Case 6:10-bk-41455-TD Doc 1 Filed 09/29/10 Entered 09/29/10 13:23:54 Desc

United States Bankruptcy C  Central District of California						;			Voluntary	Petition		
Name of Debtor (if individual, enter Last, First, Middle):  Bardos, Paul Phillip					Name	e of Joint D	ebtor (Spouse	e) (Last, First,	, Middle):			
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):  DBA Cadmus Construction Co.					All C (inclu	ther Names	used by the a maiden, and	Joint Debtor i trade names)	in the last 8 years ):			
Last four dig	e, state all)	Sec. or Indi	vidual-Taxpa	ayer I.D. (	(ITIN) No./0	Complete	EIN Last to	our digits of than one, state	f Soc. Sec. or	r Individual-7	Гахрауег I.D. (ITIN) No	o./Complete EIN
Street Addre 8034 Ca		edera	Street, City,	and State)	):	ZIP Co		t Address of	f Joint Debtor	r (No. and Str	reet, City, and State):	ZIP Code
						91730						ZII Code
County of R San Ber		of the Princ	cipal Place o	f Busines:	s:		Coun	ty of Reside	ence or of the	Principal Pla	ace of Business:	
Mailing Add		otor (if diffe	rent from str	eet addres	ss):		Maili	ng Address	of Joint Debt	tor (if differen	nt from street address):	
					_	ZIP Co	de					ZIP Code
Location of (if different				•								
	• •	f Debtor		Ì		of Busine	SS	Chapter of Bankruptcy Code Under Which				
(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.)			(Check one box)  Health Care Business Single Asset Real Estate as dein 11 U.S.C. § 101 (51B) Railroad Stockbroker Commodity Broker Clearing Bank				☐ Chap	ter 7 ter 9 ter 11 ter 12	☐ Cl of ☐ Cl of	led (Check one box)  napter 15 Petition for R a Foreign Main Procee napter 15 Petition for R a Foreign Nonmain Pro	eding ecognition	
			Tax-Exempt Entity (Check box, if applicable) □ Debtor is a tax-exempt organiza under Title 26 of the United Sta Code (the Internal Revenue Code)		ble) rganization ited States	define	are primarily cod in 11 U.S.C. seed by an indivioual, family, or	(Check onsumer debts, § 101(8) as idual primarily	busing	are primarily ess debts.		
_		•	heck one box	κ)			ck one box:		-	oter 11 Debte		
□ 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. □ Acc				Debtor is no ck if: Debtor's agg are less than ck all applicab A plan is be Acceptances	regate nonce \$2,343,300 ( le boxes: ing filed with of the plan v	ontingent liquid amount subject	defined in 11 U ated debts (exc t to adjustment	L. § 101(51D).  J.S.C. § 101(51D).  Eluding debts owed to insice on 4/01/13 and every three	ee years thereafter).			
☐ Debtor e	estimates that estimates that	nt funds will nt, after any	ation be available exempt prop	erty is ex	cluded and	administr		es paid,		THIS	SPACE IS FOR COURT	USE ONLY
Estimated N  1- 49				1,000- 5,000	5,001- 10,000	10,001- 25,000	25,001- 50,000	50,001- 100,000	OVER 100,000			
Estimated A  So to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,00 to \$100 million	1 \$100,000,00 to \$500 million	5500,000,000 to \$1 billion	More than \$1 billion			
Estimated Li  \$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,000 to \$100 million	1 \$100,000,00 to \$500 million	\$500,000,000 to \$1 billion				

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B1 (Official Form 1)(4/10) Page 2 Name of Debtor(s): Voluntary Petition **Bardos, Paul Phillip** (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) Case Number: Location 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: Relationship: Judge: 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. Signature of Attorney for Debtor(s) (Date) 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. 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)).

Bardos, Paul Phillip

# **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 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/ Paul Phillip Bardos

Signature of Debtor Paul Phillip Bardos

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

**September 29, 2010** 

Date

#### Signature of Attorney\*

#### X /s/ Martha A. Warriner

Signature of Attorney for Debtor(s)

#### Martha A. Warriner #76132

Printed Name of Attorney for Debtor(s)

#### **REID & HELLYER**

Firm Name

3880 Lemon Street, 5th Floor P.O. Box 1300 Riverside, CA 92502-1300

Address

#### (951) 682-1771 Fax: (951) 686-2415

Telephone Number

September 29, 2010

#76132

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.)

Name of Debtor(s):

- ☐ 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

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In re	Paul Phillip Bardos		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.]

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B 1D (Official Form 1, Exhibit D) (12/09) - Cont.						
□ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.); □ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, o through the Internet.); □ 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(h) does not apply in this district.						
I certify under penalty of perjury that the information provided above is true and correct.						
Signature of Debtor: /s/ Paul Phillip Bardos Paul Phillip Bardos						
Date: September 29, 2010						

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**B4** (Official Form 4) (12/07)

# United States Bankruptcy Court Central District of California

In re	Paul Phillip Bardos	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]
American Express P.O. Box 981535 El Paso, TX 79998-1535	American Express P.O. Box 981535 El Paso, TX 79998-1535	Recurring monthly service charge		24.16
Bank of America P.O. Box 15026 Wilmington, DE 19850-5026	Bank of America P.O. Box 15026 Wilmington, DE 19850-5026	Cash advances and credit card purchases		29,296.64
Bank of America P.O. Box I15026 Wilmington, DE 19850-5026	Bank of America P.O. Box I15026 Wilmington, DE 19850-5026	Cash advances		25,839.32
Bank of America P.O. Box 15026 Wilmington, DE 19850-5026	Bank of America P.O. Box 15026 Wilmington, DE 19850-5026	Cash advances		22,928.60
Chase P.O. Box 15298 Wilmington, DE 19850-5298	Chase P.O. Box 15298 Wilmington, DE 19850-5298	Credit card purchases		18,073.30
Franchise Tax Board Headquarters Compliance Sacramento, CA 95867	Franchise Tax Board Headquarters Compliance Sacramento, CA 95867	Income Taxes		29,216.62
Franchise Tax Board Headquarters Compliance Sacramento, CA 95867	Franchise Tax Board Headquarters Compliance Sacramento, CA 95867	Income Taxes		26,654.00
Home Depot P.O. Box 653000 Dallas, TX 75265	Home Depot P.O. Box 653000 Dallas, TX 75265	Credit card purchases		3,608.69
Internal Revenue Service P.O. Box 21126 Philadelphia, PA 19114	Internal Revenue Service P.O. Box 21126 Philadelphia, PA 19114	Income Taxes		86,084.00
Internal Revenue Service P.O. Box 21126 Philadelphia, PA 19114	Internal Revenue Service P.O. Box 21126 Philadelphia, PA 19114	Income Taxes		83,696.00
Nikki Scott 225 E. 24th Street Upland, CA 91784	Nikki Scott 225 E. 24th Street Upland, CA 91784	Court ordered support		8,550.00

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B4 (Office	cial Form 4) (12/07) - Cont.		
In re	Paul Phillip Bardos	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 setoff	Amount of claim [if secured, also state value of security]
Twenty-Nine Palms Enterprises Corp. Attention: Tribal Chairman Dean Mike 46-200 Harrison Place Coachella, CA 92236	Tribal Chairman Twenty-Nine Palms Enterprises Corp. 46-200 Harrison Place Coachella, CA 92236 866-377-6829	Judgment in law suit	Contingent Unliquidated Disputed	917,043.09
US Bank 1310 Madrid Street, Suite 101 Marshall, MN 56258	US Bank 1310 Madrid Street, Suite 101 Marshall, MN 56258	Personal guarantee on a copier lease for Cadmus, Inc.	Contingent	7,374.90
USAA 10750 McDermott Freeway San Antonio, TX 78288	USAA 10750 McDermott Freeway San Antonio, TX 78288	Cash Advances		21,556.09

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

I, Paul Phillip Bardos, 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	9/29/10	Signature	/s/Paul Phillip Bardos
			Paul Phillip Bardos
			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.

Paul Phillip Bardos 8034 Camino Predera Rancho Cucamonga, CA 91730

Office of the U S Trustee 3685 Main Street, Suite 300 Riverside, CA 92501

Martha A. Warriner REID & HELLYER 3880 Lemon Street, 5th Floor P.O. Box 1300 Riverside, CA 92502-1300 American Express P.O. Box 981535 El Paso, TX 79998-1535

Bank of America P.O. Box 5170 Simi Valley, CA 93062

Bank of America P.O. Box 15026 Wilmington, DE 19850-5026

Bank of America P.O. Box 115026 Wilmington, DE 19850-5026

Chase P.O. Box 15298 Wilmington, DE 19850-5298

Evanston Insurance Company Mark E. Hellenkamp Morris Polich & Purdy LLP 501 W. Broadway, Suite 500 San Diego, CA 92101

Franchise Tax Board Headquarters Compliance Sacramento, CA 95867

GMAC Mortgage P.O. Box 4622 Waterloo, IA 50704 Home Depot P.O. Box 653000 Dallas, TX 75265

Internal Revenue Service P.O. Box 21126 Philadelphia, PA 19114

Nikki Scott 225 E. 24th Street Upland, CA 91784

Richard M. Freeman Matthew S. McConnell Sheppard Mullin Richter & Hampton 12275 El Camino Real, Suite 200 San Diego, CA 92130

Thomas Stephen Slovak Slovak Baron & Empey 1800 E. Tahquitz Canyon Way Palm Springs, CA 92262-7104

Twenty-Nine Palms Enterprises Corp. Attention: Tribal Chairman Dean Mike 46-200 Harrison Place Coachella, CA 92236

US Bank 1310 Madrid Street, Suite 101 Marshall, MN 56258

USAA 10750 McDermott Freeway San Antonio, TX 78288 Wells Fargo P.O. Box 30427 Los Angeles, CA 90030