

IN THE UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF ARKANSAS
HARRISON DIVISION

IN RE: JACK BAKER AND DEBORAH J. BAKER, DEBTORS

NO. 3:05-bk-78630
(CHAPTER 7)

**ORDER APPROVING TRUSTEE'S SALE OF ASSETS,
FREE AND CLEAR OF LIENS**

Now on this date comes on for consideration the Application of John T. Lee, Trustee herein, for Approval of Sale of Assets, Free and Clear of Liens, and Notice to Creditors Thereof; and after duly considering the Trustee's said Application and Notice, examining the pleadings and other documents in the file of this case, the Court, being well and sufficiently advised in the premises, finds as follows:

1. That the Trustee did send to all creditors and parties in interest herein on February 1, 2006 his Application for Approval of Sale of Assets, Free and Clear of Liens, and Notice to Creditors Thereof, the same being filed with the Court on the same date; that the Trustee's Application advised that the Debtors' Estate owned various non-exemptible assets relating to their business operations, their paging and television business, operated by them as "Mountain Communications, Inc."; that said assets were specifically described on Exhibit "A" attached thereto and comprised various items of electronic equipment relating to their paging business and television business and vehicles used in the same, FCC licenses to operate them and the Debtors' 100% shares of stock of Mountain Communications, Inc., an Arkansas corporation; the Trustee advised that he had solicited offers to purchase these assets from four (4) interested parties, with two (2) bidders clearly showing the most interest, who he advised that he would accept the highest offer tendered to him by 10:00 a.m. on January 20, 2006; that at that time and date, the highest bid received by the Trustee was \$60,000.00 from Dynamic Media Purchasing Group, LLC (in organization), which offer the Trustee accepted, believing it to be a fair and reasonable consideration and that the sale of said assets for that sum was in the best interests of Debtors' Estate and creditors generally and the Trustee recommended that the Court approve the sale.

2. The Trustee advised that he was selling those assets free and clear of all liens and encumbrances whatsoever under the provisions of 11 U.S.C. §363 and the appropriate Federal Rules of Bankruptcy Procedure, although the Trustee was aware of no encumbrances.

3. The Trustee's Notice advised all creditors and parties in interest of the terms and provisions of the proposed sale and stated that if any creditor or party desired to object thereto, that a written objection should be filed with the Court with a copy served upon the Trustee within 20 days from said date of mailing, with objections and other responses, if any, to be set for hearing by subsequent Notice from the Court; that said Notice further advised that any creditor or party who failed to timely file an objection or other response would be deemed to have consented to the Trustee's Application and proposed sale and to have waived any right of objection or intervention that might otherwise have been asserted; and, in the event no objections or other responses were timely filed, that the Court could enter an Order approving the Trustee's Application and proposed sale without further Notice.

4. The Court finds that no creditor or party in interest has filed a written objection, motion to intervene or any other response to the Trustee's Application and Notice within the 20-day response period mentioned or thereafter.

EOD 2/23/06 by Angie Squires

5. The Court has examined the Trustee's Application and finds that his sale of the business assets of the Debtors' Estate, as outlined in his Application and Notice and the attachments thereto, to Dynamic Media Purchasing Group, LLC (in organization) for \$60,000.00 is for a fair and reasonable consideration and that said sale is in the best interests of Debtors' Estate and creditors generally, and the Court hereby approves the sale in all respects.

6. That the Trustee be and he is further authorized to execute any and all documents and instruments as may be necessary to convey ownership of these assets to the purchaser.

IT IS SO ORDERED.



RICHARD D. TAYLOR
U. S. BANKRUPTCY JUDGE

February 23, 2006

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U. S. Trustee
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