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FENNEMORE LLP
Gary B. Rudolph, Bar No. 101921
Kathleen A. Cashman-Kramer, Bar No.
128861
600 B Street, Suite 1700
San Diego, CA 92101
Tel: (619) 233-4100 / Fax: (619) 231-4372
grudolph@fennemorelaw.com
Attorneys for Creditor Arcadian Vanguard
LLC

STEPHEN NEW & ASSOCIATES
Stephen P. New, (West Virginia SBN
7756), Pro Hac Vice
430 Harper Park Dr
Beckley, WV 25801
Telephone: (304) 250-6017
Attorneys for creditor, Arcadian
Vanguard LLC

UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA - SAN FERNANDO VALLEY
DIVISION

In Re: KAST MEDIA, INC. ,
Debtor

Case No. 1:24-bk-10396-MB
Chapter 11

**WITHDRAWAL OF EX PARTE
APPLICATION FOR ORDER
PERMITTING DEPOSITIONS
OF THIRD PARTY WITNESSES
IN CONTESTED MATTER TO
PROCEED REMOTELY UNDER
F.R.C.P. RULE 30(b)(4) [ECF
#104]**

Hearing date and time: None required
Dept: Suite 342/Courtroom 303
Judge: Honorable Martin R. Barash

**TO THE HONORABLE MARTIN R. BARASH, U.S. BANKRUPTCY
COURT JUDGE AND ALL OTHER INTERESTED PARTIES:**

PLEASE TAKE NOTICE that Creditor and party in interest Arcadian
Vanguard LLC (hereinafter "Applicant"), through its attorneys, Fennemore LLP,

WITHDRAWAL OF EX PARTE APPLICATION FOR ORDER PERMITTING DEPOSITIONS OF THIRD
PARTY WITNESSES IN CONTESTED MATTER TO PROCEED REMOTELY UNDER F.R.C.P. RULE 30(B)(4)
[ECF #104]

1 hereby withdraws its ex parte application for an Order Permitting Depositions Of
2 Third Party Witnesses In Contested Matter To Proceed Remotely Under F.R.C.P.
3 Rule 30(b)(4) [ECF #104], for the following reasons: Because the Debtor's
4 schedules contained incorrect addresses for certain of the third parties, Applicant
5 has been unable to serve them. Further, despite requests by Applicant's counsel to
6 Debtor's counsel to supply correct addresses, Debtor has not done so. However,
7 Applicant has been able to locate and serve two (2) of the third party witnesses
8 personally. As a result, those depositions have been scheduled. Pursuant to FRCP
9 Rule 30 (b) (4) applicable herein by FRBP Rule 7030, Applicant reserves the right
10 to stipulate with the deponent as to the taking of the deposition remotely in the
11 event that the deponent is so agreeable.

12 Therefore, Arcadian respectfully withdraws its Ex Parte Application (ECF
13 #104) as no longer being necessary.

14 Dated: August 15, 2024

FENNEMORE LLP

17 By: /s/ Gary B. Rudolph

Gary B. Rudolph
Kathleen A. Cashman-Kramer
Attorneys for Creditor
Arcadian Vanguard LLC

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PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

600 B Street, Suite 1700 San Diego, CA 92101

A true and correct copy of the foregoing document entitled (*specify*):

WITHDRAWAL OF EX PARTE APPLICATION FOR ORDER PERMITTING DEPOSITIONS OF THIRD PARTY WITNESSES IN CONTESTED MATTER TO PROCEED REMOTELY UNDER F.R.C.P. RULE 30(b)(4) [ECF #104]

will be served or was served (**a**) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (**b**) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (*date*) August 15, 2024, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

- Kathleen A Cashman-Kramer kcashman-kramer@fennemorelaw.com,
theresam@psdslaw.com
- Russell Clementson russell.clementson@usdoj.gov
- Leslie A Cohen leslie@lesliecohenlaw.com,
jaime@lesliecohenlaw.com; clare@lesliecohenlaw.com
- Asha Dhillon asha.dhillon@turnerdhillon.com
- Moriah Douglas Flahaut (TR) douglas.flahaut@arentfox.com, C194@ecfcbis.com
- Samuel R Maizel samuel.maizel@dentons.com,
alicia.aguilar@dentons.com; docket.general.lit.LOS@dentons.com; tania.moyron@dentons.com; kathryn.howard@dentons.com; joan.mack@dentons.com; derry.kalve@dentons.com
- Gary B Rudolph grudolph@fennemorelaw.com,
bkstaff@sullivanhill.com; vidovich@ecf.inforuptcy.com; rudolph@ecf.courtdrive.com; kcashman-kramer@fennemorelaw.com; ejames@fennemorelaw.com; james@ecf.courtdrive.com
- United States Trustee (SV) ustpregion16.wh.ecf@usdoj.gov

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On (*date*)

I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

N/A

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3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL
(state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (*date*) _____, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

N/A

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

08/15/2024 Laurel Dinkins /s/ Laurel Dinkins
Date *Printed Name* *Signature*