Case 2:10-bk-32725-SB Doc 1 Filed 06/04/10 Entered 06/04/10 11:27:02 Desc Main Document Page 1 of 13

United States Bankruptcy Court Central District of California							Vol	untary	Petition				
	Name of Debtor (if individual, enter Last, First, Middle): Brown, James				Name	of Joint De	ebtor (Spouse	e) (Last, First	, Middle):				
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):						used by the maiden, and			years				
Last four dig	, state all)	Sec. or Indi	ividual-Taxpa	ayer I.D. ((ITIN) No./	Complete El	N Last f	our digits o	f Soc. Sec. of	r Individual-	Taxpayer I.I	D. (ITIN) N	o./Complete EIN
Street Addre	ess of Debto B4th Stre	et	Street, City,	and State)):		Street	Address of	Joint Debtor	(No. and St	reet, City, a	nd State):	
					Г	ZIP Code 90003	_						ZIP Code
County of R	esidence or	of the Prin	cipal Place o	f Busines:		30003	Coun	ty of Reside	ence or of the	Principal Pl	ace of Busin	ness:	
Los Ang	jeles												
Mailing Add	lress of Deb	otor (if diffe	erent from str	eet addres	ss):		Maili	ng Address	of Joint Deb	tor (if differe	nt from stre	et address):	
					Γ	ZIP Code							ZIP Code
Location of I				•									
		f Debtor				of Business				of Bankru			ch
(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 one box) (Check one box) (Health Care Business □ Single Asset Real Estate as de in 11 U.S.C. § 101 (51B) □ Railroad □ Stockbroker □ Commodity Broker □ Clearing Bank □ Other			defined	☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt	er 7 er 9 er 11 er 12	of Control	hapter 15 Po a Foreign M hapter 15 Po a Foreign M	etition for R Main Procee etition for R	eding Recognition				
check this	oox and star	te type of enti	ny ociow.)	und	(Check box otor is a tax- er Title 26	empt Entity a, if applicable exempt organized of the United and Revenue	anization d States	defined "incuri	are primarily contains 11 U.S.C. of the desired by an indiversal, family, or	onsumer debts § 101(8) as idual primarily	for		s are primarily ess debts.
Full Filing	g Fee attache	d	heck one box		e only) Mus		Debtor is no		Chap debtor as defi ness debtor as		C. § 101(51D		
attach sign	ned application	on for the cou	urt's considerat n installments.	ion certifyi	ng that the	tial	Debtor's agg re less than	\$2,343,300 (ders or affiliates) ee years thereafter).
			able to chapter urt's considerat			BB.	cceptances	ng filed with of the plan v	this petition. were solicited p S.C. § 1126(b).	repetition fron	n one or more	classes of cr	editors,
Statistical/A Debtor e			nation l be available	for distri	bution to u	nsecured cre	ditors.			THIS	S SPACE IS F	OR COURT	USE ONLY
			exempt prop for distribut				ve expens	es paid,					
Estimated No.	umber of C 50- 99	reditors 100- 199	200- 999	1,000- 5,000	5,001- 10,000	10,001- 25,000	25,001- 50,000	50,001- 100,000	OVER 100,000				
Estimated As \$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000		\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,000 to \$500 million	\$500,000,001 to \$1 billion					
Estimated Li \$0 to \$50,000	abilities \$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,001 to \$10	\$10,000,001 to \$50	\$50,000,001 to \$100	\$100,000,000 to \$500	\$500,000,001 to \$1 billion					

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B1 (Official Form 1)(4/10) Page 2 Name of Debtor(s): Voluntary Petition Brown, James (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Location Case Number: Date Filed: Where Filed: - None -Location Case Number: Date Filed: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Judge: Relationship: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. X /s/ Thomas P. Giordano June 4, 2010 Signature of Attorney for Debtor(s) (Date) Thomas P. Giordano 155548 Exhibit C 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 or safety? 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 and 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 immediately 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. П 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 that obtained judgment) (Address of landlord) 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 period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

Page 3

B1 (Official Form 1)(4/10)

Voluntary Petition

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

Name of Debtor(s): Brown, James

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 States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

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

X /s/ James Brown

Signature of Debtor James Brown

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

June 4, 2010

Date

Signature of Attorney*

X /s/ Thomas P. Giordano

Signature of Attorney for Debtor(s)

Thomas P. Giordano 155548

Printed Name of Attorney for Debtor(s)

Law Office of Thomas P. Giordano

Firm Name

500 N. State College Blvd., Suite 530 Orange, CA 92868

Address

Email: djackson.law@hotmail.com (714) 912-7835 Fax: (714)627-4334

Telephone Number

June 4, 2010

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.

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 Individual

Printed Name of Authorized Individual

Title of Authorized Individual

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 Representative

Printed Name of Foreign Representative

Date

Signature of Non-Attorney Bankruptcy 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); 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 in that section. Official Form 19 is attached.

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

Social-Security number (If the bankrutpcy 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.)

Date

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.

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B 1D (Official Form 1, Exhibit D) (12/09)

United States Bankruptcy Court Central District of California

In re	James Brown		Case No.	
		Debtor(s)	Chapter	11

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

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

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

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

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

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

B 1D (Official Form 1, Exhibit D) (12/09) - Cont.	Page
mental deficiency so as to be incapable of reafinancial responsibilities.); □ Disability. (Defined in 11 U.S.C. §	109(h)(4) as impaired by reason of mental illness or dizing and making rational decisions with respect to 109(h)(4) as physically impaired to the extent of being in a credit counseling briefing in person, by telephone, or ombat zone.
☐ 5. The United States trustee or bankruptcy requirement of 11 U.S.C. § 109(h) does not apply in	administrator has determined that the credit counseling this district.
I certify under penalty of perjury that the	information provided above is true and correct.
Signature of Debtor:	/s/ James Brown James Brown
Date: June 4, 2010	

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B4 (Official Form 4) (12/07)

United States Bankruptcy Court Central District of California

In re	James Brown	Case No.		
		Debtor(s)	Chapter	11

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

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

(2)	(3)	(4)	(5)
Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
American Express c/o Becket and Lee P. O. Box 3001 Malvern. PA 19355	Credit Card Purchases		167.00
Chase Mortgage Attn: Research Dept., G7-PP 3415 Vision Drive Columbus, OH 43219	Triplex 433, 433 1/2, and 435 West 84th Street Los Angeles, CA 90003		506,237.00 (0.00 secured) (506,237.00 senior lien)
Specialized Loan Servicing, LLC 8742 Lucent BLVD., #300 Highlands Ranch, CO 80129	Triplex 433, 433 1/2, and 435 West 84th Street Los Angeles, CA 90003		104,492.00 (0.00 secured) (104,492.00 senior lien)
Wachovia Mortgage, FSB World Savings & Loan Attn: Bankruptcy Dept. San Antonio, TX 78251	411 West 84th Street Los Angeles, CA 90003		381,797.00 (208,000.00 secured) (381,797.00 senior lien)
Wescom Credit Union Att: Consumer Lending P. O. Box 7042 Pasadena, CA 91101	2002 Mercedes-Benz ML 330 78000 Miles		12,767.00 (9,975.00 secured) (12,767.00 senior lien)
Wescom Credit Union Att: Consumer Lending P. O. Box 7042 Pasadena, CA 91101	Credit Card Purchases		1,972.00
	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted American Express c/o Becket and Lee P. O. Box 3001 Malvern, PA 19355 Chase Mortgage Attn: Research Dept., G7-PP 3415 Vision Drive Columbus, OH 43219 Specialized Loan Servicing, LLC 8742 Lucent BLVD., #300 Highlands Ranch, CO 80129 Wachovia Mortgage, FSB World Savings & Loan Attn: Bankruptcy Dept. San Antonio, TX 78251 Wescom Credit Union Att: Consumer Lending P. O. Box 7042 Pasadena, CA 91101 Wescom Credit Union Att: Consumer Lending P. O. Box 7042	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted American Express c/o Becket and Lee P. O. Box 3001 Malvern, PA 19355 Chase Mortgage Attn: Research Dept., G7-PP 43415 Vision Drive Columbus, OH 43219 Specialized Loan Servicing, LLC 8742 Lucent BLVD., #300 Highlands Ranch, CO 80129 Wachovia Mortgage, FSB World Savings & Loan Attn: Bankruptcy Dept. San Antonio, TX 78251 Wescom Credit Union Att: Consumer Lending P. O. Box 7042 Wescom Credit Union Att: Consumer Lending P. O. Box 7042 Wescom Credit Union Att: Consumer Lending P. O. Box 7042 Wescom Credit Union Att: Consumer Lending P. O. Box 7042 Pasadena, CA 91101 Nature of claim (trade debt, bank loan, government contract, etc.) Nature of claim (trade debt, bank loan, government contract, etc.) Credit Card Purchases	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted American Express C/o Becket and Lee P. O. Box 3001 Malvern, PA 19355 Chase Mortgage Attn: Research Dept., G7-PP 433, 433 1/2, and 435 West 84th Street Los Angeles, CA 90003 Specialized Loan Servicing, LLC 8742 Lucent BLVD., #300 Highlands Ranch, CO 80129 Wachovia Mortgage, FSB World Savings & Loan Attn: Bankruptcy Dept. San Antonio, TX 78251 Wescom Credit Union Att: Consumer Lending P. O. Box 7042 Pasadena, CA 91101 Nature of claim (trade debt, bank loan, government contract, etc.) Indicate if claim is contingent, government contract, disputed debt, bank loan, government contract, etc.) Indicate if claim is contingent, government contract, debt, bank loan, government contract, etc.) Indicate if claim is contingent, government contract, debt, bank loan, government contract, etc.) Indicate if claim is contingent, government contract, etc.) Indicate if claim is debt, bank loan, government contract, etc.) Indicate if claim is contingent, government contract, etc.)

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ial Form 4) (12/07) - Cont. James Brown		Case No.	
	Debtor(s)	-	

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(2)	(3)	(4)	(5)
Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor Nature of claim (trade debt, bank loan, government contract,	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted Nature of claim (trade debt, bank loan, government contract, unliquidated, disputed, or subject

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

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

Date June	4, 2010	Signature	/s/ James Brown
		_	James Brown
			Debtor

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

STATEMENT OF RELATED CASES INFORMATION REQUIRED BY LOCAL BANKRUPTCY 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, his or her current or former domestic partner, 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).)

None.

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.

i deciare, u	nder penalty or perjury, that	the foregoing is true and con	eot.	
Executed a	at	, California.	/s/ James Brown	
			James Brown	
Dated	June 4, 2010		Debtor	
			Joint Debtor	

I declare under penalty of perjury, that the foregoing is true and correct

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B201 - Notice of Available Chapters (Rev. 12/08)

USBC. Central District of California

Name: Thomas P. Giordano 155548

Address: 500 N. State College Blvd., Suite 530

Orange, CA 92868

Telephone: (714) 912-7835 Fax: (714)627-4334

Attorney for DebtorDebtor 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:	Case No.:				
James Brown					
	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 to individuals with primarily consumer debts: (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.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

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 <u>before</u> 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. Each debtor in a joint case must complete the briefing.

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. Each debtor in a joint case must complete the course.

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.

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B201 - Notice of Available Chapters (Rev. 12/08)

USBC, Central District of California

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 installments 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.
- 3. 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 the Debtor

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

James Brown	X	/s/ James Brown	June 4, 2010
Printed Name(s) of Debtor(s)		Signature of Debtor	Date
Case No. (if known)	X		
		Signature of Joint Debtor (if any)	Date

Case 2:10-bk-32725-SB

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Verification of Creditor Mailing List - (Rev. 10/05)

2005 USBC, Central District of California

MASTER MAILING LIST Verification Pursuant to Local Bankruptcy Rule 1007-2(d)

Name	Thomas P. Giordano 155548					
Address	ddress 500 N. State College Blvd., Suite 530 Orange, CA 92868					
Telephone	(714) 912-7835 Fax: (714)627-4334					
•	for Debtor(s) n Pro Per					
	UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA					
List all names including trade names used by Debtor(s) within last 8 years: James Brown		Case No.:				
		Chapter:	11			

VERIFICATION OF CREDITOR MAILING LIST

The above named debtor(s), or debtor's attorney if applicable, do hereby certify under penalty of perjury that the attached Master Mailing List of creditors, consisting of 2 sheet(s) is complete, correct, and consistent with the debtor's schedules pursuant to Local Rule 1007-2(d) and I/we assume all responsibility for errors and omissions.

Date: June 4, 2010	/s/ James Brown
	James Brown
	Signature of Debtor
Date: June 4, 2010	/s/ Thomas P. Giordano
	Signature of Attorney Thomas P. Giordano 155548 Law Office of Thomas P. Giordano 500 N. State College Blvd., Suite 530 Orange, CA 92868
	(714) 912-7835 Fax: (714)627-4334

James Brown 441 W. 84th Street Los Angeles, CA 90003

Thomas P. Giordano Law Office of Thomas P. Giordano 500 N. State College Blvd., Suite 530 Orange, CA 92868

American Express c/o Becket and Lee P. O. Box 3001 Malvern, PA 19355

American Express P. O. box 981537 El Paso, TX 79998

California Reconveyance Company 9200 Oakdale Avenue - CA2-4379 Chatsworth, CA 91311

Chase Mortgage Attn: Research Dept., G7-PP 3415 Vision Drive Columbus, OH 43219

Chase Mortgage 10790 Rancho Bernardo Road San Diego, CA 92127

Specialized Loan Servicing, LLC 8742 Lucent BLVD., #300 Highlands Ranch, CO 80129

Wachovia Mortgage, FSB World Savings & Loan Attn: Bankruptcy Dept. 4101 Wiseman Blvd San Antonio, TX 78251

Wescom Credit Union Att: Consumer Lending P. O. Box 7042 Pasadena, CA 91101

Wescom Credit Union 123 S. Marengo Avenue Pasadena, CA 91101