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17 *[Proposed] Counsel for Victoria L. Nelson, Chapter 7 Trustee*

18 **UNITED STATES BANKRUPTCY COURT**

19 **DISTRICT OF NEVADA**

20 In re:

21 ROBERT C. GRAHAM, LTD. fdba ROB  
22 GRAHAM & ASSOCIATES fdba  
23 LAWYERSWEST,

24 Debtor.

25 Case No. BK-S-16-16655-BTB  
26 Chapter 7

27 **NEGATIVE NOTICE OF TRUSTEE'S**  
28 **INTENT TO ABANDON PROPERTY**  
**PURSUANT TO 11 U.S.C. § 554**

Date of Hearing: N/A

Time of Hearing: N/A

Judge: Honorable Bruce T. Beesley<sup>1</sup>

**“NOTICE OF OPPORTUNITY TO OBJECT AND FOR HEARING”**

**PURSUANT TO LR 9014.1, THE COURT WILL CONSIDER THE TRUSTEE’S NOTICE OF INTENT TO ABANDON OFFICE FURNITURE, MISCELLANEOUS OFFICE SUPPLIES AND VARIOUS OTHER USED OFFICE EQUIPMENT AND ELECTRONICS SET FORTH BELOW WITHOUT FURTHER NOTICE OF HEARING UNLESS A PARTY IN**

<sup>1</sup> Unless otherwise indicated, all chapter and section references are to the Bankruptcy Code, 11 U.S.C. §§ 101-1532, and to the Federal Rules of Bankruptcy Procedure, Rules 1001-9037. The Federal Rules of Civil Procedure will be referred to as “FRCP” and the Federal Rules of Bankruptcy Procedure will be referred to as “FRBP.” The Local Rules of Practice for the United States Bankruptcy Court for the District of Nevada shall be referred to as the “Local Rules”.

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1 INTEREST FILES AN OBJECTION WITHIN TWENTY-ONE (21) DAYS  
2 FROM THE DATE OF SERVICE OF THIS PAPER. IF YOU OBJECT TO  
3 THE RELIEF REQUESTED IN THIS PAPER, YOU MAY FILE YOUR  
4 OBJECTION AT THE BANKRUPTCY CLERK’S OFFICE LOCATED IN  
5 LAS VEGAS AT THE UNITED STATES BANKRUPTCY COURT, 300 LAS  
6 VEGAS BLVD. SOUTH, LAS VEGAS, NEVADA 89101, AND SERVE A  
7 COPY ON THE TRUSTEE AND ANY OTHER APPROPRIATE PERSONS.  
8 IT IS THE DUTY OF THE OBJECTING PARTY TO TIMELY SET THE  
9 OBJECTION FOR A HEARING AND PROPERLY NOTICE ALL  
10 PARTIES IN INTEREST. IF YOU DO NOT FILE AN OBJECTION  
11 WITHIN THE TIME PERMITTED, AN ORDER GRANTING THE  
12 REQUESTED RELIEF MAY BE ENTERED BY THE COURT WITHOUT  
13 FURTHER NOTICE OF HEARING.

8 VICTORIA L. NELSON, the duly appointed Chapter 7 Trustee in the above-captioned  
9 bankruptcy case (the “Trustee”), by and through her proposed counsel of record, Kathy Bazoian  
10 Phelps, Esq. of the law firm of Diamond McCarthy, LLP and Jacob L. Houmand, Esq. and Kyle J.  
11 Ortiz, Esq. of the law firm of Nelson & Houmand, P.C., seeks to abandon the following property  
12 pursuant to 11 U.S.C. § 554:

- 13 (a) All general office furniture, miscellaneous office supplies,  
14 and various used kitchen supplies located at 2720 Council  
15 Tree Ave, Suite 242, Fort Collins, Colorado 80528; and
- 16 (b) All general office equipment and electronics located at 2720  
17 Council Tree Ave, Suite 242, Fort Collins, Colorado 80528

18 The foregoing personal property shall be referred to herein as the “Property”. On or about  
19 February 1, 2017, Dickensheet & Associates, an auctioneer located in Denver, Colorado,  
20 reviewed the Property and informed the Trustee that it would not likely generate sufficient  
21 proceeds to justify a sale for the benefit of creditors.

22 Nothing in the Notice shall serve to abandon any of the property that the Trustee seeks to  
23 sell to Ken Chupinsky as part of the *Motion to Approve Sale of Personal Property to Ken*  
24 *Chupinsky Pursuant to 11 U.S.C. § 363* [ECF No. 160].<sup>2</sup> Further, nothing in this Notice shall  
25 constitute the abandonment of any real or personal property, or subsequently discovered assets  
26 that may comprise the Debtor’s bankruptcy estate.

27 \_\_\_\_\_  
28 <sup>2</sup> All references to “ECF No.” are to the numbers assigned to the documents filed in the case as  
they appear on the docket maintained by the clerk of the court.

1 If you object to the relief requested in this Notice, you may file your objection at the  
2 bankruptcy clerk’s office located in Las Vegas at the United States Bankruptcy Court, Attn:  
3 Bankruptcy Court Clerk’s Office, 300 Las Vegas Blvd., Las Vegas, Nevada 89101, and serve a  
4 copy on the Trustee and any other appropriate person.

5 It is the duty of the objecting party to timely set the objection for a hearing and properly  
6 notice all parties in interest. If you do not file an objection within the time permitted, an order  
7 granting the requested relief may be entered by the court without further notice or hearing.

8 **NOTICE IS FURTHER GIVEN** that in the event you file an opposition, the opposition  
9 must state your position, set forth all relevant facts and legal authority, and be supported by  
10 affidavits or declarations that conform to Local Rule 9014(c).

11 Dated this 8th day of February, 2017.

12 **NELSON & HOUMAND, P.C.**

13  
14 By: /s/ Kyle J. Ortiz  
15 Jacob L. Houmand, Esq. (NV Bar No. 12781)  
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21 —and—

22 **DIAMOND MCCARTHY LLP**

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