

This order is SIGNED.

Dated: April 26, 2022



**JOEL T. MARKER
U.S. Bankruptcy Judge**



msc

Prepared and Submitted by:

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

| | |
|-----------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------|
| <p>In re:</p> <p>EMPIRE SOLAR GROUP, LLC,</p> <p>Debtor.</p> | <p>Bankruptcy Case No. 21-23636</p> <p>Chapter 7</p> <p>Honorable Joel T. Marker</p> |
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ORDER ESTABLISHING NOTICE PROCEDURES

This matter is before the Court on the *Chapter 7 Trustee’s Motion for Entry of Standing Order Establishing Notice Procedures* (the “**Motion**”) [Dkt. 332] that was filed on March 31, 2022, by Steven R. Bailey, the Chapter 7 Trustee (the “**Trustee**”). In the Motion, the Trustee seeks an Order establishing notice procedures in this case.

The Court, after carefully reviewing the Motion and such other and further papers and pleadings that were filed in support of and in opposition thereto, has determined that the Motion is well-taken, and that the relief requested therein should be granted.

Based upon the foregoing, and good cause appearing, **IT IS HEREBY ORDERED** as follows:

1. The Motion is GRANTED.
2. The procedures set forth therein are APPROVED.
3. All filings and hearings and/or notices of filings or hearings in this case will be proper and due and sufficient notice if served upon, or notice is provided to, in any addition to any party whose interests are directly impacted by any specific filing, each of the following:
 - A. The United States Trustee;
 - B. The Trustee, counsel for the Trustee, and any of the Trustee's hired professionals;
 - C. Counsel for the Debtor;
 - D. All pre-petition Secured Creditors;
 - E. The Internal Revenue Service;
 - F. The Utah State Tax Commission; and
 - G. Any party who has already filed with the Court a request for notice.
4. Notwithstanding the foregoing, the Trustee shall continue to post any motions and corresponding notices that are filed with the Court on the Trustee's website dedicated to providing information regarding the Debtor's bankruptcy case. That website address is www.empiresolarbankruptcy.com.
5. Also notwithstanding the foregoing, the limited notice procedure authorized above shall not apply to any of the following:
 - A. Notice of the time fixed for filing proofs of claim;
 - B. Any motion and notice of any hearing on any other request filed by the Trustee which would impact the substantive rights of the general creditor body of the Debtor;
 - C. Filings in adversary proceedings which are served pursuant to Rule 7004 of the Federal Rules of Bankruptcy Procedure; or

D. Any other motion, pleading, paper or proceeding and notice of any hearing thereon concerning any other matter to which the Court directs, either on its own motion or upon motion of any party in interest after notice and opportunity for a hearing, that the limited notice procedures established herein expressly not apply.

-----END OF ORDER-----

CERTIFICATE OF SERVICE

I hereby certify that on the 26th day of April, 2022, a true and correct copy of the foregoing ***proposed* ORDER ESTABLISHING NOTICE PROCEDURES** was electronically filed and therefore served via ECF on the following:

- **B. Scott Allen** allen@mvmlegal.com, coley@mvmlegal.com
- **Rod N. Andreason** randreason@kmclaw.com, mkowalczyk@kmclaw.com
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- **United States Trustee** USTPRegion19.SK.ECF@usdoj.gov

I further certify that on the 26th day of April, 2022, a true and correct copy of the foregoing was mailed by first class mail, postage prepaid, to the following to the parties on the attached mailing list.

/s/ Carrie Hurst

1599052v3

DESIGNATION OF PARTIES TO BE SERVED

Service of the foregoing **ORDER ESTABLISHING NOTICE PROCEDURES** (the “**Order**”) should be served on the persons in the manner designated below:

By electronic service: I certify that the parties of record in this case as identified immediately below are registered CM/ECF users and will be served notice of entry of the foregoing Order through the CM/ECF System:

- **B. Scott Allen** allen@mvmlegal.com, coley@mvmlegal.com
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- **United States Trustee** USTPRegion19.SK.ECF@usdoj.gov

By first class U.S. Mail: I certify that the parties of record in this case as identified on the attached service list will be served notice of entry of the foregoing Order by first class U.S. Mail.

/s/ Carrie Hurst

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