



Entered on Docket
September 06, 2011

Hon. Linda B. Riegle
United States Bankruptcy Judge

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**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEVADA**

In re:

DESERT CAPITAL REIT, INC.

Debtor.

Case No.: 11-16624-LBR
Chapter 11

Date: August 31, 2011
Time: 2:00 p.m.

**ORDER GRANTING AMENDED APPLICATION FOR ENTRY OF AN ORDER
AUTHORIZING THE EMPLOYMENT AND RETENTION OF MORRISANDERSON &
ASSOCIATES, LTD. AS CHIEF RESTRUCTURING OFFICER OF DEBTOR
PURSUANT TO BANKRUPTCY CODE SECTION 363**

1 Desert Capital REIT, Inc.’s (the “Debtor”) filed its Amended Application for Entry of an
2 Order Authorizing the Employment and Retention of MorrisAnderson & Associates, Ltd. As
3 Chief Restructuring Officer of Debtor Pursuant to Bankruptcy Code Section 363 (the
4 “Application”)¹ [ECF No. 135], which came on for hearing before the above-captioned Court on
5 August 31, 2011, at 2:00 p.m. All appearances were duly noted on the record at the hearing on
6 the Amended Application.

7 The Court having reviewed the Amended Application and all matters submitted
8 therewith; no oppositions having been filed; notice of the Amended Application having been
9 proper; the Court having stated its findings of fact and conclusions of law on the record at the
10 hearing, which are incorporated herein by reference in accordance with Rule 52 of the Federal
11 Rules of Civil Procedure, as made applicable by Rule 9014 of the Federal Rules of Bankruptcy
12 Procedure; and good cause appearing therefor,

13 **IT IS HEREBY ORDERED** that:

- 14 1. The Amended Application is GRANTED in its entirety.
- 15 2. Debtor is hereby authorized, pursuant to Section 363, to retain MorrisAnderson &
16 Associates, Ltd., *nunc pro tunc* to May 31, 2011, as its Chief Restructuring Officer to perform
17 the services set forth in the Application.

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¹ All undefined, capitalized terms shall have the meaning ascribed to them in the Application.

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IT IS SO ORDERED.

PREPARED AND SUBMITTED:

GORDON SILVER

By: Candace Clark

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APPROVED/DISAPPROVED:

OFFICE OF THE UNITED STATES TRUSTEE

By: _____
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IT IS SO ORDERED.

PREPARED AND SUBMITTED:

GORDON SILVER

By:

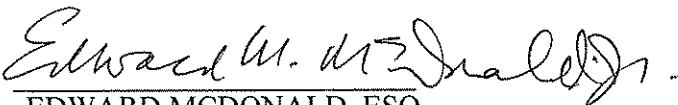
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~~APPROVED~~/DISAPPROVED:

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LR 9021 CERTIFICATION

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court’s ruling and that (check one):

- The court waived the requirement of approval under LR 9021(b)(1).
- No party appeared at the hearing or filed an objection to the motion.
- I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

Edward McDonald, Esq. APPROVED

- I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objection to the form or content of the order.

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