# 4:09-bk-13935 Doc#: 1 Filed: 06/03/09 Entered: 06/03/09 15:51:00 Page 1 of 14

| B1 (Official Form 1)(1/08)  |  |                              |   |   |   | -   |  |  |
|---|--|------------------------------|---|---|---|---|--|--|
|   | States Bank<br>tern District o   |                              |   |   |   | Volun   | tary Petition  |  |
| Name of Debtor (if individual, enter Last, First, Middle):<br>Kellerman, Barry K  |  |                              |   | Name of Joint Debtor (Spouse) (Last, First, Middle):<br>Kellerman, Dana M   |   |   |  |  |
| All Other Names used by the Debtor in the last 8 years<br>(include married, maiden, and trade names):<br>AKA Barry K Kellerman, Sr.   |  |                              |   | All Other Names used by the Joint Debtor in the last 8 years<br>(include married, maiden, and trade names):   |   |   |  |  |
| Last four digits of Soc. Sec. or Individual-Taxpa<br>(if more than one, state all)<br>xxx-xx-2146   | yer I.D. (ITIN) No./   | Complete EIN                 | (if mor                                 | Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)<br>xxx-xx-5180  |   |   |  |  |
| Street Address of Debtor (No. and Street, City, and State):<br>24 Masters Place Cove<br>Maumelle, AR<br>ZIP Code  |  |                              |   | Street Address of Joint Debtor (No. and Street, City, and State):<br>24 Masters Place Cove<br>Maumelle, AR<br>ZIP Code  |   |   |  |  |
| County of Residence or of the Principal Place of<br>Pulaski   |  | 72113                        |   | y of Reside<br>I <b>aski</b>  | ence or of the                          | Principal Place of Business:  | 72113  |  |
| Mailing Address of Debtor (if different from stre   | eet address):  | ZID Code                     | Mailir                                  | Mailing Address of Joint Debtor (if different from street address):   |   |   |  |  |
|   | Г  | ZIP Code                     | -                                       |   |   |   | ZIP Code   |  |
| Location of Principal Assets of Business Debtor<br>(if different from street address above):  |  |                              | •                                       |   |   |   |  |  |
| Type of Debtor         (Form of Organization)         (Check one box)         Individual (includes Joint Debtors)         See Exhibit D on page 2 of this form.         Corporation (includes LLC and LLP)         Partnership  | Nature of Business         (Check one box)         Health Care Business         Single Asset Real Estate as defiin 11 U.S.C. § 101 (51B)         Railroad         Stockbroker         Commodity Broker         Clearing Bank |                              |   | □ Chapt<br>□ Chapt<br>□ Chapt<br>□ Chapt<br>□ Chapt   | the 1<br>er 7<br>er 9<br>er 11<br>er 12 | of Bankruptcy Code Unde<br>Petition is Filed (Check one<br>Chapter 15 Petitio<br>of a Foreign Main<br>Chapter 15 Petitio<br>of a Foreign Nonr | box)<br>on for Recognition<br>n Proceeding<br>on for Recognition |  |
| ☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.)  | <ul> <li>Other</li> <li>Tax-Exempt Entity<br/>(Check box, if applicable)</li> <li>Debtor is a tax-exempt organizat<br/>under Title 26 of the United Stat<br/>Code (the Internal Revenue Cod</li> </ul>                       |                              | States                                  | defined<br>"incurr  |   | 101(0)  | Debts are primarily business debts.                              |  |
| <ul> <li>Filing Fee (Check one box)</li> <li>Full Filing Fee attached</li> <li>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.</li> <li>Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.</li> </ul> |  |                              |   | <ul> <li>Chapter 11 Debtors</li> <li>Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).</li> <li>Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).</li> <li>Check if:</li> <li>Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000.</li> <li>Check all applicable boxes:</li> <li>A plan is being filed with this petition.</li> <li>Acceptances of the plan were solicited prepetition from one or more</li> </ul> |   |   |  |  |
| 1- 50- 100- 200-  | erty is excluded and   | administrativ<br>ditors.     | itors.                                  | classes of  |   | THIS SPACE IS FOR   | § 1126(b).   |  |
| \$0 to \$50,001 to \$100,001 to \$500,001<br>\$50,000 \$100,000 \$500,000 to \$1  | \$1,000,001         \$10,000,001           to \$10         to \$50           million         million   | \$50,000,001 S<br>to \$100 t | ]<br>5100,000,001<br>5 \$500<br>nillion | \$500,000,001<br>to \$1 billion   |   |   |  |  |
| \$50,000 \$100,000 \$500,000 to \$1   | \$1,000,001 \$10,000,001<br>to \$10 to \$50<br>million million   | \$50,000,001 5<br>to \$100 t | ]<br>5100,000,001<br>5500<br>nillion    | \$500,000,001<br>to \$1 billion   | More than<br>\$1 billion                |   |  |  |

## 4:09-bk-13935 Doc#: 1 Filed: 06/03/09 Entered: 06/03/09 15:51:00 Page 2 of 14

| Voluntar                   | y Petition   | Name of Debtor(s):<br>Kellerman, Barry K                     |  |  |
|----------------------------|--|--|--|--|
| (This page m               | ust be completed and filed in every case)  | Kellerman, Dana M  |  |  |
|                            | All Prior Bankruptcy Cases Filed Within Las  | t 8 Years (If more than two                                  | , attach additional sheet)   |  |
| Location<br>Where Filed:   | - None -   | Case Number:   | Date Filed:  |  |
| Location<br>Where Filed:   |  | Case Number:   | Date Filed:  |  |
| Pe                         | ending Bankruptcy Case Filed by any Spouse, Partner, or  | Affiliate of this Debtor (If                                 | more than one, attach additional sheet)  |  |
| Name of Deb                | tor:   | Case Number:   | Date Filed:  |  |
| - None -<br>District:      |  | Relationship:  | Judge:   |  |
|                            | Exhibit A  |  | Exhibit B  |  |
|                            |  | ` <u>'</u>   | an individual whose debts are primarily consumer debts.)   |  |
| forms 10K a<br>pursuant to | pleted if debtor is required to file periodic reports (e.g.,<br>and 10Q) with the Securities and Exchange Commission<br>Section 13 or 15(d) of the Securities Exchange Act of 1934<br>esting relief under chapter 11.)         | have informed the petition<br>12, or 13 of title 11, United  | oner named in the foregoing petition, declare that I<br>er that [he or she] may proceed under chapter 7, 11,<br>1 States Code, and have explained the relief availabl<br>further certify that I delivered to the debtor the notic<br>2(b). |  |
| Exhibit                    | A is attached and made a part of this petition.  | X<br>Signature of Attorney for                               | or Debtor(s) (Date)  |  |
|                            |  |  |  |  |
| ☐ Yes, and<br>■ No.        | d Exhibit C is attached and made a part of this petition.  |  |  |  |
| Exhibit<br>If this is a jo | pleted by every individual debtor. If a joint petition is filed, ea<br>t D completed and signed by the debtor is attached and made   | a part of this petition.                                     |  |  |
|                            | Information Regardir   | -  |  |  |
| -                          | (Check any ap<br>Debtor has been domiciled or has had a residence, princip<br>days immediately preceding the date of this petition or for  | al place of business, or prin                                |  |  |
|                            | There is a bankruptcy case concerning debtor's affiliate, ge   | e, general partner, or partnership pending in this District. |  |  |
|                            | Debtor is a debtor in a foreign proceeding and has its print<br>this District, or has no principal place of business or assets<br>proceeding [in a federal or state court] in this District, or th<br>sought in this District. | in the United States but is                                  | a defendant in an action or  |  |
|                            | <b>Certification by a Debtor Who Reside</b><br>(Check all app  |  | ial Property   |  |
|                            | Landlord has a judgment against the debtor for possession  |  | ox checked, complete the following.)   |  |
|                            | (Name of landlord that obtained judgment)  |  |  |  |
|                            |  |  |  |  |
|                            | (Address of landlord)  |  |  |  |
|                            | Debtor claims that under applicable nonbankruptcy law, the entire monetary default that gave rise to the judgment  |  |  |  |
|                            | Debtor has included in this petition the deposit with the co   | urt of any rent that would b                                 | become due during the 30-day period  |  |

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

| B1 (Official Form 1)(1/08)   | Page 3  |  |  |  |  |  |
|--|---|--|--|--|--|--|
| Voluntary Petition   | Name of Debtor(s):<br>Kellerman, Barry K  |  |  |  |  |  |
| (This page must be completed and filed in every case)  | Kellerman, Dana M   |  |  |  |  |  |
| Signatures   |   |  |  |  |  |  |
| Signature(s) of Debtor(s) (Individual/Joint)   | Signature of a Foreign Representative   |  |  |  |  |  |
| I declare under penalty of perjury that the information provided in this petition is true and correct.<br>[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. | <ul> <li>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.</li> <li>(Check only one box.)</li> <li>□ 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.</li> <li>□ 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.</li> </ul> |  |  |  |  |  |
| X /s/ Barry K Kellerman  | X   |  |  |  |  |  |
| Signature of Debtor Barry K Kellerman  | Signature of Foreign Representative   |  |  |  |  |  |
| Signature of Debtor Barry & Renerman   |   |  |  |  |  |  |
| X /s/ Dana M Kellerman   | Printed Name of Foreign Representative  |  |  |  |  |  |
| Signature of Joint Debtor Dana M Kellerman   |   |  |  |  |  |  |
|  | Date  |  |  |  |  |  |
| Telephone Number (If not represented by attorney)  | $\mathbf{C}^{\mathbf{L}}$   |  |  |  |  |  |
|  | Signature of Non-Attorney Bankruptcy Petition Preparer  |  |  |  |  |  |
| June 3, 2009   | I declare under penalty of perjury that: (1) I am a bankruptcy petition   |  |  |  |  |  |
| Date   | preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for  |  |  |  |  |  |
| Signature of Attorney*   | compensation and have provided the debtor with a copy of this document<br>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   |  |  |  |  |  |
| X /s/ Basil Hicks, Jr.   | pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services   |  |  |  |  |  |
| Signature of Attorney for Debtor(s)  | chargeable by bankruptcy petition preparers, I have given the debtor notice<br>of the maximum amount before preparing any document for filing for a   |  |  |  |  |  |
| Basil Hicks, Jr. 73054   | debtor or accepting any fee from the debtor, as required in that section.   |  |  |  |  |  |
| Printed Name of Attorney for Debtor(s)   | Official Form 19 is attached.   |  |  |  |  |  |
| Basil V. Hicks, Jr., Attorney  |   |  |  |  |  |  |
| Firm Name  | Printed Name and title, if any, of Bankruptcy Petition Preparer   |  |  |  |  |  |
| P O Box 5670   |   |  |  |  |  |  |
| North Little Rock, AR 72119  | Social-Security number (If the bankrutpcy petition preparer is not<br>an individual, state the Social Security number of the officer,   |  |  |  |  |  |
| Address  | principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)  |  |  |  |  |  |
| Email: basil.hicks@comcast.net<br>501 301-7700 Fax: 501 301-7999   |   |  |  |  |  |  |
| Telephone Number   |   |  |  |  |  |  |
| June 3, 2009   |   |  |  |  |  |  |
| Date   | Address   |  |  |  |  |  |
| *In a case in which § 707(b)(4)(D) applies, this signature also constitutes a  | X   |  |  |  |  |  |
| certification that the attorney has no knowledge after an inquiry that the   | A   |  |  |  |  |  |
| information in the schedules is incorrect.   |   |  |  |  |  |  |
| Signature of Debtor (Corporation/Partnership)  | Date  |  |  |  |  |  |
|  | Signature of Bankruptcy Petition Preparer or officer, principal, responsible  |  |  |  |  |  |
| I declare under penalty of perjury that the information provided in this   | person, or partner whose Social Security number is provided above.  |  |  |  |  |  |
| petition is true and correct, and that I have been authorized to file this petition<br>on behalf of the debtor.  | Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is   |  |  |  |  |  |
| The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.   | not an individual:  |  |  |  |  |  |
| X  |   |  |  |  |  |  |
| Signature of Authorized Individual   |   |  |  |  |  |  |
|  | If more than one person prepared this document, attach additional sheets  |  |  |  |  |  |
| Printed Name of Authorized Individual  | conforming to the appropriate official form for each person.  |  |  |  |  |  |
|  | A bankruptcy petition preparer's failure to comply with the provisions of   |  |  |  |  |  |
| Title of Authorized Individual   | 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.  |  |  |  |  |  |
| Date   |   |  |  |  |  |  |

B 1D(Official Form 1, Exhibit D) (12/08)

#### United States Bankruptcy Court Eastern District of Arkansas

Barry K KellermanIn reDana M Kellerman

Debtor(s)

Case No. Chapter

11

### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

■ 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.

 $\Box$  2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. *You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.* 

 $\Box$  3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

B 1D(Official Form 1, Exhibit D) (12/08) - Cont.

□ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]

 $\Box$  Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);

 $\Box$  Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);

□ Active military duty in a military combat zone.

□ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

#### I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: /s/ Barry K Kellerman
Barry K Kellerman

Date: June 3, 2009

B 1D(Official Form 1, Exhibit D) (12/08)

#### United States Bankruptcy Court Eastern District of Arkansas

Barry K KellermanIn reDana M Kellerman

Debtor(s)

Case No. Chapter

11

### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

■ 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.

 $\Box$  2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. *You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.* 

 $\Box$  3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

B 1D(Official Form 1, Exhibit D) (12/08) - Cont.

□ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]

 $\Box$  Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);

 $\Box$  Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);

□ Active military duty in a military combat zone.

□ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

#### I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: /s/ Dana M Kellerman
Dana M Kellerman

Date: June 3, 2009

B4 (Official Form 4) (12/07)

#### United States Bankruptcy Court Eastern District of Arkansas

|       | Barry K Kellerman |           |          |    |
|-------|-------------------|-----------|----------|----|
| In re | Dana M Kellerman  |           | Case No. |    |
|       |                   | Debtor(s) | 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)  |
|--|--|---|---|--|
| Name of creditor and complete<br>mailing address including zip<br>code | Name, telephone number and complete<br>mailing address, including zip code, of<br>employee, agent, or department of creditor<br>familiar with claim who may be contacted | Nature of claim (trade<br>debt, bank loan,<br>government contract,<br>etc.) | Indicate if claim is<br>contingent,<br>unliquidated,<br>disputed, or subject<br>to setoff | Amount of claim [if<br>secured, also state<br>value of security] |
| American Express   | American Express   |   |   | 15,281.00  |
| Customer Service   | Customer Service   |   |   |  |
| PO Box 981535  | PO Box 981535  |   |   |  |
| El Paso, TX 79998-1535<br>Bank of America                              | El Paso, TX 79998-1535<br>Bank of America  |   |   | 5,329.42   |
| PO Box 21848   | PO Box 21848   |   |   | 5,529.42   |
| Greensboro, NC 27420-1848  | Greensboro, NC 27420-1848  |   |   |  |
| Bank of America  | Bank of America  |   |   | 27,132.10  |
| PO Box 21848   | PO Box 21848   |   |   |  |
| Greensboro, NC 27420-1848  | Greensboro, NC 27420-1848  |   |   |  |
| Bank of America, N. A.   | Bank of America, N. A.   |   |   | 68,321.32  |
| P O Box 15026  | P O Box 15026  |   |   |  |
| Wilmington, DE 19850-5026  | Wilmington, DE 19850-5026  |   |   |  |
| Bank of America, N. A.   | Bank of America, N. A.   |   |   | 19,625.33  |
| P O Box 15026  | P O Box 15026  |   |   |  |
| Wilmington, DE 19850-5026  | Wilmington, DE 19850-5026  |   |   |  |
| Bank of Little Rock  | Bank of Little Rock  | Business debt -   |   | 22,854.47  |
| c/o Frederick S. Wetzel, III   | c/o Frederick S. Wetzel, III   | Guaranty  |   |  |
| 200 N. State St., Ste. 200   | 200 N. State St., Ste. 200   |   |   |  |
| Little Rock, AR 72201  | Little Rock, AR 72201  |   |   |  |
| Bank of Little Rock  | Bank of Little Rock  | #1 Birdie Loop,   |   | 22,354.38  |
| c/o Frederick S. Wetzel, III   | c/o Frederick S. Wetzel, III   | Maumelle, AR  |   | (0.00 secured)   |
| 200 N. State St., Ste. 200   | 200 N. State St., Ste. 200   |   |   | (150,843.46  |
| Little Rock, AR 72201<br>Bank of Little Rock                           | Little Rock, AR 72201<br>Bank of Little Rock   | #1 Birdie Loop,   |   | senior lien)<br>150,843.46                                       |
| c/o Frederick S. Wetzel, III   | c/o Frederick S. Wetzel, III   | Maumelle, AR  |   | 150,045.40   |
| 200 N. State St., Ste. 200   | 200 N. State St., Ste. 200   | maunicite, Alt  |   | (0.00 secured)   |
| Little Rock, AR 72201  | Little Rock, AR 72201  |   |   | (0.00 3000100)   |
| Bank of Little Rock  | Bank of Little Rock  | Business debt -   |   | 109,893.70   |
| c/o Frederick S. Wetzel, III   | c/o Frederick S. Wetzel, III   | Guaranty  |   | ,  |
| 200 N. State St., Ste. 200   | 200 N. State St., Ste. 200   |   |   |  |
| Little Rock, AR 72201  | Little Rock, AR 72201  |   |   |  |
| Bank of Little Rock  | Bank of Little Rock  | Business debt -   |   | 105,823.56   |
| c/o Frederick S. Wetzel, III   | c/o Frederick S. Wetzel, III   | Guaranty  |   |  |
| 200 N. State St., Ste. 200   | 200 N. State St., Ste. 200   |   |   |  |
| Little Rock, AR 72201  | Little Rock, AR 72201  |   |   |  |

B4 (Official Form 4) (12/07) - Cont. Barry K Kellerman Dana M Kellerman

In re

Debtor(s)

Case No.

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

| (1)  | (2)  | (3)   | (4)   | (5)  |
|--|--|---|---|--|
| Name of creditor and complete<br>mailing address including zip<br>code | Name, telephone number and complete<br>mailing address, including zip code, of<br>employee, agent, or department of creditor<br>familiar with claim who may be contacted | Nature of claim (trade<br>debt, bank loan,<br>government contract,<br>etc.) | Indicate if claim is<br>contingent,<br>unliquidated,<br>disputed, or subject<br>to setoff | Amount of claim [if<br>secured, also state<br>value of security] |
| CitiCards  | CitiCards  |   |   | 7,519.12   |
| Customer Service   | Customer Service   |   |   |  |
| PO Box 6000  | PO Box 6000  |   |   |  |
| The Lakes, NV 89163-6000   | The Lakes, NV 89163-6000   |   |   |  |
| Commerce Bank Card   | Commerce Bank Card   |   |   | 11,595.56  |
| 3930 South 147th St.   | 3930 South 147th St.   |   |   |  |
| Omaha, NE 68144  | Omaha, NE 68144  |   |   |  |
| Discover Card  | Discover Card  |   |   | 10,116.48  |
| PO Box 30421   | PO Box 30421   |   |   |  |
| Salt Lake City, UT 84130-0421  | Salt Lake City, UT 84130-0421  |   |   |  |
| JC Penney  | JC Penney  |   |   | 5,282.69   |
| PO Box 981403  | PO Box 981403  |   |   |  |
| El Paso, TX 79998  | El Paso, TX 79998  |   |   |  |
| National Bank of Arkansas  | National Bank of Arkansas  | Business debt -   |   | 930,000.00   |
| c/o Davidson Law Firm  | c/o Davidson Law Firm  | Guaranty  |   |  |
| PO Box 1300  | PO Box 1300  |   |   |  |
| Little Rock, AR 72203  | Little Rock, AR 72203  |   |   |  |
| National Bank of Arkansas  | National Bank of Arkansas  | Business debt -   |   | 600,000.00   |
| c/o Davidson Law Firm  | c/o Davidson Law Firm  | Guaranty  |   |  |
| PO Box 1300  | PO Box 1300  |   |   |  |
| Little Rock, AR 72203  | Little Rock, AR 72203  | Duckson data  |   | 70 005 50  |
| Pulaski Bank<br>5800 R Street  | Pulaski Bank<br>5800 R Street  | Business debt -   |   | 76,265.59  |
|  |  | Office Mortgage   |   | (0.00 accured)   |
| Little Rock, AR 72207<br>Pulaski Bank                                  | Little Rock, AR 72207<br>Pulaski Bank  |   |   | (0.00 secured)   |
| P O Box 8711   | P O Box 8711   |   |   | 8,477.76   |
|  |  |   |   |  |
| Little Rock, AR 72217-7299<br>SallieMae                                | Little Rock, AR 72217-7299 SallieMae   | Student loan  |   | 18,997.00  |
| PO Box 9500  | PO Box 9500  | Student Idan  |   | 10,397.00  |
| Wilkes Barre, PA 18773-9500  | Wilkes Barre, PA 18773-9500  |   |   |  |
| Sam's Club Discover  | Sam's Club Discover  |   |   | 4,459.09   |
| PO Box 981401  | PO Box 981401  |   |   | т,+ЈЭ.ОЭ   |
| El Paso, TX 79998-1401   | El Paso, TX 79998-1401   |   |   |  |
| LIF abu, IA 13330-1401   | LIFa30, IA 13330-1401  | 1   | 1   |  |

B4 (Official Form 4) (12/07) - Cont. Barry K Kellerman In re Dana M Kellerman

Debtor(s)

Case No.

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

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

We, **Barry K Kellerman** and **Dana M Kellerman**, the debtors in this case, declare under penalty of perjury that we have read the foregoing list and that it is true and correct to the best of our information and belief.

Date June 3, 2009

Signature /s/ Barry K Kellerman Barry K Kellerman Debtor

Date June 3, 2009

Signature /s/ Dana M Kellerman Dana M Kellerman Joint 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. American Express Customer Service PO Box 981535 El Paso, TX 79998-1535

AR Dept. of Finance & Admin. PO Box 1272 Little Rock, AR 72203

Banana Republic P O Box 981401 El Paso, TX 79998-1401

Bank of America PO Box 21848 Greensboro, NC 27420-1848

Bank of America, N. A. 475 Cross Point Parkway P O Box 9000 Getzville, NY 14068-9000

Bank of America, N. A. P O Box 660312 Dallas, TX 75260-0312

Bank of America, N. A. P O Box 15026 Wilmington, DE 19850-5026

Bank of Little Rock c/o Frederick S. Wetzel, III 200 N. State St., Ste. 200 Little Rock, AR 72201

Bank of the Ozarks P O Box 196 Ozark, AR 72949

Barry Kellerman Construction, Inc. 24 Masters Place Cove Maumelle, AR 72113 Capital One PO Box 30285 Salt Lake City, UT 84130-0285

Chase Cardmember Services PO Box 15298 Wilmington, DE 19850-5298

CitiCards Customer Service PO Box 6000 The Lakes, NV 89163-6000

Commerce Bank Card 3930 South 147th St. Omaha, NE 68144

Dell Financial Services c/o DFS Customer Care Dept. PO Box 81577 Austin, TX 78708-1577

Discover Card PO Box 30421 Salt Lake City, UT 84130-0421

Garland County Tax Collector 200 Woodbine St., #108 Hot Springs National Park, AR 71901-5146

GE Money Bank Attn: Bankruptcy Dept. P O Box 103104 Roswell, GA 30076

GM Flex Card HSBC Card Services Dept 80082 Salinas, CA 93912-0082

GMAC P O Box 9001952 Getzville, NY 14068 Hangers Ceaners 3200 S. Shackelford # 11 Little Rock, AR 72205

HomEq Servicing 500 Forest Point Circle Charlotte, NC 28273

HSBC Card Services PO Box 80084 Salinas, CA 93912-0084

Infiniti Financial Serv. IFS Bankruptcy Dept. PO Box 660366 Dallas, TX 75266-0366

Internal Revenue Service PO Box 21126 Philadelphia, PA 19114

James H. Penick, III Eichenbaum, Liles & Heister, PA 124 W. Capitol Ave., Ste. 1900 Little Rock, AR 72201

JC Penney PO Box 981403 El Paso, TX 79998

Maumelle Country Club 100 Club Manor Drive Maumelle, AR 72113

Monotronics Dept CH 8628 Palatine, IL 60055-8628

National Bank of Arkansas c/o Davidson Law Firm PO Box 1300 Little Rock, AR 72203 Panther Mountain Estates, LLC 24 Masters Place Cove Maumelle, AR 72113

Pulaski Bank 5800 R Street Little Rock, AR 72207

Pulaski Bank P O Box 8711 Little Rock, AR 72217-7299

Pulaski County Treasurer Attn: Debra Buckner PO Box 8101 Little Rock, AR 72203-8101

SallieMae PO Box 9500 Wilkes Barre, PA 18773-9500

Sam's Club Discover PO Box 981401 El Paso, TX 79998-1401

Sears Credit Cards PO Box 6283 Sioux Falls, SD 57117-6283

Simmons First National Bank PO Box 7009 Pine Bluff, AR 71611-7009

Valero P O Box 631 Amarillo, TX 79105-0631

WFNNB Recovery PO Box 182125 Columbus, OH 43218-2125