

5850 West Glendale Avenue, Suite 450 Glendale, Arizona 85301 Telephone (623) 930-2930 Fax (623) 915-2391

August 20, 2009

VIA PICK UP & E-MAIL

Carrie Ann Sitren Scharf-Norton Center for Constitutional Litigation at the GOLDWATER INSTITUTE 500 East Coronado Road Phoenix, Arizona 85004

RE: Goldwater Institute v. City of Glendale, et al.

Dear Ms. Sitren:

Pursuant to A.R.S. § 39-121.01 and the July 21, 2009 and July 29, 2009 Orders of Maricopa Superior Court Judge Edward O. Burke, enclosed you will find documents that have been deemed responsive to your June 23, 2009 public records request. The City is continuing its good faith effort to collect these documents and will disclose them when available.

I am also attaching a spreadsheet of the documents involved in this public records request which includes an index of records that have been withheld and the reasons for withholding.

I am available to answer any questions at 623.930.2930.

Sincerely,

Unistin Paget

Christina A. Parry Assistant City Attorney

Enclosures

BATE STAMP	DATE	ТҮРЕ	REASON WITHHELD
COG00100-COG00102	5/11/09	Email	Best Interest
COG00103	5/14/09	Email	Best Interest
COG00104-COG00106	6/30/09	Email	Best Interest
COG00107	7/4/09	Email	Best Interest
COG00108-COG00113	7/4/09	Email	Best Interest
COG00108-COG00113	7/5/09	Email	Best Interest
COG00132-COG00138	7/5/09	Email	Best Interest
COG00139-COG00142	7/6/09	Email	Best Interest
COG00139-COG00142	7/7/09	Email	Best Interest
COG00144-COG00153	7/8/09	Email	Best Interest
COG00154-COG00162	7/9/09	Email	Best Interest
COG00163-COG00166	7/9/09	Summary	Best Interest
COG00167-COG00168	7/13/09	Email	Best Interest
COG00169-COG00181	7/13/09	Email	Best Interest
COG00182-COG00184	7/14/09	Email	Best Interest
COG00185-COG00190	7/17/09	Email	Best Interest
COG00191-COG00194	7/21/09	Summary	Best Interest
COG00195-COG00196	Unknown	Spreadsheet	Best Interest
COG00197-COG00205	Unknown	Document	Best Interest
COG00206-COG00211	Unknown	Spreadsheet	Best Interest
COG00212-COG00216	Unknown	•	Best Interest
		Spreadsheet	
COG00217-COG00219	Unknown	Document	Best Interest
COG00220-COG00234	Unknown	Document	Best Interest
COG00235-COG00236	7/3/09	Email	Bankruptcy Order
COG00237-COG00238	7/3/09	Email	Bankruptcy Order
COG00239-COG00241	7/5/09	Email Email	Bankruptcy Order
COG00242-COG00245	7/9/09	Email	Bankruptcy Order
COG00246-COG00254	7/15/09	Email	Bankruptcy Order
COG00255-COG00270	7/21/09	Email	Best Interest
COG00271-COG00274 COG00275	6/1/09	Spreadsheet	A.R.S. § 42-2002 Confidential
COG00276	6/15/09	Wells Fargo Statement	Confidential
COG00277	6/18/09	Wells Fargo Statement	Confidential
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COG00278-COG00283	7/12/2009 -	Ledger	Confidential
COG00284	7/7/09	Email	Best Interest
COG00285	7/9/09	Email	Best Interest
COG00286	7/10/09	Email	Best Interest
COG00287	7/15/09	Email	Best Interest
COG00288-COG00322	N/A	Phoenix Coyotes	Best Interest
GLEN0288	7/2/09	Email	Released
GLEN0289	6/30/09	Email	Released
GLEN0290	6/29/09	Email	Released
GLEN0291-GLEN0293	5/15/09	Email	Released
GLEN0294-GLEN0296	5/13/09	Email	Released
GLEN0297	7/14/09	Email	Released
GLEN0298-GLEN0299	6/9/09	Email	Released
GLEN0300-GLEN0302	5/12/09	Email	Released
GLEN0303-GLEN0302	5/12/09 Unknown	NHL History	Released
GLEN0322-GLEN0323	6/23/09	Email	
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GLEN0348-GLEN0450	6/11/09	Email	Released
GLEN0351-GLEN0355	6/11/09	Email	Released
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GLEN0359-GLEN0362	6/20/09	Email	Released
GLEN0363-GLEN0367	5/7/09	Email	Released
GLEN0368-GLEN0371	5/7/09	Email	Released
GLEN0372	6/16/09	Email	Released
GLEN0373	4/16/09	Email	Released
GLEN0374	7/16/09	Email	Released
GLEN0375	5/21/09	Meeting Schedule	Released
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GLEN0393	7/21/09	Email	Released
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GLEN0501	6/13/09	Email	Released
GLEN0502	6/13/09	Email	Released
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GLEN0518-GLEN0519	6/10/09	Email	Released
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GLEN0521	N/A	N/A	Numer Not Used
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GLEN0546-GLEN0545	8/3/09 8/6/09	Email	Released Released
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GLEN0555-GLEN0556	7/23/09	Email	Best Interest
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GLEN0567-GLEN0569 GLEN0570-GLEN0576	7/30/09	Email Email	Best Interest
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GLEN0607-GLEN0610		Email
GLEN0611-GLEN0613		
	8/1/09	Email
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GLEN0615-GLEN0617	8/1/09	Email
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GLEN0647-GLEN0649	8/2/09	Email
GLEN0650	8/2/09	Email
GLEN0651	7/31/09	Email
GLEN0652	7/27/09	Email
	7/20/09	Email
GLEN0655-GLEN0658	5/18/09	Email
GLEN0659-GLEN0660	7/25/09	Email
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GLEN0668-GLEN0669	7/23/09	Email
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Attorney/Client Confidential Info Attorney Work Product Attorney/Client Confidential Info Attorney/Client Confidential Info Attorney/Client Confidential Info Attorney Work Product Attorney Work Product Attorney/Client Confidential Info Attorney Work Product Attorney/Client Confidential Info Attorney Work Product Attorney Work Product Attorney/Client Confidential Info Attorney/Client Confidential Info Attorney/Client Confidential Info Attorney/Client Confidential Info Attorney Work Product Attorney Work Product Attorney/Client Confidential Info Attorney/Client Confidential Info Released Attorney/Client Confidential Info Attorney/Client Confidential Info Attorney/Client Confidential Info Attorney/Client Confidential Info Attorney Work Product Attorney/Client Confidential Info Attorney/Client Confidential Info and the second Attorney/Client Confidential Info Attorney/Client Confidential Info

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From:	Gerald Sheehan [gsheehan@beaconsportscapital.com]
Sent:	Friday, July 24, 2009 1:09 PM
То:	Lynch, Art
Cc:	Richard Billings; cbillings@beaconsportscapital.com
Subject:	Beacon Sports Capital - June Invoice

Art:

We have missed each other's phone calls over the past few weeks regarding the outstanding invoice referenced above. I know you have a lot going with the Coyotes situation as well as managing the day to day business affairs of the City so rather than wait for us to connect via phone, I thought I would detail via e-mail why we believe that the hours billed are justified.

We were approached by you and Brown Rudnick in late May to provide a sworn declaration to the Bankruptcy Court as part of the City's submissions to it.

We strongly believed that we put our professional credibility on the line in issuing the opinion that we did and believe the City benefited greatly from it

We firmly stand by the hours and the amount set

forth in our invoice.

Best regards, Gerry Sheehan Managing Director Beacon Sports Capital Partners, LLC 1233 Highland Avenue, Suite B Needham, MA 02492 (781) 449-4996 Voice (617) 775-8185

From:	Stephanie Johnson [Stephanie.Johnson@PhoenixCoyotes.Com]
Sent:	Monday, July 27, 2009 3:55 PM
То:	Tindall, Craig
Cc:	Joe Leibfried; Mike Nealy; Lynch, Art; Beasley, Ed
Subject:	RE: Keith Urban TM Disb Instructions
Attachments:	COG - Keith Urban reconciliation.xlsx

Please see attached. Let me know if you have any questions on it.

From: Tindall, Craig [mailto:CTindall@GLENDALEAZ.com]
Sent: Monday, July 27, 2009 3:41 PM
To: Stephanie Johnson
Cc: Joe Leibfried; Mike Nealy; Lynch, Art; Beasley, Ed
Subject: RE: Keith Urban TM Disb Instructions

Someone explain how the City's portion bore the brunt of the refunds before this is signed.

From: Stephanie Johnson [mailto:Stephanie.Johnson@PhoenixCoyotes.Com]
Sent: Monday, July 27, 2009 3:20 PM
To: jdesousa@nhl.com; Tindall, Craig; Shawn Trell
Cc: Joe Leibfried; Mike Nealy
Subject: Keith Urban TM Disb Instructions

Please find attached the Ticketmaster Disbursement Instructions for Keith Urban to be signed by all applicable parties. In accordance with the bankruptcy order, please sign and send back to me as soon as possible so I can forward to Ticketmaster for distribution of funds to the appropriate parties. If you have any questions, please let me know.

Instructions for Chicago/Earth, Wind & Fire to follow shortly.

Thanks,

Stephanie Johnson Senior Accountant Jobing.com Arena/Phoenix Coyotes direct: fax: (623) 872-2056

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Message scanning was performed by Websense e-mail security software and virus detection software.

City's Portion # of Paid Tickets	11 601
Less Tickets held for potential refunds	11,621 (432)_*
Total Tickets	11,189
# of Tickets x \$2.75	30,769.75
Amount AMG has funded to City Parking Fee	
Escrow account as of 7/22/09	31,025.50
Amount due to City	(255.75)

AMG is owed \$255.75 from the escrow account, however it will be deducted from this weeks funding

*Potential refund money withheld due to cancellation of Sugarland as opening act. Customers have up to one year to request a refund however we will revisit this every month and will reconcile after we (AMG and promoter) feel no other refunds will be issued. At that time, all remaining ticket money and fees will be distrubuted accordingly.



From:	Li, Paul
Sent:	Friday, July 24, 2009 4:51 PM
То:	Li, Paul; Baldiga, William R.
Cc:	Brown, Donna; Lynch, Art; Sroka, Andrew M.; Pinarchick, Cheryl B.; Emery, Garnet
Subject:	RE: Conference Call at 5:30?

Talked to Bill. We are moving the conference call to 5:00 Arizona time (8:00 Boston time) Thanks

Assistant City Attorney, City of Glendale 5850 W. Glendale, Suite 450 Glendale, AZ 85301 Work: (623) 930 Cell: Fax: (623) 915- 2391 pli@glendaleaz.com

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From: Li, Paul
Sent: Friday, July 24, 2009 4:47 PM
To: Baldiga, William R.
Cc: Brown, Donna; Lynch, Art; 'Sroka, Andrew M.'; 'Pinarchick, Cheryl B.'; Emery, Garnet
Subject: Conference Call at 5:30?

Are we still on for 5:30?

Paul

Assistant City Attorney, City of Glendale 5850 W. Glendale, Suite 450 Glendale, AZ 85301 Work: (623) 930 Cell: Fax: (623) 915-2391 pli@glendaleaz.com

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From:	Pinarchick, Cheryl B. [CPinarchick@brownrudnick.com]
Sent:	Friday, July 24, 2009 4:52 PM
To:	Li, Paul; Baldiga, William R.
Cc:	Brown, Donna; Lynch, Art; Sroka, Andrew M.; Emery, Garnet
Subject:	Re: Conference Call at 5:30?

Works for me

From: Li, Paul <PLi@GLENDALEAZ.com> To: Baldiga, William R. Cc: Brown, Donna <Donna@GLENDALEAZ.com>; Lynch, Art <Art@GLENDALEAZ.com>; Sroka, Andrew M.; Pinarchick, Cheryl B.; Emery, Garnet <GEmery@GLENDALEAZ.com> Sent: Fri Jul 24 19:47:29 2009 Subject: Conference Call at 5:30?

Are we still on for 5:30?

Paul

Assistant City Attorney, City of Glendale 5850 W. Glendale, Suite 450 Glendale, AZ 85301 Work: (623) 930-Cell: Fax: (623) 915- 2391 pli@glendaleaz.com

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Message scanning was performed by Websense e-mail security software and virus detection software.

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From:Baldiga, William R. [WBaldiga@brownrudnick.com]Sent:Friday, July 24, 2009 1:34 PMTo:Lynch, Art; Li, Paul; Tindall, CraigSubject:FW: Ice Edge Holdings Letter of IntentAttachments:Ice Edge Holdings Letter of Intent.pdf

We assume that you received this as well, but if not here it is. thanks William R. Baldiga

From: Silverman, David [mailto:David.Silverman@cwt.com]
Sent: Friday, July 24, 2009 3:15 PM
To: keith@iceedgeholdings.com
Cc: Rapisardi, John; Greenberg, Scott; Levin, Geoffrey; Canfield, Jonathan; todd@iceedgeholdings.com; michael@iceedgeholdings.com; daryl@iceedgeholdings.com; karen@squeakywheel.biz; Anthony LeBlanc
Subject: Ice Edge Holdings Letter of Intent

Attached please find a letter from Ice Edge Holdings, LLC.

Regards,

David

David I. Silverman Cadwalader, Wickersham & Taft LLP

One World Financial Center New York, NY 10281 Tel: +1 212.504.6658 david.silverman@cwt.com www.cadwalader.com

IRS Circular 230 Legend: Any advice contained herein was not intended or written to be used, and cannot be used, for the purpose of avoiding U.S. federal, state, or local tax penalties. Unless otherwise specifically indicated above, you should assume that any statement in this email relating to any U.S. federal, state, or local tax matter was written in connection with the promotion or marketing by other parties of the transaction(s) or matter(s) addressed in this email. Each taxpayer should seek advice based on the taxpayer's particular circumstances from an independent tax advisor.

NOTE: The information in this email is confidential and may be legally privileged. If you are not the intended recipient, you must not read, use or disseminate the information; please advise the sender immediately by reply email and delete this message and any attachments without retaining a copy. Although this email and any attachments are believed to be free of any virus or other defect that may affect any computer system into which it is received and opened, it is the responsibility of the recipient to ensure that it is virus free and no responsibility is accepted by Cadwalader, Wickersham & Taft LLP

for any loss or damage arising in any way from its use,

IRS Circular 230 Disclosure: To ensure compliance with U.S. Treasury Regulations governing tax practice, we inform you that:

Any U.S. tax advice contained in this communication (including attachments) was not written to be used for and cannot be used for (i) purposes of avoiding any tax related penalties that may be imposed under Federal tax laws, or (ii) the promotion, marketing or recommending to another party of any transaction or matter addressed herein.

The information contained in this electronic message may be legally privileged and confidential under applicable law, and is intended only for the use of the individual or entity named above. If the recipient of this message is not the above-named intended recipient, you are hereby notified that any dissemination, copy or disclosure of this communication is strictly prohibited. If you have received this communication in error, please notify Brown Rudnick LLP, (617) 856-8200 (if dialing from outside the US, 001-(617)-856-8200) and purge the communication immediately without making any copy or distribution.



July 24, 2009

VIA EMAIL AND OVERNIGHT DELIVERY

Thomas J. Salerno Squire, Sanders & Dempsey LLP 40 North Central Avenue, Suite 2700 Phoenix, AZ 85004 Email: tsalerno@ssd.com

Re: Letter of Intent to Acquire Assets of Coyote Hockey, LLC and Arena Management, LLC

Ladies and Gentlemen:

Ice Edge Holdings, LLC, a Delaware limited liability company ("Ice Edge"), is pleased to present this non-binding proposal for the acquisition of substantially all of the assets of Coyote Hockey, LLC and Arena Management, LLC (collectively, the "Seller"), debtors-in-possession in Chapter 11 cases administered by the United States Bankruptcy Court for the District of Arizona (the "Bankruptcy Court"), subject to the terms and conditions set forth below (the "Transaction"). This letter agreement reflects Ice Edge's desire to participate in the auction process established by the Bankruptcy Court and promptly enter into a fully negotiated purchase agreement with Seller on the terms contemplated herein.

Ice Edge has developed a plan it believes can make the Phoenix Coyotes franchise (the "<u>Team</u>") and NHL hockey successful in Phoenix for the long run. While the last few years have been economically challenging ones in the greater Phoenix-Glendale region, Ice Edge believes the demographics for the region will provide a very favorable environment for NHL hockey in the long term.

Ice Edge has developed a plan to improve the marketing of the Team and its association with the greatest hockey player of all time, Wayne Gretzky, make comprehensive changes to the Team's business model, enrich the fan experience at the Jobing.com Arena (the "<u>Arena</u>"), and ultimately realize incremental positive changes in revenue and performance.

Potential Gretzky Partnership. Ice Edge is seeking to solidify the Team's relationship with its managing partner and head coach, Wayne Gretzky, and intends to offer Mr. Gretzky the opportunity to participate in this Transaction as a major shareholder of the newly constituted Coyotes franchise. We would hope to leverage our association with Mr. Gretzky's brand to enhance facilities both within and outside of the Arena, and to more aggressively court major corporate partnerships. Ice Edge also intends to offer Mr. Gretzky a long term coaching contract

with lucrative playoff incentives and a position on the Board that will oversee the operation of the Team and Arena.

Business Model Improvements. The Ice Edge team believes that a number of business model improvements may be implemented to make the Team a viable long term staple in the Phoenix-Glendale market. These improvements may include the following measures:

- implementing an innovative new ticketing system;
- re-evaluating the parking concession;
- aggressively seeking additional endorsement and sponsorship opportunities;
- reducing certain operating expenses by eliminating redundant costs;
- maximizing revenue sharing opportunities;
- better utilizing the Arena's existing concessions; and
- seeking NHL Board of Governors approval to allow the Team to play a limited number of home games a year in a chosen Canadian sister city.

Arena Lease. Ice Edge is prepared to enter into agreements to address the terms of the Arena lease and establish a mutually beneficial partnership with the City of Glendale ("<u>Glendale</u>"). Ice Edge has been in extensive discussions with Glendale and has developed specific plans that will enhance the current partnership between the Team and Glendale, which will enable the Team to remain in the Arena for the long term.

The following Transaction structure reflects Ice Edge's first steps to move the Team towards raising Lord Stanley's Cup and presenting a solvent balance sheet to the creditors and equity holders of the Team.

1. Acquisition Structure.

(a) Ice Edge is prepared to enter into an asset purchase agreement (the "<u>Purchase Agreement</u>") pursuant to Sections 363 and 365 of chapter 11 of the Bankruptcy Code (11 U.S.C. § 101 *et seq.*, the "<u>Bankruptcy Code</u>") to acquire substantially all of the assets and assume substantially all of the liabilities necessary to (i) operate the professional hockey team known currently as the Phoenix Coyotes as an NHL franchise and (ii) the right to operate and manage the Arena (the "<u>Business</u>").

(b) Ice Edge's proposal contemplates that prior to the closing date of the Transaction (the "<u>Closing Date</u>"), Ice Edge will (i) acquire those assets and contracts necessary to operate the Business except for those assets and contracts designated by Ice Edge as excluded items (the "<u>Purchased Assets</u>"), which shall be free and clear of any and all interests, liens, claims, charges or encumbrances and (ii) assume specified liabilities necessary to operate the Business, as identified by Ice Edge (the "<u>Assumed</u>

<u>Liabilities</u>"). The Purchased Assets will include those assets and contracts identified on <u>Exhibit A</u>. Seller will deliver the Purchased Assets as of the Closing Date.

2. <u>Purchase Price</u>.

(a) The purchase price for the Purchased Assets to be sold to Ice Edge will be an amount not to exceed \$150,000,000 consisting of: (i) \$10,000,000 cash escrow deposit; and (ii) up to \$140,000,000 of additional cash payments or assumptions of Assumed Liabilities on the Closing Date (the "<u>Purchase Price</u>").

(b) The Purchase Price is inclusive of the amounts necessary to assume the unpaid amounts or unsatisfied obligations which must be discharged in order for Ice Edge to assume the executory contracts of the Business pursuant to Section 365 of the Bankruptcy Code.

(c) The Purchase Price assumes that other than Seller and its subsidiaries, there are no other individuals or entities that own or operate any of the assets necessary to conduct the Business. The Purchase Price also assumes that the Business will be delivered at closing with sufficient working capital for its operational requirements.

(d) Upon the execution of the Purchase Agreement, ten percent (10%) of the Purchase Price will be placed in a third party escrow account (the "Escrow") and used as a source of payment for Seller's post-closing obligations with respect to any negative Purchase Price adjustment or indemnification claim relating to a breach of representations or warranties (subject to customary exceptions). Amounts remaining in the Escrow 18 months after the closing date will be released to Seller (except to the extent of any pending claims).

- 3. <u>Purchase Price Adjustments</u>. The Purchase Price will be:
 - (i) reduced by the amount by which the net working capital of Seller as of the Closing Date is less than the target amount of net working capital necessary for Seller or such subsidiaries to meet its operational capital requirements;
 - (ii) reduced by the amount of cure costs to transfer to Ice Edge those contracts specified by Ice Edge as Purchased Assets ("<u>Acquired Contracts</u>") pursuant to Section 365 of the Bankruptcy Code;
 - (iii) reduced by any obligation or expense incurred after the date of the Purchase Agreement and outside of the ordinary course; and
 - (iv) reduced by any claims or liens not discharged pursuant to Section 363(f) of the Bankruptcy Code.

An estimate of the foregoing adjustments will be made on the Closing Date based on the parties agreed upon estimates. The estimated adjustment will be subject to a customary post-closing "true-up" pursuant to a dispute resolution mechanism to be agreed upon.

- 4. <u>Financing.</u> Ice Edge will finance the payment of the Purchase Price and transaction expenses through a combination of debt and equity financings. Prior to the Closing Date, Ice Edge will have, sufficient funds available to pay the Purchase Price, and any expenses incurred by Ice Edge in connection with the Transaction.
- 5. <u>Employees</u>. Ice Edge presently intends to assume, either in their current form or as amended, all rights of Seller under contracts for (i) the employment of all Team players which are parties to standard player contracts with Seller on the Closing Date (the "<u>Assumed Player Contracts</u>"), (ii) the rights to Team players who are not under contracts with Seller, and (iii) the employment agreements of the coaches, trainers, scouts, announcers, front office personnel and other non-player employees of the Team and/or Arena, as designated by Ice Edge.
- 6. <u>Due Diligence</u>. We are in the process of completing our due diligence review. Upon our selection as a Qualified Bidder (as defined in the Bidding Procedures Order entered by the Bankruptcy Court on July 6, 2009), we will conclude our legal and accounting due diligence. We would expect to have access to senior management and Seller's counsel and accountants during the process. We will also need to complete the following reports:
 - (i) review of the financial statements of Seller and its affiliates;
 - (ii) disclosure of the cure amounts to be payable in connection with assumption and assignment of the Assumed Player Contracts and the Acquired Contracts;
 - (iii) disclosure of the nature of Seller's interest in 3051349 Nova Scotia Company;
 - (iv) disclosure of the nature of any proposed amendment, modification, termination or compromise of any Acquired Contract; and
 - (v) cooperation of Seller with diligence regarding tax related issues to structuring the most efficient tax vehicle structure for transfer of the Purchased Assets.

We estimate that it will take one to two weeks to complete our confirmatory due diligence and receive and analyze the financial and legal reports, and we are prepared to commence work on these matters in parallel with negotiating the Purchase Agreement. The Purchase Agreement will not contain any due diligence contingencies.

- 7. <u>Conditions.</u> The Transaction would be subject to the prior satisfaction of customary conditions precedent, which shall include (without limitation):
 - (i) the negotiation of a definitive Purchase Agreement acceptable to Ice Edge;
 - (ii) receipt of the proceeds necessary to consummate the Transaction pursuant to financing agreements acceptable to Ice Edge;

- (iii) receipt of all material third party and governmental consents (including, without limitation, Hart-Scott-Rodino approval) and any consents required by the NHL;
- (iv) the execution of acceptable employment agreements with certain key members of the Team's management;
- (v) the approval by the NHL of the Transaction under all of the NHL's applicable ownership transfer requirements, including, without limitation, as set forth in Articles 3.5 and 3.6 of the NHL Constitution, By-Law 35, including negotiation, execution and delivery by Ice Edge, and the NHL of an NHL Consent Agreement and an NHL Guaranty, in each case acceptable to such parties;
- (vi) the entry by the Bankruptcy Court in accordance with Section 363 of the Bankruptcy Code of a non-appealable final sale order containing terms acceptable to Ice Edge; and
- (vii) the negotiation, execution and assignment to Ice Edge of the Acquired Contracts on terms and conditions satisfactory to Ice Edge and the third parties that are parties thereto.
- 8. <u>Covenants: Representations and Warranties</u>. The Purchase Agreement will contain customary covenants, representations and warranties for a transaction of this nature including, without limitation, the following:
 - (i) mutually acceptable purchase price adjustment and indemnification provisions consistent with the terms set forth herein;
 - (ii) representations with respect to the organization, title to assets, financial condition of Seller, and absence of conflicts with respect to the Transaction;
 - (iii) covenants with respect to operating the business in the ordinary course, capital expenditures and working capital management; reasonable assurances; obtaining the approvals of the Bankruptcy Court and the NHL; and access to the books and records of Seller; and
 - (iv) representations as to no material adverse change in the Business, its assets, liabilities or prospects.
- 9. <u>Indemnification</u>. Seller will be obligated to indemnify Ice Edge against all losses relating to breaches of representations, warranties and covenants in connection with the unreleased liens on the Purchased Assets, as set forth in the Purchase Agreement, subject to a tipping basket and capped at the amount of the Escrow (provided that such basket and cap shall not apply to claims related to fraud or willful misconduct). The representations and warranties of Seller will survive until 18 months following the Closing Date.

- 10. <u>Termination</u>. This letter agreement will automatically terminate and be of no further force and effect upon the earliest of (i) execution of a definitive Purchase Agreement, (ii) mutual agreement of Ice Edge and Seller, and (iii) August 10, 2009. Notwithstanding anything in the previous sentence, paragraphs 10, 12, 14, 16 and 17 shall survive the termination of this letter agreement and the termination of this letter agreement shall not affect any rights any party has with respect to the breach of this letter agreement by another party prior to such termination.
- 11. <u>Expiration</u>. This offer will remain in effect until the earlier of (i) the execution by Sellers of a Purchase Agreement and (ii) five (5) days following the date of the sale hearing to be conducted by the Bankruptcy Court or otherwise extended or terminated in writing by the undersigned prior to its acceptance by Seller.
- 12. <u>GOVERNING LAW.</u> THIS LETTER AGREEMENT SHALL BE GOVERNED BY AND CONSTRUED IN ACCORDANCE WITH INTERNAL SUBSTANTIVE LAWS OF THE STATE OF NEW YORK, REGARDLESS OF THE LAWS THAT MIGHT OTHERWISE GOVERN UNDER APPLICABLE PRINCIPLES OF CONFLICTS OF LAW OR CHOICE OF LAW.
- 13. <u>Access to Information.</u> Seller shall afford, and cause their respective affiliates, officers and agents to afford, to Ice Edge and its co-investors and agents (the "<u>Representatives</u>") full and complete access to Seller's and its subsidiaries' properties, business, personnel, and financial, legal (except as may be required to maintain the attorney/client privilege), tax and other data and information as reasonably requested by Ice Edge or its Representatives.
- 14. <u>Expenses.</u> Ice Edge and Seller shall each bear their own respective transaction expenses, including fees and expenses of legal counsel, investment bankers and other advisers, incurred in connection with the Transaction, unless otherwise ordered by the Bankruptcy Court.
- 15. <u>Future Correspondence.</u> Future correspondence with Ice Edge and its legal counsel, Cadwalader, Wickersham &Taft LLP, should be addressed as follows:

Ice Edge Holdings, LLC		
Attention:	Keith McCullough	
	Daryl G. Jones	
Phone:	(917) 535-7752	
Email:	keith@iceedgeholdings.com	
	daryl@iceedgeholdings.com	
Cadwalader V	Wickersham & Taft LLP	
One World Fi	inancial Center	
New York, N	Y 10281	
Attention:	John J. Rapisardi	
	Scott J. Greenberg	
Phone:	(212) 504-6000	

Email: john.rapisardi@cwt.com scott.greenberg@cwt.com

- 16. <u>No Third Party Beneficiaries</u>. Except as specifically set forth or referred to herein, nothing herein is intended or shall be construed to confer upon any person or entity other than the parties hereto and their successors or assigns, any rights or remedies under or by reason of this letter agreement.
- 17. <u>Miscellaneous.</u> This letter agreement may be executed in counterparts, each of which shall be deemed to be an original, but all of which together shall constitute one agreement. The headings of the various paragraphs of this letter agreement have been inserted for reference only and shall not be deemed to be a part of this letter agreement. This letter agreement does not constitute a binding agreement among Ice Edge and Seller to consummate the Transaction, but does constitute a binding agreement between Ice Edge and Seller with respect to paragraph 10, 11, 12, 13, 14, 16 and 17 hereof. No party will have any obligation to close the Transaction unless the Purchase Agreement is duly executed and delivered by all of the parties thereto and then only if and when required pursuant to the terms thereof).

* * * * * *

We look forward to working with you on this Transaction. We will move as quickly as practicable to complete our confirmatory due diligence and the negotiation of the Purchase Agreement.

Sincerely yours,

ICE EDGE HOLDINGS, LLC

By: Name: Keith McCullough

Title: Chairman

CC: National Hockey League 1185 Avenue of the Americas New York, NY 10036 Attention: Gary Bettman, Commissioner William Daly, Deputy Commissioner

> Skadden, Arps, Slate, Meagher & Flom LLP 4 Times Square New York, New York 10036 Attention: J. Gregory Milmoe gregory.milmoe@skadden.com

Stinson Morrison Hecker LLP 1850 North Central Avenue, Suite2100 Phoenix, Arizona 85004 Attention: C. Taylor Ashworth tashworth@stinson.com

Brown Rudnick LLP One Financial Center Boston, Massachusetts 02111 Attention: William R. Baldiga wbaldiga@brownrudnick.com

Snell & Wilmer LLP One Arizona Center Phoenix, AZ 85004-2202 Attention: Don Gaffney dgaffney@swlaw.com

Vinson & Elkins LLP 666 Fifth Ave. 26th Floor New York, NY 10103 Attention: Steven M. Abramowitz sabramowitz@velaw.com

Allen Sala & Bayne plc 1850 N Central Ave, Suite 150 Phoenix, AZ 85004 Attention: Paul Sala psala@asbazlaw.com

Exhibit A Purchased Assets

Subject to further due diligence, the Purchased Assets shall include the following:

(a) all cash, cash equivalents, bank deposits or similar cash items and accounts receivable of Seller and its subsidiaries other than any accounts receivable arising out of or in connection with any excluded assets;

(b) The Team's NHL franchise and Seller's membership interest in the NHL and all NHL entities that are jointly owned by all member clubs of the NHL and all other rights, privileges and benefits granted to a member club by the NHL;

(c) all items of tangible personal property and fixtures owned by Seller and Seller's interest in all items of tangible personal property and fixtures leased by Seller and, in either case, used in connection with the Business or the Arena, including, without limitation, furniture, fixtures, furnishings, equipment including hockey, exercise and weight training and medical equipment, computer hardware and software and related materials, audio-visual equipment, scoreboards, static and non-static signage, machinery, office supplies and equipment, telephone systems, instruments supplies, inventory, automobiles and other vehicles, Zamboni ice resurfacing machines;

(d) those amounts which have been accrued but not yet paid by the NHL to Seller in connection with the Business as of the Closing Date;

(e) all intellectual property owned by or licensed by Seller and all licenses of intellectual property held by Seller and used in connection with the Business or the Arena, including, without limitation, all associated trade names, proprietary product names, service marks, logos, trademarks, and the goodwill associated therewith, and all copyrights, trade secrets, and confidential business information (including ideas, research and development, knowhow, formulas, compositions, manufacturing and production processes and techniques, technical data, designs, drawings, specifications, customer and supplier lists, pricing and cost information, and business and marketing plans and proposals), patents, patent applications, inventions, knowhow (whether or not patented, patentable or already reduced to practice), the Team's interest in its website, website domain names, and all off-the-shelf software and Seller's rights therein;

(f) licenses, permits and other governmental authorizations incidental to the operation of the Team or the Arena, to the extent assignable by law;

(g) all books and records of Seller relating to the Business;

(h) all rights of Seller under the Assumed Player Contracts and rights to Team players who are not under Assumed Player Contracts;

(i) all rights of Seller under the agreements related to providing Team or Arena sponsorship rights to third parties following the Closing Date, agreements for use of Arena suits, premium club seats and season tickets following the Closing Date, agreements for use of the Arena to present entertainment events following the Closing Date, employment contracts for players on the roster of the Team as of the Closing Date, employment contracts for coaches, trainers, scouts, announcers, front office personnel and other non-player employees of the Team and/or Arena designated by Ice Edge, the Team's minor league affiliate agreement, the Team's radio broadcast agreement and vendor Contracts for the Arena and the Team;

(j) all insurance benefits, including rights and proceeds, arising from or relating to the Purchased Assets or the Assumed Liabilities prior to the Closing Date;

(k) all other intangible assets of Seller relating to the Business or the Arena, including all goodwill associated with the Business;

(l) all of Seller's interest in 3051349 Nova Scotia Company, a Nova Scotia unlimited liability company;

(m) all rights of Sellers under non-disclosure or confidentiality, non-compete, or non-solicitation agreements with employees and agents of Seller or with third parties to the extent relating to the Team or the Purchased Assets (or any portion thereof); and

(n) all rights of Sellers under or pursuant to all warranties, representations and guarantees made by suppliers, manufacturers and contractors to the extent relating to products sold, or services provided, to Seller or to the extent affecting any Purchased Assets other than any warranties, representations and guarantees pertaining to any excluded assets.

ESPN.com NHL denies Balsillie Coyotes bid OKs Reinsdorf From: tlhocking@msn.com Sent: Wednesday, July 29, 2009 10:08 PM To: Lynch, Art Subject: ESPN.com: NHL denies Balsillie Coyotes bid, OKs Reinsdorf

You have received this ESPN.com mail from:

TOM HOCKING tlhocking@msn.com

The "NHL denies Balsillie Coyotes bid, OKs Reinsdorf" story is located at http://sports.espn.go.com/nhl/news/story?id=4364771

...thought you would be interested in this article.

Tom TOM HOCKING

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From:	McCracken, Darcie
Sent:	Thursday, July 30, 2009 1:54 PM
То:	Lynch, Art; Skeete, Horatio; Beasley, Ed
Cc:	Wells, Caroline; Tindall, Craig; Frisoni, Julie; Liewer, Jennifer; Moreno, Jean; Liewer, Jennifer; Steinke, Summer; Huskey, Tiffany; Kavanaugh, Pam
Subject:	Media Request - Shoalts, Globe and Mail - Municipal Bonds
Subjecti	media nequest should, clobe and main maincipal series

Good Afternoon,

The City Clerk Dept received the following request for records. Please let our office know by Monday, August 3, if there are any records and if so, how long it will take to gather them.

Thank you,

Darcie 623-930-3261

Because things are the way they are, things will not stay the way they are. Bertolt Brecht (1898-1956)

Please consider the environment before printing this e-mail. 📻

From: webmaster@glendaleaz.com [mailto:webmaster@glendaleaz.com] Sent: Thursday, July 30, 2009 11:48 AM To: Hanna, Pam; McCracken, Darcie; Steinke, Summer Subject: Public Records Request Form

First Name: David

Email Address: dshoalts@globeandmail.com

Company/Organization: The Globe and Mail

Title: Hockey columnist

Address: 444 Front Street West

State: AZ

Phone: 905-951-2653

Last Name: Shoalts

Organization Representing Name:

City: Toronto Zip Code: 85004

Fax: 416-585-5290

What public record is being requested? Give as much specific details as possible, including type of document, category or action taken, date or time frame.

Records of the identity of the bondholder for the municipal bonds on the Jobing.com Arena, the amount of the bonds and their status.

For what purpose will you use this information (please explain).

The records will be used in news reports concerning the Phoenix Coyotes.

Date needed? 08/04/09

How would you like to receive the information? Fax

Please type your initials here to show you have read and understand all information above. DS

Date Submitted 07/30/09

From:	Coyotes Coalition [coyotescoalition@yahoo.com]
Sent:	Monday, August 03, 2009 11:26 PM
To:	Beasley, Ed
Subject:	080309 1126P - McWhorter-Beasley Dewey Ranch Hockey

Hi Mr Beasley,

I thought you might be interested to know that I had a packet waiting for me in the mail when I got home this evening from attending the hearing. It's from Jerry Moyes' attorney and details his objections to Mr. Reinsdorf's bid, complete with emails supporting the claims. I checked around with several of the other season ticket holders and they received the same packet in the mail. This is the second letter the season ticket holders have gotten in the mail from Mr. Moyes recently. The first was a letter telling season ticket holders to submit their claims as unsecured creditors so that we could be paid back for the money we'd spent on our season tickets prior to the bankruptcy filing on May 5th. This lead some STH's to believe that the money they'd paid since then would not be returned to them. As you can imagine, the fans are developing some concerns as to whether or not they should invest in purchasing tickets at this point, in addition to the conerns they'd had prior to receiving these documents. I thought this should be brought to your attention, in case you are not already aware of it.

Thank you for all your doing to fight this battle. Please do not hesitate to ask if I can be of any assistance to you.

Sincerely,

Heather McWhorter

President, Save the Coyotes Coalition

www.SaveTheCoyotes.com

"Preserving Our Desert Oasis"

From: Sent: To: Cc: Subject: Frisoni, Julie Friday, July 31, 2009 8:55 AM Beasley, Ed; Lynch, Art Moreno, Jean 073109 0855A - Beasley-Frisoni Fw: Google Alert - City of Glendale

From: McCoy, Jerry To: Frisoni, Julie Sent: Fri Jul 31 07:12:33 2009 Subject: FW: Google Alert - City of Glendale

FYI

From: Google Alerts [mailto:googlealerts-noreply@google.com] Sent: Thursday, July 30, 2009 11:07 PM To: McCoy, Jerry Subject: Google Alert - City of Glendale

Google News Alert for: City of Glendale

<u>NHL to delay Coyotes auction</u> Globe and Mail In a court filing last night, the NHL and the **City of Glendale** argued the second auction is no longer necessary because the league has rejected the ... See all stories on this topic

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From:	McCracken, Darcie
Sent:	Friday, July 31, 2009 8:05 AM
To:	Skeete, Horatio; Lynch, Art; Beasley, Ed
Cc:	Wells, Caroline; Tindall, Craig; Frisoni, Julie; Liewer, Jennifer; Moreno, Jean; Liewer, Jennifer;
	Steinke, Summer; Huskey, Tiffany; Kavanaugh, Pam
Subject:	073109 0805A - Skeete-McCracken RE: Media Request - Shoalts, Globe and Mail - Municipal
	Bonds

Would we be able to answer the amount of bonds and their status without knowing the buyer?

Darcie 623-930-3261

Because things are the way they are, things will not stay the way they are. Bertolt Brecht (1898-1956)

Please consider the environment before printing this e-mail.

From: Skeete, Horatio
Sent: Friday, July 31, 2009 7:47 AM
To: McCracken, Darcie; Lynch, Art; Beasley, Ed
Cc: Wells, Caroline; Tindall, Craig; Frisoni, Julie; Liewer, Jennifer; Moreno, Jean; Liewer, Jennifer; Steinke, Summer; Huskey, Tiffany; Kavanaugh, Pam
Subject: RE: Media Request - Shoalts, Globe and Mail - Municipal Bonds

This request is one that we will not be able to answer since our bonds were sold on the public market to buyers unknown. H

From: McCracken, Darcie
Sent: Thursday, July 30, 2009 1:54 PM
To: Lynch, Art; Skeete, Horatio; Beasley, Ed
Cc: Wells, Caroline; Tindall, Craig; Frisoni, Julie; Liewer, Jennifer; Moreno, Jean; Liewer, Jennifer; Steinke, Summer; Huskey, Tiffany; Kavanaugh, Pam
Subject: Media Request - Shoalts, Globe and Mail - Municipal Bonds

Good Afternoon, The City Clerk Dept received the following request for records. Please let our office know by Monday, August 3, if there are any records and if so, how long it will take to gather them.

Thank you,

Darcie 623-930-3261

Because things are the way they are, things will not stay the way they are. Bertolt Brecht (1898-1956) From: webmaster@glendaleaz.com [mailto:webmaster@glendaleaz.com] Sent: Thursday, July 30, 2009 11:48 AM To: Hanna, Pam; McCracken, Darcie; Steinke, Summer Subject: Public Records Request Form

First Name: David

Last Name: Shoalts

Organization Representing

Email Address: dshoalts@globeandmail.com

Company/Organization: The Globe and Mail

Title: Hockey columnist

Address: 444 Front Street West

State: AZ

Phone: 905-951-2653

City: Toronto Zip Code:

85004

Name:

Fax: 416-585-5290

What public record is being requested? Give as much specific details as possible, including type of document, category or action taken, date or time frame.

Records of the identity of the bondholder for the municipal bonds on the Jobing.com Arena, the amount of the bonds and their status.

For what purpose will you use this information (please explain). The records will be used in news reports concerning the Phoenix Coyotes.

Date needed? 08/04/09

How would you like to receive the information? Fax

Please type your initials here to show you have read and understand all information above.

Date Submitted 07/30/09

 From:
 tlhocking@msn.com

 Sent:
 Wednesday, July 29, 2009 10:08 PM

 To:
 Beasley, Ed

 Subject:
 072809 1008P - Beasley-Hocking - ESPN.com: NHL denies Balsillie Coyotes bid, OKs Reinsdorf

You have received this ESPN.com mail from:

TOM HOCKING tlhocking@msn.com

The "NHL denies Balsillie Coyotes bid, OKs Reinsdorf" story is located at http://sports.espn.go.com/nhl/news/story?id=4364771

... thought you would be interested in this article.

Tom TOM HOCKING

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http://dynamic.espn.go.com/espn/beacon/email

From:	Beasley, Ed
Sent:	Tuesday, June 16, 2009 12:13 PM
То:	Moreno, Jean
Subject:	061609 1213P - Moreno-Beasley RE: Phone Message - Julie

Talk with Art, craig and gary let me know I am very busy with Bettman and Kadis on next steps

From: Moreno, Jean Sent: Tuesday, June 16, 2009 11:54 AM To: Beasley, Ed Cc: Handlong, Amy; Coking, Nicole Subject: Phone Message - Julie

Julie called while you were in with Craig & Art regarding press update/requests from media related to a press conference Balsillie had earlier today.

Jean Moreno Assistant to the City Manager 5850 W. Glendale Ave., Ste. 431 Glendale, Arizona 85301 jmoreno@glendaleaz.com www.glendaleaz.com (623) 930-2870

Li, Paul From: Beasley, Ed Sent: Tuesday, June 16, 2009 3:41 PM To: 'garv@huskpartners.com' Subject: 061609 0341P - Husk-Beasley RE: SPAM-LOW: FW: PHONE MSG: Dave Isaac KXXT 1010 AM Radio Art I am out of town at that time From: Gary Husk [mailto:gary@huskpartners.com] Sent: Tuesday, June 16, 2009 3:35 PM To: Beasley, Ed; Lynch, Art Cc: Moreno, Jean; Coking, Nicole Subject: re: SPAM-LOW: FW: PHONE MSG: Dave Isaac KXXT 1010 AM Radio I would recommend that Ed or Art take advantage of this opportunity. I will be pleased to assist in crafting some talking points. Thanks. GH Return-Path: ahandlong@glendaleaz.com> Received: from 208.48.8.25 [208.48.8.25] by maila47.webcontrolcenter.com with SMTP; Tue, 16 Jun 2009 14:40:57 -0700 Received: from dcex01 [10.1.1.152] by mail.glendaleaz.com - Websense Email Security (6.1.1); Tue, 16 Jun 2009 14:40:49 -0700 X-MimeOLE: Produced By Microsoft Exchange V6.5 Content-class: urn:content-classes:message MIME-Version: 1.0 Content-Type: multipart/alternative; boundary="----_=_NextPart_001_01C9EECB.1744FC64" Subject: SPAM-LOW: FW: PHONE MSG: Dave Isaac KXXT 1010 AM Radio Date: Tue, 16 Jun 2009 14:40:39 -0700 Message-ID: <D0BD8F73A1C7BC4FB99C454B2D7CE1A90130F548@dcex01.GLENDALEAZ.COM> X-MS-Has-Attach: X-MS-TNEF-Correlator: Thread-Topic: PHONE MSG: Dave Isaac KXXT 1010 AM Radio Thread-Index: AcnZl8uhllkxpRo4SWulkqhh5rDGwgACwQkABUgTsoAAAfOAAA== From: "Beasley, Ed" <Ed@GLENDALEAZ.com> Sender: "Handlong, Amy" <<u>AHandlong@GLENDALEAZ.com</u>> To: "Lynch, Art" <Art@GLENDALEAZ.com>, <gary@huskpartners.com> Cc: "Moreno, Jean" <<u>JMoreno@GLENDALEAZ.com</u>>, "Coking, Nicole" <NCoking@GLENDALEAZ.com> X-SEF-7853D99-ADF1-478E-8894-213D316B8FFA: 1 X-SEF-ZeroHour-RefID: fgs=0 X-SEF-Processed: 6_1_1_105__2009_06_16_14_40_49 X-SmarterMail-Spam: SPF_None, Reverse DNS Lookup, SpamAssassin 8.8 [raw: 4.4], DK_None X-SmarterMail-TotalSpamWeight: 18

Gary/Art,

Ed asked that I run the message below through you. Thanks!!

To: Beasley, Ed Cc: Moreno, Jean; Handlong, Amy Subject: PHONE MSG: Dave Isaac KXXT 1010 AM Radio

Ed,

This gentleman called again today. You may remember speaking with him previously. You and Gary had decided at the time not to do the interview. He's calling today to see if you would now be willing to do a short radio interview with him since the judge has made a ruling. He said he wants to plan this for Monday, 6/22, on the sports show that airs between 10:00 - 11:00 (you're telecommuting this day). He said you could talk about anything you want, it would just be a way to show support for the City of Glendale and the Coyotes, and to keep the momentum going. His phone number is the formation of the city of Glendale and the Coyotes, and to keep the momentum going.

Thanks, Nikki

From: Coking, Nicole Sent: Wednesday, May 20, 2009 4:31 PM To: Beasley, Ed Subject: PHONE MSG: Dave Isaac KXXT 1010 AM Radio

Ed,

Per your request, below is the message:

Dave Isaac, Radio KXXT, 1010 AM.

Does two shows, one in morning entitled "Breakthrough Thinking" and one in the evening entitled, "Breakthrough Sports."

Dave said he wants to talk to you to get comments in support of the Coyotes and to promote them staying in Glendale. He said this would be for a positive story and he wants to do anything he can do to keep the Coyotes here. Dave advised he is very passionate about this issue because he is a huge Coyotes fan and also a season ticket holder. He also mentioned that he contacted the Mayor's office for a statement and was told she was not talking to the press.

Thanks, Nikki

This email and files transmitted within are intended solely for the use of the individual or entity to whom they are addressed, if you have received this email in error please delete it and notify the sender of the message. Any views expressed in this message are those of the individual sender, except where the sender specifies them to be the views of the City of Glendale Arizona.

Message scanning was performed by Websense e-mail security software and virus detection software.

From:	Beasley, Ed
Sent:	Monday, June 15, 2009 3:23 PM
To:	Scruggs, Elaine
Cc:	Moreno, Jean; Martinez, Manny; Clark, Joyce; Frate, Steve; Goulet, David; Knaack, Yvonne;
Subject:	Lieberman, Phil 061509 0323P - Scruggs-Beasley RE: Letters of Support

This was just an effort to provide information which the Manager office has recieved

From: Scruggs, Elaine
Sent: Mon 6/15/2009 2:05 PM
To: Beasley, Ed
Cc: Moreno, Jean; Martinez, Manny; Clark, Joyce; Frate, Steve; Goulet, David; Knaack, Yvonne; Lieberman, Phil
Subject: Letters of Support

THIS E-MAIL MESSAGE IS PROVIDED TO COUNCIL FOR INFORMATION ONLY. PLEASE DO NOT USE THIS E-MAIL MESSAGE TO ENGAGE IN ANY DISCUSSION OR DELIBERATION AMONG A QUORUM OF THE COUNCIL. IN KEEPING WITH THIS REQUEST, PLEASE DO NOT "REPLY TO ALL" IN ANY SUBSEQUENT COMMUNICATIONS RELATED TO THIS E-MAIL MESSAGE.

Thank you for sending over the emails received by Ed Beasley in support of Glendale and the Coyotes.

Pretty much all the emails directed to Ed Beasley personally were also written personally to me and received by me. Definitely the ones that say they "can't believe the unfortunate way you are being treated by the media". Some people just use the method that addresses their email to one person individually when they are really sending it to many others at the same time. Probably the council members received emails from people who wrote the same exact messages to them "personally".

Are you wanting all emails? If I or the council members have emails from people who are not included in the attachment you sent to us, do you want those sent to you/Ed Beasley?

Elaine Scruggs Mayor, Glendale AZ
From:Beasley, EdSent:Sunday, June 14, 2009 11:51 AMTo:Sean ElySubject:061409 1151A - Ely-Beasley RE: Keep Coyotes in Glendale

Thanks I am sure they would appreciate hearing from you

From: Sean Ely [mailto: Sent: Sun 6/14/2009 9:13 AM To: Beasley, Ed Subject: Keep Coyotes in Glendale

Mr. Beasley,

I am writing to let you know that I support the city of Glendale's position to keep the Coyotes in Glendale. Appreciate your, the mayor's and all the city council members efforts to keep the Coyotes in Glendale, AZ. Please pass this on to the mayor and all council members to let them know I and many others are behind you in this fight.

Sincerely,

Sean Ely

From: Sent: To: Subject: Attachments: Beasley, Ed Sunday, June 14, 2009 11:50 AM Cathy Turley-Hart 061409 1150A - TurleyHart-Beasley RE: Thank you stat417.jpg

Thanks!!

From: Cathy Turley-Hart [mailto: Sent: Sun 6/14/2009 10:17 AM To: Scruggs, Elaine; Beasley, Ed Subject: Thank you

> Thank you for your support in trying to keep the Coyotes in Glandale. We don't listen to what the media says. We know you have done everything you can to keep the Coyotes in Glandale. And we thak you veryanich for your efforts. We are hoping everything goesalight and they stay in Glandale were they belong.

> > Cathy Turley Hart, Tempe AZ

Li, Paul 🛆

From: Sent: To: Subject: Beasley, Ed Sunday, June 14, 2009 2:38 AM 061409 0238A - Olivier-Beasley RE:

Thanks!!

From: [mailto:] Sent: Sun 6/14/2009 1:25 AM To: Beasley, Ed Subject:

Ed Beasley,

As a hockey fan in north Phoenix, I will be very disappointed to see the Coyotes leave Glendale, that is why I am writing this to you. To tell you that I support your position to keeping the Coyotes in Glendale where they belong. I can't believe the way media has treated you, and hope that you will find it your hearts to keep pushing for the Coyotes, the fans, and the city of Glendale. Keep up the great work. Sincerely,

Nicole Olivier Phoenix AZ

From: Sent: To: Subject: Beasley, Ed Sunday, June 14, 2009 2:36 AM

÷.

061409 0236A - Scalise-Beasley RE: Mr. Beasley

Thankyou

From: [mailto: Sent: Sat 6/13/2009 10:23 PM To: Beasley, Ed Subject: Mr. Beasley

Hello,

I am writing to you to show you my gratitude for your stance on the Phoenix Coyotes. I appreciate everything you are doing to fight for our team in Glendale. The Coyotes are a proud franchise that is located in a great city, with some of the greatest fans and supporters in the league. I appreciate everything the team has done for the city, but we need to give kudos to some of the individuals fighting to keep them here. Thank you very much sir, and we will show that hockey belongs in the desert.

Sincerely,

Anthony Scalise.

From: Sent: To: Subject: Beasley, Ed Saturday, June 13, 2009 10:03 AM David Sullivan 061309 1003A - Sullivan-Besaley RE: Phoenix Coyotes

Thanks!

From: David Sullivan [mailto: Sent: Sat 6/13/2009 8:56 AM To: Scruggs, Elaine; Beasley, Ed; Martinez, Manny; Knaack, Yvonne; Lieberman, Phil; Goulet, David; Frate, Steve; Clark, Joyce Subject: Phoenix Coyotes

I am writing to let you know that I support your city's position to keep the Coyotes in Glendale. I just want to let you know that there are thousands of hockey fans that support you and your pro-Coyotes efforts. Keep up the good work. Thank you. Sincerely, David Sullivan Surprise, AZ

From: Sent: To: Subject: Beasley, Ed Saturday, June 13, 2009 10:03 AM Sheri Kerr 061309 1003A - Kerr-Beasley RE: Please Keep the Coyotes!!

Thanks!!

From: Sheri Kerr [mailto: Sent: Sat 6/13/2009 6:37 AM To: Scruggs, Elaine; Beasley, Ed Cc: Martinez, Manny Subject: Please Keep the Coyotes!!

Thank you for your efforts in supporting the Coyotes. I really want them to stay Glendale.

Have a nice day.

Sheri

From: Sent: To: Subject: Beasley, Ed Saturday, June 13, 2009 6:22 AM Terry Anderson 061309 0622A - Anderson-Beasley RE: Keep the Coyotes

Thanks!!

From: Terry Anderson [mailto: Sent: Sat 6/13/2009 5:14 AM To: Beasley, Ed Subject: Keep the Coyotes

Season ticket holder since 1996, love the team, love your city, love the arena, the drive is not that bad to get to the games from Phoenix---maybe 40 minutes. Hope the team stays!!

i,

Windows Live™: Keep your life in sync. Check it out.

From: Sent: To: Subject: Beasley, Ed Saturday, June 13, 2009 6:21 AM 061309 0621A - Widner-Beasley RE: Phoenix Coyotes

Thanks please continue your efforts in suppoting the Team and the city

From: Tara Widner [mailto: Sent: Fri 6/12/2009 7:55 PM To: Beasley, Ed Subject: Phoenix Coyotes

Mr. Beasley,

I am writing to let you know that I support your position to keep the Coyotes in Glendale. I cannot believe the unfortunate way you are being treated by the media, and I just want to let you know that there are thousands of people that support you and your pro-Coyotes efforts. Keep up the good work.

From: Sent: To: Subject: Beasley, Ed <u>Saturday, June 13, 2009 6:2</u>0 AM

[mailto:

061309 0620A - Semder-Beasley RE: Phoenix Coyotes

Thanks !!

From: Sent: Fri 6/12/2009 5:43 PM Subject: Phoenix Coyotes

To Whom It May Concern,

My husband and I moved to Arizona from New York just over a year ago and instantly became full-blown Phoenix Coyotes fans, we even purchased season tickets while still living in New York! Although the Coyotes failed to make a playoff run this year, we still had a great time going to all the games and events. We especially liked the Westgate complex, as we would frequently go for dinner before or snacks and drinks after the game, at least once a week. We were dismayed to hear that the Coyotes might be leaving the Valley so soon, especially since we've been dealing with those type of rumors with our beloved NY Islanders for years. I can tell you firsthand it is very frustrating and disheartening as a fan to have to go through this. We were planning to purchase a home in Glendale (we currently rent in the Arrowhead area) within the year, so that we'd be close to the arena for the 40+ games each season. But now with the team's future uncertain, so are our plans for purchasing a home in this city. It is my understanding that if the Coyotes are moved to another city, then the residents of Glendale would be responsible for the tax burden of the broken lease and empty arena. That would be like a one-two punch, not only losing our hockey team, but then having to foot the bill for them leaving. Please continue to do all that you can to keep the Coyotes in Phoenix where they belong; the fan base may not be as large as other cooler-weather teams, but we are a dedicated and loyal group to our "Yotes."

Thank you for your time,

Kathy Semder

From:Beasley, EdSent:Saturday, June 13, 2009 6:19 AMTo:Jordon LowSubject:061309 0619A - Low-Beasley RE: My thanks, from a Coyotes fan

Thanks it is Great to hear from you Please let everyone know we I will continue our efforts And please continue yours!!

From: Jordon Low [mailto: Sent: Fri 6/12/2009 6:49 PM To: Scruggs, Elaine Cc: Beasley, Ed Subject: My thanks, from a Coyotes fan

Dear City of Glendale,

I am a long time Phoenix Coyotes fan, I've been watching from afar from Calgary Canada and am American.. I am moving to The Phoenix Metro in 3 weeks and It was a dream to be able to cheer for my local Coyotes, and to have my kids play Hockey in the Phoenix area. I fear that these dreams will not exist if the team moves.. I also fear that I won't be able to enjoy Westgate to it's full potential. But it goes beyond me, this is everyone in the Phoenix area, especially the West Valley and Glendale itself. We need to do what's right for the long term, even if it means short term concessions.

It's no secret that the Phoenix Coyotes have not been run like a true Sports franchise should be run, we need to get an owner who is focused on winning and exceeding it's own expectations, we need an owner who cares about the sport, and sports management and one that doesn't use the Coyotes as just a satellite to his original business.

I appreciate what the City of Glendale has done in court of late, and support you 100% Phoenix Coyotes fans do exist and are just waiting to be woken up, especially with a product we can believe in. We haven't even had the slightest of chances to get behind a real franchise, and for this. I blame Jerry Moyes.

Please do whatever it takes! And keep up the fight. We want sold out playoff games in Glendale!

-Jordon Low

From: Sent: To: Subject: Beasley, Ed Saturday, June 13, 2009 6:18 AM Jonathan Court 061309 0618A - Court-Beasley RE:

Thankyou!!

From: Jonathan Court [mailto: Sent: Fri 6/12/2009 11:54 PM To: Beasley, Ed Subject:

Hello,

I just wanted to voice my approval of the City of Glendale's continued efforts to keep the Coyotes in the state. As an avid Coyotes fan and tax payer in the Phoenix area, I would be dismayed to see the hard work put into the Coyotes go for nothing. the Cardinals are a perfect example of what a winning team brings to the Phoenix community, and I think with a good team on the ice, and proper ownership, this could happen with the Coyotes. Thank you again for continuing to support the rabid Coyotes fans!

h]

Thankyou

Jonathan Court

From: Sent: To: Subject: Beasley, Ed Saturday, June 13, 2009 6:17 AM Coyotes Coalition 061309 0617A - McWhorter-Beasley RE:

Thanks you I appeciate your support and the city does as well!

From: Coyotes Coalition [mailto:coyotescoalition@yahoo.com]
Sent: Fri 6/12/2009 7:08 PM
To: Scruggs, Elaine; Beasley, Ed
Cc: Martinez, Manny; Robinson, Nan; Knaack, Yvonne; George, Barbara; Lieberman, Phil; Castaneda, Martina; Goulet, David; George, Barbara; Frate, Steve; Robinson, Nan; Clark, Joyce; Castaneda, Martina
Subject:

Dear Mayor Scruggs, City Manager Beasley, City Council Members & Council Assistants,

My name is Heather McWhorter and I am the President of the Save The Coyotes Coalition. I would like to personally thank you for your continued efforts to retain our NHL team. I was not a sports fan until about 3 years ago when I attended my first NHL game at Jobing.com Arena. It only took one game for me to become hooked on the game and I am now a proud Coyotes Season Ticket holder. I am a resident of Goodyear but I now frequent Westgate and eat dinner there prior to every game, then go out for drinks there following a lot of the games. I do this because you support my team and built them a gorgeous state of the art arena to play in and therefore, I want to give back to the City of Glendale as much as possible.

I am truly sorry for the unfortunate way in which the City has been portrayed in the media recently. I just want to let you know that there are thousands of people who support you and your pro-Coyotes efforts. Please keep up the good work. I'd also like to offer you the Coalition's help and support in any way you may need it. Please do not hesitate to let us know what we can do to help your efforts. I know that we are a hockey town and can support the NHL in our area once we secure proper ownership. Thank you again for your efforts and dedication.

Sincerely, Heather McWhorter President, <u>Sav</u>e The Coyotes Coalition

CoyotesCoalition@yahoo.com

From: Sent: To: Subject: Beasley, Ed Saturday, June 13, 2009 5:55 PM Nemo Vtek 061309 0555P - Vyrostek-Beasley RE: Saving the Coyotes

Thank!!!

From: Nemo Vtek [mailto; Sent: Sat 6/13/2009 4:22 PM To: Beasley, Ed Subject: Saving the Coyotes

Mr. Beasley,

I am writing to let you know that I support your position to keep the Coyotes in Glendale. I cannot believe the unfortunate way you are being treated by the media, and I just want to let you know that there are thousands of people that support you and your pro-Coyotes efforts. Keep up the good work.

Sincerely, Amy Vyrostek



From: Sent: To: Subject: Beasley, Ed Saturday, June 13, 2009 5:55 PM Andy McKenna 061309 0555P - McKenna-Beasley RE: Save the Coyotes

thanks!!

From: Andy McKenna [mailto: Sent: Sat 6/13/2009 5:27 PM To: Scruggs, Elaine Cc: Beasley, Ed; Martinez, Manny; Robinson, Nan Subject: Save the Coyotes

Glendale Leaders,

As a former Glendale resident and rabid hockey fan, I urge you to do whatever you can to keep the Coyotes in Glendale. Westgate is the best thing on the west side of the Valley and I'm afraid that it would take a big hit if Jobing.com arena sat empty those extra 41 nights a year. Surely some income from the team is better than none if they leave?

7

Andy McKenna Phoenix

From: Sent: To: Subject:

Beasley, Ed Saturday, June 13, 2009 5:54 PM

061309 0554P - McCormick-Beasley RE: Survival of the Phoenix Coyotes

Thanks!!

From:

[mailto: Sent: Sat 6/13/2009 12:59 PM

To: Scruggs, Elaine; Beasley, Ed; Martinez, Manny; Robinson, Nan; Knaack, Yvonne; George, Barbara; Lieberman, Phil; Castaneda, Martina; Goulet, David; Frate, Steve; Clark, Joyce Subject: Survival of the Phoenix Covotes

To whom it may concern:

For months now, we die-hard hockey fans of the Coyotes, have been left hanging in limbo as to what is to become of our hockey team. We west side fans feel helpless as we read the recent updates. I don't know all of the logistics, but I do know that the obvious mishandling of funds have played a big part of the dismantling of the franchise. I must admit that I am dazed and confused when a team ,(any sports team) finds the need to change the color/design of the teams jersey's EVERY OTHER YEAR! All us hockey fans ever wanted was a hustling, hard-hitting hockey team that played to win...it doesn't matter if the jersey they are wearing is 'tapered' or not.

I've been a hockey fan since 1969 when the Phoenix Roadrunners were cool in the desert...great times, then and now. It's a mistake to let hockey leave the desert, as the Roadrunners did in 1980. The sport of hockey is not just for the Northern tier states ... we live and breathe with the hockey season. Please support and find the funding needed to keep our Coyotes alive in the desert. The West side enjoys having them here, and hopes to continue cheering in the stands. Thank you-

Jeanne McCormick Forever a Coyote Fan

From: Sent: To: Subject: Beasley, Ed Saturday, June 13, 2009 5:53 PM John Honea 061309 0553P - Hoena-Beasley RE: Phoenix Coyotes

Thanlks!!!

From: John Honea [mailto: Sent: Sat 6/13/2009 5:19 PM To: Beasley, Ed Subject: Phoenix Coyotes

à

Mr. Beasley,

I am writing to inform you that I strongly appreciate your efforts to keep the Coyotes here in Glendale. It is so unfair by the media, Canadian people, and Judge Redfield T. Baum to make unfair assumptions about the Coyotes. There are thousands of people in Arizona that want to keep the hockey team where it is. Please keep up the hard work to keep it six!

Sincerely,

John Honea

From: Sent: To: Subject: Beasley, Ed Saturday, June 13, 2009 5:52 PM Jan Richard 061309 0552P - Richard-Beasley RE: Phoenix Coyotes

Thanks I agree

From: Jan Richard [mailto; Sent: Sat 6/13/2009 4:27 PM To: Scruggs, Elaine Cc: Beasley, Ed Subject: Phoenix Coyotes

Dear Ms Scruggs and Mr Beasley,

I am writing to let you know that I support your position to keep the Coyotes in Glendale. I have been a season ticket holder since the second year the Coyotes arrived here. But I have been an avid hockey fan for forty years. I am a Glendale resident and was very happy when the team located here instead of Scottsdale. I believe with the right owner this team can turn around and be a champion. Regardless of how this turns out I appreciate the work that you have done to keep this team. Thank you, Janice Richard

From:Beasley, EdSent:Saturday, June 13, 2009 5:51 PMTo:Ellen WayneSubject:061309 0551P - Wayne-Beasley RE:

Mr. Beasley:

PLEASE do whatever you can to keep the Phoenix Coyotes here in Glendale! We are season ticket holders and it is our biggest weekly family event we do. It would be a devastating loss to our family to lose our hockey team!

Thank you for listening!

Ellen Wayne

Every sixty seconds you spend upset is a minute of happiness you'll never get back.

From: Sent: To: Subject:

Beasley, Ed Saturday, June 13, 2009 5:50 PM Andy McKenna 061309 0550P - McKenna-Beasley RE: Save the Coyotes

[]

Thanks !!

From: Andy McKenna [mailto: Sent: Sat 6/13/2009 5:27 PM To: Scruggs, Elaine Cc: Beasley, Ed; Martinez, Manny; Robinson, Nan Subject: Save the Coyotes

Glendale Leaders,

As a former Glendale resident and rabid hockey fan, I urge you to do whatever you can to keep the Coyotes in Glendale. Westgate is the best thing on the west side of the Valley and I'm afraid that it would take a big hit if Jobing.com arena sat empty those extra 41 nights a year. Surely some income from the team is better than none if they leave?

Andy McKenna Phoenix

From: Sent: To: Subject: Beasley, Ed Friday, June 12, 2009 5:28 PM Stephanie Calvert 061209 0528P - Calvert-Beasley RE: Phoenix Coyotes Support

h]

Thanks !!!! Please Tell them keep the faith !!

From: Stephanie Calvert [mailto: Sent: Fri 6/12/2009 5:07 PM To: Beasley, Ed Subject: Phoenix Coyotes Support

Mr. Beasley,

I am writing to let you know that I support your position to keep the Coyotes in Glendale. I cannot believe the unfortunate way you are being treated by the media, and I just want to let you know that there are thousands of people that support you and your pro-Coyotes efforts. Keep up the good work.

Sincerely, Stephanie Calvert

From: Sent: To: Subject: Beasley, Ed Friday, June 12, 2009 5:15 PM Stephanie Calvert 061209 0515P - Calvert-Beasley RE: Phoenix Coyotes Support

Thanks We Really appreciate it!! please thanks all those who have sent the letters i will forward them to council as I recieve them

From: Stephanie Calvert [mailto: Sent: Fri 6/12/2009 5:07 PM To: Beasley, Ed Subject: Phoenix Coyotes Support

Mr. Beasley,

I am writing to let you know that I support your position to keep the Coyotes in Glendale. I cannot believe the unfortunate way you are being treated by the media, and I just want to let you know that there are thousands of people that support you and your pro-Coyotes efforts. Keep up the good work.

Sincerely, Stephanie Calvert

A.S.

From: Sent: To: Subject: Beasley, Ed Wednesday, June 10, 2009 9:48 AM Blazina, Jessica 061009 0948A - Blazina-Beasley RE: Quick comments

NO! we are awaiting the Judge ruling. If its not financial the chamber should be able to handle it in a positive supportive fashion

From: Blazina, Jessica Sent: Wednesday, June 10, 2009 9:40 AM To: Beasley, Ed Cc: Moreno, Jean; Frisoni, Julie Subject: FW: Quick comments Importance: High

Ed:

Farrell is a lobbyist representing the West Valley Chambers. He's been contacted by Mike Sunnucks from the Business Journal for a comment on other impacts rather than financial impacts to Glendale should the Coyotes leave. Farrell has stated that he will defer to Don Rinehart from the Glendale Chamber for comment, but did state that they would like to communicate a consistent message that Glendale has been delivering.

Do you want us to provide a message to Don to deliver?

Please advise.

Thanks,

Jessica Blazina Intergovernmental Programs Director City of Glendale 5850 W. Glendale Ave Glendale, AZ 85301 Office (623) 930-2037 Fax (623) 930-2194 Cell

From: farrellquinlan@qwest.net [mailto:farrellquinlan@qwest.net]
Sent: Wednesday, June 10, 2009 8:44 AM
To: Blazina, Jessica; Peters, Ryan; Deanna Kupcik; Diana Bedient; Sharolyn Hohman; Don Rinehart; David Lewis; Julie Brooks
Cc: Farrell Anthony Quinlan
Subject: Fw: Quick comments

The Business Journal is doing a think piece on the impact of the Coyotes situation. Please note the need for immediate comment.

FQ

Sent from my Verizon Wireless BlackBerry

From: Mike Sunnucks Date: Wed, 10 Jun 2009 08:21:26 -0700 To: undisclosed-recipients:;<Invalid address> Subject: Quick comments Wanted to see if you could shoot me a quick comment this AM (sorry I'm on deadline) on what it would do the West Valley's, Glendale's image, psyche if they end up losing the Coyotes.

Not just the financial impact but the future growth and attitude out there, I'm looking for economic as well as marketing type perspectives.

THANKS

Mike Sunnucks Reporter 602.308.6507

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http://phoenix.bizjournals.com

From: Sent:	Beasley, Ed <u>Tuesday, May 19,</u> 2009 9:14 AM
To: Subject:	051909 0914A - Shaw-Beasley Coyotes
Importance:	High

I apologize, we have been having some difficulties with our email system. Thank you I will let you know if we need your assistance.

From: Deryl Kloster [mailto: Sent: Tuesday, May 19, 2009 8:02 AM To: Citymanager Subject: Fw: Coyotes

.

I am both amazed and surprised that my note to you Ed was not even acknowledged with a hello or something.....especially from a former colleague..... ----- Original Message -----From: Deryl Kloster To: Citymanager@glendaleaz.com Sent: Monday, May 11, 2009 8:10 PM Subject: Fw: Coyotes

Ed, did you get this note? ----- Original Message -----From: <u>Deryl Kloster</u> To: <u>Citymanager@glendaleaz.com</u> Sent: Thursday, May 07, 2009 10:58 AM Subject: Coyotes

Hi Ed, I think we may have met at an ICMA conference......I am a former City Manager from Canada, now retired and living in Arizona during the winter months. I am a season ticket holder for the hockey team and am very concerned about the potential move of the team to parts north. While it seems clear that the fan base has not always been high at games, the product on the ice certainly has not ranked high either. Non the less hockey in the desert is great, especially for types like me. Given the investment of the City of Glendale and the developers of the commercial area around Jobing.com arena, such a loss would be very very costly....As mentioned, I am retired and living in Canada during the summer months and would be willing to assist your office in trying to keep the team in Glendale....Is there anything I can do from my end? I am writing to all Canadian NHL teams expressing my dismay at the prospects of the team moving and encouraging the board of governors to support a sales bid that would keep the team in Glendale. If you see an angle for a Canadian living in the Edmonton area, let me know.

Thanks

From:	Wood, Diane
Sent:	Friday, July 31, 2009 11:33 AM
То:	Lynch, Art
Cc:	Moreno, Jean
Subject:	FW: Bankruptcy document arrived today
Attachments:	Bankruptcy - Coyotes and Arena Management received 07-31-09.pdf

From: Willmon, Mary Sent: Friday, July 31, 2009 11:32 AM To: Brown, Donna Cc: Wells, Caroline; Wood, Diane Subject: Bankruptcy document arrived today

Hello Donna,

The attached bankruptcy document arrived via FedEx today. Please let me know if you need a hard copy.

Sincerely,

Mary Willmon Office Support Supervisor City of Glendale Finance Department 5850 West Glendale Avenue Suite 302 Glendale, AZ 85308 (623) 930-2470

From:	McCoy, Jerry
Sent:	Monday, August 03, 2009 5:02 PM
То:	Lynch, Art
Subject:	Re: Request for Media Interview from New York

I'm not even going to mention this inquiry to mayor. I just relayed message to Ellman's pr person that we cannot talk at this time.

From: Lynch, Art To: McCoy, Jerry Sent: Mon Aug 03 15:05:48 2009 Subject: Re: Request for Media Interview from New York

Please make sure that we don't call Braum on the mayors email to Julie ed and I at this point. I will call you when I can. Thanks

From: McCoy, Jerry
To: Moreno, Jean
Cc: Handlong, Amy; Lynch, Art; Frisoni, Julie; Liewer, Jennifer
Sent: Mon Aug 03 09:02:58 2009
Subject: Request for Media Interview from New York

Nicole Traynor, PR director for The Ellman Companies, has received a call from Randi Marshall, who is a reporter with NewsDay -- the daily newspaper that serves Long Island, NY.

Charles Wang, the owner of the NHL New York Islanders hockey team, has been working for the past several years on a multi-use sports and entertainment project called "The Lighthouse at Long Island" that will feature a renovated coliseum for the hockey team, hotels, loft residential housing, Class A office, retail restaurants, parks, etc. The project has not yet received approval from Nassau County.

According to Nicole (as I haven't spoke to the reporter directly myself), every time the reporter researches similar projects, she comes across our Westgate City Center project. To get a better idea of what Westgate is and has become, the reporter is coming to town Aug. 20 & 21 to conduct interviews. Nicole will be scheduling interviews with Tim Wright and maybe Steve for the reporter.

The reporter is asking for an interview with the our mayor, but I want to check with you first to see if Ed would like to do the interview. One of the things the reporter would like to learn from the city is how Glendale was able to complete the development deal with the developer so quickly (apparently the Islander's owner has been working on this project for the past seven years).

Can you please let me know today or tomorrow if Ed is interested in doing the interview with the reporter? If he isn't, I'll contact the mayor and ask her if she'd like to do it.

Thanks

Jerry McCoy Deputy Director of Marketing/Communications City of Glendale, Arizona 623.930.2964 - office - cell 623.915-2090 - fax www.glendaleaz.com www.glendaleaz.com www.visitglendale.com

From:	Gerald Sheehan [gsheehan@beaconsportscapital.com]
Sent:	Monday, August 03, 2009 11:02 AM
То:	Lynch, Art
Cc:	Wood, Diane; Richard Billings
Subject:	Beacon Sports

Art:

I left a voicemail message with your office last Thursday in response to your earlier call. I understand that you had a conversation with my partner Rick Billings last Monday regarding the latest developments surrounding the Coyotes situation as well as the need for us to fill out a form with regard to our invoice. I am happy to fill out whatever form you require and you can forward it to me via email. Also, please let us know if there is any further assistance we can provide you and/or Brown Rudnick in the interim.

Best regards, Gerry Sheehan

From:	Frisoni, Julie
Sent:	Tuesday, August 04, 2009 3:04 PM
То:	Krey, Kristen; McCoy, Jerry; Lynch, Art; Kavanaugh, Pam
Subject:	RE: Coyotes and arena

Kristen:

Since we are in litigation, all comments regarding the coyotes are coming from Gary Husk at Please refer the reporter to him.

Thanks, julie

From: Krey, Kristen Sent: Tuesday, August 04, 2009 3:02 PM To: Frisoni, Julie; McCoy, Jerry; Lynch, Art; Kavanaugh, Pam Subject: FW: Coyotes and arena

Marketing, please advise. Thanks.

From: George, Barbara On Behalf Of Knaack, Yvonne Sent: Tuesday, August 04, 2009 3:01 PM To: Krey, Kristen Subject: FW: Coyotes and arena

Kristen, CM Knaack has indicated that she would like someone to respond to Mr. Shoalts.

Barbara George Council Assistant 623-930-2250 phone 623-931-8526 fax bgeorge@glendaleaz.com

From: Shoalts, David [mailto:DShoalts@globeandmail.com] Sent: Tuesday, August 04, 2009 12:11 PM To: Knaack, Yvonne Subject: Coyotes and arena

Dear Ms. Knaack,

I am a writer for The Globe and Mail in Toronto. I am working on the Phoenix Coyotes story and would like to ask you about the negotiations between the city and Jerry Reinsdorf for a new arena lease. Could you please call me at a store and store

Thank you David Shoalts

From: Scruggs, Elaine Sent: Monday, August 03, 2009 2:49 PM To: Frisoni, Julie Cc: Beasley, Ed; Tindall, Craig; Lynch, Art Subject: Brahm's Article Importance: High

That paragraph below is from Brahm Resnick's article posted on azcentral.com. Notice it is in quotation marks.

The statement attributed to me is from the interview | gave him after our executive session on July 14. You were there, as was CM Frate. I know the statement he has attributed to me is not as I said it because | heard myself saying it to him on the Channel 12 news last night.

I want him to correct the statement and print it exactly as I said it, as I heard it last night. The way he has it below, I am speaking for the entire council --- as if we had discussed a request for \$15 million in concessions and rejected it.

What I said was something to the effect that in my own opinion I thought the council would not be favorable toward such a request, even if we had the means.

The way Brahm has printed it is flat wrong. I want it printed correctly. I do not want to become another reason for a bid to be withdrawn, etc. I do not want to be part of a court case saying information was leaked, etc.

¹ am willing to talk to Brahm personally if you think that is appropriate provided you are also on the line with me. If you prefer to handle it yourself, that is fine too.

Please let me know ASAP. I am at home.

Elaine Scruggs

Back in mid-July, when reports of Reinsdorf's desire for \$15 million a year in concessions surfaced, Glendale Mayor Elaine Scruggs told 12 News: "That's far beyond anything we would be willing to do regardless of our means."

From:	Scruggs, Elaine
Sent:	Tuesday, August 04, 2009 7:06 PM
То:	Frisoni, Julie
Cc:	Beasley, Ed; Tindall, Craig; Lynch, Art
Subject:	RE: Brahm's Article

Julie,

Thank you for your help. I was finally able to listen to the channel 12 news story from Sunday night.

Brahm left out one word when he took my comments from July 14 and used them in his August 3 story. That word is "probably". What I said on the tape is, "That's probably far beyond anything we would be willing to do regardless of our means".

The one word, "probably" takes my statement from one that is spoken as a sure thing – as in it has been discussed and the council has determined its feelings ----- to what I was really doing, expressing my opinion.

Also, another thing that is totally wrong with Brahm's article is that there was no knowledge on my part, nor his, on July 14 that Jerry Reinsdorf has asked City of Glendale management for a taxing district that would guarantee him \$23 million per year at a rate of up to 11.5 cents tax on all sales, a guarantee that the City of Glendale would pay Reinsdorf \$15 million per year if the team was still losing money after five years, and that if the City of Glendale refused to pay the \$15 million per year then Reinsdorf could sell/move the team.

Yet Brahm played tape of me speaking to him as if I knew those details.

Brahm's reporting seems dishonest to me. I think I need to register a protest and a request for retraction. What do you feel?

If you would like for me to pursue this on my own, will you please send me Brahm's telephone number?

Thank you very much.

Elaine Scruggs Mayor

From: Frisoni, Julie Sent: Tuesday, August 04, 2009 12:49 PM To: Scruggs, Elaine Subject: RE: Brahm's Article

Mayor:

I'm sorry just to have received this email today, as I was out of the office yesterday with a Blackberry on the fritz.

I did look through our clips from this past weekend and notice that Brahm did a story on Sunday night and he appears to have taken that quote directly from that interview. I'll send you the link in a minute.

Julie

From:	Gerald Sheehan [gsheehan@beaconsportscapital.com]
Sent:	Tuesday, August 04, 2009 8:28 AM
То:	Lynch, Art
Cc:	Wood, Diane; Richard Billings
Subject:	RE: Beacon Sports

Art:

I never did receive the form we discussed yesterday. My fax number is (781) 449-0044 or you can email it to me at <u>gsheehan@beaconsportscapital.com</u>

Thanks, Gerry

From: Gerald Sheehan [mailto:gsheehan@beaconsportscapital.com]
Sent: Monday, August 03, 2009 2:02 PM
To: 'Lynch, Art'
Cc: 'Wood, Diane'; Richard Billings (rbillings@beaconsportscapital.com)
Subject: Beacon Sports

Art:

I left a voicemail message with your office last Thursday in response to your earlier call. I understand that you had a conversation with my partner Rick Billings last Monday regarding the latest developments surrounding the Coyotes situation as well as the need for us to fill out a form with regard to our invoice. I am happy to fill out whatever form you require and you can forward it to me via email. Also, please let us know if there is any further assistance we can provide you and/or Brown Rudnick in the interim.

Best regards, Gerry Sheehan

From:	Krey, Kristen
Sent:	Tuesday, August 04, 2009 3:02 PM
То:	Frisoni, Julie; McCoy, Jerry; Lynch, Art; Kavanaugh, Pam
Subject:	FW: Coyotes and arena

Marketing, please advise. Thanks.

From: George, Barbara On Behalf Of Knaack, Yvonne Sent: Tuesday, August 04, 2009 3:01 PM To: Krey, Kristen Subject: FW: Coyotes and arena

Kristen,

CM Knaack has indicated that she would like someone to respond to Mr. Shoalts.

Barbara George Council Assistant 623-930-2250 phone 623-931-8526 fax bgeorge@glendaleaz.com

From: Shoalts, David [mailto:DShoalts@globeandmail.com] Sent: Tuesday, August 04, 2009 12:11 PM To: Knaack, Yvonne Subject: Coyotes and arena

Dear Ms. Knaack,

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Thank you David Shoalts

From:	Frisoni, Julie
Sent:	Tuesday, August 04, 2009 12:22 PM
То:	Lynch, Art
Subject:	FW: Brahm's Article

Importance:

High

Art:

Just saw this email from the Mayor yesterday ... Brahm took quote directly from the interview w/ her. He ran the quote in the 10pm news on Sunday. I will respond and let her know Fyi. julie

From: Scruggs, Elaine Sent: Monday, August 03, 2009 2:49 PM To: Frisoni, Julie Cc: Beasley, Ed; Tindall, Craig; Lynch, Art Subject: Brahm's Article Importance: High

That paragraph below is from Brahm Resnick's article posted on azcentral.com. Notice it is in quotation marks.

The statement attributed to me is from the interview I gave him after our executive session on July 14. You were there, as was CM Frate. I know the statement he has attributed to me is not as I said it because I heard myself saying it to him on the Channel 12 news last night.

I want him to correct the statement and print it exactly as I said it, as I heard it last night. The way he has it below, I am speaking for the entire council --- as if we had discussed a request for \$15 million in concessions and rejected it.

What I said was something to the effect that in my own opinion I thought the council would not be favorable toward such a request, even if we had the means.

The way Brahm has printed it is flat wrong. I want it printed correctly. I do not want to become another reason for a bid to be withdrawn, etc. I do not want to be part of a court case saying information was leaked, etc.

I am willing to talk to Brahm personally if you think that is appropriate provided you are also on the line with me. If you prefer to handle it yourself, that is fine too.

Please let me know ASAP. I am at home.

Elaine Scruggs

Back in mid-July, when reports of Reinsdorf's desire for \$15 million a year in concessions surfaced, Glendale Mayor Elaine Scruggs told 12 News: "That's far beyond anything we would be willing to do regardless of our means."

From:	Frisoni, Julie
Sent:	Tuesday, August 04, 2009 3:16 PM
То:	Lynch, Art
Subject:	FW: Beacon Contract
Attachments:	6705 Beacon.pdf

Art:

FYI ... this is the only outstanding document that Sarah Fenske from the New Times did not pick up yet. She plans to pick it up at the city clerk's office later this week.

Hope your meeting is going very well ~~ julie

From: Liewer, Jennifer Sent: Tuesday, August 04, 2009 3:13 PM To: Frisoni, Julie Subject: Beacon Contract

Jennifer Liewer Sr. Marketing & Communication Manager City of Glendale, Arizona 623.930.2965 - office 623.915.2696 - fax for cell www.glendaleaz.com

www.glendalesgotgame.com www.vistiglendale.com

From:Kavanaugh, PamSent:Tuesday, August 04, 2009 1:42 PMTo:Beasley, EdCc:Moreno, JeanSubject:080409 0142P - Beasley-Kavanaugh FW: Phone Call - David Schoalts/Globe and Mail
Newspaper

FYI

From: Krey, Kristen
Sent: Tuesday, August 04, 2009 1:23 PM
To: Frisoni, Julie; McCoy, Jerry; Kavanaugh, Pam; Moreno, Jean
Subject: FW: Phone Call - David Schoalts/Globe and Mail Newspaper

FYI only

From: Pederson, Jessi
Sent: Tuesday, August 04, 2009 1:19 PM
To: Lieberman, Phil
Cc: Longoria, Martina; Krey, Kristen
Subject: Phone Call - David Schoalts/Globe and Mail Newspaper

Councilmember Lieberman,

David Schoalts with Globe and Mail newspaper in Toronto called this afternoon to speak with you regarding the Phoenix Coyotes. Would you like me to refer this to marketing so that they may reply with the official city statement?

Thanks. Jessi

From:	Robinson, Nan
Sent:	Tuesday, August 04, 2009 3:10 PM
То:	McCoy, Jerry; Frisoni, Julie; Lynch, Ar t
Cc:	Krey, Kristen; AssistantCM
Subject:	FW: Phone Call from Toronto Reporter

Hi, Jerry,

Can you please have someone contact this reporter?

Thanks,

Nan Robínson Councíl Assistant Cholla and Sahuaro Districts (623) 930-2016 Phone (623) 931-8526 Fax

Please consider the environment before printing this e-mail.

From: Frate, Steve Sent: Tuesday, August 04, 2009 3:08 PM To: Robinson, Nan Subject: RE: Phone Call from Toronto Reporter

Please do. Thanks.

Steven Frate, Councilmember Sahuaro District City of Glendale

Office 623-930-2249 Home

"Where neighbors help neighbors build community"

From: Robinson, Nan Sent: Tuesday, August 04, 2009 12:29 PM To: Frate, Steve Cc: Krey, Kristen Subject: Phone Call from Toronto Reporter

Steve,

I received a phone call for you from David Shoalts, a reporter with the Globe and Mail Newspaper, in Toronto. His number is **second second**

He said he would like to speak to you about the Coyotes.

Would you like me to refer this inquiry to Marketing so they can provide him with the official city statement?

Thanks,

Nan Robinson Council Assistant Cholla and Sahuaro Districts (623) 930-2016 Phone (623) 931-8526 Fax

Please consider the environment before printing this e-mail.

From:	Krey, Kristen
Sent:	Tuesday, August 04, 2009 3:12 PM
То:	Robinson, Nan; McCoy, Jerry; Frisoni, Julie; Lynch, Art
Cc:	Assistant CM
Subject:	RE: Phone Call from Toronto Reporter

I already have the answer on this from Art. Please disregard. Thanks.

From: Robinson, Nan Sent: Tuesday, August 04, 2009 3:10 PM To: McCoy, Jerry; Frisoni, Julie; Lynch, Art Cc: Krey, Kristen; AssistantCM Subject: FW: Phone Call from Toronto Reporter

Hi, Jerry,

Can you please have someone contact this reporter?

Thanks,

Nan Robínson Councíl Assístant Cholla and Sahuaro Dístrícts (623) 930-2016 Phone (623) 931-8526 Fax

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Steven Frate, Councilmember Sahuaro District City of Glendale

Office 623-930-2249 Home

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Nan Robinson Council Assistant Cholla and Sahuaro Districts (623) 930-2016 Phone (623) 931-8526 Fax

Please consider the environment before printing this e-mail. 📻

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From:	McCoy, Jerry
Sent:	Monday, August 03, 2009 11:57 AM
То:	Moreno, Jean
Cc:	Handlong, Amy; Lynch, Art; Frisoni, Julie; Liewer, Jennifer; Coking, Nicole
Subject:	RE: Request for Media Interview from New York

I'll take care of -- thanks

From: Moreno, Jean
Sent: Monday, August 03, 2009 11:53 AM
To: McCoy, Jerry
Cc: Handlong, Amy; Lynch, Art; Frisoni, Julie; Liewer, Jennifer; Coking, Nicole
Subject: RE: Request for Media Interview from New York

I am unable to speak to Ed about this matter at this time. Per Ed's direction regarding all other media inquires, please speak with Art for direction on this item. If Art feels it is something that needs to be brought forward to Ed, Art can contact me and I'll get them connected on the issue.

From: McCoy, Jerry
Sent: Monday, August 03, 2009 9:03 AM
To: Moreno, Jean
Cc: Handlong, Amy; Lynch, Art; Frisoni, Julie; Liewer, Jennifer
Subject: Request for Media Interview from New York
Importance: High

Nicole Traynor, PR director for The Ellman Companies, has received a call from Randi Marshall, who is a reporter with NewsDay -- the daily newspaper that serves Long Island, NY.

Charles Wang, the owner of the NHL New York Islanders hockey team, has been working for the past several years on a multi-use sports and entertainment project called "The Lighthouse at Long Island" that will feature a renovated coliseum for the hockey team, hotels, loft residential housing, Class A office, retail restaurants, parks, etc. The project has not yet received approval from Nassau County.

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The reporter is asking for an interview with the our mayor, but I want to check with you first to see if Ed would like to do the interview. One of the things the reporter would like to learn from the city is how Glendale was able to complete the development deal with the developer so quickly (apparently the Islander's owner has been working on this project for the past seven years).

Can you please let me know today or tomorrow if Ed is interested in doing the interview with the reporter? If he isn't, I'll contact the mayor and ask her if she'd like to do it.

Thanks

Jerry McCoy Deputy Director of Marketing/Communications City of Glendale, Arizona

623.930.2964 - office 623.915-2696 - fax www.glendaleaz.com www.glendalesgotgame.com www.visitglendale.com

From:	McCracken, Darcie
Sent:	Monday, August 03, 2009 4:14 PM
То:	Lynch, Art
Cc:	Tindall, Craig; Liewer, Jennifer; Frisoni, Julie; Wells, Caroline
Subject:	FW: Media Request - Shoalts, Globe and Mail - Municipal Bonds

Hi Art,

This is Horatio's response. Would this be the official response from the City? It's not being responsive to the three pieces of information requested.

Darcie 623-930-3261

Because things are the way they are, things will not stay the way they are. Bertolt Brecht (1898-1956)

Please consider the environment before printing this e-mail. 🚔

From: Skeete, Horatio
Sent: Friday, July 31, 2009 7:47 AM
To: McCracken, Darcie; Lynch, Art; Beasley, Ed
Cc: Wells, Caroline; Tindall, Craig; Frisoni, Julie; Liewer, Jennifer; Moreno, Jean; Liewer, Jennifer; Steinke, Summer; Huskey, Tiffany; Kavanaugh, Pam
Subject: RE: Media Request - Shoalts, Globe and Mail - Municipal Bonds

This request is one that we will not be able to answer since our bonds were sold on the public market to buyers unknown.

Η

From: McCracken, Darcie
Sent: Thursday, July 30, 2009 1:54 PM
To: Lynch, Art; Skeete, Horatio; Beasley, Ed
Cc: Wells, Caroline; Tindall, Craig; Frisoni, Julie; Liewer, Jennifer; Moreno, Jean; Liewer, Jennifer; Steinke, Summer; Huskey, Tiffany; Kavanaugh, Pam
Subject: Media Request - Shoalts, Globe and Mail - Municipal Bonds

Good Afternoon, The City Clerk Dept received the following request for records. Please let our office know by Monday, August 3, if there are any records and if so, how long it will take to gather them.

Thank you,

Darcie 623-930-3261

Because things are the way they are, things will not stay the way they are. Bertolt Brecht (1898-1956)

Please consider the environment before printing this e-mail.

From: webmaster@glendaleaz.com [mailto:webmaster@glendaleaz.com] Sent: Thursday, July 30, 2009 11:48 AM To: Hanna, Pam; McCracken, Darcie; Steinke, Summer Subject: Public Records Request Form

First Name: David

Email Address:

dshoalts@globeandmail.com

Company/Organization:

The Globe and Mail **Title**:

Hockey columnist

Address: 444 Front Street West

State: AZ

Phone: 905-951-2653

Last Name: Shoalts

Organization Representing Name:

City: Toronto

Zip Code: 85004

Fax: 416-585-5290

What public record is being requested? Give as much specific details as possible, including type of document, category or action taken, date or time frame.

Records of the identity of the bondholder for the municipal bonds on the Jobing.com Arena, the amount of the bonds and their status.

For what purpose will you use this information (please explain). The records will be used in news reports concerning the Phoenix Coyotes.

Date needed? 08/04/09

How would you like to receive the information? Fax

Please type your initials here to show you have read and understand all information above.

DS

Date Submitted 07/30/09

From: Sent: To: Subject:

Beasley, Ed Thursday, August 06, 2009 7:36 AM Frisoni, Julie 080609 0736A - Frisoni-Beasley RE: Erin Zlomek

let craig know also ask him to refer this through our usual process

From: Frisoni, Julie Sent: Wed 8/5/2009 6:02 PM To: Beasley, Ed; Lynch, Art; Tindall, Craig Cc: Moreno, Jean Subject: Fw: Erin Zlomek

She is calling abt the reinsdorf proposal w the taxing dist. Looks like lieberman is planning on talking to her tomorrow.

From: Krey, Kristen To: Kavanaugh, Pam; Frisoni, Julie Sent: Wed Aug 05 16:50:58 2009 Subject: FW: Erin Zlomek

FYI only.

From: Longoria, Martina Sent: Wednesday, August 05, 2009 4:41 PM To: Krey, Kristen Subject: FW: Erin Zlomek

FYI. CM Lieberman said he would speak with her in the morning, although he has not seen the most recent articles. I'm trying to send to him from AZ central, but for some reason are not going thru.

From: Longoria, Martina Sent: Wednesday, August 05, 2009 4:05 PM To: Lieberman, Phil; Clark, Joyce Cc: Krey, Kristen Subject: FW: Erin Zlomek

CMs,

Erin Zlomek is with the Arizona Republic and I asked her, if there's anything in particular about Westgate she would like to talk with you about.

Actually, she want to talk with you about the article regarding the proposed Coyotes tax district and how you think that would affect Westgate.

Please let me know if you would like to talk with her or refer her to Julie Frisoni. Erin would like a response by tomorrow. Her phone numbers are to the second of the second se

Thanks,

From: Carneal, Kriss Sent: Wednesday, August 05, 2009 3:44 PM To: Longoria, Martina Subject: Erin Zlomek

Can you please call Erin Zlomek in Ref: Westgate. She first asked to speak to CM Clark and then CM Lieberman. Thanks.

From:	Frisoni, Julie
Sent:	Wednesday, August 05, 2009 3:21 PM
To:	Lynch, Art
Subject:	RE: Request from the City of Edmonton

I can certainly give the tour and would you like me to handle the conversation about how the arena is being paid for? Or did you want a role as well? I can handle it ... but just wanted to check before proceeding.

From: Lynch, Art Sent: Wednesday, August 05, 2009 3:19 PM To: Frisoni, Julie Subject: Re: Request from the City of Edmonton

Please proceed. Thanks

From: Frisoni, Julie To: Lynch, Art Sent: Wed Aug 05 14:58:15 2009 Subject: FW: Request from the City of Edmonton

Let me know what, if anything, you want me to do on this one.

From: Moreno, Jean On Behalf Of Beasley, Ed Sent: Wednesday, August 05, 2009 2:54 PM To: Al Maurer; Beasley, Ed Cc: Janice Webb (Jan); Lynch, Art; Frisoni, Julie Subject: RE: Request from the City of Edmonton

No problem. I am including Art Lynch and Julie Frisoni on this message. They will make the appropriate arrangements for you.

Ed

From: Al Maurer [mailto:Al.Maurer@edmonton.ca] Sent: Wednesday, August 05, 2009 2:47 PM To: Beasley, Ed Cc: Moreno, Jean; Janice Webb (Jan) Subject: Request from the City of Edmonton

Hi Ed - I hope all is well in Glendale. You'll recall that we met at the Large Cities Executive Forum in Phoenix in January. Stephen Mandel, the Mayor of Edmonton is planning to be in the Phoenix area from August 9 to 14. He would like to arrange to see the Jobing.com Arena and talk to you or someone from the City on how the arena is being paid for.

If this request could be accommodated for Mayor Mandel, could I ask that you please contact his office directly to make the arrangements. His scheduling coordinator is Janice Webb and she can be reached at janice.webb@edmonton.ca or A

Thanks Ed.

Al Maurer City Manager City of Edmonton

www.edmonton.ca

EcoVision Edmonton is our vision for an environmentally sustainable city. Go Green! It's Our Nature visit: www.edmonton.ca/environmental/programs/ecovision.aspx

From:	Frisoni, Julie
Sent:	Wednesday, August 12, 2009 11:22 AM
То:	Lynch, Art
Subject:	FW: <no subject=""></no>

From: Mike Sunnucks [mailto:msunnucks@bizjournals.com] Sent: Wednesday, August 12, 2009 10:03 AM To: Frisoni, Julie; Liewer, Jennifer Subject: <no subject>

Have you had any feedback from the Cardinals on the Coyotes package you all are trying to put together?

Mike Sunnucks Reporter 602.308.6507

Check out the newly redesigned **Phoenix Business Journal** 101 N. 1st Ave., Ste. 2300, Phoenix, AZ 85003

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