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9 *Attorneys for Roger W. Brown, Trustee*

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

12 In re:

13 CLAY E. JOHANSSON,
14 Debtor.

(Chapter 7 Case)

No. 2:22-bk-07104-DPC

NOTICE OF CONTINUED AUCTION

15 **TO: CREDITORS AND PARTIES-IN-INTEREST:**

16 PLEASE TAKE NOTICE that Roger W. Brown, Trustee, (“Trustee”) will be holding a continued
17 auction (originally scheduled for April 26, 2023) due to the high bidder’s failure to consummate
18 the sale.

19 **AUCTION:**

20 NOTICE IS GIVEN that the Estate’s interest in the below described property will be offered to the
21 person making the highest and best bid at public sale by Roger W. Brown, Trustee, through
22 Cunningham & Associates, Inc., at its auction facility located at 4753 East Falcon Drive, Suite
23 101, Mesa, Arizona. Bidding will open on or before 2:00 p.m. MST on **Friday, June 16,**
24 **2023.** Bidders will be able to place bids in person, by fax, by email, via telephone, or through
25 the online bidding system at auctionaz.com. If anyone places a bid within the last two minutes
26 of bidding, the bidding will extend for an additional two minutes. Bidding will start to close as
27 indicated on the website on Wednesday, **June 21, 2023.** **Online bidding will be available**
28 **simultaneously during the live auction.**

Property to be Sold:	Estate’s interest in the following property 2000 Cadillac Seville VIN 1G6KS54Y7YU159671 (“ Vehicle ”)
Terms of Sale:	Notice of the Sale of the Vehicle will be provided to all known parties in interest. The Sale of the Vehicle shall be As-Is, Where-Is, with No Guarantees or Warranties. Upon the completion of the sale, and receipt of full payment of the purchase price, Trustee shall execute any necessary Bills of Sale transferring the Estate’s interest in the Vehicle to the prevailing bidder(s) subject to the terms set forth herein and the Order entered by the Court that approved the Sale of the Vehicle. Trustee will also file a Report of Sale. Bidder Registration: All bidders are required to register and

	<p>provide the necessary information requested before bidding. Upon successful registration, each bidder is assigned a bidder number. A major credit card is required to bid online. A \$25 hold will be placed on each bidder's credit card account, which hold will be reversed if the bidder is not the successful bidder. The hold will remain for successful bidders until payment has been made in full. Bidders are responsible for all purchases made with his/her bidder number, whether by the registered bidder or by anyone he/she might allow to use his/her number.</p> <p><u>Bidding:</u> All auctions are live online.</p> <p><u>Payment/Charges:</u> (i) No Buyers Premium will be charged by Auctioneer; (ii) Auctioneer does not accept credit/debit cards; Auctioneer accepts cash, cashier's check, certified funds or wire transfers (with a \$15 fee). Payment is due no later than 2:00 pm MST on the first Friday following the auction; (iii) Sales Tax: For general assets and rolling stock, unless an Arizona tax resale license is provided at the time of payment, the purchaser will be required to pay the combined Arizona state and local sales tax totaling 8.6%. There is no sales tax on real estate.</p> <p><u>Default:</u> In the event of default, the second highest bidder will be given the option to become the successful bidder at his/her last bid. The bidder in default will be responsible for the difference in the bids, or the entire amount of his/her bid in the event that the second highest bidder does not take the option to become the successful bidder. The default bidder will also forfeit his/her deposit. A service charge of 1-1/2% per month, 18% APR, will be added to all overdue accounts. The bidder in default is also liable for all legal and collection fees.</p> <p><u>Auctioneer Warranties:</u> Trustee and Auctioneer provide <u>no</u> warranty relating to title, possession, quiet enjoyment or the like in this disposition. All items sold at the auction are being sold "as is – where is" to the highest bidder, without warranty, representation, or guarantee of any kind.</p> <p><u>Additional Sale Terms:</u> (i) There are absolutely no refunds; (ii) The Sale is subject to Trustee approval; and, (iii) All bids at the auction shall be subject to higher and better bids until close of the auction. (iv) The Successful Buyer shall be provided conveyance documents consistent of no less than a Bill of Sale and a Certified copy of the Order approving the Motion and a copy of the Report of Sale.</p>
To View the Property or Obtain More information:	The Vehicle will be available for preview on Tuesday June 20, 2023 , from 10:00 am to 4:00 p.m. For more information Cunningham & Associates at (602) 595-6714 or auctionaz.com
Description of Interest(s) in the Property:	Trustee is not aware of any other entities holding an interest in the Vehicle being sold. There has been no stay relief sought as to the Vehicle.
Appraisals:	The Trustee is not aware of any recent appraisals on the Vehicle being sold.
Compensation/Fees:	Cunningham & Associates, Inc., will be entitled to fees and costs,

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	subject to further Order of the Court. Cunningham & Associates, Inc., is not an insider.
Waiver of Stay:	The Stay was waived in the April 18, 2023 Order approving the Sale.

DATED: May 2, 2023.

LANE & NACH, P.C.

By /s/ Stuart B. Rodgers
Stuart B. Rodgers
Attorney for Trustee