

FILED

SEP 12 2017

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

NOT FOR PUBLICATION
UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>In the Matter of: SPANISH PEAKS HOLDINGS II, LLC, Debtor.</p>
<p>PINNACLE RESTAURANT AT BIG SKY, LLC and MONTANA OPTICOM, LLC,</p> <p style="text-align: center;">Plaintiffs - Appellants,</p> <p style="text-align: center;">v.</p> <p>CH SP ACQUISITIONS, LLC and ROSS P. RICHARDSON, Ch. 7 Trustee,</p> <p style="text-align: center;">Defendants - Appellees.</p>

No. 15-35572

D.C. No. 2:14-cv-00040-SEH

ORDER

Before: KOZINSKI and W. FLETCHER, Circuit Judges, and BLOCK, District Judge.*

The opinion filed on July 13, 2017, and appearing at 862 F.3d 1148, is hereby amended. An amended opinion is filed concurrently with this order.

* The Honorable Frederic Block, Senior United States District Judge for the Eastern District of New York, sitting by designation.