

(EXHIBIT 1 TO LOCAL RULE 6004-1—PASSIVE NOTICE)

UNITED STATES BANKRUPTCY COURT

DISTRICT OF SOUTH CAROLINA

IN RE:)	
)	CASE NO.: 04-06214
)	CHAPTER 13
)	
MIGUEL JONES)	
DEBTOR.)	
_____)	

NOTICE AND APPLICATION FOR PROPERTY FREE AND CLEAR OF LIENS

TO: Joy S. Goodwin, Trustee, Carolina Telco, Fairbanks Capital/Select Portfolio Mortgage Corp, South Carolina Department of Revenue, Carolina Orthopedic Specialists, Palmetto Health of Richland, Richland County EMS Specrum Laboratory Network, Wachovia Corporation (Consumer Loan Collections), Williamsburg Regional.

YOU ARE HEREBY NOTIFIED that Miguel Jones proposes to sell the property herein described free and clear of all liens and encumbrances according to the terms and conditions stated below.

TAKE FURTHER NOTICE that any response, return and/or objection to this application, should be filed with the Clerk of the Bankruptcy court no later that 20 days from service of motion/application and a copy simultaneously served on all parties in interest.

TAKE FURTHER NOTICE that no hearing will be held on this application unless a response, return and/or objection is timely filed and served, in which case, the Court will conduct a hearing on November 17, 2004, at 9:00a.m. at J. Bratton Davis U.S. Bankruptcy Court 1100 Laurel Street Columbia, South Carolina. No further notice of this hearing will be given.

TYPE OF SALE: Private

PROPERTY TO BE SOLD: 3 Bedroom Home & 1 Lot, located at 2111 Marion Street, Columbia, SC 29202

ESTIMATED PRICE: \$140,000

ESTIMATED APPRAISAL VALUE: \$140,000

BUYER: Cendant Mobility

PLACE AND TIME OF SALE: Immediately upon approval by Court

COMPENSATION TO SALES AGENT/AUCTIONEER/BROKER/ETC.: N/A

ESTIMATED TRUSTEE'S COMPENSATION: N/A

LIENS/MORTGAGES/SECURITY INTERESTS ENCUMBERING PROPERTY: Upon information and belief, Fairbanks Capital/Select Portfolio will accept \$80,000 in exchange for release of lien notwithstanding its balance of \$97,237.44. The Internal Revenue Service has filed a secured claim of \$ 30,488.88. Telco Credit has a Judgement Lien of \$10,678.00, which has been avoided in Debtor's Plan.

DEBTOR'S EXEMPTION: \$5000.00

PROCEEDS ESTIMATED TO BE PAID TO ESTATE: \$20,000.00

Any party objecting to the trustee's sale must do so in writing and in accordance with SC LBR 9014-1. All objections should be filed with the Clerk of Court at 1100 Laurel Street, Post Office Box 1448, Columbia, SC 29202, with a copy served on the trustee or debtor in possession, as applicable, at the address shown below. A copy of the objection should also be served on the United States Trustee at 1201 Main Street, Suite 2440, Columbia, SC 29201. All objections must be file and served within twenty (20) days from the date of this notice shown below. If no objection is filed and served, the sale will proceed in accordance with the terms recited herein. If an objection is filed and served, a hearing will be held on the objection at a date and time to be scheduled by the court.

The court may consider additional offers at any hearing held on an objection to the sale. The court may order at the hearing that the property be sold to another party on equivalent or more favorable terms.

The trustee or debtor in possession, as applicable, may seek sanctions or other similar relief against any party filing a spurious objection to this notice.

Date: October 1, 2004

/s/ Miguel Jones
Signature of Debtor

William J. Barr
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Kingstree, South Carolina 29556
(843) 354-5444
District Court I. D. No. 1213

Palmetto Health of Richland
PO Box 402130
Atlanta, GA 30384-2111

Richland County EMS
5005 Sunset Blvd
Lexington, SC 29072

South Carolina Department of Revenue
PO Box 125
Columbia, SC 29214

Specrum Laboratory Network
PO Box 751337
Charlotte, NC 28275-1337

Wachovia Corporation
Consumer Loan Collections
Post Office Box 1547
Greenville, North Carolina 27834

Williamsburg Regional Hospital
P.O. Drawer 568
Kingstree, SC 29556

/s/Kevin Thompson
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