

IN THE UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA, FORT MYERS DIVISION

In Re:

ULRICH FELIX ANTON ENGLER

Case No. 9:08-bk-04360-MGW

Debtor.

**REPORT AND NOTICE OF INTENTION TO SELL
PROPERTY OF THE ESTATE**

TO: Creditors, Debtors and Parties in Interest:

ROBERT E. TARDIF JR., the Trustee duly appointed and acting in the above estate, reports that he intends to sell on or after 21 days from the date of mailing by the Bankruptcy Court, the following property of the estate of the Debtor, under the terms and conditions set forth below:

1. **Type of Sale:** Private sale to Friman and Stein, Inc., 589 Fifth Avenue, Suite 709, New York, NY 10017
2. **Description of Property:** All right, title and interest, if any, of the bankruptcy estate in and/or to two (2) loose diamonds – one (1) 4.01 carats and (1) 5.15 carats.
3. **Terms and Conditions of Sale:** \$94,850.00. Trustee is advised that no sales tax is due on this sale.
4. **Factors Used to Arrive at Value and Sales Price:** The Trustee attempted to auction the diamonds, but did not receive a qualifying bid. Reserve for both diamonds was set at \$97,000.00.

NOTICE OF OPPORTUNITY TO OBJECT AND REQUEST FOR HEARING

Pursuant to Local Rule 2002-4, the Court will consider this motion, objection or other matter without further notice or hearing unless a party in interest files a response within 21 days from the date set forth on the proof of service attached to or contained in this paper plus an additional three days for service. If you object to the relief requested in this paper, you must file your response with the Clerk of the Court at Sam M. Gibbons United States Courthouse, 801 N. Florida Avenue, Suite 555, Tampa, Florida 33602, and serve a copy on the Trustee, Robert E. Tardif Jr., Post Office Box 2140, Fort Myers, Florida 33902 and on the Assistant United States Trustee, 501 E. Polk Street, Suite 1200, Tampa, Florida 33602.

If you file and serve a response within the time permitted, the Court may schedule and notify you of a hearing, or the Court may consider the response and may grant or deny the relief requested without a hearing. If you do not file a response within the time permitted, the Court will consider that you do not oppose the relief requested in the paper, will proceed to consider the paper without further notice or hearing and may grant the relief requested.

5. **Liens & Encumbrances:** The Trustee has noted all liens of which he has knowledge below, but the Trustee has not performed a judgment or lien search. The property is being sold **SUBJECT TO** any and all liens and encumbrances of record, those indicated on the Debtor's schedules and any unknown liens and encumbrances, including any IRS of other governmental liens and encumbrances for payment of delinquent or current taxes. The Purchaser is responsible for checking the marketability of the title to the property prior to the date of sale. The Purchaser is responsible for payment of all costs involved in the transfer of title to the property including, but not limited to recording costs, documentary stamps and/or sales tax. NO WARRANTIES are either express or implied. The property is being sold AS IS.

Lienholder	Address	Amount of lien
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None Known to Exist

6. **Higher Bids:** In the case of private sales only, the Trustee will entertain any higher bids for the purchase of the property described in this Report and Notice of Intention to Sell. Such bids must be at least \$100.00 higher than the sales price reflected above. Any higher bid must be received by the Trustee at the address listed below no later than close of business 21 days from the date of service of this document.

Dated this February 13, 2015.

Certificate of Service

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished on February 13, 2015, electronically to the Assistant United States Trustee, by regular U.S. Mail to Ulrich Felix Anton Engler and Private Commercial Office, Inc., 1217 Cape Coral Parkway # 121, Cape Coral FL 33904, and by either regular U.S. Mail or electronic notice to all creditors and parties in interest according to the Motion to Limit Notice (Doc No. 418) and Court's Order Granting Trustee's Motion to Establish Certain Notice, Case Management and Administrative Procedures (Doc. 451).

/s/ Robert E. Tardif Jr.
Robert E. Tardif Jr., Trustee
P.O. Box 2140
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