

LOCAL OFFICIAL FORM NO. 5
NOTICE UNDER LBR 6004-1 OF PROPOSED
USE, SALE, OR LEASE OF PROPERTY

[CAPTION]

NOTICE OF PROPOSED [USE] [SALE]
[LEASE] OF [Describe Property]

PLEASE TAKE NOTICE that [use] [sale] [lease] of the following-described property of the estate, not in the ordinary course of business, is proposed in accordance with F.R. Bankr. P. 6004(a):

[Detailed Property Description]

It is proposed that the property be [describe sale, use or lease]. [Insert information required by LBR 6004-1(a) and F.R. Bankr. P. 2002(c).]

PLEASE TAKE NOTICE that no later than _____ [the 5th day before the date set for the proposed sale -- see F.R. Bankr. P. 6004(b)] you must file and serve a written objection to the proposed [sale] [use] [lease], together with the proposed order required by Local Bankruptcy Rule 9072-1. The objection and proposed order must be filed with the Clerk of the Bankruptcy Court, U.S. Courthouse, 3rd and Constitution Ave., N.W., Washington, D.C. 20001, and served (by delivery or mailing of a copy) upon the undersigned. The objection must contain a complete specification of the factual and legal grounds upon which it is based. You may append affidavits and documents in support of your objection.

IF YOU FAIL TO FILE A TIMELY OBJECTION, THE SALE [or LEASE or USE] WILL BE AUTHORIZED BY THE BANKRUPTCY CODE AND BY THE RULES OF THE COURT WITHOUT THE NECESSITY OF A COURT ORDER. The Court may authorize the sale without a hearing if the objection filed states inadequate grounds for denial. Parties in interest with questions may contact the undersigned.

Dated: _____
[Movant's Attorney's Name, Address, and Phone No.]

[CERTIFICATE OF SERVICE UNDER LBR 5005-1(h)]

NOTE: This form is to be used when a sale, use or lease out of the ordinary course of business can be authorized on notice without the necessity of Court order.