



## **BANKRUPTCY AUCTION**

**Diane L. Jensen, Trustee**

**DATE:** FEBRUARY 2, 2015 @ 2:00 P.M.

**LOCATION:** Pavese Law Firm, 1833 Hendry Street, Fort Myers, Florida 33901  
(Our parking lot is accessible by Jackson Street. We are on the corner of Martin Luther King and Hendry Streets)

**ALL SALES FINAL AT CLOSE OF BIDDING – NO GUARANTEES ARE GIVEN ON ANY PROPERTY, PERSONAL OR OTHERWISE AND NO REFUNDS GIVEN FOR ANY REASON**

Check back on our website [www.paveselaw.com](http://www.paveselaw.com) for any updates.

**NO CASH PAYMENTS – NO CASH PAYMENTS – NO CASH PAYMENTS**

***PAYMENT: SEE PARAGRAPH “B” UNDER BIDDING RULES FOR DETAILS ABOUT WRITING CHECKS OVER \$5,000.00. We cannot commingle funds from different cases. A separate check is required for each case on which you intend to bid. Please bring sufficient check stock to do that. PAYMENT MUST BE IN FULL, AT CLOSE OF BIDDING. THIS APPLIES TO ALL PROPERTY BEING SOLD. NO GUARANTEES, NO REFUNDS, BUYER RESPONSIBLE FOR CHECKING TITLE ON REAL ESTATE PRIOR TO BIDDING.***

**VIEWING:** Unless otherwise noted:

⇒ **LOCATION FOR VIEWING VEHICLES:** VEHICLES can be viewed at Auto Brokers of Ft Myers, 16210 San Carlos Blvd., Fort Myers, FL 33908, from 10 a.m. until 12 noon, *on day of sale*. **BUYER WILL BE REQUIRED TO PAY STORAGE FEES IN CASH WHICH WILL BE POSTED ON EACH VEHICLE ON DAY OF SALE. STORAGE MUST BE PAID IN CASH BY BUYER BEFORE VEHICLE WILL BE RELEASED. STORAGE IS CALCULATED THROUGH THE DAY AFTER SALE. IF YOU DO NOT PICK UP THE VEHICLE ON THAT DAY, YOU WILL BE RESPONSIBLE FOR STORAGE AT \$25.00 PER DAY, PER VEHICLE, FOR EACH DAY AFTER THAT BY AUTO BROKERS, WHICH STORAGE MUST BE PAID IN CASH PRIOR TO PICKING UP ANY VEHICLE. PLEASE NOTE THAT THE VIEWING TIME PERIOD STATED IS THE ONLY TIME THAT THE VEHICLES WILL BE AVAILABLE FOR VIEWING.** Please be aware that the parties running Auto Brokers may be conducting other business at the time of the viewing. They are hired only to make the vehicles available for viewing, and they are under no obligation to answer any questions concerning the vehicles being offered by the Trustee. Please do not make inquiry of them as to their opinion on condition or values of vehicles. You will need to make your own determination regarding those issues. If you wish to start a vehicle, you may do so. Please be aware that there is a good chance the battery will be dead, so you will need to bring your own power source (battery pack) to start the vehicle. Vehicles are not

allowed to be driven. Please do not disrupt their business in any way, including distracting their other customers or asking for special or extended viewing times (storage area will be locked precisely at 12 noon). Even though the vehicles are in a fenced area, please do not just show up and try to view them through the fence. We would appreciate your cooperation in respecting that this is private property.

- ⇒ **NOTICE REGARDING CASES WHERE VEHICLE BEING SOLD SUBJECT TO LIENS:** In any case where a vehicle is sold subject to a lien, **THE BUYER WILL BE RESPONSIBLE FOR PAYING THE LIEN DIRECTLY TO THE LIENHOLDER WITHIN SEVEN (7) DAYS OF THE ISSUANCE OF THE BILL OF SALE.** If the Trustee's Office is notified by the creditor that the lien has not been paid, the buyer will be barred from participation in any future auctions conducted by our office, and is subject to any other remedies under the law.
- ⇒ **FURNITURE AND HOUSEHOLD GOODS** will be viewed via photographs at auction site. City location only is given in this notice. Precise address to be provided to winning bidder. Jewelry and other small items will be at auction site for viewing. Appraised values, if known, will be provided at auction. If Trustee does not feel she is obtaining bids commensurate with the value of any particular asset, she has the right to withdraw any item from bidding. Minimum bids will be determined at auction. Regardless of any appraisal, or stamped markings on jewelry, Buyer is entirely responsible for making his/her own determination as to values. **TRUSTEE MAKES NO GUARANTEES AS TO VALUES AND THERE WILL BE NO REFUNDS.**
- ⇒ **GUNS:** If any guns are being auctioned, they will be viewed at auction site on day of sale. A copy of your driver's license will be made at the time you pick up a gun. **Buyer information will be provided to any governmental agency upon such request, without further notice to the buyer.**
- ⇒ **REAL ESTATE:** Payment must be made in full, at the close of bidding. **A separate check must be issued from the buyer to the Clerk of the County in which the property is located to pay documentary stamps and recording costs. The Trustee's office will record the documents.** The Buyer will be provided with a Bill of Sale at the time of the sale. The Trustee will then forward to the buyer a recorded Trustee's Deed and other documentation necessary to complete the transaction, usually within ten business days. All real estate is sold subject to any outstanding liens, taxes, encumbrances of record. It is the buyer's responsibility to check on taxes and any other liabilities against the title and the marketability of title prior to bidding on the property. Trustee will disclose any known liens, mortgages, taxes, etc., of which she has knowledge, but our office does not conduct a title or encumbrance search (including taxes and assessments) prior to offering the property for sale. There will be no refunds for real estate purchased.
- ⇒ If you wish to receive auction notices via email, please send an email to [suehedges@paveselaw.com](mailto:suehedges@paveselaw.com) Use "Bankruptcy Auction" in the reference line to avoid deletion of your message.

**DOCUMENTATION FOR VEHICLES AND REAL ESTATE:** The buyer will be provided with documentation necessary to transfer title on vehicles. It may be the title itself, or it may be an Application for Duplicate title. The Buyer is responsible for transferring the title within 30 days of the receipt of said documentation, as well as any and all fees involved. For real estate, the Trustee's office will record a Trustee's Deed, certified copy of the Trustee's appointment and an Affidavit with a copy of the Court's Sale Notice attached (see "Real Estate" above). **IMPORTANT: IF THE BUYER FAILS TO TRANSFER TITLES AND THEN AT A LATER DATE NEEDS DUPLICATE DOCUMENTS, IT IS THE BUYER'S RESPONSIBILITY TO OBTAIN HIS OR HER OWN LEGAL COUNSEL FOR PREPARATION OF SAME. TRUSTEE WILL NOT PROVIDE DOCUMENTS AGAIN AT A LATER DATE.**

**TRUSTEE MAKES NO REPRESENTATION AS TO AUTHENTICITY OR VALUE OF ANY ITEM, INCLUDING JEWELRY, AND ONCE THE SALE IS COMPLETED, THERE WILL BE NO REFUNDS MADE. ALL SALES ARE FINAL.**

**SPECIAL NOTES:**

If you are seeking exemption from Florida State Sales Tax, be sure to provide us with a copy of your Florida Sales Tax Resale Certificate, otherwise we must charge sales tax. Do not expect us to copy it for you on sale day. Please provide this BEFORE January 15. I can accept them by email.

If you have any questions, please email [SueHedges@PaveseLaw.com](mailto:SueHedges@PaveseLaw.com). Submitting your questions by email will give me an opportunity to do the proper research and get back to all concerned.

Please be sure to check our Firm's website: [PaveseLaw.com](http://PaveseLaw.com) for any updates to this notice prior to the auction date. We are emailing this initial notice only once. If there are any updates, they will be posted to our website as they become available.

**BEERS, JENNIFER, 14-10944:**

laminated desk and chest, sofa, loveseat and recliner; Location: Cape Coral

**BURROSO, MIGUEL A & BURROSO, ELIONAY, 14-04188:**

- 2003 Hyundai, VIN KMHC45C63U491279, with paper title
- 2000 Ford, VIN 1FBSS31FXYHB45801, with paper title
- 2000 Mercury, VIN 2MEFM75W4YX641555, with paper title
- 1985 Blg VS Bayliner 21', VIN BP1A22CAF485, with paper title and handmade trailer
- Gun cabinet; Glass top table and four metal chairs and wine rack; Two Hon four-drawer files; Two kitchen stools; Two wood frame chairs; Table and four chairs; Two cream storage chest; Two-drawer lateral file w/hutch; Armoire; King box spring; King bed frame with head and footboard; Dresser; Two night stands; Coffee table; Dishes, bowls, cups, pots and pans; Microwave; Washer and dryer; Small patio table w/two chairs; Large patio table w/two chairs; Round coffee (cocktail) table; Emerson LC 29 TV and stand; Apex DVD player; Loveseat; Sofa; Blow dryer Location: Naples

**CLARK, MICHAEL & CLARK, ANDREA, 14-04770:**

- receiver; DVD player; cassette player; shelf speakers; Coffee table; end table; table lamps; rectangular rug; square Rug; chairs with ottomans; plate; vase; wall pictures; various candles; Round rug; 37' TV; wall plates; wall clock; wall picture; wine cooler; Orek vacuum; various cleaning chemicals; wall picture; King Bed headboard; dresser; mirror; armoire; night stands; rug; clock radio; Crystal lamps; wall pictures; dog bed; Stair stepper; Scale; Knickknacks, picture and makeup mirror; printer; Metal file cabinet; Rectangular outdoor table; Round outdoor table; fish wall ornament; outdoor candles; Electric Candles; small fridge; barbeque; bookshelf speakers; CD players; receiver/amplifier; outdoor chairs; various pool cleaning items; Bow flex; generator; boom box radios; power washer; tall ladder; Bicycle (mountain bike type); beach chairs; garden tools; vacuum cleaner; plastic cabinet; various household chemicals; various hand tools; power drills; step ladder (various sizes); Rotisserie and accessories; Food Processor; coffee maker; luggage; CD's; books; pet car seat; pet stroller; vases; dog beds; various dog toys; Location: Fort Myers
- 6 piece place setting (Royal Doulton China), Large china platter Royal Doulton
- Silver platter large, silver platter small, Silver caviar cooler
- Crystal Champagne glasses sets, Green drinking goblets
- Ladies golf clubs w/bag (2 sets)
- 9 rings, engagement ring, 7 bracelets, 9 necklaces, 5 watches, 14 earrings, 10 charms (some silver), miscellaneous costume jewelry
- fur jacket
- digital camera, 2 camcorders, 35mm camera

**CRANMORE, JEFFREY T., 14-09611:**

Unit 15, Block 50, Lot 10, Rio del Oro Subdivision, Valencia County, New Mexico

**DERYK, PEGGY FORDYCE, 13-06950:**

Being all of Lot 11 of Section B of Dogwood Mountain Estates as shown by a plat thereof recorded in Plat File 2, Slide 367, records of Plats for Transylvania County in the office of the Register of Deeds for Transylvania County, North Carolina. Note: Trustee is seeking a minimum of \$3,000.00 for this property.

**GRADY, JANISSE M., 14-10282:**

2005 Toyota Camry, VIN 4T1BF30K05U599178, paper title

**HEDBERG, PAULA M., 14-12038:**

- blue sapphire ring
- Rouge River canoe and trailer;
- blue chaise; tan 'genuine' leather couch; glass coffee table; glass top table and chairs; glass top desk and chair; broken laptops; chair; Karaoke machine (listed as radio on appraisal); armoire; Craftsman riding mower; edger and push mower; and misc. rods and reels; Location: Cape Coral

**HENLE, ROBERT EUGEN & BIRKLE-HENLE, URSULA ANGELIKA, 14-09719:**

- king mattress and box springs; Sony DVD player; white storage unit; striped sofa and loveseat; blue checked sofa; computer armoire; GE range; GE dishwasher; Whirlpool dryer; GE washer; plastic table & chairs and white table; Location: Port Charlotte
- jewelry

**HOTH, EDWARD G & HOTH, DONNA J, 14-07607:**

Smith & Wesson SPL .38 cal handgun

**MERRIGAN, SEAN MICHAEL & MERRIGAN, GEORGI ELLEN, 14-12237:**

- metal lamp; ladies desk; bar stool/pool table stool; half round table & mirror; glass top table and 4 metal chairs; glass front storage; assorted porch chairs & table. Location: Cape Coral
- 14k chain and charm (7.4 grams) with eleven 1.3mm diamonds

**MORALES, YANET, 14-12166:**

2008 Toyota Scion, VIN JTKKU104X8J031647

**PARRICK, DAVID FREDERICK & PARRICK, RENATE MARIA, 13-08075:**

Unit Week 26, Condominium Parcel 203D of Dolphin Beach Club in Volusia County, Florida. No timeshare assessments/fees are currently outstanding. The next assessments are due for 2015

**PILANT, CHRISTINE, 14-09129:**

Lots 25 and 26, Block 3, Section 11, Hilltop Lakes, Leon County, Texas. Buyer is responsible for payment of \$12 to U.S. Bankruptcy Court to obtain a certified copy of the Order approving sale, and is also responsible for recording of deed and certified copy of Order in Leon County, Texas.

**QUINTANA, MICHAEL ANGEL & QUINTANA, PRISCILLA ANN, 14-03485:**

- Lot 4390, Linn Valley Lakes, Plat 10, Section 25, Township 19, Range 24, Public Records of Linn County, Kansas. Taxes in the amount of \$164.09 for delinquent taxes of \$156.93 and current taxes in the amount of \$7.16 (due on 12/22/2014)
- Lot 2911, Linn Valley Lakes, Plat 6, Section 26, Township 19, Range 24, Public Records of Linn County, Kansas. Taxes in the amount of \$216.37 for delinquent taxes of \$203.55 and current taxes in the amount of \$12.82 (due on 12/22/2014)
- Property in Hudspeth County, Texas described as Eastern Hills, R39213, E150-002-1070-0110, Section 5, Block 71 T.S.P. 6, T&PRR Surveys. Taxes due in the amount of \$41.30
- Property in Hudspeth County, Texas described as Eastern Hills, R39637, E150-002-1480-0140, Section 5, Block 71, T.S.P. 6, T&PRR Surveys. Taxes due in the amount of \$4130
- Lots 68 and 69, Block 262, Harbour Heights, Section 10, Part 1, a subdivision according to the plat thereof, recorded in Plat Book 4, Pages 42, 42A through 42C of the Public Records of Charlotte County, Florida being property located at 2215 Dumont Drive, Punta Gorda, Florida. Taxes due in the amount of \$205.01 Parcel ID: 402316285008
- Lot 35, Block 3060, Port Charlotte Subdivision, Section 61, a subdivision according to the plat thereof, as recorded in Plat Book 5, Page 75A of Public Records of Charlotte County, Florida being property located at 13618 Brookville Ave., Port Charlotte, Florida. Taxes due in the amount of \$916.51. Parcel ID: 402116354022

**RODRIGUEZ, CARLOS A., 14-09486:**

1999 Honda Shadow VLX motorcycle (not running), VIN JH2PC2133XM900878, with paper title

**RODRIGUEZ, LUIS ALFREDO & RODRIGUEZ, MIGDALIA, 14-09230:**

Burial plot and Internment contract with Fort Myers Memorial Gardens and related rights in said contract

**SANDERS, JOHN BOYD & SANDERS, ELIZABETH WOODWARD, 14-01294:**

- Radio; Books and art objects; Blue television stand; Drum table; Toshiba television; Dishes, pots, pans, utensils, glassware, assorted kitchenware and small appliances; Rustic chest; Hand tools and yard tools. Location Naples
- 3 Wilson composite tennis racquets
- Remington skeet Model 1100 shotgun
- 'Art Carved' 14K gents ring (5.2 grams); 14K keepsake ring, no diamond ring (3.7 grams); 14K gold chain (6.2 grams)

**SERBU, THOMAS P., 14-09263:**

- mattress and box springs; vintage end table; chair; laminate desk; button tufted sofa; coffee table & two end tables; Olevia TV (8 yrs old); metal and wood shelf; table and 3 chairs; shelf; Frigidaire range; Frigidaire microwave; Kenmore refrigerator; washer and dryer; vintage chest; nightstand/ head board, dresser, mattress and box springs; two laminate desks and hutch; light wood finish chest, nightstand, dresser and bed; and woven chair. Location: Naples
- Marlin 336, lever action; SN 71 157771

**SMITH II, LARRY D & SMITH, JESSICA L, 14-11992:**

- two laminate chests; 5-drawer dark finish chest; faux leather sectional sofa; fish tank, stand and fish; Panasonic TV; glass top on wood effect pedestal base table & 4 chairs; server; 2 mirrors; craft supplies; 550 watt generator; roll top desk; Location: Cape Coral
- 7 rolls of pennies; gentleman's 4.8 grams 10k ring w/channel set diamonds
- 1999 Toyota Tacoma pickup truck, VIN 4TANL42N6XZ530262, with paper title

**SMITH JR., JERRY W. & SMITH, AMY C., 14-07566:**

Kenmore side by side refrigerator, Maytag range and microwave; Location: Cape Coral

**SPENCER, JOHNNIE LEE & SPENCER, DAWN YVONNE, 14-10929:**

2001 Lincoln Continental, VIN 1LNHM97V0YY839877, with paper title. Vehicle was towed to storage facility due to faulty/inoperable transmission (per Debtor).

**BIDDING RULES AND GENERAL INFORMATION RE: BANKRUPTCY AUCTIONS CONDUCTED BY DIANE L. JENSEN, TRUSTEE. PLEASE READ BEFORE MAKING ANY TELEPHONIC INQUIRY:**

A. **BIDDING PROCESS:** Registration begins 15 minutes prior to bidding time. Bidding is in the form of an open auction. Items are bid on a per case basis. If there are several items in one case, bidding will be in lot or bulk, at the discretion of the Trustee. **THERE WILL BE NO TELEPHONIC BIDDING AT A PUBLIC AUCTION.**

B. **PAYMENT METHOD:** NO CASH PAYMENTS. Payment must be made at the close of bidding, by check, money order, or cashier's check. If you are not on our preapproval list, your check will be accepted up to \$5,000.00. To get approval for writing checks in excess of \$5,000.00, you will need to have your bank provide a letter addressed to Diane L. Jensen, Trustee, stating that they will cover your check up to a specific amount. That letter must be received by 3 p.m. the last **business day prior** to the sale. If you wish to FAX it, our FAX No. is 239-332-2243. The letter **MUST** state that the bank will guarantee payment of your check.

C. **MAILING LISTS:** We maintain an email group notification list only. If you wish to receive copies of future mailings via US Mail, please forward six **business size** self-addressed, **stamped** envelopes to Diane Jensen, Trustee, P. O. Drawer 1507, Fort Myers, FL 33902-1507.

D. **CONDITION OF ASSETS:** Every effort has been made to provide as complete and accurate description as possible. We make no representations as to the condition of anything that is being sold. **EVERYTHING** is sold in "as-is, where-is" condition. **NO GUARANTEES. NO REFUNDS.** If bidding on a vehicle, please bring along a set of jumper cables and a gas can in case you are the high bidder. Chances are that you will need either or both of them.

E. **DOCUMENTATION PROVIDED AT CLOSE OF SALE:** A Bill of Sale will be provided upon payment. You will need this document to show to the person/landlord currently in possession of the property. Arrangements should be made within two calendar days of the sale to pick up the items. If the items are located at a facility and rent is accruing, items must be removed within two calendar days. If it takes longer, the buyer would assume responsibility for the rent for any additional time needed, and would have to negotiate with the landlord directly. Many self-storage, mini-warehouses, may require the buyer to put up a security deposit to assure that the unit is left in a reasonable condition. The Trustee has no control over this, and will not intervene in a security deposit dispute if one arises between the buyer and the landlord.

F. **FLORIDA STATE SALES TAX:** Trustee is **REQUIRED** by the State of Florida to collect Sales Tax at the current rate on all sales of personal property. If you wish to request tax exempt status on sales, you are required to provide an Annual Resale Certificate to us. The Certificate must

include the name and address of purchaser, the effective date and number of the dealer's certificate of registration, and the dealer's signature. With regard to the sale of vehicles, sales tax will be collected by the Trustee unless you furnish a Resale Certificate, TOGETHER WITH a copy of your vehicle dealer's license. The Bill of Sale on tax exempt sales will contain the name of the business or person holding the sales tax certificate. IF YOU HAVE NOT COMPLIED WITH THIS REQUIREMENT AT THE TIME OF THE AUCTION, sales tax will be collected. NO EXCEPTIONS!

**QUESTIONS:** If, **AFTER CAREFULLY READING THE ABOVE**, you still have questions, please contact Sue Hedges via email (preferred method) or at (239) 336-6263 prior to 3:30 on the day BEFORE the sale. ALL LONG DISTANCE CALLS ARE RETURNED COLLECT. Sue will not be available by telephone on the sale day. Email: [suehedges@paveselaw.com](mailto:suehedges@paveselaw.com).