

**UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

In re: Case No. 17-11005
JOLIVETTE HAULING INC, Chapter 11
Debtor/Debtor in Possession.

**MOTION FOR ORDER APPROVING PUBLIC AUCTION SALE OF PROPERTY OF THE
ESTATE FREE AND CLEAR OF LIENS AND ENCUMBRANCES
PURSUANT TO 11 U.S.C. §363(b)**

COMES NOW, Jolivette Hauling Inc. (“Debtor”), in the above-referenced Chapter 11 bankruptcy case, through its counsel, and hereby moves pursuant to Bankruptcy Code §363(b) and Bankruptcy Rule 6004(c) to sell property of the estate, by public auction sale, free and clear of liens, claims and encumbrances, with liens, claims and encumbrances, if any, to attach to the proceeds. In support of this motion, the Debtor respectfully represents as follows:

1. A Voluntary Petition for Relief under Chapter 11 of the Bankruptcy Code was filed by the Debtor on March 27, 2017 for the purpose of allowing the Debtor to continue doing business. Debtor retained Evan M Swenson and an Order Approving Employment was signed on May 31, 2017.
2. On or very near August 31, 2017 Debtor had ceased its business operations.
3. Debtor is the owner of various items of personal property described on the attached Exhibit A, which were used in connection with its business activities.
4. Debtor wishes to dispose of all its personal property owned and as listed in Exhibit A and any interest in said personal property it may have.

5. Debtor believes Co-Op Credit Union (“CCU”) has a properly perfected first position secured interest in the Debtor’s personal property as described in the attached Exhibit A.

6. While there maybe differing opinions as to the value of the property as described in the attached Exhibit A, the consensus is the value of the property exceeds the amount of indebtedness owed to CCU. Any excess funds above and beyond the valid and perfected interests of CCU in proceeds of the sale, if any, will be held in trust until it is determined how best to distribute those funds to any remaining claimants of the estate.

7. The Debtor has filed contemporaneously herewith an application to employ Hansen and Young as an auctioneer in this case.

8. The Debtor requests an order granting permission to sell the Property by a public online auction located at www.hansenandyoung.com. Parties wishing to bid on the Property or requiring further information about this auction should contact Hansen & Young Auctioneers.

9. The Debtor, working in conjunction with CCU, believes that the sale via a public online auction is the best way to market and liquidate the Property.

WHEREFORE, the Debtor respectfully requests, upon approval of the foregoing motion, that:

- a. That this Court authorize the Debtor’s motion for sale of the Property described herein free and clear of all liens, claims and encumbrances, pursuant to 11 U.S.C. §363(b);
- b. That any liens, claims and encumbrances shall attach to the proceeds of the sale, to the extent that they are valid and perfected, as they are entitled to under applicable law; and

c. For such further relief as this Court deems just and proper.

Dated: November 29, 2017.

Respectfully submitted,



SWENSON LAW GROUP
By: Evan M. Swenson (1099980)
Attorney for Debtor
118 East Grand Avenue
Eau Claire, WI 54701
715-835-7779

**UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

In re:

JOLIVETTE HAULING INC,

Case No. 17-11005

Debtor/Debtor in Possession.


Chapter 11

NOTICE OF INTENDED PUBLIC SALE AUCTION OF ESTATE PROPERTY

NOTICE is hereby given, pursuant to 11 U.S.C. §363, Fed. R. Bankr. P. 2002(a)(2) and 6004, that the Debtor, Jolivette Hauling Inc., by its attorneys, The Swenson Law Group, LLC, by Evan M. Swenson, have filed a Motion to Approve an Auction Sale of Property of the Estate.

YOU ARE FURTHER NOTIFIED that unless a party in interest files with the U.S. Bankruptcy Court, 500 S. Barstow Street, Eau Claire, Wisconsin, on or before December 20, 2017, an Objection to said Motion and Request for Hearing, and copies the same to debtor's attorneys at the address listed below, an Order will be entered by the Court approving debtor's Motion to Approve an Auction Sale of Property of the Estate without further notice.

Dated: November 29, 2017



SWENSON LAW GROUP
By: Evan M. Swenson (1099980)
Attorney for Debtor
118 East Grand Avenue
Eau Claire, WI 54701
715.835.7779

**UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

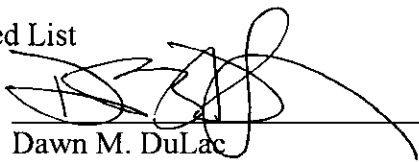
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ESTATE FREE AND CLEAR OF LIENS AND ENCUMBRANCES
PURSUANT TO 11 U.S.C. §363(b)**


STATE OF WISCONSIN)
) ss.
EAU CLAIRE COUNTY)

I, Dawn M. DuLac, being first duly sworn on oath, depose and say that on the 29th day of November 2017, I deposited in the U.S. Mail at the above county and state, a true and correct copy of the Notice of Motion and Motion to Sell to the following listed parties in envelopes with return addresses in case of non-delivery, unless parties are served through the CM/ECF System sponsored by the Court:

See Attached List


Dawn M. DuLac
Paralegal

Subscribed and sworn to before me
on November 29, 2017.


Laura A. Muthern
Eau Claire County, Wisconsin
My commission expires: 9/28/2019.

U.S. Trustee
780 Regent Street, Suite 304
Madison, WI 53715

Attorney General
17 W. Main
P.O. Box 7857
Madison, WI 53707-7857

Internal Revenue Service
P.O. Box 7346
Philadelphia, PA 19101-7346

AGCO Finance LLC
P.O.Box 2000
Johnston, IA 50131

AgDirect
600 Highway 169 S., Suite 300
Minneapolis, MN 55426

CNH Industrial
Swiderski Equipment Inc.
820 Old Highway 51
Mosinee, WI 54455

Co-op Credit Union
100 E. Main Street
P.O. Box 157
Black River Falls, WI 54615

Ford Credit
P.O. Box 790119
Saint Louis, MO 63179

Kubota Credit Corporation,U.S.A.
PO Box 2046
Grapevine, TX 76099

Northland Capital Financial
P. O. Box 7278
Saint Cloud, MN 56302

TCF Equipment Finance
11100 Wayzata Blvd #801
Hopkins, MN 55305

Wells Fargo
420 Montgomery Street
San Francisco, CA 94104

AGCO Plus
P.O. Box 2000
Johnston, IA 50131

ARI
1160 Chula Vista Drive
Belmont, CA 94002

Brynsaas Sales & Service
1660 Jordan West Road
Decorah, IA 52101

Cadman Power Equipment
38 Main Street
Box 100
Courtland, ON N0J1E0
CANADA

Cornell Pump
16261 SE 130th Ave
Clackamas, OR 97015

Hawley, Kaufman & Kautzer, S.C.
Attorney John Hawley
400 First Street
P.O. Box 485
Random Lake, WI 53075

Innovation Forage Solutions
PO BOX 431047
Minneapolis, MN 55443

Ipesa
2121 Ponce De Leon Blvd., 11th Floor
Miami, FL 33134

J. Linder Ag Services, LLC
Jason Lindner
W5833 County Road OO
Greenwood, WI 54437

Kinnix Group, LLC
1401 West 94th Street
Minneapolis, MN 55431

KLC Financial, Inc
3514 County Road 101
Minnetonka, MN 55345

KSI Supply Inc.
904A Monroe Street
Sheboygan Falls, WI 53085

Michael T. DeCourcy
DeCourcy Law
971 Sibley Memorial Highway, Suite 200
Saint Paul, MN 55118

Midwest Plastic
201 W. Plymouth St
Jefferson, WI 53549

Moen Sheehan Meyer, Ltd.
201 Main Street, Suite 700
La Crosse, WI 54602

Moen, Sheehan, Meyer LTD
201 Main Street, Suite 700
P.O. Box 786
La Crosse, WI 54602

Motion Industries Inc.
P.O. Box 98412
Chicago, IL 60693

National Bankruptcy Services.com LLC
14841 Dallas Parkway
Suite 300
Dallas, TX 75254

Nuhn Industries LTD
P.O. Box 160
4816 Line 34
Sebringville, ON N0K1X0
CANADA

Ruder Ware, L.L.S.C
Attorney Christopher M. Seelen
402 Graham Avenue
P.O. Box 187
Eau Claire, WI 54702-0187

Service Motor Co.
6639 Hwy 66
Stevens Point, WI 54481

William H. Henney
5101 Thimsen Avenue
Suite 200
Minnetonka, MN 55345

Jolivet Hauling, Inc.

Master Equipment Listing

Need Picture	Ref #	Business Equipment	Serial Number	Date	CCU Collateral	Included in 2016 Appraisal
				Appraiser's Value		
	3	PCE 18 Hose Reel Cart			Yes	Y
	4	Houle 1999 6300 gal pull type tanker w/ Dietrick Chisel - Parts	SN: 99-2032		Yes	Y
	5	Kuhn Knight Slinger Spreader 8040	SN: 0371		Yes	Y
	6	Houle 53 ft 6" Agi Pump w/ Ext Kit			Yes	Y
	8	PC 11 Hose Reel Cart w/1.4 mile-hose			Yes	Y
	9	PC11 Hose Reel Cart w/1.4 mile-hose			Yes	Y
Y	23	Cornell Pump #8 Iveco on skid, 2010 FPT 375hp 10nm Krone	SN: 174524		Yes	Y
Y	24	Cornell Pump 6NHTB 19 EM DBK, N-14 Cummins	SN: 164283		Yes	Y
Y	25	Cornell Pump #5 N-14 Cummins on Trl., 3400 hrs on OH	SN: 179241		Yes	Y
	29	J&S 40 ft Transfer Tub (7000 gal tub for unloading semis)			Yes	Y
Y	37	Crary Model 712 7' Tile Plow w/4"boot & attachments: 90237 Tandem Slinger TRL: 32595-00 GPS Outback			Yes	Y
	40	JASS 2011 30' Splash w/ Krone Meter applicator			Yes	Y
Y	41	Pump #1 N-14 Cummins w/Cornell pump, 1188 hrs, skid mount	SN: 179242		Yes	Y
Y	42	DMI 28ft Dredge Boat w/ 8.3 Cummins			Yes	Y
Y	43	Kuhn Knight 2008 8141 Slinger Spreader-PP	SN: 80013		Yes	Y
Y	45	Kuhn Knight 2011 8141 Slinger Spreader-PP	SN: E0121		Yes	Y
	46	Smartill 2011 15' w/harrow, manure kin 6" Krone Flow Meter			Yes	Y
	54	PC8 Hose Reel Cart			Yes	Y
Y	60	Smartill 22' w/ Puck PCE Swing Tractor Arm			Yes	Y
	61	5.9 Cummins off J&S agitation boat, engine only Pump#0 J&S Agitating Boat w/ N-14 Cummins (Boat #2 Cornell pump 6NHTB-EM)-	SN: 172771		Yes	Y
	65	8 Radio Control for Pumps (On Engines)			Yes	Y
	66	8 Repenters @\$2500 each			Yes	Y
	68	Great Dane 1999 Drop Deck 53' w/beaver tail	SN: 1GRDM0229XM010801		Yes	Y
	80	Houle 43' 6" agitator pump			Yes	Y
	81	Houle 53' 6" Agitator Pump			Yes	Y
	105	Floor jacks, bottle jacks, air jacks			Yes	Y
	107	Floor Tool Box w/ tools			Yes	Y
	116	Fittings, Hard menders, Sleeves			Yes	Y
	117	Filter/Eng/HydOil/Gear Lube/Trans Fid/Anlt Freeze			Yes	Y
	122	Misc Parts & Supplies			Yes	Y
	137	Cornell Pump 5RB-rp-f16	SN: 191901		Yes	Y
	139	Kubota Excavator	SN: 35182		Yes	Y
Y	140	2014 Nuhn Lagoon Crawler	SN: 14-065		Yes	Y
	143	CAT D-6C <i>NO</i>	SN: 10K7766		Yes	Y
	145	(2) 6819 Hybrid Pumps On #181 & #182			Yes	Y
	146	Nuhn 53' Lagoon Pump			Yes	Y
	148	(11) Kenwood VHF Radios for Tractors			Yes	Y
	150	J&S Hydraulic Power Source w/33hp Isuzi Engine w/remote start			Yes	Y
Y	151	8" Hose (20 sections)			Yes	Y
Y	3 152	3 Cadman Reels for 8" Hose & Clamps			Yes	Y
Y	160	Pump #2 Cornell 6NHTB19-EM 18DBK, N-14 Cummins 481 hrs, skid mount	SN 176485		Yes	Y
Y	161	Pump #3 Cornell 8819MP-HYB-EM18 hybrid sand pump, N-14 Cummins, OH	SN:195724		Yes	Y
Y	162	Pump #4 Cornell 8819MP-EM DBK, hybrid sand pump, N-14 Cummins, 583 hrs. on OH	SN:192078		Yes	Y
Y	163	Pump #6 Cornell 8819MS-EM 18DBK, N-14 Cummins	SN: 192079		Yes	Y
	164	Pump #7 Cornell 6NHTB 19-EM-DBK on #24	SN: 188391		Yes	Y
	165	Pump #10 Isuzi 3cyl hydrolic pump This is #150			Yes	Y
	166	Cornell 6NHTB-EM-18DBK cutter pump	SN: 172770 17.50		Yes	Y



Jolivette Hauling, Inc.

Master Equipment Listing

Need Picture	Ref #	Business Equipment	Serial Number	Date	Appraiser's Value	CCU Collateral	Included in 2016 Appraisal
	167	Cornell T-NNT-RP-EM 18DBK	SN: 167004 17.50			Yes	Y
	170	42' Houle 6" Agi lagoon pump				Yes	Y
Y	175	Mandels 40 sec 6" hose				Yes	Y
	176	Mandels 8 sec 5.5" hose				Yes	Y
	177	Mandels 4 sec 5" hose				Yes	Y
	178	Mandels 2 sec 6" drag hose				Yes	Y
Y	179	houle tanker 5250 gal				Yes	Y
Y	180	houle tanker 5250 gal				Yes	Y
Y	181	houle tanker 6000 gal				Yes	Y
Y	185	farm star 22' chisel applicator				Yes	Y
	186	J&S 35' stinger 8"				Yes	Y
	187	PCE 35' stinger 8"				Yes	Y
	211	(4) khrono meter 6"				Yes	Y
	212	(3) pump control screens				Yes	Y
	213	(13) boss quick hitch				Yes	Y
	214	cat D-8 ripper				Yes	Y
	216	JD 444D end loader	544 011001			Yes	Y

2-1 mandels
 1-1 tanker
 1-1 tanker
 1-1 tanker
 1-1 applicator
 1-1 stinger
 1-1 stinger
 1-1 khrono
 1-1 pump
 1-1 boss
 1-1 ripper
 1-1 end loader

IT 11/29/17 parts only