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IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

In re:)	
)	Case No. 19CV54124
GRIDWORKS LAB, INC., an Oregon corporation,)	RECEIVER’S NOTICE OF INTENT TO RETAIN JAMES G. MURPHY, CO., AS AUCTIONEER FOR RECEIVER
)	
)	
Petitioner.)	
)	

NOTICE IS HEREBY GIVEN that on December 18, 2019, the Circuit Court of the State of Oregon for Multnomah County entered a “Stipulated Order Appointing Receiver” (the “Order”), which, among other things, appoints Clyde A. Hamstreet & Associates, LLC as receiver (the “Receiver”) over all estate property¹, for the purpose of taking control of the estate property with the power and authority to preserve, protect, and liquidate those assets and distribute proceeds to the party or parties legally entitled thereto.

1. **Notice of Intent to Retain Professional.** Pursuant to ORS 37.310 and Paragraph 3(g) of the Order, the Receiver hereby gives notice that it intends to retain James G. Murphy, Co., (“Proposed Auctioneer”) as Auctioneer for the purpose of performing an online public action of certain assets of GridWorks Lab, Inc. (“GridWorks”).

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¹ Capitalized terms not defined herein shall have the meanings defined in the Order or the Oregon Receivership Code.

1 2. **Identity of Auctioneer:** Proposed Auctioneer contact information is as follows:

2 Colin Murphy
3 James G. Murphy, Co.
4 PO Box 82160
5 18226 – 68th Ave., NE
6 Kenmore, Washington 98028
7 Telephone: (425) 486-1246
8 Email: colin@murphyauction.com

9 3. **Experience and Qualifications.** James G. Murphy, Co., has over 40 years’
10 experience in auctioneering and has built a solid reputation of success based on commitment to
11 service and high standard of professionalism. It is a full service auction company that conducts
12 live auctions with real-time online bidding and online only actions. It has experience with
13 individual item auctions and complete liquidation of entire facilities.

14 4. **Conflicts of Interest or Materially Adverse Interests/Other Disclosures.**
15 James G. Murphy, Co., does not have an interest materially adverse to the interests of the
16 Receivership Estate or any party to this action. James G. Murphy, Co. has searched for potential
17 conflicts and connections to GridWorks, and hereby discloses the following transportation
18 companies it has represented or currently represents, which are creditors of or have a potential
19 claim against GridWorks: N/A.

20 5. **Proposed Compensation Subject to Notice as Required Under ORS 37.310.**
21 James G. Murphy, Co.’s compensation for its services will be 5% commission (plus a 13%
22 buyer’s premium) and reimbursement of all expenses incurred by the Proposed Auctioneer to
23 prepare, conduct, and finalize the auction sale, as outlined in the Auctioneer Engagement
24 Agreement.

25 **Notice is given that unless the Receiver receives an objection within fourteen (14)**
26 **days of the date of this Notice,** the Receiver will finalize its engagement of James G. Murphy,
27 Co. as set forth herein. Objections, if any, must be in writing, state the basis for the objection,
28 and must be filed with the Multnomah County Circuit Court, 1021 SW 4th Avenue, Portland,
29 Oregon 97204, within fourteen (14) days from the date of this notice, with a copy to: (1) Clyde A.

1 Hamstreet & Associates, LLC, Receiver, c/o Maren Cohn, One S.W. Columbia St., Suite 1575,
2 Portland, Oregon 97204; and (2) to Susan S. Ford, Sussman Shank LLP, 1000 S.W. Broadway,
3 Suite 1400, Portland, Oregon 97205.

4 If an objection is timely filed, the court will schedule a hearing to determine the
5 objection.

6 Dated this 25th day of February, 2020.

7 CLYDE A. HAMSTREET & ASSOCIATES, LLC

8 *s/ Clyde A. Hamstreet*

9 By: _____
Clyde A. Hamstreet, Receiver

10 SUSSMAN SHANK LLP

11 *s/ Susan S. Ford*

12 By: _____
Susan S. Ford, OSB No. 842203
13 sford@sussmanshank.com
14 Counsel for Clyde A. Hamstreet & Associates, LLC,
Receiver

15
16 *22537-003\RECEIVER'S NOTICE OF INTENT TO EMPLOY JAMES G. MURPHY, CO. (03386618);1
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1 CERTIFICATE OF SERVICE

2 I hereby certify that on February 25, 2020 I caused to be served a full and exact copy of
3 the foregoing **RECEIVER’S NOTICE OF INTENT TO RETAIN JAMES G. MURPHY,**
4 **CO., AS AUCTIONEER FOR RECEIVER** on the following persons:

5 Douglas Paul
6 Perkins Coie LLP
7 1120 N.W. Couch Street, 10th Floor
8 Portland, OR 97206
9 Attorneys for Petitioner Gridworks Lab, Inc.

Joseph M. VanLeuven
Davis Wright Tremaine LLP
1300 S.W. Fifth Ave., St. 2400
Portland, OR 97201
Attorneys for Health Share of Oregon

8 C. Ross Peterson
9 GridWorks Lab, Inc.
10 625 S.W. Broadway, Suite 300
11 Portland, OR 97205
12 Interested Party

Kimberley Hanks McGair
Farleigh Wada Witt
121 SW Morrison Street, Suite 600
Portland, OR 97204
Attorneys for First Transit, Inc.

11 by the following indicated method(s):

- 12 First Class Mail, postage prepaid, deposited in the US mail at Portland, OR
13 Hand delivery
14 Facsimile transmission
15 Overnight delivery
16 Email
17 Electronic filing notification

18 Dated: February 25, 2020

19 s/ Susan S. Ford
20 Susan S. Ford, OSB No. 842203