

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-ALP

Debtor.

**TRUSTEE'S MOTION TO AUTHORIZE TRUSTEE TO
NOTICE PENDENCY OF BANKRUPTCY TO POTENTIAL
CREDITORS VIA CREDITORS' ATTORNEYS AND VIA PUBLICATION**

COMES NOW the Interim Trustee, ROBERT E. TARDIF JR., and moves the Court to authorize the Trustee to provide potential creditors of the involuntary bankruptcy cases of the Debtor, ULRICH FELIX ANTON ENGLER, and PRIVATE COMMERCIAL OFFICE, INC., by providing notice to such creditors by and through their attorneys and/or by publishing notice of the bankruptcy cases in certain European publications that are regularly used to publish legal notices of court proceedings and states as follows:

1. On March 31, 2008 an involuntary Chapter 7 petition was filed against the Debtor, ULRICH FELIX ANTON ENGLER, and the Court entered an Order for Relief was entered on April 29, 2008. On March 31, 2008 an involuntary Chapter 7 petition was also filed against PRIVATE COMMERCIAL OFFICE, INC., bearing Case No. 9:08-bk-04365 and the Court also entered an Order for Relief was entered on April 29, 2008.
2. Upon information and belief, the Debtor, ULRICH FELIX ANTON ENGLER, is the sole owner of the shares of PRIVATE COMMERCIAL OFFICE, INC. The Court entered an Order substantively consolidating both involuntary bankruptcy cases into Case No. 9:08-bk-04360-ALP.
3. Upon information and belief, the Debtors appear to have engaged in a financial scheme to defraud various citizens of Germany, Austria and Switzerland by soliciting money with false promises of a high rate of return on their investment.
4. To date, notice of the bankruptcy cases has not been provided directly to the substantial number of investors that were apparently defrauded by the Debtors.
5. The number of creditors is believed by the Trustee to be more than several thousand investors. The Trustee believes that a substantial number of the creditors defrauded by the Debtors are represented by only a few law firms.
6. The Trustee believes that many of the several thousand investors have executed assignments of their rights to one of several foreign corporations and/or

partnerships that prior to the bankruptcy filings were actively pursuing collection of funds invested by the original creditors. The corporations, partnerships and/or individuals are also represented by a few law firms.

7. Although only a few law firms represent a significant number of creditors' claims, the Trustee believes that there may be other potential creditors that are not currently represented and have not been provided any notice of the bankruptcy cases.
8. The initial meeting of creditors was continued to July 24, 2008, so that notice can be given to potential creditors of the bankruptcy filings. The continued meeting of creditors is set for July 24, 2008.
9. Since there are a few law firms that represent a substantial number of creditors, the Trustee seeks the Court's authorization to provide notice to the law firms for clients represented by those law firms.
10. The Trustee seeks the Court's authorization as well to cause the publication of the filing of the bankruptcy cases in certain European publications, the cost of which will be paid by either the Trustee or Petitioning Creditor subject to being reimbursed as an administrative expense.

Certificate of Service

I HEREBY CERTIFY that the foregoing has been electronically filed and served Via the CM/ECF system or by regular U.S. Mail on the following on July 2, 2008.

/s/ Robert E. Tardif Jr.
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