Case 6:12-bk-31258-DS Doc 1 Filed 09/14/12 Entered 09/14/12 12:55:21 Desc

Page 1 of 12 Main Document B1 (Official Form 1) (12/11) **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) Thomas Management KLJ Temecula, Inc. , A California Corporation All Other Names used by the Joint Debtor in the last 8 years All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): NONE Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all): 77-0640693(if more than one, state all): Street Address of Debtor (No. & Street, City, and State): Street Address of Joint Debtor (No. & Street, City, and State): 684 Parkridge Norco, CA ZIPCODE ZIPCODE 92860 County of Residence or of the County of Residence or of the Principal Place of Business: RIVERSIDE Principal Place of Business: Mailing Address of Joint Debtor Mailing Address of Debtor (if different from street address): (if different from street address): SAME ZIPCODE ZIPCODE Location of Principal Assets of Business Debtor ZIPCODE (if different from street address above): Nature of Business Chapter of Bankruptcy Code Under Which the Petition is Filed Type of Debtor (Form of organization) (Check one box.) (Check one box) (Check one box.) ☐ Chapter 7 ☐ Chapter 15 Petition for Recognition Health Care Business Individual (includes Joint Debtors) Chapter 9 of a Foreign Main Proceeding Single Asset Real Estate as defined \boxtimes Chapter 11 See Exhibit D on page 2 of this form. in 11 U.S.C. § 101 (51B) Chapter 15 Petition for Recognition Chapter 12 of a Foreign Nonmain Proceeding Corporation (includes LLC and LLP) Railroad Chapter 13 Partnership Stockbroker Nature of Debts (Check one box) Other (if debtor is not one of the above Commodity Broker Debts are primarily consumer debts, defined Debts are primarily entities, check this box and state type of in 11 U.S.C. § 101(8) as "incurred by an business debts. Clearing Bank entity below individual primarily for a personal, family, Other or household purpose" **Chapter 15 Debtors** Tax-Exempt Entity Chapter 11 Debtors: (Check box, if applicable.) Country of debtor's center of main interests: Check one box: Debtor is a tax-exempt organization Debtor is a small business as defined in 11 U.S.C. § 101(51D). Each country in which a foreign proceeding by, under Title 26 of the United States Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). regarding, or against debtor is pending: Code (the Internal Revenue Code). Filing Fee (Check one box) Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000. 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. Check all applicable boxes: A plan is being filed with this petition Filing Fee waiver requested (applicable to chapter 7 individuals only). Must Acceptances of the plan were solicited prepetition from one or more attach signed application for the court's consideration. See Offi cial Form 3B. classes of creditors, in accordance with 11 U.S.C. § 1126(b). THIS SPACE IS FOR COURT USE ONLY 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 \boxtimes LJ 10,001-25 001-1,000-5,001-1-49 50-99 200-999 50,001-100.000 Over 100,000 100-199 50,000 5.000 10.000 25,000 Estimated Assets \$1,000,001 \$10,000,001 \$100,001 to \$500,001 \$50,000,001 \$100,000,001 More than \$0 to \$50,001 to \$500,000,001 to \$500 \$1 billion \$50,000 \$100,000 \$500,000 to \$1 to \$10 to \$50 to \$100 to \$1 billion Estimated Liabilities

\$0 to

\$50,000

\$50,001 to

\$100,000

\$500,001

million

\$100,001 to

\$500,000

\$10,000,001

\$1,000,001 to \$10

million

\$50,000,001

to \$100

\$100,000,001

More than

\$1 billion

\$500,000,001

B1 (Official Form 1) (12/11)		FORM B1, Page 2	
Voluntary Petition (This page must be completed and filed in every case)	Name of Debtor(s): Thomas Management KLJ Temecula, Inc., A California Corporation		
All Prior Bankruptcy Cases Filed Within Last 8 Y			
Location Where Filed:	Case Number:	Date Filed:	
Location Where Filed:	Case Number:	Date Filed:	
Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate o	of this Debtor (If more than one,	attach additional sheet)	
Name of Debtor:	Case Number:	Date Filed:	
EM Thomas Management, Inc.	6:11-32988 DS	7/15/11	
District:	Relationship:	Judge:	
Central District - Riverside	General Partner	Deborah J. Saltzman	
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 have delivered to the debtor the notice required by 11 U.S.C. §342(b). X 9/12/2		
	Signature of Attorney for Debtor(s)	Date	
or safety? Yes, and exhibit C is attached and made a part of this petition. No (To be completed by every individual debtor. If a joint petition is filed, each Exhibit D, completed and signed by the debtor, is attached and made If this is a joint petition:		xhibit D.)	
Exhibit D also completed and signed by the joint debtor is attached	and made a part of this petition.		
	than in any other District. To partnership pending in this District. Tousiness or principal assets in the United States That in an action proceeding [in a federal or states	s in this District, or has no	
	o Resides as a Tenant of Residential Proper	ty	
Check all Landlord has a judgment against the debtor for possession of debt	applicable boxes.) or's residence. (If box checked, complete the fo	llowing.)	
	(Name of landlord that obtained ju	dgment)	
☐ Debtor claims that under applicable nonbankruptcy law, there are		•	
 entire monetary default that gave rise to the judgment for possessi Debtor has included with this petition the deposit with the court of period after the filing of the petition. 			
Debtor certifies that he/she has served the Landlord with this certi	fication. (11 U.S.C. § 362(1)).		

Case 6:12-bk-31258-DS Doc 1 Filed 09/14/12 Entered 09/14/12 12:55:21 Main Document Page 3 of 12 B1 (Official Form 1) (12/11) FORM B1, Page 3 Name of Debtor(s): Voluntary Petition Thomas Management KLJ Temecula, Inc. , (This page must be completed and filed in every case) A California Corporation 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 is true and correct. [If petitioner is an individual whose debts are primarily consumer debts petition is true and correct, that I am the foreign representative of a debtor and has chosen to file under chapter 7] I am aware that I may proceed in a foreign proceeding, and that I am authorized to file this petition. under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to (Check only one box.) proceed under chapter 7. ☐ I request relief in accordance with chapter 15 of title 11, United States [If no attorney represents me and no bankruptcy petition preparer Code. Certified copies of the documents required by 11 U.S.C. § 1515 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 I request relief in accordance with the chapter of title 11, United States chapter of title 11 specified in this petition A certified copy of the Code, specified in this petition. order granting recognition of the foreign main proceeding is attached. Signature of Debtor (Signature of Foreign Representative) \mathbf{X} Signature of Joint Debtor (Printed name of Foreign Representative) Telephone Number (if not represented by attorney) (Date) Date Signature of Attorney 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 Signature of Attorney for Debto Todd C. Ringstad 97345 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 Printed Name of Attorney for Debtor(s) Ringstad & Sanders LLP 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. 2030 Main Street Address Suite 1200 Irvine, CA 92614 Printed Name and title, if any, of Bankruptcy Petition Preparer 949 851-7450 Telephone Number 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.) 9/12/2012 *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. Address 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. Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition-Names and Social-Security numbers of all other individuals who prepared

Signature of Authorized Individual

Edward M. Thomas Printed Name of Authorized Individual

President

Title of Authorized Individual

9/12/2012

Date

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.

Case 6:12-bk-31258-DS Doc 1 Filed 09/14/12 Entered 09/14/12 12:55:21

Main Document Pag	e 4 of 12
Attorney or Party Name, Address, Telephone & FAX Numbers, and California State Bar Number Todd C. Ringstad, SBN 97345 Telephone: 949 851-7450 Ringstad & Sanders LLP Fax: 949 851-6926 2030 Main Street, Suite 1200 Irvine, CA 92614	FOR COURT USE ONLY
✓ Attorney for: Debtor	
UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA	
In re: THOMAS MANAGEMENT KLJ TEMECULA, INC.	CASE NO.:
	CHAPTER: 11
Debtor(s).	ADV. NO.:
ELECTRONIC FILING DECLA (CORPORATION/PARTNE	
 ✓ Petition, statement of affairs, schedules or lists ☐ Amendments to the petition, statement of affairs, schedules or list ☐ Other: 	Date Filed: bts Date Filed: Date Filed:
PART I - DECLARATION OF AUTHORIZED SIGNATORY OF DEBTOR	OR OTHER PARTY
I, the undersigned, hereby declare under penalty of perjury that: (1) I have behalf the above-referenced document is being filed (Filing Party) to sign and t document being filed electronically (Filed Document); (2) I have read and under in the Filed Document is true, correct and complete; (4) the "/s/," followed by most filed Document serves as my signature on behalf of the Filing Party and statements, verifications and certifications by me and by the Filing Party to the signature lines; (5) I have actually signed a true and correct hard copy of the Filed and provided the executed hard copy of the Filed Document to the Filing Party authorized the Filing Party's attorney to file the electronic version of the Filed Bankruptcy Court for the Central District of California.	o file, on behalf of the Filing Party, the above-referenced irstand the Filed Document; (3) the information provided by name, on the signature lines for the Filing Party in the denotes the making of such declarations, requests, same extent and effect as my actual signature on such ed Document in such places on behalf of the Filing Party, o's attorney; and (6) I. on behalf of the Filing Party, have
9 / 1 9 9	and a sound
Signature of Authorized Signatory of Filing Party Date	discourse
Edward M. Thomas	
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 per on the signature lines for the Attorney for the Filing Party in the Filed Docume such declarations, requests, statements, verifications and certifications to the signature lines; (2) an authorized signatory of the Filing Party signed the <i>Decla</i> before I electronically submitted the Filed Document for filing with the Unite California; (3) I have actually signed a true and correct hard copy of the Filed followed by my name, and have obtained the signature of the authorized signatory "/s/," followed by the name of the Filing Party's authorized signatory, on the I shall maintain the executed originals of this <i>Declaration</i> , the <i>Declaration of Party</i> is a period of five years after the closing of the case in which the	ent serves as my signature and denotes the making of same extent and effect as my actual signature on such variation of Authorized Signatory of Debtor or Other Party ed States Bankruptcy Court for the Central District of Document in the locations that are indicated by "/s/," tory of the Filing Party in the locations that are indicated true and correct hard copy of the Filed Document; (4) Authorized Signatory of Debtor or Other Party, and the

of this Declaration, the Declaration of Authorized Signatory of Debtor or Other Party, and the Filed Document available for review upon request of the Court or other parties. Signature of Attorney for Filing Party Date

Todd C. Ringstad

Printed Name of Attorney for Filing Party

Case 6:12-bk-31258-DS Doc 1 Filed 09/14/12 Entered 09/14/12 12:55:21

B4 (Official Form 4) (12/07)

Main Document Page 5 of 12

UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA Riverside DIVISION

In re Thomas Management KLJ Temecula, Inc. A California Corporation

Case No. Chapter 11

Debtor(s)

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 and Fed. R. Bankr. P. 1007(m).

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)
1 Lynn Schaffer, etc. 11550 Old Castle Road Valley Center CA 92082	Phone: 619 531-0995 Andrea Leavitt, Esq. 402 W. Broadway Fourth Floor San Diego CA 92101		D	\$ 900,000.00
2 McLane Foodservice Inc. 2085 Midway Road Carrollton TX 75006	Phone: 800 737-8644 McLane Foodservice Inc. 2085 Midway Road Carrollton TX 75006	Trade Debt		\$ 30,208.13

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION

I, Edward M. Thomas	President	of the	Corporation	named
as debtor in this case, declare under penalty of perjury that I have read the foregoing	List of Creditors Holding Twenty	Largest	Unsecured Claims and that	•
they are true and correct to the best of my knowledge, information and belief.				
Date: 9/12/2012 Signature	2.2/	-		

Name: Edward M. Thomas Title: President

Case 6:12-bk-31258-DS Doc 1 Filed 09/14/12 Entered 09/14/12 12:55:21 Main Document Page 6 of 12

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

2003 USBC, Central District of California

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

Name <u>Todd C. Ringstad</u>	
Address 2030 Main Street Suite 1200 Irvine,	. CA 92614
Telephone 949 851-7450	
[X] Attorney for Debtor(s) [] Debtor In Pro Per	
UNITED STATES BAN	NKRUPTCY COURT
CENTRAL DISTRICT	Γ OF CALIFORNIA
List all names including trade names, used by Debtor(s) last 8 years:) within Case No.
•	cula, Chapter 11
VERIFICATION OF CR	EDITOR MAILING LIST
The above named debtor(s), or debtor's attorney if applicattached Master Mailing List of creditors, consisting of _edubtor's schedules pursuant to Local Rule 1007-2(d) and	sheet(s) is complete, correct and consistent with the
Deta: 0 (10 (0010	SP INS
Date: 9/12/2012	Debtor Thomas Management KLJ Temecula, Inc.
Attorney: Todd C. Ringstad	Joint Debtor:

Thomas Management KLJ Temecula Inc 684 Parkridge Norco CA 92860

Todd C Ringstad 2030 Main Street Suite 1200 Irvine CA 92614 ABC Office Systems 1047 W 6th St #A Corona CA 92882

Airgas USA Inc 41735 Rider Way Temecula CA 92590

Andrea Leavitt Esq 402 W Broadway Fourth Floor San Diego CA 92101

AT&T 14575 Presidio Sq #CR Houston TX 77083

Banco Popular P O Box 4601 Oak Park IL 60303

Banco Popular 888 Disneyland Dr 5th Fl Anaheim CA 92802

BRS Music and Sound Inc 970 South Via Rodeo Placentia CA 92870

CR&R Incorporated P O Box 206 Stanton CA 90680

Dbbmckennon 20321 SW Birch St #200 Newport Beach CA 92660

Don Walters Co Inc 11630 Western Avenue Stanton CA 90680 Ecolab P O Box 6007 Grand Forks ND 58206

Edward Thomas 684 Parkridge Norco CA 92860

EM Thomas Management Inc 684 Parkridge Avenue Norco CA 92860

Employment Development Dept Bankruptcy Group MIC 92E P O Box 826880 Sacarmento CA 94280-0001

Eric R Goodman Esq Baker Hostetler 1900 E 9th St Ste 3200 Cleveland OH 44114-3482

Flue Steam Inc 5734 Bankfield Avenue Culver City CA 90230

Franchise Tax Board
Bankruptcy Unit
P O Box 2952
Sacramento CA 95812-2952

Inland Pacific Managment LLC 2901 Butterfield Road Oakbrook IL 60523

Internal Revenue Service P O Box 7346 Philadelphia PA 19101-7346 KFC National Advertising Coop P O Box 642474 Pittsburg PA 15264

KFC Royalties P O Box 102778 Atlanta GA 30368

Leslie Schwaebe Akins Esq 5927 Balfour Court Suite 114 Carlsbad CA 92008

LJS Advertising Inc P O Box 63-7630 Cincinnati OH 45263

Long John Silver's LLC P O Box 63-7629 Cincinnati OH 45263

Lynn Schaffer etc 11550 Old Castle Road Valley Center CA 92082

McLane Foodservice Inc 2085 Midway Road Carrollton TX 75006

McLane Foodservie Inc 2085 Midway Road Carrollton TX 75006

Nik-O-Lok Inc 3130 N Mitthoeffer Road Indianapolis IN 46235

Pepsico P O Box 75948 Chicago IL 60675 Prematic Service Corporation P O Box 894731 Los Angeles CA 90189

Securities Exchange Commission 5670 Wilshire Boulevard 11th Floor Los Angeles CA 90036

Shoes for Crews LLC 250 S Australian Avenue West Palm Beach FL 33401

Southern California Edison P O Box 300 Rosemead CA 91772

The Gas Company P O Box C Monterey Park CA 91756

The Grease Company 4020 Bandini Boulevard Vernon CA 90058

Trendco Supply Inc 1236-B Clough Pike Batavia OH 45103

UFPC LLC P O Box 32033 Louisville KY 40232

UFPC Parts Connection 21 Northern Avenue Plattsburg NY 12903

UFPC Smallwares Connection 477 South Front Street Columbus OH 43215 Verizon California P O Box 920041 Dallas TX 75392

Wand 7593 Corporate Way Eden Prairie MN 55344

Craig A Welin Frandzel Robins Bloom & Csato 6500 Wilshire Blvd 17th Fl Los Angeles CA 90048

Wendy Thomas 684 Parkridge Norco CA 92860