

<p>Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address</p> <p>ERIC P. ISRAEL (State Bar No. 132426) eisrael@dgdk.com ZEV SHECHTMAN (State Bar No. 266280) zshechtman@dgdk.com DANNING, GILL, DIAMOND & KOLLITZ, LLP 1900 Avenue of the Stars, 11th Floor Los Angeles, CA 90067-4402 Telephone: (310) 277-0077 Facsimile: (310) 277-5735</p> <p><input type="checkbox"/> Individual appearing without attorney <input checked="" type="checkbox"/> Attorney for: Brad D. Krasnoff, Chapter 7 Trustee</p>	<p>FOR COURT USE ONLY</p>
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**UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA - LOS ANGELES DIVISION**

<p>In re:</p> <p>DARREN D. PYNN,</p> <p style="text-align: right;">Debtor(s).</p>	<p>CASE NO.: 2:14-bk-28537-TD CHAPTER: 7</p> <p style="text-align: center;">NOTICE OF SALE OF ESTATE PROPERTY</p>
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<p>Sale Date: 04/29/2015</p>	<p>Time: 10:00 am</p>
<p>Location: Courtroom 1345, United States Bankruptcy Court, 255 East Temple St., Los Angeles, CA 90012</p>	

Type of Sale: Public Private **Last date to file objections:** 04/15/2015

Description of property to be sold:

An offer to purchase the Bicycles and Guitars as a lot has been accepted: (a) Bicycles: \$5,450; and (b) Guitars: \$3,900, The sale is to be "as is" and "where is," with no warranty or recourse whatsoever. The sale is subject to Court approval and the Court may entertain higher and better bids at the time of the hearing on the Motion.

Terms and conditions of sale: SEE THE ATTACHED NOTICE

Proposed sale price: \$ 9,350.00

Overbid procedure (if any): SEE THE ATTACHED NOTICE.

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

April 29, 2015
10:00 a.m.
United States Bankruptcy Court
Courtroom 1345
255 East Temple Street
Los Angeles, CA 90012

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

ZEV SHECHTMAN
zshechtman@dgd.com
DANNING, GILL, DIAMOND & KOLLITZ, LLP
1900 Avenue of the Stars, 11th Floor
Los Angeles, CA 90067-4402
(310) 277-0077 - Tel.
(310) 277-5735 - Fax

Date: 04/02/2015

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6 Attorneys for Brad D. Krasnoff, Chapter 7 Trustee

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8 **UNITED STATES BANKRUPTCY COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
10 **LOS ANGELES DIVISION**

11 In re
12 DARREN D. PYNN,
13 Debtor.

Case No. 2:14-bk-28537-TD
Chapter 7

**TRUSTEE'S NOTICE OF MOTION FOR
ORDER: (1) AUTHORIZING SALE OF
ESTATE'S RIGHT, TITLE AND
INTEREST IN PERSONAL PROPERTY;
(2) APPROVING OVERBIDDING
PROCEDURES; AND (3) FINDING
BUYER TO BE A GOOD FAITH
PURCHASER**

Date: April 29, 2015
Time: 10:00 a.m.
Ctrm.: "1345"
United States Bankruptcy Court
255 East Temple Street
Los Angeles, California 90012

21 **TO THE HONORABLE THOMAS B. DONOVAN, UNITED STATES**
22 **BANKRUPTCY JUDGE, AND INTERESTED PARTIES:**

23 **PLEASE TAKE NOTICE THAT** On April 29, 2015, at 10:00 a.m. in Courtroom 1345 of
24 the United States Bankruptcy Court, located at 255 East Temple Street, Los Angeles, California
25 90012, Brad D. Krasnoff, the Chapter 7 trustee (the "Trustee") for the estate of Darren Pynn (the
26 "Debtor"), will and has contemporaneously filed a motion (the "Sale Motion") with the Court for
27 an order: (1) authorizing the sale, pursuant to 11 U.S.C. § 363, of the estate's right, title and interest
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1 in (A) bicycles and (B) guitars and other musical equipment (collectively, the “Property”); (2)
2 approving overbid procedures; and (3) finding the Buyer to be a good faith purchaser.

3 **PLEASE TAKE FURTHER NOTICE THAT** the Sale Motion is set for hearing pursuant
4 to Local Bankruptcy Rule 9013-1 and 6004-1. Pursuant to LBR 6004-1(c)(3) the Trustee provides
5 notice of the following information regarding the sale:

6 **A. The Date, Time and Place of the Hearing on the Proposed Sale:** April 29, 2015,
7 at 10:00 a.m., Courtroom 1345, United States Bankruptcy Court, 255 East Temple Street, Los
8 Angeles, California 90012.

9 **B. The Name and Address of the Proposed Buyer:** Debtor, Darren D. Pynn, 4612
10 Ostrom Avenue, Lakewood CA 90713 (the “Buyer”).

11 **C. A Description of the Property to be Sold:** the estate’s right, title and interest in
12 (1) **Bicycles** (the “Bicycles”) described in the purchase and sale agreement attached with the
13 Sale Motion as Exhibit “1” to the Declaration of Brad D. Krasnoff and Exhibit “A” thereto; and
14 (2) **Guitars and other musical equipment** (“Guitars”) described in the purchase and sale
15 agreement attached with the Sale Motion as Exhibit “2” to the Declaration of Brad D. Krasnoff and
16 Exhibit “A” thereto.

17 **D. The Terms and Conditions of the Proposed Sale, Including the Price and All**
18 **Contingencies:** All terms are specifically and exclusively set forth in the two separate purchase and
19 sale agreements (the “PSAs”) attached with the Sale Motion as Exhibits “1” and “2” to the
20 Declaration of Brad D. Krasnoff. Without limiting the specificity thereof, salient terms include:

21 **1. Purchase Prices:**

22 (a) **Bicycles:** \$5,450; and

23 (b) **Guitars:** \$3,900

24 **2. Initial Deposits:**

25 (a) **Bicycles:** \$2,500, non-refundable unless the Property is sold to an
26 overbidder other than the Debtor; and

27 (b) **Guitars:** \$2,500, non-refundable unless the Property is sold to an
28 overbidder other than the Debtor.

1 **3. Free and Clear of Debtor's Exemption:** The Purchase Prices are
2 calculated based on the estimated net equity after accounting for the
3 Debtor's exemption. Accordingly, the Debtor, as Buyer, waives any and all
4 rights to his claimed exemptions with respect to the Property and such
5 Property shall be sold free and clear of the Debtor's exemption claims.

6 **4. Closing Deadline:** Five Calendar days after entry of order approving Sale
7 Motion;

8 **5. No Contingencies, etc.:** There are no Contingencies, and the sale is "as
9 is" and "where is" with no warranty or recourse whatsoever; and

10 **6. Subject to Overbids:** See Section F below.

11 **E. Whether the Sale is Free and Clear of Liens, Claims or Interests, or Subject to**
12 **Them, and a Description of all such Liens, Claims or Interests:** Trustee is not aware of any
13 liens, claims or interests affecting the Property. The sale to Debtor as Buyer is free and clear of the
14 Debtor's claims of exemption.

15 **F. Whether the Sale is Subject to Higher and Better Bids:** The sale is subject to
16 higher and better bids ("Overbids"). Overbidding procedures are set forth in the overbid form (the
17 "Overbid Form"), Exhibit "3" to the Declaration of Brad D. Krasnoff, and are summarized and/or
18 supplemented as follows:

- 19 • **Lot Sales:** Each of the lots of Bicycles and Guitars is being sold as a
20 separate lot.
- 21 • **Minimum Overbid:**
 - 22 1. Bicycles: \$8,500, as a lot; and
 - 23 2. Guitars: \$6,750, as a lot.
- 24 • **Overbidding Increments:** \$250;
- 25 • **Initial Deposit:** \$2,500 Cashier's Check payable to Brad Krasnoff, Chapter
26 7 Trustee (the "Initial Deposit");

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- 1 • **Overbid Form:** All terms for Overbidders are set forth in the Overbid Form,
2 this Notice, the Sale Motion and the purchase and sale agreement, and
3 Overbidders must accept all such terms.
- 4 • **Qualifications for Overbidding:** The Initial Deposit and executed Overbid
5 Form must be delivered to Danning, Gill, Diamond & Kollitz, LLP, Attn:
6 Zev Shechtman, 1900 Avenue of the Stars, 11th Floor, Los Angeles,
7 California, 90067-4402 by April 27, 2015 at 5:00 p.m. The Trustee has sole
8 discretion to waive such deadline. In any event, no party will be allowed to
9 participate in the Court sale absent timely delivery of the Initial Deposit and
10 Overbid Form, in a form acceptable to the Trustee, prior to the
11 commencement of the auction.
- 12 • **Evidence Supporting Good Faith Finding:** Qualified bidders must sign
13 declarations appended to the Overbid Form disclosing any connection with
14 the Debtor or the Trustee.
- 15 • **Back-up Bidder:** Any qualified Overbidder who is not the successful
16 Overbidder may opt to be a back-up bidder, in which case such back-up
17 bidder's Initial Deposit will be retained by the Trustee until the sale closes.
18 The Trustee will select the best and highest back-up bidder(s) in the
19 Trustee's discretion.
- 20 • **Sales Tax:** Buyer to pay any applicable sales tax.

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22 **G. The Consideration to be Received by the Estate, Including Estimated**
23 **Commissions, Fees, and other Costs of Sale:** The estate will receive the entire sale proceeds if the
24 sale is to the Debtor. If a party other than the Debtor is the successful Overbidder, such proceeds
25 will be reduced by the amounts of the Debtor's exemptions: \$2,500 for the Bicycles and \$2,250 for
26 the Guitars.

27 **H. If Authorization is Sought to Pay a Commission, the Identity of the Auctioneer,**
28 **Broker, or Sales Agent and the Amount or Percentage of the Proposed Commission to be**

1 **Paid:** Not Applicable.

2 **I. A Description of the Estimated or Possible Tax Consequences to the Estate, if**
3 **Known, and how any Tax Liability Generated by the Sale of the Property will be Paid:** None.

4 **J. The Date by which an Objection must be Filed and Served:** April 15, 2015.

5 This Sale Motion is based on this notice of Sale Motion, the separate Notice of Sale Motion
6 and Sale Motion, the accompanying memorandum of points and authorities, declaration of Brad
7 Krasnoff and request for judicial notice, and such other evidence properly presented to the Court at
8 or before the hearing on the Sale Motion.

9 NOTICE IS ALSO GIVEN that the motion is being heard on regular notice pursuant to
10 LBR 9013-1. If you wish to oppose the motion, you must file a written response with the Court
11 and serve a copy of it upon the Trustee no less than fourteen (14) days prior to the above hearing
12 date. If you fail to file a written response to the motion within such time period, the Court may treat
13 such failure as a waiver of your right to oppose the motion and may grant the requested relief.

14 If you fail to file a written response in accord with these requirements, the Court may treat
15 such failure as a waiver of your right to oppose the motion and may grant the requested relief.

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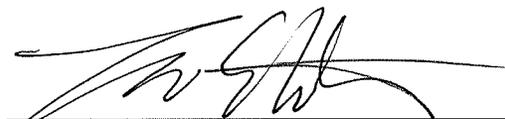
17 DATED: April 1, 2015

DANNING, GILL, DIAMOND & KOLLITZ, LLP

18

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By:



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ZEV SHECHTMAN

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Attorneys for Brad D. Krasnoff, Chapter 7 Trustee

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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 1900 Avenue of the Stars, 11th Floor, Los Angeles, CA 90067-4402.

A true and correct copy of the foregoing document entitled (*specify*): 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 April 2, 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:

Service information continued on attached page.

2. SERVED BY UNITED STATES MAIL: On April 2, 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.

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 April 2, 2015, 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.

Via Personal Delivery (Alissi) – to be delivered April 3, 2015.
The Honorable Thomas B. Donovan
U.S. Bankruptcy Court
Roybal Federal Building
Bin outside of Suite 1352
255 E. Temple Street
Los Angeles, CA 90012

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.

April 2, 2015

Date

Patricia Morris

Printed Name

/s/ PATRICIA MORRIS

Signature

ADDITIONAL SERVICE INFORMATION (if needed):

1. SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (“NEF”)

Marc Andrews on behalf of Creditor Wells Fargo Bank, National Association
sandra.g.mcmasters@wellsfargo.com

J Sheldon Capeloto on behalf of Creditor Wells Fargo Bank, National Association
jcapeloto@capelotolaw.com

Melanie Scott Green on behalf of U.S. Trustee United States Trustee (LA)
Melanie.green@usdoj.gov

Eric P Israel on behalf Ch. 7 Trustee eisrael@dgdk.com, danninggill@gmail.com;eisrael@ecf.inforuptcy.com

Brad D Krasnoff (TR)
joyce.mcdaniel@lewisbrisbois.com, bkrasnoff@ecf.epiqsystems.com

Nam Le on behalf of Debtor Darren D Pynn
nam@jlglawyers.com, cynthia@jlglawyers.com

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

Zev Shechtman on behalf Ch. 7 Trustee zshechtman@dgdk.com, danninggill@gmail.com;zshechtman@ecf.inforuptcy.com

2. SERVED BY U.S. MAIL

Debtor
Darren D Pynn
4612 Ostrom Avenue
Lakewood, CA 90713-2828