

Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address JACQUELINE L. JAMES (State Bar No. 198838) LEVENE, NEALE, BENDER, YOO & BRILL L.L.P. 10250 Constellation Boulevard, Suite 1700 Los Angeles, CA 90067 Telephone: (310) 229-1234 Facsimile: (310) 229-1244 Email: jjj@lnbyb.com Proposed Attorneys for Edward M. Wolkowitz, Chapter 7 Trustee <input type="checkbox"/> Individual appearing without attorney <input type="checkbox"/> Attorney for:	FOR COURT USE ONLY
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UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA - LOS ANGELES DIVISION	
In re: RHODEN D. SKYLES, Debtor(s).	CASE NO.: 2:14-bk-15942-RN CHAPTER: 7 NOTICE OF SALE OF ESTATE PROPERTY

Sale Date: 06/25/2015	Time: 9:30 am
Location: Courtroom 1645, 255 E. Temple Street, Los Angeles, CA 90012	

Type of Sale: Public Private **Last date to file objections:** 06/11/2015

Description of property to be sold:
See attached Exhibit "1"

Terms and conditions of sale: See attached Exhibit "1"

Proposed sale price: \$ 35,000.00

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

Overbid procedure (*if any*): See attached Exhibit "1"

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

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

Edward M. Wolkowitz
800 South Figueroa Street, Suite 1260
Los Angeles, CA 90017
Tel. No. 310-229-1234
Fax No. 213-627-7194
Email: emw@lnbyb.com

Date: 06/03/2015

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

EXHIBIT 1

Description of Property to be Sold and Terms and Conditions of Proposed Sale:

The Property being sold is the Estate's right, title and interest in the claims of Rhoden D. Skyles (the "Debtor") for, potentially among other things, perceived and/or race discrimination, retaliation, wrongful termination and declaratory relief (the "Claims") against Nadel, Inc. ("Nadel") and certain Does, as alleged in that certain Complaint filed in Los Angeles Superior Court Case No. BC554840 entitled *Skyles v. Nadel, Inc., et al.* (the "State Court Action"). A true and correct copy of the Complaint is attached as **Exhibit 1** to the Declaration of Edward M. Wolkowitz annexed to the Motion seeking approval of the proposed settlement and sale of the Claims currently on file with the Court.

Pursuant to the Motion, the Trustee seeks approval of the settlement (the "Settlement"), subject to overbid, reached with defendant Nadel regarding the State Court Action and the Claims. Pursuant to the Settlement, Nadel will pay to the estate \$35,000 (the "Settlement Amount") in exchange for the dismissal of the State Court Action with prejudice. The Trustee has received \$10,000 of the Settlement Amount. Under the Settlement, the remaining Settlement Amount will be paid after the entry of a Court order approving the Settlement.

Overbid Procedures:

1. Any party interested in submitting a bid for the purchase of the Claims must attend the hearing on the Motion (the "Sale Hearing") or be represented by an individual with authority to participate in the auction at the Sale Hearing.

2. The initial overbid for the Claims must be for at least \$40,000, with each additional bid to be in an increment of at least \$1,000.

3. All overbidders must deliver a deposit to the Trustee (Edward M. Wolkowitz, 800 S. Figueroa Street, Suite 1260, Los Angeles, California 90017) in the form of a cashier's check made payable to "Edward M. Wolkowitz, Chapter 7 Trustee," in the amount of \$10,000 (the "Deposit"), at or prior to the Sale Hearing to participate in the auction at the Sale Hearing.

4. The Deposits of the overbidders who are not deemed to be the successful bidder at the conclusion of the auction at the Sale Hearing shall be returned to such overbidders immediately after the Sale Hearing. The Deposit of the successful bidder shall be held by the Trustee pending the closing of the sale of the Claims.

5. The successful bidder shall be required to deliver the difference between the final purchase price and the amount of the Deposit to the Trustee (Edward M. Wolkowitz, 800 S. Figueroa Street, Suite 1260, Los Angeles, California 90017) in the form of a cashier's check made payable to "Edward M. Wolkowitz, Chapter 7 Trustee" within three (3) business days after the Sale Hearing. If the successful bidder fails to deliver the foregoing payment, or is otherwise unable or unwilling to consummate the purchase of the Claims, the Deposit of the successful bidder shall be forfeited.

6. In the event that the successful overbidder does not timely consummate the purchase of the Claims, the Trustee shall be authorized to proceed with the sale of the Claims to the next highest overbidder (including entering into the Settlement), without further notice, hearing or Court order.

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:

10250 Constellation Boulevard, Suite 1700, Los Angeles, CA 90017

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) 06/03/2015, 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:

United States Trustee (LA)
ustpregion16.la.ecf@usdoj.gov

Service information continued on attached page

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

On (date) 06/03/2015, 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.

Hon. Richard M. Neiter
255 E. Temple Street
Suite 1652 / Courtroom 1645
Los Angeles, CA 90012

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.

06/03/2015
Date

Marla L. Manion
Printed Name

/s/ Marla L. Manion
Signature

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