

IN 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

NOTICE OF PROPOSED PUBLIC AUCTION

This Notice of Proposed Public Auction (the “Notice”) seeks approval of the auction and sale of certain items of personal property (the “Property”) of the Receivership Estate by public auction that may adversely affect you. If you oppose the auction or sale of the Property identified in this Notice, or if you have a claim to or against the Property, you should immediately contact the undersigned counsel for Receiver Gregory S. Milligan (the “Receiver”). If you and the Receiver cannot agree, you must file a written objection (or a claim of ownership or interest in the Property, identifying the source of your claim) to the proposed auction or sale within 30 days of the date this Notice was filed with the Court. Your objection or claim must state why the proposed auction or sale should not be approved by the Court. If no party files a timely objection or claim, the proposed auction and sale shall be deemed approved by the Court without further Order, thereby authorizing Heritage Auctioneers & Galleries, Inc. to conduct the public auction and close on the sale of the Property.

Receiver Gregory S. Milligan, of the firm Harney Partners (the “Receiver”), files this Notice of his intention to auction the sports collectibles (the “Property”) identified on **Exhibit 1** hereto pursuant to the Property Sales Procedures authorized by the Modified Consent Order Vacating ECF #248 and Granting Receiver Gregory S. Milligan’s Motion ECF #247 as Modified (the “Order”) (Dkt. No. 272), which granted as modified the Receiver’s Motion to Approve Procedures for Sale of Personal Property and for Order Authorizing Retention, Employment, and Compensation of Heritage Auctioneers & Galleries, Inc., as Broker (Dkt. No. 247).

In the event that no objection or claim is filed within thirty (30) days of the date this Notice, the Receiver has authority, without further Order of the Court, to hold a public auction of the Property in this Notice on the 21st day of June, 2020, at <https://sports.ha.com/c/auction-home.zx?saleNo=152025>. Bidding for the auction will open on June 8, 2020.

The Receiver reserves the right to postpone or terminate the proposed sale of the Property 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: May 8, 2020.

Respectfully Submitted,

/s/ Lynn H. Butler

Lynn H. Butler, *pro hac vice*

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Counsel for Receiver Gregory S. Milligan

CERTIFICATE OF SERVICE

On May 8, 2020, 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, #64274-037
FCI Allenwood Low
Federal Correctional Institution
P.O. Box 1000
White Deer, PA 17887

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

Jay B. Ledford, #55055-048
FCI Safford
Federal Correctional Institution
P.O. Box 9000
Safford, AZ 85548

Criminal Counsel for Defendant Kevin B. Merrill (via E-Mail):

Elizabeth Genevieve Oyer
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100 S Charles St Ste 900 Tower II
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liz_oyer@fd.org

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

Harry J Trainor , Jr
Trainor Billman Bennett and Milko LLP
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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):

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Ian Herbert
Miller & Chevalier Chartered
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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
lalainebarretto@yahoo.com

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

EXHIBIT 1

SPORTS COLLECTIBLES LISTED FOR AUCTION

Row #	FBI Inventory	Description	Owner
266	1B506	Signed Cal Ripken Jr. Bat in plastic tubing (cracked), with certificate of authenticity	Merrill
267	1B507	500 Hit club signed ball: Mantle, Aaron, Williams	Merrill
327	1B512	Callaway golf clubs including 3 drivers, 9 irons, 1 putter	Merrill