UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(b) HELLRING LINDEMAN GOLDSTEIN

& SIEGAL LLP

Patricia A. Staiano, Esq.

Attorneys for Debtor/Debtor-in-Possession,

Bulk Express Logistics, Inc.

One Gateway Center

Newark, New Jersey 07102-5323

973.621.9020

pstaiano@hlgslaw.com

In Re:

BULK EXPRESS LOGISTICS, INC. and ROBERT A. LOMBARD, JR., and CHARLENE M. BARNETT-LOMBARD,

Debtors.

Administratively Consolidated Under Case No. 17-24308 (CMG)

Honorable Christine M. Gravelle

Chapter 11

Hearing Date: September 17, 2019

at 10:00 a.m.

NOTICE OF MOTION IN SUPPORT OF ORDER AUTHORIZING THE DEBTOR TO CONDUCT AUCTION SALE OF TRACTORS AND TRAILERS FREE AND CLEAR OF LIENS, <u>CLAIMS AND ENCUMBRANCES PURSUANT TO 11 U.S.C. §363(b) AND (f)</u>

TO THE PARTIES LISTED ON THE CERTIFICATION OF SERVICE:

SIRS:

PLEASE TAKE NOTICE that on September 17, 2019 at 10:00 a.m. or as soon thereafter as counsel may be heard, the undersigned attorneys for Debtor/Debtor-in-Possession Bulk Express Logistics, Inc. ("Debtor"), shall move before the Honorable Christine M. Gravelle, United States Bankruptcy Judge, at the United States Bankruptcy Court, Clarkson S. Fisher US Courthouse, 402 East State Street, 3rd Floor, Trenton, NJ 08608 for an Order authorizing the Trustee to conduct a public auction sale of the tractors and trailers listed on Exhibit A to the accompanying Certification of Robert Lombard.

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The proposed sale shall be free and clear of liens, claims, and encumbrances

pursuant to 11 U.S.C. §363(b) and (f) and Federal Rule of Bankruptcy Procedure 6004(a) and

valid liens, claims and encumbrances against the items sold will be paid after receipt of the

proceeds of sale.

PLEASE TAKE FURTHER NOTICE that in support of this motion, the

undersigned shall rely upon the Certification of Robert Lombard.

PLEASE TAKE FURTHER NOTICE that, opposition, if any, to the relief

requested by the Trustee shall be in writing and filed with the Clerk of the Bankruptcy Court,

United States Bankruptcy Court, Clarkson S. Fisher US Courthouse, 402 East State Street,

Trenton, NJ 08608, with a copy served upon the undersigned counsel to the Debtor, Hellring

Lindeman Goldstein & Siegal LLP, One Gateway Center, Newark, New Jersey 07102-5386

(Attn: Patricia A. Staiano, Esq.), no later than seven (7) days prior to the hearing date.

PLEASE TAKE FURTHER NOTICE that, pursuant to 9013-2(a) and 9013-3(d)

of the Local Rules of Bankruptcy Practice, this Motion shall be deemed uncontested unless

responding papers are filed and served seven (7) days in advance of the scheduled hearing date in

accordance with the Local Bankruptcy Rules.

If you do not oppose the relief requested, no response or appearance is

required.

Hellring Lindeman Goldstein & Siegal LLP Attorneys for Debtor/Debtor-in-Possession,

Bulk Express Logistics, Inc.

/s/ Patricia A. Staiano By:

PATRICIA A. STAIANO

A Member of the Firm

Dated: August 19, 2019

2

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-2(c) HELLRING LINDEMAN GOLDSTEIN

& SIEGAL LLP

Patricia A. Staiano, Esq.

Attorneys for Debtor/Debtor-in-Possession,

Bulk Express Logistics, Inc.

One Gateway Center

Newark, New Jersey 07102-5323

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In Re:

BULK EXPRESS LOGISTICS, INC. and ROBERT A. LOMBARD, JR., and CHARLENE M. BARNETT-LOMBARD,

Debtors.

Administratively Consolidated Under Case No. 17-24308 (CMG)

Honorable Christine M. Gravelle

Chapter 11

Hearing Date: September 17, 2019 at 10:00 a.m.

CERTIFICATION OF ROBERT LOMBARD IN SUPPORT OF DEBTOR'S MOTION FOR AUTHORIZATION TO CONDUCT AN AUCTION SALE OF TRUCKS AND EQUIPMENT

ROBERT LOMBARD, of full age, hereby certifies as follows:

- 1. I am the Vice President of Debtor/Debtor-in-Possession Bulk Express Logistics, Inc. ("Debtor") and manage its operations. I submit this Certification in support of the Debtor's motion seeking the Court's authorization for the Debtor to conduct an auction sale of the tractors and trailers identified on attached Exhibit A ("Sale Items").
- 2. The Debtor is in the trucking and warehousing business. As disclosed in the Debtor's Schedules, in order to operate its business the Debtor owns numerous tractors and trailers of various types.
- 3. For over two (2) years, the Debtor has maintained its ongoing business operations, entered into negotiations with its principal creditors resulting in settlement of their claims, and sought to place the Debtor in a position to reorganize based on an infusion

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of outside capital that was expected to result from the ultimate sale of a portion of Debtor's business. After having exhausted every reasonable avenue to secure additional funding, the Debtor no longer believes that securing such funds will be possible. Also, insurance has become cost-prohibitive. Thus, the Debtor seeks to liquidate the substantial hard assets of its trucking business through an auction sale in order to achieve an orderly Chapter 11 Plan of Liquidation. Debtor will cease its trucking operations on or about August 21, 2019 and has already ceased its warehouse operations.

Proposed Terms of Sale

- 4. The Debtor has determined that it is in the best interest of the Debtor's estate that the Sale Items be sold via public auction sale after notice as provided by the Rules of Court and in the form annexed hereto as Exhibit B.
- 5. Notwithstanding this Court's entry of an Order on July 1, 2015 authorizing the Debtor to conclude the private sale of 15 tractors to certain of the Debtor's drivers, the drivers were ultimately unable to obtain the financing necessary to conclude the sales. Thus, none of those sales occurred. As a result, the tractors included within that Order are also included in this motion seeking authorization for an auction sale of a larger number of Sale Items.
- 6. The Debtor believes that a public auction sale will bring the highest and best return for the Sale Items after appropriate advertising by the Debtor's auctioneer, A.J. Willner Auctions, LLC.
- 7. The sale will be made "where is" and "as is" with no representations or warranties other than that the Debtor will convey marketable title. Also, the sale will be made free and clear of liens, claims and encumbrances.

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- 8. The Debtor intends to satisfy the entirety of the amount due to the lienholder on certain of the Sale Items, whose name and amount due is also listed on Exhibit A, from the sale proceeds of that Sale Item at closing.
- 9. The auctioneer's retention provides for costs of sale to be paid by a 10% buyer's premium at sale. The auctioneer will receive a 10% commission charged to the Debtor on the gross proceeds. No expenses, other than rental expenses (including insurance) of the property where the Sale Items will be stored and the sale will be conducted, will be charged to the estate. The rental expense is \$2,500 per week (for approximately seven (7) weeks). The rental expense will be paid immediately after receipt of the proceeds of sale.
- 10. As a result of the foregoing, the Debtor respectfully requests that the Court authorize the Debtor to conduct an auction sale of the tractors and trailers for the proposed sale prices listed on attached Exhibit A.

I certify under penalty of perjury that the foregoing information is true and

Dated: August 16, 2019

correct.

Case 17-24308-CMG Doc 319-2 Filed 08/19/19 Entered 08/19/19 10:45:17 Desc Exhibit A to Certification Page 1 of 4

EXHIBIT A

Vehicle ID	Case 17-2	4308-0 MAKE	MG MODEL	oc 31 Exarb	9-2 Filed	08/19/19 Entered 0 fication Page 2 of 4	8/19/19 10:45:17 De LENDER	AMOUNT DUE
1601	Chassis	HYN	TANK	2016	TSS29V	3H3C202S9GT742001	Financial Pacific Leasing	\$18,705.46 ^[1]
1602	Chassis	HYN	TL	2016	TSS31V	3H3C202S0GT742002	Financial Pacific Leasing	[1]
1603	Chassis	HYN	TANK	2016	TSS30V	3H3C202S2GT742003	Financial Pacific Leasing	[1]
1604	Chassis	HYN	TANK	2016	TSS28V	3H3C202S2GT742004	Financial Pacific Leasing	[1]
CHB02	Chassis	PRT		1991	TRP11L	1P9CP4320MS109152	Thanetar Fuerro Leasing	1
СНВО3	Chassis	OSH	CHAS	1995	TR99K	4MLC64321SB930003		
CHB05	Chassis	BRE	CHAS	1998	TRP10L	10BVCA2X7VN030005		Ţ
CHB51	Chassis	PRA	CHAS	1991	TRP13L	109CP4329MS109151		
FB01	Flatbed	FRU	FLAT	1989	TDV326	26105		
FB07	Flatbed	TRAO		2006	22-94556	1TTE4820X61078282		
FB17	Flatbed	TRAN	FLAT	1994	TNME99E	40949		
FB19	Flatbed	FON	FLAT	2006		13N14830071539866		
FB20	Flatbed	FON	FLAT	2007	21-5064A	13N14830271539867		
FB22	Flatbed	TRAN	FLAT	1995		11049373		
FB23	Flatbed	FON	FLAT	1999	TBD91V	13N145302X1586508		
4	Tank	KAR	TNK	1980	TDV30N	CTK8041		
6	Tank	POL	307	1989	TGW54F	1PMS3422XK1009657		
7	Tank	FRU	TRL	1977	TDV31N	UNY577729		
8	Tank	KCL	TRL	1973	TJS80X	CTK5148		
11	Tank	BRE	TANK	1992	TRV41Z	10BFV7214NF0A3316		
106	Tank	FRU	REC	1996	TMC56E	1H4T)4324FL006102		
180	Tank	BRE	TRL		TJS44Y	1BRE477980		
501	Tank	HEI	TRL	1987	TJS73Y	1HLF1D7B3H9E39731		<u> </u>
502	Tank	HEI	TRL	1986	TKW69C	1HLF1D7B8G9E39528		
503	Tank	HEI	TRL	1988	TRS76H	1HLF1D7B1J9E40060		
703	Tank	KRO	TRL	1995	TBH81E	1K921N2F9S1114099		
711	Tank	BRE	TRL	1992	TSN94Z	310BFV7212NF0A3315		
712	Tank	POL	TRL	1992	TSJ20Z	1PMS34228N1012125		
714	Tank	BRE	TRL	1992	TMC57E	210BFV7216NF0A3317		
02	Tractor	PET	379	2006	AK322H	1XP5D49X96N898769		
03'					AS863X	3ALXFB007GDGX6527	Ascentium	\$31,184.66
04	Tractor				AT779C	1xp5db9X66N640486	7 SCETTERATI	\$51,104.00
05					AM148K	1XO5D49X47N678697		
07					AN177R	1FUJGLD61GLHT9527	Mercedes	\$41,556.40
08					AT581T	1XPSD49X87N678749		+ .2,555.10
09					AT319A	1XPSD49X87N678750		
10					AT980J	1XPSDBpX46N859396		
11	Tractor				AS271W	1FUJGLD63GLHT9528	Mercedes	\$42,053.01
15	Tractor	FRE	CAS		AT182R	1FUJGLD65GLHT9529	Mercedes	\$46,821.16
17	Tractor	PET			AT873M	1XP5DU9X47N689389		
20	Tractor	PET	379		AS405V	1XP5DB9X32N579687		
24	Tractor	PET	379	2007	AS645W	1XP5D49X57N667854		
30	Tractor	KEN	800	2012	AN372R	1XKDD49X7C1327172		
31	Tractor	INT	9400	2000	AT981J	2HSCNASRBYC083267		

Vehicle ID	Case 17-2	4308 _E C	MGDELD	oc 31	9-2 Filed	08/19/19 Entered 08 ffcation Page 3 of 4	3/19/19 10:45:17 LENDER	Des	AMOUNT DUE
32	Tractor	INT	9400	2000	AT781C	2HSCNASRXYCO83271			
36	Tractor	WES	596	2001	AP224G	2WKRDDXH91K969392			
37	Tractor	PET	379	2001	AT780C	1XP5DB9X81N560468			
38	Tractor	FRE		2000	AP669E	1FUPCSZB3YLF39921			
103	Tractor	KEN	W900	2006	AT812M	1XKWDB9X46J137217	Ascentium		\$850.55
501	Tractor	INT	9400	2004	AU606A	2HSCNAPR24C018577			
101	Tractor	KEN	W900	2002	AS718W	1XKWDB9X82JBB4829			
B1504039	Tractor	WAB	TRL	2005	TSW75W	1JVV532W55L899039			
FB103	Flatbed	UTI	FLAT	2006	TJY716				
	P/U Truck	Ford	F350	2011		1FT8W3BT9BEC83918			

^{[1] \$18,705.46} is the total lien on the four Chassis to be sold.

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Vehicle ID	TYPE	MAKE	MODEL	YEAR	PLATE	VIN#
53001	Trailer	WAN	TRL	1997	TJG28T	1JJV532U3VL417277
53002	Trailer	UTI	TRL	1997	TJG20T	1UYVS2533VP141725
53004	Trailer	WAB	TRL	1997	TJG21T	1JJV532U1VL417276
53005	Trailer	WAN	TRL	1997	TJG24T	1JJV532U0VL417270
53013	Trailer	STR	TRL	1999	1818579	1S12E9530XE439286
53014	Trailer	PIN	VAN	1998	27-20089	1PNV532B9WH214168
53015	Trailer	STO	TRL	1999	T314759	1DW1A5329XS314525
53016	Trailer	GD	TRL	1998	1720014	1GRAA0624WB015839
53019	Trailer	TRA	TRL	1998	T225702	1PT01JAH8W9012909
53020	Trailer	GD	VAN	1999	T224692	1PNV532BXXG308681
53022	Trailer	GD	TRL	2001	TJG73V	1GRAA06211K240454
53033	Trailer	GD	TRL	1999	TJY30P	1GRAA0621XB154215
53040	Trailer	TRA	TRL	2000	TJY53R	1PT01JAH7Y9010944
53042	Trailer	TRA	TRL	2000	TJY10R	1PT01JAH5Y9014801
53043	Trailer	TRA	TRL	2000	TJY11R	1PT01JAH3Y9014800
53048	Trailer	TRA	VAN	2000	TJY40S	1PT01JAH0Y9010946
53049	Trailer	TRA	TRL	2000	TJY38S	1PT01JAH4Y9014823
53050	Trailer	TRA	VAN	2000	TJY99P	1PT01JAH0Y9010929

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EXHIBIT B

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY

Administrativ	vely	C	ons	olidated

In Re:

Case No.

17-24308 (CMG)

BULK EXPRESS LOGISTICS, INC. and ROBERT A. LOMBARD, JR., and CHARLENE

Chapter:

11

M. BARNETT-LOMBARD

Christine M. Gravelle Judge:

NOTICE OF PROPOSED PUBLIC SALE

Debtor/Debtor-in-Possession Bulk Express Logistics, Inc. proposes to sell property of the estate described below. If you object to the sale, you must file a written objection and serve it on the party named below not later than 7 days before the hearing date.

Address of the Clerk:

Clarkson S. Fisher US Courthouse

402 East State Street Trenton, NJ 08608

If an objection is filed, a hearing will be held before the Honorable Christine M. Gravelle on September 17, 2019 at 10:00 a.m. at the United States Bankruptcy Court, Clarkson S. Fisher US Courthouse, 402 East State Street, Courtroom #3, Trenton, NJ 08608. (Hearing date must be at least 28 days from the date of this notice.)

If no objection to the sale is filed, the clerk will enter a Certification of No Objection and the sale will be consummated as proposed.

Location, date and time of sale:

200 Helen Street, South Plainfield, NJ

September 26, 2019 at 11:00 a.m.

See attached Exhibit A. Description of property to be sold:

Terms of sale:

Tractors and trailers to be sold free and clear of any liens, claims, encumbrances; liens to be satisfied from proceeds of sale at time of closing; Debtor has right to set minimum bids for assets; 10% buyer premium charged to successful auction bidder to offset expenses of sale; purchaser to represent and warrant to Debtor that it has available funds to close; closings to be held within five (5) business days of September 26, 2019.

Objections must be served on, and requests for additional information directed to:

NAME:

/s/ Patricia A. Staiano

Patricia A. Staiano, Esq., Attorney for Trustee

ADDRESS:

Hellring Lindeman Goldstein & Siegal LLP

One Gateway Center, Newark, New Jersey 07102

TEL. NO:

973.621.9020

Case 17-24308-CMG Doc 319-3 Filed 08/19/19 Entered 08/19/19 10:45:17 Desc Exhibit B to Certification Page 3 of 6

EXHIBIT A

Case 17-24308-CMG Doc 319-3 Filed 08/19/19 Entered 08/19/19 10:45:17 Desc

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Vehicle ID	TYPE	IVIAKE	MODEL	YEAR	PLATE	VIN#	LENDER	DUE
1004	-	5 13 13 1		2015	700001	DUD 00000007740004		1
1601	Chassis	HYN	TANK	2016	TSS29V	3H3C202S9GT742001	Financial Pacific Leasing	\$18,705.46
1602	Chassis	HYN	TL	2016	TSS31V	3H3C202S0GT742002	Financial Pacific Leasing	
1603	Chassis	HYN	TANK	2016	TSS30V	3H3C202S2GT742003	Financial Pacific Leasing	[1]
1604	Chassis	HYN	TANK	2016	TSS28V	3H3C202S2GT742004	Financial Pacific Leasing	[1]
CHB02	Chassis	PRT		1991	TRP11L	1P9CP4320MS109152		
СНВ03	Chassis	OSH	CHAS	1995	TR99K	4MLC64321SB930003		
CHB05	Chassis	BRE	CHAS	1998	TRP10L	10BVCA2X7VN030005		
CHB51	Chassis	PRA	CHAS	1991	TRP13L	109CP4329MS109151		
ED04	let 1	-	EL AT	1000	TD1/226	20105		
FB01	Flatbed	FRU	FLAT	1989	TDV326	26105		
FB07	Flatbed	TRAO	1	2006	22-94556	1TTE4820X61078282		
FB17	Flatbed	TRAN	FLAT	1994	TNME99E	40949		
FB19	Flatbed	FON	FLAT	2006		13N14830071539866		
FB20	Flatbed	FON	FLAT	2007	21-5064A	13N14830271539867		
FB22	Flatbed	TRAN	FLAT	1995		11049373		
FB23	Flatbed	FON	FLAT	1999	TBD91V	13N145302X1586508		
4	Tank	KAR	TNK	1980	TDV30N	CTK8041		
6	Tank	POL	307	1989	TGW54F	1PMS3422XK1009657		
7	Tank	FRU	TRL	1977	TDV31N	UNY577729		
8	Tank	KCL	TRL	1973	TJS80X	CTK5148		
11	Tank	BRE	TANK	1992	TRV41Z	10BFV7214NF0A3316		
106	Tank	FRU	REC	1996	TMC56E	1H4T)4324FL006102		
180	Tank	BRE	TRL	1980	TJS44Y	1BRE477980		
501	Tank	HEI	TRL	1987	TJS73Y	1HLF1D7B3H9E39731		
502	Tank	HEI	TRL	1986	TKW69C	1HLF1D7B8G9E39528		
503	Tank	HE!	TRL	1988	TRS76H	1HLF1D7B1J9E40060		
703	Tank	KRO	TRL	1995	TBH81E	1K921N2F9S1114099		
711	Tank	BRE	TRL	1992	TSN94Z	310BFV7212NF0A3315		
712	Tank	POL	TRL	1992	TSJ20Z	1PMS34228N1012125		
714	Tank	BRE	TRL	1992	TMC57E	210BFV7216NF0A3317		
				2005	41/00011	17777 1777 1777		_
02	Tractor	PET	379	2006	AK322H	1XP5D49X96N898769		
03'	Tractor	FRH	CAS	2016	AS863X	3ALXFB007GDGX6527	Ascentium	\$31,184.66
04	Tractor	PET	379		AT779C	1xp5db9X66N640486		ļ
05	Tractor	PET	379	2007	AM148K	1XO5D49X47N678697		-
07	Tractor	FRE	CAS		AN177R	1FUJGLD61GLHT9527	Mercedes	\$41,556.40
08	Tractor	PET	379		AT581T	1XPSD49X87N678749		
09	Tractor	PET	379		AT319A	1XPSD49X87N678750		
10	Tractor	PET	379		AT980J	1XPSDBpX46N859396	100	
11	Tractor	FRE	CAS		AS271W	1FUJGLD63GLHT9528	Mercedes	\$42,053.01
15	Tractor	FRE	CAS		AT182R	1FUJGLD65GLHT9529	Mercedes	\$46,821.16
17	Tractor	PET	359		AT873M	1XP5DU9X47N689389		
20	Tractor	PET	379		AS405V	1XP5DB9X32N579687		
24	Tractor	PET	379		AS645W	1XP5D49X57N667854		
30	Tractor	KEN	800		AN372R	1XKDD49X7C1327172		
31	Tractor	INT	9400	2000	AT981J	2HSCNASRBYC083267		

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				Exhib	it B to Cei	tification Page 5 of	6	AMOUNT
Vehicle ID	TYPE	MAKE	MODEL	YEAR	PLATE	VIN#	LENDER	DUE
32	Tractor	INT	9400	2000	AT781C	2HSCNASRXYCO83271		
36	Tractor	WES	596	2001	AP224G	2WKRDDXH91K969392		
37	Tractor	PET	379	2001	AT780C	1XP5DB9X81N560468		
38	Tractor	FRE		2000	AP669E	1FUPCSZB3YLF39921		
103	Tractor	KEN	W900	2006	AT812M	1XKWDB9X46J137217	Ascentium	\$850.55
501	Tractor	INT	9400	2004	AU606A	2HSCNAPR24C018577		
101	Tractor	KEN	W900	2002	AS718W	1XKWDB9X82JBB4829		
B1504039	Tractor	WAB	TRL	2005	TSW75W	1JVV532W55L899039		
FB103	Flatbed	UTI	FLAT	2006	TJY716			
	P/U Truck	Ford	F350	2011		1FT8W3BT9BEC83918		

^{[1] \$18,705.46} is the total lien on the four Chassis to be sold.

Vehicle ID	TYPE	MAKE	MODEL	YEAR	PLATE	VIN#
53001	Trailer	WAN	TRL	1997	TJG28T	1JJV532U3VL417277
53002	Trailer	UTI	TRL	1997	TJG20T	1UYVS2533VP141725
53004	Trailer	WAB	TRL	1997	TJG21T	1JJV532U1VL417276
53005	Trailer	WAN	TRL	1997	TJG24T	1JJV532U0VL417270
53013	Trailer	STR	TRL	1999	1818579	1S12E9530XE439286
53014	Trailer	PIN	VAN	1998	27-20089	1PNV532B9WH214168
53015	Trailer	STO	TRL	1999	T314759	1DW1A5329XS314525
53016	Trailer	GD	TRL	1998	1720014	1GRAA0624WB015839
53019	Trailer	TRA	TRL	1998	T225702	1PT01JAH8W9012909
53020	Trailer	GD	VAN	1999	T224692	1PNV532BXXG308681
53022	Trailer	GD	TRL	2001	TJG73V	1GRAA06211K240454
53033	Trailer	GD	TRL	1999	TJY30P	1GRAA0621XB154215
53040	Trailer	TRA	TRL	2000	TJY53R	1PT01JAH7Y9010944
53042	Trailer	TRA	TRL	2000	TJY10R	1PT01JAH5Y9014801
53043	Trailer	TRA	TRL	2000	TJY11R	1PT01JAH3Y9014800
53048	Trailer	TRA	VAN	2000	TJY40S	1PT01JAH0Y9010946
53049	Trailer	TRA	TRL	2000	TJY38S	1PT01JAH4Y9014823
53050	Trailer	TRA	VAN	2000	TJY99P	1PT01JAH0Y9010929

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1 (b) HELLRING LINDEMAN GOLDSTEIN

& SIEGAL LLP

Patricia A. Staiano, Esq.

Attorneys for Debtor/Debtor-in-Possession,

Bulk Express Logistics, Inc.

One Gateway Center

Newark, New Jersey 07102-5323

973.621.9020

pstaiano@hlgslaw.com

In Re:

BULK EXPRESS LOGISTICS, INC. and ROBERT

A. LOMBARD, JR., and CHARLENE M. BARNETT-LOMBARD,

Debtors.

Administratively Consolidated Under

Case No. 17-24308 (CMG)

Honorable Christine M. Gravelle

Chapter 11

Hearing Date: September 17, 2019

at 10:00 a.m.

STATEMENT THAT NO BRIEF IS NECESSARY

It is hereby respectfully submitted that no brief is necessary in support of the motion as there are no unusual issues of law.

HELLRING LINDEMAN GOLDSTEIN & SIEGAL LLP Attorneys For Debtor/Debtor-In-Possession Bulk Express Logistics, Inc.

By: /s/ Patricia A. Staiano
PATRICIA A. STAIANO
A Member of the Firm

Dated: August 19, 2019

UNITED STATES BANKRUPTCY	COURT
DISTRICT OF NEW JERSEY	

Caption in Compliance with D.N.J. LBR 9004-1(b) HELLRING LINDEMAN GOLDSTEIN & SIEGAL LLP

Patricia A. Staiano, Esq.

Attorneys for Debtor/Debtor In Possession, Bulk Express Logistics, Inc.

One Gateway Center

Newark, New Jersey 07102-5323

973.621.9020

pstaiano@hlgslaw.com

In Re:

BULK EXPRESS LOGISTICS, INC. and ROBERT A. LOMBARD, JR., and CHARLENE M. BARNETT-LOMBARD,

Debtors.

Administratively Consolidated Under Case No. 17-24308 CMG

Judge: Christine M. Gravelle

Chapter 11

Hearing Date: September 17, 2019

at 10:00 a.m.

CERTIFICATION OF SERVICE

l.	i, sne	nan Barnes:
		represent the in this matter.
		am the secretary/paralegal for Patricia A. Staiano, Esq., who represents Bulk
		Express Logistics, Inc. in the above-captioned matter.
		am the in the above case and am representing myself.
2.	On Au	agust 19, 2019, or one day thereafter, I sent a copy of the following pleadings
	and/o	documents to the parties listed in the chart below: Notice of Motion in
	Suppo	ort of Order Authorizing the Debtor to Conduct Auction Sale of Tractors and
	Traile	rs Free and Clear of Liens, Claims and Encumbrances Pursuant to 11 U.S.C.
	§363(b) and (f); supporting Certification of Robert Lombard; Statement That No
	Brief	Is Necessary; proposed Order Authorizing the Debtor to Conduct Auction Sale

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of Tractors and Trailers Free and Clear of Liens, Claims and Encumbrances Pursuant to 11 U.S.C. §363(b) and (f); Notice of Proposed Public Sale; and this Certification of Service.

3. I hereby certify under penalty of perjury that the above documents were sent using the mode of service indicated.

Dated: August 19, 2019	/s/ Sheilah Barnes
	SHEILAH BARNES

Name and Address of Party Served	Relationship of Party to the Case	Mode of Service
U.S. Trustee's Office	U.S. Trustee	Hand-delivered
1 Newark Ctr., Suite 2100 Newark, NJ 07102		Regular mail
,		Certified Mail/RR
		Other per Court Order
		(As authorized by the Court or by rule. Cite the rule if applicable)
Bulk Express Logistics, Inc. Attn: Charlene M. Barnett-Lombard	Debtor	Hand-delivered
7C Terminal Way		Regular mail
Avenel, NJ 07001		Certified Mail/RR
		Other per Court Order
		(As authorized by the Court or by rule. Cite the rule if applicable)
Allen J. Barkin, Esq. Schwartz Barkin & Mitchell	Litigation Counsel	Hand-delivered
1110 Springfield Road		Regular mail
PO Box 1339		Certified Mail/RR
Union, NJ 07083-1339		Other per Court Order
		(As authorized by the Court or by rule. Cite the rule if applicable)
Gary N. Marks, Esq. Norris McLaughlin & Marcus, P.A.	Attorneys for Robert A. Lombard, Jr. and	Hand-delivered
400 Crossing Blvd., 8 th Floor	Charlene M.	Regular mail
Bridgewater, NJ 08807	Barnett-Lombard	Certified Mail/RR
		Other per Court Order
		(As authorized by the Court or by rule. Cite the rule if applicable)
Leah A. Brndjar, Esq. Goldberg Segalla LLP	Attorneys for Liberty Insurance	Hand-delivered
301 Carnegie Center Drive, Suite 200	Corporation	Regular mail
Princeton, New Jersey 08540		Certified Mail/RR
		Other per Court Order
		(As authorized by the Court or by rule. Cite the rule if applicable)

Name and Address of Party Served	Relationship of Party to the Case	Mode of Service
Rebecca K. McDowell, Esq. Saldutti Law Group 800 N. Kings Hwy., Suite 300 Cherry Hill, NJ 08034 David H. Stein, Esq. Wilentz, Goldman & Spitzer, P.A. 90 Woodbridge Center Drive Suite 900, Box 10 Woodbridge, NJ 07095	Attorneys for Premier Trailer Leasing, Inc. Attorneys for FleetSource Leasing, a Div. of National Trailer Leasing, Inc.	 ☐ Hand-delivered ☒ Regular mail ☐ Certified Mail/RR ☐ Other per Court Order (As authorized by the Court or by rule. Cite the rule if applicable) ☐ Hand-delivered ☒ Regular mail ☐ Certified Mail/RR
Wooderlage, 1 to 0 / 0 / 2		Other per Court Order (As authorized by the Court or by rule. Cite the rule if applicable)
Joseph I Fontak, Esq. Andrea F Titone, Esq. Leader Berkon Colao & Silverstein LLP 630 Third Avenue New York, NY 10017 And Michael J. Collins, Esq. Brewer, Attorneys & Counselors 1717 Main Street, Ste #5900 Dallas, TX 75201 And Maxwell D. Herman, Esq. Brewer, Attorneys & Counselors 750 Lexington Avenue, 14th Floor New York, NY 10022	Attorneys for Revere Smelting & Refining Corporation	 ☐ Hand-delivered ☒ Regular mail ☐ Certified Mail/RR ☐ Other per Court Order (As authorized by the Court or by rule. Cite the rule if applicable)
Peter J. Broege, Esq. Broege, Neumann, Fischer & Shaver, L.L.C. 25 Abe Voorhees Drive Manasquan, NJ 08736	Attorneys for Budd Development Company	 ☐ Hand-delivered ☒ Regular mail ☐ Certified Mail/RR ☐ Other per Court Order (As authorized by the Court or by rule. Cite the rule if applicable)

Name and Address of Party Served	Relationship of Party to the Case	Mode of Service		
Mitchell Malzberg, Esq. Law Offices of Mitchell . Malzberg, LLC PO Box 5122 6 E. Main Street, Suite 7 Clinton, NJ 08809	Attorneys for Interstate Capital Corp.	 ☐ Hand-delivered ☑ Regular mail ☐ Certified Mail/RR ☐ Other per Court Order (As authorized by the Court or by 		
Cliff Eisenberg Interstate Capital, a Triumph Company P.O. Box 1229 1255 Country Club Rd, Suite D Santa Teresa, NM 88008	Creditor	rule. Cite the rule if applicable) Hand-delivered Regular mail Certified Mail/RR Other per Court Order (As authorized by the Court or by rule. Cite the rule if applicable)		
Thomas M. Walsh, Esq. McManimon Scotland & Baumann LL 75 Livingston Avenue Roseland, New Jersey 07068	Attorneys for Lorenzo Martin	Hand-delivered Regular mail Certified Mail/RR Other per Court Order (As authorized by the Court or by rule. Cite the rule if applicable)		
John R. Morton Jr., Esq. Morton & Craig, LLC, 110 Marter Avenue, Suite 301 Moorestown, New Jersey 08057	Attorneys for Santander Consumer USA Inc., d/b/a Chrysler Capital as servicer for CCAP Auto Lease Ltd. and Attorneys for CAB East LLC, serviced by Ford Motor Credit Company LLC	 ☐ Hand-delivered ☑ Regular mail ☐ Certified Mail/RR ☐ Other per Court Order (As authorized by the Court or by rule. Cite the rule if applicable) 		
Nicholas V. Rogers, Esq. Phelan Hallinan Diamond & Jones, PC 400 Fellowship Road, Suite 100 Mt. Laurel, NJ 08054	Attorneys for Wells Fargo Bank, N.A.	 ☐ Hand-delivered ☑ Regular mail ☐ Certified Mail/RR ☐ Other per Court Order (As authorized by the Court or by rule. Cite the rule if applicable) 		

Name and Address of Party Served	Relationship of Party to the Case	Mode of Service		
Ascentium Capital LLC 23970 Hwy 59 North	Secured Creditor	Hand-delivered		
Kingwood TX 77339		Regular mail		
		Certified Mail/RR		
		Other per Court Order		
		(As authorized by the Court or by rule. Cite the rule if applicable)		
BMO Transportation Finance BMO Harris Bank, N.A.	Secured Creditor	Hand-delivered		
300 E John Carpenter Fwy #504		□ Regular mail		
Irving, TX 75062		Certified Mail/RR		
		Other per Court Order		
		(As authorized by the Court or by rule. Cite the rule if applicable)		
Jeffrey T. Testa, Esq. McCarter & English	Attorneys for Secured Creditor,	Hand-delivered		
Four Gateway Center	Daimler Truck	□ Regular mail		
100 Mulberry St. Newark, NJ 07102	Financial Mercedes-Benz	Certified Mail/RR		
Newark, INJ 07102	Financial Services	Other per Court Order		
		(As authorized by the Court or by rule. Cite the rule if applicable)		
Paccar Financial 240 Gibraltar Rd #200	Secured Creditor	Hand-delivered		
Horsham, PA 19044		□ Regular mail		
		Certified Mail/RR		
		Other per Court Order		
		(As authorized by the Court or by rule. Cite the rule if applicable)		
Wells Fargo Bank, N.A. 300 Tri State Int'l, Suite 400	Secured Creditor	Hand-delivered		
Lincolnshire, IL 60069-4417		□ Regular mail		
		Certified Mail/RR		
		Other per Court Order		
		(As authorized by the Court or by rule. Cite the rule if applicable)		

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Name and Address of Party Served	Relationship of Party to the Case	Mode of Service		
Financial Pacific Leasing, Inc. 3455 S. 344th Way, #300	Secured creditor		Hand-delivered	
Federal Way, WA 98001-9546.		\boxtimes	Regular mail	
			Certified Mail/RR	
			Other per Court Order	
			(As authorized by the Court or by rule. Cite the rule if applicable)	
Harry Byrnes A.J. Willner Auctions, LLC	Auctioneer		Hand-delivered	
81 Hamburg Turnpike			Regular mail	
Riverdale, NJ 07457			Certified Mail/RR	
			Other per Court Order	
			(As authorized by the Court or by rule. Cite the rule if applicable)	

rev.8/1/16

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(b) HELLRING LINDEMAN GOLDSTEIN

& SIEGAL LLP

Patricia A. Staiano, Esq.

Attorneys for Debtor/Debtor-in-Possession,

Bulk Express Logistics, Inc.

One Gateway Center

Newark, New Jersey 07102-5323

973.621.9020

pstaiano@hlgslaw.com

In Re:

BULK EXPRESS LOGISTICS, INC. and ROBERT A. LOMBARD, JR., and CHARLENE M. BARNETT-LOMBARD,

Debtors.

Administratively Consolidated Under Case No. 17-24308 (CMG)

Honorable Christine M. Gravelle

Chapter 11

Hearing Date: September 17, 2019

at 10:00 a.m.

ORDER AUTHORIZING THE DEBTOR TO CONDUCT AUCTION SALE OF TRACTORS AND TRAILERS FREE AND CLEAR OF LIENS, CLAIMS AND ENCUMBRANCES PURSUANT TO 11 U.S.C. §363(b) AND (f)

The relief set forth on the following pages numbered two (2) through three (3) is hereby ORDERED.

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Debtors:

BULK EXPRESS LOGISTICS, INC. and ROBERT A. LOMBARD, JR., and

CHARLENE M. BARNETT-LOMBARD

Case No.:

17-24308 (CMG)

ORDER AUTHORIZING THE DEBTOR TO CONDUCT AUCTION SALE OF TRACTORS AND TRAILERS FREE AND CLEAR OF LIENS, CLAIMS AND ENCUMBRANCES PURSUANT TO 11 U.S.C. §363(b) AND (f)

THIS MATTER having been opened to the Court by Hellring Lindeman Goldstein & Siegal LLP, attorneys for Debtor/Debtor-in-Possession Bulk Express Logistics, Inc. ("Debtor"), on the return date of the Debtor's motion seeking authorization to conduct a public auction sale pursuant to 11 U.S.C. §363(b) and (f) and Federal Rule of Bankruptcy Procedure 6004(a) of the tractors and trailers identified on attached Exhibit A ("Sale Items"); and the Court having read and considered the moving papers and opposition, if any; and the Court having heard oral argument, if any; and other good and sufficient cause being shown, it is hereby

ORDERED that the Debtor be and is hereby authorized to conduct a public auction sale of the Sale Items on September 26, 2019 at 11:00 a.m. at 200 Helen Street, South Plainfield, New Jersey; and it is further

ORDERED that the Debtor, be and is hereby authorized to consummate the sale of each of the Sale Items to the highest and best bidder(s) and to reserve the right to consummate the sale to the second highest bidder(s), in the event that the initial bidder(s) shall default and fail to close; and to reject any bid below a minimum bid established by the auctioneer and the Debtor to be established at or before the auction date; and it is further

ORDERED that the sale may be consummated without further Order of the Court; and it is further

ORDERED that the sale shall be free and clear of liens, claims, and encumbrances with valid liens, claims, and encumbrances, if any, to attach to the proceeds in the

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Debtors:

BULK EXPRESS LOGISTICS, INC. and ROBERT A. LOMBARD, JR., and

CHARLENE M. BARNETT-LOMBARD

Case No.:

17-24308 (CMG)

ORDER AUTHORIZING THE DEBTOR TO CONDUCT AUCTION SALE OF TRACTORS AND TRAILERS FREE AND CLEAR OF LIENS, CLAIMS AND ENCUMBRANCES PURSUANT TO 11 U.S.C. §363(b) AND (f)

same rank, order and priority, and with the same validity as such liens, security interests and encumbrances had in the Sale Items; and it is further

ORDERED that, at the closing on the sale of each Sale Item, the Debtor shall satisfy from the closing proceeds for the Sale Item the outstanding balance due to any secured lender that has perfected its security interest on the motor vehicle in question, such that no valid lien shall remain on the proceeds; and it is further

ORDERED that the Debtor be and is hereby authorized to pay the expenses for the rental of the property (with insurance) where the Sale Items will be stored pending sale and where the sale will be conducted of \$2,500 per week from the proceeds of sale upon receipt of same; and it is further

ORDERED that the Debtor be and is hereby authorized to execute any and all documents as may be necessary in its discretion to consummate the sale.

EXHIBIT A

Vehicle ID	Case 17-2	4308-C MAKE	MG D MODEL	OC 31	9-6 Filed ៨៨ ៤ ៨ Or	08/19/19 Entered 08 den # Page 5 of 7	3/19/19 10:45:17 De LENDER	esc AMOUNT DUE
1601	Chassis	HYN	TANK	2016	TSS29V	3H3C202S9GT742001	Financial Pacific Leasing	\$18,705.46 ^[1]
1602	Chassis	HYN	TL	2016	TSS31V	3H3C202S0GT742002	Financial Pacific Leasing	[1]
1603	Chassis	HYN	TANK	2016	TSS30V	3H3C202S2GT742003	Financial Pacific Leasing	[1]
1604	Chassis	HYN	TANK	2016	TSS28V	3H3C202S2GT742004	<u> </u>	[1]
CHB02	Chassis	PRT	ITANK	1991	TRP11L	1P9CP4320MS109152	Financial Pacific Leasing	
CHB03	Chassis	OSH	CHAS	1995	TR99K	4MLC64321SB930003		-
CHB05	Chassis	BRE	CHAS	1998	TRP10L	10BVCA2X7VN030005		
CHB51	Chassis	PRA	CHAS	1991	TRP13L	109CP4329MS109151		
	0.10000		0, ,, 15	1331	THE TOL	10301 13231013103131		
FB01	Flatbed	FRU	FLAT	1989	TDV326	26105		+
FB07	Flatbed	TRAO	1	2006	22-94556	1TTE4820X61078282		
FB17	Flatbed	TRAN	FLAT	1994	TNME99E	40949		-
FB19	Flatbed	FON	FLAT	2006		13N14830071539866		
FB20	Flatbed	FON	FLAT	2007	21-5064A	13N14830271539867		
FB22	Flatbed	TRAN	FLAT	1995		11049373		
FB23	Flatbed	FON	FLAT	1999	TBD91V	13N145302X1586508		
4	Tank	KAR	TNK	1980	TDV30N	CTK8041		
6	Tank	POL	307	1989	TGW54F	1PMS3422XK1009657		
7	Tank	FRU	TRL	1977	TDV31N	UNY577729		
8	Tank	KCL	TRL	1973	TJS80X	CTK5148		
11	Tank	BRE	TANK	1992	TRV41Z	10BFV7214NF0A3316		
106	Tank	FRU	REC	1996	TMC56E	1H4T)4324FL006102		
180	Tank	BRE	TRL	1980	TJS44Y	1BRE477980		
501	Tank	HEI	TRL	1987	TJS73Y	1HLF1D7B3H9E39731		
502	Tank	HEI	TRL	1986	TKW69C	1HLF1D7B8G9E39528		
503	Tank	HEI	TRL	1988	TRS76H	1HLF1D7B1J9E40060		
703	Tank	KRO	TRL	1995	TBH81E	1K921N2F9S1114099		
711	Tank	BRE	TRL	1992	TSN94Z	310BFV7212NF0A3315		
712	Tank	POL	TRL	1992	TSJ20Z	1PMS34228N1012125		
714	Tank	BRE	TRL	1992	TMC57E	210BFV7216NF0A3317		
02	Tractor			2006	AK322H	1XP5D49X96N898769		
03'				2016	AS863X	3ALXFB007GDGX6527	Ascentium	\$31,184.66
)4	Tractor	PET	379	2006	AT779C	1xp5db9X66N640486		
05				2007	AM148K	1XO5D49X47N678697		
07				2016	AN177R	1FUJGLD61GLHT9527	Mercedes	\$41,556.40
08	Tractor	PET	379	2007	AT581T	1XPSD49X87N678749		
09					AT319A	1XPSD49X87N678750		
10						1XPSDBpX46N859396		
l1					AS271W	1FUJGLD63GLHT9528	Mercedes	\$42,053.01
L5						1FUJGLD65GLHT9529	Mercedes	\$46,821.16
17						1XP5DU9X47N689389		
20						1XP5DB9X32N579687		
						1XP5D49X57N667854		
						1XKDD49X7C1327172		
31	Tractor	INT :	9400	2000	AT981J	2HSCNASRBYC083267		

Vehicle ID	Case 17-2	4308-C MAKE	MG _{DEL} D	oc 319 YEABr	9-6 Filed	08/19/19 Entered 08	/19/19 10:45:17 Des	AMOUNT DUE
32	Tractor	INT	9400	2000	AT781C	2HSCNASRXYCO83271		
36	Tractor	WES	596	2001	AP224G	2WKRDDXH91K969392		
37	Tractor	PET	379	2001	AT780C	1XP5DB9X81N560468		
38	Tractor	FRE		2000	AP669E	1FUPCSZB3YLF39921		
103	Tractor	KEN	W900	2006	AT812M	1XKWDB9X46J137217	Ascentium	\$850.55
501	Tractor	INT	9400	2004	AU606A	2HSCNAPR24C018577		
101	Tractor	KEN	W900	2002	AS718W	1XKWDB9X82JBB4829		
B1504039	Tractor	WAB	TRL	2005	TSW75W	1JVV532W55L899039		
FB103	Flatbed	UTI	FLAT	2006	TJY716			
	P/U Truck	Ford	F350	2011		1FT8W3BT9BEC83918		

^{[1] \$18,705.46} is the total lien on the four Chassis to be sold.

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Vehicle ID	ТҮРЕ	MAKE	MODEL	YEAR	PLATE	VIN#
53001	Trailer	WAN	TRL	1997	TJG28T	1JJV532U3VL417277
53002	Trailer	UTI	TRL	1997	TJG20T	1UYVS2533VP141725
53004	Trailer	WAB	TRL	1997	TJG21T	1JJV532U1VL417276
53005	Trailer	WAN	TRL	1997	TJG24T	1JJV532U0VL417270
53013	Trailer	STR	TRL	1999	1818579	1S12E9530XE439286
53014	Trailer	PIN	VAN	1998	27-20089	1PNV532B9WH214168
53015	Trailer	STO	TRL	1999	T314759	1DW1A5329XS314525
53016	Trailer	GD	TRL	1998	1720014	1GRAA0624WB015839
53019	Trailer	TRA	TRL	1998	T225702	1PT01JAH8W9012909
53020	Trailer	GD	VAN	1999	T224692	1PNV532BXXG308681
53022	Trailer	GD	TRL	2001	TJG73V	1GRAA06211K240454
53033	Trailer	GD	TRL	1999	TJY30P	1GRAA0621XB154215
53040	Trailer	TRA	TRL	2000	TJY53R	1PT01JAH7Y9010944
53042	Trailer	TRA	TRL	2000	TJY10R	1PT01JAH5Y9014801
53043	Trailer	TRA	TRL	2000	TJY11R	1PT01JAH3Y9014800
53048	Trailer	TRA	VAN	2000	TJY40S	1PT01JAH0Y9010946
53049	Trailer	TRA	TRL	2000	TJY38S	1PT01JAH4Y9014823
53050	Trailer	TRA	VAN	2000	TJY99P	1PT01JAH0Y9010929