Chapter 11

Check if this an amended filing

# Official Form 201 Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1.	Debtor's name	Osprey Utah, LLC.						
2.	All other names debtor used in the last 8 years							
	Include any assumed names, trade names and <i>doing business as</i> names							
3.	Debtor's federal Employer Identification Number (EIN)	81-3143102						
4.	Debtor's address	Principal place of business	Mailing address, if different from principal place of business					
		6301 Monroe Street Daphne, AL 36526	P.O. Box 7430 Spanish Fort, AL 36577					
		Number, Street, City, State & ZIP Code	P.O. Box, Number, Street, City, State & ZIP Code					
		Baldwin County	Location of principal assets, if different from principal place of business					
			Number, Street, City, State & ZIP Code					
5.	Debtor's website (URL)							
6.	Type of debtor	Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))						
		□ Partnership (excluding LLP)						
		□ Other. Specify:						

			District	Alab	ama	When	3/11/09	_ Case number, if known	09-11139		
	List all cases. If more than 1, attach a separate list		Debtor		les K. Breland, Jr.			_ Relationship	member/manag er		
10.	Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?	□ No ■ Yes.									
			District			_ When					
	years? If more than 2 cases, attach a separate list.		District	_		When		Case number			
9.	Were prior bankruptcy cases filed by or against the debtor within the last 8	■ No. □ Yes.									
		Cha	pter 12	_	Exchange Commission attachment to Volunta (Official Form 201A)	on accord ary Petition with this f	ling to § 13 or 15(d) o on for Non-Individuals form.	ample, 10K and 10Q) with of the Securities Exchange is <i>Filing for Bankruptcy unde</i> curities Exchange Act of 19	Act of 1934. File the er Chapter 11		
					<ul> <li>A plan is being filed with this petition.</li> <li>Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).</li> </ul>						
			The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).								
				_	Debtor's aggregate n			(excluding debts owed to ir ment on 4/01/19 and every			
		□ Cha	-	Check a	ll that apply.						
8.	Under which chapter of the Bankruptcy Code is the debtor filing?	Check of Cha	pter 7								
					an Industry Classificat irts.gov/four-digit-natio			est describes debtor.			
		<ul> <li>Tax-exempt entity (as described in 26 U.S.C. §501)</li> <li>Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)</li> <li>Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))</li> </ul>									
		B. Chec	ck all that a	apply							
		<ul> <li>Railroad (as defined in 11 U.S.C. § 101(44))</li> <li>Stockbroker (as defined in 11 U.S.C. § 101(53A))</li> <li>Commodity Broker (as defined in 11 U.S.C. § 101(6))</li> <li>Clearing Bank (as defined in 11 U.S.C. § 781(3))</li> <li>None of the above</li> </ul>									
7.	Describe debtor's business	<ul> <li>A. Check one:</li> <li>Health Care Business (as defined in 11 U.S.C. § 101(27A))</li> <li>Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))</li> </ul>									
	Name										

Case number (if known)

Osprey Utah, LLC.

Debtor

11. Why is the case filed in this district?       Check all that apply:	Deb		sprey Utah, LLC.	Case number ( <i>if known</i> )							
this district?       Debtor has had its domicile, 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.         12. Does the debtor own or property of personal property of personal property of personal property that needs immediate attention? ( <i>Check all that apply</i> .)       Immediate attention?         If yes, immediate attention?       No       Yes, immediate attention?         If poperty that needs immediate attention?       Why does the property need immediate attention? ( <i>Check all that apply</i> .)         If the date of this petition of a solution a solution of a solution a		Nar	ne								
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				⊔\$500	,001 - \$1 n	hillion	□ \$100,000,001 - \$500 million	☐ More than \$50 billion			

Debtor	Osprey Utah, LLC.
	Name

Request for Relief, Declaration, and Signatures								
	is a serious crime. Making a false statement up to 20 years, or both. 18 U.S.C. §§ 152, 13		bankruptcy case can result in fines up to \$500,000 or					
17. Declaration and signature of authorized representative of debtor	The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition. I have been authorized to file this petition on behalf of the debtor. I have examined the information in this petition and have a reasonable belief that the information is trued and correct. I declare under penalty of perjury that the foregoing is true and correct.							
	Executed on July 8, 2016 MM / DD / YYYY							
	X /s/ Charles K. Breland, Jr. Signature of authorized representative of	debtor	Charles K. Breland, Jr. Printed name					
	Title Member/Manager							
18. Signature of attorney	X /s/ Robert M. Galloway, Esquire AS	B	Date July 8, 2016					
	Signature of attorney for debtor		MM / DD / YYYY					
	Robert M. Galloway, Esquire ASB Printed name							
	Galloway, Wettermark, Everest & Rutens, LLP							
	3263 Cottage Hill Road Post Office Box 16629 Mobile, AL 36616-0629							
	Number, Street, City, State & ZIP Code							
	Contact phone <b>251-476-4493</b>	Email address	gallowayllp.com					
	B6743Y79R							

Bar number and State

Fill in this information to identify the case:

Debtor name **Osprey Utah, LLC.** United States Bankruptcy Court for the: SOUTHERN DISTRICT OF ALABAMA

Case number (if known):

Check if this is an

amended filing

#### Official Form 204 Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and **Are Not Insiders** 12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.			
		and government contracts)		Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim	
Levada EF Five, LLC. c/o Caine O'Rear, III, Esq. Hand, Arendall, LLC. Post Office Box 123 Mobile, AL 36601		contract	Disputed Subject to Setoff			\$2,397,696.00	

Official form 204

Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured claims

Filed 07/08/16

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Desc Main

Levada EF Five, LLC. c/o Caine O'Rear, III, Esq. Hand, Arendall, LLC. Post Office Box 123 Mobile, AL 36601

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## United States Bankruptcy Court Southern District of Alabama

In re Osprey Utah, LLC.

Debtor(s)

Case No. Chapter

11

## **CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)**

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for <u>Osprey Utah, LLC.</u> in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

■ None [*Check if applicable*]

July 8, 2016

Date

#### /s/ Robert M. Galloway, Esquire ASB Robert M. Galloway, Esquire ASB B6743Y79R Signature of Attorney or Litigant Counsel for Osprey Utah, LLC. Galloway, Wettermark, Everest & Rutens, LLP 3263 Cottage Hill Road Post Office Box 16629 Mobile, AL 36616-0629 251-476-4493 Fax:251-479-5566 gallowayIlp.com

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