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 TOWN OF MAMMOTH LAKES,  
 11 CALIFORNIA

12  
 13 UNITED STATES BANKRUPTCY COURT  
 14 EASTERN DISTRICT OF CALIFORNIA  
 15 SACRAMENTO DIVISION

16 IN RE:  
 17 TOWN OF MAMMOTH LAKES,  
 CALIFORNIA,  
 18 DEBTOR.

Case No. 2012-32463  
 DC No. FJ-6  
 Chapter 9  
**ORDER DISMISSING CHAPTER 9 CASE**  
 Date: October 19, 2012  
 Time: 11:00 a.m.  
 Place: Robert Matsui U.S. Courthouse  
 Dept. B, Courtroom 32  
 501 I Street, Sacramento, CA 95814

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RECEIVED

November 15, 2012

CLERK, U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA  
0004536260

1 The Court, having considered the Motion (the “Motion”) of the Town of Mammoth Lakes,  
2 California, a corporate municipality (the “Town”) for entry of an Order (i) Granting Relief From  
3 the Automatic Stay to Permit the Town and MLLA to Jointly Seek Amended Writ of Mandate in  
4 State Court and (ii) Granting Conditional Dismissal of Case, along with the Memorandum of  
5 Points and Authorities and the Declaration of David Wilbrecht in support of the Motion, any  
6 opposition to the Motion, the record in the case, any admissible evidence presented to the Court at  
7 or prior to the hearing on the Motion, if any, and the Town’s Notice of Filing of Certificate of  
8 Amendment of Writ, hereby finds that: (a) notice of the Motion and the hearing thereon were  
9 adequate and proper under the circumstances; (b) the relief sought in the Motion is reasonable,  
10 appropriate, and in the best interests of the Town and parties in interest, and (c) good cause  
11 appearing therefore

12 IT IS HEREBY ORDERED that:

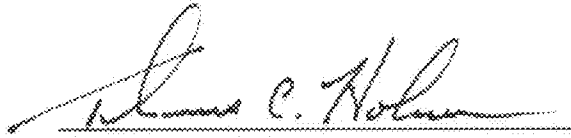
- 13 1. The chapter 9 case of the Town of Mammoth Lakes, California is hereby  
14 DISMISSED for cause pursuant to section 930(a) of the Bankruptcy Code.
- 15 2. The form of notice of dismissal (the “Notice”) attached to this Order as Exhibit A is  
16 approved.
- 17 3. The requirements of Bankruptcy Code section 923 and Bankruptcy Rule 2002 are  
18 satisfied by service of the Notice by first class mail on the United States Trustee and all entities  
19 identified on the List of Creditors and Claims filed by the Town pursuant to Bankruptcy Code  
20 section 924, and by publication in print once a week for three consecutive weeks in *The Sheet* and  
21 *The Bond Buyer*, beginning no later than ten (10) days after entry of this Order.
- 22 4. The Clerk of the Court shall cause the Notice to be mailed to all creditors listed on  
23 the Town’s List of Creditors and Claims filed pursuant to section 924 of the Bankruptcy Code.

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5. For good cause found, the provisions of section 349(b)(3) of the Bankruptcy Code are hereby modified such that the following are hereby validated and shall not re-vest in the entity in which such property was vested immediately before the commencement of the case: (i) any and all transfers of property made by the Town during this case and (ii) any and all transfers made to the Town pursuant to the Settlement.

Dated: November 16, 2012



Thomas C. Holman  
United States Bankruptcy Judge

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**Exhibit A**  
**DC No. FJ-6**  
**Proposed Dismissal Notice**

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA  
SACRAMENTO DIVISION

IN RE:

TOWN OF MAMMOTH LAKES,

DEBTOR.

CASE NO. 2012-32463

DC NO. FJ-6

CHAPTER 9

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**NOTICE OF DISMISSAL OF CHAPTER 9 CASE**

**TO ALL CREDITORS OF  
THE TOWN AND OTHER PARTIES IN INTEREST:**

**PLEASE TAKE NOTICE OF THE FOLLOWING:**

On July 3, 2012, the Town of Mammoth Lakes, California (the "Town") commenced a case under chapter 9 of title 11 of the United States Code (the "Bankruptcy Code") in the United States Bankruptcy Court for the Eastern District of California, Sacramento Division (the "Court"). All documents filed with the Court are available for inspection via the Court's PACER System, which may be accessed on a subscription basis at the following internet address: [www.pacer.gov](http://www.pacer.gov). Additionally, PACER may be accessed via [www.caeb.uscourts.gov](http://www.caeb.uscourts.gov) or the Town's website, <http://www.ci.mammoth-lakes.ca.us/>.

On November \_\_, 2012, the Court's order dismissing the Town's chapter 9 case was entered on the Court's docket.

Dated: November \_\_, 2012

Respectfully submitted,

**FULBRIGHT & JAWORSKI L.L.P.**  
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