Anthony A. Zmaila (NV Bar No. 2319) 1 Email: tony@aaznevada.com Peter J. Goatz (NV Bar No. 11577) 2 Email: Peter@aaznevada.com ANTHONY A. ZMAILA LIMITED PLLC 3 265 East Warm Springs Rd., Suite 100 Las Vegas, Nevada 89119 Telephone: (702) 614-8800 Facsimile: (702) 614-8700 5 Attorneys for Michael L. Forche 6 IN THE UNITED STATES DISTRICT COURT 7 DISTRICT OF NEVADA 8 9 A/P HOTEL, LLC, Case No. 10-cv-00720-RLH-RJJ 10 Plaintiff. 11 ORDER GRANTING APPLICATION FOR v. ALLOWANCE OF FEES AND COSTS OF 12 LEHMAN BROTHERS HOLDINGS, INC, a RECEIVER AND RECEIVER'S COUNSEL FOR THE PERIOD SEPTEMBER 17, 2010 Delaware corporation; WOODLANDS 13 **THROUGH NOVEMBER 16, 2010** COMMERCIAL BANK, a Utah corporation; and DOES I-X, inclusive, 14 Defendant. 15 16 This matter coming before the Court on the Application for Allowance of Fees and Costs of 17 Receiver and Receiver's Counsel for the Period September 17, 2010 through November 16, 2010 18 ("Application") filed on December 7, 2010 [Dkt. No. 69] by Michael L. Forche, Receiver. No party 19 in interest timely filed an opposition in accordance with LR 7-2(b). Accordingly, the Court may 20 deem the failure to file opposing points and authorities consent to the granting of the motion. LR 7-21 22 2(d). The Application was filed in accordance with the procedure outlined in the Amended 23 Appointment Order. The fees and costs requested by both the Receiver and his counsel appear to be 24 reasonable and appropriate under the circumstances of this action. 25 26 Good cause appearing, IT IS ORDERED that the Application is approved in its entirety; and 27 28

IT IS FURTHER ORDERED that as soon as practicable, the Receiver shall make payment to himself in the amount of \$10,000 for fees and \$0.00 for costs for a total payment to Receiver of \$10,000; and IT IS FURTHER ORDERED that as soon as practicable, the Receiver shall make payment to his counsel in the amount of \$6,837.50 for fees and \$21.49 for costs for a total payment to Receiver's counsel in the amount of \$6,858.99. IT IS SO ORDERED. **DATED:** January 6, 2011. CHIEF/UNITED STATES DISTRICT JUDGE Submitted by: ANTHONY A. ZMAILA LIMITED PLLC Ma (NV Bar No. 2319) Peter J. Goatz (IVV Bar No. 11577) 265 East Warm Springs Rd., Suite 100 Las Vegas, Nevada 89119 Attorneys for Michael L. Forche, Receiver