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Attorneys for VidAngel, Inc.

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

In re:

VIDANGEL, INC.,

Debtor.

Case No. 17-bk-29073-KRA

Chapter 11

Judge Kevin R. Anderson

***EX PARTE* MOTION FOR EXPEDITED HEARING ON
DEBTOR'S MOTION FOR ORDER AUTHORIZING USE
OR SALE OF DEBTOR'S DISC INVENTORY**

VidAngel, Inc., the above-captioned debtor and debtor-in-possession (the “**Debtor**” or “**VidAngel**”) hereby respectfully requests that the Court hold an expedited hearing on its motion under 11 U.S.C. § 363 for an order authorizing it to use and sell its unaltered inventory of video discs to raise funds and help maintain its cash position (the “**Motion**”). In support of this *Ex Parte* Motion, VidAngel respectfully states as follows:

I.
JURISDICTION

1. The Court has jurisdiction over this matter under 28 U.S.C. §§ 157 and 1334. This matter is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2).

2. Venue in this Court is proper under 28 U.S.C. §§ 1408 and 1409.

3. The bases for the relief requested herein are sections 364(d) of title 11 of the United States Code (the “**Bankruptcy Code**”) and Rules 9006(c) and (d) of the Federal R. Bankr. P. (the “**Bankruptcy Rules**”).

II.

SUMMARY OF RELIEF REQUESTED

1. The Debtor requests that the Court shorten the notice period and hold a hearing on the Motion on July 23, 2019, at 10:00 a.m., at the same time as other related matters are being considered in this case, or as soon thereafter as practicable.

2. The Debtor also requests that the Court set the deadline for objections up to and including at the hearing on the Motion, on July 23, 2019, at 10:00 a.m.

3. In the Motion, the Debtor requests that the Court enter an order under 11 U.S.C. § 363 authorizing it to use and sell its unaltered inventory of video discs to raise funds and help maintain its cash position. Further bases for granting the Motion and the authority supporting the relief are articulated in the Motion.

4. Bankruptcy Rules 9006(c)(1) and (d) allow the Court to reduce the time for a hearing and for responsive pleadings.

5. Bankruptcy Rule 9006(d) permits parties to submit an *ex parte* motion shorten time for a hearing for cause.

6. Cause exists because the Debtor’s cash position relative to its ongoing litigation expenses should be maintained, and the expenses for its upcoming post-trial motions, litigation on entry of a permanent injunction, the appeal, and the numerous motions brought by the Studios in this Court create immediate need for the Debtor to pay its professionals, and it will take time to implement the equity fundraising proposed in the Motion. A full notice period on a motion under

Bankruptcy Rule 9006 would further harm the Debtor, its management, and their efforts to maintain the Debtor's cash position during the Debtor's reorganization.

7. A proposed order granting this *Ex Parte* Motion and setting the hearing for July 23, 2019, at 10:00 a.m. will be uploaded contemporaneously herewith.

Dated this 19th day of July, 2019.

Respectfully submitted,

/s/ Brian M. Rothschild

J. Thomas Beckett

Brian M. Rothschild

Michael R. Brown

PARSONS BEHLE & LATIMER

Attorneys for VidAngel, Inc.

PROOF OF SERVICE

I hereby certify that on July 19, 2019, I caused a true and correct copy of the foregoing ***EX PARTE MOTION FOR EXPEDITED HEARING ON DEBTOR'S MOTION FOR ORDER AUTHORIZING USE OR SALE OF DEBTOR'S DISC INVENTORY*** to be served as follows:

I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which sent notification of such filing to the following:

- Laurie A. Cayton tr laurie.cayton@usdoj.gov, James.Gee@usdoj.gov;Lindsey.Huston@usdoj.gov;Suzanne.Verhaal@usdoj.gov
- Rose Leda Ehler rose.ehler@mto.com, cynthia.soden@mto.com
- Michael R. Johnson mjohanson@rqn.com, docket@rqn.com;dburton@rqn.com
- Kelly M. Klaus kelly.klaus@mto.com
- David H. Leigh dleigh@rqn.com, dburton@rqn.com;docket@rqn.com
- United States Trustee USTPRegion19.SK.ECF@usdoj.gov

I caused a true and correct copy of the foregoing documents to be served on the following parties by First Class Mail, postage prepaid:

Brent O. Hatch
Johnson & Hatch
10 West Broadway
Suite 400
Salt Lake City, UT 84101

/s/ Brian M. Rothschild

Brian M. Rothschild