THE RIVERGATE TOWNHOME A HARRY P. LONG ETOWAH COUNTY TAX ACCESS 3369 JOEL STREET

HARRY P. LONG

HOKES BLUFF, AL 35903

POST OFFICE BOX 1468

10 WEST 11TH STREET, SUI

ANNISTON AL 36202 ANNISTON, AL 36202 EXCHANGE BANK A-1 INSULLATION

POST OFFICE BOX 1100 1801 WEST MEIGHAN BLVD.

GADSDEN, AL 35901 GADSDEN, AL 35904 AMY FRANTZ 3627 ALFORD BEND RD #104 GADSDEN, AL 35903 ANDREA GLOVER ANNA THOMAS BLAKE USREY 3627 ALFORD BEND RD #105

GADSDEN, AL 35903

GADSDEN, AL 35903

GADSDEN, AL 35903

BLAKE USREY

3627 ALFORD BEND RD #119

GADSDEN, AL 35903

GADSDEN, AL 35903 BUILDING MATERIAL SUPPLY

BUILDING SYSTEMS & SUPPL

CANDICE WILLIAMS

193 POST OAK ROAD

797 WEST GRAND AVE.

3627 ALFORD BEND RD #116

ALEXANDRIA, AL 36250

RAINBOW CITY, AL 35906

GADSDEN, AL 35903 CINDY COFFEE COLOURS PAINT & DECORATI DAVID JONES

3627 ALFORD BEND RD #109 110 EAST MEIGHAN BLVD. 3627 ALFORD BEND RD #112
GADSDEN, AL 35903 GADSDEN, AL 35903 DENNIS ISOM

DONNA & JOHN HAWSEN

3627 ALFORD BEND RD #121

GADSDEN, AL 35903

DREW GAZAWAY CONSTRUCT

3627 ALFORD BEND RD #108

3369 JOEL STREET

HOKES BLUFF, AL 35903 DREW GAZAWAY CONSTRUCTIO GINA BATTLES JENKINS BRICK & TILE, LL KRISTIE CRAUTHENS
3627 ALFORD BEND RD #122 POST OFFICE BOX 934432 3627 ALFORD BEND R
GADSDEN, AL 35903 ATLANTA, GA GADSDEN, AL 35903 3627 ALFORD BEND RD #111 GADSDEN, AL 35903 PAM LANKFORD LEHIGH HANSON PLUMBERS WHOLESALE SUPPL 15620 COLLECTIONS CENTER 3627 ALFORD BEND RD #107 2100 FORREST AVE.
CHICAGO, IL 60693 GADSDEN, AL 35903 GADSDEN, AL 35904 ROBERT EVANS SETH RICHARDS SONJA HORNE

3627 ALFORD BEND RD #120 3627 ALFORD BEND RD #114 3627 ALFORD BEND RD #115

GADSDEN, AL 35903 GADSDEN, AL 35903

GADSDEN, AL 35903 ROBERT EVANS SETH RICHARDS SONJA HORNE STEVE CURBELO SUSAN BRYANT WOOD TODD COOK 3627 ALFORD BEND RD #113 3627 ALFORD BEND RD #117 HOLDEN ESTES
GADSDEN, AL 35903 GADSDEN, AL 35903 3627 ALFORD BEND RD #101

GADSDEN, AL 35903

YANG CHEN
3627 ALFORD BEND RD #102
GADSDEN, AL 35903

		U	nited S Norther E	tates rn Dis asterr	Ban tric 1 Di	kruptcy t of Alab vision	Court ama				Volui	ntary I	Petition
	e of Debtor (if ind						Na	ame of Joint D	ebtor (S	Spouse) (Last	t, First, Middle):		
	ne Rivergate T				С								
	Other Names used ude married, maid			3 years				l Other Names aclude married			Debtor in the last 8 yes names):	ears	
	four digits of Soc. one, state all):	Sec. or Individual 26-18042		ver I.D. (П	IN)/C	omplete EIN(if		ast four digits one, state all):	of Soc.	Sec. or Indiv	vidual-Taxpayer I.D.	(ITIN)/Cor	nplete EIN(if more than
33	et Address of Debt 369 Joel Street okes Bluff, AI	t `	eet, City, and	d State):			St	reet Address o	of Joint	Debtor (No.	& Street, City, and S	State):	
	ones Diuii, ili	_		ZIP	COD	E 359	03					ZIP COI	DE .
	nty of Residence of towah	or of the Princ	ipal Place of	f Business	:		Co	ounty of Reside	ence or	of the Princi	ipal Place of Busines	SS:	
33	ling Address of De 869 Joel Street okes Bluff, AI	t	ent from stre	eet address	s):		M	ailing Address	s of Join	t Debtor (if	different from street	address):	
11	okes Diuii, Ai	_		ZIP	COD	E 3590	3					ZIP COI	DE .
Locat	ion of Principal A	ssets of Busin	ess Debtor (i	if differen	t from								
												ZIP COL	
		ype of Debto n of Organizat			(Ch	Natu eck one box)	re of Busines	SS		-	ter of Bankruptcy he Petition is Filed		
		Check one box ades Joint Deb in page 2 of th	otors) nis form.			Health Care I Single Asset U.S.C. § 101 Railroad Stockbroker	Real Estate as	defined in 11		Chapter 7 Chapter 9 Chapter 11 Chapter 12		Chapter 1: Recognition Main Proc	5 Petition for on of a Foreign reeding 5 Petition for
lä	Other (If debtor	is not one of t	he above en	tities,		Commodity E			l	Chapter 13			on of a Foreign Proceeding
	check this box a	nd state type	of entity belo	ow.)		Clearing Bank	k			Chapter 13	Nature of	Debts	
					<u> </u>	Other					(Check or		
						(Check l Debtor is a ta under Title 2	Exempt Entity box, if applical ax-exempt orgation of the United ernal Revenue	ble) anization d States		debts, define § 101(8) as individual p personal, far	rimarily consumer ed in 11 U.S.C. "incurred by an urimarily for a mily, or house-	_	Debts are primarily usiness debts.
		Filing	Fee (Check	k one box)	<u> </u>	Code (inc inc				hold purpose	Chapter 11 Debte	ors	
I⊿i	Full Filing Fee att		,	,				Check one box: Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).					
								1 =			debtor as defined in 1 ess debtor as defined		, ,
	Filing Fee to be pa signed application						attach	Check if:					
	unable to pay fee of Filing Fee waiver	requested (ap	plicable to c	hapter 7 ii	ndivid	uals only). Mu	st	Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter). Check all applicable boxes					
	attach signed appl	ication for the	e court's cons	sideration.	See C	Official Form 3	В.			ble boxes g filed with t	his patition		
								☐ Accept	ances o	f the plan we	ere solicited prepetiti		e or more classes
Stat	istical/Administ	rativa Infarr	nation					of cred	itors, in	accordance	with 11 U.S.C. § 11	26(b).	THIS SPACE IS FOR
	Debtor estimates			e for distri	bution	to unsecured	creditors.						COURT USE ONLY
_	Debtor estimates t expenses paid, the												
Estin	mated Number of G												
1-	50-			1,000-	5,00			50,001-	Ove	er			
49	99	199	999	5,000	10,0	25,000	50,000	100,000	100	,000			
Estin	nated Assets			√									
\$0 to \$50,	000 \$100,000	\$100,001 to \$500,000	\$500,001 \$1 million)	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,00 to \$500 million		00,000,001 \$1 billion	More than \$1 billion		
Estir	mated Liabilities			Ø						ſ			
\$0 to	 	\$100,001 to \$500,000	\$500,001 \$1 million)		\$50,000,001 to \$100 million)1 \$5	00,000,001 \$1 billion	More than \$1 billion		

B1 (Official Form 1) (4/10) FORM B1, Page 2

Voluntary Petition (This page must be completed and filed in every case)	Name of Debtor(s): The Rivergate Townhome Apartments, LLC					
All Prior Bankruntcy Cases Filed Within La	Last 8 Years (If more than two, attach additional sheet.)					
Location Location	Case Number:	Date Filed:				
Where Filed: NONE						
Location Where Filed:	Case Number:	Date Filed:				
Pending Bankruptcy Case Filed by any Spouse, Partner of	or Affiliate of this Debtor (If more than one, attach ac	dditional sheet)				
Name of Debtor: NONE	Case Number:	Date Filed:				
District:	Relationship:	Judge:				
Exhibit A (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.) Exhibit A is attached and made a part of this petition.	Exhibit B (To be completed if debtor is an individual whose debts are primarily consumer debts) 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 have delivered to the debtor the notice required by 11 U.S.C. § 342(b). X Not Applicable Signature of Attorney for Debtor(s) Date					
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						
Exi	hibit D					
(To be completed by every individual debtor. If a joint petition is filed, each spouse mus	st complete and attach a separate Exhibit D.)					
Exhibit D completed and signed by the debtor is attached and made a part of t						
	ins petiton.					
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.					
	ding the Debtor - Venue y applicable box)					
Debtor has been domiciled or has had a residence, principal place preceding the date of this petition or for a longer part of such 180	of business, or principal assets in this District for 180 d	lays immediately				
There is a bankruptcy case concerning debtor's affiliate. general p	artner, 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 entire monetary default that gave rise to the judgment for possession	circumstances under which the debtor would be permitt	ted to cure the				
Debtor has included in this petition the deposit with the court of a filing of the petition.						
Debtor certifies that he/she has served the Landlord with this certi	Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).					

B1 (Official Form 1) (4/10) FORM B1, Page 3

oluntary Petition	Name of Debtor(s):			
(This page must be completed and filed in every case)	The Rivergate Townhome Apartments, LLC			
Sign	natures			
Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative			
declare under penalty of perjury that the information provided in this petition is true nd correct. If petitioner is an individual whose debts are primarily consumer debts and has hosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 r 13 of title 11, United States Code, understand the relief available under each such hapter, and choose to proceed under chapter 7. If no attorney represents me and no bankruptcy petition preparer signs the petition] I ave obtained and read the notice required by 11 U.S.C. § 342(b). request relief in accordance with the chapter of title 11, United States Code, specified	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 § 1515 of title 11 are attached. ☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the Chapter of title 11 specified in the petition. A certified copy of the			
n this petition.	order granting recognition of the foreign main proceeding is attached.			
X Not Applicable Signature of Debtor	X Not Applicable (Signature of Foreign Representative)			
· ·	(Signature of Potergii Representative)			
X Not Applicable				
Signature of Joint Debtor	(Printed Name of Foreign Representative)			
Telephone Number (If not represented by attorney)				
	Date			
Date				
Signature of Attorney	Signature of Non-Attorney Petition Preparer			
X /s/Harry P. Long Signature of Attorney for Debtor(s)	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			
Printed Name of Attorney for Debtor(s) / Bar No.	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			
Harry P. Long	before preparing any document for filing for a debtor or accepting any fee from the debtor,			
Firm Name	as required in that section. Official Form 19 is attached.			
Post Office Box 1468 10 West 11th Street, Suite 2A				
Address	Not Applicable			
Anniston, AL 36202	Printed Name and title, if any, of Bankruptcy Petition Preparer			
256-237-3266 256-237-3268 Telephone Number	Social-Security number (If the bankruptcy petition preparer is not an individual, state			
3/24/2011	the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)			
	the buildings pectation prepared to the state of the stat			
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.	Address			
Signature of Debtor (Corporation/Partnership)	X Not Applicable			
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 lebtor.	Date Signature of bankruptcy petition preparer or officer, principal, responsible person, or			
The debtor requests the relief in accordance with the chapter of title 11, United States	partner whose Social-Security number is provided above.			
Code, specified in this petition.	Names and Social-Security numbers of all other individuals who prepared or assisted			
x s/ Drew Gazaway	in preparing this document unless the bankruptcy petition preparer is not an individual.			
Signature of Authorized Individual	If more than one person prepared this document, attach to the appropriate official form			
Drew Gazaway	for each person.			
Printed Name of Authorized Individual	A bankruptcy petition preparer's failure to comply with the provisions of title 11 and			
Manager	the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.			
Title of Authorized Individual	bont. 11 0.5.c. y 110, 10 0.5.c. y 150.			
3/24/2011				

Date

UNITED STATES BANKRUPTCY COURT Northern District of Alabama Eastern Division

n re:	The Rivergate Townhome Apartments, LLC	_, Cas	se No.	
	Debtor	Cha	apter	11

	Ex	chibit "A" to Volu	untary Petitior	ı
1.	If any of debtor's securities are regis number is .	tered under section 12 of the Secu	rities and Exchange Act of 19	34, the SEC file
2.	The following financial data is the la	test available information and refers	s to debtor's condition on .	
a.	Total assets		\$	1,445,575.00
b.	Total debts (including debts listed in	2.c., below)	\$	1,311,903.11
				Approximate number of holders
c.	Debt securities held by more than 5	00 holders.		
5	secured unsecured	subordinated		
d.	Number of shares of preferred stock	_		
e.	Number of shares of common stock	_		
	Comments, if any:			
3.	Brief description of debtor's busines	s:		
4.	List the name of any person who dir voting securities of debtor:	ectly or indirectly owns, controls, or	holds, with power to vote, 5%	or more of the

United States Bankruptcy Court

Northern District of Alabama Eastern Division

In re:	Case No.
	Chapter 11

The Rivergate Townhome Apartments, LLC

Executed on: 3/24/2011

STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION
I, , declare under penalty of perjury that I am the of The Rivergate Townhome Apartments , LLC , a Corporation and that on the following resolution was duly adopted by the of this Corporation:
"Whereas, it is in the best interest of this Corporation 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 Drew Gazaway , Manager of this Corporation, 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 Corporation; and
Be It Further Resolved, that Drew Gazaway , Manager of this Corporation, is authorized and directed to appear in all bankruptcy proceedings on behalf of the Corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the Corporation in connection with such bankruptcy case; and
Be It Further Resolved, that Drew Gazaway , Manager of this Corporation, is authorized and directed to employ Harry P. Long , attorney and the law firm of Harry P. Long to represent the Corporation in such bankruptcy case."

Signed: s/ Drew Gazaway

In re The Rivergate Townhome Apartments, LLC	, Case No.	
Debtor	Chapter	<u>11</u>

LIST OF CRE	EDITORS HOLDING	20 LARGEST	UNSECURE	D CLAIMS
(1) Name of creditor and complete mailing address including zip code	(2) Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	(3) Nature of claim (trade debt, bank loan, gov- ernment contract, etc.)	(4) Indicate if claim is contingent, unliquidated, disputed or subject to setoff	(5) Amount of claim [if secured also state value of security]
Building Material Supply 193 Post Oak Road Alexandria, AL 36250				\$4,659.52
Jenkins Brick & Tile, LL Post Office Box 934432 Atlanta,GA				\$14,547.21
Colours Paint & Decorati 110 East Meighan Blvd. Gadsden, AL 35903				\$2,474.03
Lehigh Hanson 15620 Collections Center Chicago, IL 60693				\$11,678.55
A-1 Insullation 1801 West Meighan Blvd. Gadsden, AL 35904				\$10,354.10
Building Systems & Suppl 797 West Grand Ave. Rainbow City, AL 35906				\$64,064.89

In re The Rivergate Townhor	me Apartments, LLC	, Cas	e No	
	Debtor	Cha	apter <u>11</u>	
LIST OF CRE	DITORS HOLDING 20	0 LARGEST	UNSECURE	CLAIMS
(1)	(2)	(3)	(4)	(5)
lame of creditor nd complete nailing address ncluding zip ode	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, gov- ernment contract, etc.)	Indicate if claim is contingent, unliquidated, disputed or subject to setoff	Amount of claim [if secured also state value of security]
Plumbers Wholesale Suppl 100 Forrest Ave. Gadsden, AL 35904				\$26,754.47
Etowah County Tax Accessor			CONTINGENT UNLIQUIDATED DISPUTED	\$4,900.00
	DECLARATION UNDER ON BEHALF OF A CORPO	RATION OR PAR	TNERSHIP	oregoing list and that it is
true and correct to the best of my Date: 3/24/2011	information and belief. Signature:	s/ Drew Gazaway		
		Drew Gazaway ,Mar	nager	

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.

(Print Name and Title)

In re	The Rivergate Townhome Apartments, LLC	Case No.	
	Debtor	Chapter 1	1

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	YES	1	\$ 1,425,000.00		
B - Personal Property	YES	3	\$ 20,575.00		
C - Property Claimed as Exempt	NO				
D - Creditors Holding Secured Claims	YES	1		\$ 1,172,470.34	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	YES	2		\$ 4,900.00	
F - Creditors Holding Unsecured Nonpriority Claims	YES	2		\$ 134,532.77	
G - Executory Contracts and Unexpired Leases	YES	3			
H - Codebtors	YES	1			
I - Current Income of Individual Debtor(s)	NO	0			\$
J - Current Expenditures of Individual Debtor(s)	NO	0			\$
тот	AL	13	\$ 1,445,575.00	\$ 1,311,903.11	

In re	The Rivergate Townhome Apartments, LLC	Case No.	
	Debtor	Chapter	11
	STATISTICAL SUMMARY OF CERTAIN LIABILITIE	S AND RELATED D	OATA (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		nount
Domestic Support Obligations (from Schedule E)	\$	0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$	4,900.00
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	\$	4,900.00

State the following:

Average Income (from Schedule I, Line 16)	\$ 0.00
Average Expenses (from Schedule J, Line 18)	\$ 0.00
Current Monthly Income (from Form 22A Line 12; OR , Form 22B Line 11; OR , Form 22C Line 20)	\$ 0.00

In re	The Rivergate Townhome Apartments, LLC	Case No.	
	Debtor	, Chapter	11

State the following:

Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 0.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 4,900.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$ 0.00
4. Total from Schedule F		\$ 134,532.77
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$ 134,532.77

In re	The Rivergate Townhome Apartments, LLC	Case No.	
	Dehtor		(If known)

DECLARATION CONCERNING DEBTOR'S SCHEDULES

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

DECLARATION LINDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

DECLARATION UNDER	PENALTY OF PERJURY O	N BEHALF OF	CORPORATION OR PARTNERSHIP
I Drew Gazaway , the Manage	er of the Corporation named as de	btor in this case, dec	lare under penalty of
perjury that I have read the foregoing su and that they are true and correct to the	,	14 and belief.	sheets (Total shown on summary page plus 1),
Date 3/24/2011	Signature:	s/ Drew Gazaway	<i>y</i>
	!	Drew Gazaway M	anager
		[Print or type name	of individual signing on behalf of debtor.]
[An individual signing on behalf of a part	nershin or corporation must indicate เ	oosition or relationshi	n to debtor.1

UNITED STATES BANKRUPTCY COURT Northern District of Alabama Eastern Division

	Edsi	CITI DIVISION		
The Rivergate Tow	nhome Apartments, LLC		Case No.	
	Debtor		Chapter	11
DISC			OF ATTORNEY	,
that compensation paid to me to me, for services rendered o	within one year before the filing or to be rendered on behalf of the	of the petition in bankruptcy,	, or agreed to be	(s)
For legal services, I have agre	ed to accept		\$	10,000.00
Prior to the filing of this staten	ent I have received		\$	10,000.00
Balance Due			\$	0.00
source of compensation paid	to me was:			
✓ Debtor	☐ Other (spe	ecify)		
source of compensation to be	paid to me is:			
✓ Debtor	☐ Other (spe	ecify)		
I have not agreed to share of my law firm.	the above-disclosed compensation	on with any other person un	less they are members and	l associates
-	·	·		
	ee, I have agreed to render legal s	service for all aspects of the	e bankruptcy case,	
Analysis of the debtor's fina a petition in bankruptcy;	ncial situation, and rendering adv	vice to the debtor in determi	ning whether to file	
Preparation and filing of an	petition, schedules, statement of	of affairs, and plan which ma	ay be required;	
Representation of the debte	or at the meeting of creditors and	confirmation hearing, and a	ny adjourned hearings ther	reof;
Other provisions as neede	[b			
We are to be compen	sated on an hourly basis p	lus expenses subject	to court approval.	
agreement with the debtor(s) t	ne above disclosed fee does not	include the following service	es:	
None				
	CE	RTIFICATION		
		ent or arrangement for paym	nent to me for	
: <u>3/24/2011</u>	<u></u>			
	<u>Isl</u>	Harry P. Long		
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Harry P. Long, Bar No. ASB-0546-N77H

Harry P. Long
Attorney for Debtor(s)

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ALABAMA EASTERN DIVISION

STATEMENT OF INFORMATION REQUIRED BY 11 U.S.C. § 341

INTRODUCTION

Pursuant to the Bankruptcy Reform Act of 1994, the Office of the United States Bankruptcy Administrator has prepared this information sheet to help you understand some of the possible consequences of filing a bankruptcy petition under chapter 7 of the Bankruptcy Code. This information is intended to make you aware of -

- the potential consequences of seeking a discharge in bankruptcy, including the effects on credit history;
- (2) the effect of receiving a discharge of debts in bankruptcy;
- (3) the effect of reaffirming a debt; and
- (4) your ability to file a petition under a different chapter of the Bankruptcy Code.

There are many other provisions of the Bankruptcy Code that may affect your situation. This statement contains only general principles of law and is not a substitute for legal advice. If you have any questions or need further information as to how the bankruptcy laws apply to your specific case, you should consult with your lawyer.

WHAT IS A DISCHARGE?

The filing of a chapter 7 petition is designed to result in a discharge of most of the debts you listed in your bankruptcy schedules. A discharge is a court order that says that you do not have to repay your debts, but there are a number of exceptions. Debts which usually may not be discharged in your chapter 7 case include, for example, most taxes, child support, alimony, and student loans; court-ordered fines and restitution; debts obtained through fraud or deception; debts which were not listed in your bankruptcy schedules; and personal injury debts caused by driving while intoxicated or taking drugs. Your discharge may be denied entirely if you, for example, destroy or conceal property; destroy, conceal or falsify records; or make a false oath. Creditors cannot ask you to repay debts which have been discharged. You can only receive a chapter 7 discharge once every eight (8) years.

WHAT ARE THE POTENTIAL EFFECTS OF A DISCHARGE?

The fact that you filed bankruptcy can appear on your credit report for as long as 10 years. Thus, filing a bankruptcy petition may affect your ability to obtain credit in the future. Also, you may not be excused from repaying debts that were not listed on your bankruptcy schedules or that you incurred after you filed bankruptcy. There are exceptions to this general statement. See your lawyer if you have questions.

WHAT ARE THE EFFECTS OF REAFFIRMING A DEBT?

After you file your bankruptcy petition, a creditor may ask you to reaffirm a certain debt or you may seek to do so on your own. Reaffirming a debt means that you sign and file with the court a legally enforceable document which states that you promise to repay all or a portion of the debt that may otherwise have been discharged in your bankruptcy case. Reaffirmation agreements must generally be filed with the court sixty (60) days after the first meeting of creditors.

Reaffirmation agreements are strictly voluntary. They are not required by the Bankruptcy Code or other state or federal law. You can voluntarily repay any debt instead of signing a reaffirmation agreement, but there may be valid reasons for wanting to reaffirm a particular debt. This is particularly true when property you wish to retain is collateral for a debt.

Reaffirmation agreements must not impose an undue burden on you or your dependents and must be in your best interest. If you decide to sign a reaffirmation agreement, you may cancel it at any time before the court issues an order of discharge or within sixty (60) days after you filed the reaffirmation agreement with the court, whichever is later.

If you reaffirm a debt and fail to make the payments as required in the reaffirmation agreement, the creditor can take action against you to recover any property that was given as security for the loan and you may remain personally liable for any deficiency. In addition, creditors may seek other remedies, such as garnishment of wages.

OTHER BANKRUPTCY OPTIONS

You have a choice in deciding what chapter of the Bankruptcy Code will best suit your needs. Even if you have already filed for relief under chapter 7, you may be eligible to convert your case to a different chapter.

Chapter 7 is the liquidation chapter of the Bankruptcy Code. Under chapter 7, a trustee is appointed to collect and sell, if economically feasible, all property you own that is not exempt from these actions.

Chapter 11 is the reorganization chapter most commonly used by businesses, but it is also available to individuals. Creditors vote on whether to accept or reject a plan, which also must be approved by the court. While the debtor normally remains in control of the assets, the court can order the appointment of a trustee to take possession and control of the business.

Chapter 12 offers bankruptcy relief to those who qualify as family farmers. Family farmers must propose a plan to repay their creditors over a three-to-five year period and it must be approved by the court. Plan payments are made through a chapter 12 trustee, who also monitors the debtors' farming operations during the pendency of the plan.

Finally, chapter 13 generally permits individuals to keep their property by repaying creditors out of their future income. Each chapter 13 debtor writes a plan which must be approved by the bankruptcy court. The debtors must pay the chapter 13 trustee the amount set forth in their plan. Debtors receive a discharge after they complete their chapter 13 repayment plan. Chapter 13 is only available to individuals with regular income whose debts do not exceed \$1,000,000 (\$250,000 in unsecured debts and \$750,000 in secured debts).

AGAIN, PLEASE SPEAK TO YOUR LAWYER IF YOU NEED FURTHER INFORMATION OR EXPLANATION. INCLUDING HOW THE BANKRUPTCY LAWS RELATE TO YOUR SPECIFIC CASE.

By signing below, I/we acknowledge that I/we have received a copy of this document, and that I/we have had an opportunity to discuss the information in this document with an attorney of my/our choice.

Date	3/24/2011	s/ Drew Gazaway	s/ Drew Gazaway		
		Drew Gazaway			
		/s/Harry P. Long			
		Harry P. Long			

UNITED STATES BANKRUPTCY COURT Northern District of Alabama Eastern Division

	Edsi	CITI DIVISION		
The Rivergate Tow	nhome Apartments, LLC		Case No.	
	Debtor		Chapter	11
DISC			OF ATTORNEY	,
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Balance Due			\$	0.00
source of compensation paid	to me was:			
✓ Debtor	☐ Other (spe	ecify)		
source of compensation to be	paid to me is:			
✓ Debtor	☐ Other (spe	ecify)		
I have not agreed to share of my law firm.	the above-disclosed compensation	on with any other person un	less they are members and	l associates
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Analysis of the debtor's fina a petition in bankruptcy;	ncial situation, and rendering adv	vice to the debtor in determi	ning whether to file	
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