

ENTERED

TAWANA C. MARSHALL, CLERK
THE DATE OF ENTRY IS
ON THE COURT'S DOCKET



The following constitutes the ruling of the court and has the force and effect therein described.

United States Bankruptcy Judge

Signed July 06, 2010

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

In re:

TEXAS RANGERS BASEBALL
PARTNERS

Debtor.

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§

Case No. 10-43400 (DML)-11
(Chapter 11)

**ORDER (I) COMPELLING TEXAS RANGERS BASEBALL PARTNERS' AND
THE OFFICE OF THE COMMISSIONER OF BASEBALL'S RESPONSE TO
AD HOC GROUP'S FIRST REQUESTS FOR PRODUCTION AND
(II) COMPELLING THE AD HOC GROUP'S RESPONSE TO THE
OFFICE OF THE COMMISSIONER OF BASEBALL'S AND TO TEXAS
RANGERS BASEBALL PARTNERS' REQUESTS FOR PRODUCTION**

The Ad Hoc Group, by and through its counsel, has submitted to this Court a *Motion of the Ad Hoc Group of First Lien Lenders to Compel Texas Rangers Baseball Partners' and the Office of the Commissioner of Baseball's Response to Ad Hoc Group's First Requests For Production* (the "Ad Hoc Group Motion to Compel") [Docket No. 260].¹ The Ad Hoc Group

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Motion to Compel was made pursuant to Rules 34 and 37 of the Federal Rules of Civil Procedure, made applicable to this proceeding through Rules 7034 and 7037 of the Federal Rules of Bankruptcy Procedure.

In addition, the Officer of the Commissioner of Baseball (the “BOC”) by and through its counsel, has submitted to this Court *The Office of the Commissioner of Baseball’s Response in Opposition to the Ad Hoc Group’s Motion to Compel Discovery and Cross-Motion to Compel* (the “BOC Motion to Compel” and, together with the Ad Hoc Group Motion to Compel, the “Motions to Compel”) [Docket No. 281]. The BOC Motion to Compel was made pursuant to Rules 34 and 37 of the Federal Rules of Civil Procedure, made applicable to this proceeding through Rules 7034 and 7037 of the Federal Rules of Bankruptcy Procedure.

Further, the Court heard orally the request of Texas Rangers Baseball Partners (“TRBP”) that the Ad Hoc Group respond to its document requests.

The Court, having read and considered all pleadings and papers filed in support of the Motions to Compel, and having listened to the arguments of counsel at the hearing on June 28, 2010, for good cause shown, finds that (i) the Ad Hoc Group has shown good cause for an order compelling the BOC to respond to the Ad Hoc Group’s Narrowed Topics, and (ii) the BOC and TRBP have shown good cause for an order compelling the Ad Hoc Group to respond to their respective narrowed document requests.

THEREFORE, IT IS HEREBY ORDERED the BOC produce all documents responsive to the Narrowed Topics on a rolling basis, but in any event no later than July 6, 2010,

¹ Capitalized terms used herein but not otherwise defined shall have the meanings assigned to them in the Ad Hoc Group Motion to Compel.

at 4:30 P.M. Central Standard Time; and it is further

ORDERED that TRBP and the BOC have not met their burden of substantiating a common interest privilege between them; and it is further

ORDERED that the Ad Hoc Group produce (i) all documents responsive to the BOC's narrowed document requests set forth in the first full paragraph of page eight (8) of the BOC Motion to Compel² and (ii) communications among the Ad Hoc Group and the lenders, communications among the Ad Hoc Group and any potential bidder, and communications among the Ad Hoc Group and the BOC, each as they relate to TRBP's default, the auction, and the bid process including, but not limited to, any bids, any valuations of any bids, any valuations of TRBP, and the feasibility of implementing any bid. Such documents should be produced on a rolling basis, but in any event no later than July 6, 2010, at 4:30 P.M. Central Standard Time.

END OF ORDER

² “[A]ll documents and communications among the Lenders concerning any bids or offers, the valuation or analysis of any bids or offers, the financial wherewithal of any bidder; all documents concerning communications by or among any of the Lenders and any potential bidder; and all documents concerning communications with the BOC, the Debtor, and any of the Hicks entities concerning the sale of any of the pertinent assets.”

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**ATTORNEYS FOR THE AD HOC GROUP
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