

OMIT NOTICE IF SEEKING TO SHORTEN NOTICE TIME OR AN EXPEDITED HEARING
CONTACT THE CLERK'S OFFICE WITH ANY QUESTIONS

UNITED STATES BANKRUPTCY COURT
Southern District of Indiana

In re:)
)
[Name of Debtor(s)],) Case No. (xx-xxxxx)
Debtor (s).)

**MOTION TO SELL AT PRIVATE SALE BY AGENT,
TO RETAIN AND COMPENSATE AGENT,
AND NOTICE OF OBJECTION DEADLINE**

The [trustee/Debtor(s)] hereby move(s) the Court, pursuant to 11 U.S.C. 363(b)[and (f)]* and Local Rule B-6004-3, to approve the sale of personal property as described below, and for authority to retain and compensate the agent, and state(s):

1. The property to be sold is: (describe)
2. The property has been placed with a broker (the "Agent") who is in the business of selling such property in a "commercially reasonable manner" that would satisfy Indiana Code §26-1-9.1-610, specifically (name the agent, give the Agent's contact information, and briefly describe experience selling type of property).
3. The [trustee/debtor(s)] want to retain the Agent for the purposes of this sale, and to compensate the Agent on the following terms: (provide terms here). The compensation paid to the Agent will be disclosed in the Report of Sale. The Agent has no known connections with the debtor, the creditors or other parties in interest and the verified statement of the Agent required by Fed.R.Bankr.P. 2014 is attached to this motion as Exhibit A.
4. The location of the property prior to sale is:
5. The amount of any exemption claimed in the property is:
6. [if the property includes personally identifiable information as defined in 11 U.S.C. §101(41A)] The measures that will be taken to comply with 11 U.S.C. §363(b)(1) are as follows: (describe)

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- 7. [if the proposed sale seeks to sell property free and clear of liens or other interests pursuant to 11 U.S.C. §363(f)] The names of the lien or interest holders to the extent such names are known: (list)

NOTICE IS GIVEN that any objection to the proposed sale or to the retention and compensation of the Agent must be filed with the Bankruptcy Clerk within **21 days** from date of service [or such other time period as may be permitted by Fed.R. Bankr.P. 9006(f)]. Those not required or not permitted to file electronically must deliver any objection by U.S. mail, courier, overnight/express mail, or in person at:

(Select the appropriate address.)

Indianapolis

116 U.S. Courthouse
46 East Ohio St
Indianapolis, IN 46204

Evansville and Terre Haute

352 Federal Bldg.
101 NW M.L. King Jr. Blvd.
Evansville, IN 47708

New Albany

110 U.S. Courthouse
121 W. Spring St.
New Albany, IN 47150

The objecting party must ensure delivery of the objection to the party filing the motion (and the debtor if not the movant or objector/and the trustee if not the movant or objector). **If an objection is NOT timely filed, the requested relief may be granted.**

WHEREFORE, [trustee/debtor(s)] move(s) the Court to enter an order approving the sale and granting such other relief as appropriate.

/s/ Counsel for [Trustee/Debtor(s)]
Counsel for [Trustee/Debtor(s)]
(required signature block)

CERTIFICATE OF SERVICE

(See “Certificate of Service - Generic” on the Court’s website under “Forms/Local/Motions & Related Notices-Certificates of Service-Orders/Certificates of Service/Generic)

***[Note: If the property is subject to any liens, and those liens will be paid from the proceeds of the sale – that is, the purchaser is NOT assuming responsibility for the liens – then the sale is pursuant to both 11 U.S.C. §363(b) and (f) and a filing fee must be paid.]**

[Attach verified statement of Agent as required by Fed.R.Bankr.P. 2014 and include in proposed order language authorizing retention and compensation of agent]