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

In re:

CASTLE ARCH REAL ESTATE
INVESTMENT COMPANY, LLC; CAOP
MANAGERS, LLC; CASTLE ARCH
KINGMAN, LLC; CASTLE ARCH
SECURED DEVELOPMENT FUND, LLC;
CASTLE ARCH SMYRNA, LLC; CASTLE
ARCH STAR VALLEY, LLC; *and*

CASTLE ARCH OPPORTUNITY
PARTNERS I, LLC; CASTLE ARCH
OPPORTUNITY PARTNERS II, LLC,

Debtors.

Case Nos. 11-35082, 11-35237,
11-35243, 11-35242 and 11-35246
(Substantively Consolidated)

Case Nos. 11-35241 and 11-35240
(Jointly Administered)

(Chapter 11)
The Honorable Joel T. Marker

- Affects All Debtors
- Affects Only the Substantively Consolidated Debtors
- Affects only Castle Arch Opportunity Partners I, LLC
- Affects only Castle Arch Opportunity Partners II, LLC

LIQUIDATING TRUSTEE'S *EX PARTE* MOTION TO EXTEND DEADLINE TO OBJECT TO PRIORITY TAX CLAIMS, SECURED TAX CLAIMS, SECURED CLAIMS, PRIORITY UNSECURED CLAIMS, GENERAL UNSECURED CLAIMS AND EQUITY INTERESTS UNDER CONFIRMED PLAN

D. Ray Strong, in his capacity as Liquidating Trustee (the "Trustee") of the Consolidated Legacy Debtors Liquidating Trust, the Castle Arch Opportunity Partners I, LLC Liquidating Trust and the Castle Arch Opportunity Partners II, LLC Liquidating Trust (collectively, the "Trusts"), hereby files this *ex parte* motion seeking a Court Order extending the deadline to object to Claims under the *Second Amended Chapter 11 Trustee's Plan of Liquidation Dated February 25, 2013* [Docket No. 701] (the "Confirmed Plan").

BACKGROUND

General

1. On October 17, 2011, Castle Arch Real Estate Investment Company, LLC ("CAREIC") filed a petition for relief under Chapter 11 of the Bankruptcy Code, and on October 20, 2011, CAOP Managers, LLC, Castle Arch Kingman, LLC, Castle Arch Secured Development Fund, LLC, Castle Arch Smyrna, LLC, Castle Arch Opportunity Partners I, LLC, and Castle Arch Opportunity Partners II, LLC also filed petitions under Chapter 11 of the Bankruptcy Code.

2. On May 3, 2012, the Bankruptcy Court entered an Order appointing the Trustee as the Chapter 11 trustee for CAREIC [Docket No. 215], and in that capacity, the Trustee managed each of the other Debtors.

3. On June 7, 2013, the Court entered an Order confirming the Confirmed Plan [Docket No. 705] (the "Confirmation Order").

4. As part of the Confirmation Order, the Bankruptcy Court (a) designated the Trustee as the estate representative for each of the Debtors; (b) approved the Liquidating Trust Agreements for each of the Trusts; and (c) appointed the Trustee as Liquidating Trustee for each of the Trusts.

5. The Effective Date of the Confirmed Plan was July 22, 2013.¹

6. Pursuant to Art. X of the Confirmed Plan, the Court retains jurisdiction relating to the matters set forth herein.

Request for Extension to File Claim Objections

7. Section 6.9 of the Confirmed Plan states that the Trustee, on behalf of the Debtors or the Trusts, as the case may be “may commence, prosecute, defend against, recover on account of, and settle all . . . Claims . . . in accordance with the best interests, and for the benefit of, the . . . Liquidating Trusts.”

8. Section 7.1 of the Confirmed Plan further states:

Unless otherwise extended by an order entered by the Bankruptcy Court, objections to the allowance of Claims and Equity Interests shall be filed and served upon the Persons asserting such Claims and Equity Interests as follows: (a) for known Priority Tax Claims, Secured Tax Claims, Secured Claims, Priority Unsecured Claims, General Unsecured Claims, and Equity Interests, no later than ninety (90) days after the Effective Date.

9. Thus, under the terms of the Confirmed Plan, the deadline for the Trustee to object to Priority Tax Claims, Secured Tax Claims, Secured Claims, Priority Unsecured Claims, General Unsecured Claims, and Equity Interests, as defined in the Confirmed Plan (collectively, the “Claims or Interests”), is October 21, 2013.

¹ See Notice of Effective Date [Docket No. 712].

