

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

FILED
AUG 04 2021 *KR*
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA

In Re: THOMAS JOHN HERBST, Debtor.

CASE NO.: 21-50095

CHAPTER 13 RS No.: GB-1

Offer to pay off note fully, with various stipulations, and for exchange of the wet ink note.

Judge: Stephen L. Johnson

Regarding - Seeking permission to continue to escrow of the \$700K recent offer.

Petition / Notice upon Court Administrator/Judge:

1. Your Honor we have an offer of \$700,000.00, for the 3635 Bellinger Ct. Highlander, CA property, which is the sole, at issue, asset of this bankruptcy proceeding.
2. We wish to postpone the lien sale, auction sale, tentatively scheduled for August 3, 2021, to allow this 700K sale to complete.
3. With this sale, the bankruptcy process is not needed.
4. Copies of the offer to buy and acceptance of offered amount for the subject property is included in this petition upon you for your review. (23 pages - purchase offer documents total.)
5. We wish to move forward per your permission.
6. The offer, to proceed to escrow, has been accepted vi docusign.com, as the attached

documents evidences.

7. If the court wishes the \$25,000.00 deposit from the intended signed buyer can be placed into this Bankruptcy Court for additional consideration, as soon as it is tendered by the proposed buyer, and made available for transfer.



x _____,
Thomas John Herbst, PO Box 625 Redwood Estates, CA 95044

CERTIFICATE OF SERVICE

I, the signed, served the foregoing documents described below on the following individuals by depositing true copies thereof in the United States first class mail at ~~Santa Ana~~, California, enclosed in a sealed envelope, with postage page addressed as follows: *SAN JOSE* *10/2*
Offer to pay off note fully, with various stipulations, and for exchange of the wet ink note:

- 1 TRUSTEE: Devin Derham-Burk P.O. Box 50013 San Jose, CA 95150-0013 (408) 354-4413 U.S.
- 2 TRUSTEE: Office of the U.S. Trustee / SJ U.S. Federal Bldg. 280 S 1st St. #268 San Jose, CA 95113-3004
- 3 Erica Loftis, Esq. (259286) Adam P. Thursby, Esq. (SBN 318465) GHIDOTTI | BERGER 1920 Old Tustin Ave. Santa Ana, CA 92705 Tel: (949) 427-2010 Fax: (949) 427-2732 bknotifications@ghidottiberger.com Attorney for Secured Creditor U.S. Bank Trust National Association, as Trustee of the Bungalow Series IV Trust, its successors and/or assignees.

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



x _____,
Thomas John Herbst

CHAPTER 13 TRUSTEE

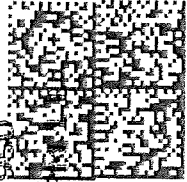
P.O. BOX 50013
SAN JOSE, CA 95150-0013

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