

IN THE UNITED STATES BANKRUPTCY COURT FOR THE  
MIDDLE DISTRICT OF TENNESSEE

IN RE: )  
)  
) Chapter 11 Proceeding  
Ronnie C. Whitefield )  
) Case No. 18-02883  
SS# xxx-xx-1844 )  
) Honorable Marian F. Harrison  
284 Bayhill Drive )  
)  
Gallatin TN 37066 )  
)  
)  
)  
Debtor. )

**THE DEADLINE FOR FILING A TIMELY RESPONSE IS: June 6, 2018**  
**IF A RESPONSE IS TIMELY FILED, THE HEARING WILL BE: June 19, 2018**  
**AT 9:00 A.M., IN COURTROOM 3, SECOND FLOOR, CUSTOMS HOUSE,**  
**701 BROADWAY, NASHVILLE, TENNESSEE 37203**

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**NOTICE OF DEBTOR'S MOTION FOR AUTHORITY TO SELL 2013 BMW 535**

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The Debtor has asked the Court for the following relief:

**APPROVAL OF DEBTOR'S MOTION FOR AUTHORITY TO SELL 2013 BMW 535**

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**YOUR RIGHTS MAY BE AFFECTED.** If you do not want the Court to grant the attached motion, or if you want the Court to consider your views on the Application, then on or before June 6, 2018, either you or your attorney must:

- 1) If you are an attorney, you must timely file a response electronically using the Bankruptcy Court's CM/ECF system. If you are representing yourself, pro se, you must file with the Court your written response or objection explaining your position at:

By Mail: U.S. Bankruptcy Court, P.O. Box 24890, Nashville, Tennessee 37202-489090

In Person: U.S. Bankruptcy Court, 701 Broadway, First Floor, Nashville, Tennessee 37203 (Monday – Friday, 8:00 a.m. – 4:00 p.m.)

- 2) **Your response must state that the deadline for filing responses is June 6, 2018; the date of the scheduled hearing is June 19, at 9:00 a.m., in Courtroom 3, Second Floor, Customs House, 701 Broadway, Nashville, Tennessee 37203; and the document to which you are responding is the Debtor's Motion for Authority to Sell 2013 BMW 535.** If you want a file stamped copy returned, you must include an extra copy and self-addressed, stamped envelope.
- 3) If you are representing yourself pro se, you must also mail a copy of your response to:

Christopher M. Kerney  
Attorney for Debtor  
102A Public Square  
Gallatin, Tennessee 37066

Assistant United States Trustee  
318 Customs House  
701 Broadway  
Nashville, Tennessee 37203

If a timely response is filed, the hearing will be held at the time and place indicated above. ***THERE WILL BE NO FURTHER NOTICE OF THE HEARING DATE.*** You may check whether a timely response has been filed by calling the Clerk's office at (615) 736-5584, or viewing the case on the Court's web site at <[www.tnmb.uscourts.gov](http://www.tnmb.uscourts.gov)>. If you received this notice by mail, you may have three additional days in which to file a timely response under Rule 906(f) of the Federal Rules of Bankruptcy Procedure.

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought for the Debtor's Motion for Authority to Sell 2013 BMW 535 and may enter an Order granting said relief.

Date: **May 16, 2018**

Signature: **/S/ Christopher M. Kerney**  
Christopher M. Kerney, No. 20819  
Attorney for Debtor  
102A Public Square  
Gallatin, Tennessee 37066  
Phone: (615) 206-9900  
Fax: (615) 451-0084  
Email: chris@kerneylaw.com

### **CERTIFICATE OF SERVICE**

I hereby certify that I have sent a true and exact copy of the foregoing Assistant United States Trustee, and all other parties of record to receive notice electronically via the United States Bankruptcy Court's CM/ECF system, this 16<sup>th</sup> day of May 2018.

I further certify that I have sent a true and exact copy of the foregoing to the Debtor and all creditors and parties-in-interest pursuant to the attached mailing matrix, by U.S. Mail, postage prepaid, this 16<sup>th</sup> day of May 2018.

**/S/ Christopher M. Kerney**  
Christopher M. Kerney

IN THE UNITED STATES BANKRUPTCY COURT FOR THE  
MIDDLE DISTRICT OF TENNESSEE

IN RE: )  
)  
Ronnie C. Whitefield ) Chapter 11 Proceeding  
) Case No. 18-02883  
SS# xxx-xx-1844 ) Honorable Marian F. Harrison  
284 Bayhill Drive )  
Gallatin TN 37066 )  
)  
)  
Debtor. )

**MOTION FOR AUTHORITY TO SELL 2013 BMW 535**

The Debtor, by and through counsel, respectfully moves this Honorable Court for authority to sell the 2013 BMW 535 to Jason Cook for the sum of \$21,950.00, as set forth in the attached car invoice. The Debtor, through his self-employment with Wave Wholesale, LLC. seeks to utilize Baker Motor Company to facilitate the sale. Notice of the sale is given pursuant to Rule 2002(a)(2) of the Federal Rules of Bankruptcy Procedure. The 2013 BMW 535 secures a debt of \$22,126.09 owed to Bank of America. Said sale shall be free and clear of any interests of any lien holder; however, said liens will attach to proceeds of the sale in accordance with the law of priority liens. All net proceeds of the sale, if any, after payment of the lien and commission, shall be put into the Debtor in Possession Account and used for reorganization. Title shall transfer upon approval of the sale by the Bankruptcy Court.

WHEREFORE, the Debtors pray that the above-sought relief be granted.

Respectfully submitted,

**/S/ Christopher M. Kerney**  
Christopher M. Kerney, No. 20819  
Attorney for Debtor  
102A Public Square  
Gallatin, Tennessee 37066  
Phone: (615) 206-9900  
Fax: (615) 451-0084  
Email: [chris@kerneylaw.com](mailto:chris@kerneylaw.com)

**CERTIFICATE OF SERVICE**

I hereby certify that I have sent a true and exact copy of the foregoing Assistant United States Trustee, and all other parties of record to receive notice electronically via the United States Bankruptcy Court's CM/ECF system, this 16<sup>th</sup> day of May 2018.

I further certify that I have sent a true and exact copy of the foregoing to the Debtor and all creditors and parties-in-interest pursuant to the attached mailing matrix, by U.S. Mail, postage prepaid, this 16<sup>th</sup> day of May 2018.

**/S/ Christopher M. Kerney**  
Christopher M. Kerney

# **PROPOSED ORDER**

IN THE UNITED STATES BANKRUPTCY COURT FOR THE  
MIDDLE DISTRICT OF TENNESSEE

IN RE:	)	
	)	Chapter 11 Proceeding
Ronnie C. Whitefield	)	Case No. 18-02883
SS# xxx-xx-1844	)	Honorable Marian F. Harrison
284 Bayhill Drive	)	
Gallatin TN 37066	)	
	)	
Debtor.	)	

## **ORDER GRANTING MOTION FOR AUTHORITY TO SELL 2013 BMW 535**

Upon the Debtor's Motion for Authority to Sell 2013 BMW 535 and Notice thereon, having been filed with this Court and served upon all creditors and parties-in-interest on May 16, 2018; there having been no written objections filed with the Clerk of Court within twenty-one (21) days of Notice, pursuant to LBR 9013-1; and, upon the entire record herein, the Court finds that said Motion is well taken, and;

It is so **ORDERED** that the Debtor is hereby granted the authority to sell 2013 BMW 535 to Jason Cook for the sum of \$21,950.00, under the terms and conditions set forth in the above-mentioned Motion for Authority to Sell 2013 BMW 535 previously filed herein. It is further

**ORDERED** that said sale shall be free and clear of the interests of any lien holder; however, said lien will attach to the proceeds of the sale in accordance with the law of priority of liens. All net proceeds of the sale, if any, after payment of the lien and commission, shall be put into the Debtor in Possession Account and used for reorganization.

**THIS ORDER WAS SIGNED AND ENTERED ELECTRONICALLY  
AS INDICATED AT THE TOP OF THE FIRST PAGE.**

APPROVED FOR ENTRY:

**/S/ Christopher M. Kerney**

Christopher M. Kerney, No. 20819

Attorney for Debtor

102A Public Square

Gallatin, Tennessee 37066

Phone: (615) 206-9900

Fax: (615) 451-0084

Email: chris@kerneylaw.com

**CERTIFICATE OF SERVICE**

I hereby certify that I have sent a true and exact copy of the foregoing Assistant United States Trustee, and all other parties of record to receive notice electronically via the United States Bankruptcy Court's CM/ECF system, this 16<sup>th</sup> day of May 2018.

I further certify that I have sent a true and exact copy of the foregoing to the Debtor and all creditors and parties-in-interest pursuant to the attached mailing matrix, by U.S. Mail, postage prepaid, this 16<sup>th</sup> day of May 2018.

**/S/ Christopher M. Kerney**

Christopher M. Kerney

CAR INVOICE

BILL OF SALE

**BAKER MOTOR COMPANY, LLC**

441 W. Main Street • Gallatin, TN 37066 • 615-452-4363  
www.bakermotors.com

SOLD TO Jason C Cook

ADDRESS 6064 Temple Road

CITY NASHVILLE STATE TN 37221

PHONE # 615-918-1169

NEW/USED	YEAR	MAKE	MODEL	BODY STYLE
Used	2013	BMW	535	4DR
SERIAL NUMBER				COLOR
WBAFR7C57DCB29391				BLACK

**ODOMETER DISCLOSURE STATEMENT**

Federal law (and State law, if applicable) requires that you state the mileage upon transfer of ownership. Failure to complete or providing a false statement may result in fines and/or imprisonment.

The odometer now reads 50289 (no tenths) miles and to the best of my knowledge reflects the actual mileage of the vehicle, unless one of the following statements is checked.

- (1) I hereby certify that to the best of my knowledge the odometer reading reflects the amount of mileage in excess of its mechanical limits.
  - (2) I hereby certify that the odometer reading is NOT the actual mileage.
- WARNING - ODOMETER DISCREPANCY.

*Baker Motor Company*

TRANSFEROR'S SIGNATURE - SELLER

*Baker Motor Company*

PRINTED NAME - AGENT OR SELLER

*Jason C Cook*

TRANSFEREE'S SIGNATURE - BUYER

*Jason C Cook*

PRINTED NAME - AGENT OR BUYER

USED CAR TRADED

YEAR	MAKE	MODEL	COLOR	BODY

SERIAL NUMBER

**ODOMETER DISCLOSURE STATEMENT**

Federal law (and State law, if applicable) requires that you state the mileage upon transfer of ownership. Failure to complete or providing a false statement may result in fines and/or imprisonment.

The odometer now reads \_\_\_\_\_ (no tenths) miles and to the best of my knowledge reflects the actual mileage of the vehicle, unless one of the following statements is checked.

- (1) I hereby certify that to the best of my knowledge the odometer reading reflects the amount of mileage in excess of its mechanical limits.
  - (2) I hereby certify that the odometer reading is NOT the actual mileage.
- WARNING - ODOMETER DISCREPANCY.

TRANSFEROR'S SIGNATURE - SELLER

PRINTED NAME - AGENT OR SELLER

TRANSFEREE'S SIGNATURE - BUYER

PRINTED NAME - AGENT OR BUYER

DATE	SOURCE	INVOICE NO	STOCK NO	KEY
5/12/18			93917X	<input type="checkbox"/>
KEY	ACCT NO	SALE	KEY	
PRICE	<input type="checkbox"/>	21,950.00	<input type="checkbox"/>	
STATE SALES TAX	<input type="checkbox"/>	1,585.11	<input type="checkbox"/>	
LOCAL TAX	<input type="checkbox"/>	36.00	<input type="checkbox"/>	
BUS. TAX	<input type="checkbox"/>	65.85	<input type="checkbox"/>	
DOC. FEE	<input type="checkbox"/>	N/A	<input type="checkbox"/>	
LIC. FEE	<input type="checkbox"/>	100.00	<input type="checkbox"/>	
TOTAL	<input type="checkbox"/>	23,736.96	<input type="checkbox"/>	
TRADE	<input type="checkbox"/>	N/A	<input type="checkbox"/>	
PAYOFF	<input type="checkbox"/>	N/A	<input type="checkbox"/>	
NET TRADE	<input type="checkbox"/>	0.00	<input type="checkbox"/>	
CASH DOWN	<input type="checkbox"/>	7,875.00	<input type="checkbox"/>	
TOTAL AMOUNT DUE	<input type="checkbox"/>	15,861.96	<input type="checkbox"/>	
PAYOFF OWED TO:				
TOTAL CASH PRICE		15,861.96		

LIEN HOLDER Enbright Credit Union  
ADDRESS 270 Indian Lake Blvd.  
CITY HENDERSONVILLE STATE TN 37075

ATTENTION USED CAR BUYERS: Federal regulations may require a special buyers guide to be displayed on the window of the vehicle. THE INFORMATION YOU SEE ON THE WINDOW FORM FOR THIS VEHICLE IS PART OF THE CONTRACT. INFORMATION ON THE WINDOW FORM OVERRIDES ANY CONTRARY PROVISIONS IN THE CONTRACT OF SALE.

ALL WARRANTIES, IF ANY, BY A MANUFACTURER OR SUPPLIER OTHER THAN THE DEALER ARE THEIRS, NOT DEALER'S, AND ONLY SUCH MANUFACTURER OR OTHER SUPPLIER SHALL BE LIABLE FOR PERFORMANCE UNDER SUCH WARRANTIES. DEALER HEREBY DISCLAIMS ALL WARRANTIES, EXPRESS OR IMPLIED, INCLUDING ANY IMPLIED WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE; (A) ON ALL GOODS AND SERVICES SOLD BY DEALER, AND (B) ON ALL USED VEHICLES WHICH ARE HEREBY SOLD "AS IS - NOT EXPRESSLY WARRANTED OR GUARANTEED".

FINANCING			
INSURANCE			N/A
TOTAL TIME PRICE			23,736.96
DEPOSIT			N/A <input type="checkbox"/>
CASH ON DELIVERY			7,875.00 <input type="checkbox"/>
USED CAR ALLOWANCE			N/A <input type="checkbox"/>
PAYMENTS			
MONTHS	48	DOLLARS	409.85 PER MONTH
TOTAL			15,861.96
PAY OFF BAL OWING FIN CO			N/A <input type="checkbox"/>
FINANCE CONTRACT			<input type="checkbox"/>
DISC & OVERALLOWANCE			<input type="checkbox"/>
RECONDITIONING - USED CARS RETAIL			<input type="checkbox"/>
COST OF SALES - USED CARS RETAIL			<input type="checkbox"/>
MADE OF STOCK NO			<input type="checkbox"/>
TRADE			N/A <input type="checkbox"/>

Case 3:18-bk-02883

Doc 19-1

Filed 05/16/18

Entered 05/16/18 16:52:17

Desc



Label Matrix for local noticing  
0650-3  
Case 3:18-bk-02883  
MIDDLE DISTRICT OF TENNESSEE  
Nashville  
Wed May 16 16:49:58 CDT 2018

BLUE BEACON INTERNATIOANL INC  
DBA BLUE BEACON TRUCK WASH  
PO BOX 856  
SALINA KS 67402-0856

Barclays  
PO Box 13337  
Philadelphia PA 19101-3337

Chubb Group of Insurance  
15 Mountain View Rd  
Warren NJ 07059-6711

Commonwealth of Kentucky  
Department of Revenue  
PO Box 181, Station 57  
Frankfort KY 40602-0181

Cumberland International  
1901 Lebanon Pike  
Nashville TN 37210-3229

Emergency Physicians at Sumner, PLLC  
PO Box 8080  
Gallatin TN 37066-8080

Fleet One  
613 Bakertown Rd  
Antioch TN 37013-2657

(p) INTERNAL REVENUE SERVICE  
CENTRALIZED INSOLVENCY OPERATIONS  
PO BOX 7346  
PHILADELPHIA PA 19101-7346

JC Penney/Synchrony  
PO Box 960090  
Orlando FL 32896-0090

PRA Receivables Management, LLC +  
PO Box 41021  
Norfolk, VA 23541-1021

BMO Harris Bank  
c/o Husch Blackwell, LLP  
736 Georgia Ave., Ste 300  
Chattanooga TN 37402-2059

Blue Beacon Truck Wash  
PO Box 856  
Salina KS 67402-0856

Citi Cards  
PO Box 9001037  
Louisville KY 40290-1037

Complete Payment Recovery Services, Inc  
3500 5th St  
Northport AL 35476-4723

Dept of Public Safety  
Overweight Citations Unit  
PO Box 406100  
Atlanta GA 30384-6100

Financial Pacific Leasing  
3455 S 344th Way  
Ste 300  
Auburn WA 98001-9546

Gallatin Steam Plant Credit Union  
1499 Steam Plant Rd  
Gallatin TN 37066-8714

Interplanetary File System  
PO Box 412086  
Kansas City MO 64141-2086

Kohls  
PO Box 2983  
Milwaukee WI 53201-2983

701 Broadway Room 170  
Nashville, TN 37203-3979

Bank of America  
PO Box 15220  
Wilmington DE 19886-5220

Capacity Southwest  
330 Mallory Station Rd  
Ste F19  
Franklin TN 37067-2861

Comdata Network, Inc.  
5301 Maryland Way  
Brentwood TN 37027-5028

Crystal Springs Water Co  
1131 4th Ave S  
Nashville TN 37210-2629

Element Transportation  
PO Box 71983  
Chicago IL 60694-1983

Fitzgerald Truck Service  
310 Oak Hill Rd  
Rickman TN 38580

General Tire Co  
355 Red River Rd  
Gallatin TN 37066-3115

JB&B  
5000 Meridian Blvd  
Ste 530  
Franklin TN 37067-6678

Libertas Funding  
382 Greenwich Ave  
Ste 2  
Greenwich CT 06830-6501

Lloyd's of London Insurance  
Carrier Specialty Services, LLC  
PO Box 5837  
Somerset NJ 08875-5837

Lowes/Synchrony  
PO Box 530914  
Atlanta GA 30353-0914

MHC Kenworth  
550 Spence Lane  
Nashville TN 37210-3612

Parman Energy Group  
7101 Cockrill Bend Blvd  
Nashville TN 37209-1005

St Thomas Medical Partners  
Attn #13380E  
PO Box 14000  
Belfast ME 04915-4033

Sumner Radiology, PC  
c/o NAB  
PO Box 198988  
Nashville TN 37219-8988

Sumner Regional Medical Center  
c/o Mediacredit, Inc  
PO Box 1629  
Maryland Heights MO 63043-0629

Sylectus/Omnitracs  
3290 Jefferson Blvd, Ste 202  
Windsor, Ontario N8T2W8

TN Dept of Revenue  
Motor Carrier Section-IFTA Division  
44 Vantage Way, Ste 160  
Nashville TN 37228-1547

Tammi Whitefield  
284 Bayhill Drive  
Gallatin TN 37066-4742

(p)US BANK  
PO BOX 5229  
CINCINNATI OH 45201-5229

US Bank Equiline  
PO Box 790179  
Saint Louis MO 63179-0179

US Bank Home Mortgage  
4801 Frederica St  
Owensboro KY 42301-7441

US TRUSTEE +  
OFFICE OF THE UNITED STATES TRUSTEE  
701 BROADWAY STE 318  
NASHVILLE, TN 37203-3966

United States District Court  
801 Broadway  
Nashville TN 37203-3816

Urology Associates, PC  
PO Box 116800  
Atlanta GA 30368-6800

Wex Fleet One  
PO Box 632  
Portland ME 04104-0632

ZIPP Express, LLC  
120 Caroline Way  
Gallatin TN 37066-2593

CHRISTOPHER MARK KERNEY +  
KERNEY LAW OFFICE  
102 A PUBLIC SQUARE  
GALLATIN, TN 37066-2803

Ronnie C. Whitefield Jr.  
284 Bayhill Drive  
Gallatin, TN 37066-4742

c/o David M. Anthony Cumberland Internationa  
Bone McAllester Norton PLLC  
511 Union Street  
Suite 1600  
Nashville, TN 37219-1780

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

IRS SPECIAL PROCEDURES  
MDP 146  
801 BROADWAY  
NASHVILLE TN 37203

U.S. Bank National Association  
c/o U.S. Bank Home Mortgage,  
a division of U.S. Bank N.A.  
4801 Frederica Street  
Owensboro, Kentucky 42301

(d)US Bank  
PO Box 790179  
Saint Louis MO 63179

(d)US Bank  
PO Box 790408  
Saint Louis MO 63179

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)BMO Harris Bank N.A.

(d)PRA Receivables Management, LLC  
PO Box 41021  
Norfolk, VA 23541-1021

End of Label Matrix	
Mailable recipients	50
Bypassed recipients	2
Total	52