

This order is **SIGNED**.

Dated: October 26, 2017


KEVIN R. ANDERSON
U.S. Bankruptcy Judge



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**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

In re:

VIDANGEL, INC.,

Debtor,

Case No. 17-29073

Chapter 11

Judge Kevin R. Anderson

**ORDER GRANTING DEBTOR'S EX PARTE MOTION
SCHEDULING A FINAL HEARING ON THE FIRST-DAY
MOTIONS AND SETTING RELATED DEADLINES**

Upon the motion (the “**Ex Parte Hearing Motion**”)¹ filed by the above-captioned debtor and debtor-in-possession (the “**Debtor**”) seeking entry of an order (1) granting an expedited hearing on the Debtor’s First-Day Motions, (2) shortening time for notice and objection to the interim relief requested in the First-Day Motions, and (3) scheduling a final hearing on the First-Day Motions within 30 days but no sooner than 14 days following the organizational meeting of the creditors’ committee contemplated by Section 1102 of the Bankruptcy Code, the Court finds that the Ex Parte Hearing Motion was properly served on (a) the Office of the United States Trustee for the District of Utah; (b) the entities listed on the List of Creditors Holding the 20 Largest Unsecured Claims filed pursuant to Bankruptcy Rule 1007(d); and (c) all ECF notice

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

parties or parties who have requested notice on the Court's docket. The Court finds that the foregoing notice is adequate under all the circumstances and that no further notice of the Ex Parte Hearing Motion is required.

The Court has reviewed the Ex Parte Hearing Motion, the *Declaration of Patrick Reilly in Support of the Debtor's Chapter 11 Petition and Requests for First-Day Relief*, and the entire record before the Court in this Chapter 11 case, and under the Local Rules of Bankruptcy Practice for the District of Utah, the Federal Rules of Civil Procedure. The Court held an emergency hearing on the interim relief requested in the First-Day Motions on October 20, 2017, at 9:30 a.m., and heard arguments and representations of counsel for the U.S. Trustee and proposed counsel for the Debtor. In consideration of all the foregoing, applicable law, and for good cause shown, therefore,

IT IS HEREBY ORDERED AS FOLLOWS:

1. The Ex Parte Hearing Motion is GRANTED as set forth below.
2. The Court will hold a hearing (the "**Final Hearing**") on November 14, 2017 at 10:00 a.m., Prevailing Utah Time, at the United States Bankruptcy Court, Frank E. Moss, U.S. Courthouse, 350 South Main Street, Courtroom No. 376, Salt Lake City, Utah 84101 to consider the relief requested in all of the following motions a final basis:
 - a. *Motion of the Debtor for Entry of Interim and Final Orders (A) Authorizing Continued Use of Bank Accounts, Business Forms, Cash Management System, and Pre-Petition Customer Credit Program, (B) Waiving Certain Investment and Deposit Guidelines, and (C) Granting Related Relief (the "**Cash Management Motion**")*;
 - b. *Motion of the Debtor for an Order Authorizing (1) Payment of Certain Pre-Petition Wages, Salaries, and Other Compensation, (2) Withholdings From Employee Paychecks and Related Deductions and Payments, (3) Employee Benefits, (4) Reimbursable Employee Expenses, and (5) Related Relief (the "**Employee Wage Motion**")*;

- c. *Motion of the Debtor for an Order (1) Authorizing But Not Requiring the Debtor to Pay Utility Providers, (2) Determining and Approving Adequate Assurance of Payment for Future Utility Services, (3) Prohibiting Utility Providers From Disconnecting Service, and (4) Granting Related Relief (the “**Utility Motion**”);*
- d. *Motion of the Debtor for Entry of Interim and Final Orders Authorizing the Payment of Certain Pre-Petition and Post-Petition Taxes and Fees (the “**Tax Motion**”);*
- e. *Motion of the Debtor for Entry of an Order Authorizing the Debtor to Maintain Existing Insurance Policies and Pay All Policy Premiums and Brokers’ Fees Arising Thereunder (the “**Insurance Motion**”);*
- f. *Application for Interim and Final Orders Authorizing the Employment and Retention of Gil Miller and Rocky Mountain Advisory, LLC as Financial Advisor for the Debtor (“**RMA Retention Application**”);*
- g. *Application for Interim and Final Orders Authorizing the Employment and Retention of Parsons Behle & Latimer as Chapter 11 Counsel for the Debtor (“**Parsons Behle Retention Application**”);*
- h. *Motion of the Debtor for Authority to Limit Notice and to Establish Notice Procedures (“**Notice Procedures Motion**”); and*
- i. *Motion for an Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Retained Professionals (the “**Compensation Procedures Motion**”).*

(collectively the “**First-Day Motions**”).

3. Objections, if any, to the relief requested on a final basis in any of the First-Day Motions must be filed in the Court and served on counsel to the Debtor so that such objection is received no later than **November 7, 2017, at 5:00 p.m. (Prevailing Utah Time)** (the “**Objection Deadline**”); provided, however, that the official committee of unsecured creditors, if any, shall have until November 10, 2017 to object to any relief sought in the First-Day Motions. If no objections are timely filed to any given First-Day Motion by the applicable Objection Deadline, the Court may enter a Final Order on such First-Day Motion without holding the Final Hearing on such First-Day Motion.

4. The Court retains jurisdiction with respect to all matters arising from or related to the implementation of this Order.

[END OF DOCUMENT]

DESIGNATION OF PARTIES TO RECEIVE NOTICE

Service of the foregoing **ORDER GRANTING DEBTOR'S EX PARTE MOTION SCHEDULING A FINAL HEARING ON THE FIRST-DAY MOTIONS AND SETTING RELATED DEADLINES** shall be served to the parties and in the manner designated below:

By Electronic Service: I certify that the parties of record in this case as identified below, are registered CM/ECF users.

- J. Thomas Beckett tbeckett@parsonsbehle.com, ecf@parsonsbehle.com;brothschild@parsonsbehle.com;kstankevitz@parsonsbehle.com
- Laurie A. Cayton tr laurie.cayton@usdoj.gov, James.Gee@usdoj.gov;Lindsey.Huston@usdoj.gov;Suzanne.Verhaal@usdoj.gov
- Brian M. Rothschild brothschild@parsonsbehle.com, ecf@parsonsbehle.com
- United States Trustee USTPRegion19.SK.ECF@usdoj.gov

By U.S. Mail - In addition to the parties of record receiving notice through the CM/ECF system, the following parties should be served notice pursuant to Fed R. Civ. P. 5(b).

Gil Miller
Rocky Mountain Advisory
215 South State Street Ste 550
Salt Lake City, UT 84111

Dated this 20th day of October, 2017.

PARSONS BEHLE & LATIMER

By: /s/ Brian M. Rothschild

Brian M. Rothschild
Proposed Attorneys for VidAngel, Inc.