B1 (Official I	Form 1)(4/	[0)			wiaiii	<del>Doodiii</del>	0110	. ago .	01 10				
	United States Bankruptcy C Central District of Californi								Vo	luntary	Petition		
	Name of Debtor (if individual, enter Last, First, Middle):  Roa, Charlotte R.				Name	of Joint De	ebtor (Spouse)	) (Last, First	, Middle):				
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):					used by the J maiden, and			8 years					
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)  xxx-xx-2136			IN Last f	our digits o	f Soc. Sec. or	Individual-	Гахрауег I	.D. (ITIN) N	o./Complete EIN				
Street Addre	ss of Debto	•	Street, City, a	and State)	):			Address of	Joint Debtor	(No. and Str	reet, City, a	and State):	
					Г	ZIP Code							ZIP Code
County of Ro		of the Princ	cipal Place of	f Busines		92507	Count	y of Reside	ence or of the	Principal Pla	ace of Bus	iness:	
Mailing Add	ress of Deb	tor (if diffe	rent from str	eet addres	ss):		Mailir	ng Address	of Joint Debte	or (if differe	nt from str	eet address):	
					_	ZIP Code							ZIP Code
Location of I (if different f													
	• •	Debtor				of Business			Chapter	of Bankrup	tcy Code	Under Whi	ch
		rganization) one box)		Ппп	(Check lth Care Bu	one box)				Petition is Fi	led (Check	k one box)	
_ , ,, ,,				☐ Sing	gle Asset Re	eal Estate as	defined	efined Chapter 7 Chapter 9 Chapter 15 Petition for Recognition			decognition		
Individua  See Exhib	al (includes bit D on pa		,	in 1	1 U.S.C. §	101 (51B)		Chapter 11 of a Foreign Main Proceeding					
☐ Corporati			-	☐ Stoo	ckbroker			Chapt				Petition for R Nonmain Pr	_
☐ Partnersh			,		nmodity Broaring Bank	oker		☐ Chapt	er 13	01	a roleigh	Nominam Fi	oceeding
Other (If				Oth							e of Debts		
cneck this	box and state	e type or enti	ity below.)			mpt Entity		■ Dalue			one box)	Прем	
				und	(Check box otor is a tax- er Title 26 of the (the Inter	of the Unite	anization d States	defined "incurr	are primarily co I in 11 U.S.C. § red by an indivi- onal, family, or I	101(8) as dual primarily	for		s are primarily ess debts.
	Fil	ing Fee (C	heck one box	()		Check	one box:		Chap	ter 11 Debt	ors		
Full Filing	Fee attached	1							debtor as defin			,	
			(applicable to art's considerat			Check	if:					` /	
debtor is u			n installments.										ders or affiliates) see years thereafter).
Form 3A.	:		-1.1. 414	7 14114	-11\ M	Check	all applicabl	e boxes:					
			able to chapter art's considerat			BB.   🗖 2	Acceptances	of the plan w	this petition. vere solicited pr S.C. § 1126(b).	epetition from	one or mor	e classes of cr	editors,
Statistical/A				6 11			11.			THIS	SPACE IS	FOR COURT	USE ONLY
Debtor es	stimates tha	t, after any	l be available exempt prop for distributi	erty is ex	cluded and	administrat		es paid,					
Estimated Nu	_	_		П									
1- 49	□ 50- 99	100- 199	200-	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			П	П				_					
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1	\$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					
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 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					

Case 6:10-bk-49199-DS Doc 1 Filed 12/06/10 Entered 12/06/10 12:52:37

Main Document Page 2 of 13 B1 (Official Form 1)(4/10) Page 2 Name of Debtor(s): Voluntary Petition Roa, Charlotte R. (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 -Date Filed: Location Case Number: 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.) I, the attorney for the petitioner named in the foregoing petition, declare that I (To be completed if debtor is required to file periodic reports (e.g., 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.  $\mathbf{X}$  /s/ Thomas P. Giordano **December 6, 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. 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 

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

after the filing of the petition.

<u>e 3</u>

Case 6:10-bk-49199-DS Doc 1 Filed 1:	2/06/10 Entered 12/06/10 12:52:37 Desc nt Page 3 of 13		
D1 (Official Form 1)(4/10)	rage :		
Voluntary Petition	Name of Debtor(s):  Roa, Charlotte R.		
(This page must be completed and filed in every case)	Roa, Ghariotte K.		
	l natures		
Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative		
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.	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		
X /s/ Charlotte R. Roa Signature of Debtor Charlotte R. Roa	X Signature of Foreign Representative		
Signature of Debtor Charlotte R. Roa			
X	Printed Name of Foreign Representative		
Signature of Joint Debtor			
	Date		
Telephone Number (If not represented by attorney)	Signature of Non-Attorney Bankruptcy Petition Preparer		
December 6, 2010			
Date	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		
Signature of Attorney*  X /s/ Thomas P. Giordano Signature of Attorney for Debtor(s)	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		
Thomas P. Giordano 155548 Printed Name of Attorney for Debtor(s)	debtor or accepting any fee from the debtor, as required in that section.  Official Form 19 is attached.		
Law office of Thomas P. Giordano Firm Name 18101 Von Karman Ave	Printed Name and title, if any, of Bankruptcy Petition Preparer		
Suite 560 Irvine, CA 92612	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		
Address	preparer.)(Required by 11 U.S.C. § 110.)		
Email: tohmahso@aol.com _(714)			
December 6, 2010 155548	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.	X		
Signature of Debtor (Corporation/Partnership)	Date		
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.	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		

The debtor requests relief in accordance with the chapter of title 11, United

States Code, specified in this petition.

Signature of Authorized Individual

Title of Authorized Individual

Date

Printed Name of Authorized Individual

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	Charlotte R. Roa		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 incapa financial responsibilities.);	ble of realizing and ma	impaired by reason of mental illness or king rational decisions with respect to
· · · · · · · · · · · · · · · · · · ·	- ' ' ' '	physically impaired to the extent of being inseling briefing in person, by telephone, or
☐ Active military duty in a r	nilitary combat zone.	
☐ 5. The United States trustee or barequirement of 11 U.S.C. § 109(h) does not		has determined that the credit counseling
I certify under penalty of perjury	that the information	provided above is true and correct.
Signature of	Debtor: /s/ Charlotte F	R. Roa
_	Charlotte R. R	loa
Date: Dece	mber 6, 2010	

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

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

In re	Charlotte R. Roa		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]
BAC Home Loans Servicing, LP 450 American Street Simi Valley, CA 93065	BAC Home Loans Servicing, LP 450 American Street Simi Valley, CA 93065	1765 Prince Albert Drive Riverside, CA 92507		406,635.00 (0.00 secured) (406,635.00 senior lien)
BAC Home Loans Servicing, LP 450 American Street Simi Valley, CA 93065	BAC Home Loans Servicing, LP 450 American Street Simi Valley, CA 93065	3955 Nobel Drive, #183 San Diego, CA		278,852.00 (0.00 secured) (278,852.00 senior lien)

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B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	Charlotte R. Roa	Case No.	
	Debtor(s)		
	LIST OF CREDITORS HOLDING 20 (Continuation		

(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]

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

I, **Charlotte R. Roa**, 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	December 6, 2010	Signature	/s/ Charlotte R. Roa
			Charlotte R. Roa
			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.

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## **United States Bankruptcy Court**

	Cin	Central District of California	ia	
n re	Charlotte R. Roa		Case No	
		Debtor	,	
			Chapter	11
	I IST O	F EQUITY SECURITY	HOI DEBS	
	LIST O	F EQUITI SECURITI	HOLDERS	
Follo	owing is the list of the Debtor's equity security	holders which is prepared in accord	dance with Rule 1007(a)(	3) for filing in this chapter 11 cas
Na	me and last known address	Security	Number	Kind of
or	place of business of holder	Class	of Securities	Interest
			+	
1	None			
DE	CCLARATION UNDER PENALTY	OF PERJURY ON BEHAL	F OF CORPORATI	ON OR PARTNERSHIP
	I, the of the corporation named as	the debtor in this case, declare up	nder penalty of periury	that I have read the foregoing
	List of Equity Security Holders and that			
Date	e <u>December 6, 2010</u>	Signature <u>/s</u>	s/ Charlotte R. Roa	
			narlotte R. Roa	
		De	ebtor	
	Penalty for making a false statement or con	cealing property: Fine of up to \$5	500.000 or imprisonme	nt for up to 5 years or both.

18 U.S.C §§ 152 and 3571.

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### 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.

- (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.
- (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.

(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.

declare, und	er penalty of perjury, that the	foregoing is true and corr	ect.	
Executed at		, California.	/s/ Charlotte R. Roa	
			Charlotte R. Roa	
Dated	December 6, 2010		Debtor	
			Joint Debtor	

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

USBC. Central District of California

Name: Thomas P. Giordano 155548

Address: 18101 Von Karman Ave

Suite 560 Irvine, CA 92612

Telephone: (714) 912-7810 Fax: (714) 912-7860

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.:			
Charlotte R. Roa				
	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.

Charlotte R. Roa	X /s/ Charlotte R. Roa	December 6, 2010
Printed Name(s) of Debtor(s)	Signature of Debtor	Date
Case No. (if known)	X	
	Signature of Joint Debtor (if any)	Date

Case 6:10-bk-49199-DS

Thomas P. Giordano 155548

Main Document

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

Name

2005 USBC, Central District of California

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

Address 18101 Von Karman Ave Suite 560 Irvine, CA 92  Telephone (714) 912-7810 Fax: (714) 912-7860	612				
<ul><li>Attorney for Debtor(s)</li><li>Debtor in Pro Per</li></ul>					
UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA					
List all names including trade names used by Debtor(s) within last 8 years: Charlotte R. Roa	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 1 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:	December 6, 2010	/s/ Charlotte R. Roa	
		Charlotte R. Roa	
		Signature of Debtor	
Date: December 6, 2010	December 6, 2010	/s/ Thomas P. Giordano	
		Signature of Attorney	
		Thomas P. Giordano 155548	
		Law office of Thomas P. Giordano	
		18101 Von Karman Ave	
		Suite 560	
		Irvine, CA 92612	

(714) 912-7810 Fax: (714) 912-7860

Charlotte R. Roa 1765 Prince Albert Drive Riverside, CA 92507

Thomas P. Giordano Law office of Thomas P. Giordano 18101 Von Karman Ave Suite 560 Irvine, CA 92612

BAC Home Loans Servicing, LP 450 American Street Simi Valley, CA 93065

First American Trustee Servicing 6 Campus Circle, 2nd Floor Roanoke, TX 76262

First Financial Loan Services P. O. Box 1838 Pittsburgh, PA 15230