

Attorney or Party Name, Address, Telephone & . Numbers, and California State Bar Number Franklin C. Adams, Bar No. 85351 BEST BEST & KRIEGER LLP 3750 University Avenue, Suite 400 Riverside, CA 92502-1028 (909) 686-1450 Fax: (909) 686-3083 Attorneys for Trustee, R. L. Goodrich	COURT USE ONLY FILED 01 NOV -6 PM 4:04 CLERK U.S. BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA 
UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA	BY _____ DEPUTY CASE NO.: RS00-25369-MJ
In re: CALIFORNIA DESERT FISH FARMS, INC. <p style="text-align: center;">Debtor(s).</p>	Chapter 7

NOTICE OF SALE OF ESTATE PROPERTY

Sale Date: December 4, 2001	Time: 10:00 a.m.
Location: U.S. Bankruptcy Court, Courtroom #302, 3420 Twelfth Street, Riverside, CA 92501	

Type of Sale: Public Private Last date to file objections: November 20, 2001

Description of Property to be Sold: certain equipment utilized to operate the fish farm which are more specifically identified in Exhibit "1" attached hereto and a small quantity of fish consisting of approximately 520 lbs. of live Tilapia fish

Terms and Conditions of Sale: "as is" without warranty or guarantee and free and clear of any claimed liens, encumbrances or interests with such liens, encumbrances or interests attaching to the proceeds from the sale in the same nature, priority and validity as they may exist prior to the sale pursuant to Section 363 (b)(f) and (m) of the United States Bankruptcy Code as follows: Proposed Buyer has offered to purchase both the Debtor's inventory of equipment for the sum of \$33,000.00 and the fish inventory for the sum of \$936.00 (520 lbs @ 1.80 per lb.) Trustee proposes to sell all of the assets included in Exhibit "1" as a complete lot. However, the Trustee will entertain bids on any lesser portion of the assets listed in Exhibit "1". Further, the Trustee reserves the right to sell to the highest and best bidder and will sell the assets as a whole lot or portions thereof as seems best to him in exercising his reasonable business judgment.

Proposed Sale Price: The equipment will be sold for the sum of \$33,000.00 and the fish inventory for the sum of \$936.00 (520 lbs @ 1.80 per lb.)

Overbid Procedure (If Any): The first acceptable overbid being \$34,936.00 with the bidding to continue in minimum increments of \$500.00 thereafter. Trustee will accept bids for all or any portion of the assets. The Trustee reserves the right to sell the assets as a single lot unified or portions thereof in his reasonable business judgment. Any overbidder must present a cashiers check(s) in the amount of the minimum overbid of \$34,936.00 or the amount of the bidder's offer on any lesser portion of the assets, payable to the Trustee (Robert L. Goodrich) in order to participate in the bidding process.

If property is to be sold free and clear of liens or other interests, list date, time and location of hearing: December 4, 2001 at 10:00 a.m. in Courtroom #302, U.S. Bankruptcy Court, 3420 Twelfth Street, Riverside, CA 92501
 Contact Person for Potential Bidders (include name, address, telephone, fax and/or e:mail address):

Franklin C. Adams
BEST, BEST & KRIEGER, LLP
3750 University Avenue, Suite 400
Riverside, California 92501
Telephone: (909) 686-1450
FAX: (909) 686-3083

Date: 11-6-01

Pope's Antiques & Auctions, Inc.
19345 Indian Ave. P.O. Box 580861
North Palm Springs, Ca. 92258-0861
Phone (760) 329-1077 Fax (760) 329-6057

September 18, 2001

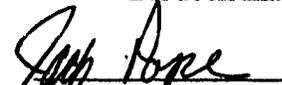
R.L. Goodrich, Trustee

Re : California Desert Fish Farms, Inc.
Case # RS00-25569 MJ

Inventory listing :

29 2 HP Taiwanese paddlewheels
6 3 HP house paddlewheels
3 1 HP Taiwanese paddlewheels
18 2 HP Aire 02 aerators
1 60 KW diesel generator
2 7.5 HP Gardner Denver air compressors
3 ½ HP Aerolator aerators
1 25 KW diesel generator
4 4.8 HP regenerative blowers
1 2.5 HP regenerative blowers
1 gas feeder
1 7.5 HP pump
1 10 HP pump
1 ¼ ton Yale hoist
4 feed storage bins
1 live haul tank and trailer
2 Model 550 YSI oxygen meter
2 Tricoastal Industries hanging scale
4 round fiberglass 150 gallon hatchery tanks
2 Sweeny auto
3 feeders
various Zeigler hatchery belt feeders
1 Aquatic Eco 02 meter
1 YSI 51B 02 meter
10 dip nets
harvesting nets and equipment
1 time clock
10 HP pump motor
1 Chation spring scale
Biodeck material

Auction value : 35,000.00


Jack Pope, adjuster

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FRANKLIN C. ADAMS, Bar No. 85351
LAW OFFICES OF
BEST BEST & KRIEGER LLP
3750 UNIVERSITY AVENUE, SUITE 400
P.O. BOX 1028
RIVERSIDE, CALIFORNIA 92502-1028
TELEPHONE: (909) 686-1450
TELECOPIER: (909) 686-3083

Attorneys for Plaintiff
Robert L. Goodrich, Chapter 7 Trustee

UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
RIVERSIDE DIVISION

In re
CALIFORNIA DESERT FISH FARMS, INC.
Debtor.

Case No. RS 00-25569MJ

Chapter 7
Judge: Meredith A. Jury

NOTICE OF HEARING ON TRUSTEE'S
MOTION FOR ORDER APPROVING
SALE OF ASSETS OF THE ESTATE
FREE AND CLEAR OF LIENS AND
INTERESTS AND AUTHORIZING
PAYMENT OF COMMISSION TO
TRUSTEE'S AGENT
[11 U.S.C. § 363(b)(f) & (m)]

Date: December 4, 2001
Time: 10:00 a.m.
Ctrm: #302, 3rd Floor
3420 Twelfth Street
Riverside, California

EXHIBIT 1

LAW OFFICES OF
BEST, BEST & KRIEGER LLP
3750 UNIVERSITY AVENUE
POST OFFICE BOX 1028
RIVERSIDE, CALIFORNIA 92502

1 TO ALL INTERESTED PARTIES:
2

3 PLEASE TAKE NOTICE that a hearing is scheduled to take place on December 4, 2001 at
4 the hour of 10:00 a.m. in Courtroom No. 302 of the United States Bankruptcy Court. At that hearing
5 Robert L. Goodrich, Chapter 7 Trustee of the above-captioned bankruptcy estate (Trustee"), will
6 move the court for an order authorizing the sale of certain assets of the bankruptcy estate and will
7 request authorization to pay the Trustee's Agent, Jack Pope of Pope's Antiques & Auctions, his
8 commission on the sale. The assets to be sold consist of certain equipment utilized to operate the fish
9 farm which are more specifically identified in Exhibit "1" attached hereto and a small quantity of fish
10 consisting of approximately 520 lbs. of live Tilapia fish (hereinafter collectively identified as "the
11 Assets").
12

13 The essential terms of the sale are that the estate will sell its right, title and interest in the
14 Assets "as is" without warranty or guarantee and free and clear of any claimed liens, encumbrances
15 or interests with such liens, encumbrances or interests attaching to the proceeds from the sale in the
16 same nature, priority and validity as they may exist prior to the sale pursuant to Section 363 (b)(f) and
17 (m) of the United States Bankruptcy Code as follows: Bill Engler, doing business as Pacific Aqua
18 Farms (hereinafter referred to as "Buyer") has offered to purchase both the Debtor's inventory of
19 equipment will be sold for the sum of \$33,000.00 and the fish inventory for the sum of \$936.00 (520
20 lbs @ 1.80 per lb.) A detailed inventory of the items to be sold is attached hereto as Exhibit "1". The
21 Buyer has tendered cashiers checks to the Trustee in the sums of \$29,700.00, \$3,300.00, and \$936.00,
22 respectively, pending the Court's approval of the sale. Trustee proposes to sell all of the assets
23 included in Exhibit "1" as a complete lot. However, the Trustee will entertain bids on any lesser
24 portion of the assets listed in Exhibit "1". Further, the Trustee reserves the right to sell to the highest
25 and best bidder and will sell the assets as a whole lot or portions thereof as seems best to him in
26 exercising his reasonable business judgment.
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28 In the event that the Buyer or any other buyer is the successful bidder and fails to consummate

1 the transaction by reason of his failure to unconditionally pay all of the purchase price, failure to
2 remove the Assets or any other reason not the fault of the Trustee, pursuant to the terms of the court
3 order approving the sale, then the Buyer's deposit shall be non-refundable and immediately forfeit
4 upon such default. Further, the Trustee shall be relieved of any obligation to sell the Assets to such
5 defaulting buyer. Further, said forfeiture shall not be construed as liquidated damages but shall be
6 deemed to be the minimum amount of damages suffered by the estate without prejudice to the
7 Trustee's or the bankruptcy estate's right to pursue further damages for any and all breaches by the
8 successful bidder (Buyer). The proposed sale is subject to overbids, the first acceptable overbid being
9 \$34,936.00 with the bidding to continue in minimum increments of \$500.00 thereafter. **It is further**
10 **contemplated that the sale will be consummated on the day, time, and place of the hearing and**
11 **that the balance of the purchase price determined at the close of bidding shall be then and there**
12 **delivered to the trustee or his representative. Thereafter a bill of sale shall be delivered to the**
13 **successful bidder.** Trustee will accept bids for all or any portion of the assets. The Trustee reserves
14 the right to sell the assets as a single lot unified or portions thereof in his reasonable business
15 judgment. Any overbidder must present a cashiers check(s) in the amount of the minimum overbid
16 of \$34,936.00 or the amount of the bidder's offer on any lesser portion of the assets, payable to the
17 Trustee (Robert L. Goodrich) in order to participate in the bidding process. Buyer agrees to, at his
18 own cost and expense and not as part of the purchase price, remove said Assets from the present
19 location within not less than seven (7) calendar days from the date of entry of an order approving the
20 sale. Buyer agrees to assume responsibility for any sales or use tax imposed by state or local
21 authorities which may result from the sale of the Assets.

22
23 Finally, at the hearing specified above, the Trustee will seek authorization from the Court to
24 pay Trustee's agent his commissions due on the sale at the rate of fifteen percent (15%) of the sale
25 price. The proposed compensation is customary and in the ordinary course of the trade, and in the
26 Trustee's opinion, fair and reasonable.

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28 NOTICE IS FURTHER GIVEN that the Motion will be based on this Notice, the written

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3750 UNIVERSITY AVENUE
POST OFFICE BOX 1028
RIVERSIDE, CALIFORNIA 92502

1 Motion and attached Memorandum of Points and Authorities, Declaration of Robert L. Goodrich and
2 Request for Judicial Notice, and on any other matters properly before the Court at the time of the
3 hearing on the Motion.

4
5 NOTICE IS FURTHER GIVEN that if you wish to oppose the Motion, you must do so in
6 writing and such written opposition must comply with the Rules of Practice and Procedure before the
7 United States Bankruptcy Court for the Central District of California and, pursuant to Local
8 Bankruptcy Rule 9013-1 (1)(g), insure that such opposition is filed with the Court no later than
9 fourteen (14) calendar days prior to the hearing. Any such opposition also must be served on counsel
10 for the Trustee, Franklin C. Adams of Best Best & Krieger, LLP, 3750 University Avenue, Suite 400,
11 Riverside, California 92501, and on the United States Trustee, 3420 Twelfth Street, Riverside,
12 California 92501-3837. Any opposition not so filed and served may be deemed waived.

13
14 NOTICE IS FURTHER GIVEN that all pleadings filed in support of the Motion are available
15 for inspection and copying at the office of the Clerk of the U.S. Bankruptcy Court, 3420 Twelfth
16 Street, Riverside, California during the Court's regular business hours.

17
18 NOTICE IS FINALLY GIVEN that the above captioned matter may be continued to a future
19 date and time and that notice will not be provided unless so ordered by the court.

20
21 DATED: 10-30-, 2001

BEST BEST & KRIEGER LLP

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24 By: 
FRANKLIN C. ADAMS
Attorney for Chapter 7 Trustee
Robert L. Goodrich

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EXHIBIT 1

Pope's Antiques & Auctions, Inc.

19345 Indian Ave. P.O. Box 580861
North Palm Springs, Ca. 92258-0861
Phone (760) 329-1077 Fax (760) 329-6057

September 18, 2001

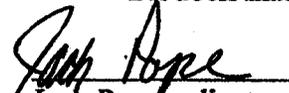
R.L. Goodrich, Trustee

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4 4.8 HP regenerative blowers
1 2.5 HP regenerative blowers
1 gas feeder
1 7.5 HP pump
1 10 HP pump
1 ¼ ton Yale hoist
4 feed storage bins
1 live haul tank and trailer
2 Model 550 YSI oxygen meter
2 Tricoastal Industries hanging scale
4 round fiberglass 150 gallon hatchery tanks
2 Sweeny auto
3 feeders
various Zeigler hatchery belt feeders
1 Aquatic Eco 02 meter
1 YSI 51B 02 meter
10 dip nets
harvesting nets and equipment
1 time clock
10 HP pump motor
1 Chattion spring scale
Biodeck material

Auction value : 35,000.00


Jack Pope, adjuster