

This order is **SIGNED**.

Dated: August 13, 2019



**WILLIAM T. THURMAN**  
U.S. Bankruptcy Judge



*Prepared and Submitted by:*

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**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF UTAH**

In re:

COMMUNITY TRANSLATOR NETWORK LLC,  
  
Debtor.

Bankr. Case No. 15-31245

Chapter 7

The Honorable William T. Thurman

**ORDER GRANTING MOTION TO APPROVE ASSET PURCHASE AGREEMENT  
(K261EN)**

The matter before the Court is the *Motion to Approve Asset Purchase Agreement* (K261EN) [Docket No. 391] (the "Motion") filed by Michael F. Thomson, Chapter 7 Trustee (the "Trustee") on July 16, 2019, seeking approval to sell a Broadcast License for FM Translator Station K261EN (the "Translator License"), Greenville, UT (Facility No. 145194) (the

“Facility”) and the Facility’s assets (as further defined in the Motion, the “Property”) to Tri-Star Media, LLC pursuant to the terms of the “Asset Purchase Agreement” attached hereto as **Exhibit 1** and under 11 U.S.C. § 363(b), (f), and (m). The Trustee also filed a *Notice of Motion to Approve Asset Purchase Agreement (K261EN) and Notice of Opportunity for Hearing* [Docket No. 392] (the “Notice”) on July 16, 2019. The Motion and Notice were properly served through the Court’s CM/ECF system and on all parties that have requested service in this case, and the Notice was properly served by U.S. Mail on all parties in interest in this case notifying them of the deadline to file objections and the hearing date on the Motion. *See Certificate of Service* [Docket No. 393]. No further notice of the Motion is required. No responses to the Motion have been filed or received by the Trustee.

The Court has reviewed the Motion, Notice, Certificate of Service, as well as applicable law. Based thereon, and for good cause appearing,

**IT IS HEREBY ORDERED THAT:**

1. The Motion is **GRANTED**.
2. The Asset Purchase Agreement attached hereto as Exhibit 1 is **APPROVED**.
3. The Trustee is **AUTHORIZED** to:
  - (a) Sell the Property to Tri-Star Media, LLC pursuant to the Asset Purchase Agreement free and clear of all interests pursuant to 11 U.S.C. § 363(b) and (f), with any valid interests in the Property attaching to the Net Sale Proceeds (as defined in the Motion), and
  - (b) Disburse the proceeds of the sale to pay the fees and costs related to the sale as outlined in the Motion, including a 5% commission to Media

Services Group, Inc., and fees to the Federal Communications Commission.

4. Tri-Star Media, LLC, is a good faith purchaser under 11 U.S.C. § 363(m).
5. The 14-day stay imposed by Fed. R. Bankr. P. 6004(h) is **WAIVED**.
6. Notwithstanding any other provision of this Order or any other Order of this Court, no sale, transfer or assignment of any rights and interests of the Debtor Community Translator Network, LLC in any federal license or authorization issued by the Federal Communications Commission (the "FCC") shall take place prior to the issuance of FCC regulatory approval for such sale, transfer or assignment pursuant to the Communications Act of 1934, as amended, and the rules and regulations promulgated thereunder. The FCC's rights and powers to take any action pursuant to its regulatory authority, including, but not limited to, imposing any regulatory conditions on such sales, transfers and assignments and setting any regulatory fines or forfeitures, are fully preserved, and nothing herein shall proscribe or constrain the FCC's exercise of such power or authority to the extent provided by law.

-----**END OF ORDER**-----