# THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND

SECURITIES AND EXCHANGE COMMISSION,	)
Plaintiff,	) )
v.	)
KEVIN B. MERRILL, et al.,	)
Defendants.	)

Case No.: 1:18-cv-02844-RDB

#### AMENDED NOTICE OF PROPOSED SALE OF VEHICLE

This Notice of Proposed Sale (the "<u>Notice</u>") seeks approval of the sale of a Vehicle of the Receivership Estate that may adversely affect you. If you oppose the sale of the Vehicle identified in this Notice, or if you have a claim to or against the Vehicle, you should immediately contact the undersigned counsel for Receiver Gregory S. Milligan (the "<u>Receiver</u>"). If you and the Receiver cannot agree, you must file a written objection (or a claim of ownership or interest in the vehicle, identifying the source of your claim) to the proposed sale within 7 days of the date this Notice was filed with the Court. Your objection or claim must state why the proposed sale should not be approved by the Court. If no party files a timely objection or claim, the proposed sale shall be deemed approved by the Court without further Order, thereby authorizing the Receiver to close the sale as soon as practicable.

On October 2, 2019, Receiver Gregory S. Milligan, of the firm Harney Management Partners, LLC (the "<u>Receiver</u>"), filed his Notice (Dkt. No. 218) of his intention to sell the following vehicle (the "<u>Vehicle</u>") pursuant to the Vehicle Sales Procedures authorized by the Agreed Order Granting in Part Receiver Gregory S. Milligan's (i) Motion to Approve Sale Procedures and Retention of Sotheby's International Realty, Inc. and (ii) Motion to Approve Sale Procedures and Retention of Prestige Motor Car Imports, LLC (the "<u>Order</u>") (Dkt. No. 137); however, the buyer backed out of that sale which did not close. The Receiver continued to market the Vehicle and has a new offer, for a slightly higher price, as described below:

Vehicle: Purchase Price: Name of Purchaser: Relationship to Case: Lienholder, if any: Prestige Commission: Prestige Costs: 2016 Mercedes Benz Sprinter 2500 Van (VIN – 3201) \$88,950.00 Stephanie Harrison None Known None 5% or \$4,447.50 \$2,000.00 In the event that no objection or claim is filed within seven (7) days of the date of this Notice, the Receiver has authority, without further Order of the Court, to close the transaction proposed in this Notice as soon as practicable.

The Receiver reserves the right to postpone or terminate the proposed sale of the Vehicle for any reason that he deems to be in the best interest of the Receivership Estate.

To contact the Receiver's counsel regarding an objection or for additional information related to this Notice, please contact Lynn H. Butler, c/o Penny Keller, at (512) 370-3458 (phone), (512) 479-1101 (fax), or penny.keller@huschblackwell.com.

Date: November 20, 2019.

Respectfully Submitted,

/s/ Lynn H. Butler Lynn H. Butler, pro hac vice HUSCH BLACKWELL LLP 111 Congress Ave., Suite 1400 Austin, TX 78701 Tel: (512) 472-5456 Fax: (512) 479-1101 lynn.butler@huschblackwell.com

Brian P. Waagner, Fed. Bar No. 14954 HUSCH BLACKWELL LLP 750 17th Street, NW, Suite 900 Washington, D.C. 20006 Tel: (202) 378-2300 Fax: (202) 378-2318 brian.waagner@huschblackwell.com

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Counsel for Receiver Gregory S. Milligan

#### **CERTIFICATE OF SERVICE**

On November 20, 2019, I electronically submitted the foregoing document with the clerk of the court of the U.S. District Court for the District of Maryland, using the electronic case filing system of the court. I hereby certify that I have served all counsel and/or pro se parties of record electronically through the Court's CM/ECF filing system for all parties who have registered to receive electronic service. Additionally, the foregoing document was served on the following parties not registered for Court's CM/ECF filing system as indicated below:

#### Defendant Kevin B. Merrill (via U.S. Mail):

Kevin B. Merrill Harford County Detention Center, #1335278 1030 Rock Spring Rd. Bel Air, MD 21014

# Defendant Jay B. Ledford (via U.S. Mail):

Jay B. Ledford, #1563752 Howard County Department of Corrections 7301 Waterloo Road Jessup, MD 20794

#### Criminal Counsel for Defendant Kevin B. Merrill (via E-Mail and U.S. Mail):

Elizabeth Genevieve Oyer Office of the Federal Public Defender 100 S Charles St Ste 900 Tower II Baltimore, MD 21201 liz\_oyer@fd.org

Maggie Grace Office of the Federal Public Defender 100 S Charles St, Tower II, 9th Floor Baltimore, MD 21201 maggie\_grace@fd.org

## Criminal Counsel for Defendant Jay B. Ledford (via E-Mail and U.S. Mail):

Harry J Trainor, Jr Trainor Billman Bennett and Milko LLP 116 Cathedral St Ste E Annapolis, MD 21401 htrain@prodigy.net

## Criminal Counsel for Defendant Cameron R. Jezierski (via E-Mail and U.S. Mail):

Joseph J Aronica Duane Morris LLP 505 9th St NW Ste 1000 Washington, DC 20004 jjaronica@duanemorris.com

# Criminal Counsel for Relief Defendant Amanda Merrill (via E-Mail and U.S. Mail):

Addy R. Schmitt Ian Herbert Miller & Chevalier Chartered 900 16th St NW Washington, DC 20006 aschmitt@milchev.com iherbert@milchev.com

## Relief Defendant Lalaine Ledford (via U.S. Mail):

Lalaine Ledford 10512 Courtney Cove Ave. Las Vegas, NV 89144

## Baltimore County Office of Law (via E-Mail and U.S. Mail):

Susan B. Dubin Baltimore County Office of Law 400 Washington Avenue Towson, Maryland 21204 sdubin@baltimorecountymd.gov

## Dundalk United Methodist Church (U.S. Mail):

Dundalk United Methodist Church c/o Edward F. Mathus 6903 Mornington Road Baltimore, Maryland 21222

## Lienholders, Tax Assessors, and Other Interested Parties (U.S. Mail):

Florida Community Bank, N.A. 2325 Vanderbilt Beach Road Naples, Florida 34109 Mortgage Electronic Registration Systems, Inc. PO Box 2026 Flint, Michigan 48501-2026

Collier County, Florida Tax Assessor 3291 Tamiami Trail East Naples, Florida 34112

Maryland Department of Assessments & Taxation 301 W. Preston Street Baltimore, Maryland 21201-2395 Branch Banking and Trust Company, A North Carolina Banking Corporation PO Box 1290 Whiteville, North Carolina 28472

Talbot County, Maryland Finance Office Talbot County Courthouse 11 North Washington Street, Suite 9 Easton, Maryland 21601

HSBC Bank USA, National Association, as trustee of J.P. Morgan Alternative Loan Trust 2006-A5 c/o Howard n. Bierman, Trustee c/o Select Portfolio Servicing, Inc. 3815 Southwest Temple Salt Lake City, Utah 84115

Clark County, Nevada Tax Assessor 500 S. Grand Central Parkway Las Vegas, Nevada 89155

First Financial Bank, N.A. Southlake 3205 E. Hwy. 114 PO Box 92840 Southlake, Texas 76092

Hunter Kelsey of Texas, LLC 4131 Spicewood Springs Road, Bldg. J-1A Austin, Texas 78759

Frost Bank, f/k/a The Frost National Bank c/o Michael J. Quilling Quilling, Selander Lownds, Winslett & Moser, P.C. 2001 Bryan Street, Suite 1800 Dallas, Texas 75201 The City of Colleyville, Texas c/o Victoria W. Thomas Nichols, Jackson, Dilard, Hager & Smith, L.L.P. 1800 Lincoln Plaza 500 North Akard Dallas, Texas 75201 Tarrant County, Texas Tax Assessor 100 E. Weatherford Fort Worth, Texas 76196

J Trust c/o Hillary RE. Badrow, Trustee 2801 Paramount Boulevard Amarillo, Texas 79109

Dallas Central Appraisal District 2949 N. Stemmons Freeway Dallas, Texas 75247-6195

Bozeman West PO Box 1970 15632 West Main Street Bozeman, Montana 59771-1970

Neil A. Patel 5308 Burgandy Court Colleyville, Texas 76034

TIB – The Independent BankersBank 350 Phelps Court, Suite 200 PO Box 560528i Dallas, Texas 75356-0528

Wachovia Mortgage, FSB PO Box 659548 San Antonio, Texas 78265-9548

Denton County Tax Assessor 1505 E. McKinney Street Denton, Texas 76209-4525

Potter County, Texas Tax Assessor 900 South Polk, Suite 106 Amarillo, Texas 79101 Wells Fargo Home Mortgage P.O. Box 10335 Des Moines, IA 50306

Albertelli Law Attn: Coury M. Jacocks 2201 W. Royal Lane, Suite 155 Irving, TX 75063

Samual I. White, P.C. 5040 Corporate Woods Drive, Suite 120 Virginia Beach, VA 23462

> /s/ Lynn H. Butler Lynn H. Butler