

**UNITED STATES BANKRUPTCY COURT  
 CENTRAL DISTRICT OF CALIFORNIA**

In re:  
 AMK FOODSERVICES, INC.,

CASE NO.:  
 9:12-bk-12606-RR

Debtor(s).

**AMENDED NOTICE OF SALE OF ESTATE PROPERTY**

<b>Sale Date:</b> September 4, 2013	<b>Time:</b> 10:00 a.m.
<b>Location:</b> 1415 State Street, Ctrm. 201, Santa Barbara, CA 93101-2511	

Type of Sale:  Public  Private Last date to file objections:  
 08/21/13

Description of Property to be Sold: The estate's rights, title and interests, if any, in certain vehicles and equipment located at 820 Capitolio Way, San Luis Obispo, CA 93401 as a package (collectively, "Assets").

Terms and Conditions of Sale: The sale will be on an "as is" and "where is" basis without any representations and/or warranties whatsoever subject to Bankruptcy Court approval and overbid.

Proposed Sale Price: \$150,000 plus the rent obligation to Debtor's landlord from June 1, 2013 at the rate of \$2,000 per month until all Assets are removed subject to overbid.

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 e:mail address):

Brad D. Krasnoff or Scott Lee  
Lewis Brisbois Bisgaard & Smith LLP  
221 N. Figueroa Street, Suite 1200  
Los Angeles, CA 90012  
Tel (213) 250-1800 Fax (213) 250-7900

Date: August 15, 2013

ATTACHMENT

In order for any party to participate in an overbid procedure regarding the acquisition of the estate's interests in the Assets as a package, the Trustee requests that the parties comply with the following provisions:

- a. Each party (including Tauber-Arons, Inc. ("TA"), Biditup Auctions Worldwide, Inc. ("BIU") and/or assignee (collectively, "Buyer")) must be present either physically or telephonically at the hearing on the Motion or represented by an individual or individuals with the authority to participate in the overbid process;
- b. Each party participating in the overbid process (including the Buyer) must remit at or prior to the hearing on the Motion a deposit in the form of a cashier's check or money order made payable to the Trustee in the amount of seven thousand five hundred dollars (\$7,500.00). The \$7,500.00 deposit shall not be refundable if such party is the successful bidder and is thereafter unable to complete the purchase of the estate's interests in the Assets according to the terms set forth herein;
- c. The bidding for the estate's interests in the Assets shall begin at \$154,500.00 (inclusive of the Buyer's \$4,500.00 break-up fee which it may credit bid towards the sale price assuming there are overbidders) plus rent obligations to the Debtor's landlord from June 1, 2013 at the rate of \$2,000.00 per month until all Assets are removed from the Premises with overbids being made in minimal increments of \$1,000.00;
- d. Any party participating in the overbid process shall not be precluded from continuing to make bids after initially passing his/her/its turn or turns to overbid; and
- e. The successful bidder (including the Buyer) must pay the full amount of the successful bid to the Trustee and close the sale transaction within two (2) business days following the entry of final, non-appealable order granting the Motion. In the event that the Buyer is not the successful bidder of the estate's interests in the Assets, the successful bidder shall then become the Buyer under the same terms and conditions as set forth in the Agreement and shall waive all contingencies regarding the purchase of the estate's interests in the Assets. Furthermore, if the successful bidder cannot deliver the balance of the sale price within the above-referenced period, the Trustee shall be authorized to accept the offer made by the next highest bidder and the successful bidder's deposit shall be non-refundable.

In re AMK FOODSERVICES, INC.,  Debtor(s).	CHAPTER: 7 CASE NO.: 9:12-bk-12606-RR
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**NOTE:** When using this form to indicate service of a proposed order, **DO NOT** list any person or entity in Category I. Proposed orders do not generate an NEF because only orders that have been entered are placed on a CM/ECF docket.

**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:  
 221 N. Figueroa Street, Suite 1200, Los Angeles, CA 90012.

**AMENDED**

A true and correct copy of the foregoing document described as 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 indicated below:

**I. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF")** - Pursuant to controlling General Order(s) and Local Bankruptcy Rule(s) ("LBR"), the foregoing document will be served by the court via NEF and hyperlink to the document. On August 15, 2013 I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following person(s) are on the Electronic Mail Notice List to receive NEF transmission at the email addressed indicated below:  
 Office of the U.S. Trustee (ND): ustpreion16.nd.ecf@usdoj.gov  
 Jerry Namba, Trustee: jnambaepiq@earthlink.net; jnamba@ecf.epiqsystems.com  
 Joseph M. Sholder: sholder@g-tlaw.com

Service information continued on attached page

**II. SERVED BY U.S. MAIL OR OVERNIGHT MAIL** (indicate method for each person or entity served):  
 On August 15, 2013 I served the following person(s) and/or entity(ies) at the last known address(es) 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/or with an overnight mail service addressed as follow. 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 Robin L. Riblet  
 U.S. Bankruptcy Court, Central District of California  
 1415 State Street., Suite 103  
 Santa Barbara, CA 93101-2511

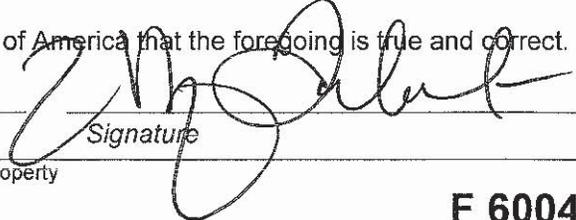
Service information continued on attached page

**III. SERVED BY PERSONAL DELIVERY, FACSIMILE TRANSMISSION OR EMAIL** (indicate method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on \_\_\_\_\_ I served the following person(s) and/or entity(ies) by personal delivery, 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 mailing 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 of America that the foregoing is true and correct.

August 15, 2013 MONIQUE TALAMANTE  
 Date Type Name Signature



Notice of Sale of Estate Property