

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 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 14 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 FLS Auction and/or Nocked & Loaded to conduct the public auction and close on the sale of the Property.

Receiver Gregory S. Milligan, of the firm HMP Advisory Holdings, LLC d/b/a Harney Partners (the “Receiver”), files this notice of his intention to auction the firearms (the “Property”) identified on **Exhibit 1** hereto pursuant to the Property Sales Procedures authorized by the Order Granting Receiver Gregory S. Milligan’s Motion to Approve Procedures for Sale of Personal Property and for Order Authorizing Retention, Employment, and Compensation of FLS Auction, Inc. (the “Order”) (Dkt. No. 353), which granted the Receiver’s Motion to Approve Procedures for Sale of Personal Property and for Order Authorizing Retention, Employment, and Compensation of FLS Auction, Inc. (Dkt. No. 352).

In the event that no objection or claim is filed within fourteen (14) 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 beginning at 10:00 a.m. on the 12th day of December, 2020, at the following location: 700 N General Bruce Dr, Temple, Texas 76503. Inspection of the Property will begin at 10:00 a.m. on December 12, 2020 at 700 N General Bruce Dr, Temple, Texas 76503.

Bidding for the Property will occur both in person and online. Online bidding for the auction will occur at <https://flsauction.com/phase-2-construction-truck-auction/>.

The Receiver reserves the right to postpone or terminate the sale of the Property for any reason that he deems to be in the best interest of the Receivership Estate. If there are any remaining firearms after the December 12, 2020 auction, the Receiver will auction these at a later date. The Receiver will post a new notice of public auction on the following website identifying when and what firearms will be sold: <https://merrill-ledford.com/asset-dispositions/>.

To contact the Receiver's counsel regarding an objection or for additional information related to this notice, please contact Buffey E. Klein, c/o Penny Keller, at (512) 370-3458 (phone), (512) 479-1101 (fax), or [Merrill.ledford@huschblackwell.com](mailto:Merrill.ledford@huschblackwell.com).

Date: November 25, 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 November 25, 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 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  
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

Gary Day (via CM/RRR No. 7016 1970 0001 1760 7519 and U.S. Mail)  
1 Troon Drive  
Newport Beach, CA 92660

Gary Day (via CM/RRR No. 7016 1970 0001 1760 7496 and U.S. Mail)  
c/o Shulman Rogers  
12505 Park Potomac Avenue  
Potomac, MD 20854

**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

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

*/s/ Lynn H. Butler*

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Lynn H. Butler

# **EXHIBIT 1**



**FIREARMS LISTED FOR AUCTION**

<b>Item No.</b>	<b>FBI Inventory</b>	<b>Description</b>	<b>Reserve</b>
1	1B295	Heckler & Koch Inc Model HK45 Pistol .45 Auto	\$500.00
2	1B296	Glock 19 9mm Pistol Gen 4	\$300.00
3	1B297	Sig Sauer P226 Elite .357 Pistol	\$600.00
4	1B298	Heckler & Koch Inc Model V9SK 9mm Pistol	\$400.00
5	1B299	Smith & Wesson .357 Revolver Model 686	\$400.00
6	1B300	Heckler & Koch Inc Model USP9 Compact 9mm Pistol	\$400.00
7	1B301	Sig Sauer P320 .40 Cal Pistol	\$400.00
8	1B302	Glock 22 .40 Cal Pistol	\$200.00
9	1B303	Sig Sauer 1911 .45 Cal Pistol	\$600.00
10	1B304	Glock 42 .380 Auto Pistol	\$200.00
11	1B305	Heckler & Koch Inc Model VP9 9mm Pistol	\$400.00
12	1B306	Smith & Wesson Model 629 44 Mag Revolver	\$500.00
13	1B307	Knights MFG Co. Stoner SR-15 5.56mm Rifle Mod2	\$1,000.00

13A	1B308	Trijicon ACOG 4x32 Scope, Attached and Sold with Item 13	
14	1B309	Sig Sauer Multi Cal Rifle Model MPX	\$900.00
14A	1B310	Sig Sauer Multi Romeo 4 Scope, Attached and Sold with Item 14	
15	1B311	Sig Sauer P226 Equinox .40 Cal Pistol	\$500.00