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*Attorneys for D. Ray Strong, Liquidating Trustee of the  
Consolidated Legacy Debtors Liquidating Trust*

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

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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

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**NOTICE OF HEARING ON NOTICE OF REQUEST FOR PAYMENT OF  
COMPENSATION AND REIMBURSEMENT OF OUT-OF-POCKET EXPENSES BY D.  
RAY STRONG, LIQUIDATING TRUSTEE, BERKLEY RESEARCH GROUP,  
ACCOUNTANTS FOR THE CONSOLIDATED LEGACY LIQUIDATING TRUST, AND  
DORSEY & WHITNEY LLP, COUNSEL FOR THE CONSOLIDATED LEGACY**

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**LIQUIDATING TRUST (JULY 22, 2013 THROUGH SEPTEMBER 30, 2018,  
EXCLUSIVE OF FEES AND COSTS FOR INSIDER AND DRAPAC LITIGATION)**

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**Evidentiary Hearing Date: December 13, 2018 at 2:00 p.m.  
Objection Deadline: November 26, 2018**

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**PLEASE TAKE NOTICE** that in accordance with the procedures set forth in Section 2.9 of the Liquidating Trust Agreement for the Consolidated Legacy Debtors, D. Ray Strong, Trustee (the “Liquidating Trustee”) of the Consolidated Legacy Liquidating Trust (the “Legacy Trust”), Berkley Research Group (“BRG”), as accountant for the Legacy Trust; and Dorsey & Whitney LLP, counsel for the Legacy Trust (“Dorsey”), have filed with the United States Bankruptcy Court for the District of Utah a *Notice of Request for Payment of Compensation and Reimbursement of Out-of-Pocket Expenses by D. Ray Strong, Liquidating Trustee, Berkley Research Group, Accountants for the Consolidated Legacy Liquidating Trust, and Dorsey & Whitney LLP, Counsel for the Consolidated Legacy Liquidating Trust (July 22, 2013 through September 30, 2018, Exclusive of Fees and Costs for Insider and Drapac Litigation)* [Docket No. 1454] (the “Notice of Request for Payment”). If you have not received a copy of the Notice of Request for Payment and would like to receive one, please contact undersigned counsel. A copy of the Notice of Request for Payment will also be posted on the Liquidating Trustee’s website at [www.castlearchtrustee.com](http://www.castlearchtrustee.com).

**YOUR RIGHTS MAY BE AFFECTED. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.**

**PLEASE TAKE FURTHER NOTICE** that except as described immediately below, the Liquidating Trustee, BRG and Dorsey (collectively, the “Professionals”) are requesting payment for all services performed during the period of July 22, 2013 through September 30, 2018 (the “Relevant Period”), and reimbursement of expenses incurred during the Relevant Period as follows:

	<b>Liquidating Trustee</b>	<b>BRG</b>	<b>Dorsey</b>
<b>Fees</b>	BRG: \$121,008.00 S3: \$89,730.00	\$397,696.75	\$954,996.50
<b>Out-of-Pocket Expenses</b>	BRG: \$25,268.60 S3: \$2,637.47	\$16,515.18	\$96,961.50
<b>Less: Voluntary Reductions</b>	* <sup>1</sup>		\$30,830.48 <sup>2</sup>
<b>TOTALS</b>	\$238,644.07	\$414,211.93	\$1,021,127.52

**PLEASE TAKE FURTHER NOTICE** that the requested fees and expenses do not include fees and expenses incurred during the Relevant Period related to (i) litigation with former CAREIC management, or (ii) putting together an agreement with Robert Geringer for the purchase of property located in Smyrna, Tennessee, or (iii) litigation costs from the resulting dispute with DSIII Holdings Company, LLC over its purchase of the Smyrna property. Treatment of these fees and expenses is set forth in the Notice of Request for Payment.

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<sup>1</sup> Voluntary reductions are not quantified but consist of well in excess of 100 hours of time that was not billed by the Liquidating Trustee.

<sup>2</sup> These voluntary reductions do not account for the fact that (1) ordinary annual increases to hourly billing rates have not been charged for several Dorsey professionals who bill time to this case, and (2) over the years, Ms. Hunt has not billed a significant amount of time, particularly for tasks related to assisting the Liquidating Trustee on administration of the Legacy Trust and oversight of litigation and claim objection matters.

If you do not want the Court to grant the relief requested in the Notice of Request for Payment, then you or your attorney must take the following two steps:

(1) On or before **November 26, 2018**, file with the Bankruptcy Court a written Objection explaining your position. Your written objection must be filed electronically, by mail, or by hand-delivery at:

United States Bankruptcy Court  
350 South Main Street, Room 301  
Salt Lake City, UT 84101

If you mail your objection to the Bankruptcy Court for filing, it must be deposited in the U.S. Mail in sufficient time for it to be received by the Court on or before **November 26, 2018**. You must also mail a copy to the undersigned counsel at the address listed above.

(2) You must attend the hearing on the Notice of Request for Payment which is set for **December 13, 2018 at 2:00 (Mountain Time)** before the Honorable Joel T. Marker at the United States Bankruptcy Court, Room 341 of the Frank E. Moss United States Courthouse, 350 South Main Street, Salt Lake City, Utah 84101. Failure to attend the hearing will be deemed a waiver of your objection. ***In the event that responding to an objection requires the Liquidating Trustee to put on evidence, the hearing will be an evidentiary hearing and parties should act accordingly.***

If you or your attorney do not take these two steps, the Bankruptcy Court may decide that you do not oppose the relief sought in the Notice of Request for Payment and may enter an order granting that relief. In the absence of a timely filed objection, the undersigned counsel may and

will ask the Court to strike the hearing enter an order approving the Notice of Request for Payment without hearing.

DATED this 8<sup>th</sup> day of November 2018.

**DORSEY & WHITNEY, LLP**

*/s/ Peggy Hunt*  
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Peggy Hunt  
Milo Steven Marsden  
Sarah Goldberg  
*Attorneys*

## CERTIFICATE OF SERVICE

I hereby certify that on November 8, 2018, I electronically filed the **NOTICE OF HEARING ON NOTICE OF REQUEST FOR PAYMENT OF COMPENSATION AND REIMBURSEMENT OF OUT-OF-POCKET EXPENSES BY D. RAY STRONG, LIQUIDATING TRUSTEE, BERKLEY RESEARCH GROUP, ACCOUNTANTS FOR THE CONSOLIDATED LEGACY LIQUIDATING TRUST, AND DORSEY & WHITNEY LLP, COUNSEL FOR THE CONSOLIDATED LEGACY LIQUIDATING TRUST (JULY 22, 2013 THROUGH SEPTEMBER 30, 2018, EXCLUSIVE OF FEES AND COSTS FOR INSIDER AND DRAPAC LITIGATION)** with the United States Bankruptcy Court for the District of Utah by using the CM/ECF system, and service was made on:

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- John J. Wiest wiest.john@dorsey.com
- Kim R. Wilson bankruptcy\_krw@scmlaw.com

I further certify that on November 8, 2018 the foregoing document was served on the Office of the United States Trustee by hand-delivery:

Laurie Cayton  
John T. Morgan  
Office of the United States Trustee  
Ken Garff Building  
405 South Main Street, Suite 300  
Salt Lake City, UT 84111

/s/ Candy Long