

**UNITED STATES BANKRUPTCY COURT**  
**SOUTHERN DISTRICT OF CALIFORNIA**  
**Minute Order**

**Hearing Information:**

**Debtor:** SANTA YSABEL RESORT AND CASINO  
**Case Number:** 12-09415-PB11 **Chapter:** 11  
**Date / Time / Room:** TUESDAY, SEPTEMBER 04, 2012 11:00 AM DEPARTMENT 4  
**Bankruptcy Judge:** PETER W. BOWIE  
**Courtroom Clerk:** MARILYN WILKINSON  
**Reporter / ECR:** SHERI SOMERS

**Matters:**

- 1) YAVAPAI-APACHE NATION'S MOTION TO DISMISS BANKRUPTCY CASE FOR LACK OF ELIGIBILITY
- 2) DEBTOR'S FIRST DAY MOTION FOR ORDER APPROVING OPERATING BUDGET (fr. 8/6/12)
- 3) DEBTOR'S APPLICATION TO EMPLOY LEVENE, NEALE, BENDER, YOO & BRILL L.L.P. AS GENERAL BANKRUPTCY COUNSEL EFFECTIVE AS OF JULY 2, 2012 UNDER KNUDSEN (fr. 8/6/12)
- 4) STATUS CONFERENCE ON CHAPTER 11 PETITION (fr. 8/6/12)
- 5) ACTING UNITED STATES TRUSTEE'S MOTION TO DISMISS BANKRUPTCY CASE
- 6) COUNTY OF SAN DIEGO'S MOTION TO DISMISS BANKRUPTCY CASE

**Appearances:**

RON BENDER, ATTORNEY FOR SANTA YSABEL RESORT AND CASINO  
JOHN-PATRICK M. FRITZ, ATTORNEY FOR SANTA YSABEL RESORT AND CASINO  
JENNIFER E. DUTY, ATTORNEY FOR COUNTY OF SAN DIEGO  
PETER L. DUNCAN, ATTORNEY FOR COUNTY OF SAN DIEGO  
THOMAS D. BUNTON, ATTORNEY FOR COUNTY OF SAN DIEGO  
IRA G. BIBBERO, ATTORNEY FOR YAVAPAI-APACHE NATION  
RICHARD HAVEL, ATTORNEY FOR YAVAPAI-APACHE NATION  
ANNA GUMPORT, ATTORNEY FOR YAVAPAI-APACHE NATION  
JENNIFER HENDERSON, ATTORNEY FOR CA GAMBLING CONTROL COMMISSION  
MARY TESTERMAN DUVOISIN, ATTORNEY FOR U.S. TRUSTEE  
CHRISTINE PAJAK, ATTORNEY FOR INTERNATIONAL GAME TECHNOLOGY (Telephonic appearance)  
DAVID LAWTON, NON-PARTY (Telephonic appearance)  
RICHARD WYRON, NON-PARTY (Telephonic appearance)  
RENU SHAH, NON-PARTY (Telephonic appearance)

**Disposition:**

- 1, 5 & 6) Dismissed. Order to come from Havel. Contested.
- 2-4) Off calendar.