

FILED

FEB 03 2017

Clerk, U.S. District Court
District Of Montana
Helena

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BUTTE DIVISION**

In re:

YELLOWSTONE MOUNTAIN
CLUB, LLC, *et al*,

Debtors.

BRIAN A. GLASSER, AS TRUSTEE
OF THE YELLOWSTONE CLUB
LIQUIDATING TRUST,

Plaintiff,

vs.

DESERT RANCH LLLP, a Nevada
limited liability limited partnership;
DESERT RANCH MANAGEMENT
LLC, a Nevada limited liability
company; TIMOTHY BLIXSETH, an
individual; BEAU BLIXSETH, an
individual; THORNTON BYRON
LLP, an Idaho limited liability
partnership; GEORGE MACK, an
individual; JOHN DOES 1-100; and
XYZ CORPS. 1-100,

Defendants.

CV 15-40-BU-SEH

Bankruptcy No. 08-61570-11

Adversary No. 10-00015

ORDER

On April 29, 2016, this case was stayed pending resolution of Chapter 7 proceedings in bankruptcy on behalf of Desert Ranch LLLP.¹

On June 9, 2016, the Court received notice of filing of Chapter 7 proceedings in bankruptcy by Desert Ranch Management LLC.²

After the stay order of April 29, 2016, was entered, Plaintiff Brian A. Glasser, as Trustee of the Yellowstone Club Liquidating Trust (the "Trust") filed:

1. Motion for an Order Severing and Directing Trial of Claims Against Thornton Byron LLP in Count II of the Complaint;³ and
2. Plaintiff's Motion for an Order Severing Claims Against Defendants Desert Ranch LLLP and Desert Ranch Management, LLC.⁴

The motions remain pending.

Proceedings in bankruptcy by Desert Ranch LLLP and by Desert Ranch Management LLC remain pending.⁵

ORDERED:

The (1) Motion for an Order Severing and Directing Trial of Claims Against

¹ Doc. 48.

² Doc. 95.

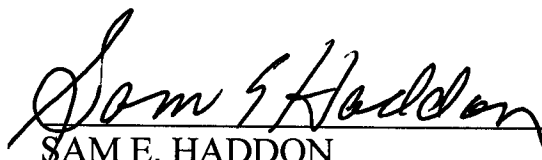
³ Doc. 88.

⁴ Doc. 97.

⁵ See *In re Desert Ranch LLLP*, 6:16-bk-13798-SC (Bankr. C.D. Cal. 2016) and *In re Desert Ranch Management, LLC*, 6:16-bk-15177-MH (Bankr. C.D. Cal. 2016).

Thornton Byron LLP in Count II of the Complaint;⁶ and (2) Plaintiff's Motion for an Order Severing Claims Against Defendants Desert Ranch LLLP and Desert Ranch Management, LLC,⁷ are DENIED without prejudice to renewal, if appropriate, following lifting of the automatic stay in the pending Desert Ranch LLLP and Desert Ranch Management LLC bankruptcy proceedings.

DATED this 8th day of February, 2017.



SAM E. HADDON
United States District Judge

⁶ Doc. 88.

⁷ Doc. 97.