; B) for a Finding of Contempt; and C) for Entry of a Scheduling Order (Filed May 24, 2010) (Docket No. 178)

Status: This matter is going forward.

#### **ADVERSARY STATUS CONFERENCES**

4. Complaint [RC Sooner Holdings, LLC, *et al.* v. Bank of the West, *et al.*, Adv. No. 10-50719] (Filed on February 23, 2010) (Docket No. 1)

Response Deadline: April 7, 2010 at 4:00 p.m. (prevailing Eastern Time).  
Extended to April 15, 2010 at 4:00 p.m. (prevailing Eastern Time) for the RemyCo Entities.

Related Documents:

- A. Summons and Notice of Pre-Trial Conference (Filed on March 8, 2010) (Docket No. 3)

- B. Order Requesting that Request/Motion for Default/Default Judgment or Status of Adversary Proceeding Be Filed or Adversary Proceeding Will Be Dismissed (Entered April 8, 2010) (Docket No. 4)
- C. Plaintiffs' Motion for Entry of Judgment by Default (Filed on April 15, 2010) (Docket No. 6) (as to the RemyCo. Defendants only)

Responses Received:

- D. Defendant Bank of the West's Answer to the Adversary Complaint of RC Sooner Holdings, LLC *et al.*, and Old South Apartments, LLC (Filed on May 28, 2010) (Docket No. 11)

Status: This matter is going forward.

- 5. Complaint [RC Sooner Holdings, LLC, *et al.* v. RemyCo., Inc., *et al.*, Adv. No. 10-50723] (Filed on February 24, 2010, 2010) (Docket No. 1)

Response Deadline: April 7, 2010 at 4:00 p.m. (prevailing Eastern Time). Stipulations were signed by the Debtors and (i) the RemyCo. Entities extending the Response Deadline for those defendants to April 15, 2010 at 4:00 p.m. (prevailing Eastern Time) (Docket No. 14); and (ii) Sperry Van Ness/William T. Strange & Associates, Inc. extending the Response Deadline for those defendants to April 23, 2010. (Docket No. 13)

Related Documents:

- A. Summons and Notice of Pre-Trial Conference (Filed on March 8, 2010) (Docket No. 3)
- B. Amended Complaint (Filed on March 17, 2010) (Docket No. 5)

Responses Received:

- C. Defendants' Motion to Dismiss Plaintiffs' Amended Complaint filed by RemyCo Entities (Filed on April 15, 2010) (Docket No. 15)
- D. Memorandum of Law in Support of the Remy Defendants Motion to Dismiss Plaintiff's Amended Complaint (Filed on April 15, 2010) (Docket No. 16)

- E. Motion to Dismiss of Defendant Sperry Van Ness / William T. Strange Associates, Inc. (Filed on April 23, 2010, 2010) (Docket No. 19)
- F. Brief in Support of Motion to Dismiss of Defendant Sperry Van Ness / William T. Strange Associates, Inc. (Filed on April 23, 2010) (Docket No. 20)
- G. Stipulation and Proposed Order Extending Briefing Deadlines on the Remy Entities' Motion to Dismiss (Filed on April 29, 2010) (Docket No. 21)
- H. Stipulation and Proposed Order Extending Briefing Deadlines on the Defendants' Motions to Dismiss (Filed on May 13, 2010) (Docket No. 24)
- I. Plaintiffs' Combined Memorandum of Law in Opposition to the Remy Defendants' and Sperry's Motions to Dismiss (Filed on May 20, 2010) (Docket No. 27)
- J. Debtors' Response to Montgomery McCracken Walker & Rhoads LLP's Motion for Leave to Withdraw as Counsel for the Remy Entities Pursuant to Del. Bankr. L.R. 9010-2(b) and Plaintiffs' Motion A) to Compel Discovery Responses; B) for a Finding of Contempt; and C) for Entry of a Scheduling Order (Filed May 24, 2010) (Docket No. 29)
- K. Certification of Counsel in Support of Postponing Depositions in Adversary Proceeding (Filed on May 27, 2010) (Docket No. 41)
- L. Certification of Counsel in Opposition to Permitting Deposition Discovery in Advance of Ruling on Dispositive Motions (Filed on May 28, 2010) (Docket No. 42)
- M. Plaintiffs' Certification of Counsel in Support of Scheduled Depositions Going Forward (Filed on May 28, 2010) (Docket No. 43)
- N. Reply Brief in Support of Motion to Dismiss of Defendant Sperry Van Ness / William T. Strange Associates, Inc. (Filed on June 2, 2010) (Docket No. 45)

Status: This matter is going forward.

Dated: June 8, 2010  
Wilmington, Delaware

Respectfully Submitted,

BALLARD SPAHR LLP

/s/ Christopher S. Chow

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- and -

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Counsel for the Debtors and Debtors in  
Possession

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<sup>2</sup> Admitted *pro hac vice*.