

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

In re:	)	
	)	Case No. 10-12185-R
RC SOONER HOLDINGS, LLC, <i>et al.</i> , <sup>1</sup>	)	Chapter 11
	)	
Debtors.	)	(Jointly Administered)
_____	)	
	)	
RC SOONER HOLDINGS, LLC, <i>et al.</i>	)	
and OLD SOUTH APARTMENTS, LLC,	)	
	)	
Plaintiffs,	)	
vs.	)	Adv. Pro. No. 10-01070-R
	)	
BANK OF THE WEST, <i>et al.</i> ,	)	
	)	
Defendants.	)	
_____	)	
	)	
RC SOONER HOLDINGS, LLC, <i>et al.</i>	)	
and OLD SOUTH APARTMENTS, LLC,	)	
	)	
Plaintiffs,	)	
vs.	)	Adv. Pro. No. 10-01071-R
	)	
REMYCO., INC., <i>et al.</i> ,	)	
	)	
Defendants.	)	

**MOTION TO APPEAR BY TELEPHONE AT STATUS CONFERENCE**

Debtors and debtors-in-possession (“Debtors”) hereby move this Court for an Order allowing their counsel to appear by telephone at the Status Conference scheduled for July 14, 2010 at 10:00 a.m. In support, Debtors would show the Court the following:

1. Debtors filed their respective voluntary Chapter 11 bankruptcy Petitions on February 22, 2010 in the United States Bankruptcy Court for the District of Delaware. On

<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, 11<sup>th</sup> Floor, New York, New York, 10036-8901.

February 24, 2010, the Delaware Bankruptcy Court entered an Order directing the joint administration of these Chapter 11 bankruptcy cases.

2. On June 29, 2010, Debtors' bankruptcy cases and adversary proceedings were transferred to the United States Bankruptcy Court for the Northern District of Oklahoma.

3. A Status Conference for the transferred bankruptcy cases has been scheduled for Wednesday, July 14, 2010, at 10:00 a.m.

4. Debtors are primarily represented by Christopher S. Chow, Tobey M. Daluz, and Sean J. Bellew of the law firm Ballard Spahr LLP, located in Wilmington, Delaware. Debtors have retained the law firm of Sneed Lang Herrold PC as local counsel.<sup>2</sup> Ballard Spahr will continue in its capacity as lead counsel in these cases and proceedings.

5. Debtors request that the Court allow all counsel to appear by telephone at the Status Conference so that the Debtors may avoid incurring travel expenses and additional attorneys' fees associated with counsel appearing in person at the Status Conference.

WHEREFORE, Debtors respectfully request that the Court grant their *Motion to Appear by Telephone* and allow the Debtors' counsel to appear at the Status Conference, scheduled for Wednesday, July 14, 2010, at 10:00 a.m., by telephone and for all other and further relief the Court deems just and proper.

Respectfully submitted,

**SNEED LANG HERROLD PC**

By: /s/ Emily M. Jones  
David H. Herrold, OBA # 17053  
Emily M. Jones, OBA #21719  
1700 Williams Center Tower I

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<sup>2</sup> Ballard Spahr counsel filed their *Motions for Admission to Practice Pro Hac Vice* on July 13, 2010 [Dkt. ##11, 12, 13]. Additionally, local counsel Sneed Lang Herrold PC filed their *Application to Employ* on July 13, 2010 [Dkt. #10].

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*Proposed Local Counsel for the Debtors and  
Debtors in Possession*

and

**BALLARD SPAHR LLP**

Christopher S. Chow (DE No. 4172)\*  
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\**Pro Hac Vice Motions* filed

*Counsel for Debtors and Debtors in  
Possession*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 13th day of July, 2010, she caused a true and correct copy of the above and foregoing instrument to be electronically filed through the CM/ECF System maintained by the U.S. Bankruptcy Court for the Northern District of Oklahoma and **believes** said CM/ECF System **should generate** a 'Notice of Electronic Filing,' transmitting a true and correct copy of said filing to the following counsel for parties in the Delaware bankruptcy proceeding who consented to such electronic service pursuant to Fed.R.Bankr.P. 7005 and 9036, Fed.R.Civ.P. 5(b)(2)(E) and 5(d)(3); **however, in an abundance of caution, the undersigned has, in addition, caused the foregoing instrument to be delivered electronically to listed e-mail addressees to ensure electronic service on the date stated above:**

Daniel K. Astin on behalf of Creditor Bank of the West  
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United States Trustee [USTPREGION03.WL.ECF@USDOJ.GOV](mailto:USTPREGION03.WL.ECF@USDOJ.GOV)

The undersigned further certifies that on this same date, she caused a true and correct copy of the above and foregoing instrument to be deposited into the U.S. Mails, all postage prepaid thereon, addressed to the following counsel of record not currently receiving Notices of Electronic Filing through the CM/ECF System maintained by the U.S. Bankruptcy Court for the Northern District of Oklahoma:

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Aaron E. Moore on behalf of Defendant Sperry Van Ness/William T. Strange &  
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/s/ Emily M. Jones