

FILED

UNITED STATES BANKRUPTCY COURT 15 OCT 21 AM 10:30

FOR THE DISTRICT OF DELAWARE

CLERK
US BANKRUPTCY COURT
DISTRICT OF DELAWARE

| | |
|--------------------------------|------------------------|
| IN RE: | CHAPTER 11 |
| ALLIED NEVADA | CASE No. 15-10503(MFW) |
| GOLD CORP,et al., ¹ | Jointly Administered |
| DEBTORS | |

NOTICE OF APPEAL AND STATEMENT OF ELECTION

PLEASE TAKE NOTICE, Brian Tuttle pro se, files this Notice of Appeal Pursuant to the applicable Federal Rules of Procedure and/or Bankruptcy Code.

¹ The Debtors("Debtors") in these cases, along with the last 4 digits of each Debtor's federal tax identification number, are: Allied Nevada Gold Corp.(7115); Allied Nevada Gold Corp Holdings LLC (7115); Allied VGH Inc. (3601); Allied VNC Inc. (3291); ANG Central LLC (7115); ANG Cortez LLC (7115); ANG Eureka LLC(7115); ANG North LLC (7115); ANG Northeast LLC (7115); ANG Pony LLC (7115); Hasbrouck Production Company LLC (3601); Hycroft Resources and Development, Inc. (1989); Victory Exploration Inc.(8144); and Victory Gold Inc.(8139). The corporate headquarters for each of the following are located at, and the mailing address for each of the following of each of the above debtors, except Hycroft Resources & Development, Inc., is 9790 Gateway Drive, Suite 200, Reno, Nevada 89521. The mailing address for Hycroft Resources & Development, Inc. is P.O. Box 3030, Winnemucca, NV 89446.

PLEASE TAKE FURTHER NOTICE the matters to be appealed are:

ORDER DENTING MOTION TO APPOINT AN EXAMINER WITH ACCESS TO AND AUTHORITY TO DISCLOSE PRIVILEGED MATERIALS (*Signed 9/15/2015 attached as exhibit 1*)

2nd MOTION TO APPOINT AN EXAMINER WITH ACCESS TO AND AUTHORITY TO DISCLOSE PRIVILEGED MATERIALS(*NO JUDGEMENT ORDER, OR DECREE ENTERED*);

OBJECTION-DEBTORS AMENDED PLAN OF REORGANIZATION AND MOTION FOR STANDING TO PROSECUTE(*NO JUDGEMENT ORDER, OR DECREE ENTERED*);

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER CONFIRMING DEBTORS' AMENDED JOINT CHAPTER 11 PLAN OF REORGANIZATION(*ORDER SIGNED 10/08/2015 attached as exhibit 2*);

MOTION FOR RECONSIDERATION OF THE OVERRULING OF BRIAN TUTTLE'S OBJECTION TO THE SALE OF DEBTORS' EXPLORATION PROPERTIES AND RELATED ASSETS(*NO JUDGEMENT ORDER, OR DECREE ENTERED*);

AD HOC EQUITY COMMITTEE'S
OBJECTION TO DEBTORS' NOTICE OF HEARING(*OBJECTION OVERRULED ORALLY*)

MOTION FOR TO COMPEL(*NO JUDGEMENT ORDER, OR DECREE ENTERED*); and

Brian Tuttle' Oral Motion to Stay the proceedings(*NO JUDGEMENT ORDER, OR DECREE ENETERED*)

PLEASE TAKE FURTHER NOTICE, many of the orders set for appeal are not attached as This Court has either: A) not yet taken them under consideration, or B) failed to enter an Order in a timely manner.

PLEASE TAKE FURTHER NOTICE, pursuant to U.S.C. 158 (c) (1) the party of interest elects to have this appeal heard by the United States District Court.

PLEASE TAKE FURTHER NOTICE, the fees for this appeal have been paid for by the Ad Hoc Committee of Allied Nevada Inc. Equity Security Holders via a money order purchased by Jordan Darga.

PLEASE TAKE FURTHER NOTICE, the party of interest intends on combining this appeal with the already noticed appeal of Ad Hoc Committee of Allied Nevada Inc. Equity Security Holders

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by email to the following this the 18 day of October, 2015:

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

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| In re: |) | |
| |) | Chapter 11 |
| Allied Nevada Gold Corp., <i>et al.</i> , ¹ |) | Case No. 15-10503 (MFW) |
| Debtors. |) | Jointly Administered |
| |) | Related Docket Nos.: 819, 993 |

**ORDER DENYING MOTION TO APPOINT AN EXAMINER WITH
ACCESS TO AND AUTHORITY TO DISCLOSE PRIVILEGED MATERIALS**

Upon Brian Tuttle’s *Motion to Appoint an Examiner with Access to and Authority to Disclose Privileged Materials* [Docket No. 819] (the “**Motion**”), the various briefs in support of the Motion [Docket Nos. 970, 972, 975, 978 and 981] (collectively, the “**Briefs**”) and the various objections and responses thereto [Docket Nos. 831, 957, 958, 960, 961, 962, 963 and 964] (collectively, the “**Responses**”); and the Court having jurisdiction to consider the Motion, the Briefs and the Responses and the relief requested therein in accordance with 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference from the United States District Court for the District of Delaware*, dated as of February 29, 2012; and upon consideration of the Motion, the Briefs and the Responses and the relief requested therein being a core proceeding in accordance with 28 U.S.C. § 157(b)(2); and venue being proper in this District pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Motion, the Briefs and the Responses

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being adequate and appropriate under the particular circumstances; and a hearing having been held to consider the relief requested in the Motion, the Briefs and the Responses; and upon the record of the hearing and all proceedings had before the Court; and the Court having considered the legal and factual bases set forth in the Motion, the Briefs and the Responses; and after due deliberation and sufficient cause appearing therefor, it is hereby ORDERED:

1. The Motion is DENIED.
2. The Court retains jurisdiction with respect to all matters arising from or related to the interpretation or implementation of this Order.

Wilmington, Delaware
Dated: September 15, 2015



THE HONORABLE MARY F. WALRATH
UNITED STATES BANKRUPTCY JUDGE