

Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address

FOR COURT USE ONLY

☐ Individual appearing without attorney
☒ Attorney for:

In re:

CASE NO.: 9:15-bk-12508-PC

CHAPTER: 7

NOTICE OF SALE OF ESTATE PROPERTY

Sale Date: 05/07/2016

Time: 11:00 am

Location: Pope's Antiques & Auctions, Inc., 55898 Santa Fe Trail, Yucca Valley, CA 92284

Last date to file objections: 04/30/2016

Miscellaneous new and used appliances; see "Attachment A".

Property sold as-is for all cash. Sale is free and clear of liens.

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):

The proposed sale is a public sale and auction.

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

No hearing set.

Any objection to the sale free and clear of liens must file a written objection by April 30, 2016.

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

Jack Pope
P.O. Box 2167
Yucca Valley, CA 92286
email: jackpope1@aol.com
Tel: (760) 329-1077

Date: 04/13/2016

ATTACHMENT A

<p>Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address JEREMY W. FAITH MARGULIES FAITH LLP 16030 Ventura Boulevard, Suite 470 Encino, CA 91436 Telephone: (818) 705-2777 Facsimile: (818) 705-3777 Email: Jeremy@MarguliesFaithLaw.com</p> <p>Chapter 7 Trustee</p> <p><input type="checkbox"/> Debtor(s) appearing without an attorney <input checked="" type="checkbox"/> Chapter 7 Trustee</p>	<p>FOR COURT USE ONLY</p>
<p align="center">UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA - NORTHERN DIVISION</p>	
<p>In re:</p> <p>JOONHAM KIM,</p> <p align="center">Debtor.</p>	<p>CASE NO.: 9:15-bk-12508-PC CHAPTER: 7</p> <p align="center">NOTICE OF MOTION FOR ORDER WITHOUT HEARING PURSUANT TO LBR 9013-1(o)</p> <p align="center">[No hearing unless requested in writing]</p>

TO THE U.S. TRUSTEE AND ALL PARTIES IN INTEREST. PLEASE TAKE NOTICE THAT:

1. Movant(s) Jeremy W. Faith, Chapter 7 Trustee, has filed a motion entitled Chapter 7 Trustee's Motion for Order: (1) Authorizing Employment of Pope's Antiques & Auctions, Inc.; (2) Authorizing Sale of Personal Property of the Estate Free and Clear of Liens and Encumbrances; and (3) Abandoning Any Unsold Personal Property Remaining After Final Auction; Memorandum of Points and Authorities; Declarations of Jeremy W. Faith and Jack Pope in Support Thereof
2. Movant(s) is requesting that the court grant the motion without a hearing, as provided for in LBR 9013-1(o).
3. The motion is based upon the legal and factual grounds set forth in the motion and briefly described in the attached description of relief sought. (*Check appropriate box below*):

☐ The full motion is attached hereto; or

☒ The full motion has been filed with the court, and a detailed description of the relief sought is attached hereto.
4. **DEADLINE FOR FILING AND SERVING OPPOSITION PAPERS AND REQUEST FOR A HEARING:** Pursuant to LBR 9013-1(o), any party objecting to the motion may request a hearing on the motion. The deadline for filing and serving a written opposition and request for a hearing is 14 days after the date of service of this notice, plus 3

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

additional days if you were served by mail, electronically, or pursuant to F.R.Civ.P. 5(b)(2)(D), (E), or (F). If you fail to comply with this deadline, the court may treat such failure as a waiver of your right to oppose the motion and may grant the motion without further hearing and notice.

Date: 4/13/2016

Respectfully submitted,

/s/ Jeremy W. Faith
Signature of Movant or attorney for Movant

Jeremy W. Faith
Printed name of Movant or attorney for Movant

RELIEF SOUGHT:

Jeremy W. Faith, the duly appointed and acting Chapter 7 trustee ("Trustee") for the bankruptcy estate of Joonhan Kim (the "Debtor"), respectfully moves this Court for an order: (1) approving the Trustee's employment of Pope's Antiques & Auctions (the "Auctioneer"); (2) authorizing the Trustee, through the Auctioneer, to sell the personal property as more fully described below for the benefit of the Debtor's bankruptcy estate; and (3) deeming that any unsold personal property after the end of the sale period final public auction as detailed below is abandoned (the "Motion").

The Trustee seeks authority to sell certain appliances, parts and equipment owned by the Estate as reflected in the itemized inventory attached hereto as **Exhibit 1** (collectively, the "Personal Property"), and to employ the Auctioneer to sell the Personal Property on behalf of the estate. The Auctioneer estimates that the Personal Property has an approximate value of \$10,000 to \$12,000. If this Motion is approved, the Auctioneer will sell the Personal Property on **May 7, 2016 at 11:00 a.m.** at his business premises located at 55898 Santa Fe Trail, Yucca Valley, CA 92284 ("Sale Site").

This Motion is brought in accordance with 11 U.S.C. §§ 327, 328, 363(b)(1) and Federal Rule of Bankruptcy Procedure 2002, 2014, 6004, 9013 and is made on the ground that the sale is supported by a good business justification and is in the best interests of the estate.

In support of this Motion, the Trustee relies on these moving papers, the Memorandum of Points and Authorities, the Declarations of Jeremy W. Faith and Jack Pope, the other pleadings and orders already on file in this case, and on such other and further evidence and argument as may be made.

WHEREFORE, the Trustee respectfully requests that this Court enter an order:

1. Approving the Trustee's employment of Pope's Antiques & Auctions, Inc. as auctioneer on the terms set forth herein;

2. Authorizing the Trustee, through the Auctioneer, to sell and auction the Personal Property for the benefit of the bankruptcy estate;
3. Authorizing an Auctioneer's commission of 25% of the gross sales price of the Personal Property;
4. Authorizing the Trustee to pay the Auctioneer's commission upon receipt and approval by the Trustee of the Report of Auctioneer;
5. Deeming that any unsold Personal Property remaining after final public auction is abandoned;
6. Providing that the notice given by the Trustee in connection with the Motion, which is filed concurrently herewith, is adequate, sufficient, proper, and complies with all applicable provisions of the Bankruptcy Code and Federal Rules of Bankruptcy Procedure;
7. Authorizing the Trustee to take all actions necessary or appropriate to effectuate the sale;
8. Waiving the 14-day stay prescribed by Rule 6004(h) of the Federal Rules of Bankruptcy Procedure; and
9. Granting such other and further relief as is just and appropriate.

EXHIBIT 1

Joohan Kim - dba Roberts Five Point Appliance
Inventory from site investigation on 02/02/16

Item	Make	Model	Color	Condition
		DFF100C1WDB		
		DFF100C1BDB		
		DFF100C1BSLDB		
		(one of the above		
Refridgerator	Danby	numbers)	White	New (unboxed)
Refridgerator	Danby	DFF100C1BSLDB	Silver/SS	New (unboxed)
Refridgerator	Crosley	CRT151Q*	White	New (unboxed)
Refridgerator	Crosley	CRT182Q	White	New (unboxed)
Refridgerator	Crosley	CRT182HQ	Black	New (unboxed)
Refridgerator	Crosley	CRT186Q	Silver/SS	New (unboxed)
Refridgerator	Crosley	CFUF14QW	White	New (unboxed)
Dishwasher	Frigidaire	FFBD2408NS5B	unknown	New (boxed)
Dishwasher	Kenmore	665.1742579	Black	Used
Clothes dryer	Kenmore	110.794228	White	Used
Clothes dryer	Whirlpool	GEW9250PLO	Black	Used
Refridgerator	Frigidaire	FPT21G3A	White	Used
Refridgerator	Whirlpool	GSS26C5XXY00	Silver/SS	Used
Refridgerator	Kenmore	253.9244411	White	Used
		DR200WGLPA		
Stove	Danby	SF501942P	White	New (unboxed)
		SJSD555755P		
Stove	Danby	MJDER200W	White	New (unboxed)
Stove	Premier	unknown	White	New (unboxed)
		CRE3510LW		
Stove	Crosley	VF53416558	White	New (unboxed)
		CRE3530PW		
Stove	Crosley	VF42658236	White	New (unboxed)
		FFG304/LS		
Stove	Frigidarie	VF52026552	Black/Silver	New (unboxed)
		CRG3150PB		
Stove	Crosley	VF53420635	Black/Black	New (unboxed)
		CRG3150PW		
Stove	Crosley	VF53420118	White	New (unboxed)
Clothes dryer	Crosley	CGD126SDW	White	Used
	Alliance - Speed	ADGE8RGS		
Clothes dryer	Queen	113TW01	Silver/White	New (unboxed)
	Alliance - Speed	AWNE82SP		
Clothes washer	Queen	113TW01	Silver/White	New (unboxed)
	Alliance - Speed	AWN432SP		
Clothes washer	Queen	113TW04	White	New (unboxed)
	Alliance - Speed			
Clothes dryer	Queen	ADG3SRGS113TW01	White	New (unboxed)
Clothes dryer	GE - Hot Point	NVLR333GE1WW	White	Used

Clothes washer	Whirlpool	LSR5232LQ1	White	Used
Clothes dryer	Whirlpool	WGD5300SQ0	White	Used
Stove	Crosley	C31000PAW	White/black	Used
Clothes washer	Kenmore	110.25842400	White	Used
Clothes dryer	Kenmore	110.61202011	White	Used
Stove	Premier	SFK100OP01	White	New (boxed)
Dishwasher	Frigidaire	FFBD2408NW5B	Unknown	New (boxed)
Clothes dryer	Crosley	CGD126SDW	Unknown	New (boxed)
Dishwasher	Frigidaire	FFBD2408NS5B	Unknown	New (boxed)
Range Hood	Broan	F403022	Unknown	New (boxed)
Range Hood	Air King	AV1308R	Unknown	New (boxed)
Range Hood	Air King	AV1303R	Unknown	New (boxed)
Range Hood	Air King	AV1306R	Unknown	New (boxed)
Range Hood	Broan	412401	Unknown	New (boxed)
Rnage Hood	Air King	AV1368R	Unknown	New (boxed)
Dishwasher	Frigidaire	FFBD2408NS5B	Unknown	New (boxed)
Microwave	Frigidaire	FFMV162LW	Unknown	New (boxed)
Microwave	Frigidaire	FFMV164LS	Unknown	New (boxed)
Microwave	Frigidaire	FFMV162LB	Unknown	New (boxed)
Stove	Premier	SFK100OP01	Unknown	New (boxed)
	Alliance - Speed	AWN432SP		
Clothes washer	Queen	113TW04	Unknown	New (boxed)
Range Top	Frigidaire	FFGC3005LW	Unknown	New (boxed)
Range Top	Frigidaire	FEC30C4AQ1	Unknown	New (boxed)
Range Top	Frigidaire	FFGC3603LW	White	New (boxed)
Range Top	Frigidare	FFEC3005LW	White	New (boxed)
Range Top	Maytag	MGC4436BDW12	Unknown	New (boxed)
Range Hood	Air King	AV1428R	Stainless Steel	New (boxed)
Range Hood	Imperial	N1936SD2SS	Stainless Steel	New (boxed)
Range Hood	Imperial	GS2036SD2BT	Biscuit	New (boxed)
Range Hood	Air King	AV1363R	White	New (boxed)
Range Hood	Broan	F403623	Unknown	New (boxed)
Range Hood	Broan	F404202	Biscuit	New (boxed)
Range Hood	Imperial	GS2042SD2WHT	White	New (boxed)
Range Hood	Imperial	GS2042SD2BT	Biscuit	New (boxed)
Range Hood	Air King	AV1423R	White	New (boxed)
Range Hood	Imperial	N19485D2BLK	Black	New (boxed)
Range Hood	Imperial	N19485D2WHT	White	New (boxed)
Clothes washer	Kitchen Aid	KAWS850GT0	White	Scrap?
dryer				Scrap?
dryer				Scrap?
dryer				Scrap?

Miscellaneous Smaller Parts

Various boxes along back right wall of store.

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:
16030 Ventura Blvd., Suite 470, Encino, CA 91436

A true and correct copy of the foregoing document entitled **NOTICE OF MOTION FOR ORDER WITHOUT HEARING PURSUANT TO LBR 9013-1(o)** 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 13, 2016, 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:

ATTY. FOR CREDITOR – Marc Chapp, Trustee of the Liebovich 1984 Trust: Joseph Cruz

joe@mandelbaumrobison.com, joseph.leonard.cruz@gmail.com

TRUSTEE: Jeremy W. Faith (TR) Trustee@MarguliesFaithlaw.com,

C118@ecfbis.com;Helen@MarguliesFaithLaw.com;leedowding@gmail.com;Brian@MarguliesFaithlaw.com

ATTY. FOR CREDITOR – Ally Financial: Brenda Groschen brenda.groschen@ally.com

ATTY. FOR DEBTOR: Andrew S Mansfield amansfield@mcpcclawfirm.com,

mcpcclawfirmcmecf@gmail.com;blythe@mcpcclawfirm.com;echeney@mcpcclawfirm.com

ATTY. FOR INTERESTED PARTY – Recovery Management Systems Corporation: Ramesh Singh

claims@recoverycorp.com

OUST: United States Trustee (ND) ustregion16.nd.ecf@usdoj.gov

☐ Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On April 13, 2016, 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 on Judge not required per Court Manual, Appendix F

DEBTOR: Joonhan Kim, 263 S. Ventura Road, No. 270, Port Hueneme, CA 93041

SECURED CREDITOR: GE Commercial Distribution Finance Corporation, 5595 Trillium Blvd., 4th Floor

Recovery, Hoffman Estates, IL 60192

☒ 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 _____, 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.

April 13, 2016

Date

Brian Reed

Printed Name

/s/ Brian Reed

Signature

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

ADDITIONAL SERVICE INFORMATION (if needed):

2. SERVED BY UNITED STATES MAIL:

Ally Financial
PO Box 130424
Roseville, MN 55113-0004

Recovery Management Systems
Corporation
25 SE 2nd Avenue, Suite 1120
Miami, FL 33131-1605

Ally Financial
200 Renaissance Ctr
Detroit, MI 48243-1300

Anacapa View Homeowners Assoc
POB 1007
Thousand Oaks, CA 91358-0007

BANK OF AMERICA PO BOX
982238
EL PASO TX 79998-2238

Bank of America
Po Box 45144
Jacksonville, FL 32232-5144

CBC Federal Credit Union
2151 E Gonzales Rd
Oxnard, CA 93036-3705

Chase Bank
OH1-1272
340 S. Cleveland Ave. Bldg. 370
Westerville, OH 43081-8917

Citibank, N.A.
3950 Regent Blvd.
S2B - 262
Irving, TX 75063

Coast Appliance Parts Co.
10680 Mulberry Ave
Fontana, CA 92337-7025

Cornerstone/Dept Of E
Po Box 61047
Harrisburg, PA 17106-1047

Dan Hirsch
Center Business Management
1517 Sepulveda Blvd.
Los Angeles, CA 90025-3311

Dex Media
PO Box 619810
DFW Airport, TX 75261-9810

Discover Bank
Discover Products Inc
PO Box 3025
New Albany, OH 43054-3025

Discover Fin Svcs Llc
Po Box 15316
Wilmington, DE 19850-5316

DITECH FINANCIAL LLC
332 MINNESOTA ST STE E610
SAINT PAUL MN 55101-1311

General Electric Finance
PO Box 1978
Cranberry Twp, PA 16066-0978

Heartland Payment System
90 Nassau St.
Princeton, NJ 08542-4529

Ocwen Loan Servicing
1661 Worthington Rd, Ste 100
POB 24737
West Palm Beach, FL 33416-4737

Reliable Parts
PO Box 58544
Seattle, WA 98138-1544

Theodore Liebovich
Trustee of the Liebovich 1984 Trust
1517 South Sepulveda Blvd
Los Angeles, CA 90025-3311

Verizon
500 Technology Dr. Ste 30
Weldon Spring, MO 63304-2225

YP (AT&T Advertising Solutions)
PO Box 5021
Carol Stream, IL 60197-5021

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:
16030 Ventura Blvd., Suite 470, Encino, CA 91436

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:

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C118@ecfbis.com;Helen@MarguliesFaithLaw.com;leedowding@gmail.com;Brian@MarguliesFaithlaw.com

ATTY. FOR CREDITOR – Ally Financial: Brenda Groschen brenda.groschen@ally.com

ATTY. FOR DEBTOR: Andrew S Mansfield amansfield@mcpcclawfirm.com,

mcpcclawfirmcmecf@gmail.com;blythe@mcpcclawfirm.com;echeney@mcpcclawfirm.com

ATTY. FOR INTERESTED PARTY – Recovery Management Systems Corporation: Ramesh Singh

claims@recoverycorp.com

UUST: United States Trustee (ND) ustpregion16.nd.ecf@usdoj.gov

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Recovery, Hoffman Estates, IL 60192

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☐ 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 13, 2016
Date

Brian Reed
Printed Name

/s/ Brian Reed
Signature