

STEVE BROWN & ASSOCIATES, LLC
1414 EAST INDIAN SCHOOL ROAD, SUITE 200
PHOENIX, ARIZONA 85014
(602) 264-9224

Steven J. Brown (#010792) sbrown@sjbrownlaw.com
Steven D. Nemecek (#015219) snemecek@sjbrownlaw.com
Attorneys for Trustee

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF ARIZONA**

In re:

YOMTOV SCOTT MENAGED,

Debtor.

In Proceedings Under Chapter 7

Case No. 2:16-bk-04268-PS

**MOTION FOR EXPEDITED HEARING
ON TRUSTEE'S MOTION FOR
ORDER APPROVING SETTLEMENT
BETWEEN TRUSTEE AND DENSCO
RECEIVER PETER S. DAVIS RE:
FURNITURE KING**

Chapter 7 Trustee Jill H. Ford (the "Trustee") respectfully requests an expedited hearing on her Motion For Order Approving Settlement Between Trustee And DenSco Receiver Peter S. Davis Re: Furniture King (the "Motion").

Furniture King, LLC, Furniture & Electronic King LLC, and Scott's Fine Furniture, LLC are 100%-Debtor owned entities that operated as one furniture business referred to herein as "Furniture King". Furniture King was in the business of selling furniture until late August 2016, when Debtor informed the Trustee that he was walking away from Furniture King and leaving Furniture King's hard assets in Furniture King's stores and warehouse, which are or were being leased.

Before Debtor informed the Trustee that he was shutting down Furniture King, the Trustee's auctioneer inspected the stores and warehouse and concluded that the combined

1 liquidation value of the furniture inventory was probably in excess of \$100,000. However,
2 there are numerous liens filed against Furniture King's assets, including a UCC-1 lien in favor
3 of DenSco Investment Corporation ("DenSco") filed on May 8, 2014, at Arizona Secretary of
4 State File Number 2014-001-5063-0.

5 The Trustee has entered into a settlement with DenSco's state court-appointed Receiver
6 Peter S. Davis (the "DenSco Receiver") under which, among other things, the Trustee and the
7 DenSco Receiver will execute a stipulation to expand the DenSco Receivership to include
8 Furniture King, which effectively will place Furniture King (which includes Furniture King,
9 LLC, Furniture & Electronic King LLC, and Scott's Fine Furniture, LLC) into the DenSco
10 Receivership pending in Maricopa County Superior Court Case No. CV2016-014142 under
11 the terms of the DenSco Receivership Order, and the DenSco Receiver will liquidate Furniture
12 King's assets, with the Trustee receiving 10% of the net recoveries. DenSco asserts an
13 approximate \$40 million secured debt against Furniture King's assets.

14 An expedited hearing is necessary because Furniture King's hard assets (mostly
15 furniture inventory) are sitting in leased spaces, the assets are depreciating in value, and the
16 Furniture King landlords want their spaces back.

17 WHEREFORE, the Trustee prays that the Court set an expedited hearing on the Motion
18 as soon as the Court's calendar will allow.

19 DATED this 14th day of September, 2016.

20 STEVE BROWN & ASSOCIATES, LLC

21 By /s/ Steven D. Nemecek

22 Steven J. Brown

23 Steven D. Nemecek

24 1414 East Indian School Road, Suite 200

25 Phoenix, Arizona 85014

26 Attorneys for Trustee

1 Copy of the foregoing electronically filed and
2 served via emailed this 14th day of
September, 2016, to:

3 Cody J. Jess
4 Schian Walker, P.L.C.
1850 North Central Avenue, #900
5 Phoenix, AZ 85004
cjess@swazlaw.com
6 Attorneys for Debtor

7 Jennifer Giaimo
8 Office of the U.S. Trustee
230 North First Avenue, Suite 204
9 Phoenix, AZ 85003-1706
jennifer.a.giaimo@usdoj.gov
10

11 Cynthia L. Johnson
12 Law Office of Cynthia L. Johnson
11640 East Caron Street
13 Scottsdale, AZ 85259
cynthia@jsk-law.com
14 Attorneys for Sell Wholesale Funding, LLC

15 David L. Knapper
16 Law Offices of David L. Knapper
1599 East Orangewood Avenue, Suite 125
17 Phoenix, AZ 85020
david.knapper@azbar.org
18 Attorney for AZBEN Limited, L.L.C.
19

20 Kevin J. Blakley
Gammage & Burnham P.L.C.
21 Two North Central Avenue, 15th Floor
22 Phoenix, Arizona 85004
kblakley@gblaw.com
23 Attorneys for Shawna C. Heuer, personal
24 representative of the Estate of Denny J. Chittick

25 Ryan W. Anderson
Alisan M.B. Patten
26 Guttilla Murphy Anderson
5415 East High Street, Suite 200

1 Phoenix, AZ 85054
2 randerson@gamlaw.com
3 apatten@gamlaw.com
Attorneys for Receiver Peter S. Davis

4 Perry L. Goorman
5 16427 North Scottsdale Road, Suite 410
6 Scottsdale, AZ 85254-7102
7 plg@goormanlaw.com
Attorney for Phoenix Newspapers, Inc.

8 Timothy H. Barnes
9 Timothy H. Barnes, P.C.
428 East Thunderbird Road, #150
Phoenix, Arizona 85022
10 tim@thbpc.com
11 Attorney for Redi Carpet, LLC

12 James E. Shively
13 Ball Santin & McLeran PLC
2999 N 44th St Ste 500
14 Phoenix, AZ 85018-7252
shively@bsmplc.com
15 Attorneys for BMW Financial Services, NA, LLC

16 Janet Marie Spears
17 Aldridge Pite
2 North Central Avenue, Suite 1135
18 Phoenix, AZ 85004
jspears@aldridgepite.com
19 Attorneys for US Bank National Association

20 Andrew Q. Everroad
21 Bonnett Fairbourn Friedman & Balint PC
22 2325 East Camelback Road, Suite 300
Phoenix, AZ 85016-3422
23 aeverroad@bffb.com

24 Nancy K. Swift
25 Buchalter Nemer
16435 N Scottsdale Rd Ste 440
26 Scottsdale, AZ 85254-1754
nswift@buchalter.com

1 Jason Tamashiro
2 Tamashiro Law Office
3 21515 Hawthorne Blvd Ste 650
4 Torrance, CA 90503
5 jason@tamashirolaw.com

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By: /s/ Karen Flaaen