

<p>Attorney or Party Name, Address, Telephone &amp; FAX Nos., State Bar No. &amp; Email Address</p> <p>Howard M. Ehrenberg (CA Bar No. 125527)                  Marcus A. Tompkins (CA Bar No. 190922)                  SulmeyerKupetz                  A Professional Corporation                  333 South Hope Street, Thirty-Fifth Floor                  Los Angeles, California 90071-1406                  Telephone: 213.626.2311 Facsimile: 213.629.4520</p> <p><input type="checkbox"/> Individual appearing without attorney  <input checked="" type="checkbox"/> Attorney for: John J. Menchaca, Chapter 7 Trustee</p>	<p>FOR COURT USE ONLY</p>
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<p><b>UNITED STATES BANKRUPTCY COURT                  CENTRAL DISTRICT OF CALIFORNIA - LOS ANGELES DIVISION</b></p>	
<p>In re:                  KENNETH D. SCHACTER,</p> <p style="text-align: right;">Debtor(s).</p>	<p>CASE NO.: 2:11-bk-60372-ER                  CHAPTER: 7</p> <p style="text-align: center;"><b>NOTICE OF SALE OF ESTATE PROPERTY</b></p>

<p><b>Sale Date:</b> July 24, 2013</p>	<p><b>Time:</b> 11:00 a.m.</p>
<p><b>Location:</b> U.S. Bankruptcy Court, Courtroom 1568, 255 East Temple St., Los Angeles, CA 90012</p>	

**Type of Sale:**  Public  Private      **Last date to file objections:** July 10, 2013

**Description of property to be sold:** Vintage movie posters and related memorabilia. An itemized list of the items is attached hereto.

**Terms and conditions of sale:** The property shall be sold "as is," without any representations or warranties. The property shall be sold free and clear of all liens and other interests. The complete sale terms and conditions are set forth in an "Asset Purchase Agreement," which you may obtain by contacting the undersigned.

**Proposed sale price:** \$40,000

Overbid procedure (if any): See attached.

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If property is to be sold free and clear of liens or other interests, list date, time and location of hearing:

July 24, 2013

11:00 a.m.

U.S. Bankruptcy Court

Courtroom 1568

255 East Temple St., Los Angeles, CA 90012

Los Angeles, CA 90012

Contact person for potential bidders (include name, address, telephone, fax and/or email address):

Marcus A. Tompkins

SulmeyerKupetz, A Professional Corporation

A Professional Corporation

333 South Hope Street, 35th Floor

Los Angeles, California 90071-1406

Tel.: 213.626.2311

Fax: 213.629.4520

E-mail: mtompkins@sulmeyerlaw.com

Date: June 19, 2013

**DESCRIPTION OF PROPERTY TO BE SOLD**

1. CLOSE ENCOUNTERS OF THE THIRD KIND 1 sheet mockup- loose
2. ALIEN GIGER PORTFOLIO- loose
3. LIFE BOAT-Approx . (75) 8 x 10 photos (half are reprints)- BOX 4
4. BLAIR WITCH (20 posters- loose
5. SAUL BASS ARCHITECTURAL poster- (2) Loose
6. BRIDES ARE LIKE THAT- British Ad- Loose
7. LA PARISSIENE (4) Color 8 x 10 Stills –BOX 4
8. IT'S A MAD, MAD, MAD WORLD 40 x 60 – Tube
9. GIANT- Approx. (15) Contact still sheets- BOX 4
10. MOLE PEOPLE- 3 Sheet- Tube
11. BEN-HUR 40 x 60- Tube
12. WHATEVER HAPPENED TO BABY JANE 30 x 40- Tube
13. RUDOLPH VALENTINO AUTOGRAPH PHOTO- Box 1
14. DUCK SOUP LC- Approx 40 % restored- Box 1
15. BEN-HUR- Set of Folios- loose
16. MISFITS Costume sketch by Jean Louis- loose
17. LONELY TRAIL- Insert, framed
18. KING KONG 10 x 13- Box 11
19. MASK OF FU MANCHU 10 x 13- Box 11
20. WEREWOLF OF LONDON- Insert- loose
21. INVADRES FROM MARS- One Sheet- loose
22. THIS ISLAND EARTH –Insert- loose
23. PHANTOM OF THE OPERA (Raines) Insert- loose
24. GHOST OF FRANKENSTEIN- Insert- loose

25. BULLITT- (2) Japanese posters- loose
26. THUNDERBALL- Japanese poster- loose
27. RITA HAYWORTH Chesterfield Poster- loose
28. SAM PECKINPAH'S WEST Poster- loose
29. W. C. FIELDS 8 x 10 portrait- Box 4
30. DINNER AT EIGHT- 8 x 10- Box 4
31. LENA HORNE- RCA Victor Poster- loose
32. HELP (3) Polish Posters- loose
33. RETURN OF THE VAMPIRE (5) 8 x 10 stills- Box 4
34. THE EGYPTIAN- set of 11 x 14 stills- Box 4
35. CLIFF RICHARD AND THE SHADOWS CONCERT POSTER- loose
36. TV GUIDE (3) Dye Transfer Prints- loose
37. HOLLYWOOD PENCIL TISSUES GROUP- loose
38. ANNA STENN (8) 11 x 14 Ruth Hariett Louise portraits- loose
39. GENE TIERNEY 11 x 14 portrait- damaged- Box 6
40. CANTER THE GREAT MAGICIAN- window card- Unmarked box
41. ELVIS window cards- CLAMBAKE, DOUBLE TROUBLE- Unmarked box
42. DON'T KNOCK THE ROCK – insert- unmarked box
43. LEGENDS DC COMIC ILLUSTRATIONS- unmarked box
44. BABES IN HOODLUM (2) sets- Box 15
45. STAIRWAY TO HEAVEN- deluxe LC- Box 15
46. STAR WARS Quad- Box 15
47. STAR WARS Foreign 3 sheet- Box 5
48. TREASURE OF SIERRA MADRE- French 60s reissue- Unnumbered box
49. PURSUIT OF THE GRAF SPEE- PK- Un numbered box
50. FROM RUSSIA WITH LOVE- French- Original ?- Un numbered box

51. GOLDFINGER- French original ?- Un Numbered box
52. DIAMONDS ARE FOREVER- French original ?- Un numbered box
53. GOOD, BAD AND THE UGLY- French Reissue- Un numbered box
54. GOOD FELLAS- several rolled 1 sheets- un numbered box
55. MY OWN PRIVATE IDAHO- 1 sheet- Un numbered box
56. STAR WARS COCA COLA publicity poster- Box 12 rolled posters
57. HIGH SOCIETY one sheet- Sinatra signed- Box 12 rolled posters
58. MANHATTAN- LC set- Un Numbered box from Heritage
59. QUEST FOR FIRE- PK- Un Numbered box from Heritage
60. 2001 Half Sheet- Un Numbered box from Heritage
61. LAST MAN ON EARTH Half Sheet- Un Numbered box from Heritage
62. CHANDU LC- Un Numbered box from Heritage
63. QUARTER BACK LC set- Un Numbered box from Heritage
64. MONTE CARLO BAY LC set- Un Numbered box from Heritage
65. TARZAN ESCAPES- Spanish 3 sheet- Un Numbered box from Heritage
66. Entire box un numbered 2 from Heritage with inventory: (a) 27 single page ad, publicity or short story, (b) 85 pressbooks, (c) Buyback 22 press books that were in lots of 2 or more, (d) Reproduction Magnum Force- repro. Poster 8 F
67. GRETA GARBO (4) 8 x 10 stills- Box 5
68. GREAT ZIEGFELD (3) 8 x 10 stills- Box 5
69. HAROLD LLOYD- (7) behind the scenes - 8 x 10 stills- Box 5
70. HOW GREEN WAS MY VALLEY- 8 x 10 still- Box 5
71. GRAND HOTEL- 8 x 10 still- Box 5
72. LOVE ME TONIGHT- 8 x 10 still- Box 5
73. DANCING LADY- 8 x 10 still- Box 5
74. IRENE DUNNE- 8 x 10 still- Box 5
75. LAUREL AND HARDY- (2) 8 x 10 still- Box 5

76. MY FAIR LADY- (3) 8 x 10 still- Box 5
77. CRY HAVOC- 8 x 10 still- Box 5
78. CHASE, THE- 8 x 10 still- Box 5
79. WHO'S AFRAID OF VIRGINIA WOOLF- 8 x 10 still- Box 5
80. FEMALE ON THE BEACH- Approx. 100 8 x 10 linen book stills
81. THREE STOOGES- 4 x 5 Framed- Box KS 264540212
82. BORIS KARLOFF- 5 x 7 signed, framed- Box KS 264540212
83. PETER PAN (DISNEY) (19) 8 x 10 stills- Box KS 264540212
84. STUDIO OVERHEAD SHOT- 11 x 14- Box KS 264540212
85. JOHN WAYNE (3) 11 x 14- Box KS 264540212
86. SWING PARADE OF 1946 Insert- Box 12
87. VANISHING BODY- Re issue HS- Box 12
88. GHOST GOES WEST- HS- Box 12
89. MAN WITH THE GODLEN GUN- Japanese- Box 12
90. TWO FOR THE ROAD- Japanese- 2 styles- Box 12
91. SILENCE OF THE LAMBS- signed one sheet- Box 12
92. HARD BOILED- signed- Hong Kong poster- Box 12
93. NUDE RESTAURANT- Poster- Box 12
94. STAR WARS- Teaser B one sheet- Box 12
95. DOUBLE FANTASY record poster- Box 12
96. THE WIZ- advance one sheet- Box 12
97. LAST PICTURE SHOW- re-issue signed one sheet- Box 12
98. LAST PICTURE SHOW- review one sheet- Box 12
99. MANCHURIAN CANDIDATE- reissue signed- Box 12
100. FISTFULL OF DOLLARS 40 x 60- Box 40 x 60
101. BULLITT- small Japanese- Box 40 x 60

102. STAR WARS TRIPLE ENGAGEMENT POSTER- Box 40 x 60
103. FRIDAY THE 13th one sheet- Box 40 x 60
104. JUBILEE- British quad- Box 40 x 60
105. SAM PECKINPAH WEST VINYL POSTER (second copy)- Box 40 x 60
106. EMERALD FOREST Portfolio- loose
107. STRANGERS ON A TRAIN (5) character make-up charts- Plastic crate MO 5/13
108. FRANK SINATRA (2) snap shots- Plastic crate MO 5/13
109. HUMPHREY BOGART snap shot- Plastic crate MO 5/13
110. HOW GREEN WAS MY VALLEY- (20) 8 x 10- Plastic crate MO 5/13
111. JANE RUSSELL- color Esquire post card- Plastic crate MO 5/13
112. African American film stills- Approx. 100- Plastic crate MO 5/13
113. LEFT HAND OF GOD- box 8 x 10 stills Approx. 50- Plastic crate MO 5/13
114. JABERWOCKY- (5) one sheets- Japanese Poster Box
115. TOPPER- Campaign book- Japanese Poster Box
116. MANHATTAN- one stop poster- Japanese Poster Box
117. LUCILLE BALL Signed check- Japanese Poster Box
118. BIGGER SPLASH Window Card- Japanese Poster Box
119. THING, THE- (17) Japanese posters- Japanese Poster Box
120. DEAD RACE 2000 (2) Japanese posters- Japanese Poster Box
121. NEW FACES- 24 sheet Japanese Poster Box
122. TRON- (5) Japanese- Japanese Poster Box
123. TRON- (3) Japanese, second style- Japanese Poster Box
124. FLASH GORDON- Japanese- Japanese Poster Box
125. ROLLER BOOGIE- Japanese- Japanese Poster Box
126. SEED- Postcard booklet- Box 29
127. MAKE A MONSTER- Framed mini poster- Japanese Poster Box

## **OVERBID PROCEDURES**

### **1. Eligibility/Qualifications to Make Competing Bids**

A party may submit an overbid at the hearing only if such party tendered the following to the Trustee by 5:00 p.m., Pacific Standard Time, at least two business days before the hearing:

- a. A cash deposit in the amount of at least \$15,000.00, paid by cashier's check payable to "John J. Menchaca, Chapter 7 Trustee."
- b. A purchase agreement, signed by the bidder, that contains a purchase price of at least \$50,000.00 (the "Minimum Initial Overbid Amount"), and contains other terms that are the same as, or no less favorable to the Estate (in the Trustee's sole discretion), to the terms stated in the Purchase Agreement between the Trustee and the current proposed buyer.
- c. Evidence reasonably satisfactory to the Trustee that the bidder has the financial and other ability to consummate a purchase/sale of the property (examples of such evidence include, without limitation, a current bank statement or financial statement, or a letter from a lender indicating that the bidder has been pre-approved for a loan).

### **2. Auction**

If the Trustee receives a bid from a qualified bidder (a "Qualified Overbid"), an auction will be conducted at the hearing on this motion (the "Auction"). At the commencement of the Auction, the Trustee will announce the opening bid, which will be the Qualified Overbid that the Trustee determines, in his sole discretion, is the highest and/or best Qualified Overbid. During the Auction, any participant may increase his/her/its bid by another bid that provides for consideration that exceeds the then highest bid by at least \$5,000.00 (the "Minimum Bid Increment").

At the conclusion of the Auction, the Trustee will request authority to sell the Second Lot to the bidder who makes the highest and/or best Qualified Overbid (the "Winning Bidder"), and for authority to sell the Second Lot to the next highest bidder if the Winning Bidder fails to timely perform.

### **3. Application or Forfeiture of Deposit**

The deposit of every bidder other than the Winning Bidder will be returned to the bidder. The deposit of the Winning bidder will be applied towards the purchase price upon consummation of the sale. If, however, the Winning Bidder fails to close the sale by the closing date agreed to by the Trustee and the Winning Bidder, for any reason other than a material breach by the Trustee, then \$15,000 of the deposit tendered by the Winning Bidder shall be non-refundable and forfeited to the Trustee.

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:  
333 South Hope Street, Thirty-Fifth Floor, Los Angeles, California 90071-1406

A true and correct copy of the foregoing document entitled: **NOTICE OF SALE OF ESTATE PROPERTY** will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)**: Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On *(date)* June 19, 2013, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:  
Jon R Barker on behalf of Defendant Kenneth D Schacter  
jon@jonbarkerlaw.com

Guy R Bayley on behalf of Other Professional Guy R Bayley  
bayleyco@sbcglobal.net

David I Brownstein on behalf of Creditor Robert C. Manheim  
brownsteinlaw@gmail.com

David I Brownstein on behalf of Plaintiff Robert C. Manheim  
brownsteinlaw@gmail.com

John J Menchaca (TR)  
jmenchaca@menchacacpa.com, ca87@ecfcbis.com;igaeta@menchacacpa.com

James B Smith on behalf of Debtor Kenneth D Schacter  
jim@jamesbsmithlaw.com

James B Smith on behalf of Interested Party David Bishop  
jim@jamesbsmithlaw.com

Marcus Tompkins on behalf of Interested Party Courtesy NEF  
mtompkins@sulmeyerlaw.com, jbartlett@sulmeyerlaw.com

Marcus Tompkins on behalf of Plaintiff John J Menchaca  
mtompkins@sulmeyerlaw.com, jbartlett@sulmeyerlaw.com

Marcus Tompkins on behalf of Trustee John J Menchaca (TR)  
mtompkins@sulmeyerlaw.com, jbartlett@sulmeyerlaw.com

United States Trustee (LA)  
ustregion16.la.ecf@usdoj.gov

Darlene C Vigil on behalf of Creditor Courtesy NEF  
cdcaecf@bdfgroup.com

Kristin S Webb on behalf of Creditor Courtesy NEF  
bknotice@rcolegal.com

Brian D Wesley on behalf of Creditor State Board Of Equalization  
brian.wesley@doj.ca.gov

Jeffrey N Williams on behalf of Creditor Courtesy NEF

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MTOMPKINS\ 2403243.1 This form is mandatory. It has been approved for use in the United States Bankruptcy Court for the Central District of California.

jwilliams@wargofrench.com

Hatty K Yip on behalf of U.S. Trustee United States Trustee (LA)  
hatty.yip@usdoj.gov

Christine Zarifian on behalf of Creditor State Board Of Equalization  
christine.zarifian@doj.ca.gov

Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL:**

On (date) June 19, 2013, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

The Honorable Ernest M. Robles  
U.S. Bankruptcy Court  
Roybal Federal Building  
Bin outside of Suite 1560  
255 E. Temple Street  
Los Angeles, CA 90012-3332

Service information continued on attached page

**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served):** Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (date) \_\_\_\_\_, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

June 19, 2013      Maria R. Viramontes      /s/ Maria R. Viramontes  
*Date*                      *Printed Name*                      *Signature*