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Proposed Counsel to the Debtors-In-Possession

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF ARIZONA**

In re

DEWEY RANCH HOCKEY, LLC,

COYOTES HOLDINGS, LLC,

COYOTES HOCKEY, LLC, and

ARENA MANAGEMENT GROUP, LLC,

Debtors.

Case No. 2:09-bk-09-09488
(Jointly Administered)

Chapter 11

**EXPEDITED MOTION FOR AN
ORDER CHANGING HEARING
LOCATION**

Date of Hearing: May 7, 2009
Time of Hearing: 1:30 P.M.
(MST)

This Filing Applies to:

- All Debtors
 Specified Debtors

DEWEY RANCH HOCKEY, LLC (“**Dewey**”), COYOTES HOLDINGS, LLC (“**Coyotes Holdings**”), COYOTES HOCKEY, LLC (“**Coyotes Hockey**”), and ARENA MANAGEMENT GROUP, LLC (“**Arena Management**”, and together with Dewey, Coyotes Holdings, and Coyotes Hockey, the “**Debtors**”), debtors-in-possession in the above-captioned Chapter 11 cases (these “**Cases**”), move this Court for an Order setting the hearing site for all matters arising under the Cases, which the Debtors have requested to be jointly administered in accordance with the “Motion for an Order Authorizing and Directing Joint Administration and

Use of Consolidated Caption” (the “**Joint Administration Motion**”), to the United States Bankruptcy Court for the District of Arizona in Phoenix, Arizona, Courtroom #703. Although one of the Debtors is located in Yavapai County, substantially all of the Debtors’ executive offices, counsel, and counsel for their creditors, are located in the greater Phoenix area.

This Motion is supported by the entire record before the Court, the “Declaration of Michael Nealy in Support of Chapter 11 Petitions and First Day Motions” (the “**Nealy Declaration**”) filed contemporaneously with this Motion, and by the following memorandum of points and authorities.

BACKGROUND

Jurisdiction and Venue

1. On May 5, 2009 (the “**Petition Date**”), the Debtors filed their voluntary petitions for relief under Chapter 11 of Title 11 of the United States Code (the “**Bankruptcy Code**”) in the United States Bankruptcy Court for the District of Arizona (the “**Court**”).

2. The Debtors continue to operate their businesses and manage their properties as debtors-in-possession in accordance with Bankruptcy Code §§ 1107 and 1108.

3. The Court has jurisdiction over the Cases under 28 U.S.C. §§ 157 and 1334. These matters constitute core proceedings under 28 U.S.C. § 157(b)(2).

4. Dewey is an Arizona limited liability company with its principal place of business located in Yavapai County, Arizona. The remaining Debtors are affiliates of Dewey. Accordingly, venue of the Cases is proper in the District of Arizona under 28 U.S.C. §§ 1408 and 1409.

5. The statutory predicates for the relief requested in this Motion are Bankruptcy Code § 105(a) and Local Rule of Bankruptcy Procedure 1072-1(a) and (b) of the Local Bankruptcy Rules for the District of Arizona (the “**Local Rules**”).

6. No trustee or examiner has been appointed in these Cases, nor has an official committee of unsecured creditors been established.

Background Facts Concerning The Debtors

7. In support of this Motion, the Debtors incorporate by reference the statements set forth in the “Omnibus Statement of Facts in Support of Chapter 11 Petitions And First Day Motions,” filed contemporaneously with this Motion, and the Nealy Declaration.

RELIEF REQUESTED

8. Local Rule 1072-1(a) states that, “[u]nless otherwise directed by the court . . . [c]ases originating in Coconino, Mohave, and Yavapai Counties shall be heard in Prescott, Flagstaff, or Bullhead city as the court may direct.” Presumably, therefore, because of Dewey’s street address and location being in Yavapai County, the hearing site for these Cases is currently Prescott, Arizona (assuming the Joint Administration Motion is approved). Nevertheless, “[a]ny party who wishes to change the hearing site of a particular judicial proceeding or an entire case shall file a motion justifying the change of hearing site” Local Rule 1072-1(b).

9. The officers and management of the Debtors, whose participation will be necessary throughout these proceedings, are located in the Phoenix area, as are the Debtors’ proposed bankruptcy counsel, local counsel for the proposed buyer of substantially all of Coyotes Hockey’s assets, and a number of the Debtors’ creditors and their counsel. To require these parties-in-interest, who can be expected to attend the multitude of hearings incumbent in a

complex bankruptcy such as these Cases, to travel outside of Maricopa County is unnecessary and would place an undue burden on the estates and parties-in-interest.

10. As such, under the Local Rules and in the spirit of Bankruptcy Code § 105(a) which allows the Court to “issue any order, process, or judgment that is necessary and appropriate to carry out the provisions” of the Bankruptcy Code, the Debtors respectfully request that the Court enter an Order establishing the United States Bankruptcy Court for the District of Arizona, located at 230 N. First Avenue, Phoenix, Arizona, 85003, Arizona, Courtroom #703 as the hearing site for each of the Cases (assuming the Joint Administration Motion is approved).

Dated this 6th day of May, 2009.

SQUIRE, SANDERS & DEMPSEY L.L.P.

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Proposed Counsel to the Debtors-In-Possession

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF ARIZONA**

In re

DEWEY RANCH HOCKEY, LLC,
COYOTES HOLDINGS, LLC,
COYOTES HOCKEY, LLC, and
ARENA MANAGEMENT GROUP, LLC,

Debtors.

Case No. 2:09-bk-09-09488
(Jointly Administered)

Chapter 11

**ORDER UNDER LOCAL RULE 1072-
1(a) CHANGING HEARING
LOCATION**

Date of Hearing: May 7, 2009
Time of Hearing: 1:30 P.M.
(MST)

This Filing Applies to:

- All Debtors
 Specified Debtors

On the motion dated May 6, 2009 (the “**Motion**”) of the above-captioned debtors-in-possession (the “**Debtors**”), for an order changing the hearing location for each of the bankruptcy cases jointly administered under Case No. 2:09-bk-09-09488; and on consideration of the “Declaration of Michael Nealy in Support of Chapter 11 Petitions and First Day Motions”; and it appearing that the relief requested is in the best interests of the Debtors’ estates, their creditors and all other parties in interest; and due and sufficient notice of the Motion having been

given; and it appearing that no other or further notice need be provided; and the Court having jurisdiction to consider the Motion and the relief requested in the Motion under 28 U.S.C. §§ 157 and 1334; and consideration of the Motion and the relief requested in the Motion being a core proceeding under 28 U.S.C. § 157(b); and venue being proper in this District under 28 U.S.C. §§ 1408 and 1409; and after due deliberation and sufficient cause appearing therefore,

IT IS ORDERED THAT:

1. The Motion is GRANTED.
2. The hearing site for each of the bankruptcy cases jointly administered under Case No. 2:09-bk-09-09488 is the United States Bankruptcy Court for the District of Arizona, located at 230 N. First Avenue, Phoenix, Arizona, 85003, Courtroom #703.
3. The Debtors are authorized to take all actions necessary to effectuate the relief granted by this Order.

DATED AND SIGNED ABOVE