6:10-bk-72447 Doc#: 1 Filed: 05/07/10 Entered: 05/07/10 11:39:54 Page 1 of 9

| B1 (Official Form 1)(4/10) | | | | | | | |
|---|---|------------------|---|---|-----------------------------|------------------|---|
| United States Bankruptcy Court Western District of Arkansas | | | | | | | Voluntary Petition |
| Name of Debtor (if individual, enter Last, First, Middle): Mid-Ark Lumber, Inc. | | | | of Joint De | btor (Spouse | e) (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) 71-0829980 | | | Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) | | | | |
| Street Address of Debtor (No. and Street, City, and State): 228 Elm Street Glenwood, AR ZIP Code | | | Street Address of Joint Debtor (No. and Street, City, and State): ZIP Code | | | | |
| County of Residence or of the Principal Place of Pike | | 1943 | Count | y of Reside | nce or of the | Principal Pla | ace of Business: |
| Mailing Address of Debtor (if different from stree P.O. Box 2070 Glenwood, AR | | ZIP Code 1943 | Mailin | g Address | of Joint Debt | or (if differen | nt from street address): ZIP Code |
| Location of Principal Assets of Business Debtor (if different from street address above): | 1, | 1343 | 1 | | | | |
| Type of Debtor (Form of Organization) (Check one box) Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> Corporation (includes LLC and LLP) Partnership 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) Health Care Business Single Asset Real Estate as defi in 11 U.S.C. § 101 (51B) Railroad Stockbroker Commodity Broker Clearing Bank Other <u>Tax-Exempt Entity</u> (Check box, if applicable) Debtor is a tax-exempt organiza under Title 26 of the United Sta Code (the Internal Revenue Cod | | zation tates | Chapter 11 Chapter 12 Chapter 12 Chapter 13 Chapter 13 Chapter 15 Petition for Recogn Chapter 13 Chapter 13 Chapter 15 Petition for Recogn of a Foreign Nonmain Proceed Nature of Debts (Check one box) Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for " Chapter 13 Chapter 15 Debts are primarily consumer debts, business defined in 11 U.S.C. § 101(8) as Chapter 15 Chapt | | | <pre>led (Check one box) hapter 15 Petition for Recognition a Foreign Main Proceeding hapter 15 Petition for Recognition a Foreign Nonmain Proceeding e of Debts c one box)</pre> |
| 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. Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B. | | | | e box: Chapter 11 Debtors btor is a small business debtor as defined in 11 U.S.C. § 101(51D). btor is not a small business debtor as defined in 11 U.S.C. § 101(51D). btor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter). applicable boxes: lan is being filed with this petition. reptances of the plan were solicited prepetition from one or more classes of creditors, ccordance with 11 U.S.C. § 1126(b). | | | |
| Statistical/Administrative Information THIS SPACE IS FOR COURT USE ONLY Debtor estimates that funds will be available for distribution to unsecured creditors. THIS SPACE IS FOR COURT USE ONLY 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 | | | | | SPACE IS FOR COURT USE ONLY | | |
| 1- 50- 100- 200- 1 | ,000- 5,001- | | ,001- | □ 50,001- 100,000 | OVER 100,000 | | |
| \$0 to \$50,001 to \$100,001 to \$500,001 \$ \$50,000 \$100,000 \$500,000 to \$1 to \$1 million n | \$1,000,001 \$10,000,001 o \$10 to \$50 | to \$100 to \$ | 00,000,001 \$500 Ilion | \$500,000,001 to \$1 billion | More than \$1 billion | | |
| \$50,000 \$100,000 \$500,000 to \$1 to | \$1,000,001 \$10,000,001 o \$10 to \$50 | to \$100 to 3 | 00,000,001 \$500 llion | \$500,000,001 to \$1 billion | More than \$1 billion | | |

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| B1 (Official Fo | rm 1)(4/10) | | Page 2 | |
|--|--|---|---|--|
| Voluntar | y Petition | Name of Debtor(s): Mid-Ark Lumber, I | ۱ C . | |
| (This page mi | ist be completed and filed in every case) | | | |
| | All Prior Bankruptcy Cases Filed Within Last | t 8 Years (If more than tw | o, attach additional sheet) | |
| Location Where Filed: | - None - | Case Number: | Date Filed: | |
| Location Where Filed: | | Case Number: | Date Filed: | |
| Pe | ending Bankruptcy Case Filed by any Spouse, Partner, or | Affiliate of this Debtor (| f more than one, attach additional sheet) | |
| Name of Deb - None - | tor: | Case Number: | Date Filed: | |
| District: | | Relationship: | Judge: | |
| forms 10K a pursuant to and is reque | Exhibit A pleted if debtor is required to file periodic reports (e.g., and 10Q) with the Securities and Exchange Commission Section 13 or 15(d) of the Securities Exchange Act of 1934 sting relief under chapter 11.) A is attached and made a part of this petition. Exh | I, the attorney for the peti have informed the petition 12, or 13 of title 11, United | | |
| | or own or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition. | | d identifiable harm to public health or safety? | |
| ☐ Exhibit If this is a jo | leted by every individual debtor. If a joint petition is filed, ea D completed and signed by the debtor is attached and made | a part of this petition. | | |
| | Information Regardin | ng the Debtor - Venue | | |
| | (Check any ap Debtor has been domiciled or has had a residence, princip days immediately preceding the date of this petition or for | al place of business, or pri | | |
| | There is a bankruptcy case concerning debtor's affiliate, ge | eneral partner, or partnersh | ip 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 Reside (Check all app | | tial 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 after the filing of the petition. | ourt of any rent that would | 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)).

| Voluntary Petition | Name of Debtor(s): |
|---|---|
| voluntary returble | Mid-Ark Lumber, Inc. |
| (This page must be completed and filed in every case) | |
| 5 | natures |
| 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. | 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 |
| If petitioner is an individual whose debts are primarily consumer debts and | proceeding, and that I am authorized to file this petition. |
| 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 | (Check only one box.) |
| available under each such chapter, and choose to proceed under chapter 7. | ☐ I request relief in accordance with chapter 15 of title 11. United States Code |
| [If no attorney represents me and no bankruptcy petition preparer signs the | Certified copies of the documents required by 11 U.S.C. §1515 are attached |
| 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. | 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 |
| X | X |
| Signature of Debtor | - Summer of a conference of |
| X | Printed Name of Foreign Representative |
| X | |
| - | Date |
| Telephone Number (If not represented by attorney) | Signature of Non-Attorney Bankruptcy Petition Preparer |
| | |
| Date | 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 |
| Signature of Attorney* | compensation and have provided the debtor with a copy of this document |
| | and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated |
| X /s/ Basil V. Hicks Jr. Signature of Attorney for Debtor(s) | 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 |
| Signature of Attorney for Debtor(s) | of the maximum amount before preparing any document for filing for a |
| Basil V. 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 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 | |
| 501 301-7700 Fax: 501 301-7999 Telephone Number | |
| May 7, 2010 | |
| 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 information in the schedules is incorrect. | X |
| 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 petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor. | person, or partner whose Social Security number is provided above. Names and Social-Security numbers of all other individuals who prepared or |
| The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition. | assisted in preparing this document unless the bankruptcy petition preparer is not an individual: |
| ${f \chi}$ /s/ Scott Thomason | |
| X /s/ Scott Thomason Signature of Authorized Individual | |
| Scott Thomason | 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. |
| Owner | A hankrupton patition propagan's failure to some he with the manie' |
| Title of Authorized Individual | 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. |
| May 7, 2010 | |
| Date | |
| | |

B4 (Official Form 4) (12/07)

United States Bankruptcy Court Western District of Arkansas

In re Mid-Ark Lumber, Inc.

Debtor(s)

Case No. Chapter 11

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [*or* chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

| (1) | (2) | (3) | (4) | (5) |
|--|--|---|---|--|
| Name of creditor and complete mailing address including zip code | 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, government contract, etc.) | Indicate if claim is contingent, unliquidated, disputed, or subject to setoff | Amount of claim [if secured, also state value of security] |
| Bean Lumber PO Box 590 Glenwood, AR 71943 | Bean Lumber PO Box 590 Glenwood, AR 71943 | | | 195,714.19 |
| Chase Card Services PO Box 15298 Wilmington, DE 19850-5298 | Chase Card Services PO Box 15298 Wilmington, DE 19850-5298 | Credit card purchases | | 18,041.23 |
| CitiBusiness PO Box 6235 Sioux Falls, SD 57117-6235 | CitiBusiness PO Box 6235 Sioux Falls, SD 57117-6235 | Credit card purchases | | 23,668.84 |
| Curt Bean Lumber PO Box 9 Amity, AR 71921 | Curt Bean Lumber PO Box 9 Amity, AR 71921 | | | 77,638.58 |
| First Insurance Funding PO Box 3306 Northbrook, IL 60065-3306 | First Insurance Funding PO Box 3306 Northbrook, IL 60065-3306 | Insurance | | 12,361.96 |
| First National Bank PO Box 770 Glenwood, AR 71943 | First National Bank PO Box 770 Glenwood, AR 71943 | Loan - secured by Scott's grandparents' (Crawford & Mary Wilson) farm | | 499,792.89 |
| Green Bay Packaging Bin No. 53139 Milwaukee, WI 53288 | Green Bay Packaging Bin No. 53139 Milwaukee, WI 53288 | | | 23,540.62 |
| Hatfield Lumber PO Box 209 Hatfield, AR 71945 | Hatfield Lumber PO Box 209 Hatfield, AR 71945 | | | 216,990.31 |
| Jasper Lumber PO Box 1425 Jasper, AL 35502 | Jasper Lumber PO Box 1425 Jasper, AL 35502 | | | 9,261.21 |
| L.T. Brokerage PO Box 152 Amity, AR 71921 | L.T. Brokerage PO Box 152 Amity, AR 71921 | | | 27,127.00 |
| Lincoln Lumber PO Box 453 Brookhaven, MS 39602-0453 | Lincoln Lumber PO Box 453 Brookhaven, MS 39602-0453 | | | 11,487.20 |

B4 (Official Form 4) (12/07) - Cont. In re Mid-Ark Lumber, Inc.

Debtor(s)

Case No.

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

| (1) | (2) | (3) | (4) | (5) |
|---|--|--|---|--|
| Name of creditor and complete mailing address including zip code | 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, government contract, etc.) | Indicate if claim is contingent, unliquidated, disputed, or subject to setoff | Amount of claim [if secured, also state value of security] |
| Meadwestvaco PO Box 281916 Atlanta, GA 30384-1916 | Meadwestvaco PO Box 281916 Atlanta, GA 30384-1916 | | | 8,442.06 |
| Pike County Collector PO Box 356 Murfreesboro, AR 71958-0356 | Pike County Collector PO Box 356 Murfreesboro, AR 71958-0356 | Taxes due 10/09 (\$17,773.55) and 10/2010 (\$17,934.54) | | 35,708.09 |
| Potlatch Land & Timber 14998 Collections Ctr. Dr. Chicago, IL 60693 | Potlatch Land & Timber 14998 Collections Ctr. Dr. Chicago, IL 60693 | | | 6,189.92 |
| Regions Bank 400 West Capitol Ave. Little Rock, AR 72203 | Regions Bank 400 West Capitol Ave. Little Rock, AR 72203 | Secured by Accounts Receivable and Inventory & Equipment | | 3,032,215.84 (510,000.00 secured) |
| Regions Bank 400 West Capitol Ave. Little Rock, AR 72203 | Regions Bank 400 West Capitol Ave. Little Rock, AR 72203 | Secured by Scott Thomason's parents' (Larry & Pam Thomason) farm | | 306,271.30 |
| Snider Industries PO Box 668 Marshall, TX 75671 | Snider Industries PO Box 668 Marshall, TX 75671 | | | 8,400.00 |
| Sunset Forest Products 309 SW 6th Ave., Ste. 400 Portland, OR 97204 | Sunset Forest Products 309 SW 6th Ave., Ste. 400 Portland, OR 97204 | | | 7,500.00 |
| Wells Fargo 733 Marquette Ave., Ste. 700 Minneapolis, MN 55402 | Wells Fargo 733 Marquette Ave., Ste. 700 Minneapolis, MN 55402 | Hiab Forklift | | 22,476.45 (15,983.33 secured) |
| West Fraser PO Box 951646 Dallas, TX 75395-1646 | West Fraser PO Box 951646 Dallas, TX 75395-1646 DECLARATION UNDER PE | | | 9,555.31 |

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

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

Date May 7, 2010

Signature /s/ Scott Thomason Scott Thomason Owner

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. Arvest Bank PO Box 2220 Little Rock, AR 72203

Bean Lumber PO Box 590 Glenwood, AR 71943

Best Performance PO Box 238 Saint Marys, OH 45885

Blue Linx PO Box 536455 Atlanta, GA 30353-6455

Boise Cascade PO Box 120001 Dept. 0640 Dallas, TX 75312-0640

C. Bean Transport PO Box 217 Amity, AR 71921

C. Bean Transport 7501 Jenny Lind Fort Smith, AR 72908

Cedar Creek Lumber 450 N. MacArthur Oklahoma City, OK 73127

Chambers Bank P.O. Box 609 Dardanelle, AR 72834

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

CitiBusiness PO Box 6235 Sioux Falls, SD 57117-6235 Comdata Network PO Box 845738 Dallas, TX 75284

Consolidated Forest 155 CO Hwy. 62 Bear Creek, AL 35543

Curt Bean Lumber PO Box 9 Amity, AR 71921

Deep South Lumber Resources PO Box 8087 Meridian, MS 39303-8087

Eastern Wood 511 E. Monticello Drive Huntsville, TN 37756

First Insurance Funding PO Box 3306 Northbrook, IL 60065-3306

First National Bank PO Box 770 Glenwood, AR 71943

GMAC Attn: Bankruptcy Dept. 2740 Arthur Street Roseville, MN 55113-1303

GMAC PO Box 9001952 Louisville, KY 40290-1952

Green Bay Packaging Bin No. 53139 Milwaukee, WI 53288

Hatfield Lumber PO Box 209 Hatfield, AR 71945 Jasper Lumber PO Box 1425 Jasper, AL 35502

L.T. Brokerage PO Box 152 Amity, AR 71921

Lincoln Lumber PO Box 453 Brookhaven, MS 39602-0453

Meadwestvaco PO Box 281916 Atlanta, GA 30384-1916

P & W Pallet Mill PO Box 796 Camden, AR 71701-0796

Pike County Collector PO Box 356 Murfreesboro, AR 71958-0356

Potlatch Land & Timber 14998 Collections Ctr. Dr. Chicago, IL 60693

Regions Bank 400 West Capitol Ave. Little Rock, AR 72203

Schilli Transportation 1880 Momentum Place Chicago, IL 60689-5318

Scott & Corey Thomason PO Box 136 Amity, AR 71921

Snider Industries PO Box 668 Marshall, TX 75671 Sunset Forest Products 309 SW 6th Ave., Ste. 400 Portland, OR 97204

Sunteck Transport Co. 6413 Congress Ave., Ste. 260 Boca Raton, FL 33487

Temple Inland Dept CH 14227 Palatine, IL 60055-4227

Toyota Financial Services Initial Bankruptcy Case Notice PO Box 8026 Cedar Rapids, IA 52408-8026

Toyota Financial Services Dept. 2431 Carol Stream, IL 60132-2431

U.S. Bank - Manifest Services 1450 Channel Parkway Marshall, MN 56258

Wells Fargo 733 Marquette Ave., Ste. 700 Minneapolis, MN 55402

West Fraser PO Box 951646 Dallas, TX 75395-1646

Woita Forest Products PO Box 6434 Lincoln, NE 68506