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CLERK U.S. BANKRUPTCY COURT  
CENTRAL DISTRICT OF CALIFORNIA  
03 NOV 20 AM 10:00  
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12 **UNITED STATES BANKRUPTCY COURT**  
13 **CENTRAL DISTRICT OF CALIFORNIA**  
14 **NORTHERN DIVISION**

15 In re  
16 REED E. SLATKIN,  
17 Debtor.

Case No.: ND 01-11549-RR  
[Chapter 11]

**OBJECTION TO APPLICATION  
OF KIRKLAND & ELLIS FOR  
FINAL PRE-PLAN  
CONFIRMATION FEES AND  
COSTS**

DATE: December 8, 2003  
TIME: 10:00 a.m.  
PLACE: 1415 State Street  
Courtroom 201  
Santa Barbara, CA 93101  
[Judge Riblet]

25  
26 **TO ALL INTERESTED PARTIES AND THEIR ATTORNEYS OF**  
27 **RECORD:**  
28

1973 ag  
OBT

1 PLEASE TAKE NOTICE that Creditors Jane Allen, Charles Boron, Lanna  
2 Boron, Isadore M. Chait, Charles N. Ohl, Nancy Wise, and Randy Wise (“Objecting  
3 Creditors”), in response to the Notice of Hearing on Applications for Final Pre-Plan  
4 Confirmation and Reimbursement of Expenses filed on or about November 5, 2003 by  
5 Kirkland & Ellis as counsel for R. Todd Neilson, Trustee of the Estate of Reed E.  
6 Slatkin and substantively consolidated affiliates Topsight Oregon Inc. and Reed Slatkin  
7 Investment Club, L.P. Liquidating Trust (“the Liquidating Trust”), hereby object to the  
8 application of Kirkland & Ellis for fees and costs totaling \$2,052,890.15.

9 The Objecting Creditors object to said application on the same grounds and for  
10 the reasons set forth in the prior Motion to Disqualify Kirkland & Ellis (filed May 30,  
11 2003 by moving creditors Jane Allen, *et al.*), the moving and reply papers in support  
12 thereof, and the statements and evidence presented at the July 25, 2003 hearing before  
13 the Court in support of the Motion, all of which are incorporated herein by reference.  
14 The motion was based on Kirkland & Ellis’ multiple representations in this case,  
15 including individual creditors, the Creditors Committee, and special litigation counsel  
16 for the Chapter 11 Trustee, which the Objecting Creditors believe creates a  
17 disqualifying conflict of interest. This court denied the motion to disqualify on July 25,  
18 2003. Objecting Creditors intend to seek review of this decision.

19  
20 Dated: November 19, 2003

Respectfully submitted,

21  
22 HOWREY SIMON ARNOLD & WHITE, LLP

23  
24 By   
Jeffrey C. Eglash

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27 Isadore M. Chait, Charles N. Ohl, Nancy Wise  
28 and Randy Wise

1 **PROOF OF SERVICE**

2  
3 STATE OF CALIFORNIA )  
4 COUNTY OF LOS ANGELES ) ss.:

5 I am employed in the County of Los Angeles, State of California. I am over the  
6 age of 18 and not a party to the within action. My business address is 550 South Hope  
7 Street, Suite 1100, Los Angeles, California 90071.

8 On November 20, 2003, I served on the interested parties in said action the  
9 within:

10 **OBJECTION TO APPLICATION OF KIRKLAND & ELLIS FOR FINAL  
11 PRE-PLAN CONFIRMATION FEES AND COSTS**

12 by placing true copies thereof in a sealed envelope(s) addressed as stated on the  
13 attached mailing list and causing such envelope(s) to be deposited in the U.S.  
14 Mail at Los Angeles, California.

15  (MAIL) I am readily familiar with this firm's practice of collection and processing  
16 correspondence for mailing. Under that practice it would be deposited with the  
17 U.S. postal service on that same day in the ordinary course of business. I am  
18 aware that on motion of party served, service is presumed invalid if postal  
19 cancellation date or postage meter date is more than 1 day after date of deposit for  
20 mailing in affidavit.

21  (FACSIMILE) I caused the foregoing document (without exhibits) to be served  
22 by facsimile transmission to each interested party at the facsimile machine  
23 telephone number shown as stated on the attached mailing list.

24 I declare under penalty of perjury that I am employed in the office of a member of  
25 the bar of this Court at whose direction the service was made and that the foregoing is  
26 true and correct.

27 Executed on November 20, 2003, at Los Angeles, California.

28  
29 Rochelle S. Martenson  
30 (Type or print name)

*Rochelle S. Martenson*  
(Signature)

IN RE REED SLATKIN

USBC – Central District of California, Northern Division

Case No. ND 01-11549RR [Substantively consolidated with former case No. ND 01-12990-RR]

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