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11 **UNITED STATES DISTRICT COURT**
 12 **DISTRICT OF NEVADA**

13 In re:
 14 TURNBERRY/MGM GRAND TOWERS, LLC,
 15 Affects this Debtor.

Case No.: 2:16-cv-01863-JAD

Bankruptcy Case No.: 15-13706-abl
 Chapter 11

16 In re :
 17 TURNBERRY/MGM GRAND TOWER B, LLC,
 18 Affects this Debtor.

JOINTLY ADMINISTERED UNDER
CASE NO.: 15-13706-abl

Case No.: 15-13708-abl
 Chapter 11

19 In re :
 20 TURNBERRY/MGM GRAND TOWER C, LLC,
 21 Affects this Debtor.

Case No.: 15-13709-abl
 Chapter 11

Adversary No. 15-01123-abl

22 KJH & RDA INVESTOR GROUP, LLC, *et al.*,

Appellants,

vs.

23 TURNBERRY/MGM GRAND
 24 TOWERS, LLC,

Appellee.

STIPULATION AND ORDER TO
DISMISS APPEAL

ECF No. 13

25 Turnberry/MGM Grand Towers, LLC ("Appellee") and KJH & RDA Investor Group,
 26 LLC, *et al.* ("Appellants," and together with Appellee, the "Parties"), by and through their
 27 respective undersigned counsel, hereby stipulate and agree as follows:
 28

1 WHEREAS, the Parties have entered into the *Confidential Settlement Agreement and*
2 *General Release* (the “Settlement Agreement”) that resolves all disputes by and between them.

3 WHEREAS, the Settlement Agreement was approved by entry of an order of the United
4 States Bankruptcy Court for the District of Nevada on February 23, 2017 (the “9019 Order”).

5 WHEREAS, the Settlement Agreement requires that the above-captioned appeal (the
6 “Appeal”) be promptly dismissed by the Parties.

7 NOW, THEREFORE, the Parties hereby stipulate and agree that pursuant to the terms of
8 the Settlement Agreement and the 9019 Order: (i) the Appeal shall be dismissed with prejudice;
9 and (ii) the Parties shall bear their own attorney’s fees and costs incurred in the Appeal.

10 DATED this 24th day of February, 2017.

11 PREPARED AND SUBMITTED:

APPROVED:

12 GARMAN TURNER GORDON LLP

GERARD & ASSOCIATES

13 By: /s/ Talitha Gray Kozlowski
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23 **IT IS SO ORDERED.** The Clerk of Court is directed to CLOSE THIS CASE.

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25 Dated: 2-24-17

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JENNIFER DORSEY U.S. DISTRICT
COURT JUDGE