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Attorneys for George Hofmann, Chapter 11 Trustee

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

In re:	Bankruptcy No. 17-29073 (KRA)
VIDANGEL, INC.,	Chapter 11
Debtor.	

## SECOND SUPPLEMENTAL AFFIDAVIT OF GEORGE HOFMANN

STATE OF UTAH	)
	: ss
COUNTY OF SALT LAKE	)

- I, George Hofmann, declare:
- I am an attorney duly admitted to practice before all courts of the State of
  Utah, as well as this Court. I am also the duly appointed, qualified, and acting Chapter
  Trustee of the above-captioned bankruptcy estate.
- 2. I submit this Second Supplemental Affidavit to correct statements in paragraph six of my earlier Supplemental Affidavit filed on September 4, 2019 at Docket No. 366 in this case. Specifically, I had misunderstood the position of the Office of the United States Trustee. It is not their position as I had stated "that they would conclude that my 401(k) plan's former ownership of Disney stock does not render me

disinterested." Instead, the Office of the United States Trustee has not offered any opinion concerning my disinterestedness. However, the divestiture of stock in the Walt Disney Company from my 401(k) plan does resolve their concerns.

- 3. In addition, subsequent to filing the Supplemental Affidavit, an additional connection between CK and a former party in interest has come to my attention that should be disclosed to the Court. However, I do not believe that this connection is an interest adverse to the estate or the debtor or that this connection renders me or CK not disinterested.
- 4. Izeni is listed in the Debtor's schedules [Docket No. 47 at page 4] as holding a prepayment in the amount of \$21,677.70, and also a retainer of \$50,000. I have been informed by the Debtor's Chief Financial Officer that before my appointment as Trustee the Debtor had completely utilized the prepayment and retainer through consulting services Izeni provided to the Debtor subsequent to the filing of the Debtor's schedules. Thus, at present the Debtor does not owe Izeni money and nor does Izeni owe the Debtor money, according to the Debtor's Chief Financial Officer. I formerly represented Izeni in matters unrelated to the Debtor or its bankruptcy case. I have not and will not provide Izeni with any legal advice or representation in any matter related to the Debtor or its bankruptcy case.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 6th day of September, 2019.

George Hofmann

SUBSCRIBED AND SWORN to before me on this 6th day of September, 2019.



Notary Public

My Commission Expires: May 1, 2023

## **CERTIFICATE OF SERVICE**

I hereby certify that on September 6, 2019, I electronically filed the **SECOND SUPPLEMENTAL AFFIDAVIT OF GEORGE HOFMANN** with the United States Bankruptcy Court for the District of Utah by using the CM/ECF system:

**By Electronic Service**: I certify that the parties of record in this case as identified below, are registered CM/ECF users, and will be served notice of entry of the foregoing Order through the CF/ECF System:

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- United States Trustee USTPRegion19.SK.ECF@usdoj.gov

## By U.S. Mail, first-class, postage prepaid to the following:

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/s/ George Hofmann