

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
NORTHERN DIVISION**

**IN RE:** ) **Chapter 11**  
)  
**BILL HEARD ENTERPRISES, INC., et al.,<sup>1</sup>** ) **Case No. 08-83029-JAC11**  
) **(Jointly Administered)**  
**Debtors.** )

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**ORDER DECLARING THAT VEHICLES SOLD PRE-PETITION IN THE ORDINARY  
COURSE OF BUSINESS ARE NOT ASSETS OF DEBTORS' BANKRUPTCY ESTATES**

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This matter came to be heard upon the motion (the "Motion") of Bill Heard Enterprises, Inc. ("Heard"), and certain of its direct and indirect subsidiaries (the "Subsidiaries"), as debtors and debtors in possession (collectively, the "Debtors"), for the entry of an order declaring that vehicles sold by the Debtors pre-petition and in the ordinary course of their business (the "Pre-Petition Vehicles") are not property of the bankruptcy estate; the Court having jurisdiction to consider the same and the relief requested therein in accordance with 11 U.S.C. §§ 105 and 541; due notice of the Motion having been provided to all parties on the Master Service List; and it appearing that no other or further notice need be provided; upon the Motion and all of the proceedings before this Court; and after due deliberation and sufficient cause appearing therefor,

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<sup>1</sup> In addition to Bill Heard Enterprises, Inc., the Debtors include the following entities: (i) Bill Heard Chevrolet Company, (ii) Tom Jumper Chevrolet, Inc., (iii) Bill Heard Chevrolet, Inc. - Huntsville, (iv) Landmark Chevrolet, Ltd., (v) Bill Heard Chevrolet, Ltd., (vi) Bill Heard Chevrolet Corporation Nashville, (vii) Bill Heard Chevrolet Corporation - Orlando, (viii) Bill Heard Chevrolet, Inc. - Union City, (ix) Bill Heard Chevrolet at Town Center, LLC, (x) Bill Heard Chevrolet, Inc. - Collierville, (xi) Bill Heard Chevrolet, Inc. - Scottsdale, (xii) Bill Heard Chevrolet, Inc. - Plant City, (xiii) Bill Heard Chevrolet, Inc. - Buford, (xiv) Bill Heard Chevrolet Corporation - Las Vegas, (xv) Bill Heard Chevrolet Corporation - N.W. Las Vegas, (xvi) Twentieth Century Land Corp., (xvii) Enterprise Aviation, Inc., (xviii) Century Land Corporation, (xix) Century Land Company - Tennessee, (xx) Bill Heard Management, LLC, (xxi) Landmark Vehicle Mgt., LLC, (xxii) Georgia Services Group, LLC, (xxiii) Columbus Transportation, LLC, and (xxiv) Airport Chevrolet, Inc.

it is hereby

**ORDERED** that the Motion is **GRANTED** in accordance with this Order; and it is further

**ORDERED** that Pre-Petition Vehicles sold by the Debtors are not property of the bankruptcy estates under § 541 because upon completion of the sales transaction corresponding with said Pre-Petition Vehicles, the Debtors retained no legal or equitable interest therein; and it is further

**ORDERED** that any State authority may, although is not required, issue a tag and/or title for the Pre-Petition Vehicles.

**DONE and ORDERED** this day May 20, 2009

/s/ Jack Caddell  
Jack Caddell  
U.S. Bankruptcy Judge