Davidson County DEEDWARR
Recvd: 01/07/08 11:20 17 pg
Fees:88.00 Taxes:454.18
20080107-0001602

This Instrument Prepared By:

Susan R. Limor, Trustee
2814 Dogwood Place
Nashville, TN 37204

Address New Owner:	Send Tax Bills To:	Map/Parcel No.
William M. Whitely and wife Parie Lee Whitely P.O. Box 210493 Nashville, TN 37221-0493	Same	12814004000

IN THE UNITED STATES BANKRUPTCY COURT FOR THE
MIDDLE DISTRICT OF TENNESSEE

IN RE:	)	
	)	
CHARLES L. MCDOWELL III,	)	CASE NO. 305-14278-GP3-7
	)	
Debtor.	)	

TRUSTEE'S DEED

For and in consideration of the sum of Ten 00/100 Dollars ($10.00), and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, we, Susan R. Limor, Trustee for Charles L. McDowell III, Molly Heber, Yvonne Sullivan, Joyce Baxter, Ann Marie Votta and Charlotte Baker, heirs at law of Eva Marie McDowell, deceased, hereby bargain, sell, and convey to William M. Whitely and wife, Parie Lee Whitely all of our interest in the following-described property located in Davidson County, State of Tennessee:

> BEING Lot No. 134 on the Plan of Harpeth Park, Sec. II, as of record in Book 3700, page 58, Register's Office for said County.
>
> Said lot fronts 103 feet on the northerly side of Esterbrook Drive, and extends back 211.64 feet on the easterly line, 111.14 feet on the westerly line to a dead line and measures 125.29 feet thereon.
>
> BEING the same property conveyed to Charles L. McDowell, Jr. and wife, Eva Marie McDowell by deed from Coleman Realty Company of record in Book 4166, page 989, Register's Office for Davidson County, Tennessee. The said Charles L. McDowell, Jr. having died 3/25/77 and the property vested in Eva Marie McDowell by estate by the entireties. The said Eva Marie McDowell having since died 2/13/00 and her heirs at law being Charles L. McDowell, III, Molly Heber, Yvonne Sullivan, Joyce Baxter, Ann Marie Votta and Charlotte Baker as evidenced by the Affidavit of Heirship recorded simultaneously herewith. 20080107-0001601

TO HAVE AND TO HOLD all of my interest in the said tract or parcel of real property, with all of my interest in the appurtenances, buildings, structures, improvements,

fixtures, estate, title, and interest thereto belonging to the said William M. Whitely and Parie Lee Whitely, their successors and assigns forever. Grantors convey said property pursuant to Trustee's Motion to Sell Property, sent to all creditors and parties in interest on November 6, 2007, no objections having been filed, and the Order to Sell Property entered by the Court on December 3, 2007.

Whenever used, the singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

WITNESS my hand this 4th day of January, 2008.

Susan R. Limor, Trustee

MOLLY HEBER

YVONNE SULLIVAN

JOYCE BAXTER attorney in fact
By Molly Heber by Power of Attorney
of record in Instrument No.

Register's Office for Davidson County, TN

ANN MARIE VOTTA attorney in fact
By Molly Heber by Power of Attorney
of record in Instrument No.

Register's Office for Davidson County, TN

CHARLOTTE BAKER

STATE OF TENNESSEE)
) ss:
COUNTY OF DAVIDSON)

Personally appeared before me, the undersigned, a Notary Public in and for the said State and County, Susan R. Limor, Trustee, the within-named bargainor, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that she executed the within instrument for the purposes therein contained.

WITNESS my hand and official seal at Nashville, Tennessee, this 4th day of January, 2008.

Notary Public

GAIL D. BURCH
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY, TENN.

My Commission Expires: 11/14/2009

STATE OF TENNESSEE)
) ss:
COUNTY OF DAVIDSON)

Personally appeared before me, the undersigned, a Notary Public in and for the said State and County, MOLLY HEBER, YVONNE SULLIVAN, and CHARLOTTE BAKER, the within-named bargainors, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that they executed the within instrument for the purposes therein contained.

WITNESS my hand and official seal at Nashville, Tennessee, this 4th day of January, 2008.

Notary Public

My Commission Expires: 3-21-09

PHYLLIS KEENAN STATE OF TENNESSEE NOTARY PUBLIC DAVIDSON COUNTY

STATE OF TENNESSEE)
) ss:
COUNTY OF DAVIDSON)

On January _____, 2008, before me personally appeared MOLLY HEBER to me known to be the person who executed the foregoing instrument in behalf of JOYCE BAXTER and ANN MARIE VOTTA and acknowledged that she executed same as the free act and deed of said above named for the purposes therein contained.

Witness my hand and official seal at Nashville, Tennessee, this 4th day of January, 2008

Notary Public

My Commission Expires: 3-21-09

PHYLLIS KEENAN STATE OF TENNESSEE NOTARY PUBLIC DAVIDSON COUNTY

STATE OF TENNESSEE)
) ss:
COUNTY OF DAVIDSON)

THE ACTUAL CONSIDERATION or value, whichever is greater, for this transfer is $122,750.00.

Affiant

Subscribed and sworn to before me this 4th day of January, 2008.

Notary Public

My Commission Expires: 11/14/2009

GAIL D. BURCH STATE OF TENNESSEE NOTARY PUBLIC DAVIDSON COUNTY, TENN.

(Official Form 1) (12/03)

FORM B1	United States Bankruptcy Court Middle District of Tennessee	Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle):	Name of Joint Debtor (Spouse) (Last, First, Middle):
McDowell Charles L.	NONE
All Other Names used by the Debtor in the last 6 years (include married, maiden, and trade names):	All Other Names used by the Joint Debtor in the last 6 years (include married, maiden, and trade names):
X	X
Last four digits of Soc. Sec. No./Complete EIN or other Tax I.D. No. (if more than one, state all): 4600	Last four digits of Soc. Sec.No./Complete EIN or other Tax I.D. No. (if more than one, state all): X
Street Address of Debtor (No. & Street, City, State & Zip Code): 8018 Esterbrook Dr. Nashville, TN. 37221	Street Address of Joint Debtor (No. & Street, City, State & Zip Code): X
County of Residence or of the Principal Place of Business: Davidson Co.	County of Residence or of the Principal Place of Business: X
Mailing Address of Debtor (if different from street address): Same As Above	Mailing Address of Joint Debtor (if different from street address):
Location of Principal Assets of Business Debtor (if different from street address above): NONE	

Information Regarding the Debtor (Check the Applicable Boxes)

Venue (Check any applicable box)

☒ Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.

☐ There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.

Type of Debtor (Check all boxes that apply)

- ☒ Individual(s)
- ☐ Corporation
- ☐ Partnership
- ☐ Other _____
- ☐ Railroad
- ☐ Stockbroker
- ☐ Commodity Broker
- ☐ Clearing Bank

Chapter or Section of Bankruptcy Code Under Which the Petition is Filed (Check one box)

- ☒ Chapter 7
- ☐ Chapter 9
- ☐ Chapter 11
- ☐ Chapter 12
- ☐ Chapter 13
- ☐ Sec. 304 - Case ancillary to foreign proceeding

Nature of Debts (Check one box)

- ☐ Consumer/Non-Business
- ☐ Business

Filing Fee (Check one box)

- ☒ Full Filing Fee attached
- ☐ Filing Fee to be paid in installments (Applicable to individuals only) Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form No. 3.

Chapter 11 Small Business (Check all boxes that apply)

- ☐ Debtor is a small business as defined in 11 U.S.C. § 101
- ☐ Debtor is and elects to be considered a small business under 11 U.S.C. § 1121(e) (Optional)

Statistical/Administrative Information (Estimates only)

- ☐ Debtor estimates that funds will be available for distribution to unsecured creditors.
- ☒ Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.

THIS SPACE IS FOR COURT USE ONLY

FILED
2007 OCT 16 AM 11:45
U.S. BANKRUPTCY COURT
MIDDLE DISTRICT OF TN.

Estimated Number of Creditors	1-15	16-49	50-99	100-199	200-999	1000-over
	☒	☐	☐	☐	☐	☐

Estimated Assets	$0 to $50,000	$50,001 to $100,000	$100,001 to $500,000	$500,001 to $1 million	$1,000,001 to $10 million	$10,000,001 to $50 million	$50,000,001 to $100 million	More than $100 million
	☒	☐	☐	☐	☐	☐	☐	☐

Estimated Debts	$0 to $50,000	$50,001 to $100,000	$100,001 to $500,000	$500,001 to $1 million	$1,000,001 to $10 million	$10,000,001 to $50 million	$50,000,001 to $100 million	More than $100 million
	☐	☒	☐	☐	☐	☐	☐	☐

UNITED STATES BANKRUPTCY COURT SEAL

Attest:
A True Copy
Certified this 12-17-07

U.S. Bankruptcy Court

By _____
Deputy Clerk

Voluntary Petition (This page must be completed and filed in every case)	Name of Debtor(s): Charles L. McDowell III

Prior Bankruptcy Case Filed Within Last 6 Years (If more than one, attach additional sheet)

Location Where Filed:	Case Number:	Date Filed:
NONE		

Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet)

Name of Debtor:	Case Number:	Date Filed:
NONE		
District:	**Relationship:**	**Judge:**
NONE		

Signatures

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.
[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.
I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X Charles L. McDowell III
Signature of Debtor

X
Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Oct. 12, 2005 615-646-7952
Date

Signature of Attorney

X NONE
Signature of Attorney for Debtor(s)

Printed Name of Attorney for Debtor(s)

Firm Name

Address

Telephone Number

Date

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X NONE
Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Exhibit A

(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11)

☐ Exhibit A is attached and made a part of this petition.

Exhibit B

(To be completed if debtor is an individual whose debts are primarily consumer debts)

I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter.

X NONE
Signature of Attorney for Debtor(s) Date

Exhibit C

Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?

☐ Yes, and Exhibit C is attached and made a part of this petition.
☒ No

Signature of Non-Attorney Petition Preparer

I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.

NONE
Printed Name of Bankruptcy Petition Preparer

Social Security Number (Required by 11 U.S.C.§ 110(c).)

Address

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

X Charles Lewis McDowell III
Signature of Bankruptcy Petition Preparer

Oct. 12, 2005
Date

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

UNITED STATES BANKRUPTCY COURT
DISTRICT of Middle District of Tennessee - LIVE

Notice of Chapter 7 Bankruptcy Case, Meeting of Creditors, & Deadlines

A chapter 7 bankruptcy case concerning the debtor(s) listed below was filed on 10/14/05.

You may be a creditor of the debtor. **This notice lists important deadlines.** You may want to consult an attorney to protect your rights. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below. NOTE: The staff of the bankruptcy clerk's office cannot give legal advice.

See Reverse Side For Important Explanations

Debtor(s) (name(s) used by the debtor(s) in the last 8 years, including married, maiden, trade, and address):
CHARLES L MCDOWELL III
8018 ESTERBROOK DR
NASHVILLE, TN 37221

Case Number:	Social Security/Taxpayer ID/Employer ID/Other Nos.:
3:05-bk-14278	xxx-xx-4600
Attorney for Debtor(s) (name and address): CHARLES L MCDOWELL III 8018 ESTERBROOK DR NASHVILLE, TN 37221 Telephone number:	Bankruptcy Trustee (name and address): SUSAN R LIMOR SUSAN R LIMOR, ATTY AT LAW, A PROF CORP 2814 DOGWOOD PL NASHVILLE. TN 37204 Telephone number: 615 742-1304

Meeting of Creditors

Date: **November 18, 2005** Time: **01:00 PM**

Location: **Customs House, 701 Broadway, Room 100, Nashville, TN 37203**

Presumption of Abuse under 11 U.S.C. § 707(b)

See "Presumption of Abuse" on reverse side.

Debtor has indicated there is: Applies to cases filed on or after October 17, 2005

Deadlines:

Papers must be *received* by the bankruptcy clerk's office by the following deadlines:

Deadline to File a Complaint Objecting to Discharge of the Debtor or to Determine Dischargeability of Certain Debts: 1/17/06

Deadline to Object to Exemptions:

Thirty (30) days after the *conclusion* of the meeting of creditors.

Creditors May Not Take Certain Actions:

In most instances, the filing of the bankruptcy case automatically stays certain collection and other actions against the debtor and the debtor's property. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtor can request the court to extend or impose a stay. If you attempt to collect a debt or take other action in violation of the Bankruptcy Code, you may be penalized. Consult a lawyer to determine your rights in this case.

Please Do Not File a Proof of Claim Unless You Receive a Notice To Do So.

Foreign Creditors

A creditor to whom this notice is sent at a foreign address should read the information under "Do Not File a Proof of Claim at This Time" on the reverse side.

Address of the Bankruptcy Clerk's Office:	**For the Court:**
PO Box 24890 Nashville, TN 37202 Telephone number: 615-736-5584	Clerk of the Bankruptcy Court: Lloyd C Ray
Hours Open: Monday - Friday 8:00 AM - 4:00 PM	Date: 10/21/05

UNITED STATES BANKRUPTCY COURT SEAL

Attest:
A True Copy
Certified this 12-17-07
U.S. Bankruptcy Court
By _____ Deputy Clerk

George C. Paine, II
US Bankruptcy Judge
Dated: 09/14/07

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE

IN RE: CHARLES L MCDOWELL III 8018 ESTERBROOK NASHVILLE, TENNESSEE 37221 XXX-XX-4600 Debtor.	)	CASE NO. 05-14278-GP[illegible]
SUSAN R. LIMOR, TRUSTEE, Plaintiff, v. CHARLES L MCDOWELL III ANN MARIE VOTTA, JOYCE BAXTER, YVONNE SULLIVAN, CHARLOTTE BAKER, AND MOLLY HEBER Defendants.	)	ADVERSARY NO. 07-00173A

UNITED STATES BANKR[illegible] COURT
SEAL

Attest:
A True Copy
Certified this 12-17-07
U.S. Bankruptcy Court
By J Sparks
Deputy Clerk

ORDER GRANTING DEFAULT JUDGMENT AGAINST CHARLES L. MCDOWELL III

Upon Motion of Plaintiff for the entry of a judgment by default against Defendant Charles L. McDowell III for failure of said Defendant to answer Plaintiff's Complaint or otherwise plead within the time prescribed by law and comply with the Court's Preliminary Pretrial Order of June 15, 2007;

IT IS HEREBY ORDERED that said default is granted and Plaintiff is granted a default judgment against Defendant Charles L. McDowell III allowing turnover of the property as to Charles L. McDowell III and allowing the Trustee to sell the property free and clear of the interest of Charles L. McDowell III.

This order was signed and entered electronically as indicated at the top of the first page.

Submitted for Entry:

SUSAN R. LIMOR ATTORNEY AT LAW
A PROFESSIONAL CORPORATION

By: /s/ Susan R. Limor
Susan R. Limor
Attorney for Trustee
2814 Dogwood Place
Nashville, Tennessee 37204
615-742-1304
615-742-0858 fax
srl@limorlaw.com

This Order has Been electronically signed. The Judge's signature and Court's seal appear at the top of the first page.
United States Bankruptcy Court.

George C. Paine, II
US Bankruptcy Judge
Dated: 10/02/07

IN THE UNITED STATES BANKRUPTCY COURT FOR THE MIDDLE DISTRICT OF TENNESSEE

IN RE: CHARLES L MCDOWELL III 8018 ESTERBROOK NASHVILLE, TENNESSEE 37221 XXX-XX-4600 Debtor.	)	CASE NO. 05-14278-GP
SUSAN R. LIMOR, TRUSTEE, Plaintiff, v. CHARLES L MCDOWELL III ANN MARIE VOTTA, JOYCE BAXTER, YVONNE SULLIVAN, CHARLOTTE BAKER, AND MOLLY HEBER Defendants.	)	ADVERSARY NO. 07-00173A

UNITED STATES BANKRUPTCY COURT SEAL

Attest:
A True Copy
Certified this 12-17-07
U.S. Bankruptcy Court
By _____
Deputy Clerk

AGREED ORDER AMONG THE TRUSTEE, ANN MARIE VOTTA, JOYCE BAXTER, YVONNE SULLIVAN, MOLLY HEBER AND CHARLOTTE L. BAKER TO SELL REAL PROPERTY AT 8018 ESTERBROOK DRIVE, NASHVILLE, TENNESSEE 37221

As indicated by the signatures of the Trustee, Ann Marie Votta, Joyce Baxter, Yvonne Sullivan, Molly Heber and Charlotte L. Baker ("Parties") as affixed below, the parties hereby agree and stipulate as follows:

1. Charles L. McDowell III. ("Debtor") filed for relief under Chapter 7, Title 11 of the United States Code on October 14, 2005.
2. The debtor's meeting of creditors was held on November 18, 2005.
3. Susan R. Limor is the duly qualified and acting Chapter 7 Trustee in this case.

4. At the time of the filing of Debtor's bankruptcy petition, debtor co-owned a 1/6 interest in real property located at 8018 Esterbrook Drive, Nashville, Tennessee 37221("Property"), along with Ann Marie Votta, Joyce Baxter, Yvonne Sullivan, Molly Heber, and Charlotte Baker, the other Defendants in this adversary.
5. Ann Marie Votta authorizes the Trustee to sell her interest in the Property.
6. Joyce Baxter authorizes the Trustee to sell her interest in the Property.
7. Yvonne Sullivan authorizes the Trustee to sell her interest in the Property.
8. Molly Heber authorizes the Trustee to sell her interest in the Property.
9. Charlotte Baker authorizes the Trustee to sell her interest in the Property.
10. The Parties agree that it is in the best interest of all to sell this Property as expeditiously as possible.
11. All valid and perfected liens, costs of sale including real estate commissions and/or auctioneer expenses, and property taxes will be paid from the gross sale proceeds.
12. The Parties must file an unsecured claim for their prorata portions of the past due property taxes within sixty (60) days of the entry of this order. These claims will be allowed as general unsecured claims.

IT IS SO ORDERED.

This order was signed and entered electronically as indicated at the top of the first page.

Submitted for entry:

SUSAN R. LIMOR, ATTORNEY AT LAW
A PROFESSIONAL CORPORATION

By: /s/ Susan R. Limor
Susan R. Limor
Attorney for Trustee
2814 Dogwood Place
Nashville, TN 37204
615-742-1304
615-742-0858 fax
srl@limorlaw.com

CHARLOTTE L. BAKER

By: /s/ Charlotte L. Baker by Susan R. Limor with permission
Charlotte L. Baker
Defendant, Pro Se
511 Page Drive
Mt. Juliet, Tennessee 37122

KEVIN S. KEY

By: /s/ Kevin S. Key by Susan R. Limor with permission
Kevin S. Key
Attorney for Defendants Ann Marie Votta,
Joyce Baxter, Yvonne Sullivan, and
Molly Heber
222 Second Avenue North, Suite 360-M
Nashville, Tennessee 37201
615-256-4080
615-244-6844 fax
keykevin@bellsouth.net

This Order has Been electronically signed. The Judge's signature and Court's seal appear at the top of the first page.
United States Bankruptcy Court.

IN THE UNITED STATES BANKRUPTCY COURT FOR THE MIDDLE DISTRICT OF TENNESSEE

IN RE:	)	
CHARLES L MCDOWELL III	)	CASE NO. 05-14278-GP3-7
8018 ESTERBROOK	)	
NASHVILLE, TENNESSEE 37221	)	
XXX-XX-4600	)	
Debtor.	)	

THE DEADLINE FOR FILING A TIMELY RESPONSE IS: NOVEMBER 16, 2007
IF A RESPONSE IS TIMELY FILED, THE HEARING WILL BE: NOVEMBER 20, 2007, COURTROOM 1, 2ND FLOOR, CUSTOMS HOUSE, 701 BROADWAY, NASHVILLE, TENNESSEE 37203

NOTICE OF TRUSTEE'S MOTION TO SELL PROPERTY

Susan R. Limor, Trustee, has asked the court for the following relief: to sell property of the estate.

YOUR RIGHTS MAY BE AFFECTED. If you do not want the court to grant the attached motion by entering the attached order, or if you want the court to consider your views on the motion, then on or before **November 16, 2007**, you or your attorney must:

1. File with the court your response or objection explaining your position. **PLEASE NOTE: THE BANKRUPTCY COURT FOR THE MIDDLE DISTRICT OF TENNESSEE REQUIRES ELECTRONIC FILING. ANY RESPONSE OR OBJECTION YOU WISH TO FILE MUST BE SUBMITTED ELECTRONICALLY. TO FILE ELECTRONICALLY, YOU OR YOUR ATTORNEY MUST GO TO THE COURT WEBSITE AND FOLLOW THE INSTRUCTIONS AT: <https://ecf.tnmb.uscourts.gov>.**

   If you need assistance with Electronic Filing you may call the Bankruptcy Court at (615) 736-5584. You may also visit the Bankruptcy Court in person at: 701 Broadway, 1st Floor, Nashville, TN (Monday - Friday, 8:00 A.M. - 4:00 P.M.).

2. **Your response must state that the deadline for filing responses is November 16, 2007 the date of the scheduled hearing is November 20, 2007, at 9:00 a.m., Courtroom 1, 2nd Floor, Customs House, 701 Broadway, Nashville, Tennessee 37203 and the motion to which you are responding is Trustee's Motion to Sell Property.**

3. You must serve your response or objection **by electronic service through the Electronic Filing system** described above. You must also mail a copy of your response or objection to:
   U.S. Trustee, 318 Customs House, 701 Broadway, Nashville, TN 37203; Susan R. Limor, Attorney at Law, A Professional Corporation, 2814 Dogwood Place, Nashville, TN 37204.

If a timely response is filed, the hearing will be held at the time and place indicated above. ***THERE WILL BE NO FURTHER NOTICE OF THE HEARING DATE.*** You may check whether a timely response has been filed by calling the Clerk's office at 615-736-5584 or viewing the case on the Court's web site at <www.tnmb.uscourts.gov>.

If you or your attorney do not take these steps, the court may decide that you do not oppose the relief sought in the motion and may enter the attached order granting that relief.

This 6th day of November 2007.

SUSAN R. LIMOR, ATTORNEY AT LAW
A PROFESSIONAL CORPORATION

By: /s/ Susan R. Limor
Susan R. Limor
2814 Dogwood Place
Nashville, Tennessee 37204
(615) 742-1304
Fax: (615) 742-0858
srl@limorlaw.com

Attest:
A True Copy
Certified this 12-17-07

U.S. Bankruptcy Court

By _____
Deputy Clerk

UNITED STATES BANKRUPTCY COURT SEAL

IN THE UNITED STATES BANKRUPTCY COURT FOR THE MIDDLE DISTRICT OF TENNESSEE

IN RE:	)	
CHARLES L MCDOWELL III	)	CASE NO. 05-14278-GP3-7
8018 ESTERBROOK	)	
NASHVILLE, TENNESSEE 37221	)	
XXX-XX-4600	)	
	)	
Debtor.	)	

TRUSTEE'S MOTION TO SELL PROPERTY

Comes Susan R. Limor, Chapter 7 Trustee, and moves the Court for authority to sell the following property of the estate in the manner or on the terms indicated below:

DESCRIPTION OF PROPERTY: REAL PROPERTY LOCATED AT 8018 ESTERBROOK DRIVE, NASHVILLE, TENNESSEE 37221.

DATE and TIME: DECEMBER 1, 2007 BEGINNING AT 10:00 A.M.

PLACE: 8018 ESTERBROOK DRIVE, NASHVILLE, TENNESSEE 37221.

TYPE OF SALE: PUBLIC AUCTION TO HIGHEST BIDDER.

TERMS OF SALE: 15% CASH OR CERTIFIED FUNDS ON DATE OF SALE AND PAYMENT IN FULL WITHIN THIRTY (30) DAYS

The Trustee proposes to sell said property as is, where is, and free and clear of any liens. Any valid and proper lien will attach to the proceeds of the sale. Trustee will convey by valid Bankruptcy Trustee's Deed, or other appropriate instrument, the right, title, and interest that Trustee has the right to convey. Proceeds of the sale will be subject to auctioneer's fees and expenses, agent's fees and expenses, and Trustee's fees and expenses, if any. Trustee proposes to pay exemptions and lienholders as follows:

1st Lienholder:	NONE
Tax Liens:	$3,337.69(Approximate)

Debtor's Statutory Exemption: Out of the net proceeds allocable to Debtor's 1/6 interest, after payment of commissions, including Trustee commissions, and attorney fees, if there are funds available, the Debtor will receive the first One Thousand Dollars ($1,000.00) toward his homestead exemption. The next Five Thousand Dollars ($5,000) will be set aside for the Estate's Creditors. If there are additional funds available, the Debtor may receive up to One Thousand Five Hundred Dollars ($1,500.00) for his homestead exemption.

Extraordinary expenses will be required for cleaning the real estate. Expenses are estimated at One Thousand Dollars ($1,000.00). The Trustee will be filing a Notice and Motion for Allowance of Extraordinary Expenses.

All valid and perfected liens, costs of sale including real estate commissions and/or auctioneer expenses, and property taxes will be paid from the gross sale proceeds. The Parties must file an unsecured claim for their prorata portions of the past due property taxes within sixty (60) days of the entry of this order. These claims will be allowed as general unsecured claims. The balance of the sale proceeds after deductions for the costs of sale will be divided among the Trustee, Ann Marie Votta, Joyce Baxter, Yvonne Sullivan, Molly Heber and Charlotte L. Baker.

WHEREFORE, the Trustee prays for the entry of an Order authorizing the Trustee to sell the above-described property free and clear of all liens, and for such other and further relief as the Court deems proper.

DATED this 2nd day of November 2007.

Respectfully submitted,

/s/ Susan R. Limor

Susan R. Limor, Trustee
2814 Dogwood Place
Nashville, Tennessee 37204
615-742-1304
Fax: 615-742-0858
trustee@limorlaw.com

CERTIFICATE OF SERVICE

I hereby certify that I have served a true and correct copy of the foregoing document on the U.S. Trustee, 318 Customs House, 701 Broadway, Nashville, TN 37204; James A. Flexer, Attorney for Debtor, LAW OFCS OF JAMES A FLEXER, 176 2nd Ave. N, Suite 501, Nashville, TN 37201, Debtor; and all creditors and parties in interest as listed on the mailing matrix on file with the Clerk of this Court on this 2nd day of November 2007.

/s/ Susan R. Limor
Susan R. Limor

IN THE UNITED STATES BANKRUPTCY COURT FOR THE
MIDDLE DISTRICT OF TENNESSEE

IN RE: CHARLES L MCDOWELL III 8018 ESTERBROOK NASHVILLE, TENNESSEE 37221 XXX-XX-4600 Debtor.	))))))))	CASE NO. 05-14278-GP3-7

ORDER TO SELL PROPERTY

The Trustee having filed with the Court a Motion to Sell Property, notice of the Motion to Sell Property being provided to the parties to which notice is required pursuant to Bankruptcy Rule 9013-1 of the Rules of this Court, and no objection to this Motion having been presented;

IT IS HEREBY ORDERED that the Trustee is authorized to sell real property located at 8018 Esterbrook Drive, Nashville, Tennessee 37221 under the terms and conditions set forth in the Trustee's Motion to Sell Property previously filed with this Court.

This order was signed and entered electronically as indicated at the top of the first page.

Submitted for Entry:

/s/ Susan R. Limor
Susan R. Limor
Chapter 7 Trustee
2814 Dogwood Place
Nashville, Tennessee 37204
(615) 742-1304
(615) 742-0858 fax
trustee@limorlaw.com

George C. Paine, II
US Bankruptcy Judge
Dated: 12/03/07

IN THE UNITED STATES BANKRUPTCY COURT FOR THE
MIDDLE DISTRICT OF TENNESSEE

IN RE:	)	
CHARLES L MCDOWELL III	)	CASE NO. 05-14278-GP3-7
8018 ESTERBROOK	)	
NASHVILLE, TENNESSEE 37221	)	
XXX-XX-4600	)	
	)	
Debtor.	)	

ORDER TO SELL PROPERTY

The Trustee having filed with the Court a Motion to Sell Property, notice of the Motion to Sell Property being provided to the parties to which notice is required pursuant to Bankruptcy Rule 9013-1 of the Rules of this Court, and no objection to this Motion having been presented;

IT IS HEREBY ORDERED that the Trustee is authorized to sell real property located at 8018 Esterbrook Drive, Nashville, Tennessee 37221 under the terms and conditions set forth in the Trustee's Motion to Sell Property previously filed with this Court.

This order was signed and entered electronically as indicated at the top of the first page.

Submitted for Entry:

/s/ Susan R. Limor
Susan R. Limor
Chapter 7 Trustee
2814 Dogwood Place
Nashville, Tennessee 37204
(615) 742-1304
(615) 742-0858 fax
trustee@limorlaw.com

UNITED STATES BANKRUPTCY COURT SEAL

Attest:
A True Copy
Certified this 12-17-07
U.S. Bankruptcy Court
By _____ Deputy Clerk

This Order has Been electronically signed. The Judge's signature and Court's seal appear at the top of the first page.
United States Bankruptcy Court.