# DOCUMENT NUMBER-DATE

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#### IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

#### : CHAPTER 11

MAXXIS GROUP, INC.,
MAXXIS 2000, INC.,
MAXXIS NUTRITIONALS, INC.,
MAXXIS RESOURCE AND
DEVELOPMENT, INC.,
MAXXIS COMMUNICATIONS, INC.,
Debtors.

IN RE:

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CASE NO. 03-77245 and CASE NO. 03-77247 through 03-77248 (Jointly Administered under Case No. 03-77243)

CASE NO. 03-77243 through

#### JUDGE DIEHL

#### NOTICE OF REQUIREMENT OF RESPONSE TO TRUSTEE'S MOTION FOR AUTHORITY TO SELL PERSONAL <u>PROPERTY AT PRIVATE SALE FREE AND CLEAR OF LIENS</u> <u>AND OF TIME TO FILE SAME</u>

PLEASE TAKE NOTICE that the Trustee in the above styled case has filed a Motion and related papers with the Court seeking an order authorizing the Trustee to sell the Debtors' furniture, equipment and inventory to one or more persons at private sale free and clear of liens, claims and encumbrances, and to abandon whatever property, if any, that cannot be sold.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.

If you oppose the proposed action or do not want the court to grant the relief requested, or if you want the court to consider your views, then on or before **January 17, 2006**, you or your attorney must:

(1) File with the court a written response, explaining your positions and views as to why the requested relief should not be granted. The written Response must be filed at the following address:

Office of the Clerk United States Bankruptcy Court 1340 United States Courthouse 75 Spring Street, SW Atlanta, GA 30303-3367

If you mail your response to the Clerk for filing, you must mail it early enough so that the Clerk will actually receive it on or before the date stated above.

(2) Mail or deliver a copy of your written response to the Trustee's attorney at the address

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stated below. You must attach a Certificate of Service to your written response stating when, how, and on whom (including addresses) you served the response.

If you or your attorney do not file a timely response, the court may decide that you do not oppose the proposed action or the relief sought, in which event the hearing scheduled below may be cancelled and the court may enter an order authorizing the proposed action or granting the relief as requested without further notice and without a hearing.

If you or your attorney file a timely response, then a hearing will be held in Courtroom 1201, United States Courthouse, 75 Spring Street, SW, Atlanta, GA at **10:30 a.m.**, on **January 19, 2006**. You or your attorney must attend the hearing and advocate your position.

Bankruptcy Local Rule 9014-2 governs the requirement of a response.

Dated: December 22<sup>nd</sup>, 2005

LAMBERTH, CIFELLI, STOKES & STOUT, P.A.

By:\_\_/s/\_A. Alexander Teel\_\_\_\_ A. Alexander Teel Georgia Bar No. 701490 Attorneys for Trustee

3343 Peachtree Road, NE, Ste. 550 Atlanta, GA 30326-1022 (404) 262-7373



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