

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
FAYETTEVILLE DIVISION

IN RE:

LUCIANO R. ALVARADO  
MARIA M. ALVARADO

CASE NO: 21-00241-5-JNC

DEBTORS

CHAPTER 12

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

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.)

TO: ALL PARTIES IN INTEREST

Pursuant to 11 U.S.C. §363(b), Federal Rules of Bankruptcy Procedure 6004, 2002 (a), and 2002 (c) (1), notice is hereby given that JOHN C. BIRCHER III, Chapter 12 Trustee in the above referenced case (“Trustee”) proposes to sell the following described property:

Caterpillar E70B Excavator VIN: 5GT00485 (the “Property”)

Notice is further given that the Trustee proposes to sell said Property at the date, time and place as hereinafter set out:

**DATE: December 2, 2022**  
**TIME: 10:00 a.m.**  
**PLACE: 5485 Hwy 264 W Washington, NC 27889**

An Order was entered authorizing employment and compensation of Country Boys Auction & Realty Co., Inc. as auctioneer whose compensation shall be fixed at a rate not to exceed the following:

PERSONAL PROPERTY  
20% of first \$20,000.00  
10% of next \$50,000.00  
4% of balance

The above scale includes compensation for all expenses associated with conducting a sale, such as advertising, fliers, postage mailing, electronic mail and signage. The Auctioneer may apply to the Court for additional expenses such as hauling, repairs and assembly.

If you do not want the Court to allow the sale and compensation, or if you want the Court to consider your views on the sale and compensation, then on or before November 30, 2022 by 5:00 p.m., you or your attorney must file with the Court, pursuant to 9014-2, a written response, an answer explaining your position. If you mail your response to the Court for filing, you must mail it early enough so the Court will receive it on or before the date stated above.

If a response and a request for hearing is filed in writing on or before the date set above, a hearing will be conducted on the notice at a date, time and place to be later set and all parties will be notified accordingly.

DATED: 11/09/2022

s/ John C. Bircher III  
John C. Bircher III  
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