# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

In re:

GREEN MOUNTAIN MANAGEMENT, LLC, *et al.*,<sup>1</sup> Chapter 11

Case No. 14-64287-BEM (Jointly Administered)

Debtors.

# NOTICE OF AMENDMENT TO THE SCHEDULES OF ASSETS AND LIABILITIES AND STATEMENT OF FINANCIAL AFFAIRS OF GEORGIA FLATTOP PARTNERS, LLC

PLEASE TAKE NOTICE that, pursuant to Rule 1009(a) of the Federal Rules of Bankruptcy Procedure, Georgia Flattop Partners, LLC ("**Debtor**") hereby amends its Schedules of Assets and Liabilities (the "**Schedules**") and its Statement of Financial Affairs (the "**Statement**") (collectively, the "**Bankruptcy Schedules**") as set forth herein.

PLEASE TAKE FURTHER NOTICE that annexed hereto is a complete set of Debtor's

Bankruptcy Schedules, which include amendments to Schedules B and E and the Statement. A

Declaration of Debtor's amended Schedules and Statement is also annexed hereto.

Debtor reserves all rights to amend the Bankruptcy Schedules in all respects, as may be necessary or appropriate, including but not limited to the right to dispute or to assert offsets or defenses to any claim reflected in the Bankruptcy Schedules as to amount, liability, or

<sup>&</sup>lt;sup>1</sup> The last four digits of the employer identification number for each of the Debtors follow in parenthesis: (i) Green Mountain Management, LLC (0734) and (ii) Georgia Flattop Partners, LLC (3208). The Debtors' mailing address is 3740 Davinci Court, Suite 460, Norcross, Georgia 30092.

### Case 14-64287-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 2 of 31

classification, or to otherwise subsequently designate any claim as disputed, contingent, or unliquidated.

Dated: October 21, 2014.

# ALSTON & BIRD LLP

/s/ Sage M. Sigler

Dennis J. Connolly (Bar No. 182275) David A. Wender (Bar No. 748117) Sage M. Sigler (Bar No. 300707) Kevin M. Hembree (Bar No. 157405) 1201 West Peachtree Street Atlanta, GA 30309 Telephone: (404) 881-7000 Facsimile: (404) 881-7777 E-mail: dennis.connolly@alston.com david.wender@alston.com sage.sigler@alston.com kevin.hembree@alston.com

Attorneys for Debtors and Debtors-in-Possession Case 14-64287-bem

B 6 Summary (Official Form 6 - Summary) (12/13)

Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 3 of 31

UNITED STATES BANKRUPTCY COURT

Northern District of Georgia

In re \_\_\_\_\_Georgia Flattop Partners, LLC

Debtor

Chapter 11

# **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Υ	1	\$ 0.00		
B - Personal Property	Y	4	\$		
C - Property Claimed as Exempt	N				
D - Creditors Holding Secured Claims	Y	1		<sup>\$</sup> 1,232,060.13	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Y	3		<sup>\$</sup> 171.00	
F - Creditors Holding Unsecured Nonpriority Claims	Y	2		<sup>\$</sup> 0.00	
G - Executory Contracts and Unexpired Leases	Y	1			
H - Codebtors	Y	1			
I - Current Income of Individual Debtor(s)	N				\$
J - Current Expenditures of Individual Debtors(s)	Ν				\$
т	13	\$	<sup>\$</sup> 1,232,231.13		

287-bem Doc 99

Case 14-64287-bem

B 6 Summary (Official Form 6 - Summary) (12/13)

7-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 4 of 31

# UNITED STATES BANKRUPTCY COURT

Northern District of Georgia

In re Georgia Flattop Partners, LLC

Debtor

Case No. \_\_\_\_

Chapter 11

# STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

□ Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount		
Domestic Support Obligations (from Schedule E)	\$	0.00	
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$	171.00	
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$	0.00	
Student Loan Obligations (from Schedule F)	\$	0.00	
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$	0.00	
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$	0.00	
TOTAL	\$	171.00	

State the following:

Average Income (from Schedule I, Line 12)	\$
Average Expenses (from Schedule J, Line 22)	\$
Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C Line 20)	\$

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 0.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 171.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$ 0.00
4. Total from Schedule F		\$ 0.00
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$ 0.00

Case 14-64287-bem B6A (Official

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Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Page 5 of 31 Document

Doc 99

Case No. 14-64286

Debtor

Georgia Flattop Partners LLC

(If known)

# **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

#### Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and **Unexpired Leases.**

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSBAND, WIFE, JOINT, Or community	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
	То	tal►	0.00	

(Report also on Summary of Schedules.)

B 6B (Official Sem 168) 64287-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main

Document Page 6 of 31

In re Georgia Flattop Partners, LLC

Debtor

Case No. \_\_\_\_\_14-64286

(If known)

# **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

# Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, VITE, JOINT, Or community	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1. Cash on hand.	Х			
2. Checking, savings or other finan- cial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and home- stead associations, or credit unions, brokerage houses, or cooperatives.	х			
3. Security deposits with public util- ities, telephone companies, land- lords, and others.	х			
4. Household goods and furnishings, including audio, video, and computer equipment.	х			
5. Books; pictures and other art objects; antiques; stamp, coin, record, tape, compact disc, and other collections or collectibles.	х			
6. Wearing apparel.	х			
7. Furs and jewelry.	х			
8. Firearms and sports, photo- graphic, and other hobby equipment.	х			
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	x			
10. Annuities. Itemize and name each issuer.	х			
11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	x			

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In re Georgia Flattop Partners, LLC

Debtor

Case No. 14-64286

(If known)

# **SCHEDULE B - PERSONAL PROPERTY**

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(Continuation Sheet)

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	husband, wife, joint, or community	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	х			
13. Stock and interests in incorporated and unincorporated businesses. Itemize.		97.15% Membership interest inGreen Mountain Management, LLC, Adamsville, AL 35005		
14. Interests in partnerships or joint ventures. Itemize.	х			
15. Government and corporate bonds and other negotiable and non- negotiable instruments.	х			
16. Accounts receivable.	х			
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	х			
18. Other liquidated debts owed to debtor including tax refunds. Give particulars.	х			
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A – Real Property.	х			
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	х			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.		Claims/counterclaims against litigation counterparties and persons/entities affiliated or formerly affiliated with the Debtors. (Value unknown).		

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Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document

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Case No. \_\_\_\_\_14-64286

In re\_\_Georgia Flattop Partners, LLC

Debtor

(If known)

# **SCHEDULE B - PERSONAL PROPERTY**

Page 8 of 31

(Continuation Sheet)

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, Or Conmunity	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
22. Patents, copyrights, and other intellectual property. Give particulars.	х			
23. Licenses, franchises, and other general intangibles. Give particulars.	х			
24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	х			
25. Automobiles, trucks, trailers, and other vehicles and accessories.	х			
26. Boats, motors, and accessories.	Х			
27. Aircraft and accessories.	х			
28. Office equipment, furnishings, and supplies.	х			
29. Machinery, fixtures, equipment, and supplies used in business.	х			
30. Inventory.	Х			
31. Animals.	х			
32. Crops - growing or harvested. Give particulars.	х			
33. Farming equipment and implements.	Х			
34. Farm supplies, chemicals, and feed.	х			
35. Other personal property of any kind not already listed. Itemize.	х			
		1 continuation sheets attached Total	>	\$

1 continuation sheets attached Total

(Include amounts from any continuation sheets attached. Report total also on

Summary of Schedules.)

Case 14-64287-bem Doc 99 File

# Georgia Flattop Partners, LLC Schedule B\_Item 21-Continuation Sheets Case NO. 14-64286-BEM

# 21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims.

# DESCRIPTION AND LOCATION OF PROPERTY

CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION

Bluewater Holdings, LLC, individually and derivatively for Vulcan Disposal, LLC and Jeffrey L. Claunch, individually and derivatively for Green Mountain Management, LLC, Plaintiffs v. DBC Vulcan Associates, LLC, Daniel B. Cowart, David Hendricks, Georgia Flattop Partners, LLC, Dan Cowart, Inc.; Vulcan Disposal, LLC, Tommy Chapman, Trinity-Green Mountain, LLC and Green Mountain Management LLC as Necessary Party Defendants, Defendants Circuit Court of Jefferson County, Alabama CV 2013-901902 Subject to determination.

Case 14-64287-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 10 of 31

B 6D (Official Form 6D) (12/07)

In re Georgia Flattop Partners, LLC

Case No. 14-64286

Debtor

(If known)

### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H – Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions Above.)	CODEBTOR	HUSBAND, WIFF, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN , AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. N/A	_		January 4, 2012					
Tenth Street Fund II, L.P. Tallan Building Suite 901, Two Union Squ. Chattanooga, TN 37402			VALUE \$	-			1,232,060.13	
ACCOUNT NO.								
			VALUE \$	-				
ACCOUNT NO.	-							
			VALUE \$	-				
continuation sheets attached			Subtotal ► (Total of this page)				\$ 1,232,060.13	\$
			Total ► (Use only on last page)				\$ 1,232,060.13	\$
							(Report also on Summary of Schedules.)	(If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.)

Case 14-64287-bem Doc 99

#### Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Page 11 of 31 Document

B6E (Official Form 6E) (04/13)

In re Georgia Flattop Partners, LLC

Case No. 14-64286 (if known)

# SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.

TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.)

#### **Domestic Support Obligations**

Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).

#### Extensions of credit in an involuntary case

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).

### ☐ Wages, salaries, and commissions

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$12,475\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

### Contributions to employee benefit plans

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).

\* Amount subject to adjustment on 4/01/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

Case 14-64287-bem

#### Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Page 12 of 31 Document

B6E (Official Form 6E) (04/13) - Cont.

In re Georgia Flattop Partners, LLC

Debtor

Case No. 14-64286 (*if known*)

Certain farmers and fishermen

Claims of certain farmers and fishermen, up to \$6,150\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).

# Deposits by individuals

Claims of individuals up to \$2,775\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).

# Taxes and Certain Other Debts Owed to Governmental Units

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).

# Commitments to Maintain the Capital of an Insured Depository Institution

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).

# Claims for Death or Personal Injury While Debtor Was Intoxicated

Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

\* Amounts are subject to adjustment on 4/01/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

1 continuation sheets attached

B6E (Official Form 6E) (04/13) - Cont.

Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 13 of 31

In re Georgia Flattop Partners, LLC

Case No. 14-64286 (if known)

# **SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS**

(Continuation Sheet)

Type of Priority for Claims Listed on This Sheet

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
Account No.			12/31/2012						
State of Alabama, Dept. of Revenue, Legal Division PO Box 320001 Montgomery, AL 36132			Taxes				171.00	171.00	
Account No.									
Account No.									
Account No.									
Sheet no of co <b>l</b> tinuation sheets attached Creditors Holding Priority Claims	d to Sci	hedule of	(T	s otals of	Subtota f this pa		<sup>\$</sup> 171.00	<sup>\$</sup> 171.00	0.00
			(Use only on last page of t Schedule E. Report also o of Schedules.)				\$ 171.00		
			also or			\$ 171.00	\$ 0.00		

Debtor

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Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 14 of 31

Case No. 14-64286

In re Georgia Flattop Partners, LLC Debtor

(if known)

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data..

 $\checkmark$  Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

**Doc 99** 

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							
ACCOUNT NO.	-						
ACCOUNT NO.							
ACCOUNT NO.							
continuation sheets attached Total➤ (Use only on last page of the completed Schedule F.)							\$ \$

(Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)

B 6F (Official Carser) 142064287-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 15 of 31

In re Georgia Flattop Partners, LLC

Case No. 14-64286

Debtor

(if known)

# **SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

\_,

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							
ACCOUNT NO.							
ACCOUNT NO.							
ACCOUNT NO.							
ACCOUNT NO.							
Sheet noof continuation sheets attached Subtotal> to Schedule of Creditors Holding Unsecured Nonpriority Claims			total≻	\$			
	Total► \$ (Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable on the Statistical Summary of Certain Liabilities and Related Data.)				S		

Case 14-64287-bem

Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 16 of 31

B 6G (Official Form 6G) (12/07)

In re Georgia Flattop Partners, LLC

Debtor

Case No. 14-64286

(if known)

# SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

 $\checkmark$  Check this box if debtor has no executory contracts or unexpired leases.

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE, OF OTHER PARTIES TO LEASE OR CONTRACT.	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.

B 6H (Official Sem 164) 64287-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main

Document Page 17 of 31

In re In re Georgia Flattop Partners, LLC

Debtor

Case No. <u>14-64286</u>

(if known)

# **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Daniel B. Cowart 3740 Davinci Court, Suite 460 Norcross, Georgia 30092	

Case 14-64287-bem Doc 9			11:14:03	Desc Main
B6 Declaration (Official Form 6 - Declaration) (12/07)	Document	Page 18 01 31		
<sub>In re</sub> Georgia Flattop Partners, LL	<u>C</u> ,	Case No. 14-64286		
Debtor		(il	f known)	
DECLARATION	CONCERNIN	G DEBTOR'S SCI	HEDULES	7 <b>7</b>
DECLARATION	UNDER PENALTY OF P	ERJURY BY INDIVIDUAL DEE	3TOR	
I declare under penalty of perjury that I have read the my knowledge, information, and belief.	foregoing summary and sche	dules, consisting of sheets, and	that they are true an	nd correct to the best of
Date	Si	gnature:		
		gnature:	Debtor	
Date	Si	gnature:(loint De	btor, if any)	
		[If joint case, both spouses must sign.]		
	~~~~~			
DECLA RATION AND SIGNATUR	E OF NON-ATTORNEY BA	NKRUPTCY PETITION PREPARER	l (See 11 U.S.C. § 11	0)
I declare under penalty of perjury that: (1) I am a bankrupte the debtor with a copy of this document and the notices and in promulgated pursuant to 11 U.S.C. § 110(h) setting a maximu amount before preparing any document for filing for a debtor	nformation required under 11 U um fee for services chargeable b	J.S.C. §§ 110(b), 110(h) and 342(b); and y bankruptcy petition preparers, 1 have g	I, (3) if rules or guide	lines have been
Printed or Typed Name and Title, if any, of Bankruptcy Petition Preparer	Social Security (Required by 11			
If the bankruptcy petition preparer is not an individual, state who signs this document.	the name, title (if any), address	, and social security number of the office	er, principal, responsi	ible person, or partner
Address				
v				
Signature of Bankruptcy Petition Preparer		Date		
Names and Social Security numbers of all other individuals v	who prepared or assisted in prep	aring this document, unless the bankrupt	cy petition preparer i	s not an individual:
If more than one person prepared this document, attach addi	itional signed sheets conforming	to the appropriate Official Form for eac	ch person.	
A hankruptcy petition preparer's failure to comply with the provisi 18 U.S.C. § 156.		les of Bankruptcy Procedure may result in f		
DECLARATION UNDER PENAL	.TY OF PERJURY ON I	BEHALF OF A CORPORATIO	N OR PARTNE	RSHIP
partnership ] of the LLC read the foregoing summary and schedules, consisting of	[corporation or partner	an authorized agent of the corporation ship] named as debtor in this case, dec summary page plus 1), and that they	clare under penalty o	of perjury that I have
knowledge, information, and belief. Date(6(1)0(1)4	Signature:	Spila le		
		Daniel B. Cowart [Print or type name of individual si	igning on behalf of (	debtor.]

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

Case 14-64287-bem

B7 (Official Form 7) (04/13)

# UNITED STATES BANKRUPTCY COURT

### Northern District of Georgia

In re: Georgia Flattop Partners, LLC

Debtor

Case No. \_14-64286

(if known)

# STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. If the answer to an applicable question is "None," mark the box labeled "None." If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### DEFINITIONS

*"In business."* A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

*"Insider."* The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any persons in control of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; and any managing agent of the debtor. 11 U.S.C. § 101(2), (31).

#### 1. Income from employment or operation of business

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT

 $\checkmark$ 

SOURCE

### Case 14-64287-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 20 of 31

B7 (Official Form 7) (04/13)

None

 $\checkmark$ 

None

State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT

SOURCE

#### 3. Payments to creditors

Complete a. or b., as appropriate, and c.

a. *Individual or joint debtor(s) with primarily consumer debts:* List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATES OF	AMOUNT	AMOUNT
	PAYMENTS	PAID	STILL OWING

None

b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within **90 days** immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$6,225<sup>\*</sup>. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATES OF PAYMENTS/ TRANSFERS AMOUNT AMOUNT PAID OR STILL VALUE OF OWING TRANSFERS 2

<sup>&</sup>lt;sup>\*</sup>Amount subject to adjustment on 4/01/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

#### Case 14-64287-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Page 21 of 31 Document

B7 (Official Form 7) (04/13)

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None

None

 $\checkmark$ 

3

c. All debtors: List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR

DATE OF AMOUNT PAYMENT PAID

AMOUNT STILL OWING

#### 4. Suits and administrative proceedings, executions, garnishments and attachments

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT	NATURE OF	COURT OR AGENCY	
AND CASE NUMBER	PROCEEDING	AND LOCATION	

See continuation sheet.

b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one None  $\checkmark$ year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED

DATE OF SEIZURE DESCRIPTION AND VALUE OF PROPERTY

STATUS OR DISPOSITION

#### 5. Repossessions, foreclosures and returns

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN

DESCRIPTION AND VALUE OF PROPERTY

# Case 14-64287-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 22 of 31

B7 (Official Form 7) (04/13)

#### 6. Assignments and receiverships

a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS DATE OF OF ASSIGNEE ASSIGNMENT TERMS OF ASSIGNMENT OR SETTLEMENT



 $\checkmark$ 

 $\checkmark$ 

 $\checkmark$ 

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS	NAME AND LOCATION	DATE OF	DESCRIPTION
OF CUSTODIAN	OF COURT	ORDER	AND VALUE
	CASE TITLE & NUMBER		Of PROPERTY

#### 7. Gifts

List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS	RELATIONSHIP	DATE	DESCRIPTION
OF PERSON	TO DEBTOR,	OF GIFT	AND VALUE
OR ORGANIZATION	IF ANY		OF GIFT

#### 8. Losses

List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION	DESCRIPTION OF CIRCUMSTANCES AND, IF	DATE
AND VALUE OF	LOSS WAS COVERED IN WHOLE OR IN PART	OF LOSS
PROPERTY	BY INSURANCE, GIVE PARTICULARS	

4

### Case 14-64287-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 23 of 31

B7 (Official Form 7) (04/13)

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#### 9. Payments related to debt counseling or bankruptcy

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS	DATE OF PAYMENT,	AMOUNT OF MONEY OR
OF PAYEE	NAME OF PAYER IF	DESCRIPTION AND
	OTHER THAN DEBTOR	VALUE OF PROPERTY

#### 10. Other transfers

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS	DATE	DESCRIBE PROPERTY
OF TRANSFEREE,		TRANSFERRED AND
RELATIONSHIP TO DEBTOR		VALUE RECEIVED



None

 $\checkmark$ 

None

b. List all property transferred by the debtor within **ten years** immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

NAME OF TRUST OR OTHER	DATE(S) OF
DEVICE	TRANSFER(S)

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR'S INTEREST IN PROPERTY

#### 11. Closed financial accounts

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS	TYPE OF ACCOUNT, LAST FOUR	AMOUNT AND
OF INSTITUTION	DIGITS OF ACCOUNT NUMBER,	DATE OF SALE
	AND AMOUNT OF FINAL BALANCE	OR CLOSING

# Case 14-64287-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 24 of 31

B7 (Official Form 7) (04/13)

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 $\checkmark$ 

None

 $\checkmark$ 

#### 12. Safe deposit boxes

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS	NAMES AND ADDRESSES	DESCRIPTION	DATE OF TRANSFER
OF BANK OR	OF THOSE WITH ACCESS	OF	OR SURRENDER,
OTHER DEPOSITORY	TO BOX OR DEPOSITORY	CONTENTS	IF ANY

#### 13. Setoffs

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS	DATE OF	AMOUNT
OF CREDITOR	SETOFF	OF SETOFF

#### 14. Property held for another person

List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS OF OWNER DESCRIPTION AND VALUE OF PROPERTY

LOCATION OF PROPERTY

#### 15. Prior address of debtor

If debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS

NAME USED

DATES OF OCCUPANCY

### Case 14-64287-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 25 of 31

B7 (Official Form 7) (04/13)

None

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#### 16. Spouses and Former Spouses

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

#### 17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

SITE NAME	NAME AND ADDRESS	DATE OF	ENVIRONMENTAL
AND ADDRESS	OF GOVERNMENTAL UNIT	NOTICE	LAW

None

 $\checkmark$ 

None

 $\checkmark$ 

None

 $\checkmark$ 

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME	NAME AND ADDRESS	DATE OF	ENVIRONMENTAL
AND ADDRESS	OF GOVERNMENTAL UNIT	NOTICE	LAW

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT DOCKET NUMBER

STATUS OR DISPOSITION

#### 18. Nature, location and name of business

a. *If the debtor is an individual*, list the names, addresses, taxpayer-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or

7

### Case 14-64287-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 26 of 31

B7 (Official Form 7) (04/13)

other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

*If the debtor is a partnership*, list the names, addresses, taxpayer-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within **six years** immediately preceding the commencement of this case.

*If the debtor is a corporation*, list the names, addresses, taxpayer-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

NAME LAST FOUR DIGITS ADDRESS NATURE OF BUSINESS BEGINNING AND OF SOCIAL-SECURITY ENDING DATES OR OTHER INDIVIDUAL TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME

 $\checkmark$ 

None

 $\checkmark$ 

ADDRESS

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within **six years** immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time.

(An individual or joint debtor should complete this portion of the statement **only** if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

#### 19. Books, records and financial statements

a. List all bookkeepers and accountants who within **two years** immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

NAME AND ADDRESS

Dan Cowart, Inc. 3740 Davinci Court, Suite 460 Norcross, GA 30092

b. List all firms or individuals who within **two years** immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

NAME

ADDRESS

DATES SERVICES RENDERED

DATES SERVICES RENDERED

04/2005 to present

8

#### Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Case 14-64287-bem Doc 99 Page 27 of 31 Document

B7 (Official Form 7) (04/13)

c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME

Dan Cowart, Inc.

ADDRESS

3740 Davinci Court, Suite 460 Norcross, GA 30092

9

 $\checkmark$ 

None

d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within two years immediately preceding the commencement of this case.

NAME AND ADDRESS

DATE ISSUED

20. Inventories

a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

DATE OF INVENTORY

INVENTORY SUPERVISOR

DOLLAR AMOUNT OF INVENTORY (Specify cost, market or other basis)

None  $\checkmark$ 

 $\checkmark$ 

b. List the name and address of the person having possession of the records of each of the inventories reported in a., above.

DATE OF INVENTORY

NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY RECORDS

#### 21 . Current Partners, Officers, Directors and Shareholders

a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

NAME AND ADDRESS NATURE OF INTEREST PERCENTAGE OF INTEREST

None

 $\checkmark$ 

If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who b. directly or indirectly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NAME AND ADDRESS	TITLE	NATURE AND PERCENTAGE OF STOCK OWNERSHIP
Daniel B. Cowart, 3740 Davinci Ct. Suite 460, Norcross, GA	Member	100% Membership Interest

# Case 14-64287-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 28 of 31

B7 (Official Form 7) (04/13) 22. Former partners, officers, directors and shareholders If the debtor is a partnership, list each member who withdrew from the partnership within one year immediately a. preceding the commencement of this case.  $\checkmark$ DATE OF WITHDRAWAL NAME ADDRESS b. If the debtor is a corporation, list all officers or directors whose relationship with the corporation terminated  $\checkmark$ within one year immediately preceding the commencement of this case. NAME AND ADDRESS DATE OF TERMINATION TITLE

#### 23. Withdrawals from a partnership or distributions by a corporation

If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during **one year** immediately preceding the commencement of this case.

NAME & ADDRESS OF RECIPIENT, RELATIONSHIP TO DEBTOR

 $\checkmark$ 

 $\checkmark$ 

 $\checkmark$ 

DATE AND PURPOSE OF WITHDRAWAL

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY 10

#### 24. Tax Consolidation Group.

If the debtor is a corporation, list the name and federal taxpayer-identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within **six years** immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION

TAXPAYER-IDENTIFICATION NUMBER (EIN)

#### 25. Pension Funds.

If the debtor is not an individual, list the name and federal taxpayer-identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within **six years** immediately preceding the commencement of the case.

NAME OF PENSION FUND

TAXPAYER-IDENTIFICATION NUMBER (EIN)

\* \* \* \* \* \*

# Case 14-64287-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 29 of 31

	cial Form 7) (04/13)		1
		ury that I have read the answers contain and that they are true and correct.	ned in the foregoing statement of financial affairs
	Date	Signature of Debtor	
	Date	Signature of Joint Debtor (if any)	
	If completed on behalf of a partner.	hip or corporation]	
		at I have read the answers contained in the fore rect to the best of my knowledge, information	going statement of financial affairs and any attachments and belief.
	Date 10/26/14	Signature	Sompt he
	r -	Print Name and Title	Daniel B. Cowart, Member
	[An individual signing on	behalf of a partnership or corporation must inc	ficate position or relationship to debtor.]
		1 continuation sheets attached	
	Penalty for making a false stateme	nt: Fine of up to \$500,000 or imprisonment for u	p to 5 years, or both. 18 U.S.C. §§ 152 and 3571
compensa 342(b); an petition p	re under penalty of perjury that: (1) I a ation and have provided the debtor wit nd. (3) if rules or guidelines have been	m a bankruptcy petition preparer as defined in h a copy of this document and the notices and promulgated pursuant to 11 U.S.C. § 110(h) s	7 PETITION PREPARER (See 11 U.S.C. § 110) 11 U.S.C. § 110; (2) I prepared this document for information required under 11 U.S.C. §§ 110(b), 110(h), and etting a maximum fee for services chargeable by bankruptcy a document for filing for a debtor or accepting any fee from
Printed	or Typed Name and Title, if any, of Ba	Inkruptcy Petition Preparer Social-	Security No. (Required by 11 U.S.C. § 110.)
	kruptcy petition preparer is not an ind ble person, or partner who signs this do		nd social-security number of the officer, principal,
Addres	s		
	ire of Bankruptcy Petition Preparer	Date	
Signatu		individuals who prepared or assisted in prepar	ing this document unless the bankruptcy petition preparer is
Ū		Individuals who prepared of assisted in prepar	ing this document arress no summapley period propriet to

# Case 14-64287-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 30 of 31

# Georgia Flattop Partners, LLC Statement of Financial Affairs-Continuation Sheets Case NO. 14-64286-BEM

# Item 4. Suits and administrative proceedings, executions and garnishments and attachments

a. List all suits and administrative proceedings to which the debtor is or was party within one year immediately

Caption of Suit and Case Number	Nature of	Court or Agency and	Status or
	Proceeding	Location	Disposition
Bluewater Holdings, LLC, individually and derivatively for Vulcan Disposal, LLC and Jeffrey L. Claunch, individually and derivatively for Green Mountain Management, LLC, Plaintiffs v. DBC Vulcan Associates, LLC, Daniel B. Cowart, David Hendricks, Georgia Flattop Partners, LLC, Dan Cowart, Inc.; Vulcan Disposal, LLC, Tommy Chapman, Trinity-Green Mountain, LLC and Green Mountain Management LLC as Necessary Party Defendants, Defendants CV 2013-901902	Right to permanent injunctive relief	Circuit Court of Jefferson County, AL- Birmingham Division	Pending

Case 14-64287-bem Doc 99 Filed 10/21/14 Entered 10/21/14 11:14:03 Desc Main Document Page 31 of 31

#### LOCAL FORM 5005-7(c)(3)(B)

In re Georgia Flattop Partners, LLC

Debtor(s)

Case No. 14-64286

#### DECLARATION UNDER PENALTY OF PERJURY CONCERNING PETITION, SCHEDULES, SUMMARY OF SCHEDULES, AND STATEMENTS OF FINANCIAL AFFAIRS

Each of the undersigned declares under penalty of perjury -

(1) My attorney is filing on my behalf

 $\Box$  the original of or  $\blacksquare$  the amendment to

[check applicable box]

the following papers in the United States Bankruptcy Court for the Northern District of Georgia (check applicable box for papers that are to be filed simultaneously with this Declaration);

<ul> <li>*Petition</li> <li>List of all Creditors</li> <li>*List of 20 largest creditors</li> <li>Schedule A</li> <li>Schedule B</li> <li>Schedule C</li> <li>Schedule D</li> </ul>	<ul> <li>Schedule F</li> <li>Schedule G</li> <li>Schedule H</li> <li>Schedule I</li> <li>Schedule J</li> <li>*Declaration Concerning Debtor's Schedules</li> <li>*Statement of Financial Affairs</li> </ul>
Schedule E	

(2) that I have read each of the documents described above;

(3) that with respect to each document described above marked with an asterisk, I signed the Declaration under penalty of perjury attached to or part of such document; and

(4) that when I signed this Declaration, the foregoing documents were not blank or partially complete; and

(5) that the information provided in the above documents is true and correct to the best of my knowledge, information and belief.

Date

10/20/14

Signature

Daniel B. Cowart, Member

Attorney's Certification

The undersigned attorney for the above Debtor(s) certifies to the Court that: (1) the Debtor(s) (or, if the Debtor is an entity, an authorized agent of the Debtor) will have signed this form and the documents referred to above before I file them; (2) no material change was made in the documents referred to above after the Debtor(s) (or authorized agent) read and signed the final paper copy of those documents, including Declarations attached to those documents and the foregoing Declaration; and (3) those documents are the documents filed with the court simultaneously with this Certification.

130/2014 Date: (

0 Dennis J. Connolly