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12 Heller Ehrman LLP

13 **UNITED STATES BANKRUPTCY COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**
15 **SAN FRANCISCO DIVISION**

16 In re:

17 HELLER EHRMAN LLP,

18 Post Confirmation
19 Liquidating Debtor.

CASE NO.: 08-32514

Chapter 11

**REQUEST FOR JUDICIAL NOTICE IN
SUPPORT OF POST CONFIRMATION
LIQUIDATING DEBTOR HELLER
EHRMAN LLP'S MOTION FOR
AUTHORITY TO MAKE FINAL
DISTRIBUTION TO THE EMPLOYEE
AND PBGC GENERAL UNSECURED
CREDITORS PURSUANT TO 11 U.S.C.
§105(a) AND JOINT PLAN OF
LIQUIDATION OF HELLER EHRMAN
LLP (AUGUST 9, 2010) AND NOTICE OF
OPPORTUNITY FOR HEARING**

**[No hearing will be held unless affected party
responds to this Motion – Bankruptcy Local
Rule 9014-1]**

22 The Post Confirmation Liquidating Debtor Heller Ehrman LLP requests the Court take
23 judicial notice, pursuant to Federal Rule of Bankruptcy Procedure 9017, incorporating by
24 reference Federal Rule of Evidence 201, of the following document in support of their Motion for
25 Authority to Make Final Distribution to the Employee and PBGC General Unsecured Creditors
26 Pursuant to 11 U.S.C. §105(a) and Joint Plan of Liquidation of Heller Ehrman LLP (August 9,
27 2010):
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Exhibit 4 - Order Authorizing One-Time Distribution to Debtor’s Employees (Union and Non-Union), Dkt. No. 5136 in Tri Valley Growers, Bankruptcy Case No. 00-44089 in the United States Bankruptcy Court for the Northern District of California.

Dated: August 13, 2020

FELDERSTEIN FITZGERALD
WILLOUGHBY PASCUZZI & RIOS LLP

By: /s/ Thomas A. Willoughby
THOMAS A. WILLOUGHBY
Attorneys for The Post-Confirmation Liquidating
Debtor Heller Ehrman LLP

EXHIBIT 4

FILED

SEP 18 2008

BANKRUPTCY COURT
OAKLAND, CALIFORNIA

1 THOMAS A. WILLOUGHBY – #137597
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8 Attorneys for Post-Confirmation Official
9 Committee of Unsecured Creditors

10 UNITED STATES BANKRUPTCY COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 OAKLAND DIVISION

13 In re
14 TRI VALLEY GROWERS, a California
15 Cooperative Association,
16 Debtor.
17 Federal Tax I.D. #94-0934140

18 CASE NO. 00-44089-J-11
19 Chapter 11
20 Date: September 18, 2008
21 Time: 2:30 p.m.
22 Courtroom: 215
23 Location: 300 Clay Street,
24 Oakland, CA

25 **ORDER AUTHORIZING COMMITTEE TO MAKE A ONE-TIME DISTRIBUTION
26 TO DEBTOR'S EMPLOYEES (UNION AND NON-UNION)**

27 The motion of the Post-Confirmation Committee of Unsecured Creditors as representative
28 of the bankruptcy estate of Tri Valley Growers, the Reorganized Debtor herein, as well as the
Post-Confirmation Disbursing Agent (collectively referred to as the "Committee"), for an order
authorizing the Committee to make a one-time distribution to the Debtor's employees (Union and
Non-Union) (the "Motion"), came on for hearing on September 18, 2008, at 2:30 p.m. in the
United States Bankruptcy Court, Northern District of California. No opposition to the
Committee's Motion was filed. The appearances were noted on the record. The findings of fact
and conclusions of law were stated on the record. Based upon the Motion, and for good cause
showing,

IT IS HEREBY ORDERED that:

1. The Motion is granted;

ORDER AUTHORIZING ONE-TIME
DISTRIBUTION

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2. The Committee is authorized to make a one-time distribution of 23% for the allowed unsecured claims of all of the Debtor's employees, whether union or non-union employees;

3. The Committee is authorized to make a one-time distribution of 23% for the allowed unsecured claims of any union, which claims were filed on behalf of any of the Debtor's employees.

4. The Committee is authorized to send the distribution checks to the addresses listed on the Debtor's schedules or on the Union claims;

5. Service of the Motion was appropriate in the circumstances of this case and is approved; and

6. The service of the combined "Omnibus Notice" of this Motion, as well as the Second Distribution Motion, the Motion to Void Claims, the Settlement Motion, and the Omnibus Objection, filed concurrently with this Motion is approved.

Dated: SEP 18 2008

EDWARD D. JELLEN
United States Bankruptcy Judge