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7 **IN THE UNITED STATES BANKRUPTCY COURT**
8 **FOR THE DISTRICT OF ARIZONA**

9 In re:
10 MORTGAGES LTD.,
11 an Arizona corporation,
12 Debtor.

Proceedings Under Chapter 11
Case No. 2:08-bk-07465-RJH

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14 The Court has considered the *First Interim Application for Allowance and Payment of Fees for*
15 *Services Rendered and Expenses Incurred by Greenberg Traurig, LLP and Second Interim and Final*
16 *Amended Application for Allowance and Payment of Fees for Services Rendered and Expenses incurred*
17 *by Greenberg Traurig, LLP* (collectively referred to hereinafter as the "Applications"), filed by
18 Greenberg Traurig, LLP ("GT") (Dkt. Nos. 1071 and 1800), the various objections to the Application
19 filed by ML Manager, L.L.C. ("ML Manager") (Dkt. 1899), G. Grant Lyon, Chapter 11 Trustee for
20 Radical Bunny, L.L.C. (Dkt. 1895), and Kevin T. O'Halloran, Trustee of ML Liquidating Trust (the
21 "Liquidating Trust") (Dkt. 1938) (collectively the "Objections" and the parties filing the Objections are
22 collectively referred to as the "Objecting Parties"), the objection of the United States Trustee (Dkt.
23 1903) (the "United States Trustee's Objection"), and the Court's entire file in these proceedings. This
24 together with GT, the Objecting Parties and the United States Trustee having participated in informal
25 settlement conferences pursuant to which the parties having reached a resolution of this matter and all
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1 Objections to the Application having been resolved as indicated by the signatures below approving this
2 Order, the agreement of the United States Trustee to file its "Notice of Satisfaction of United States
3 Trustee's Objection to Greenberg Traurig, LLP's First Interim, Second Interim and Final Fee
4 Application" upon the uploading of this Order (which this agreement between the Objecting Parties and
5 GT is acknowledged by the signature of the United States Trustee as having reviewed this Order), and
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7 good cause appearing,

8 IT IS HEREBY ORDERED that the Applications are granted in the amount of \$203,530.17
9 ("Total Award").

10 IT IS FURTHER ORDERED that the Total Award is comprised of: (a) \$186,111.10 in fees
11 incurred, whether contained within the Applications, or any amounts subsequently incurred and (b) costs
12 in the amount of \$17,419.07. The full amount of the Total Award already has been paid in full and
13 satisfied.

14 IT IS FURTHER ORDERED that GT will disburse \$530,635.15 previously received by GT
15 related to its representation of the Debtor (the "GT Funds") in the following manner to the Liquidating
16 Trust and ML Manager: (a) \$434,698.18 to the Liquidating Trust and (b) \$95,936.97 to ML Manager.
17 The GT Funds are to be paid in full, by wire transfer, promptly upon the entry of this Order, but in no
18 event later than five (5) business days following the entry of this Order.

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20 IT IS FURTHER ORDERED that the Total Award will not be subject to pro rata treatment or
21 disgorgement in the event that the Liquidating Trust is unable to pay in full all allowed administrative
22 costs arising from this bankruptcy case.

23 IT IS FURTHER ORDERED that this Order approving the Total Award will have no preclusive
24 effect, under theories of res judicata, collateral estoppel or any similar doctrine, upon any claim that may
25 be brought against GT arising out of its representation of, or services provided to, Mortgages, Ltd., the
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1 Debtor and/or its estate, provided, however, that it shall preclude any further recovery or double-
2 recovery by any person against GT with respect to the fees and expenses that are the subject of this
3 Order, whether stated as a preference action, an avoidance action, or otherwise. The resolution reflected
4 in this Order shall qualify as a compromise within the meaning of Federal Rule of Evidence 408, and the
5 resolution reached by the parties does not constitute an admission of liability or wrongdoing by any
6 party.
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8 IT IS FURTHER ORDERED vacating the trial on the Applications which was scheduled to
9 commence on August 10, 2010.

10 DATED AND SIGNED ABOVE.

11 APPROVED AS TO FORM AND CONTENT:

12
13 **GREENBERG TRAUIG, LLP**

14 By: /s/ David D. Cleary
15 David D. Cleary
16 Attorneys for Administrative Claimant

17 **FENNEMORE CRAIG, P.C.**

18 By: /s/ Keith L. Hendricks
19 Cathy L. Reece/ Keith L. Hendricks
20 Attorneys for ML Manager, LLC

21 **DECONCINI MCDONALD YETWIN & LACY, PC**

22 By: /s/ Shelton L. Freeman
23 Shelton L. Freeman
24 Special Counsel for G. Grant Lyon, Chapter 11
Trustee for Radical Bunny, L.L.C.

25 **STRADLEY RONON STEVENS & YOUNG, LLP**

26 By: /s/ Michael D. O'Mara
Michael D. O'Mara

Attorneys for Kevin T. O'Halloran, Trustee for ML
Liquidating Trust

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1 REVIEWED AS TO FORM AND CONTENT:

2 **UNITED STATES TRUSTEE**

3 By: /s/ Larry L. Watson
4 Larry L. Watson
5 Trial Attorney

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