2:10-bk-74885 Doc#: 1 Filed: 09/16/10 Entered: 09/16/10 13:12:48 Page 1 of 6

Official Form 1 (1/08) United States Bankruptcy Court Voluntary Petition WESTERN DISTRICT OF ARKANSAS Name of Debtor (if individual, enter Last, First, Middle) Name of Joint Debtor (Spouse)(Last, First, Middle): J & R Development, LLC All Other Names used by the Joint Debtor in the last 8 years All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): NONE Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all): 73-1609027 (if more than one, state all): Street Address of Joint Debtor (No. & Street, City, and State): Street Address of Debtor (No. & Street, City, and State): 2300 N. Frisco Rd Yukon OK ZIPCODE 73099 ZIPCODE County of Residence or of the County of Residence or of the Principal Place of Business: Principal Place of Business: Mailing Address of Joint Debtor (if different from street address): Mailing Address of Debtor (if different from street address): c/o Bob Griffin 1300 Griffin Rd. ZIPCODE ZIPCODE 72936 Greenwood AR Location of Principal Assets of Business Debtor ZIPCODE (if different from street address above): Nature of Business Chapter of Bankruptcy Code Under Which Type of Debtor (Form of organization) (Check one box.) the Petition is Filed (Check one box) (Check one box.) Health Care Business Chapter 7 ☐ Chapter 15 Petition for Recognition Individual (includes Joint Debtors) Chapter 9 of a Foreign Main Proceeding Single Asset Real Estate as defined See Exhibit D on page 2 of this form.  $\boxtimes$ Chapter 11 in 11 U.S.C. § 101 (51B) ☐ Chapter 15 Petition for Recognition Corporation (includes LLC and LLP) Chapter 12 Railroad of a Foreign Nonmain Proceeding Chapter 13 Partnership Stockbroker Other (if debtor is not one of the above Nature of Debts (Check one box) Commodity Broker entities, check this box and state type of Debts are primarily consumer debts, defined Debts are primarily Clearing Bank entity below in 11 U.S.C. § 101(8) as "incurred by an business debts. Other Development Company individual primarily for a personal, family, or household purpose" Limited Liability Company Tax-Exempt Entity Chapter 11 Debtors: (Check box, if applicable.) Check one box: Debtor is a tax-exempt organization Debtor is a small business as defined in 11 U.S.C. § 101(51D). under Title 26 of the United States Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Code (the Internal Revenue Code). Filing Fee (Check one box) Check if: Debtor's aggregate noncontingent liquidated debts (excluding debts Full Filing Fee attached owed to insiders or affiliates) are less than \$2,190,000. 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. Check all applicable boxes: A plan is being filed with this petition Filing Fee waiver requested (applicable to chapter 7 individuals only). Must Acceptances of the plan were solicited prepetition from one or more attach signed application for the court's consideration. See Offi cial Form 3B. classes of creditors, in accordance with 11 U.S.C. § 1126(b). THIS SPACE IS FOR COURT USE ONLY Statistical/Administrative Information Debtor estimates that funds will be available for distribution to unsecured creditors. Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors 25,001-50,000  $\boxtimes$ П П П 1,000-5,000 50,001-5.001-10 001-Over 1-49 50-99 100-199 200-999 10,000 100,000 Estimated Assets \$10,000,001 \$100,000,001 \$100,001 to \$1,000,001 \$500,000,001 \$500,001 \$50,000,001 \$50,001 to More than \$0 to to \$50 to \$100 to \$500 to \$1 billion \$1 billion to \$10 \$50,000 \$500,000 \$100,000 to \$1 million million million Estimated Liabilities \$10,000,001 \$50,000,001 \$100,000,001 More than \$500,000,001 \$50 001 to \$100,001 to \$500,001 \$1,000,001 \$0 to to \$10 to \$50 to \$100 to \$500 to \$1 billion \$50,000 \$100,000 \$500,000 to \$1 million

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Official Form 1 (1/08)		FORM B1, Page 2		
Voluntary Petition	Name of Debtor(s):			
(This page must be completed and filed in every case)	J & R Development, LLC			
All Prior Bankruptcy Cases Filed Within Last 8	Years (If more than two, attach additiona	l sheet)		
Location Where Filed:	Case Number:	Date Filed:		
NONE				
Location Where Filed:	Case Number:	Date Filed:		
Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate	of this Debtor (If more than one, atta	ch additional sheet)		
Name of Debtor:	Case Number:	Date Filed:		
Robert Griffin & Julia Griffin	2:10-bk-73471	07/06/10		
District:	Relationship:	Judge:		
Western District of Arkansas  Exhibit A	Shareholder/Officer	Ben T. Barry		
(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 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  9/16/2016			
	Signature of Attorney for Debtor(s)	Date		
	Exhibit C			
Does the debtor own or have possession of any property that poses or is all or safety?  Yes, and exhibit C is attached and made a part of this petition.  No  (To be completed by every individual debtor. If a joint petition is filed, early	Exhibit D			
<ul> <li>Exhibit D completed and signed by the debtor is attached and mad</li> <li>If this is a joint petition:</li> <li>Exhibit D also completed and signed by the joint debtor is attached</li> </ul>				
	Regarding the Debtor - Venue			
	any applicable box)			
Debtor has been domiciled or has had a residence, principal place of b preceding the date of this petition or for a longer part of such 180 days	s than in any other District.	) days immediately		
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 defen- the interests of the parties will be served in regard to the relief sought i	dant in an action proceeding [in a federal or state			
	Resides as a Tenant of Residential Property oplicable boxes.)			
☐ Landlord has a judgment against the debtor for possession of deb	•	lowing.)		
	(Name of landlord that obtained judgm	ent)		
	(Address of landlord)			
☐ Debtor claims that under applicable nonbankruptcy law, there are entire monetary default that gave rise to the judgment for possess	e circumstances under which the debtor would be tion, after the judgment for possession was entere	permitted to cure the d, and		
Debtor has included with this petition the deposit with the court of period after the filing of the petition.	of any rent that would become due during the 30-	day		
☐ Debtor certifies that he/she has served the Landlord with this cert	ification. (11 U.S.C. § 362(I)).			

2:10-bk-74885 Doc#: 1 Filed: 09/16/10 Entered: 09/16/10 13:12:48 Page 3 of 6 FORM B1, Page 3 Official Form 1 (1/08) Name of Debtor(s): Voluntary Petition (This page must be completed and filed in every case) J & R Development, LLC 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 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 petition is true and correct, that I am the foreign representative of a debtor and has chosen to file under chapter 7] I am aware that I may proceed in a foreign proceeding, and that I am authorized to file this petition. under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to (Check only one box.) proceed under chapter 7. I request relief in accordance with chapter 15 of title 11, United States [If no attorney represents me and no bankruptcy petition preparer Code. Certified copies of the documents required by 11 U.S.C. § 1515 signs the petition] I have obtained and read the notice required by are attached. Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the I request relief in accordance with the chapter of title 11, United States chapter of title 11 specified in this petition. A certified copy of the Code, specified in this petition. order granting recognition of the foreign main proceeding is attached. Signature of Debtor (Signature of Foreign Representative) Signature of Joint Debtor (Printed name of Foreign Representative) Telephone Number (if not represented by attorney) 9/16/2010 (Date) Date Signature of Attorney' Signature of Non-Attorney Bankruptcy Petition Preparer  $\mathrm{X}$  /s/ Derrick Davidson 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 Signature of Attorney for Debtor(s) Derrick Davidson AR Bar No 90214 and the notices and information required under 11 U.S.C. §§ 110(b), 110 Printed Name of Attorney for Debtor(s) (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 Derrick Davidson, P.A. 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. 3061 Market Avenue Suite 8 Fayetteville AR Printed Name and title, if any, of Bankruptcy Petition Preparer 479-935-4100 Telephone Number Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, <u>9/16/2010</u> Date responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) \*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) 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. Signature of bankruptcy petition preparer or officer, principal responsible person, or partner whose Social-Security number is provided The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition. 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.

## X /s/ Robert Griffin

Signature of Authorized Individual

## Robert Griffin

Printed Name of Authorized Individual

#### Manager

Title of Authorized Individual

### 9/16/2010

Date

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.

Official Form 1 (1/08) FORM B1, Page 4

# ADDITIONAL PENDING BANKRUPTCY CASES FILED BY ANY SPOUSE, PARTNER OR AFFILIATE OF THIS DEBTOR

Name of Debtor:	Case Number:	Date Filed:
The Plantation, LLC	2:10-bk-74742	09/08/10
District:	Relationship:	Judge:
Western District of Arkansas	Affiliate	Ben T. Barry
Name of Debtor:	Case Number:	Date Filed:
Oakview Homes, LLC	2:10-bk-74830	09/14/10
District:	Relationship:	Judge:
Western District of Arkansas	Affiliate	Ben T. Barry
Name of Debtor:	Case Number:	Date Filed:
Iron Tree Homes, Inc	2:10-bk-74832	09/14/10
District:	Relationship:	Judge:
Western District of Arkansas	Affiliate	Ben T. Barry
Name of Debtor:	Case Number:	Date Filed:
Fairview Construction Co, LLC	2:10-bk-74834	09/14/10
District:	Relationship:	Judge:
District:   Western District of Arkansas	Affiliate	Ben T. Barry
Name of Debtor:	Case Number:	Date Filed:
Corinthian Court, LLC	2:10-bk-74837	09/14/10
District:	Relationship:	Judge:
Western District of Arkansas	Affiliate	Ben T. Barry
Name of Debtor:	Case Number:	Date Filed:
O L Frisco, LLC	2:10-bk-74838	09/14/10
District:	Relationship:	Judge:
Western District of Arkansas	Affiliate	Ben T. Barry
Name of Debtor:	Case Number:	Date Filed:
Sabram Estates, LLC	2:10-bk-74847	09/15/10
District:	Relationship:	Judge:
Western District of Arkansas	Affiliate	Ben T. Barry
		· · · · · · · · · · · · · · · · · · ·
Name of Debtor:	Case Number: 2:10-bk-74860	Date Filed: 09/15/10
Silver Leaf East, LLC		
District:	Relationship:	Judge:
Western District of Arkansas	Affiliate	Ben T. Barry
Name of Debtor:	Case Number:	Date Filed:
Silver Leaf West, LLC	2:10-bk-74850	09/15/10
District:	Relationship:	Judge:
Western District of Arkansas	Affiliate	Ben T. Barry
Name of Debtor:	Case Number:	Date Filed:
Trinity Estates, LLC	2:10-bk-74858	09/15/10
District:	Relationship:	Judge:
Western District of Arkansas	Affiliate	Ben T. Barry
NEDLETH DIDLITCO OI BIVANDAD		

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# UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF ARKANSAS Fort Smith DIVISION

in re $J \& R$ Development, LLC	Case No.	
	Chapter	11
Dilitaria		
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).

Name of Creditor and Complete	Name, Telephone Number and	Nature of Claim	Indicate if Claim	Amount of Claim
Mailing Address Including	Complete Mailing Address,	(Trade Debt,	is Contingent,	(If Secured Also
Zip Code	Including Zip Code, of Employee,	Bank Loan,	Unliquidated,	State Value of
	Agent, or Department of Creditor	Government	Disputed, or	Security)
	Familiar with Claim	Contract, etc.)	Subject to	
	Who May Be Contacted		Setoff	
1	Phone:	Advance from A	Affiliate	\$ 2,445,100.00
Stone Meadows South, LLC	Stone Meadows South, LLC			
2300 N. Frisco Rd	2300 N. Frisco Rd			
Yukon OK 73099	Yukon OK 73099			
2	Phone:	Business Debt		\$ 90,665.74
First American Bank (FAB)	First American Bank (FAB)			
Tom Cooper	Tom Cooper			
P.O. Box 5629	P.O. Box 5629			
Norman OK 73070	Norman OK 73070			
3	Phone:	Advance from A	Affiliate	\$ 218.50
O L Development, LLC	O L Development, LLC			
2300 N. Frisco Rd.	2300 N. Frisco Rd.			
Yukon OK 73099	Yukon OK 73099			

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Debtor(s)

# LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

## DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A Limited Liability Company

Robert Griffin		, <u>Manager</u>	of the	Limited	Liability	iegb <b>ing</b> ej∃117
as debtor in this case, declare	under penalty of perj	ury that I have read the foregoing List of Creditors Ho	lding Twenty La	rgest Unsec	ured Claims an	id that
they are true and correct to the	best of my knowled	ge, information and belief.				
Date: 9/16/2010	Signature	/s/ Robert Griffin				
	Name:	Robert Griffin				
	Title:	Manager				