

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NORTH CAROLINA
RALEIGH DIVISION**

**IN RE:
AMERLINK, LTD.**

CASE NO.: 09-01055-8-JRL

CHAPTER 7

**NOTICE OF PROPOSED PUBLIC SALE AND
NOTICE OF COMPENSATION OF AUCTIONEER**

TO: ALL PARTIES IN INTEREST

NOTICE IS HEREBY GIVEN that in accordance with Rule 6007 of the Bankruptcy Rules, the Trustee proposes to sell at public auction the property described below at the date, time, and place, and in the manner hereinafter set out:

DESCRIPTION OF PROPERTY: **The Lease for the property located at the Southwest Virginia Farmers Market, 235 Farmers Market Drive, Pipers Gap, Hillsville, Virginia 24343**

SALE DATE AND TIME: **JANUARY 5, 2012 AT 10:00 a.m.**

LOCATION OF SALE: **235 Farmers Market Drive,
Hillsville, Virginia**

DESCRIPTION OF PROPERTY: **The real property located in Pipers Gap, Hillsville, Virginia, recorded in the Carroll County Register of Deeds in Book 801, Page 691 on February 20, 2007. (Tax ID # 82-1-6 and 82-A-42) (hereinafter "Industrial Site") and the buildings located thereon.**

SALE DATE AND TIME: **JANUARY 5, 2012 AT 11:00 a.m.**

LOCATION OF SALE: **Industrial Site
Industrial Park Drive
Hillsville, Virginia**

FURTHER NOTICE IS GIVEN that simultaneously with the filing of this notice, the Trustee has filed an application with the Court to approve the employment of Cox Realty as auctioneers, whose compensation shall be fixed at a rate of ten percent (10%). Such compensation shall be subject to final review by the court, without further 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.)

The Court entered an order limiting notice in this bankruptcy case on December 1, 2010. This Notice will be served pursuant to the terms of that Order.

FURTHER NOTICE IS GIVEN that an objection to the proposed sale and/or compensation of the auctioneer may be filed with the Clerk, United States Bankruptcy Court, 1760-A Parkwood Blvd., Wilson, North Carolina 27893-3564, with a copy served on the Trustee whose name appears at the bottom of this notice no later than **January 3, 2012 at 5:00 pm**.

FURTHER NOTICE IS HEREBY GIVEN that if a response and a request for hearing is filed by any parties in interest herein in writing with the time indicated, a hearing will be conducted on the Notice and response thereto on **January 4, 2012 at 11:30 at the U.S. Bankruptcy Court- 300 Fayetteville Street, Second Floor, Raleigh, NC 27601**. If no request for a hearing is timely filed, the Court may rule on the Notice and Application ex-parte without further notice.

This the 8th day of December, 2011.

Law Office of Stephen L. Beaman, PLLC

S/Stephen L. Beaman

Stephen L. Beaman, N.C. State Bar No. 6021
P.O. Box 1907, Wilson, NC 27894-1907
Phone (252) 237-9020 Fax (252) 243-5174
email sbeaman@beamanlaw.com

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing **Notice of Proposed Public Sale and Notice of Compensation of Auctioneer** was served on the persons named below, on this date by mailing a copy of the said document to them at the addresses shown below, by depositing the same in a postpaid, properly addressed wrapper in a Post Office or other official depository under the exclusive care and custody of the U.S. Postal Service or by cm/ecf, as indicated.

This 8th day of December, 2011.

Law Office of Stephen L. Beaman, PLLC.

S/Stephen L. Beaman

Stephen L. Beaman, N.C. State Bar No. 6021
P.O. Box 1907, Wilson, NC 27894-1907
Phone (252) 237-9020 Fax (252) 243-5174
email sbeaman@beamanlaw.com

SERVED ON:

Bankruptcy Administrator (via cm/ecf)

All parties listed on the attached mailing matrix

SERVED ON:

Bankruptcy Administrator (via ecf)

John M. Barth, Jr., and wife
Tracy M. Barth
c/o Gerald A. Jeutter, Jr., (via CM/ECF)
c/o Judson A. Welborn (via CM/ECF)

Horizon Trust & Investment Management, NA
c/o Alan D. McInnes, Attorney for Defendant
c/o Michael T. Rosenberg (via CM/ECF)

Thomas R. Slocum
c/o Carrie Barbee, Attorney for Defendant
c/o John M. Nunnally (via CM/ECF)

National Consumer Cooperative Bank
J. Nicholas Ellis, Attorney for NCCB (via CM/ECF)
David M. Warren (via CM/ECF)

Capital Community Foundation, Inc.
c/o William P. Janvier, Attorney for Defendant (via CM/ECF)

Stephen J. Gugenheim
c/o Lee M. Whitman, Attorney for Defendant (via CM/ECF)

Terry Castle
c/o Lee M. Whitman, Attorney for Defendant (via CM/ECF)

John M. Barth, Sr. and wife, Eileen M. Barth
c/o N. Hunter Wyche, Jr. (via CM/ECF)

Michael J. Small
David B. Goroff (via regular mail)
321 North Clark Street, Suite 2800
Chicago, IL 60654-5313

Richard B. Spoor
Harlingen Stables, Inc.
Tall Grass Farms, Inc.
Pro-Form Construction, Inc.
JR International Holdings, LLC
c/o James B. Angell, Attorney (via CM/ECF)

JR International Holdings, LLC
c/o Judson A. Welborn, Attorney (via CM/ECF)

Carroll County, Virginia
c/o William A. Gray
PO Box 1998
Richmond, VA 23218-1998

Attached mailing matrix

Barry Makell
149 Dixie Drive
Chapel Hill, NC 27514-6618

Boyce & Isley, PLLC
PO BOX 1990
RALEIGH, NC 27602-1990

Brown Law LLP
5410 TRINITY ROAD
RALEIGH, NC 27607-6002

Hunton & Williams LLP
Attn: Lindsay K. Biggs, Esq.
951 E. Bryd St.
Richmond, VA 23219-4074

(p) INTERNAL REVENUE SERVICE
CENTRALIZED INSOLVENCY OPERATIONS
PO BOX 21126
PHILADELPHIA PA 19114-0326

Nicholls & Crampton, P.A.
P.O. Box 18237
Raleigh, NC 27619-8237

John Barth
892 Rancho Rosario Court
Las Vegas, NV 89138

Pro-Form Construction, Inc.
c/o Howard Stallings From & Hutson, P.A.
PO Box 12347
Raleigh, NC 27605-2347

NC Dept. of Revenue
Office Services Div-Bankruptcy Unit
P. O. Box 1168
Raleigh, NC 27602-1168

NCB, PSB
2011 Crystal Drive
Suite 800
Arlington, VA 22202-3734

Richard Snoor
522 Wayne Drive
Raleigh, NC 27608-1523

Secretary of the Treasury
1500 Pennsylvania Ave., N.W.
Washington, DC 20220-0001

Securities & Exchange Commission
Branch Reorganization
Suite 1000, 3475 Lennox Rd., N.E.
Atlanta, GA 30326-3235

United States Attorney
310 New Bern Avenue, Suite 800
Federal Building
Raleigh, NC 27601-1441

J.M. Cook
J.M. Cook, P.A.
P.O. Box 2741
Raleigh, NC 27602-2241

Smith, Anderson, Blount, Dorsett, Mitche
PO BOX 2611
RALEIGH, NC 27602-2611