

1 Linda F. Cantor (CA Bar No. 153762)
2 PACHULSKI STANG ZIEHL & JONES LLP
3 10100 Santa Monica Blvd., 13th Floor
4 Los Angeles, California 90067
5 Telephone: 310-277-6910
6 Facsimile: 310-201-0760
7 E-mail: lcantor@pszjlaw.com

8 Proposed Counsel for R. Todd Neilson, Chapter 11
9 Trustee for The Tulving Company, Inc.

10 **UNITED STATES BANKRUPTCY COURT**
11 **CENTRAL DISTRICT OF CALIFORNIA**
12 **SANTA ANA DIVISION**

13 In re:

14 THE TULVING COMPANY, INC., a
15 California corporation,

16 Debtor.

Case No.: 8:14-bk-11492-ES

Chapter 11

**DECLARATION OF LINDA F. CANTOR RE:
TELEPHONIC NOTICE OF HEARING RE:
(A) EXPEDITED MOTION OF THE
CHAPTER 11 TRUSTEE FOR ORDER
AUTHORIZING (1) REJECTION OF REAL
PROPERTY LEASES LOCATED IN
NEWPORT BEACH, CALIFORNIA, AND (2)
ABANDONMENT OF REMAINING
PERSONAL PROPERTY PURSUANT TO 11
U.S.C. §§ 105, 365 AND 554; AND (B) MOTION
OF CHAPTER 11 TRUSTEE FOR ORDER: (1)
APPROVING THE EMPLOYMENT OF VAN
HORN AUCTIONS APPRAISAL GROUP, LLC
AS AUCTIONEER FOR THE ESTATE
PURSUANT TO 11 U.S.C. §§ 327 AND 328(A);
(2) AUTHORIZING THE SALE OF ESTATE
PROPERTY AT PUBLIC AUCTION OUTSIDE
THE ORDINARY COURSE OF BUSINESS
PURSUANT TO 11 U.S.C. §363(B); (3)
AUTHORIZING PAYMENT OF COSTS AND
ALLOWING COMPENSATION; AND (4)
WAIVING 14-DAY STAY PERIOD**

[RELATES TO DOCKET NOS. 50 AND 52]

Hearing:

Date: April 29, 2014
Time: 9:30 a.m.
Place: 411 West Fourth Street
Courtroom 5A
Santa Ana, CA 92701

Honorable Erithe Smith

1 I, Linda F. Cantor, declare as follows:

2 1. I am an attorney duly admitted to practice in the State of California and before this
3 Court. I am a partner with Pachulski Stang Ziehl & Jones, LLP, proposed counsel to R. Todd
4 Neilson, Chapter 11 Trustee in the above-captioned case.

5 2. Except as otherwise stated herein, all facts set forth in this Declaration are based on
6 my personal knowledge. If I were called to testify thereto, I could and would competently do so.

7 3. On April 18, 2014, I gave telephonic notice to the parties listed on Exhibit "A"
8 hereto, that hearings would be held on April 29, 2014 at 9:30 a.m. on shortened notice pursuant to
9 the Court's Orders Granting Application and Setting Hearing on Shortened Notice dated April 18,
10 2014 [Docket Nos. 57 and 58] on the following matters:

- 11 (a) *Expedited Motion Of The Chapter 11 Trustee For Order Authorizing (1)*
12 *Rejection Of Real Property Leases Located In Newport Beach, California, And*
13 *(2) Abandonment Of Remaining Personal Property Pursuant To 11 U.S.C. §§*
14 *105, 365 And 554; Memorandum Of Points And Authorities In Support;*
15 *Declaration Of R. Todd Neilson In Support Thereof [Docket No. 50]; and*
16 (b) *Motion Of Chapter 11 Trustee For Order: (1) Approving The Employment Of Van*
17 *Horn Auctions Appraisal Group, LLC As Auctioneer For The Estate Pursuant To*
18 *11 U.S.C. §§ 327 And 328(A); (2) Authorizing The Sale Of Estate Property At*
19 *Public Auction Outside The Ordinary Course Of Business Pursuant To 11 U.S.C.*
20 *§363(B); (3) Authorizing Payment Of Costs And Allowing Compensation; And (4)*
21 *Waiving 14-Day Stay Period; Declaration Of Scott Vanhorn; Declaration Of R.*
22 *Todd Neilson [Docket No. 52]*

23 I declare under penalty of perjury under the laws of the United States of America that the
24 foregoing is true and correct.

25 Executed this 21st day of April, 2014 in Los Angeles, California

26
27 
28 Linda F. Cantor

EXHIBIT A

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PACHULSKI STANG ZIEHL & JONES LLP
ATTORNEYS AT LAW
LOS ANGELES, CALIFORNIA

TELEPHONIC NOTICE OF HEARINGS PROVIDED TO

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Counsel for U.S. Trustee
Nancy S Goldenberg
411 W Fourth St Ste 9041
Santa Ana, CA 92701-8000

Counsel for Collateral Finance Corporation
Douglas J. Frye, Esq.
24955 Pacific Coast Highway, Suite A201
Malibu, CA 92065