

OMIT NOTICE IF SEEKING SHORTENED 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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NOTICE: Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.

If you do not want the court to enter an order approving the sale, or if you want the court to consider your views on the motion, then on or before [date] (**21 days** from the date of service), you or your attorney must file with the court a written objection explaining your position.

Those 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 Street
Indianapolis, IN 46204

Evansville and Terre Haute

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

New Albany

110 U.S. Courthouse
121 West Spring Street
New Albany, IN 47150

If you mail your objection to the court, you must mail it early enough so the court will **receive** it on or before the date stated above.

You must also send a copy of your objection to:

(movant's attorney's name and address)

(names and addresses of others to be served)

If you or your attorney do not take these steps, the court may decide that you do not oppose an order approving the sale, and may enter an order granting that relief.

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)

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CERTIFICATE OF SERVICE

(Certificates of Service forms are available on
the Court's website under Rules & Forms > Local Forms >
Motions & Related Notices/Certificates of Service/Orders)

[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]

***[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.]**