# IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

IN RE: CASE NO. 16-51834

**OLMOS EQUIPMENT INC.** 

§ § **Debtor CHAPTER 11 PROCEEDING** 

# DEBTOR'S MOTION FOR ORDER AUTHORIZING AND APPROVING THE SALE OF EQUIPMENT FREE AND CLEAR OF ALL LIENS, CLAIMS AND ENCUMBRANCES **OUTSIDE THE DEBTOR'S ORDINARY COURSE OF BUSINESS**

TO THE HONORABLE CRAIG A. GARGOTTA, U.S. BANKRUPTCY JUDGE:

NOW COMES, Olmos Equipment Inc. (the "Debtor" or "Olmos") and files its "Motion for Order Authorizing and Approving the Sale of Equipment Free and Clear of All Liens, Claims and Encumbrances Outside the Debtor's Ordinary Course of Business" (the "Sale Motion" or "Motion"). In support of the Sale Motion, the Debtor would respectfully show the Court as follows:

#### **JURISDICTION**

- 1. This Court has jurisdiction to consider this Motion pursuant to 28 U.S.C. §§ 157 and 1334. Consideration of this Motion is a core proceeding pursuant to 28 U.S.C. § 157(b). Venue of these proceedings is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409.
- 2. The statutory predicate for the relief requested herein is section 363 of the Bankruptcy Code.

#### **BACKGROUND**

- 3. On August 12, 2016 (the "Petition Date"), the Debtor filed a voluntary petition for relief under Chapter 11 of the Bankruptcy Code.
  - 4. Randy Osherow has been appointed Examiner in this case.
- 5. The Debtor has determined that based on the current economic condition and the Debtor's business operations, it is in the best interests of the Debtor, its bankruptcy estate, and its creditors to liquidate certain assets to generate funds to make payments to creditors.
- 6. To accomplish the liquidation of these assets, the Debtor contemporaneously with this Sale Motion, filed motions seeking to employ the PPL Group, LLC

and Myron Bowling Auctioneers (collectively, "PPL Group"), Ritchie Bros. Auctioneers (America) Inc. ("Ritchie Bros.") and Mel Davis Auctions ("Davis").

#### A. Assets to be Sold

- 7. The Debtor owns various pieces of equipment and machinery it used or uses in its business operations. The equipment, machinery and related items (the "Estate Assets") are more fully described on **Exhibits A, B, and C attached hereto.**
- 8. The Debtor believes the value of the Estate Assets will be maximized by auction through the services of the PPL Group, Ritchie Bros, and Davis.

### B. Authority

- 9. Section 363(b)(1) of the Bankruptcy Code provides that, "the Trustee, after notice and a hearing, may use, sell, or lease, other than in the ordinary course of business, property of the estate." 11 U.S.C. § 363(b)(1). Courts generally have applied four factors in determining whether to approve a sale pursuant to § 363 of the Bankruptcy Code: (i) whether a valid business justification exists for the proposed transaction; (ii) whether fair consideration is provided; (iii) whether the transaction has been proposed in good faith; and (iv) whether adequate and reasonable notice is provided. See 240 North Brand Partners, Ltd. v. Colony GFP Partners, L.P. (In re 240 North Brand Partners, Ltd.), 200 B.R. 653, 659 (9th Cir. B.A.P. 1996); see also United States Internal Revenue Service v. Moberg Trucking, Inc. (In re Moberg Trucking, Inc.), 112 B.R. 362, 364 (9th Cir. B.A.P. 1990) (dissenting) (citing the four factors in determining whether a sale pursuant to § 363(b) should be approved).
- 10. As set forth herein, cause exists with respect to the sales encompassed within this Sale Motion.

### C. Notice

- An element for the approval of a sale under § 363(b) of the Bankruptcy Code is the requirement that interested parties receive adequate and reasonable notice. The Debtor has caused a copy of this Sale Motion to be served by e-mail, the Court's ECF system or First Class United States Mail upon the parties listed on the attached mailing matrix. The Debtor submits that no other or further notice need be provided.
- 12. The Debtor requests relief from the Court to permit it to sell the Estate Assets. An itemized listing of the equipment to be sold by PPL Group is attached hereto as **Exhibit A.**

An itemized listing of the equipment to be sold by Ritchie Bros. is attached hereto as **Exhibit B.** An itemized listing of the equipment to be sold by Davis is attached hereto as **Exhibit C.** 

13. The Debtor proposes to sell the Estate Assets at auction to third party purchasers whose identities are unknown at this point. The property that is the subject of this Sale Motion is currently in the possession or control of the Debtor. In connection with such sale, he Debtor seeks the entry of an order following the conclusion of the sale hearing authorizing Olmos to, through the court approved auctioneers, to sell the assets and to consummate such other related and necessary transactions in connection therewith to the a purchasers with such assets to be transferred and conveyed free and clear of all liens, claims, interests and encumbrances, any and all such liens, claims, encumbrances, and other interests attaching to the net proceeds of the sale in the same validity and in the same order of priority as in the underlying Estate Assets. The claims, liens, encumbrances, and other interests, if any, asserted by any person or entity in or to any of the purchase price proceeds shall be in the same priority and subject to the same infirmities and defenses as existed with respect to the claims, liens, encumbrances, and other interests in the property prior to the sale.

The ad valorem tax lien for 2016 and prior years (if any) pertaining to the Estate Assets shall attach to the sales proceeds and the title company shall pay all ad valorem tax debt owed incident to the Estate Assets immediately upon closing and prior to any disbursement of proceeds to any other person or entity.

The ad valorem taxes for year 2017 pertaining to the Estate Assets shall be prorated in accordance with the Agreement and shall become the responsibility of the Purchaser and the year 2017 ad valorem tax lien shall be retained against the subject property until said taxes are paid in full.

- 14. Simultaneously with the filing of this Sale Motion, Debtor has filed motions to approve the employment of PPL Group, Ritchie Bros. and Davis.
- 15. The Estate Assets will be sold pursuant to auction on the terms set forth in each respective auction agreement with PPL Group, Ritchie Bros., and Davis.
- 16. The Debtor believes the sale of the Estate Assets is in the best interest of the Estate and its creditors. Debtor will take every action possible to realize the greatest value from the sale of these Estate Assets.
  - 17. All Estate Assets are to be sold "as is" and the Debtor assumes no liability.

- 18. Olmos believes that approval of the proposed sale of the Assets to a successful Purchaser comports with Section 363(f)(2) of the Bankruptcy Code in that all creditors asserting valid interests in and against the Assets will consent to the transaction. Because the sales price exceeds the amount of claims secured by the Assets, the Debtor believes that the secured creditors will consent to the sale (with the express right, but not the obligation, to credit bid). To the extent that any creditor asserting a valid interest in and against the assets does not consent to the sale, Olmos believe that such creditor could be compelled to accept a money satisfaction of such interest in accordance with Section 363(f)(5) of the Bankruptcy Code.
- 19. In addition, Section 105(a) of the Bankruptcy Code authorizes the Court to "issue any order, process, or judgment that is necessary or appropriate to carry out the provisions of this title." 11 U.S.C. § 105(a). The purpose of Section 105(a) is to insure a Bankruptcy Court's power to take whatever action "is appropriate or necessary in aid of the exercise of its jurisdiction." 2 <u>Collier on Bankruptcy</u>, 105.01, at 105-2 (15th ed. 1993). Thus, this Court may exercise its equitable powers to grant the relief requested in this Motion
- 20. Finally, approval of a sale transaction as contemplated herein will help facilitate Olmos's ability to seek approval of a plan of reorganization or a structured dismissal and to distribute the sale proceeds in accordance with the priorities delineated in the Bankruptcy Code.
- 21. Bankruptcy Rules 6004(h) provide that an order authorizing the use, sale, or lease of property and an order authorizing the assumption and assignment of executory contracts or unexpired leases will be stayed for fourteen (14) days after entry of such approval orders unless the court orders otherwise. Because of the need to begin the sale process as promptly as possible, Olmos request that the Court order and direct that the order approving this Motion shall not be automatically stayed for fourteen (14) days.

## **Notice - Expedited Consideration**

Olmos has submitted herewith a proposed order providing notice of the proposed sale procedures and the Procedures Hearing scheduled to consider same, which Olmos will serve on the Office of the United States Trustee, all parties identified on the service list maintained in this case and all creditors asserting a security interest in the Assets.

Federal Rule of Bankruptcy Procedure 6004 provides, in pertinent part, as follows:

(a) Notice of Proposed Use, Sale, or Lease of Property. Notice of a proposed use, sale, or lease of property, other than cash collateral, not in

the ordinary course of business shall be given pursuant to Rule 2002(a)(2), (c)(1), (i), and (k)...

Fed.R.Bankr.P. 6004.

Federal Rule of Bankruptcy Procedure 9007 provides, in pertinent part, as follows:

When notice is to be given under these rules, the court shall designate, if not otherwise specified herein, the time within which, the entities to whom, and the form and manner in which the notice shall be given.

Fed.R.Bankr.P. 9007.

Olmos contends that the forms of notice set forth above and the period for scheduling the hearing on the sale comport with Bankruptcy Rules 6004, 6006 and 9007, constitute good and sufficient notice of the relief sought herein and of all hearings and procedures contemplated hereby.

WHEREFORE, PREMISES CONSIDERED, the Debtor respectfully requests that the Court enter an order approving the sales in accordance with the terms and conditions set out in this Sale Motion and granting such other relief as is just and proper.

Dated: February 3, 2017.

#### **ERIC TERRY LAW PLLC**

By: /s/ Eric Terry

Eric Terry Texas Bar No. 00794729 4040 Broadway, Suite 350 San Antonio, TX 78209

Telephone: (210) 468-8274 Facsimile: (210)-319-5447

#### **COUNSEL FOR DEBTOR**

And

LAW OFFICES OF WILLIAM B. KINGMAN, P.C.

4040 Broadway, Suite 350 San Antonio, Texas 78209 Telephone: (210) 829-1199

Facsimile: (210) 821-1114

Email: bkingman@kingmanlaw.com

By: /s/ William B. Kingman
William B. Kingman
State Bar No. 11476200
COUNSEL FOR DEBTOR

### **CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the foregoing was served (i) by United States first class mail, postage prepaid, in accordance with the Federal Rules of Bankruptcy Procedure, to parties listed on the attached service list, and (ii) via email upon the parties that receive electronic notice in these cases pursuant to the Court's ECF filing system on this 3<sup>rd</sup> day of February, 2017.

/s/Eric Terry	
Eric Terry	

# LIMITED SERVICE LIST CASE NO. 16-51834

# DEBTOR AND COUNSEL

Olmos Equipment Inc. Attn: Larry Struthoff PO Box 769020 San Antonio, TX 78245

Law Offices of William B. Kingman, PC 4040 Broadway, Suite 350 San Antonio, TX 78209

Eric Terry Law, PLLC 4040 Broadway, Suite 350 San Antonio, YX 78209

# GOVERNMENTAL ENTITIES

Attorney General of U.S. 950 Pennsylvania Ave. NW Washington, DC 20530

U.S. Trustee 615 E. Houston, Rm 533 San Antonio, TX 78295-1539

Internal Revenue Service Centralized Insolvency Operations P.O. Box 7346 Philadelphia, PA 19101

U.S. Attorney Attn: BKCY Dept 601 NW Loop 410, Suite 600 San Antonio, TX 78216

Texas Comptr of Public Accts P.O. Box 13528 Austin, TX 78711-3528 Texas Railroad Commission Enforcement Division Office of General Counsel P.O. Box 12967 Austin, TX 78711

Bexar County Tax A/C P.O. Box 839950 San Antonio, TX 78283-3950

#### **SECURED CREDITORS**

Caterpillar Financial 2120 West End Avenue PO Box 340001 Nashville, TN 37203

Frost Bank 100 W. Houston San Antonio, TX 78205

Albert Uresti, M. P.A. Bexar County Tax Assessor 233 N. Pecos La Trinidad Viste Verde Bldg, 2<sup>nd</sup> Floor San Antonio, TX 78207

Ally Financial Payment Processing Center PO Box 78234 Phoenix, AZ 85062

De Lage Landen Financial Svcs PO Box 41602 Philadelphia, PA 19101

Financial Pacific Leasing, Inc. PO Bix 4568 Federal Way, WA 98063 John Deere Financial Leasing Dept. PO Box 6600 Johnston, IA 50131

Wells Fargo Financial Leasing #901363999 PO Box 105743 Atlanta, GA 300348

### 20 LARGEST UNSECURED

James C. Weynand c/o JTJB Enterprises 610 E. Market St., #3216 San Antonio, TX 78205-2740

Frost Bank 100 W. Houston San Antonio, TX 78205

Davis, Cedillo & Mendoza, Inc. 755 E. Mulberry Ave., #500 San Antonio, TX 78212

Internal Revenue Service 8700 Tesoro Drive STOP 5340 SANC San Antonio, TX 78217-6207

Holt CAT 19565 South W.W. White Rd. San Antonio, TX 78222

Caterpillar Financial 2120 West End Ave. PO Box 340001 Nashville, TN 37203-0001 John Deere Financial Leasing Dept. PO Box 6600 Johnston, IA 50131-6600

Fuquay, Inc. PO Box 310946 New Braunfels, TX 78131-0946

Pipelayers, Inc. 7580 Grissom San Antonio, TX 78251

John C. Chunn PO Box 396 1510 Avenue M, Ste. 102 Honda, TX 78861

Martin Marietta Materials, Inc. 5710 W. Hausman Rd., #121 San Antonio, TX 78219

Liberty Mutual Insurance PO Box 8017 Wausau, WI 54402-8017

Texas Workforce Commission 101 E. 15<sup>th</sup> St. Austin, TX 78778

Legal Concierge, Inc. 3975 McCreary Rd. Allen, TX 75002

Lone Star Paving 11675 Jollyville, Ste. 150 Austin, TX 78759

National Funding – Wall Funding 9820 Towne Center Dr., Ste. 200 San Diego, CA 92121

Carlos Villareal Construction 9914 Tezel Rd. San Antonio, TX 78254 IBTX Risk Services 10101 Reunion Place, Ste. 100 San Antonio, TX 78260

Cribley Enterprises, Inc. 12019 Nacogdoches Rd. San Antonio, TX 78217

SA Quality Fence, Ltd. 13115 Wetmore Rd. San Antonio, TX 78247

# PARTIES REQUESTING NOTICE

Bethany F. Thompson Thomas J. Walthall Gardner Law 745 East Mulberry Ave., Ste. 500 San Antonio, TX 78212

Embrey Builders, LLC c/o Gardner Law 745 East Mulberry Ave., Ste. 500 San Antonio, TX 78212

APAC-Texas, Inc. c/o Gardner Law 745 East Mulberry Ave., Ste. 500 San Antonio, TX 78212

Robert L. Barrows Warren, Drugan & Barrows, P.C. 800 Broadway San Antonio, TX 78215

Randall A. Pulman Thomas Rice Ryan C. Reed Pulman, Cappuccio, Pullen, Benson & Jones, LLP 2161 NW Military Hwy., Ste. 400 San Antonio, TX 78213 Don Stecker Linebarger Goggan Blair & Sampson, LLP 711 Navarro St., Ste. 300 San Antonio, TX 78205

Attn: Gary W. Wright United States Attorney for the Western District of Texas 601 NW Loop 410, Ste. 600 San Antonio, TX 78216

Jay W. Hurst Assistant Attorney General Bankruptcy & Collection Division PO Box 12548 Austin, TX 78711-2548

Lisa M. Norman Andrew Myers, P.C. 3900 Essex Lane, Suite 800 Houston, TX 77027-5198

Calvin L. Cowan Sanderford & Carroll, P.C. 210 Birdcreek Dr. Temple, TX 76502

Keith P. Miller Law Offices of Keith P. Miller, P.C. 14350 Northbrook Dr., Ste, 150 San Antonio, TX 78232

Michael L. Davis 14350 Northbrook Dr., Ste. 150 San Antonio, TX 78232

Ed Phillips, Jr. E. Phillips Legal, P.C. 215 W. Bandera, Ste. 476-114 Boerne, TX 78006 John M. Castillo Farrimond Castillo & Bresnahan, P.C. 130 E. Travis St., Ste. 350 San Antonio, TX 78205

Beth Horton Caterpillar Financial Services Corporation 2120 West End Avenue Nashville, TN 37203

Frank J. Wright Coats Rose, P.C. 14755 Preston Rd., Ste. 600 Dallas, TX 75254

Zachary J. Fanucchi

Barton, East & Caldwell, P.L.L.C. 700 N. St. Mary's Street, Suite 1825 San Antonio, Texas 78205

Randolph Osherow 342 W. Woodlawn, Ste. 300 San Antonio, TX 78212

Ex. A - OLMOS EQUIPMENT INC.

Vehicle#	Note code	Year	Make	Model	VIN	Plate/Tag #	Odometer
25	C-1	2008	CAT	972H LOADER	A7D00572		13169
41	C-1	2012	CAT	252B3 SKID STR	TNK01419		5666
	C-1	2008	CATERPILLAR	938G	ORTB03677		11729
	C-1	2012	CAT	252B3 SKID STR	TNK01418		6023
142		ļ	CATERPILLAR	613C	8LJ02590	<del></del>	8144
177		2008		140M MOTORGRADER	OB9D01113	<del></del>	1125
	C-1	<b> </b>	CATERPILLAR	CS563E	OCNG00525		5907
311			INTERNATIONAL		1HTSCAAN8YH221488	CLW0782	11823
332		~~~~~~	PETERBILT		1XPHDU9X17N683837		
		<del> </del>		.,,,,		1607317	24140
335		<del></del>	PETERBILT		1XPHDU9X17N683806	1G07318	21503
343		<del>{</del>	PETERBILT		1XPHDU9X67N683784	1G07319	23523
·····	C-1	<u> </u>	PETERBILT		1XPHDU9X27N683801	1G07321	2376
413			PETERBILT		1XPHDU9X07N683831	1G07322	24429
414	~	<del></del>	PETERBILT		1XPCDT9X8WN457880	1G07323	5282
416	C-1	1999	PETERBILT	385	1XPGDU9X4XD493967	1G07324	5851
419		1999	PETERBILT	385	1XPGDU9X4XD493970	1E06421	11900
421	C-1	1999	PETERBILT	385	1XPGDU9X6XD493971	1G07326	12439
422	C-1	2007	PETERBILT	386	1XPHDU9X37N683824	1G07327	22836
437	C-1	2007	PETERBILT	386	1XPHDU9X07N683862	1G07328	2208:
438	C-1	2007	PETERBILT	386	1XPHDU9X67N683848	1G07329	22704
439	ļ	2007	PETERBILT	386	1XPHDU9X47N683850	1G07330	21991
440		2007	PETERBILT	386	1XPHDU9X77N683857	1G07331	20652
441		<b></b>	PETERBILT		1XPHDU9X77N683843	1607332	20828
442		<del> </del>	PETERBILT		1XPHDU9X67N683865	1G07333	1078
443	ļ.,,		PETERBILT		1XPHDU9X37N683855	1G07334	20702
444	}	<del></del>	PETERBILT		1XPHDU9XX7N683853	1G07335	22885
445	<del></del>	<del></del>	PETERBILT	····	1XPHDU9X67N683837	1607336	23061
		<del></del>					
454	· · · · · · · · · · · · · · · · · · ·	·	PETERBILT		1XP5DB9X9YD526300	1G07337	874790
456			FREIGHTLINER	FLD120	1FUGFXYB8RP606123	1G07338	554728
500			PETERBILT		1XPHDU9X17N683871	1G07339	22965
			PETERBILT	·····	1XPHDU9X27N683877	1G07340	22471
	C-1	2007	PETERBILT	386	1XPHDU9X37N683872	1G07341	23327
683.	C-1	1993	INTERNATIONAL	4900	1HTSDN2N3PH530545	FPG8424	24752
835	C-1	2007	PIONEER	STACKER	407241-407242		(
851	C-1	2001	CATERPILLAR	SS-250B MIXER	5GR00239		4881
9006	C-1	1996	INTERNATIONAL	4900	1HTSDAAROTH274288	AN76069	10347
1000	C-2	2013	WISHEK DISC	Y2000-10	AGCWY2000CX032276		
245	C-2	2008	CAT CB434D	DBL DRUM RLLR	OCNH01084		1814
455	C-3	2014	LOADKING	55SF	5LKL53357E1028937	055B622	
455A	C-3	<del> </del>	LOAD KING	STINGER	5LKF05118E102894C	055B768	
110	\	<del> </del>	CATERPILLAR	385C	0EDA00510		1714
136		-	CAT 627G	SCRAPER	CEX00451	<del> </del>	10803
	F-3	<del></del>	LOAD KING	5030FP	5LKL52358E1028956	057C549	<u> </u>
	r-3 F-3	<del></del>	LOAD KING	2060-40-2	5LKD40259E1028963	057C545	
			<b>}</b>		<del></del>	··· <del>•</del>	
	F-3		LOAD KING	2060-40-2	5LKD40250E1028964	057C544	
~,,,	F-3	<b></b>	LOAD KING	2060-40-2	5LKD40258E1028968	057C577	
<del></del>	F-3	·	LOAD KING	2060-40-2	5LKD4025XE1028969	057C546	
	F-3	<del></del>	LOAD KING	2060-40-2	5LKD40254E1028966	057C542	(
	F-3	. <del>}</del>	LOAD KING	2060-40-2	5LKD40252E1028965	057C543	
	F-3	·}	LOAD KING	2060-40-2	5LKD40256E1028967	057C525	(
614	F-3	2014	LOAD KING	2060-40-2	5LKD40258E1028971	057C524	(
615	F-3	2014	LOAD KING	2060-40-2	5LKD4025XE1028972	057C523	{
616	F-3	2014	LOAD KING	2060-40-2	5LKD40251E1028973	057C526	
617	F-3	2014	LOAD KING	2060-40-2	5LKD40259E1028977	057C522	
618	F-3	2014	LOAD KING	2060-40-2	5LKD40250E1028978	057C527	1
	F-3		LOAD KING	2060-40-2	5LKD40252E1028979	057C529	
	F-3		LOAD KING	2060-40-2	5LKD40256E1028970	057C541	
	F-3	<del>-</del>	LOAD KING	2060-40-2	5LKD40253E1028974	057C530	
		<del></del>	LOAD KING	2060-40-2	5LKD40255E1028975	057C578	1
622	41774	1 2014	ILOAO NING	12000-40-2	<del></del>	U3/C3/8	1
622		2014	LOVD NING	lanch an a	[C VDA03E0E*030000	increers	1 /
623	F-4 F-4	- <del>}</del>	LOAD KING LOAD KING	2060-40-2 2060-40-2	5LKD40259E1028980 5LKD40257E1028976	057C550 057C581	

# 16-51834-cag Doc#196-1 Filed 02/03/17 Entered 02/03/17 16:02:01 Exhibit A Pg 2 of 2

Ex. A - OLMOS EQUIPMENT INC.

CEA	WF-1	2008	NTERNATIONAL	4300 MT350 SWEEPER	31	1 ( I ( VIII VIII V I O) COO ,	EXEMPT	40441
	WF-1	2014		30X58 CONVEYOR		758		0
-846	WF-1.	2014		30X58 CONVEYOR		845		0 0
	WF-1	2014		30X58 CONVEYOR		846		1964
75			KUBOTA	RTV900	S	/N#80899-82030		ļ
86			BOBCAT	AUGÉR		0		0
38A		2013		S HMR	В	YT02155		7302
1002			KURBER			K287A313		24550
1002			DITCHWITCH			3Y0104		7356
1005			KURBER	50		PKCP403-04		7550
13A		2013	STANLEY	CP80		P80689		880
249		1999	INGERSOLL RAND	SD 100F VIB COMPACTO	R	160862		080
415	<del></del>		LOAD KING	RA3530		1B4D37238V4121266	W07093	4286
429		2005	MITSUBITSI	FG25K	- 1'	AF17D001167		12991
477		1998	INTERNATIONAL	4		1HTSCAAM6WH509062	DVM9480	9825
484			INTERNATIONAL	S1954	1	DA195KHA10382	AW80869	
488			INTERNATIONAL	S1955		1HTDA1954EHA17921	AF02877	7465
489	~ <del></del>		1000 GAL WATER TOWER		353	832501	}	
540			HEAT DESIGN EQUIP	HDE P200		39121000562		636
547			LEEBOY	1000F PAVER		92491		34107
669			INTERNATIONAL	S1955		1HSLRTVN7FHA32750	DBT3819	
674			INTERNATIONAL			1HTSDAAN7XH620078	AW79980	12934
679			INTERNATIONAL	4		1HTSDPPNONH454235	DBT3821	
68			INTERNATIONAL	51955		1HSLRTVN8HH490717	82JNC8	1224
83			UTILITY	TANDEM AXLE		5VNBU12247T046578	357364H	(
83			CEC	36X60 STACKER		1381 (3402)		
84			BEXCEL	36X60 CONVEYOR		31		
84			3 EXCEL	COLD FEED BIN		29	9	
85			3 FEED HOPPER			HASO01		
85			3 STACKABLE CONVEYOR			HAS007	<u> </u>	
85			3 STACKABLE CONVEYOR			HASO05 (3164)		
85			3 CEDAR RAPIDS	36X14 FEEDER		10045		
86			3 BRAGG	GOOSENECK		17XFG2027P1935182	74010A	86
86			4 GOOSENECK			TX178774	75595E	86
86			з тотем	6 WHEEL TRAILER		STAT2173	X45242	122
92			3 LANDA	SLT6-32324E		11105200-161719	-	1223
T001			O JOB TRAILER			2135	1]	

51. Schedule A - MASTER

Page 1

OLMOS EQUIPMENT INC

6 461

1989 MACK R688ST 4000 GALLON T/A WATER TRUCK

s/n 1M2N188Y9KW029150

C/W: E8-300, Eaton Fuller 9 spd, dbl frame, camelback susp, 215 in. WB,

PTO, fnt & rear spray

Miles: 249,026 Tires/ U/C: 40 Condition: Fair

10 175

1998 CATERPILLAR 140H MOTOR GRADER

s/n 2ZK03418

C/W: 14 ft MB, LoPro A/C cab, ripper/scarifier, 14.00x24

Tires/ U/C: f) 30 r) 80

Condition: Good

14 246

2005 CATERPILLAR CP563E VIBRATORY PADFOOT COMPACTOR

s/n CATCP563KCNT00801

C/W: 84 in. drum, drum drive, canopy, 23.1x26

Hours: 3,152 Tires/ U/C: 50 Condition: Good

17 239

1993 INGERSOLL-RAND SD100D VIBRATORY ROLLER

s/n 8804

C/W: Cummins 4 cyl, 84 in. drum, drum drive, canopy, 23.1x26

Tires/ U/C: 50 Condition: Fair

19 286

2000 HAMM GRW5 9 WHEEL PNEUMATIC ROLLER

s/n 2831707

C/W: Deutz 4 cyl, canopy, hydrostatic drive

Condition: Good

20 555

1997 BROCE RJ300 BROOM

s/n 88222

C/W: John Deere 4 cyl, 8 ft broom, canopy, water sys, hydrostatic drive

Tires/ U/C: 75 Condition: Fair

201603065-2017-02-02-12.34.16 Rev:2017-01-04-20.22.08-000501651

Copyright. This document contains confidential proprietary information and is intended only for uses authorized by Ritchie Bros. Auctioneers. Any unauthorized use is strictly prohibited.

51. Schedule A - MASTER

Page 2

#### OLMOS EQUIPMENT INC

#### 21 856

1996 READ CV150D 7 FT X 12 FT 2 DECK PORTABLE HORIZO SCREEN s/n CV150D619

C/W: John Deere 4 cyl, S/A chassis, hyd leveling

Condition: Poor

Owner To: replace broken brackets and reweld broken welds, machine should be in good working condition

#### 25 875

2002 CATERPILLAR D125P2 125 KW PORTABLE GEN SET (10-249 KW/12.5-310 KVA) s/n OLY00000HNPS00868

C/W: Perkins 6 cyl, 277/480 V, 3 phase, control panel, sound suppression, 14 ft T/A equipment trailer

Hours: 3,959 Tires/ U/C: 50

Condition: Very Good

#### 26 9060

1995 INGERSOLL-RAND P185WJD 185 CFM S/A AIR COMPRESSOR

s/n 249800UIF327 C/W: John Deere 4 cyl

Hours: 3,107 Tires/ U/C: 80 Condition: Good

#### 27 9061

1995 INGERSOLL-RAND P185WJD 185 CFM S/A AIR COMPRESSOR

s/n 249801UIF327

C/W: John Deere 4 cyl

Hours: 5,973 Tires/ U/C: 80 Condition: Good

Owner To: complete repairs

#### 28 403

1997 LOAD KING RH3530 ROUND BOTTOM 35 FT T/A FRAMELESS END DUMP TRAILER s/n 1B4D37239V4121101

C/W: spring susp, high lift gate

Tires/ U/C: 40 Condition: Fair

#### 29 409

1997 LOAD KING RH3530 ROUND BOTTOM 35 FT T/A FRAMELESS END DUMP TRAILER s/n 1B4D37234V4121104

C/W: spring susp, high lift gate

Tires/ U/C: 60 Condition: Fair

201603065-2017-02-02-12.34.16 Rev:2017-01-04-20.22.08-000501651

Copyright. This document contains confidential proprietary information and is intended only for uses authorized by Ritchie Bros. Auctioneers. Any unauthorized use is strictly prohibited.

51. Schedule A - MASTER

Page 3

OLMOS EQUIPMENT INC

30 395

1990 SOMERSET WELDING & STEEL STL035 35 FT TRI/A FULL FRAME DEMOLITION TRAILER

s/n 1S9ST0230LM006036
C/W: spring susp
Tires/ U/C: 50
Condition: Fair

31 397

1990 SOMERSET WELDING & STEEL STL035 35 FT TRI/A FULL FRAME DEMOLITION TRAILER

s/n 1S9ST0230LM006035
C/W: spring susp
Condition: Fair

32 668

1999 INTERNATIONAL 4900 S/A PARTS/STATIONARY TRUCKS - OTHER s/n 1HTSDAAN2XH669026

201603065-2017-02-02-12.34.16 Rev:2017-01-04-20.22.08-000501651

Copyright. This document contains confidential proprietary information and is intended only for uses authorized by Ritchie Bros. Auctioneers. Any unauthorized use is strictly prohibited.

### SCHEDULE A Part of a Contract to Auction ADDITIONS TO CONTRACT

Owner's Name: Olmos Equipment Inc.

Auction Site: Fort Worth TX

2003 Cedarapids 36 in. x 60 Ft Portable Stacking Conveyer

S/N: 50205

C/W: 20 hp, elec, 5 ft x 7 ft feed hopper

Owner ID: 840

1998 International 4900 S/A Mechanics Truck

VIN: 1HTSDAAN1WH551273

C/W: 6 cyl, diesel, 5 spd, spring susp, PTO, Koening 11 ft bed, hose reels, (4) 50 gal tanks w/pumps

Owner ID: 696

1989 Boss Portable Light Tower

S/N: 892452

C/W: Kubota 3 cyl Owner ID: 850

Make	Year	Vin. No.
CUEVO CLET	2005	4.0.4.1.0.201.10.54.4.4.0.2.5.5
CHEVROLET	2005	1GAHG39U051110255
CHEVROLET	2011	3GCPKTE36BG342404
CHEVROLET	2007	1GCHC29U07E131552
CHEVROLET	2006	1GCEC19V36E263614
CHEVROLET	2012	3GCPCSE04CG183879
CHEVROLET	2006	1GCEC19VX6E239892
CHEVROLET	2008	1GCHC23K98F112663
CHEVROLET	2009	1GCHC73K59F102895
CHEVROLET	2007	1GCHC29U47E120635
FORD	1985	1FDKF381XFKB24582

Also to be sold at auction are miscellaneous generators, pumps, hoses and tools.