

SIGNED.

Dated: June 12, 2018



Paul Sala
Paul Sala, Bankruptcy Judge

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

In re ARA MACAO HOLDINGS, L.P., Debtor.	Chapter 11 Case No. 3:18-bk-03615-PS
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ORDER APPOINTING CHAPTER 11 TRUSTEE

This matter came before the Court pursuant to the *Petitioning Creditors' Motion For Immediate Appointment Of A Chapter 11 Trustee* (“Motion”)¹ (Dkt. 6), and the *Objection to Petitioning Creditors' Motion For Immediate Appointment Of A Chapter 11 Trustee And Request For Judicial Notice [Filed under Seal]* filed on April 18, 2018 (“Objection”) by Ara Macao Holdings, L.P (“Debtor”). Since the filing of the Motion and Objection, the Objection was joined by one of Debtor’s limited partners, Dr. Eugene Ingles (Dkt. 42) and the Motion was joined by multiple other parties including limited partners and creditors identified in a series of filings that can be found on the Court’s docket at Dkts. 60, 66, and 71. After hearing oral argument on the Motion on May 16, 2018, the Court scheduled an evidentiary hearing on the Motion for June 28, 2018 at 9:00 a.m. (the “Evidentiary Hearing”). Since that time, Dr. Ingles has filed a joinder supporting the appointment of a chapter 11 trustee (Dkt. 91) and Debtor has filed its *Stipulation to Appoint a Chapter 11 Trustee* at Dkt. 101. Based on the

¹ Capitalized terms not defined herein shall have the meanings ascribed to them in the Motion.

1 record before the Court, the lack of opposition remaining to the Motion, and the express
2 consent of Debtor (but maintaining its denial of the allegations set forth in the Motion) as
3 evidenced by the Stipulation:

4 **IT IS HEREBY ORDERED** that a Chapter 11 trustee shall be appointed. Pursuant to
5 11 U.S.C. § 1104(a)(2), the United States Trustee shall appoint one disinterested person other
6 than the United States Trustee to serve as trustee in this matter, subject to consultation with
7 creditors and Debtor and approval of the Court.

8 **IT IS FURTHER ORDERED** vacating the Evidentiary Hearing set for June 28, 2018
9 at 9:00 a.m..

10 **IT IS FURTHER ORDERED** setting a status hearing on June 28, 2018 at 9:00
11 a.m.

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14 **DATED AND SIGNED ABOVE.**

15 **APPROVED AS TO FORM:**

16 /s/ Patrick Clisham
17 Patrick Clisham
18 Attorney for Petitioning Creditors

19 /s/ Alan Meda
20 Alan Meda
21 Attorney for Debtor

22 /s/ Michael Carmel
23 Michael Carmel
24 Attorney for Dr. Eugene Ingles

25 /s/ Christopher Pattock
26 Christopher Pattock
27 Attorney for U.S. Trustee
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