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UNITED STATES
BANKRUPTCY COURT
FOR THE DISTRICT OF ARIZONA

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**UNITED STATES BANKRUPTCY COURT
IN AND FOR THE DISTRICT OF ARIZONA**

In Re)
)
SWTV PRODUCTION SERVICES, INC.,)
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HD PARTNERS, LLC,)
)
Debtors.)
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HD PARTNERS, LLC,)
)
Plaintiff,)
)
v.)
)
EQ ACQUISITIONS 2003, INC.,)
)
Defendant.)
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GREYSTONE CDT ASSOCIATES, LLC;)
)
Applicant for Intervention.)
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**Chapter 11 Proceedings
(Joint Administration)**

Case No. BR-03-09489-PHX-CGC

Case No. BR-05-00370-PHX-GBN

Adv. No. 05-00287

**MEMORANDUM DECISION
RE: GREYSTONE CDT ASSOCIATES'
MOTION FOR RELIEF FROM ORDER**

The Court has reviewed and considered Greystone CDT Associates, LLC's ("Greystone") Motion for Relief from Order Presented Ex Parte by EQ Acquisitions 2003, Inc., in which Greystone objects to the lodging by EQ Acquisitions 2003, Inc. ("EQ") of a form of order relating to this Court's earlier Under Advisement Decision Re: HD Partners' Motion for Summary Judgment and Greystone CDT Associates Motion to Intervene and the Court's subsequent entry of that Order on August 31, 2005. Greystone complains that EQ did not provide it with a copy of the form of order and an opportunity to review it before lodging it with the Court. And, further, that such an opportunity would have allowed Greystone to object prior to the Court's entry of the Order. The Court sustains Greystone's objections.

1 First, Greystone should have been provided with an opportunity to review the form of
2 order and object before this Court's consideration. Second, the Order goes substantively beyond
3 the scope of the Court's Under Advisement Decision.

4 For these reasons, this Court is entering an amended Order this same date complying with
5 its August 18, 2005, Under Advisement Decision.

6 So ordered.

7
8 DATED: Sept 20, 2005

9 
10 CHARLES G. CASE II
United States Bankruptcy Judge

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12 **COPY** of the foregoing mailed and/or via facsimile
this 20th day of September, 2005, to:

13 OFFICE OF THE U.S. TRUSTEE
14 P.O. Box 36170
Phoenix, Arizona 85067-6170

15 Philip G. Mitchell
16 Craig J. Bolton
Jennings, Haug & Cunningham, LLP
2800 N. Central Ave., Suite 1800
17 Phoenix, Arizona 85004-1049
Attorneys for Defendant EQ Acquisitions 2003, Inc.

18 Michael W. Carmel
19 Michael W. Carmel, Ltd.
80 E. Columbus Ave.
20 Phoenix, Arizona 85012
Attorneys for Azcar USA, Inc.

21 Adam Hiller Pepper Hamilton, LLP
22 Hercules Plaza, Suite 5100
1313 N. Market Street
23 Wilmington, Delaware 19801
Attorneys for Azcar USA, Inc.

24 Edwin B. Stanley
25 Edwin B. Stanley, P.C.
2400 E. Arizona Biltmore Circle, Suite 1290
26 Phoenix, Arizona 85016
Attorneys for Plaintiff HD Partners, LLC

27 Hilary L. Barnes
28 Quarles Brady Streich Lang

1 2 N. Central Ave.
Phoenix, Arizona 85004-2391
2 Attorneys for Greystone CDT Associates

3 K. Layne Morrill
Morrill & Aronson, PLC
4 1 E. Camelback Rd., Suite 340
Phoenix, Arizona 85012-1648
5 Attorneys for Greystone CDT Associates

6 Shelton L. Freeman
DeConcini, McDonald, Yetwin & Lacy, PC
7 2025 N. 3rd Street, Suite 230
Phoenix, Arizona 85004-1472
8 Attorneys for Debtor SWTV Production Services, Inc.

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