

On November 16, 2022, the Court entered the Order Governing the Administration of the Receivership (“Administrative Order”)¹ which also established procedures in conformity with 28 U.S.C. § 2001 (the “Statute”) for sales of real property. As reflected the Receiver’s Motion to Appoint Appraisers, Approve Sale, and Set Hearing, the Receiver contracted to sell certain property known as “The Gate” located in Frisco, Texas.² Dkt. 110. The Court scheduled a hearing for January 31, 2023 at 2:00 p.m. to consider the sale. Dkt. 131.

As required by the Statute, a Notice of Hearing regarding the Court’s consideration of the sale of the Property was published more than ten days prior to the hearing. The Notice ran in print on January 18, 2023, and January 22, 2023 in the *Dallas Morning News*, and online at www.dallasnews.com from January 18, 2023 to the present. A copy of the Notice of Publication is attached as **Exhibit A**.

Although the Notice included a solicitation for competing offers and contact information for the Receiver, no competing offers have been received as of the time of this filing.

Additionally, the Receiver provides notice to the Court and the parties that the Purchase and Sale Agreement (“the Agreement”) for which the Court’s approval is sought in the Motion was amended pursuant to an addendum (the “Addendum”). The Addendum does not materially alter the Agreement, but simply (1) extends the Feasibility Period defined in the Agreement by 30 days, (2) extends the closing date in proportion to the Feasibility Period, and (3) makes certain Earnest Money nonrefundable if specified conditions are met. A copy of the Addendum is attached as **Exhibit B**.

¹ Docket No. 63.

² Barton does not oppose the sale. Dkt. 123.

Respectfully submitted,

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RECEIVER

VERIFICATION

My name is Cortney C. Thomas. I am over the age of 18 and am fully competent to make this verification. I declare under penalty of perjury that the facts stated above are within my personal knowledge and are true and correct.

/s/ Cortney C. Thomas

Cortney C. Thomas

CERTIFICATE OF SERVICE

Pursuant to Fed. R. Civ. P. 5(d)(1)(B), as amended, no certificate of service is necessary, because this document is being filed with the Court's electronic-filing system.