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10 *Attorneys for Roger W. Brown, Trustee*

11 **IN THE UNITED STATES BANKRUPTCY COURT**
12 **FOR THE DISTRICT OF ARIZONA**

13 In re:

14 TIBURCIO GONZALEZ aka TIBURCIO
15 GONZALES and ANA ISABEL
16 GONZALEZ,

17 Debtors.

(Chapter 7 Case)

No. 2:21-bk-08980-PS

**NOTICE TO CREDITORS AND
INTERESTED PARTIES OF PUBLIC
AUCTION OF ESTATE'S INTEREST
IN PERSONAL PROPERTY**

AND

**NOTICE OF TRUSTEE'S MOTION
TO SELL ESTATE'S INTEREST IN
PERSONAL PROPERTY**

18 **TO: ALL CREDITORS AND PARTIES-IN-INTEREST**

19 **NOTICE TO CREDITORS AND INTERESTED PARTIES OF PUBLIC AUCTION OF
20 ESTATE'S INTEREST IN PERSONAL PROPERTY**

21 **NOTICE IS GIVEN** that the Estate's interest in the below-described personal property will
22 be offered to the person making the highest and best bid at public sale by Roger W. Brown, Chapter
23 7 Trustee ("Trustee") on **Friday, December 30, 2022, at 8:30 a.m.**, by telephone, by dialing
24 1(310) 372-7549 wait for prompt – ACCESS CODE # 831482 then press #.

25 Property to be Sold:	The Estate's interest in 2017 Chevy Cruz (VIN ending in 8355) (" Vehicle "). The Vehicle reportedly has approximately 61,000 miles. A copy of the (salvage) title is attached to the Trustee's Motion to Sell Property of the Estate as Exhibit "A."
26 Terms of Sale:	Prospective purchasers are encouraged to personally inspect/perform their own due diligence of the Vehicle being sold, as the interest in the Vehicle will be sold "AS IS", with no warranties, guaranties or representations, and subject to all liens, claims, interests, and encumbrances.

	<p>All sales are subject to sales tax unless the property being sold is tax-exempt or a resale number is used as proof of exemption. Any payment shall be in the form of a check naming as payee "Roger W. Brown, Trustee." If there are any higher and better offers above the Debtors' Offer, all bids will be lump sum cash and due within five (5) days of the Sale. The Trustee will take bids in increments of \$100.00 and therefore, anyone wishing to overbid the Debtors' bid will need to bid at least \$5,100.00 cash. The Trustee will only be providing a Bill of Sale. All bids are subject to the Trustee's approval.</p> <p>If a party bids, that party is liable for the bid amount. A bidder may not withdraw his or her bid and if the successful bidder fails to pay the successful bid amount, the Estate will seek payment from the back-up bidder, if any, no exceptions. Moreover, the bidder that failed to pay will be liable for any difference in the amount bid and the amount collected.</p>
Initial Bidder:	Debtors have offered \$5,000.00 (" Offer "). The Debtors' Offer will be paid within five (5) days of the Sale.
Insider:	The initial bidder is an "insider" as defined by 11 U.S.C. § 101(31). The initial bidders are the Debtors.
To View the Property or Obtain More information:	Contact: Stuart B. Rodgers, attorney for the Trustee, (602) 258-6000 or stuart.rodgers@lane-nach.com. The Trustee has pictures of the Vehicle. Due to Covid, in person inspection of the Vehicle will not be possible.
Description of Interest(s) in the Property:	None known. <u>The Estate's Interest in the Vehicle is being sold as-is, where-is, with no representations, guarantees, or warranties.</u>
Appraisals:	The Trustee is unaware of any appraisals.
Compensation/Fees:	There are no broker's fees/compensation related to this sale.
Motions for stay relief:	There have been no motions for stay relief filed regarding the interest in the Vehicle.

NOTICE OF TRUSTEE'S MOTION TO SELL ESTATE'S INTEREST IN PERSONAL PROPERTY

NOTICE IS HEREBY GIVEN that on **November 9, 2022**, Roger W. Brown, Chapter 7 Trustee, by and through undersigned counsel, filed his *Motion to Sell Property of the Estate* ("**Motion**"). The pertinent provisions of the Motion are set forth above. Any person opposing same shall file a written objection, specifying the reason therefor, together with a notice of hearing, on or before 21 days of the date of this mailing as follows: United States Bankruptcy Court, as follows: (a) by hand-delivery or mail to the Clerk of the Court, 230 North First Avenue, Suite 101, Phoenix, Arizona 85003-1706; or (b) electronically at the Court's website: ecf.azb.uscourts.gov

1 using the Court's electronic filing procedures, with a copy to: Lane & Nach, P.C., at the above-
2 address. **All sales are subject to Trustee final approval.**

3 If a person timely objects in writing and a hearing is requested but has not yet been
4 conducted by the Court as of the date of the scheduled auction, bids will be taken and the normal
5 sales procedures followed. The closing of the sale remains dependent upon the outcome of the Court
6 hearing regarding the objection. If there is no timely objection and request for hearing, no hearing
7 will be held, and the Trustee will proceed to sell the property without further order of the Court.

8 DATED: November 9, 2022.

9 **LANE & NACH, P.C.**

10 By: /s/ Stuart B. Rodgers
11 Stuart B. Rodgers
12 Adam B. Nach
13 *Attorneys for Trustee*
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EXHIBIT “A”

ARIZONA CERTIFICATE OF TITLE

ADOT

Motor Vehicle Division

48-7200M R09/19 azdot.gov

Vehicle Identification Number

3G1BE5SM8HS568355

0520221240



00007918

Year

2017

Make

CHEV

Model

Cruze

Inventory Control

07436959M

Body Style

4DSD

Tiburcio Gonzalez
3132 N 46th Dr
Phoenix AZ 85031-3706

Title Number

A000017890

Previous Title Number

102A020062027

State

AZ

Issue Date

04/24/2020

Issue Date

03/02/2020

Odometer Reading (no tenths)

29131 Actual

Arizona Brands

Restored Salvage

Other States With Brands

Owners

Tiburcio Gonzalez
3132 N 46th Dr

Owner

Phoenix

AZ

85031-3706



Lienholder(s) as of the print date and lien effective date. (Additional liens may exist. Check Vehicle Title Status on <https://azmvdnow.az.gov> to find all current liens.)

LIEN DATE:

VOID WITHOUT EAGLE WATERMARK OR IF ALTERED OR ERASED