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Case 1:10-bk-10138-MT B1 (Official Form 1) (1/08) Doc 1 Filed 01/06/10 Entered 01/06/10 09:55:41 Main Document Page 1 of 10 **United States Bankruptcy Court Voluntary Petition Central District of California** Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): Ridgway, John All Other Names used by the Debtor in the last 8 years All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all): EIN (if more than one, state all): 9011 Street Address of Debtor (No. & Street, City, State & Zip Code): Street Address of Joint Debtor (No. & Street, City, State & Zip Code): 29652 Cuthbert Rd Malibu, CA ZIPCODE 90265 **ZIPCODE** County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business:

Los Angeles						
Mailing Address of Debtor (if different from street address)			Mailing Address of Joint Debtor (if different from street address):			
2	ZIPCODE				IPCODE	
Location of Principal Assets of Business Debtor (if diff	ferent from street address	s above):				
					Z	IPCODE
Type of Debtor (Form of Organization)	(Check	Nature of Business (Check one box.)  Chapter of Bankruptcy Co the Petition is Filed (Ch			Check <b>one</b> box.)	
(Check <b>one</b> 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.)	□ Health Care Business     □ Single Asset Real Estate as defined in 11     □ U.S.C. § 101(51B)     □ Railroad     □ Stockbroker     □ Commodity Broker     □ Clearing Bank     □ Other			☐ Chapter 7 ☐ Chapter 15 Petition for ☐ Chapter 9 ☐ Recognition of a Foreign ☐ Chapter 11 ☐ Chapter 15 Petition for ☐ Chapter 12 ☐ Chapter 15 Petition for ☐ Recognition of a Foreign ☐ Nonmain Proceeding ☐ Nature of Debts ☐ (Check one box.) ☐ Debts are primarily consumer ☐ Debts are pridebts, defined in 11 U.S.C. business debter.		
	(Check box,  ☐ Debtor is a tax-exen	ox, if applicable.) \$ 101(8) as "incurred by an individual primarily for a personal, family, or house-				
Filing Fee (Check one box)  Check one box:						
Full Filing Fee attached  ☐ Filing Fee to be paid in installments (Applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A.  ☐ Filing Fee waiver requested (Applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.  ☐ Check if: ☐ Debtor is a small business debtor as defined in 11 to Debtor is not a small business debtor as					defined in 11	U.S.C. § 101(51D).  wed to non-insiders or
Statistical/Administrative Information  ✓ Debtor estimates that funds will be available for distribution to unsecured creditors.  □ Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.  Estimated Number of Creditors			le for	THIS SPACE IS FOR COURT USE ONLY		
<b>☑</b> ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐	,	10,001- 25,000	25,001- 50,000	50,001- 100,000	Over 100,000	
Estimated Assets			\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion	
Estimated Liabilities		, ,	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion	

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Voluntary Petition	Name of Debtor(s):	<u> </u>
(This page must be completed and filed in every case)	Ridgway, John	
Prior Bankruptcy Case Filed Within Last 8	1	1
Location Where Filed: None	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 mo	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.  Exhibit B  (To be completed if debtor is an individual whose debts are primarily consumer debt whose debts are primarily consumer debt I, the attorney for the petitioner named in the foregoing that I have informed the petitioner that [he or she] may chapter 7, 11, 12, or 13 of title 11, United States of explained the relief available under each such chapter. That I delivered to the debtor the notice required by Bankruptcy Code.		
	X /s/ Johnathon Hewko	1/06/10
	Signature of Attorney for Debtor(s)	Date
or safety?  ☐ Yes, and Exhibit C is attached and made a part of this petition.  ▼ No  Exhi  (To be completed by every individual debtor. If a joint petition is filed, ea  ▼ Exhibit D completed and signed by the debtor is attached and ma  If this is a joint petition:  ☐ Exhibit D also completed and signed by the joint debtor is attached.	ach spouse must complete and atta de a part of this petition.	ch a separate Exhibit D.)
	ng the Debtor - Venue	
(Check any ap  ✓ Debtor has been domiciled or has had a residence, principal place of preceding the date of this petition or for a longer part of such 180	pplicable box.) of business, or principal assets in th ) days than in any other District.	
There is a bankruptcy case concerning debtor's affiliate, general p		
Debtor is a debtor in a foreign proceeding and has its principal ploor has no principal place of business or assets in the United States in this District, or the interests of the parties will be served in region.	but is a defendant in an action or pro	oceeding [in a federal or state court]
Certification by a Debtor Who Reside	es as a Tenant of Residential I	Property
	licable boxes.)	-
(Name of landlord or lesso	or that obtained judgment)	
(Address of lan	dlord or lessor)	
☐ Debtor claims that under applicable nonbankruptcy law, there are the entire monetary default that gave rise to the judgment for possible.		
Debtor has included in this petition the deposit with the court of a filing of the petition.	any rent that would become due du	uring the 30-day period after the
☐ Debtor certifies that he/she has served the Landlord with this cert	ification (11 U.S.C. 8 362(1))	

Ridgway, John

#### Page 3

## **Voluntary Petition**

(This page must be completed and filed in every case)

# **Signatures**

#### Signature(s) of Debtor(s) (Individual/Joint)

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. §

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

#### /s/ John Ridgway John Ridgway Signature of Debtor Х

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

## January 6, 2010

Date

# Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.
- ☐ 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.

Signature of	Foreign Represe	entative	
Printed Nan	ne of Foreign Re	presentative	

## Signature of Attorney\*

## X /s/ Johnathon Hewko

Signature of Attorney for Debtor(s)

Johnathon Hewko 237222 Mesa Law Group 3151 Airway Ave. Suite P-1 Costa Mesa, CA 92626 (714) 617-7370 Fax: (888) 855-8113 jhewko@mesalawgroup.com

### January 6, 2010

\*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.

#### Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature	of Authorized	l Individual		
Printed N	ame of Autho	rized Individu	al	
Title of A	uthorized Ind	ividual		

#### Signature of Non-Attorney Petition Preparer

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 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 in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Date

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.) (Required by 11 U.S.C. § 110.)

Address			

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

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.

 $Case\ 1:10\text{-}bk\text{-}10138\text{-}MT$   $B1D\ (Official\ Form\ 1,\ Exhibit\ D)\ (12/09)$ 

Filed 01/06/10 Entered 01/06/10 09:55:41 Desc Doc 1 Main Document Page 4 of 10 United States Bankruptcy Court **Central District of California** 

IN RE:		Case No.
Ridgway, John		Chapter 11
	Debtor(s)	*

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

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cam do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will le whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismiss and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra ste to stop creditors' collection activities.	sed
Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Cho one of the five statements below and attach any documents as directed.	?ck
1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of certificate and a copy of any debt repayment plan developed through the agency.	in
2. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must jacopy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.	in file
☐ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the sex days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]	
If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days af you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a co of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of you case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case malso be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a cre counseling briefing.	py ur ay
4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by motion for determination by the court.]	y a
Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapal of realizing and making rational decisions with respect to financial responsibilities.);	ole
Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, participate in a credit counseling briefing in person, by telephone, or through the Internet.);	to
Active military duty in a military combat zone.	
5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109 does not apply in this district.	(h)

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

Signature of Debtor:	s/ John Ridgway
•	•

Date: **January 6, 2010** 

Certificate Number: <u>01267-CAC-CC-009499407</u>

# **CERTIFICATE OF COUNSELING**

I CERTIFY that on January 5, 2010	, at	9:09	o'clock <u>PM CST</u> ,		
John A Ridgway		received	from		
Money Management International, Inc.	<del> </del>		,		
an agency approved pursuant to 11 U.S.C.	§ 111 to	provide credit o	counseling in the		
Central District of California	, aı	n individual [or	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 d	lebt repayment	plan was prepared, a copy of		
the debt repayment plan is attached to this o	certificat	e.			
This counseling session was conducted by	internet		<del>.</del>		
Date: January 5, 2010	By	/s/Alise Wakela	and		
	Name	Alise Wakeland	1		
	Title	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).

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Filed 01/06/10 Entered 01/06/10 09:55:41 Doc 1 Main Document Page 6 of 10 United States Bankruptcy Court

**Central District of California** 

IN RE:		Case No
Ridgway, John		Chapter 11
	Debtor(s)	1

## 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 who may be contacted	(3) Nature of claim (trade debt, bank loan, government contract, etc.)	(4) Indicate if claim is contingent, unliquidated, disputed or subject to setoff	(5) Amount of claim (if secured also state value of security)
Chase Po Box 15298 Wilmington, DE 19850	(800) 955-9900			37,361.00
Chase Po Box 15298 Wilmington, DE 19850	(800) 955-9900			28,669.00
Chase Po Box 15298 Wilmington, DE 19850	(800) 955-9900			15,756.00
Bank Of America Po Box 15311 Wilmington, DE 19884	(800) 421-2110			13,528.00
Discover Fin Svcs Llc Po Box15316 Wilmington, DE 19850				6,223.00
Wells Fargo Bank Po Box 5445 Portland, OR 97228	(877) 778-5697			5,167.00
Advanta Bank Corp Po Box 844 Spring House, PA 19477				4,701.00
Union Bank 14500 Roscoe Blvd Van Nuys, CA 91412	(800) 237-0561			4,577.00
Chase Po Box 15298 Wilmington, DE 19850	(800) 955-9900			4,023.00
Wells Fargo Bank Po Box 5445 Portland, OR 97228	(877) 778-5697			3,766.00
Chase Po Box 15298 Wilmington, DE 19850	(800) 955-9900			2,367.00
Nco Fin /27 Pob 7216 Philadelphia, PA 19101	(800) 709-8625			550.00
Cba Collection Bureau 25954 Eden Landing Rd Hayward, CA 94545	(800) 659-3770			380.00
Ccs/first National Ban 500 East 60th St N Sioux Falls, SD 57104	(605) 782-3459			175.00

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# Case 1:10-bk-10138-MT Doc 1 Filed 01/06/10 Entered 01/06/10 09:55:41 Desc Main Document Page 7 of 10 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: January 6, 2010	Signature /s/ John Ridgway of Debtor	John Ridgway
Date:	Signature of Joint Debtor	
	(if any)	

John Ridgway 29652 Cuthbert Rd Malibu, CA 90265

Mesa Law Group 3151 Airway Ave Suite P-1 Costa Mesa, CA 92626 Advanta Bank Corp Po Box 844 Spring House, PA 19477

Bac Home Loans Servici 450 American St Simi Valley, CA 93065

Bank Of America Po Box 15311 Wilmington, DE 19884

Cba Collection Bureau 25954 Eden Landing Rd Hayward, CA 94545

Ccs/first National Ban 500 East 60th St N Sioux Falls, SD 57104

Chase Po Box 15298 Wilmington, DE 19850

Chevy Chase Bank 6200 Chevy Chase Dr Laurel, MD 20707

Discover Fin Svcs Llc Po Box15316 Wilmington, DE 19850

First Entertainment Cu 6735 Forest Lawn Dr Ste Hollywood, CA 90068 Nco Fin /27 Pob 7216 Philadelphia, PA 19101

Union Bank 14500 Roscoe Blvd Van Nuys, CA 91412

Wells Fargo Bank Po Box 5445 Portland, OR 97228