

The Honorable Christopher M. Alston
Chapter 11
Ex Parte

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

In re
NORTHWEST TERRITORIAL MINT, LLC,

Debtor.

No. 16-11767-CMA

Ex Parte Motion to Shorten Time on
Interested Parties' Motion to Enforce a
Prior Court Order

Gary Marks, Heidi Wastweet, Grove Minting (Jared Grove), Lebanon Fire Department, Bob Palmisano, Gould Studios and American Numismatic Association, Interested Parties in the above-reference matter (collectively "Interested Parties"), by and through their attorney, Michelle Carmody Kaplan, of Kaplan Law PLLC, move the Court for an order shortening time for a hearing on the Interested Parties' Motion to Enforce a Prior Court Order (the "Enforcement Motion").

On May 21, 2018, the Court entered the Order Approving Motion to Approve (I) Deadline to Assert Claims with Respect to Ownership of NWTM Coining Dies; and (II) Settlement Protocol to Resolve Claims to Ownership of NWTM Dies. See Dkt No. 1671 (the "Order"). After receiving notice of the Order Gordon Sletmoe, Fire Chief for the City of Lebanon, Oregon, submitted a form online at www.dierequest.nwtmint.com as instructed. See

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1 Declaration Gary Sletmoe filed in support of the Interested Parties' Enforcement Motion at ¶
2 3.

3 On June 14, 2018, the Interested Parties discovered that the Trustee's employee,
4 Jennifer Baker, was responding to such die requests by sending an email stating:

5
6 I have received your email requesting die ownership to be
7 transferred from Northwest Territorial Mint to [requesting
8 party's name]. I have found the artwork for your coin and
9 would be happy to process this request. ***The court has
10 determined that NWTMINT retained ownership of all
11 NWTMINT dies created to produce coins, medallions or
12 other products for customers. The court has approved the
13 settlement for the ownership transfer in the amount of \$300
14 per die....*** (emphasis added)

15 *Id.*

16 The Order set June 21, 2018, as the deadline to submit an ownership claim and provide
17 substantiating documentation. On Friday, June 15, 2018, the undersigned contacted Chambers
18 and learned that Judge Alston had already departed on vacation and that the earliest that Judge
19 Dore could hear the matter would be on or after June 21st. The Interested Parties then decided
20 that they preferred Judge Alston hear this matter as promptly as possible upon his return. The
21 first available calendar was Friday, July 6, 2018. By the July 6th hearing date, the Trustee
22 should have also provided a list to the Court of all the parties that asserted an ownership interest
23 in a NWTM die to the extent the Trustee has not settled that party's claim prior to that date.
24 The Order also set an omnibus hearing for July 17, 2018, for the Court to address claims of
25 interests in or ownership of NWTM dies for the parties that did not settle with the Trustee and
26 schedule subsequent evidentiary hearings. The next available Chapter 11 calendar is July 27,
2018. Therefore, if this matter is not heard on shortened time, the Court will not have the
opportunity to remedy the Trustee's false statements before the omnibus hearing.
Contemporaneously with filing this motion and the Enforcement Motion, the undersigned will
email Trustee's counsel regarding the shortened time request.

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1 Cause exists to shorten time on the Interested Parties' Enforcement Motion, so the
2 Court can remedy any false information disseminated by the Trustee's staff regarding prior
3 Court Orders.

4 The Interested Parties further request that any response to the Enforcement Motion be
5 due on Monday, July 2, 2018, by noon (PDT).

6 Based on the foregoing, the Interested Parties respectively request that the Court grant
7 this *ex parte* motion to shorten time for a hearing on the Enforcement Motion and enter the
8 Interested Parties' accompanying proposed order.

9
10 DATED this 19th day of June 2018.

11
12 **KAPLAN LAW PLLC**

13
14 By /s/ Michelle Carmody Kaplan
15 Michelle Carmody Kaplan
16 WSBA No. 27286
17 Attorney for Interested Parties
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