NOTICE OF COMMISSIONER'S SALE

NOTICE IS HEREBY GIVEN, that pursuant to the authority and directions contained in the decretal order of the Circuit Court of Pulaski County, entered on September 26, 2014, in Cause No. 60CV 14-29, then pending therein between Bank of the Ozarks, as successor by merger to Summit Bank ("Bank of the Ozarks"), Plaintiff, and David E. Pearlstein, Mary Pearlstein, Fillmore Gardens Horizontal Property Regime and Fillmore Gardens Property Owners' Association, Defendants, the undersigned, as Commissioner of said Court, will offer for sale at public venue to the highest bidder, in the Foyer of the Pulaski County Courthouse, 401 West Markham, Little Rock, Arkansas, within the hours prescribed by law for judicial sales, on Thursday, the 30th day of October, 2014, at 12:00 p.m., the following described real estate, to-wit:

> Apartment 2, Fillmore Gardens Horizontal Property Regime, in the City of Little Rock, Pulaski County, Arkansas, as created by Master Deed, Instrument No. 79-07277, records of Pulaski County, Arkansas

TERMS OF SALE: Such sale shall be by public auction to the highest bidder for cash or upon credit of three (3) months, provided that if the sale is upon credit, a good and sufficient surety to secure payment of the purchase price shall be given to the Commissioner, and the purchase price shall bear interest from the date of the sale until paid at the highest rate allowed by law; provided, however, that if Bank of the Ozarks is the highest bidder at the time of such foreclosure, Bank of the Ozarks may pay the purchase price by credit given upon the judgment hereby granted Bank of the Ozarks, except as to the cost of sale

GIVEN under my hand this 7th day of October, 2014.

/s/Steve Sipes, Commissioner in Circuit Court