

United States Bankruptcy Court
Middle District of Alabama

Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle): 4/H Properties, LLC
Name of Joint Debtor (Spouse) (Last, First, Middle):
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):
All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) 04-3793029
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)
Street Address of Debtor (No. and Street, City, and State): 438A Twain Curve Montgomery, AL
Street Address of Joint Debtor (No. and Street, City, and State):
ZIP Code 36117
ZIP Code
County of Residence or of the Principal Place of Business: Montgomery
County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address):
Mailing Address of Joint Debtor (if different from street address):
ZIP Code
ZIP Code

Location of Principal Assets of Business Debtor (if different from street address above):

Type of Debtor (Form of Organization) (Check one box)
Nature of Business (Check one box)
Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box)
Nature of Debts (Check one box)
Tax-Exempt Entity (Check box, if applicable)

Filing Fee (Check one box)
Chapter 11 Debtors
Check one box:
Check all applicable boxes:

Statistical/Administrative Information
Debtor estimates that funds will be available for distribution to unsecured creditors.
Estimated Number of Creditors
Estimated Assets
Estimated Liabilities

THIS SPACE IS FOR COURT USE ONLY

<b>Voluntary Petition</b> <i>(This page must be completed and filed in every case)</i>	Name of Debtor(s): <b>4/H Properties, LLC</b>
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**All Prior Bankruptcy Cases Filed Within Last 8 Years** (If more than two, attach additional sheet)

Location Where Filed: <b>- None -</b>	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:

**Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor** (If more than one, attach additional sheet)

Name of Debtor: <b>- None -</b>	Case Number:	Date Filed:
District:	Relationship:	Judge:

<p style="text-align: center;"><b>Exhibit A</b></p> <p>(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)</p> <p><input type="checkbox"/> Exhibit A is attached and made a part of this petition.</p>	<p style="text-align: center;"><b>Exhibit B</b></p> <p>(To be completed if debtor is an individual whose debts are primarily consumer debts.)</p> <p>I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b).</p> <p><b>X</b> _____ Signature of Attorney for Debtor(s) (Date)</p>
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**Exhibit C**

Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?

Yes, and Exhibit C is attached and made a part of this petition.

No.

**Exhibit D**

(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)

Exhibit D completed and signed by the debtor is attached and made a part of this petition.

If this is a joint petition:

Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.

**Information Regarding the Debtor - Venue**

(Check any applicable box)

Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.

There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.

Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.

**Certification by a Debtor Who Resides as a Tenant of Residential Property**

(Check all applicable boxes)

Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)

\_\_\_\_\_  
(Name of landlord that obtained judgment)

\_\_\_\_\_  
(Address of landlord)

Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

**Voluntary Petition**  
*(This page must be completed and filed in every case)*

Name of Debtor(s):  
**4/H Properties, LLC**

**Signatures**

**Signature(s) of Debtor(s) (Individual/Joint)**

I declare under penalty of perjury that the information provided in this petition is true and correct.  
 [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.  
 [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

**X** \_\_\_\_\_  
 Signature of Debtor

**X** \_\_\_\_\_  
 Signature of Joint Debtor

\_\_\_\_\_  
 Telephone Number (If not represented by attorney)

\_\_\_\_\_  
 Date

**Signature of a Foreign Representative**

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.

Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

**X** \_\_\_\_\_  
 Signature of Foreign Representative

\_\_\_\_\_  
 Printed Name of Foreign Representative

\_\_\_\_\_  
 Date

**Signature of Non-Attorney Bankruptcy Petition Preparer**

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

\_\_\_\_\_  
 Printed Name and title, if any, of Bankruptcy Petition Preparer

\_\_\_\_\_  
 Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

\_\_\_\_\_  
 Address

**X** \_\_\_\_\_

\_\_\_\_\_  
 Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

*A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.*

**Signature of Attorney\***

**X** /s/ James L. Day  
 Signature of Attorney for Debtor(s)

James L. Day ASB-1256-A55J  
 Printed Name of Attorney for Debtor(s)

Memory & Day  
 Firm Name  
P.O. Box 4054  
Montgomery, AL 36103

\_\_\_\_\_  
 Address

**Email: jlday@memorylegal.com**

334-834-8000 Fax: 334-834-8001  
 Telephone Number

June 13, 2011  
 Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

**Signature of Debtor (Corporation/Partnership)**

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

**X** /s/ Jeremy C. Holley  
 Signature of Authorized Individual

Jeremy C. Holley  
 Printed Name of Authorized Individual

Co-Managing Member  
 Title of Authorized Individual

June 13, 2011  
 Date

United States Bankruptcy Court  
Middle District of Alabama

In  
re

4/H Properties, LLC

Debtor(s)

Case  
No.

Chapter 11

STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

I, **Jeremy C. Holley**, declare under penalty of perjury that I am the **Co-Managing Member** of **4/H Properties, LLC**, and that the following is a true and correct copy of the resolutions adopted by the Members of said company at a special meeting duly called and held on the 13th day of June, 2011.

"Whereas, it is in the best interest of this company to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

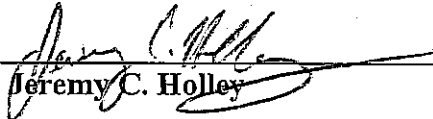
Be It Therefore Resolved, that **Jeremy C. Holley, Co-Managing Member** of this company, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the company; and

Be It Further Resolved, that **Jeremy C. Holley, Co-Managing Member** of this company is authorized and directed to appear in all bankruptcy proceedings on behalf of the company, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the company in connection with such bankruptcy case, and

Be It Further Resolved, that **Jeremy C. Holley, Co-Managing Member** of this company is authorized and directed to employ **James L. Day and Von G. Memory** attorneys and the law firm of **Memory & Day** to represent the company in such bankruptcy case."

Date June 13, 2011

Signed

  
Jeremy C. Holley

Resolution of Managing Members  
of  
4/H Properties, LLC

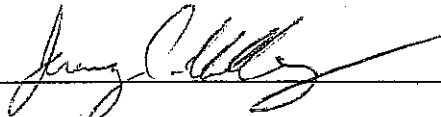
Whereas, it is in the best interest of this company to file a voluntary petition in the the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that **Jeremy C. Holley, Co-Managing Member** of this company, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the company; and

Be It Further Resolved, that **Jeremy C. Holley, Co-Managing Member** of this company is authorized and directed to appear in all bankruptcy proceedings on behalf of the company, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the company in connection with such bankruptcy case, and

Be It Further Resolved, that **Jeremy C. Holley, Co-Managing Member** of this company is authorized and directed to employ **James L. Day and Von G. Memory**, attorneys and the law firm of **Memory & Day** to represent the company in such bankruptcy case.

Date 6/13/11

Signed 

Date \_\_\_\_\_

Signed \_\_\_\_\_

**United States Bankruptcy Court  
Middle District of Alabama**

In re 4/H Properties, LLC

Debtor(s)

Case No. \_\_\_\_\_

Chapter 11

**LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS**

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [or chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, 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; Fed. R. Bankr. P. 1007(m).

(1)	(2)	(3)	(4)	(5)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
Alabama Department of Revenue 50 North Ripley Street Montgomery, AL 36132	Alabama Department of Revenue 50 North Ripley Street Montgomery, AL 36132			Unknown
Aldridge & Borden 74 Commerce Street Montgomery, AL 36104	Aldridge & Borden 74 Commerce Street Montgomery, AL 36104			2,000.00
Henley Builders, Inc. 438A Twain Curve Montgomery, AL 36117	Henley Builders, Inc. 438A Twain Curve Montgomery, AL 36117			2,895.66
Internal Revenue Service 801 Tom Martin Drive, Mail Stop 126 Birmingham, AL 35211	Internal Revenue Service 801 Tom Martin Drive, Mail Stop 126 Birmingham, AL 35211	Notice Only		Unknown
Jim Rayfield	Jim Rayfield		Disputed	6,000.00
Regions Bank Commercial Loan Processing P.O. Box 11407 Birmingham, AL 35246-0054	Regions Bank Commercial Loan Processing P.O. Box 11407 Birmingham, AL 35246-0054			Unknown
Revenue Commissioner of Montgomery County 100 S. Lawrence Street Montgomery, AL 36104	Montgomery Cty Revenue Commissioner 100 S. Lawrence Street Montgomery, AL 36104			Unknown
Revenue Commissioner of Autauga County 218 N. Court St. Prattville, AL 36067	Revenue Commissioner of Autauga Cty 218 N. Court St. Prattville, AL 36067			Unknown
RL REGI Financial, LLC C/o Joe McCorkle, Balch & Bingham 105 Tallapoosa St., STE 200 Montgomery, AL 36104	Joe McCorkle, Balch & Bingham RL REGI Financial, LLC 105 Tallapoosa St., S 200 Montgomery, AL 36104	Note and Mortgage		2,056,728.00

B4 (Official Form 4) (12/07) - Cont.  
 In re **4/H Properties, LLC**

Case No. \_\_\_\_\_

Debtor(s) \_\_\_\_\_

**LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS**  
 (Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
RL REGI Financial, LLC C/o Joe McCorkle, Balch & Bingham 105 Tallapoosa St., STE 200 Montgomery, AL 36104	Joe McCorkle, Balch & Bingham RL REGI Financial, LLC 105 Tallapoosa St., S 200 Montgomery, AL 36104	Note and Mortgage		1,525,000.00
RL REGI Financial, LLC C/o Joe McCorkle, Balch & Bingham 105 Tallapoosa St., STE 200 Montgomery, AL 36104	Joe McCorkle, Balch & Bingham RL REGI Financial, LLC 105 Tallapoosa St., S 200 Montgomery, AL 36104	Note and Mortgage		281,947.00
RL REGI Financial, LLC C/o Joe McCorkle, Balch & Bingham 105 Tallapoosa St., STE 200 Montgomery, AL 36104	Joe McCorkle, Balch & Bingham RL REGI Financial, LLC 105 Tallapoosa St., S 200 Montgomery, AL 36104	Note and Mortgage		270,000.00
RL REGI Financial, LLC C/o Joe McCorkle, Balch & Bingham 105 Tallapoosa St., STE 200 Montgomery, AL 36104	Joe McCorkle, Balch & Bingham RL REGI Financial, LLC 105 Tallapoosa St., S 200 Montgomery, AL 36104	Note and Mortgage		248,400.00
Sean Hale	Lowell Landis Sexton For: Sean Hale 516 S Perry St Montgomery, AL 36104	Lawsuit, Sean Hale vs. 4H Properties LLC # CV-11-72-R		Unknown
Waterstone, LLC 438A Twain Curve Montgomery, AL 36117	Waterstone, LLC 438A Twain Curve Montgomery, AL 36117			448,463.00

B4 (Official Form 4) (12/07) - Cont.

In re **4/H Properties, LLC**

Case No. \_\_\_\_\_

Debtor(s) \_\_\_\_\_

**LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS**

(Continuation Sheet)

**DECLARATION UNDER PENALTY OF PERJURY  
ON BEHALF OF A CORPORATION OR PARTNERSHIP**

I, the Co-Managing Member of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date **June 13, 2011**Signature **/s/ Jeremy C. Holley****Jeremy C. Holley****Co-Managing Member**

*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.



4/H Properties, LLC  
438A Twain Curve  
Montgomery, AL 36117

James L. Day  
Memory & Day  
P.O. Box 4054  
Montgomery, AL 36103

Alabama Department of Revenue  
50 North Ripley Street  
Montgomery, AL 36132

Alan M. Warfield, Esq.  
For:RL Regi Financial, LLC  
1819 5th Avenue North, STE 1000  
Birmingham, AL 35203

Aldridge & Borden  
74 Commerce Street  
Montgomery, AL 36104

Henley Builders, Inc.  
438A Twain Curve  
Montgomery, AL 36117

Hines Ridolphi Carper & Aman  
4131 Carmichael Road, Suite A  
Montgomery, AL 36106

Internal Revenue Service  
801 Tom Martin Drive, Mail Stop 126  
Birmingham, AL 35211

Jim Rayfield

Regions Bank  
Commercial Loan Processing  
P.O. Box 11407  
Birmingham, AL 35246-0054

Revenue Commissioner of  
Montgomery County  
100 S. Lawrence Street  
Montgomery, AL 36104

Revenue Commissioner of  
Autauga County  
218 N. Court St.  
Prattville, AL 36067

RL REGI Financial, LLC  
C/o Joe McCorkle, Balch & Bingham  
105 Tallapoosa St., STE 200  
Montgomery, AL 36104

Sean Hale

W. Joseph McCorkle, Jr.  
Balch & Bingham LLP  
Post Office Box 78□□  
Montgomery, AL 36101

Waterstone, LLC  
438A Twain Curve  
Montgomery, AL 36117