

United States Bankruptcy Court

District of New Jersey

Mitchell H. Cohen U.S. Courthouse

P.O. Box 2067

Camden, New Jersey 08101

JUDITH H. WIZMUR

Chief, U.S. Bankruptcy Judge

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October 22, 2009

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Re: TCI 2 Holdings
Case No. 09-13654

Dear Counsel:

You will recall that during the telephone conference call held on October 21, 2009, in response to certain rulings made by the court, counsel for the Ad Hoc Group of Holders moved orally for a directive from the court requiring

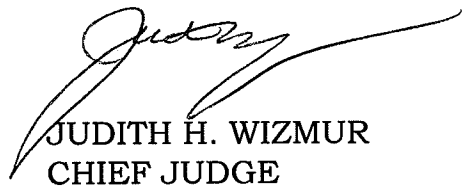
Beal Bank and Donald Trump to comply with Rule 2019 of the Federal Rules of Bankruptcy Procedure. At the hearing, I determined to issue a written determination on the oral application.

As you know, Rule 2019 requires that in a Chapter 11 reorganization case, "every entity or committee representing more than one creditor or equity security holder . . . shall file a verified statement" setting forth certain specified information. Fed.R.Bank.P. 2019. The term "entity" includes a "person", 11 U.S.C. § 101(15), which term, in turn, includes an "individual, partnership, and corporation". 11 U.S.C. § 101(41).

It appears that both Beal Bank and Donald Trump qualify as "entities" who represent more than one creditor or equity security holder in the case. The Ad Hoc Group of Holders correctly notes the Beal Bank has entered an appearance for Beal Bank Nevada. As to Mr. Trump, he appears to be representing other entities as well. Accordingly, compliance with Rule 2019 is required. The deadline for compliance is set at November 13, 2009.

I note that neither Beal Bank nor Donald Trump were given advance notice of the application of the Ad Hoc Group of Holders for this relief. Therefore, a ten-day period for reconsideration of this decision is specifically afforded, through November 2, 2009, without the need for establishing the standards usually required for reconsideration motions.

Very truly yours,


JUDITH H. WIZMUR
CHIEF JUDGE
U.S. BANKRUPTCY COURT

JHW:tob

General Information

Court	United States Bankruptcy Court for the District of New Jersey; United States Bankruptcy Court for the District of New Jersey
Docket Number	1:09-bk-13654
Status	Closed