B1 (Official Form 1) (1/08)

United States Bankruptcy Court Central District of California			Volu	intary Petition	
Name of Debtor (if individual, enter Last, First, Mic Cervantes, Maria E.	ldle):	Name of Joint	Debtor (Spouse) (Last, First,	Middle):	
All Other Names used by the Debtor in the last 8 ye (include married, maiden, and trade names):	ars		nes used by the Joint Debtor i ed, maiden, and trade names		years
Last four digits of Soc. Sec. or Individual-Taxpayer EIN (if more than one, state all): <b>5709</b>	I.D. (ITIN) No./Complete		s of Soc. Sec. or Individual-T han one, state all):	axpayer I.D.	. (ITIN) No./Complete
Street Address of Debtor (No. & Street, City, State 3192 Dwight Ave	& Zip Code):	Street Address	s of Joint Debtor (No. & Stree	et, City, State	e & Zip Code):
Camarillo, CA	ZIPCODE 93010			Z	ZIPCODE
County of Residence or of the Principal Place of Bu Ventura		·	idence or of the Principal Pla		
Mailing Address of Debtor (if different from street	address)	Mailing Addre	ess of Joint Debtor (if differen	nt from stree	t address):
	ZIPCODE			Z	ZIPCODE
Location of Principal Assets of Business Debtor (if	different from street address	above):			
				Z	IPCODE
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 ☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.)  Filing Fee (Check one be attached ☐ Filing Fee to be paid in installments (Applicable attach signed application for the court's consideration in the court's consideration for the court's consideratio	to individuals only). Must ation certifying that the debtor 1006(b). See Official Form er 7 individuals only). Must	pt Entity f applicable.) to organization und States Code (the le).  Check one box Debtor is a selection of the complex of the	the Petitio  Thapter 7 Chapter 9 Chapter 11 Chapter 12 Chapter 13  Debts are primaril debts, defined in 1 \$ 101(8) as "incur individual primaril personal, family, o hold purpose."  Chapter 11 Ix: small business debtor as defined a small business debtor as defined as defined a small business debtor as defined a small business debt	n is Filed (C  Chapter Recognation Main Chapter Recognorm Nontre of E (Check one by consumer 1 U.S.C. red by an y for a r house-  Debtors  med in 11 U. defined in 11 defi	box.) Debts are primarily business debts.  S.C. § 101(51D). 1 U.S.C. § 101(51D).  wed to non-insiders or
			THIS SPACE IS FOR COURT USE ONLY		
Estimated Number of Creditors		_			
1-49 50-99 100-199 200-999 1,0 5,0			,001- 50,001- ,000 100,000	Over 100,000	
Estimated Assets	, <sub>П</sub> [			П	
\$0 to \$50,001 to \$100,001 to \$500,001 to \$1, \$50,000 \$100,000 \$500,000 \$1 million \$10		50,000,001 to \$1	00,000,001 \$500,000,001 \$500 million to \$1 billion	More than \$1 billion	
Estimated Liabilities			00,000,001 \$500,000,001 \$500 million to \$1 billion	More than \$1 billion	

B1 (Official Form 1) (1/08)		Page
Voluntary Petition (This page must be completed and filed in every case)	Name of Debtor(s): Cervantes, Maria E.	
Prior Bankruptcy Case Filed Within Last 8	<b>Years</b> (If more than two, attach	additional sheet)
Location Where Filed: <b>None</b>	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:
Pending Bankruptcy Case Filed by any Spouse, Partner or	Affiliate of this Debtor (If mor	re than one, attach additional sheet)
Name of Debtor: None	Case Number:	Date Filed:
District:	Relationship:	Judge:
Exhibit A  (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 A is attached and made a part of this petition.	(To be completed whose debts are pr I, the attorney for the petitioner r that I have informed the petition chapter 7, 11, 12, or 13 of tit explained the relief available un that I delivered to the debtor the Bankruptcy Code.	if debtor is an individual imarily consumer debts.) mamed in the foregoing petition, declare her that [he or she] may proceed under le 11, United States Code, and have der each such chapter. I further certify he notice required by § 342(b) of the
	V /c/Vornan I Ellipott	10/01/00

# Exhibit C

Signature of Attorney for Debtor(s)

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 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 immedia	tely
	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 peri	od after the
filing of the petition.	

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

10/01/09

Date

Signature of Authorized Individual

Title of Authorized Individual

Date

Printed Name of Authorized Individual

31 (Official Form 1) (1/08)  Voluntary Petition	Name of Debtor(s):
(This page must be completed and filed in every case)	Cervantes, Maria E.
	ntures
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.  [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.	I declare under penalty of perjury that the information provided in thi petition is true and correct, that I am the foreign representative of a debte in a foreign proceeding, and that I am authorized to file this petition.  (Check only <b>one</b> box.)  ☐ I request relief in accordance with chapter 15 of title 11, Unite 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 /s/ Maria E. Cervantes Signature of Debtor Maria E. Cervantes X Signature of Joint Debtor (805) 910-8109 Telephone Number (If not represented by attorney) October 1, 2009	Signature of Foreign Representative  Printed Name of Foreign Representative  Date
Date Signature of Attorney*	Signature of Non-Attorney Petition Preparer
X /s/ Vernon L. Ellicott Signature of Attorney for Debtor(s)  Vernon L. Ellicott 175334 Law Offices of Vernon L. Ellicott 100 E. Thousand Oaks Blvd., Suite 147 Thousand Oaks, CA 91360-8125 (805) 446-6262 Fax: (805) 446-6264 vle.law@verizon.net	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 promulgate pursuant to 11 U.S.C. § 110(h) setting a maximum fee for service chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filin for a debtor or accepting any fee from the debtor, as required in the 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
October 1, 2009  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.	bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)  Address
Signature of Debtor (Corporation/Partnership)	X
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 above.
The debtor requests 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:

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.

Attorney or Party Name, Address, Telephone & FAX Numbers, and California State Bar Number Vernon L. Ellicott 175334 Law Offices of Vernon L. Ellicott 100 E. Thousand Oaks Blvd, Suite 147 Thousand Oaks, CA 91360-8125 Tele: (805) 446-6262 Fax: (805) 446-6264	FOR COURT USE ONLY
✓ Attorney for	
UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA	
In re	CASE NO.:
Cervantes, Maria E.	CHAPTER: 11
Debtor(s).	ADV. NO.:
ELECTRONIC FILING DECLARAT (!NDIVIDUAL)	TION
Petition, statement of affairs, schedules or lists	Date Filed:
Amendments to the petition, statement of affairs, schedules or lists	Date Filed:
Other:	Date Filed:
PART I - DECLARATION OF DEBTOR(S) OR OTHER PARTY	
Document); (2) the information provided in the Filed Document is true, correct and signature line(s) for the Signing Party in the Filed Document serves as my signature ar statements, verifications and certifications to the same extent and effect as my actual signed a true and correct hard copy of the Filed Document in such places and provide attorney; and (5) I have authorized my attorney to file the electronic version of the Filed Bankruptcy Court for the Central District of California. If the Filed Document is a petitic completed and signed a Statement of Social Security Number(s) (Form B21) and provided the signed and signed a Statement of Social Security Number(s) (Form B21) and provided the signed as t	nd denotes the making of such declarations, reques signature on such signature line(s); (4) I have actually the executed hard copy of the Filed Document to I Document and this Declaration with the United States on, I further declare under penalty of perjury that I have original to my attorney.
/ Go ja / Cervantes	10/1/2009
Signature of Signing Party	Date
Maria E. Cervantes Printed Name of Signing Party	
Signature of Joint Debtor (if applicable)	Date
Printed Name of Joint Debtor (if applicable)	***************************************
PART II - DECLARATION OF ATTORNEY FOR SIGNING PARTY	
I, the undersigned Attorney for the Signing Party, hereby declare under penalty of posignature lines for the Attorney for the Signing Party in the Filed Document serve declarations, requests, statements, verifications and certifications to the same extendines; (2) the Signing Party signed the Declaration of Debtor(s) or Other Party before I with the United States Bankruptcy Court for the Central District of California; (3) I have Filed Document in the locations that are indicated by "/s/," followed by my name, and in the locations that are indicated by "/s/," followed by the Signing Party's name, on the Interview of the Signing Party's name, on the Interview of the Signing Party's name, and the Interview of the Signing of the case in which they are filed; and (5) I shall maintain of Debtor(s) or Other Party, and the Filed Document available for review Document is a petition, I further declare under penalty of perjury that: (1) the Signing Security Number(s) (Form B21) before I electronically submitted the Filed Document the Central District of California; (2) I shall maintain the executed original of the State period of five years after the closing of the case in which they are filed; and (3) I shall resecuted the Signing Security Number(s) (Form B21) available for review upon request of the Court.	es as my signature and denotes the making of sunt and effect as my actual signature on such signature. I electronically submitted the Filed Document for filing actually signed a true and correct hard copy of the American description of the Signing Pathe true and correct hard copy of the Filed Document for a perimake the executed originals of this Declaration, the upon request of the Court or other parties. If the Filed Party completed and signed the Statement of Social Security Number(s) (Form B21) for make the executed original of the Statement of Social Security Number(s) (Form B21) for make the executed original of the Statement of Social Security Number(s) (Form B21) for make the executed original of the Statement of Social Security Number(s) (Form B21) for make the executed original of the Statement of Social Security Number(s) (Form B21) for make the executed original of the Statement of Social Security Number(s) (Form B21) for make the executed original of the Statement of Social Security Number(s) (Form B21) for make the executed original of the Statement of Social Security Number(s) (Form B21) for make the executed original of the Statement of Social Security Number(s) (Form B21) for make the executed original of the Statement of Social Security Number(s) (Form B21) for make the executed original of the Statement of Social Security Number(s) (Form B21) for make the executed original of the Statement of Social Security Number(s) (Form B21) for make the executed original of the Statement of Social Security Number(s) (Form B21) for make the executed original of the Statement of Social Security Number(s) (Form B21) for make the executed original of the Statement of Social Security Number(s) (Form B21) for make the executed original of the Statement of Social Security Number(s) (Form B21) for make the executed original of the Statement of Social Security Number(s) (Form B21) for make the executed original or the Statement of Social Security Number(s) (Form B21) for make the executed original or the Statemen
Signature of Attorney for Signing Party	10/1/2009 Date
Vernon L. Ellicott	Date
Printed Name of Attorney for Signing Party	***************************************

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Date: October 1, 2009

# United States Bankruptcy Court Central District of California

Central Distri	ict of California
IN RE:	Case No
Cervantes, Maria E.  Debtor(s)	Chapter 11
EXHIBIT D - INDIVIDUAL DEBTO	R'S STATEMENT OF COMPLIANCE SELING REQUIREMENT
do so, you are not eligible to file a bankruptcy case, and the couwhatever filing fee you paid, and your creditors will be able to	statements regarding credit counseling listed below. If you cannot can dismiss any case you do file. If that happens, you will lose resume collection activities against you. If your case is dismissed to pay a second filing fee and you may have to take extra steps
Every individual debtor must file this Exhibit D. If a joint petition is one of the five statements below and attach any documents as directly as the control of the five statements below and attach any documents as directly as the control of the five statements below and attach any documents as directly as the control of the five statements below and attach any documents as directly as the control of the five statements below and attach any documents as directly as the control of the five statements below and attach any documents as directly as the control of the five statements below and attach any documents as directly as the control of the five statements below and attach any documents as directly as the control of the five statements below and attach any documents as directly as the control of the five statements below and attach any documents as directly as the control of the five statements below and attach any documents as directly as the control of the five statements below and attach any documents as directly as the control of the five statements as directly as the control of the five statements as directly as the control of the contr	filed, each spouse must complete and file a separate Exhibit D. Check cted.
the United States trustee or bankruptcy administrator that outlined	se, I received a briefing from a credit counseling agency approved by the opportunities for available credit counseling and assisted me in the agency describing the services provided to me. Attach a copy of the agency.
the United States trustee or bankruptcy administrator that outlined performing a related budget analysis, but I do not have a certificate	se, I received a briefing from a credit counseling agency approved by the opportunities for available credit counseling and assisted me in from the agency describing the services provided to me. You must file ided to you and a copy of any debt repayment plan developed through d.
	pproved agency but was unable to obtain the services during the five nt circumstances merit a temporary waiver of the credit counseling gent circumstances here.]
you file your bankruptcy petition and promptly file a certificate of any debt management plan developed through the agency. For case. Any extension of the 30-day deadline can be granted only also be dismissed if the court is not satisfied with your reason counseling briefing.  4. I am not required to receive a credit counseling briefing becaut motion for determination by the court.]	obtain the credit counseling briefing within the first 30 days after from the agency that provided the counseling, together with a copy ailure to fulfill these requirements may result in dismissal of your for cause and is limited to a maximum of 15 days. Your case may s for filing your bankruptcy case without first receiving a credit use of: [Check the applicable statement.] [Must be accompanied by a greason of mental illness or mental deficiency so as to be incapable
of realizing and making rational decisions with respect to fi	nancial responsibilities.); y impaired to the extent of being unable, after reasonable effort, to
Active military duty in a military combat zone.	
5. The United States trustee or bankruptcy administrator has det does not apply in this district.	ermined that the credit counseling requirement of 11 U.S.C. § 109(h)
I certify under penalty of perjury that the information provided about	eve is true and correct.
Signature of Debtor: /s/ Maria E. Cervantes	

Certificate Number: <u>02645-CAS-CC-008534657</u>

# **CERTIFICATE OF COUNSELING**

I CERTIFY that on October 1, 2009	, at	1:49	o'clock PM EDT,
MARIA E CERVANTES		received fi	rom
A 123 Credit Counselors, Inc			
an agency approved pursuant to 11 U.S.C. §	111 to	provide credit co	ounseling in the
Southern District of California	, aı	n individual [or g	group] briefing that complied
with the provisions of 11 U.S.C. §§ 109(h)	and 111	•	
A debt repayment plan was not prepared If a debt repayment plan was prepared, a copy of			
the debt repayment plan is attached to this c	ertificat	e.	
This counseling session was conducted by i	nternet a	nd telephone	·
Date: October 1, 2009	Ву	/s/Rachel Alvare:	Z
	Name	Rachel Alvarez	
	Title	Certified Credit (	Counselor

<sup>\*</sup> Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. See 11 U.S.C. §§ 109(h) and 521(b).

# **United States Bankruptcy Court Central District of California**

IN RE:		Case No.
Cervantes, Maria E.		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	(3) Nature of claim (trade debt, bank loan,	(4) Indicate if claim is contingent, unliquidated,	(5) Amount of claim (if secured also
	who may be contacted	government contract, etc.)	disputed or subject to setoff	state value of security)
HSBC Mortgage Services PO Box 60139 City Of Industry, CA 91716-0139	(800) 333-7023	Bank loan		490,000.00 Collateral 300,000.00 Unsecured 190,000.00
Ocwen Loan Servicing P.O. Box 6440 Carol Stream, IL 60197-6440		Bank loan		125,797.82 Collateral: 400,000.00 Unsecured: 125,797.82
American Servicing Company PO Box 10388 Des Moines, IA 50306-0388		Bank loan		512,000.00 Collateral: 400,000.00 Unsecured: 112,000.00
Bank Of America P.O. Box 851001 Dallas, TX 75285-1001				39,910.07
Home Depot Credit Services P.O. Box 6028 The Lakes, NV 88901-6028				6,991.75
Home Depot Credit Services P.O. Box 6028 The Lakes, NV 88901-6028				4,615.87
Bank Of America Home Loans P.O. Box 10287 Van Nuys, CA 91410-0287		Bank loan		304,000.00 Collateral: 300,000.00 Unsecured: 4,000.00
Macys P.O. Box 6938 The Lakes, NV 88901-6938				2,996.00
GE Money Bank P.O. Box 960061 Orlando, FL 32896-0061				2,460.01

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# DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I 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 1, 2009	Signature /s/ Maria E. Cervantes	
	of Debtor	Maria E. Cervantes
Date:	Signature	
	of Joint Debtor	
	(if any)	

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# STATEMENT OF RELATED CASES INFORMATION REQUIRED BY LOCAL RULE 1015-2 UNITED STATES BANKRUPTCY COURT, CENTRAL DISTRICT OF CALIFORNIA

1.	A petition under the Bankruptcy Act of 1898 or the Bankruptcy Reform Act of 1978 has previously been filed by or against the debtor, his/her spouse, an affiliate of the debtor, any copartnership or joint venture of which debtor is or formerly was a general or limited partner, or member, or any corporation of which the debtor is a director, officer, or person in control, as follows: (Set forth the complete number and title of each such of prior proceeding, date filed, nature thereof, the Bankruptcy Judge and court to whom assigned, whether still pending and, if not, the disposition thereof. If none, so indicate. Also, list any real property included in Schedule A that was filed with any such prior proceeding(s).)  None
2.	(If petitioner is a partnership or joint venture) A petition under the Bankruptcy Act of 1898 or the Bankruptcy Reform Act of 1978 has previously been filed by or against the debtor or an affiliate of the debtor, or a general partner in the debtor, a relative of the general partner, general partner of, or person in control of the debtor, partnership in which the debtor is a general partner, general partner of the debtor, or person in control of the debtor as follows: (Set forth the complete number and title of each such prior proceeding, date filed, nature of the proceeding, the Bankruptcy Judge and court to whom assigned, whether still pending and, if not, the disposition thereof. If none, so indicate. Also, list any real property included in Schedule A that was filed with any such prior proceeding(s).)  None
3.	(If petitioner is a corporation) A petition under the Bankruptcy Act of 1898 or the Bankruptcy Reform Act of 1978 has previously been filed by or against the debtor, or any of its affiliates or subsidiaries, a director of the debtor, an officer of the debtor, a person in control of the debtor, a partnership in which the debtor is general partner, a general partner of the debtor, a relative of the general partner, director, officer, or person in control of the debtor, or any persons, firms or corporations owning 20% or more of its voting stock as follows: (Set forth the complete number and title of each such prior proceeding, date filed, nature of proceeding, the Bankruptcy Judge and court to whom assigned, whether still pending, and if not, the disposition thereof. If none, so indicate. Also, list any real property included in Schedule A that was filed with any such prior proceeding(s).) <b>None</b>
4.	(If petitioner is an individual) A petition under the Bankruptcy Reform Act of 1978, including amendments thereof, has been filed by or against the debtor within the last 180 days: (Set forth the complete number and title of each such prior proceeding, date filed, nature of proceeding, the Bankruptcy Judge and court to whom assigned, whether still pending, and if not, the disposition thereof. If none, so indicate. Also, list any real property included in Schedule A that was filed with any such prior proceeding(s).)  None
Ιd	eclare, under penalty of perjury, that the foregoing is true and correct.
Ех	ecuted at Thousand Oaks , California /s/ Maria E. Cervantes
	Debtor
Da	ted: October 1, 2009

Name: Law Offices of Vernon L.	Ellicott
Address: 100 E. Thousand Oaks	Blvd., Suite 147
Thousand Oaks, CA 91360-8125	
Telephone: (805) 446-6262	Fax: (805) 446-6264
✓ Attorney for Debtor	
☐ Debtor in Pro Per	

UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA				
List all names including trade names, used by Debtor(s) within last 8 years: Cervantes, Maria E.	Case No.:			
	NOTICE OF AVAILABLE CHAPTERS			
	(Notice to Individual Consumer Debtor Under § 342(b) of the Bankruptcy Code)			

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

# 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in instalments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- After completing the payments under your plan, your debts are generally discharged except for domestic support
  obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are
  not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain
  long term secured obligations.

# Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

# Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

# 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

# **Certificate of [Non-Attorney] Bankruptcy Petition Preparer**

I, the [non-attorney] bankruptcy petition preparer signing the debtor's petition, hereby certify that I delivered to the debtor this notice required by § 342(b) of the Bankruptcy Code.

Printed Name and title, if any, of Bankruptcy Petition Preparer Address:	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.)
X	(Required by 11 U.S.C. § 110.)
provided above.	

# **Certificate of the Debtor**

I (We), the debtor(s), affirm that I (we) have received and read this notice.

Cervantes, Maria E.	X /s/ Maria E. Cervantes	10/01/09
Printed Name(s) of Debtor(s)	Signature of Debtor	Date
Case No. (If known)	X	
	Signature of Joint Debtor (if any)	Date

# **B22B** (Official Form 22B) (Chapter 11) (01/08)

In re: Cervante	s, Maria E.	
	Debtor(s)	
Case Number:		
	(161)	

# CHAPTER 11 STATEMENT OF CURRENT MONTHLY INCOME

In addition to Schedules I and J, this statement must be completed by every individual chapter 11 debtor, whether or not filing jointly. Joint debtors may complete one statement only.

		Part I. (	CALCULATIO	ON OF MO	ONTHLY INCO	OME			
1		ital/filing status. Check the box the  Unmarried. Complete only Colu  Married, not filing jointly. Complete  Married, filing jointly. Complete Lines 2-10.	ımn A ("Debto olete only Colu	or's Incomo	e'') for Lines 2- ebtor's Income'	10. ') for Lines	2-10.		
	the s	igures must reflect average monthly ix calendar months prior to filing th th before the filing. If the amount of divide the six-month total by six, a	e bankruptcy c f monthly incor	ase, ending ne varied d	on the last day ouring the six mo	of the	D	olumn A ebtor's ncome	Column B Spouse's Income
2	Gros	ss wages, salary, tips, bonuses, ov	ertime, commi	issions.			\$	4,992.00	\$
	Line busii	a and enter the difference in the appears, profession or farm, enter aggree of enter a number less than zero.	propriate colun	nn(s) of Lin	e 3. If more than	n one			
3	a.	Gross receipts		\$					
	b.	Ordinary and necessary business	expenses	\$					
	c.	Business income		Subtract l Line a	Line b from		\$		\$
		rental and other real property incrence in the appropriate column(s)							
4	a.	Gross receipts		\$					
4	b.	Ordinary and necessary operating	expenses	\$					
	c.	Rental income		Subtract l Line a	Line b from		\$		\$
5	Inte	rest, dividends, and royalties.				-	\$		\$
6	Pens	sion and retirement income.					\$		\$
7	expe that	amounts paid by another personnses of the debtor or the debtor's purpose. Do not include alimony one debtor's spouse if Column B is co	s <b>dependents, i</b> or separate main	ncluding c	hild support pa	id for	\$		\$
8	How was	mployment compensation. Enter the ever, if you contend that unemploys a benefit under the Social Security of mn A or B, but instead state the am	ment compensa Act, do not list	tion receive the amount	ed by you or you	ır spouse			
	cla	employment compensation imed to be a benefit under the cial Security Act	Debtor \$		Spouse \$		\$		\$

# B22B (Official Form 22B) (Chapter 11) (01/08)

9	sources on a separate page. Total and maintenance payments paid by you other payments of alimony or sepa received under the Social Security Advanced to the security Advanc	cify source and amount. If necessary, list additional denter on Line 9. <b>Do not include alimony or separate or spouse if Column B is completed, but include all rate maintenance.</b> Do not include any benefits of or payments received as a victim of a war crime, no finternational or domestic terrorism.			
	a.	\$			
	b.	\$	\$		\$
10	Subtotal of current monthly incom completed, add Lines 2 through 9 in	e. Add Lines 2 thru 9 in Column A, and, if Column B i Column B. Enter the total(s).	\$	4,992.00	\$
11		Column B has been completed, add Line 10, Column A total. If Column B has not been completed, enter the	\$		4,992.00
		Part II. VERIFICATION			
	I declare under penalty of perjury tha both debtors must sign.)	t the information provided in this statement is true and	correc	ct. (If this a jo	oint case,
Date: October 1, 2009 Signature: /s/ Maria E. Cervantes					
	Date: Si	gnature:(Joint Debtor, if any)			
		(Joint Debtor, ir any)			

# **United States Bankruptcy Court Central District of California**

IN RE:		Case No.
Cervantes, Maria E.		Chapter 11
·	Debtor(s)	•

# **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NUMBER OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$ 1,280,000.00		
B - Personal Property	Yes	3	\$ 8,901.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	2		\$ 1,666,477.52	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		\$ 2,000.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	2		\$ 56,973.70	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			\$ 4,992.00
J - Current Expenditures of Individual Debtor(s)	Yes	1			\$ 5,487.00
	TOTAL	15	\$ 1,288,901.00	\$ 1,725,451.22	

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# United States Bankruptcy Court Central District of California

IN RE:	Case No.
Cervantes, Maria E.	Chapter 11
Debtor(s)	•
STATISTICAL SUMMARY OF CERTAIN LIABII	LITIES AND RELATED DATA (28 U.S.C. § 159)
If you are an individual debtor whose debts are primarily consumer de 101(8)), filing a case under chapter 7, 11 or 13, you must report all in	· · · · · · · · · · · · · · · · · · ·
Check this box if you are an individual debtor whose debts are N information here.	OT primarily consumer debts. You are not required to report any
This information is for statistical purposes only under 28 U.S.C. §	3 159.
Summarize the following types of liabilities, as reported in the Scl	hedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	\$ 0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$ 2,000.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$ 0.00
Student Loan Obligations (from Schedule F)	\$ 0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$ 0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$ 0.00
TOTAL	\$ 2,000.00

# **State the following:**

Average Income (from Schedule I, Line 16)	\$ 4,992.00
Average Expenses (from Schedule J, Line 18)	\$ 5,487.00
Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C	
Line 20)	\$ 4,992.00

# **State the following:**

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 431,797.82
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 2,000.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$ 0.00
4. Total from Schedule F		\$ 56,973.70
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$ 488,771.52

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(If known)

# **SCHEDULE A - REAL PROPERTY**

Debtor(s)

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
Home located at: 272 Fulton St., Camarillo, Ca 93010			300,000.00	304,000.00
Home located at: 3192 Dwight Ave. Camarillo, CA 90310			400,000.00	639,797.82
Home located at: 35-37 Raemer St, Camarillo, Ca 93010			300,000.00	490,000.00
Home located at: 918 Gracia St., Camarillo, CA 93010			280,000.00	234,679.70

TOTAL

1,280,000.00

(Report also on Summary of Schedules)

	IN	$\mathbf{RE}$	Cervantes,	Maria	E
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	Case No	
Debtor(s)		(If known)

# **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply 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).

	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1.	Cash on hand.	Х			
2.	Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	X			
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X			
4.	Household goods and furnishings, include audio, video, and computer equipment.		Household items		3,000.00
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	Х			
6.	Wearing apparel.		Various womens clothing		400.00
7.	Furs and jewelry.	X			
8.	Firearms and sports, photographic, and other hobby equipment.	X			
9.	Interest in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	Х			
10.	Annuities. Itemize and name each issue.	X			
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	X			
13.	Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14.	Interests in partnerships or joint ventures. Itemize.	X			

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(If known)

# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

				_	<del>                                     </del>
	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
15.	Government and corporate bonds and other negotiable and non-negotiable instruments.	Х			
16.	Accounts receivable.	X			
17.	Alimony, maintenance, support, and property settlements in which the debtor is or may be entitled. Give particulars.	X			
18.	Other liquidated debts owed to debtor including tax refunds. Give particulars.	X			
19.	Equitable or future interest, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22.	Patents, copyrights, and other intellectual property. Give particulars.	X			
	Licenses, franchises, and other general intangibles. Give particulars.	X			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25.	Automobiles, trucks, trailers, and other vehicles and accessories.		1997 Q 45 2002 Mercury		1.00 5,500.00
26	Boats, motors, and accessories.	Х			
	Aircraft and accessories.	X			
	Office equipment, furnishings, and supplies.	x			
29.	Machinery, fixtures, equipment, and supplies used in business.	x			
30.	Inventory.	X			
31.	Animals.	X			

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# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

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not already fisted. Refinize.				
<ul> <li>32. Crops - growing or harvested. Give particulars.</li> <li>33. Farming equipment and implements.</li> <li>34. Farm supplies, chemicals, and feed.</li> <li>35. Other personal property of any kind not already listed. Itemize.</li> </ul>	X X X X			
TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION

IN RE Cervantes, Ma	aria	Ε.
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	Case No	
Debtor(s)		(If known)

# SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor elects	the exemptions	to which	debtor is	entitled	under:
(Check one box)	_				

Check if debtor claims a homestead exemption that exceeds \$136,875.

11 U.S.C. § 522(b)(2) 11 U.S.C. § 522(b)(3)

DESCRIPTION OF PROPERTY	SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTIONS
CHEDULE B - PERSONAL PROPERTY			
lousehold items	CCCP § 703.140(b)(3)	3,000.00	3,000.0
arious womens clothing	CCCP § 703.140(b)(3)	400.00	400.0
002 Mercury	CCCP § 703.140(b)(2) CCCP § 703.140(b)(5)	3,300.00	5,500.0
	CCCP § 703.140(b)(5)	2,200.00	

	IN	RE	Cervantes,	Maria	Ε
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(If known)

# SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, 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). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H – Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITORS NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. 115805229			First Deed in Trust -3192 Dwight Ave.				512,000.00	112,000.00
American Servicing Company PO Box 10388 Des Moines, IA 50306-0388			Camarillo, CA 90310- 2006					
			VALUE \$ 400,000.00	1				
ACCOUNT NO. 180179423			1st deed in trust -272 Fulton St 2002				304,000.00	4,000.00
Bank Of America Home Loans P.O. Box 10287 Van Nuys, CA 91410-0287								
			VALUE \$ 300,000.00	1				
ACCOUNT NO. <b>055097719</b>			second deed in trust -918 Garcia St				99,809.86	
Bank Of American Home Loans P.O. Box 10287 Van Nuys, CA 91410-0287								
			VALUE \$ 280,000.00	1				
ACCOUNT NO. <b>7417016045</b>			First Deed in trust -918 Garcia St				134,869.84	
GMAC Mortgage PO Box 4622 Waterloo, IA 50704								
			VALUE \$ 280,000.00	1				
1 continuation sheets attached	•		(Total of t	•	oage	e)	\$ 1,050,679.70	\$ 116,000.00
			(Use only on l		Tota		\$ (Report also on	\$ (If applicable, report

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(Report also on Summary of Schedules.) (If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.)

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(If known)

# SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS (Continuation Sheet)

			(Continuation Succe)					
CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. <b>0011754785</b>			first deed in trust -35,37 Raemer St 2001				490,000.00	190,000.00
HSBC Mortgage Services PO Box 60139 City Of Industry, CA 91716-0139								
22.4222.45			VALUE \$ 300,000.00	L	-		405 707 00	405 707 00
ACCOUNT NO. 0040302457	-		Second Trust deed on home located at: -3192 Dwight Ave., Camarillo, Ca 93010-				125,797.82	125,797.82
Ocwen Loan Servicing P.O. Box 6440			2006					
Carol Stream, IL 60197-6440								
			VALUE \$ 400,000.00	1				
ACCOUNT NO.				T				
			VALUE \$					
ACCOUNT NO.								
			VALUE \$					
ACCOUNT NO.								
			VALUE \$					
ACCOUNT NO.	+			t	$\vdash$			
ACCOUNT NO.								
			VALUE \$					
Sheet no1 of1 continuation sheets atta	ched	to		Sul	btot	al		_
Schedule of Creditors Holding Secured Claims			(Total of th	is j	pag	e)	\$ 615,797.82	\$ 315,797.82
					Tot	al		

\$ 1,666,477.52 **\$ 431,797.82** 

(Report also on Summary of Schedules.)

(Use only on last page)

(If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.)

<b>B6E</b> (	Official	Form	6E) (	(12/07)

IN RE Cervantes, Maria E.

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Debtor(s)

(If known)

Case No.

# SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, 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).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Statistical Summary of Certain Liabilities and Related Data. Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data. © 1993-2009 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E. TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets) **Domestic Support Obligations** Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1). Extensions of credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3). Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5). Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6). **Deposits by individuals** Claims of individuals up to \$2,425\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7). **▼** Taxes and Certain Other Debts Owed to Governmental Units Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8). Commitments to Maintain the Capital of an Insured Depository Institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).

Claims for Death or Personal Injury While Debtor Was Intoxicated

Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

\* Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

1 continuation sheets attached

	T T	
Case	NO	

(If known)

# SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS (Continuation Sheet)

# Taxes and Other Certain Debts Owed to Governmental Units

(Type of Priority for Claims Listed on This Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
ACCOUNT NO.			Property Tax 2008						
Ventura County Tax Collector 800 S. Victoria Ave Ventura, CA 93009							2,000.00	2,000.00	
ACCOUNT NO.							·		
ACCOUNT NO.									
ACCOUNT NO.									
ACCOUNT NO.									
ACCOUNT NO.									
Sheet no1 of1 continuation sheets Schedule of Creditors Holding Unsecured Priority	att Cla	ached aims	to (Totals of th		age	e)	\$ 2,000.00	\$ 2,000.00	\$
(Use only on last page of the comp	olete	ed Sch	edule E. Report also on the Summary of Sch		les		\$ 2,000.00		
<i>(</i> He	e o	ılv on	last page of the completed Schedule E. If app		Γota abla				
report also on the	e St	atistic	al Summary of Certain Liabilities and Relate	d D	ata	) )		\$ 2.000.00	\$

IN	RE	Cervantes,	Maria	Ε
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(If known)

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, 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). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured nonpriority claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. <b>4024-2120-1990-1110</b>			Breach of contract				
Bank Of America P.O. Box 851001 Dallas, TX 75285-1001							39,910.07
ACCOUNT NO. <b>6019-2107-1365-9575</b>			Breach of contract				,-
GE Money Bank P.O. Box 960061 Orlando, FL 32896-0061							2,460.01
ACCOUNT NO. <b>6035-3202-5836-2878</b>			Breach of contract				
Home Depot Credit Services P.O. Box 6028 The Lakes, NV 88901-6028							4,615.87
ACCOUNT NO. <b>6035-3203-0451-3474</b>			Breach of contract				.,010101
Home Depot Credit Services P.O. Box 6028 The Lakes, NV 88901-6028							6,991.75
•				Sub			
1 continuation sheets attached			(Total of th			t	\$ 53,977.70
			(Use only on last page of the completed Schedule F. Report the Summary of Schedules and, if applicable, on the St Summary of Certain Liabilities and Related	also atis	tica	n ıl	\$

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(If known)

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

			Continuation Sneet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. <b>49-024-064-9120</b>			Breach of contract				
Macys P.O. Box 6938 The Lakes, NV 88901-6938							2,996.00
ACCOUNT NO.							,
ACCOUNT NO.							
ACCOUNT NO.							
ACCOUNT NO.							
ACCOUNT NO.							
ACCOUNT NO.				H			
	•						
Sheet no1 of1 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of th	Sub is p	tota age	ıl e)	\$ 2,996.00
			(Use only on last page of the completed Schedule F. Report the Summary of Schedules, and if applicable, on the St Summary of Certain Liabilities and Relate	also atis	ota o o tica	ıl n ıl	\$ 56,973.70

	IN	RE	Cervantes,	Maria	Ε
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	Case No	
Debtor(s)		(If known)

# SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, 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).

✓ Check this box if debtor has no executory contracts or unexpired leases.

	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST.
NAME AND MAILING ADDRESS, INCLUDING ZIP CODE OF OTHER PARTIES TO LEASE OR CONTRACT	STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.

TAT	DE	Cerva		B4:-	
	K P.	Cerva	ntes.	IVIAI I	I C.

Case No	
	(If known)

# **SCHEDULE H - CODEBTORS**

Debtor(s)

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, 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).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR

Case No.

(If known)

# SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on From 22A, 22B, or 22C.

Debtor's Marital Status		DEPENDENTS OF DEBTOR AND SPOUSE							
Divorced		RELATIONSHIP(S):  Daughter			AGE(S): <b>14</b>				
EMPLOYMENT:		DEBTOR			SPOUSE				
Occupation Name of Employer How long employed Address of Employer	Caregiver Myra Jo Bahe 1 years and 4 11385 Highric	er Totten months			<i>3.</i> 003 <i>E</i>				
	_	/alley, CA 93012							
	gross wages, sa	r projected monthly income at time case filed) alary, and commissions (prorate if not paid mon	thly)	\$ \$	DEBTOR <b>4,992.00</b>				
3. SUBTOTAL				\$	4,992.00	\$			
<ul><li>4. LESS PAYROLI</li><li>a. Payroll taxes an</li><li>b. Insurance</li><li>c. Union dues</li><li>d. Other (specify)</li></ul>	nd Social Securi			\$ \$ \$ \$		\$ \$ \$ \$ .			
5. SUBTOTAL OF	F PAYROLL D	DEDUCTIONS		\$	0.00	\$			
6. TOTAL NET M				\$	4,992.00				
8. Income from real 9. Interest and divid 10. Alimony, maint that of dependents l	l property lends enance or suppo isted above	of business or profession or farm (attach detailed		\$ \$ \$		\$ \$ \$			
11. Social Security (Specify)		ament assistance		\$		\$			
12. Pension or retire 13. Other monthly i				\$ \$		\$ \$ \$			
(Specify)				\$ \$ \$		\$ \$ \$			
14. SUBTOTAL O	F LINES 7 TH	HROUGH 13		\$		\$			
<b>15. AVERAGE MONTHLY INCOME</b> (Add amounts shown on lines 6 and 14)				\$	4,992.00				
		ONTHLY INCOME: (Combine column totals otal reported on line 15)	from line 15;		<u> </u>	4,992.00			

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

IN RE Cervantes, Maria E.

Debtor(s)

Case No.

(If known)

# SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete	e this schedule	by estimating th	ne average (	or projected	monthly exp	enses of t	the debtor	and the debte	or's family a	t time case	filed. P	rorate any pay	ments	made b	oiweekly	<b>v.</b>
		y, or annually t														
	22A or 22C.			•	Č		1			•						
	1 .1 1			. (1 1				. •			~					c

Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse."

1. Rent or home mortgage payment (include lot rented for mobile home)	\$ 3,852.00
a. Are real estate taxes included? Yes No _ b. Is property insurance included? Yes No _	
2. Utilities:	
a. Electricity and heating fuel	\$ 55.00
b. Water and sewer	\$ 90.00
c. Telephone	\$ 70.00
d. Other	\$
	\$
3. Home maintenance (repairs and upkeep)	\$ 100.00
4. Food	\$ 500.00
5. Clothing	\$ 100.00
6. Laundry and dry cleaning	\$ 30.00
7. Medical and dental expenses	\$ 50.00
8. Transportation (not including car payments)	\$ 110.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$ 100.00
10. Charitable contributions	\$ 300.00
11. Insurance (not deducted from wages or included in home mortgage payments)	
a. Homeowner's or renter's	\$ 40.00
b. Life	\$
c. Health	\$
d. Auto	\$ 90.00
e. Other	\$
	\$
12. Taxes (not deducted from wages or included in home mortgage payments)	
(Specify)	\$
	\$
13. Installment payments: (in chapter 11, 12 and 13 cases, do not list payments to be included in the plan)	
a. Auto	\$
b. Other	\$
	\$
14. Alimony, maintenance, and support paid to others	\$
15. Payments for support of additional dependents not living at your home	\$
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$
17. Other	\$
	\$
	\$
<b>18. AVERAGE MONTHLY EXPENSES</b> (Total lines 1-17. Report also on Summary of Schedules and, if	

19. Describe any increase or decrease in expenditures anticipated to occur within the year following the filing of this document: **None** 

# 20. STATEMENT OF MONTHLY NET INCOME

applicable, on the Statistical Summary of Certain Liabilities and Related Data.

a. Average monthly income from Line 15 of Schedule I	\$ 4,992.00
b. Average monthly expenses from Line 18 above	\$5,487.00
c. Monthly net income (a. minus b.)	\$ -495.00

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Debtor(s)

(If known)

# DECLARATION CONCERNING DEBTOR'S SCHEDULES

## DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of 17 sheets, and that they are true and correct to the best of my knowledge, information, and belief. Date: October 1, 2009 Signature: /s/ Maria E. Cervantes Debtor Maria E. Cervantes Signature: \_\_ (Joint Debtor, if any) [If joint case, both spouses must sign.] DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110)

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); and, (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 by that section. Printed or Typed Name and Title, if any, of Bankruptcy Petition Preparer Social Security No. (Required by 11 U.S.C. § 110.) If the bankruptcy petition preparer is not an individual, state the name, title (if any), address, and social security number of the officer, principal, responsible person, or partner who signs the document. Address Signature of Bankruptcy Petition Preparer 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 signed sheets conforming to the appropriate Official Form for each person. imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.

A bankruptcy petition preparer's failure to comply with the provision of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the (the president or other officer or an authorized agent of the corporation or a

member or an authorized agent of the partnership) of the (corporation or partnership) named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_\_ sheets (total shown on summary page plus 1), and that they are true and correct to the best of my knowledge, information, and belief.

(Print or type name of individual signing on behalf of debtor)

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

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# United States Bankruptcy Court Central District of California

IN RE:	Case No
Cervantes, Maria E.	Chapter 11
Debtor(s)	

## STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, 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).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

## **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

# 1. Income from employment or operation of business

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

1.00 Employment 2009

54,245.00 Employment 2008

19,232.00 Employment 2007

# 2. Income other than from employment or operation of business

None State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

# 3. Payments to creditors

Complete a. or b., as appropriate, and c.

a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

is filed, unless the spouses are separated and a joint petition is not filed.)

4. Suits and administrative proceedings, executions, garnishments and attachments

a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition

c. All debtors: List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not

Thousand Oaks, CA 91360

10. Other transfers

Vernon L. Ellicott

of this case.

NAME AND ADDRESS OF PAYEE

100 E. Thousand Oaks Blvd., Suite 147

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

consolidation, relief under bankruptcy law or preparation of a petition in bankruptcy within one year immediately preceding the commencement

DATE OF PAYMENT, NAME OF

PAYOR IF OTHER THAN DEBTOR

AMOUNT OF MONEY OR DESCRIPTION

AND VALUE OF PROPERTY

15,000.00

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

## 11. Closed financial accounts

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

### 12. Safe deposit boxes

None List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

## 13. Setoffs

None List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

## 14. Property held for another person

List all property owned by another person that the debtor holds or controls.



### 15. Prior address of debtor

If debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

## 16. Spouses and Former Spouses

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resided with the debtor in the community property state.

# 17. Environmental Information

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

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### 18. Nature, location and name of business

None

a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

None

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

[If completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date: <b>October 1, 2009</b>	Signature /s/ Maria E. Cervantes	
	of Debtor	Maria E. Cervantes
Date:	Signature	
	of Joint Debtor	
	(if any)	
	<b>0</b> continuation pages attached	

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. § 152 and 3571.

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#### United States Bankruptcy Court Central District of California

IN	RE:	Case No	
Се	ervantes, Maria E.	Chapter 11	
	Debtor(	*	
	DISCLOSURE OF	COMPENSATION OF ATTORNEY FOR DEBTOR	
1.		016(b), I certify that I am the attorney for the above-named debtor(s) and that compensation per agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) as:	
	For legal services, I have agreed to accept	s	325.00/hr
	Prior to the filing of this statement I have received	\$	15,000.00
	Balance Due	<u> </u>	
2.	The source of the compensation paid to me was:	Debtor Other (specify):	
3.	The source of compensation to be paid to me is: $\square$	Debtor Other (specify):	
4.	I have not agreed to share the above-disclosed com	pensation with any other person unless they are members and associates of my law firm.	
	I have agreed to share the above-disclosed compen together with a list of the names of the people shari	isation with a person or persons who are not members or associates of my law firm. A copy or ing in the compensation, is attached.	of the agreement,
5.	In return for the above-disclosed fee, I have agreed to re	ender legal service for all aspects of the bankruptcy case, including:	
	b. Preparation and filing of any petition, schedules, st	dering advice to the debtor in determining whether to file a petition in bankruptcy; attement of affairs and plan which may be required; litors and confirmation hearing, and any adjourned hearings thereof; and other contested bankruptcy matters;	
6.	By agreement with the debtor(s), the above disclosed fee	e does not include the following services:	
	certify that the foregoing is a complete statement of any a proceeding.	CERTIFICATION  Igreement or arrangement for payment to me for representation of the debtor(s) in this bankru	ptcy
	October 1, 2009	/s/ Vernon L. Ellicott	
	Date	Vernon L. Ellicott 175334 Law Offices of Vernon L. Ellicott 100 E. Thousand Oaks Blvd., Suite 147 Thousand Oaks, CA 91360-8125 (805) 446-6262 Fax: (805) 446-6264 vle.law@verizon.net	

#### United States Bankruptcy Court Central District of California

IN RE:	Case No
Cervantes, Maria E.	Chapter 11
Debtor(s)	-
	ED SCOPE OF APPEARANCE ANKRUPTCY RULE 2090-1
TO THE COURT, THE DEBTOR, THE TRUSTEE (if any)	, AND THE UNITED STATES TRUSTEE:
1. I am the attorney for the Debtor in the above-captioned ca	se.
2. On ( <i>specify date</i> ), I agreed with the Debt following services:	or that for a fee of \$, I would provide only the
a.  Prepare and file the Petition and Schedules	
b. Represent the Debtor at the 341(a) Hearing	
c. Represent the Debtor in any relief from stay actions	3
d. $\square$ Represent the Debtor in any proceeding involving	an objection to Debtor's discharge pursuant to 11 U.S.C. § 727
e. Represent the Debtor in any proceeding to determine § 523	ne whether a specific debt is nondischargeable under 11 U.S.C.
f. Other (specify): None	
that this declaration was executed on the following date a	ited States of America that the foregoing is true and correct and the city set forth below.
Dated: October 1, 2009 Law Firm:	Law Offices of Vernon L. Ellicott
	100 E. Thousand Oaks Blvd., Suite 147 Thousand Oaks, CA 91360-8125
I HEREBY APPROVE THE ABOVE:	D. ((IV. a. a. l. Elli a))
	By: /s/ Vernon L. Ellicott
/s/ Maria E. Cervantes	Name: Vernon L. Ellicott
Signature of Debtor(s)	Attorney for Debtor

#### United States Bankruptcy Court Central District of California

IN RE:		Case No
Cervantes, Maria E.		Chapter 11
	Debtor(s)	•
	VERIFICATION OF CREDITOR MAILING L	JIST
Master Mailing List of credito	or debtor's attorney if applicable, do hereby certify und rs, consisting of3 sheet(s) is complete, correct and Rule 1007-2(d) and I/we assume all responsibility for e	l consistent with the debtor's schedules
Date: October 1, 2009	Signature: /s/ Maria E. Cervantes  Maria E. Cervantes	Debtor
Date:	Signature:	Joint Debtor, if any
Date: October 1, 2009	Signature: <u>/s/ Vernon L. Ellicott</u> Vernon L. Ellicott 175334	Attorney (if applicable)

Maria E Cervantes 3192 Dwight Ave Camarillo, CA 93010

Law Offices of Vernon L Ellicott 100 E Thousand Oaks Blvd Suite 1 Thousand Oaks, CA 91360-8125 American Servicing Company PO Box 10388 Des Moines, IA 50306-0388

Bank Of America PO Box 851001 Dallas, TX 75285-1001

Bank Of America Home Loans PO Box 10287 Van Nuys, CA 91410-0287

Bank Of American Home Loans PO Box 10287 Van Nuys, CA 91410-0287

GE Money Bank PO Box 960061 Orlando, FL 32896-0061

GMAC Mortgage PO Box 4622 Waterloo, IA 50704

Home Depot Credit Services PO Box 6028 The Lakes, NV 88901-6028

HSBC Mortgage Services PO Box 60139 City Of Industry, CA 91716-0139

Macys PO Box 6938 The Lakes, NV 88901-6938 Ocwen Loan Servicing PO Box 6440 Carol Stream, IL 60197-6440

Ventura County Tax Collector 800 S Victoria Ave Ventura, CA 93009

# DEBTOR'S CERTIFICATION OF EMPLOYMENT INCOME PURSUANT TO 11 U.S.C. § 521(a)(1)(B)(iv)

Please fill out the following blank(s) and check the box next to one of the following statements: , the debtor in this case, declare under penalty I, Cervantes, Maria E. (Print Name of Debtor) of perjury under the laws of the United States of America that: I have attached to this certificate copies of my pay stubs, pay advices and/or other proof of employment income for the 60-day period prior to the date of the filing of my bankruptcy petition. (NOTE: the filer is responsible for blacking out the Social Security number on pay stubs prior to filing them.) I was self-employed for the entire 60-day period prior to the date of the filing of my bankruptcy petition, and received no payment from any other employer. I was unemployed for the entire 60-day period prior to the date of the filing of my bankruptcy petition. , the debtor in this case, declare under penalty (Print Name of Joint Debtor, if any) of perjury under the laws of the United States of America that: I have attached to this certificate copies of my pay stubs, pay advices and/or other proof of employment income for the 60-day period prior to the date of the filing of my bankruptcy petition. (NOTE: the filer is responsible for blacking out the Social Security number on pay stubs prior to filing them.) I was self-employed for the entire 60-day period prior to the date of the filing of my bankruptcy petition, and received no payment from any other employer. I was unemployed for the entire 60-day period prior to the date of the filing of my bankruptcy petition. Date: September 30, 2009 Signature /s/ Maria Cervantes Debtor Date: Signature Joint Debtor (if any)

SANTA ROSA VALLEY, CA 93012 HAY EDWARD BAHER REV TRUST
MYRA JO BAHER TOTTEN TRUSTEE
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