

1 **GUTTILLA MURPHY ANDERSON, P.C.**

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9 Fax: (480) 304-8301

10 Attorneys for Receiver

11 **IN THE UNITED STATES BANKRUPTCY COURT**

12 **FOR THE DISTRICT OF ARIZONA**

13 In Re:

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

14 YOMTOV SCOTT MENAGED,

Chapter 7

15 Debtor.

16 PETER S. DAVIS, AS RECEIVER OF DENSCO  
17 INVESTMENT CORPORATION,

**NOTICE OF FILING MOTION FOR RELIEF  
FROM THE AUTOMATIC STAY AND  
REQUIREMENT TO FILE**

18 Movant,

19 vs.

RE: Real Property Located at  
9555 E. Raintree Dr. #1004  
Scottsdale, AZ 85260

20 YOMTOV SCOTT MENAGED, Debtor; and  
21 JILL FORD, Chapter 7 Trustee

22 Respondents.

23 NOTICE IS HEREBY GIVEN that the above Movant has filed a motion requesting relief from  
the automatic stay, the details of which are as follows:

24 Movant asserts that there is no equity in the property, which is the subject of the Motion for  
25 Relief from the Automatic Bankruptcy Stay, and/or Respondent has not provided Movant with  
26 adequate protection with respect to such property. Therefore, Movant is entitled to an Order Lifting  
Stay with respect to such property.

FURTHER NOTICE IS HEREBY GIVEN that pursuant to Local Bankruptcy Rule 4001 if no  
objection is filed with the court and a copy served on Movant whose address is:

///

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6 WITHIN 14 DAYS of service of the motion, the motion for relief from the automatic stay may be granted without further hearing.

7 FINALLY, Movant's Counsel certifies that a letter was sent seeking to resolve the issues  
8 necessitating the motion, to Debtor's Counsel or the Debtor if the Debtor is without counsel and that  
9 after sincere effort the parties have been unable to resolve the matter, and the letter was sent at least  
seven (7) days prior to the filing of the motion.

10 DATED this 15th day of September, 2016.

11 GUTTILLA MURPHY ANDERSON, P.C.

12 /s/ Ryan W. Anderson  
13 Ryan W. Anderson  
Attorney for Receiver

14 **E-FILED** on September 15, 2016 with the  
15 U.S. Bankruptcy Court and copies served  
16 via ECF notice on all parties that have  
appeared in the case.

17 **COPY** mailed the same date via U.S. Mail to:

18 Jennifer A. Giaimo  
19 U.S. TRUSTEE  
20 Office of the U.S. Trustee  
230 N. First Avenue, Suite 204  
Phoenix, AZ 85003-1706

21 Dale C. Schian  
22 Cody J. Jess  
23 SCHIAN WALKER, PLC  
1850 North Central Avenue, Suite 900  
Phoenix, AZ 85004-4531  
*Attorneys for Debtor*

24 Yomtov Scott Menaged  
25 10510 E. Sunnyside Dr.  
26 Scottsdale, AZ 85259  
*Debtor*

1 Easy Investments, LLC  
2 c/o Scott Menaged, Statutory Agent  
3 10510 E. Sunny Dr.  
4 Scottsdale, AZ 85259

5 Peter S. Davis, Receiver  
6 3200 North Central Avenue, Suite 2460  
7 Phoenix, Arizona 85012

8 Steven J. Brown  
9 Steven D. Nemecek  
10 STEVE BROWN & ASSOCIATES, LLC  
11 1414 East Indian School Road, Suite 200  
12 Phoenix, AZ 85014  
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14 Lakshmi Jagannath  
15 Kristin McDonald  
16 McCarthy & Holthus LLP  
17 1770 Fourth Avenue  
18 San Diego, CA 92101-2607  
19 *Attorneys for Deutsche Bank National Trust*  
20 Company, as Trustee for Argent Securities Inc.,  
21 Asset-Backed Pass-Through Certificates, Series  
22 2004-W-1, its assignees and/or successors, by and  
23 through its servicing agent Ocwen Loan Servicing, LLC

24 Ocwen Loan Servicing, LLC  
25 Attention: Bankruptcy  
26 P.O. Box 24605  
West Palm Beach, FL 33416-4605

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1 Daimler Trust  
2 c/o BK Servicing, LLC  
3 P.O. Box 131265  
4 Roseville, MN 55113-0011

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By: Joanelle Campanaro