

Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address HURLBETT & OLMSTEAD Robert E. Hurlbett, CA Bar # 149519 Reed H. Olmstead. CA Bar # 269525 3324 State Street, Suite O Santa Barbara, CA 93105 Telephone: (805) 963-9111 Facsimile: (805) 963-2209 reed@hurlbettlaw.com <input type="checkbox"/> Individual appearing without attorney <input checked="" type="checkbox"/> Attorney for: Chapter 7 Trustee Jerry Namba	FOR COURT USE ONLY
------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------

**UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA - NORTHERN DIVISION**

In re: ROBERT SCALISE and CAROL SCALISE Debtor(s).	CASE NO.: 9:12-bk-12552-PC CHAPTER: 7 <p style="text-align: center;">NOTICE OF SALE OF ESTATE PROPERTY</p>
----------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------

Sale Date: 06/04/2013	Time: 1:30 pm
Location: US Bankrutpcy Court, 1415 State St, Courtroom 202, Santa Barbara, CA 93105	

Type of Sale: Public Private **Last date to file objections:** 05/21/2013

Description of property to be sold:
 2001 Lamplighter Champion mobile home (decal number LBD2783 and serial number 090221512924), located at 801 S. Halcyon Road, Space 21, Arroyo Grande, California 93420

Terms and conditions of sale:
 Sale of the the value, title, and right in the asset over and above the Debtors' allowed exemption (\$19,656.92) for the cash price pof \$35,000.

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.

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):

Reed H. Olmstead
Hurlbett & Olmstead
3324 State Street, Suite O
Santa Barbara, CA 93105
Telephone: (805) 963-9111
Facsimile: (805) 963-2209

Date: 05/14/2013

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:
Hurlbett & Olmstead, 3324 State Street, Suite O, Santa Barbara, CA 93105

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)* 05/14/2013, 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:

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On *(date)* 05/14/2013, 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.

Hon. Peter Carroll, U.S. Bankruptcy Court, Roybal Federal Building 255 E. Temple Street, Suite 1534, 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.

05/14/2013
Date

Reed H. Olmstead
Printed Name

/s/ Reed H. Olmstead
Signature

Jared D Bissell wdk@wolffirm.com

Daniel K Fujimoto wdk@wolffirm.com

Jerry Namba (TR) jnambaepiq@earthlink.net, jnamba@ecf.epiqsystems.com

Reed H Olmstead reed@hurlbettlaw.com, rolmstead.ecf@gmail.com

Vaughn C Taus tauslawyer@gmail.com

United States Trustee (ND) ustpreion16.nd.ecf@usdoj.gov

Jennifer H Wang jwang@cookseylaw.com, jodom@cookseylaw.com

Gilbert B Weisman notices@becket-lee.com

PROPOSED OVERBID PROCEDURE

The proposed sale is subject to higher and better offers being received and accepted by the Trustee prior to the scheduled hearing on this motion. Any party wishing to overbid must provide a deposit in the amount of \$10,000, made by certified check, payable to "Jerry Namba, Chapter 7 Trustee", to be received by the Trustee's counsel no later than 5:00 P.M. PDT on the day prior to the hearing ("Overbid Deadline").

Any interested parties shall also provide Trustee's counsel with sufficient evidence to establish financial ability to close if it is the successful bidder. Any overbids must be of an amount sufficient to satisfy the Debtors' claimed exemption and bring value to the bankruptcy estate greater than the agreed purchase price of \$35,000. The initial minimum overbid will be \$1,343.08; the first qualified overbid must total at least \$56,000. Subsequent overbids will be in minimum increments of \$1,000.

The sale of the Mobile Home to an overbidder will be for the entire asset and will be on "as is, where is" basis. The buyer must cover all expenses related to the transaction including, but not limited to, transfer charges and applicable sales or other taxes.

In the event one or more qualified overbids are received by the Overbid Deadline, an auction of the Property shall be held at the above captioned time and place. At the conclusion of the auction, the Trustee will request Court confirmation of the results of the auction and to approve the sale to the highest bidder. For bidding purposes, only, the Debtors will receive a credit of \$19,656.92 to account for their claimed exemption.

The successful bidder at the auction shall open escrow within three business days following the hearing on and Court approval of this motion. The \$10,000 deposit shall be forfeited by the successful bidder if escrow has not opened as set forth above or the sale does not close in a timely manner through no fault of the Trustee. In the event of forfeiture or an inability to close by the successful bidder, the Trustee shall be entitled to sell the Property to the next highest bidder without further notice or order of the Court, provided that such sale is upon the same terms and conditions, other than sale price, as the proposed sale to the winning bidder.