

United States Bankruptcy Court Southern District of Alabama		Voluntary Petition
Name of Debtor (if individual, enter Last, First, Middle): Cello Energy, 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): 90-0200632		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. & Street, City, State & Zip Code): 12020 D'Olive Street Bay Minette, AL		Street Address of Joint Debtor (No. & Street, City, State & Zip Code):
ZIPCODE 36507		ZIPCODE
County of Residence or of the Principal Place of Business: Baldwin		County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address) P O Box 39 Daphne, AL		Mailing Address of Joint Debtor (if different from street address):
ZIPCODE 36526		ZIPCODE
Location of Principal Assets of Business Debtor (if different from street address above): 12020 D'Olive Street, Bay Minette, AL		ZIPCODE 36507
Type of Debtor (Form of Organization) (Check one box.) <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.) _____	Nature of Business (Check one box.) <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101(51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other _____ Tax-Exempt Entity (Check box, if applicable.) <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).	Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box.) <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding <hr/> Nature of Debts (Check one box.) <input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input checked="" type="checkbox"/> Debts are primarily business debts.
Filing Fee (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> Filing Fee to be paid in installments (Applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. <input type="checkbox"/> Filing Fee waiver requested (Applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.		Chapter 11 Debtors Check one box: <input type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input checked="" type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts owed to non-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: <input type="checkbox"/> A plan is being filed with this petition <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
Statistical/Administrative Information <input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.		THIS SPACE IS FOR COURT USE ONLY
Estimated Number of Creditors <input checked="" type="checkbox"/> 1-49 <input type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999 <input type="checkbox"/> 1,000-5,000 <input type="checkbox"/> 5,001-10,000 <input type="checkbox"/> 10,001-25,000 <input type="checkbox"/> 25,001-50,000 <input type="checkbox"/> 50,001-100,000 <input type="checkbox"/> Over 100,000		
Estimated Assets <input checked="" type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1 million to \$10 million <input type="checkbox"/> \$10 million to \$50 million <input type="checkbox"/> \$50 million to \$100 million <input type="checkbox"/> \$100 million to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion		
Estimated Liabilities <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1 million to \$10 million <input checked="" type="checkbox"/> \$10 million to \$50 million <input type="checkbox"/> \$50 million to \$100 million <input type="checkbox"/> \$100 million to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion		

Voluntary Petition <i>(This page must be completed and filed in every case)</i>	Name of Debtor(s): Cello Energy, LLC
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Prior Bankruptcy Case Filed Within Last 8 Years (If more than two, attach additional sheet)

Location Where Filed: None	Case Number:	Date Filed:
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Location Where Filed:	Case Number:	Date Filed:
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Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet)

Name of Debtor: None	Case Number:	Date Filed:
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District:	Relationship:	Judge:
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<p style="text-align: center;">Exhibit A</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 checked="" type="checkbox"/> Exhibit A is attached and made a part of this petition.</p>	<p style="text-align: center;">Exhibit 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 § 342(b) of the Bankruptcy Code.</p> <p style="text-align: center;">X _____ 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 a 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 or lessor that obtained judgment)

(Address of landlord or lessor)

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)).

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Voluntary Petition

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

Name of Debtor(s):
Cello Energy, 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 State 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 Attorney*

X /s/ Marcus E. McDowell
Signature of Attorney for Debtor(s)

**Marcus E. McDowell mcd053
Wilkins, Bankester, Biles & Wynne, PA
Post Office Box 1367
Fairhope, AL 36533**

October 19, 2010
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 Non-Attorney 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); 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 _____
Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Date

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.

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

IN RE:

Case No. _____

Cello Energy, LLC

Chapter **11**

Debtor(s)

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 and Fed. R. Bankr. P. 1007(m).

(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, government 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)
Parsons & Whittemore Enterprises Corp C/O Balch & Bingham P O Box 78 Montgomery, AL 36101	(334) 834-6500			10,431,560.50
Ted Kennedy 2008 Stonegate Trail, Suite 100 Birmingham, AL 35242				1,551,705.00 Collateral: 0.00 Unsecured: 1,551,705.00
Biofuels Operating Company, LLC 3000 Sand Hill Road, Bldg 3-170 Menlo Park, CA 94025				1,000,000.00 Collateral: 0.00 Unsecured: 1,000,000.00
Burr & Forman Law Firm RSA Battle House Tower 11 North Water Street, Suite 22200 Mobile, AL 36602				876,777.89
Internal Revenue Service Post Office Box 21126 Philadelphia, PA 19114	U. S. Attorney's Office 63 South Royal Street, Ste. 600 Mobile, AL 36602			640,000.00
Ted Kennedy 2008 Stonegate Trail, Suite 100 Birmingham, AL 35242				561,295.00 Collateral: 0.00 Unsecured: 561,295.00
Mike Mooney Construction, LLC P O Box 1203 Calera, AL 35040				262,500.00 Collateral: 0.00 Unsecured: 262,500.00
Johnson & Johnson, Inc. Ken Johnson P O Box 157 Madison, FL 32341				250,000.00 Collateral: 0.00 Unsecured: 250,000.00
State of Alabama Department of Revenue Legal Division Post Office Box 32001 Montgomery, AL 36132-0001				210,000.00
Jack Boykin P O Box 39 Daphne, AL 36526				195,752.00

Brendle Sprinkler Company, Inc. P O Box 210609 Montgomery, AL 36121-0609	Terry P. Wilson 1785 Taliaferro Trail Montgomery, AL 36117 (334) 260-9998	195,352.00
Alabama Power P O Box 2247 Mobile, AL 36652-2247		81,287.13
Husch, Blackwell, Sanders, Welsh & Katz 120 South Riverside Plaza Chicago, IL 60606-3912		77,486.49
Brackin, McGrieff & Johnson Law Firm 150 West Section Avenue Foley, AL 36535		73,221.80
Seacon Engineering Associates, Inc. P O Box 16147 Mobile, AL 36616-2247		70,278.27
Hartmann, Blackmon & Kilgore, P.C. P O Box 1469 Fairhope, AL 36533		31,429.00
Superb Marine & Industrial Services, Inc 5730 1-10 Industrial Parkway Theodore, AL 36582		25,601.00
Stuart C. Irby Co. 3232 Moffett Road Mobile, AL 36607-1706		15,843.64
Environmental Compliance Services, Inc. P O Box 356 Sherman, MS 38869		14,270.60
Ship Architects, Inc. P O Box 2546 Daphne, AL 36526		13,913.20

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

I, [the president *or* other officer *or* an authorized agent of the corporation][*or* a member *or* an authorized agent of the partnership] 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: October 19, 2010 Signature: /s/ Jack W. Boykin

Jack W. Boykin,
(Print Name and Title)

United States Bankruptcy Court
Southern District of Alabama

IN RE:

Case No. _____

Cello Energy, LLC

Chapter **11**

Debtor(s)

VERIFICATION OF CREDITOR MATRIX

The above named debtor(s) hereby verify(ies) that the attached matrix listing creditors is true to the best of my(our) knowledge.

Date: October 19, 2010 Signature: /s/ Jack W. Boykin
Jack W. Boykin, Debtor

Date: _____ Signature: _____
Joint Debtor, if any

A.M.B.C./Ace Metal Buildings
3345 Anton
Eight Mile, AL 36613

Alabama Imaging Network & Systems
2405 Langley Avenue
Pensacola, FL 32504-8922

Alabama Power
P O Box 2247
Mobile, AL 36652-2247

Balch & Bingham
P O Box 78
Montgomery, AL 36101

Biofuels Operating Company, LLC
3000 Sand Hill Road, Bldg 3-170
Menlo Park, CA 94025

Brackin, McGrieff & Johnson Law Firm
150 West Section Avenue
Foley, AL 36535

Brendle Sprinkler Company, Inc.
P O Box 210609
Montgomery, AL 36121-0609

Burr & Forman Law Firm
RSA Battle House Tower
11 North Water Street, Suite 22200
Mobile, AL 36602

E. Roberts Alley & Associates, Inc.
214 Central Circle SW
Decatur, AL 35603

Endress & Hauser
C/O Trinova, Inc.
P O Box 2806
Mobile, AL 36601

Environmental Compliance Services, Inc.
P O Box 356
Sherman, MS 38869

Hartmann, Blackmon & Kilgore, P.C.
P O Box 1469
Fairhope, AL 36533

Helmsing, Leach, Herlong, Newman & Rouse
P O Box 2767
Mobile, AL 36652

Husch, Blackwell, Sanders, Welsh & Katz
120 South Riverside Plaza
Chicago, IL 60606-3912

Internal Revenue Service
Post Office Box 21126
Philadelphia, PA 19114

Jack Boykin
P O Box 39
Daphne, AL 36526

John Crane, Inc.
6400 Oakton Street
Morton Grove, IL 60053

Johnson & Johnson, Inc.
Ken Johnson
P O Box 157
Madison, FL 32341

Mike Hoffman's Equipment Services, Inc.
4109 Halls Mill Road
Mobile, AL 36693

Mike Mooney Construction, LLC
P O Box 1203
Calera, AL 35040

Motion Industries, Inc.
P O Box 1477
Birmingham, AL 35201

Nicholas Insulation Services, Inc.
3568 DeSirrah Drive
Mobile, AL 36618

Parsons & Whittemore Enterprises Corp
C/O Balch & Bingham
P O Box 78
Montgomery, AL 36101

Petro Installation Services, Inc.
10751 Hwy 188
Grand Bay, AL 36541

Seacon Engineering Associates, Inc.
P O Box 16147
Mobile, AL 36616-2247

Ship Architects, Inc.
P O Box 2546
Daphne, AL 36526

State of Alabama Department of Revenue
Legal Division
Post Office Box 32001
Montgomery, AL 36132-0001

Stuart C. Irby Co.
3232 Moffett Road
Mobile, AL 36607-1706

Superb Marine & Industrial Services, Inc
5730 1-10 Industrial Parkway
Theodore, AL 36582

Ted Kennedy
2008 Stonegate Trail, Suite 100
Birmingham, AL 35242

Terry P. Wilson
1785 Taliaferro Trail
Montgomery, AL 36117

U. S. Attorney's Office
63 South Royal Street, Ste. 600
Mobile, AL 36602