

BI (Official Form 1)(4/10)

United States Bankruptcy Court
Central District of California
Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle):

Cheeley, James E

Name of Joint Debtor (Spouse) (Last, First, Middle):

All Other Names used by the Debtor in the last 8 years
(include married, maiden, and trade names):All Other Names used by the Joint Debtor in the last 8 years
(include married, maiden, and trade names):Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN
(if more than one, state all)**xxx-xx-1853**Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN
(if more than one, state all)

Street Address of Debtor (No. and Street, City, and State):

**27447 N. Bay Road
Lake Arrowhead, CA**

ZIP Code

92352

Street Address of Joint Debtor (No. and Street, City, and State):

ZIP Code

County of Residence or of the Principal Place of Business:

San Bernardino

County of Residence or of the Principal Place of Business:

Mailing Address of Debtor (if different from street address):

**1095 N. "D" St.
San Bernardino, CA**

ZIP Code

92410

Mailing Address of Joint Debtor (if different from street address):

ZIP Code

Location of Principal Assets of Business Debtor
(if different from street address above):
Type of Debtor
 (Form of Organization)
 (Check one box)

- ☒ Individual (includes Joint Debtors)
See Exhibit D on page 2 of this form.
- ☐ Corporation (includes LLC and LLP)
- ☐ Partnership
- ☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.)

Nature of Business
 (Check one box)

- ☐ Health Care Business
- ☐ Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B)
- ☐ Railroad
- ☐ Stockbroker
- ☐ Commodity Broker
- ☐ Clearing Bank
- ☒ Other

Tax-Exempt Entity
 (Check box, if applicable)

- ☐ Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).

Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box)

- ☐ Chapter 7
- ☐ Chapter 9
- ☒ Chapter 11
- ☐ Chapter 12
- ☐ Chapter 13
- ☐ Chapter 15 Petition for Recognition of a Foreign Main Proceeding
- ☐ Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding

Nature of Debts
 (Check one box)

- ☐ Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose."
- ☒ Debts are primarily business debts.

Filing Fee (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 one box:

- ☐ 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).

Check if:

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter).

Check all applicable boxes:

- ☐ A plan is being filed with this petition.
- ☐ 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

- ☐ 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

☒ 1-49 ☐ 50-99 ☐ 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 Assets

☐ \$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 ☐ \$50,000,001 to \$100 million ☐ \$100,000,001 to \$500 million ☐ \$500,000,001 to \$1 billion ☐ More than \$1 billion

Estimated Liabilities

☐ \$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 ☐ \$50,000,001 to \$100 million ☐ \$100,000,001 to \$500 million ☐ \$500,000,001 to \$1 billion ☐ More than \$1 billion

THIS SPACE IS FOR COURT USE ONLY

Voluntary Petition

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

Name of Debtor(s):

Cheeley, James E**All Prior Bankruptcy Cases Filed Within Last 8 Years** (If more than two, attach additional sheet)

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 more 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 debts.)

I, the attorney for the petitioner named in the foregoing petition, declare that I 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 under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b).

X

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(l)).

Voluntary Petition

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

Name of Debtor(s):

Cheeley, James E**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

Signature of Debtor **James E Cheeley**

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

10-19-10

Date

Signature of Attorney*

X

Signature of Attorney for Debtor(s)

STEPHEN R. WADE 79219

Printed Name of Attorney for Debtor(s)

THE LAW OFFICES OF STEPHEN R. WADE

Firm Name

**400 North Mountain Ave., #214B
Upland, CA 91786**

Address

909-985-6500 Fax: 909-985-2865

Telephone Number

10-19-10**79219**

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.

X

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.

X

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 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

X

Date

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.

B4 (Official Form 4) (12/07)

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

In re **James E Cheeley**

Debtor(s)

Case No.

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) <i>Name of creditor and complete mailing address including zip code</i>	(2) <i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	(3) <i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	(4) <i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	(5) <i>Amount of claim [if secured, also state value of security]</i>
American Quality MFG 310 Shearer Blvd. Cocoa, FL 32922	American Quality MFG 310 Shearer Blvd. Cocoa, FL 32922			8,300.00
AT&T POBox 60017 Los Angeles, CA 90060	AT&T POBox 60017 Los Angeles, CA 90060			95.38
Chase/Marriot Po Box 15298 Wilmington, DE 19850	Chase/Marriot Po Box 15298 Wilmington, DE 19850	Marriot Rewards CreditCard		8,026.66
Citibank Sd, Na Attn: Centralized Bankruptcy Po Box 20507 Kansas City, MO 64195	Citibank Sd, Na Attn: Centralized Bankruptcy Po Box 20507 Kansas City, MO 64195	CreditCard		33,589.00
City of San Bernardino 300 North D Street San Bernardino, CA 92418	City of San Bernardino 300 North D Street San Bernardino, CA 92418			340.54
DMV Renewal POBox 942897 Sacramento, CA 94297-0897	DMV Renewal POBox 942897 Sacramento, CA 94297-0897			126.00
Fitness Edge 575 Five Cities Drive Pismo Beach, CA 93449	Fitness Edge 575 Five Cities Drive Pismo Beach, CA 93449			7,319.77
Lake Arrowhead CSD POBox 700 28200 State Highway 189 Building 03, Suite 160 Lake Arrowhead, CA 92352	Lake Arrowhead CSD POBox 700 28200 State Highway 189 Lake Arrowhead, CA 92352	Water bill		3,569.68
Meadow Shores POBox 2479 Lake Arrowhead, CA 92352	Meadow Shores POBox 2479 Lake Arrowhead, CA 92352			219.00
Michelle Cheeley c/o Shannon R. Thomas Haslam & Perri 3491 E. Councours Str, Ste 200 Ontario, CA 91764	Michelle Cheeley c/o Shannon R. Thomas Haslam & Perri Ontario, CA 91764		Disputed	666,250.00

B4 (Official Form 4) (12/07) - Cont.

In re **James E Cheeley**

Case No. _____

Debtor(s)

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS
(Continuation Sheet)

(1) <i>Name of creditor and complete mailing address including zip code</i>	(2) <i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	(3) <i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	(4) <i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	(5) <i>Amount of claim [if secured, also state value of security]</i>
Mountain Disposal POBox 3635 Crestline, CA 92325	Mountain Disposal POBox 3635 Crestline, CA 92325			236.52
New York Life Inland Empire General Office 451 East Vanderbilt Way, Suite 400 San Bernardino, CA 92408	New York Life Inland Empire General Office 451 East Vanderbilt Way, Suite 400 San Bernardino, CA 92408			6,000.00
State Farm Insurance POBox 680001 Dallas, TX 75368	State Farm Insurance POBox 680001 Dallas, TX 75368			827.24
Steven Becker 315 West Sixth Street San Bernardino, CA 92401	Steven Becker 315 West Sixth Street San Bernardino, CA 92401			3,092.16
www.FitnessBlowout.com 2210 S. Sepulveda Blvd. Los Angeles, CA 90064	www.FitnessBlowout.com 2210 S. Sepulveda Blvd. Los Angeles, CA 90064	personal gurantee of business debt	Contingent Unliquidated	Unknown

B4 (Official Form 4) (12/07) - Cont.

In re **James E Cheeley**

Case No. _____

Debtor(s)

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS
(Continuation Sheet)

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

I, **James E Cheeley**, 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

10-19-10

Signature


James E Cheeley

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.

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

Name STEPHEN R. WADE 79219Address 400 North Mountain Ave., #214B Upland, CA 91786Telephone 909-985-6500 Fax: 909-985-2865☒ Attorney for Debtor(s)☐ Debtor in Pro Per

UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA

List all names including trade names used by Debtor(s)
within last 8 years:**James E Cheeley**

Case No.:

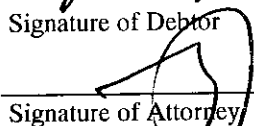
Chapter: 11

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 0 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: 10-19-10
James E Cheeley

Signature of Debtor

Date: 10-19-10
Signature of Attorney**STEPHEN R. WADE/79219****THE LAW OFFICES OF STEPHEN R. WADE****400 North Mountain Ave., #214B****Upland, CA 91786****909-985-6500 Fax: 909-985-2865**

James E Cheeley
1095 N. "D" St.
San Bernardino, CA 92410

STEPHEN R. WADE
THE LAW OFFICES OF STEPHEN R. WADE
400 North Mountain Ave., #214B
Upland, CA 91786

American Quality MFG
310 Shearer Blvd.
Cocoa, FL 32922

AT&T
POBox 60017
Los Angeles, CA 90060

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

Bank of America
POBox 515503
Los Angeles, CA 90051

Chase/Marriot
Po Box 15298
Wilmington, DE 19850

Chase/Marriot
POBox 94014
Palatine, IL 60094

Citibank (South Dakota) NA
POBox 6500
Sioux Falls, SD 57117

Citibank Sd, Na
Attn: Centralized Bankruptcy
Po Box 20507
Kansas City, MO 64195

City of San Bernardino
300 North D Street
San Bernardino, CA 92418

DMV Renewal
POBox 942897
Sacramento, CA 94297-0897

Fitness Edge
575 Five Cities Drive
Pismo Beach, CA 93449

Indymac Bank
Attn:Bankruptcy
Po Box 4045
Kalamazoo, MI 49003

Indymac Mortgage Services
POBox 78826
Phoenix, AZ 85062

Lake Arrowhead CSD
POBox 700
28200 State Highway 189
Building 03, Suite 160
Lake Arrowhead, CA 92352

Lake Arrowhead Water
POBox 700
28200 State Highway 189
Lake Arrowhead, CA 92352

Meadow Shores
POBox 2479
Lake Arrowhead, CA 92352

Melissa Chun
2015-B N. Waterman Ave.
San Bernardino, CA 92404

Michelle Cheeley
c/o Shannon R. Thomas
Haslam & Perri
3491 E. Councours Str, Ste 200
Ontario, CA 91764

Mountain Disposal
POBox 3635
Crestline, CA 92325

New York Life
Inland Empire General Office
451 East Vanderbilt Way, Suite 400
San Bernardino, CA 92408

New York Life
POBox 130539
Dallas, TX 75313

SBC Tax Collector
172 W. Third Street, First Floor
San Bernardino, CA 92415-0360

Secure Tech Security, Inc.
26748 Highway 189
Blue Jay, CA 92317

State Farm Insurance
POBox 680001
Dallas, TX 75368

Steven Becker
315 West Sixth Street
San Bernardino, CA 92401

Steven Dolan
27255 Messina
Highland, CA 92346

Wells Fargo Bank, N.A.
MAC S3902-012
64 E. Broadway Road
Tempe, AZ 85282

www.FitnessBlowout.com
2210 S. Sepulveda Blvd.
Los Angeles, CA 90064