

CSD 2064 [05/19/17]  
Court Telephone: (619) 557-5620 Court Hours: 9:00am-4:00pm, Monday-Friday  
www.casb.uscourts.gov

Ronald E. Stadtmueller, Chapter 7 Trustee, #140720  
10755 Scripps Poway Pkwy., #370  
San Diego, CA 92131  
(858) 564-9310

**UNITED STATES BANKRUPTCY COURT**  
SOUTHERN DISTRICT OF CALIFORNIA  
325 West F Street, San Diego, California 92101-6991

In Re  
GIL ALBERTO DE JESUS GOMEZ, III

BANKRUPTCY NO. 16-07502-LT7

Debtor.

**TRUSTEE'S NOTICE OF PROPOSED AUCTION**

TO THE DEBTOR, ALL CREDITORS, AND OTHER PARTIES IN INTEREST:

In accordance with FRBP 6004(a), notice is hereby given that the undersigned Trustee proposes to sell the following property at auction. The sale property may be viewed at the date, time, and location given below:

PROPERTY DESCRIPTION:  
2012 Chevrolet Malibu VIN# 1G1ZC5E01CF111994

VIEWING DATE, TIME, LOCATION:  
preview inspection on Wednesday, August 22, 2018 from 10:00-4:00. At our offices located at 1426 N. Magnolia Ave. El Cajon, CA 92020. Online auction access available via <http://fischerauctions.proxibid.com>

AUCTION DATE, TIME, LOCATION:  
Fischer Auction Company, Inc. could conduct a public online auction on Thursday, August 23, 2018 at 10am. At the Auctioneer's offices located at 1426 N. Magnolia Ave. El Cajon, CA 92020. Online auction access available via <http://fischerauctions.proxibid.com>

Any additional information concerning the property to be sold or any special terms or conditions of the sale may be obtained by contacting the Trustee.

IF YOU OBJECT TO THE PROPOSED AUCTION:

1. **You are required** to obtain a hearing date and time from the appropriate Courtroom Deputy for the judge assigned to this bankruptcy case. Determine which deputy to call by looking at the Bankruptcy Case No. in the caption on Page 1 of this notice. If the case number is followed by the letters:

- |   |    |   |                     |   |                             |
|---|----|---|---------------------|---|-----------------------------|
| - | MM | - | call (619) 557-7407 | - | DEPARTMENT ONE (Room 218)   |
| - | LA | - | call (619) 557-6594 | - | DEPARTMENT TWO (Room 118)   |
| - | LT | - | call (619) 557-6018 | - | DEPARTMENT THREE (Room 129) |
| - | CL | - | call (619) 557-6019 | - | DEPARTMENT FIVE (Room 318)  |

2. **Within twenty-one (21)<sup>1</sup> days from the date of this notice**, you are further required to serve a copy of your **Declaration in Opposition to the Proposed Auction** and separate **Request and Notice of Hearing** [Local Form CSD 1184<sup>2</sup>] upon the undersigned trustee, together with any opposing papers. A copy of these documents must also be served upon the United States Trustee at 880 Front Street, Suite 3230, San Diego, CA 92101. The opposing declaration must be signed and verified in the manner prescribed by FRBP 9011, and the declaration must:

- identify the interest of the opposing party; and
- state, with particularity, the factual and legal grounds for the opposition.

3. **You must** file the original and one copy of the Declaration and Request and Notice of Hearing with proof of service with the Clerk of the U.S. Bankruptcy Court at 325 West F Street, San Diego, California 92101-6991, no later than the next business day following the date of service.

**If you fail to serve your “Declaration in Opposition to the Proposed Auction” and “Request and Notice of Hearing”** within the 21-day<sup>1</sup> period provided by this notice, **no hearing will take place**, you will lose your opportunity for hearing, and the moving party may proceed to take the intended action.

Dated: 07/20/2018

/s/ Ronald E. Stadtmueller

Chapter 7 Trustee

Address: 10755 Scripps Poway Pkwy., #370  
San Diego, CA 92131

Phone No.: (858) 564-9310

E-mail: ronstadtmueller@aol.com

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<sup>1</sup>Depending on how you were served, you may have additional time for response. See FRBP 9006.

<sup>2</sup>You may obtain Local Form CSD 1184 from the office of the Clerk of the U.S. Bankruptcy Court.

Ronald E. Stadtmueller, Trustee  
10755 Scripps Poway Parkway, #370  
San Diego, CA 92131

Trustee in Bankruptcy

UNITED STATES BANKRUPTCY COURT

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In re: )  
Gil Alberto De Jesus Gomez, III ) Bankruptcy Case No: 16-07502-LT7  
)  
) DECLARATION OF  
) DISINTEREST BY  
) AUCTIONEER

I, Jeff Bloom, do hereby declare and state as follows:

1. I am an adult individual and am competent to make this declaration.
2. I am a licensed auctioneer. I make this declaration in support of the trustee’s application to employ Fischer Auction Company to act as auctioneer in the above referenced case.
3. To the best of my knowledge, Fischer Auction Company is a “disinterested person” with respect to the debtor within the meaning of Section 101(14) of the Bankruptcy Code.
4. To the best of my knowledge, neither I nor anyone at Fischer Auction Company holds or represents any interest materially adverse to the debtor to the estate, with respect to the matter in which Fischer Auction Company is to be employed.
5. We charge all bidders a 10% Buyer’s Premium, We charge all bidders an additional 2% buyer’s premium for online bidding services which is paid to Proxibid, We charge all bidders an additional 3% buyer’s premium if paying with a credit card
6. We have no ownership in Proxibid and all items are sold through Proxibid

I certify under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief, and that this declaration was executed on this 20<sup>th</sup> day of July 2018 at San Diego, California

(s) Jeff Bloom  
Jeff Bloom, Auctioneer

# *Fischer Auction Co. Inc.*

(619) 590-2828

1426 N. Magnolia Ave – El Cajon – CA 92020

Fax: (619) 590-0744

July 20, 2018

Ronald E. Stadtmueller, Trustee  
10755 Scripps Poway Parkway, #370  
San Diego, CA 92131

RE: Gil Alberto De Jesus Gomez, III  
BK# 16-07502-LT7

Dear Mr. Stadtmueller:

We have reviewed this asset of Mr. Gomez.

2012 Chevrolet Malibu Vin#  
1G1ZC5E01CF111994

Fischer Auction Company could conduct a Public Online Auction of this asset under the following terms:

- Commission to be 10% of the gross proceeds
- Expense allowance for advertising not to exceed \$200, detailing not to exceed \$75, smog and safety not to exceed \$100, obtaining a title not to exceed \$300. For a total of expenses not to exceed \$675
- A 10% Buyer's Premium to be charged to all buyers, an additional 2% will be charged to all buyers and paid to Proxibid for online bidding services, an additional 3% will be charged to all buyers paying with a credit card

Fischer Auction Company, Inc. could conduct a public online auction on Thursday, August 23rd, 2018 at 10am with a preview inspection on Wednesday, August 22nd, 2018 from 10:00-4:00. At our offices located at 1426 N. Magnolia Ave. El Cajon, CA 92020. Online auction access available via <http://fischerauctions.proxibid.com>

I expect the gross proceeds of the sale to be approximately \$2,500.

We look forward to the opportunity to be of service to you.

Sincerely,

Fischer Auction Co. Inc.

*Jeff Bloom*

(s) Jeff Bloom