Case 6:10-bk-36652-CB Doc 1 Filed 08/20/10 Entered 08/20/10 15:59:27 I Main Document Page 1 of 10

BL (Official Form 1)(4/10) 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): Amatulli Auto Parts, Inc. 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 EIN Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN 95-3758424 Street Address of Debtor (No. and Street, City, and State): Street Address of Joint Debtor (No. and Street, City, and State): 316 East 4th Street Perris, CA ZIP Code ZIP Code 92570 County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: Riverside Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): ZIP Code ZIP Code Location of Principal Assets of Business Debtor (if different from street address above): Type of Debtor Nature of Business Chapter of Bankruptcy Code Under Which (Form of Organization) (Check one box) the Petition is Filed (Check one box) (Check one box) ☐ Health Care Business ☐ Chapter 7 ☐ Single Asset Real Estate as defined ☐ Chapter 15 Petition for Recognition ☐ Chapter 9 ☐ Individual (includes Joint Debtors) in 11 U.S.C. § 101 (51B) of a Foreign Main Proceeding Chapter 11 See Exhibit D on page 2 of this form. □ Railroad ☐ Chapter 12 ☐ Chapter 15 Petition for Recognition ☐ Stockbroker Corporation (includes LLC and LLP) of a Foreign Nonmain Proceeding ☐ Chapter 13 ☐ Commodity Broker ☐ Partnership ☐ Clearing Bank ☐ Other (If debtor is not one of the above entities, Other Nature of Debts check this box and state type of entity below.) (Check one box) Tax-Exempt Entity Debts are primarily consumer debts. Debts are primarily (Check box, if applicable) ☐ Debtor is a tax-exempt organization defined in 11 U.S.C. § 101(8) as business debts. under Title 26 of the United States "incurred by an individual primarily for a personal, family, or household purpose." Code (the Internal Revenue Code). Filing Fee (Check one box) Chapter 11 Debtors Check one box: Full Filing Fee attached Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Filing Fee to be paid in installments (applicable to individuals only). Must Check if: attach signed application for the court's consideration certifying that the Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) debtor is unable to pay fee except in installments. Rule 1006(b). See Official are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter). Form 3A Check all applicable boxes: Filing Fee waiver requested (applicable to chapter 7 individuals only). Must A plan is being filed with this petition. attach signed application for the court's consideration. See Official Form 3B. Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). Statistical/Administrative Information THIS SPACE IS FOR COURT USE ONLY Debtor estimates that funds will be available for distribution to unsecured creditors. ☐ 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 50-99 5,001-10,000 50,001--001 200-1,000-10,001-25,001-OVER 49 199 999 5,000 25,000 50,000 100,000 100,000 Estimated Assets П \$50,001 to \$100,000 \$100,001 to \$500,001 \$1,000,001 \$10,000,001 \$50,000,001 \$100,000,001 \$500,000,001 More than \$500,000 to \$1 to \$500 to \$1 billion million million million Estimated Liabilities П \$50,001 to \$100,000 \$100,001 to \$500,000 \$0 to \$50,000 \$500,001 \$1,000,001 \$10,000,001 \$50,000,001 \$100,000,001 \$500,000,001 More than to \$1 billion \$1 billion to \$100 to \$500

B1 (Official For	·m 1)(4/10)	<u> </u>	Page 2	
Voluntary Petition		Name of Debtor(s): Amatulli Auto Parts, Inc.		
(This page mi	ust be completed and filed in every case)	Amatum Auto Parts,	, mc.	
,	All Prior Bankruptcy Cases Filed Within Last	t 8 Years (If more than two,	, attach additional sheet)	
Location Where Filed:	- None -	Case Number:	Date Filed:	
Location Where Filed:		Case Number:	Date Filed:	
Pe	ending Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If	more than one, attach additional sheet)	
Name of Debt - None -	ior:	Case Number:	Date Filed:	
District:		Relationship:	Judge:	
	Exhibit A		Exhibit B	
forms 10K a pursuant to s and is reque	oleted if debtor is required to file periodic reports (e.g., and 10Q) with the Securities and Exchange Commission Section 13 or 15(d) of the Securities Exchange Act of 1934 sting relief under chapter 11.) A is attached and made a part of this petition.	I, the attorney for the petitione have informed the petitione 12, or 13 of title 11. United		
■ No. (To be comp □ Exhibit If this is a jo.	pleted by every individual debtor. If a joint petition is filed, ea D completed and signed by the debtor is attached and made	a part of this petition.		
	Information Regardin	ng the Debtor - Venue		
	· · · · · · · · · · · · · · · · · · ·	pplicable box)		
	Debtor has been domiciled or has had a residence, princip days immediately preceding the date of this petition or for			
	There is a bankruptcy case concerning debtor's affiliate, gr		•	
	Certification by a Debtor Who Reside (Check all app		al Property	
	Landlord has a judgment against the debtor for possession	·	x checked, complete the following.)	
	(Name of landlord that obtained judgment)			
	(Address of landlord)			
	Debtor claims that under applicable nonbankruptcy law, the entire monetary default that gave rise to the judgment			

Date

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B1 (Official Form 1)(4/10) Page 3 Name of Debtor(s): Voluntary Petition Amatulli Auto Parts, Inc. (This page must be completed and filed in every case) Signatures Signature(s) of Debtor(s) (Individual/Joint) Signature of a Foreign Representative I declare under penalty of perjury that the information provided in this I declare under penalty of perjury that the information provided in this petition petition is true and correct is true and correct, that I am the foreign representative of a debtor in a foreign If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7 I am aware that I may proceed under proceeding, and that I am authorized to file this petition. chapter 7, 11, 12, or 13 of tille 11. United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached. III 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). 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 I request relief in accordance with the chapter of title 11, United States Code, specified in this petition. recognition of the foreign main proceeding is attached. Signature of Foreign Representative Signature of Debtor Printed Name of Foreign Representative Signature of Joint Debtor Date Telephone Number (If not represented by attorney) Signature of Non-Attorney Bankruptcy Petition Preparer I declare under penalty of perjuty that: (1) I am a bankruptcy petition preparer as defined in II U.S.C. § 110; (2) I prepared this document for Date 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), ignature of Attorney* 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 1: 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 Signature of Attorney for Debtor(s) debtor or accepting any fee from the debtor, as required in that section. Robert B. Rosenstein 90036 Official Form 19 is attached, Printed Name of Attorney for Debtor(s) Rosenstein & Hitzeman, AAPLC Printed Name and title, if any, of Bankruptcy Petition Preparer Firm Name 28600 Mercedes Street Suite 100 Social-Security number (If the bankrutpey petition preparer is not Temecula, CA 92590 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 951-296-3888 Fax: 951-296-3889 Telephone Number 90036 August 20, 2010 Address 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. Date Signature of Debtor (Corporation/Partnership) Signature of Bankruptcy Petition Preparer or officer, principal, responsible person,or partner whose Social Security number is provided above I declare under penalty of parjury that the information provided in this petition is true and correct, and that I have been authorized to file 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 on behalf of the cebtor. The debtor requests relief in accordance with the chapter of title 11, United not an individual: States Code, specified in this petition. Signature of Authorized individual Anthony Amatalli If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person. Printed Name of Authorized Individual A bankruptcy petition preparer's failure to comply with the provisions of President title II and the Federal Rules of Bankruptcy Procedure may result in Title of Authorized Individual fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156. August 20, 2010

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B4 (Official Form 4) (12/07)

United States Bankruptcy Court Central District of California

In re	Amatulli Auto Parts, Inc.		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).

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Anthem Blue Cross PO Box 54630	Anthem Blue Cross PO Box 54630	Insurance for Business		3,641.10
Los Angeles, CA 90054 Battery Power, Inc. 11818 Gleanoaks Blvd. San Fernando, CA 91340	Los Angeles, CA 90054 Battery Power, Inc. 11818 Gleanoaks Blvd. San Fernando, CA 91340	Business Supplies/Inventory		3,452.55
California Hard Parts 2200 Business Way Riverside, CA 92501	California Hard Parts 2200 Business Way Riverside, CA 92501	Business Supplies/Inventory		2,621.95
California Tool Company 1929 So. Figueroa St. Los Angeles, CA 90007	California Tool Company 1929 So. Figueroa St. Los Angeles, CA 90007	Business Supplies/Inventory		3,578.90
Capital One PO Box 30287 Salt Lake City, UT 84130-0287	Capital One PO Box 30287 Salt Lake City, UT 84130-0287	Credit Card used for Business Expenses		1,982.00
Chrysler Financial PO Box 9001888 Louisville, KY 40290-1888	Chrysler Financial PO Box 9001888 Louisville, KY 40290-1888	Business Vehicle Finance	Unliquidated	6,000.00
Citi Business Card PO Box 6013 Sioux Falls, SD 57117-6013	Citi Business Card PO Box 6013 Sioux Falls, SD 57117-6013	Credit Card used for Business Expenses		807.00
Keitner Enterprises Dept 2236 PO Box 2121 Louisville, KY 40290-1888	Keitner Enterprises Dept 2236 PO Box 2121 Louisville, KY 40290-1888	Business Supplies/Inventory		4,170.65
Marlin Leasing 300 Fellowship Rd. Mount Laurel, NJ 08054	Marlin Leasing 300 Fellowship Rd. Mount Laurel, NJ 08054	Business Supplies/Inventory		171.33
Merchant Cash & Capital 450 Park Ave. So. 11th Floor New York, NY 10016	Merchant Cash & Capital 450 Park Ave. So. 11th Floor New York, NY 10016	Business Expense	Unliquidated	34,445.00
Metro Warehouse PO Box 1529 San Bernardino, CA 92402	Metro Warehouse PO Box 1529 San Bernardino, CA 92402	Business Supplies/Inventory	Unliquidated	17,000.00

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B4 (Offi	cial Form 4) (12/07) - Cont.			
In ге	Amatulli Auto Parts, Inc.		Case No.	
		Debtor(s)		

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to satoff	Amount of claim [if secured, also state value of security]
National Oak Distributors, Inc. PO Box 51473 Ontario, CA 91761-0073	National Oak Distributors, Inc. PO Box 51473 Ontario, CA 91761-0073	Business Supplies/Inventory		73,393.66
Praxair Dept. LA 21511 Pasadena, CA 91185	Praxair Dept. LA 21511 Pasadena, CA 91185	Business Supplies/Inventory		1,991.06
World Pac PO Box 5022 Newark, CA 94560	World Pac PO Box 5022 Newark, CA 94560	Business Supplies/Inventory		3,282.50
	,			
·				

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

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

Date	August	20,	2010	

Signature

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.

Aug 20 10 03:04p Tony Amatulli

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Verification of Creditor Mailing List - (Rev. 18/05)

2005 USBC, Central District of California

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

Name Robert B. Rosenstein 90036				
Address 28600 Mercedes Street Suite 100 Temecula, C	CA 92590			
Telephone 951-296-3888 Fax: 951-296-3889	,			
Attorney for Debtor(s) Debtor in Pro Per				
CENTRAL DISTR	BANKRUPTCY COURT			
List all names including trade names used by Debtor(s) within last 8 years:	Case No.:			
Amatulli Auto Parts, Inc.	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 3 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.

August 20, 2010 Date:

Date: August 20, 2010

Anthony Amatuli President Signer/Title

Signature of Attorney Robert B. Rosenstein 90036 Rosenstein & Hitzeman, AAPLC 28600 Mercedes Street Suite 100 Temecula, CA 92590

951-296-3888 Fax: 951-296-3889

Amatulli Auto Parts, Inc. 316 East 4th Street Perris, CA 92570

Robert B. Rosenstein Rosenstein & Hitzeman, AAPLC 28600 Mercedes Street Suite 100 Temecula, CA 92590

Anthem Blue Cross PO Box 54630 Los Angeles, CA 90054

Battery Power, Inc. 11818 Gleanoaks Blvd. San Fernando, CA 91340

California Hard Parts 2200 Business Way Riverside, CA 92501

California Tool Company 1929 So. Figueroa St. Los Angeles, CA 90007

Capital One PO Box 30287 Salt Lake City, UT 84130-0287

Chrysler Financial PO Box 9001888 Louisville, KY 40290-1888 Citi Business Card PO Box 6013 Sioux Falls, SD 57117-6013

Employment Development Department Bankruptcy Group MIC 92E P.O. Box 826880 Sacramento, CA 94280-0001

Franchise Tax Board Attn: Bankruptcy P.O. Box 2952 Sacramento, CA 95812-2952

Internal Revenue Service Insolvency Group 1 290 North D Street San Bernardino, CA 92401-1734

Keitner Enterprises Dept 2236 PO Box 2121 Louisville, KY 40290-1888

Marlin Leasing 300 Fellowship Rd. Mount Laurel, NJ 08054

Merchant Cash & Capital 450 Park Ave. So. 11th Floor New York, NY 10016

Metro Warehouse PO Box 1529 San Bernardino, CA 92402 National Oak Distributors, Inc. PO Box 51473 Ontario, CA 91761-0073

Praxair Dept. LA 21511 Pasadena, CA 91185

State Board of Equalization Attn: Bankruptcy P.O. Box 942879 Sacramento, CA 94279-7072

World Pac PO Box 5022 Newark, CA 94560

p.2 9516792995 Aug 20 10 03:04p Tony Amatulli Case 6:10-bk-36652-CB - Doc 4 - - Filed 08/20/10 - Entered 08/20/10 15:59:27 DeSC/012 Main Document Page 10 of 10 Allorney or Party Name, Address, Telephone & FAX Numbers, and California State Bar Number FOR COURT USE ONLY Robert B. Rosenstein SBN 90036 Rosenstein & Hitzeman, AAPLC 28600 Mercedes Street, Ste 100 Temecula, CA 92590 951-296-3888 Fax: 951-296-3889 Allomey for: Debtor-In-Possession Amatulli Auto Parts, Inc. UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA CASE NO.: In re: CHAPTER: 11 Amatulli Auto Parts, Inc. ADV, NO.: Debtor(s). **ELECTRONIC FILING DECLARATION** (CORPORATION/PARTNERSHIP) 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 1- DECLARATION OF AUTHORIZED SIGNATORY OF DEBTOR OR OTHER PARTY I, the undersigned, hereby declare under penalty of perjury that: (1) I have been authorized by the Debtor or other party on whose behalf the above-referenced document is being filed (Filing Party) to sign and to file, on behalf of the Filing Party, the above-referenced document being filed electronically (Filed Document); (2) I have read and understand the Filed Document; (3) the information provided in the Filed Document is true, correct and complete; (4) the "/s/," followed by my name, on the signature lines for the Filing Party in the Filed Document serves as my signature on behalf of the Filing Party and denotes the making of such declarations, requests, statements, verifications and certifications by me and by the Filing Party to the same extent and effect as my actual signature on such signature lines; (5) I have actually signed a true and correct hard copy of the Filed Document in such places on behalf of the Filing Party and provided the executed hard copy of the Filed Document to the Filing Party's attorney; and (6) I, on behalf of the Filing Party, have authorized the Filing Party's attorney to Gle-the electronic version of the Filed Document and this Declaration with the United States Bankruptcy Court for the Central District of California. August 20, 2010 uthorized Signatory of Filing Party Signatury Tate Anthony Amatulli Printed Name of Authorized Signatory of Filing Party President Title of Authorized Signatory of Filing Party PART II - DECLARATION OF ATTORNEY FOR FILING PARTY I, the undersigned Attorney for the Filing Party, hereby declare under penalty of perjury that: (1) the "/s/," followed by my name, on the signature lines for the Attorney for the Filing Party in the Filed Document serves as my signature and denotes the making of such declarations, requests, statements, verifications and certifications to the same extent and effect as my actual signature on such signature lines; (2) an authorized signatory of the Filing Party signed the Declaration of Authorized Signatory of Debtor or Other Party before I electronically submitted the Filed Document for filing with the United States Bankruptcy Court for the Central District of California; (3) I have actually signed a true and correct hard copy of the Filed Document in the locations that are indicated by "/s/," followed by my name, and have obtained the signature of the authorized signatory of the Filing Party in the locations that are indicated by Vs." followed by the name of the Filing Party's authorized signatory, on the true and correct hard copy of the Filed Document; (4) I shall maintain the executed originals of this Declaration, the Declaration of Anthorized Signatory of Debtor or Other Party, and the Filed Document for a period of five years after the closing of the case in which they are filed; and (5) I shall make the executed originals of this Declaration, the Declaration of Authorized Signatory of and the Riled Document available for review upon request of the Court or other parties. Deblor or Diver Cop August 20, 2010 Signature of Attorney for Filing Party Robert B. Rosenstein 90036 Printed Name of Attorney for Filing Party

This form is mandatory by Order of the United States Bankruptcy Court for the Central District of California.