


B1 (Official Form 1) (1/08)

United States Bankruptcy Court Eastern District of California		Voluntary Petition
Name of Debtor (if individual, enter Last, First, Middle): Malabar Folsom LLC		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): 65-1266718		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. & Street, City, State & Zip Code): 1770 Prairie City Road Folsom, CA		Street Address of Joint Debtor (No. & Street, City, State & Zip Code):
ZIPCODE 95630		ZIPCODE
County of Residence or of the Principal Place of Business: Sacramento		County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address)		Mailing Address of Joint Debtor (if different from street address):
ZIPCODE		ZIPCODE
Location of Principal Assets of Business Debtor (if different from street address above): 1770 Prairie City Road, Folsom, CA		
ZIPCODE 95630		
Type of Debtor (Form of Organization) (Check one box.) <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.) <hr/>	Nature of Business (Check one box.) <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101(51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other <hr/> Tax-Exempt Entity (Check box, if applicable.) <input type="checkbox"/> 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.) <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding <hr/> Nature of Debts (Check one box.) <input type="checkbox"/> 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." <input checked="" type="checkbox"/> Debts are primarily business debts.
Filing Fee (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> 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. <input type="checkbox"/> Filing Fee waiver requested (Applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.		Chapter 11 Debtors Check one box: <input type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input checked="" type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts owed to non-insiders or affiliates are less than \$2,190,000. <hr/> Check all applicable boxes: <input type="checkbox"/> A plan is being filed with this petition <input type="checkbox"/> 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 <input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.		THIS SPACE IS FOR COURT USE ONLY
Estimated Number of Creditors <input type="checkbox"/> 1-49 <input checked="" type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999 <input type="checkbox"/> 1,000-5,000 <input type="checkbox"/> 5,001-10,000 <input type="checkbox"/> 10,001-25,000 <input type="checkbox"/> 25,001-50,000 <input type="checkbox"/> 50,001-100,000 <input type="checkbox"/> Over 100,000		
Estimated Assets <input checked="" type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$5 million <input type="checkbox"/> \$5,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> Over \$1 billion		
Estimated Liabilities <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input checked="" type="checkbox"/> \$1,000,001 to \$5 million <input type="checkbox"/> \$5,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> Over \$1 billion		

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2009-28232
FILED
April 28, 2009
4:19 PM
RELIEF ORDERED
CLERK, U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA



0001799020

Voluntary Petition <i>(This page must be completed and filed in every case)</i>	Name of Debtor(s): Malabar Folsom LLC
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Prior Bankruptcy Case 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:

<p style="text-align: center;">Exhibit A</p> (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.) <input type="checkbox"/> Exhibit A is attached and made a part of this petition.	<p style="text-align: center;">Exhibit B</p> (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 § 342(b) of the Bankruptcy Code. X _____ Signature of Attorney for Debtor(s) Date
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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 a 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 or lessor that obtained judgment)

.....
 (Address of landlord or lessor)

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):
Malabar Folsom LLC

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

X
 Signature of Joint Debtor

.....
 Telephone Number (If not represented by attorney)

.....
 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 Attorney*

X /s/ Rebecca Ihejirika
 Signature of Attorney for Debtor(s)

Rebecca Ihejirika 225823
Law Office of Rebecca Ihejirika
2737 Fulton Avenue, Ste 213
Sacramento, CA 95821
(916) 972-8774 Fax: (916) 231-9828
ihejirika@yahoo.com

April 28, 2009
 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 Non-Attorney 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); 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

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 /s/ John Cook
 Signature of Authorized Individual

John Cook
 Printed Name of Authorized Individual

Operating Partner
 Title of Authorized Individual

April 28, 2009
 Date

X
 Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

.....
 Date

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.

**MINUTES OF THE SPECIAL MEETING OF THE SHAREHOLDERS OF
MALABAR FOLSOM LLC**

Following communication, upon motion duly made, seconded and unanimously carried, the following resolution was adopted by all the shareholders of Malabar Folsom LLC:

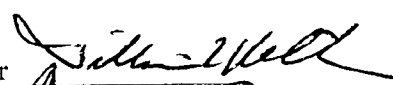
BE IT RESOLVED, that the shareholders of Malabar Folsom LLC authorize operating partner - John Cook, (operating partner) to prepare, execute and file a petition on behalf of Malabar Folsom LLC initiating a bankruptcy case under Chapter 11 of Title 11 of the United States Code and all necessary papers in connection therewith, in the proper and appropriate district and division of the United States Bankruptcy Court, and to further take any necessary or appropriate act, and execute any and all necessary or appropriate documents on behalf of Malabar Folsom LLC, necessary in obtaining relief under Title 11 of the United States Code or in complying with all laws, regulations and rules promulgated there under, including but not limited to, the preparation and presentation of a plan of reorganization;

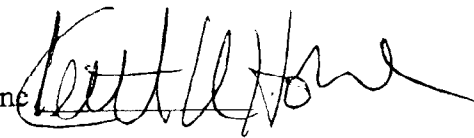
BE IT ALSO RESOLVED THAT the said operating partner, on behalf of Malabar Folsom LLC shall be authorized to retain the services of professionals to assist Malabar Folsom LLC in filing the Chapter 11 case and to represent and assist it in carrying out its duties in the Chapter 11 case, and the said operating partners are hereby authorized to take all steps necessary or appropriate to obtain all necessary court approval for the retention of such professionals. The said operating partner of Malabar Folsom LLC is authorized to pay the professionals the requested retainer.


BE IT ALSO RESOLVED THAT Rebecca E. Ihejirika, of the Law Office of Rebecca E. Ihejirika is hereby retained to file a Chapter 11 case on behalf of Malabar Folsom LLC and to represent and assist it in carrying out its duties in the Chapter 11 case.

There being no further business to come before the meeting, the meeting was adjourned.


Dated April 23, 2009

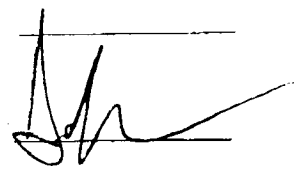
William Kelleher 

Keith Van Horn 

John Cook 

Melanic Cook _____

Robert Smith 

Stephen Sims 

James Cook _____

Mark Dascallos _____

**MINUTES OF THE SPECIAL MEETING OF THE SHAREHOLDERS OF
MALABAR FOLSOM LLC**

Following communication, upon motion duly made, seconded and unanimously carried, the following resolution was adopted by all the shareholders of Malabar Folsom LLC:

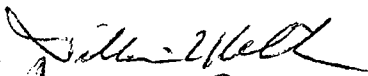
BE IT RESOLVED, that the shareholders of Malabar Folsom LLC authorize operating partner - John Cook, (operating partner) to prepare, execute and file a petition on behalf of Malabar Folsom LLC initiating a bankruptcy case under Chapter 11 of Title 11 of the United States Code and all necessary papers in connection therewith, in the proper and appropriate district and division of the United States Bankruptcy Court, and to further take any necessary or appropriate act, and execute any and all necessary or appropriate documents on behalf of Malabar Folsom LLC, necessary in obtaining relief under Title 11 of the United States Code or in complying with all laws, regulations and rules promulgated there under, including but not limited to, the preparation and presentation of a plan of reorganization;

BE IT ALSO RESOLVED THAT the said operating partner, on behalf of Malabar Folsom LLC shall be authorized to retain the services of professionals to assist Malabar Folsom LLC in filing the Chapter 11 case and to represent and assist it in carrying out its duties in the Chapter 11 case, and the said operating partners are hereby authorized to take all steps necessary or appropriate to obtain all necessary court approval for the retention of such professionals. The said operating partner of Malabar Folsom LLC is authorized to pay the professionals the requested retainer.

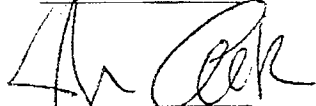
BE IT ALSO RESOLVED THAT Rebecca E. Ihejirika, of the Law Office of Rebecca E. Ihejirika is hereby retained to file a Chapter 11 case on behalf of Malabar Folsom LLC and to represent and assist it in carrying out its duties in the Chapter 11 case.

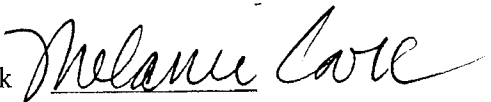
There being no further business to come before the meeting, the meeting was adjourned.

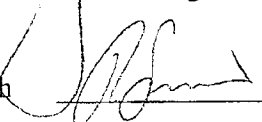
Dated April 23, 2009

William Kelleher 

Keith Van Horne _____

John Cook 

Melanie Cook 

Robert Smith 

Stephen Sims _____

James Cook _____

Mark Dascallos _____

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

IN RE:

Case No. _____

Malabar Folsom LLC

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).

(1) Name of creditor and complete mailing address including zip code	(2) Name, telephone number and complete mailing address, including zip code, of employee, agent or department of creditor familiar with claim who may be contacted	(3) Nature of claim (trade debt, bank loan, government contract, etc.)	(4) Indicate if claim is contingent, unliquidated, disputed or subject to setoff	(5) Amount of claim (if secured also state value of security)
California Bank & Trust 2399 Gateway Oaks Drive, Ste. 110 Sacramento, CA 95833		Bank loan		2,530,211.38 Collateral: 0.00 Unsecured: 2,530,211.38
California Bank & Trust 2399 Gateway Oaks Drive, Ste. 110 Sacramento, CA 95833		Bank loan		1,420,507.00 Collateral: 0.00 Unsecured: 1,420,507.00
Sierra Vista 1710 Prairie City Road., Ste 100 Folsom, CA 95630		Bank loan		49,220.00
Bank Of America Visa Business Card P.O. Box 15184 Wilmington, DE 19850-5184		Bank loan		44,442.33
Trinity Fresh Distribution LLC 9381 East Stockton Blvd, Ste 200 Elk Grove, CA 95624		Trade debt		18,129.00
Sysco-Sacramento P.O. Box 138007 Sacramento, CA 95813-8007		Trade debt		12,295.00
Facciola Meat Company P.O. Box 14160 Fremont, CA 94539-1360		Trade debt		10,845.00
Mamco Foods Inc P.O.Box 6151 Concord, CA 94524		Trade debt		8,916.60
Thomas Livingston 1100 Melody Lane #103 Roseville, CA 95678		Trade debt		6,200.00
Sacramento Municipal Utility District (SMUD) P.O. Box 15830 Sacramento, CA 95852-1830		Trade debt		5,600.00
Pacific Gas & Electric 5555 Florin Perkins Road Sacramento, CA 95826		Trade debt		4,531.00
Chemical Consultants 1003 Oriole Courrt Roseville, CA 95678		Trade debt		4,471.00

Clipper Magazine 3708 Hempland Road Mountville, PA 17554		Trade debt	3,754.00
Del Monte Meat Company 948 Arden Way Sacramento, CA 95815		Trade debt	3,640.00
City Of Folsom P.O. Box 7463 San Francisco, CA 94120-7463		Trade debt	3,297.00
Challenge Dairy Products Inc File No. B1901 P.O. Box 60000 San Francisco, CA 94160		Trade debt	3,295.00
Southern Wine & Spirits P.O. Box 5001 33321 Dowe Avenue Union City, CA 94587		Trade debt	3,108.00
Markstein Beverage Company P.O. Box 15379 Sacramento, ca	95851	Trade debt	3,040.00
System4 Of Sacramento/Reno 83 Continental Drive Reno, NV 89509		Trade debt	2,214.00
Bank Of America Visa Business Card P.O. Box 15184 Wilmington, DE 19850-5184		Bank loan	1,805.10
General Produce 1330 North B Street Sacramento, CA 95835		Trade debt	1.00

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

I, [the president *or* other officer *or* an authorized agent of the corporation][*or* a member *or* an authorized agent of the partnership] named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date: April 28, 2009 Signature: /s/ John Cook

John Cook, Operating Partner
(Print Name and Title)

IN RE Malabar Folsom LLC

Case No. _____

Debtor(s) _____

(If known)

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, 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). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Code Debtor," include the entity on the appropriate schedule of creditors, and complete Schedule H – Code Debtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

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CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER <i>(See Instructions Above.)</i>	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. 140-07892-0356204-0001 California Bank & Trust 2399 Gateway Oaks Drive, Ste. 110 Sacramento, CA 95833	X	Mixed collateral consisting of: First Mortgage on 1770 Prairie City Road, Folsom, CA 95630. Lien on improvements and equipment.				2,530,211.38	2,530,211.38
		VALUE \$					
ACCOUNT NO. 140-07892-0356204-0003 California Bank & Trust 2399 Gateway Oaks Drive, Ste. 110 Sacramento, CA 95833	X	Mixed collateral consisting of: Second Mortgage on 1770 Prairie City Road, Folsom, CA 95630. Lien on improvements and equipment.				1,420,507.00	1,420,507.00
		VALUE \$					
ACCOUNT NO.							
		VALUE \$					
ACCOUNT NO.							
		VALUE \$					

0 continuation sheets attached

Subtotal
(Total of this page) \$ 3,950,718.38 \$ 3,950,718.38

Total
(Use only on last page) \$ 3,950,718.38 \$ 3,950,718.38

(Report also on
Summary of
Schedules.)

(If applicable, report
also on Statistical
Summary of Certain
Liabilities and Related
Data.)

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, 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).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.

TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)

- Domestic Support Obligations**
Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
- Extensions of credit in an involuntary case**
Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
- Wages, salaries, and commissions**
Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
- Contributions to employee benefit plans**
Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
- Certain farmers and fishermen**
Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
- Deposits by individuals**
Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
- Taxes and Certain Other Debts Owed to Governmental Units**
Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
- Commitments to Maintain the Capital of an Insured Depository Institution**
Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
- Claims for Death or Personal Injury While Debtor Was Intoxicated**
Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

* Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

0 continuation sheets attached

IN RE Malabar Folsom LLC

Case No. _____

Debtor(s) _____

(If known)

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, 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). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured nonpriority claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. <i>(See Instructions Above.)</i>	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT		UNLIQUIDATED		DISPUTED		AMOUNT OF CLAIM
ACCOUNT NO. Accurate Edge Sharpening Inc 137 Asbury Drive Vacaville, CA 95687		Vendor/Purveyor							42.00
ACCOUNT NO. AceHood Of California P.O. Box 2608 Rocklin, CA 95677		Vendor/Purveyor							695.00
ACCOUNT NO. AT&T Business Service P.O. Box 78230 San Francisco, CA 94107		Utility bill							322.31
ACCOUNT NO. 4339-9300-2513-8241 Bank Of America Visa Business Card P.O. Box 15184 Wilmington, DE 19850-5184		Line of Credit							44,442.33

.....**7** continuation sheets attached

Subtotal
(Total of this page) \$ **45,501.64**

Total
(Use only on last page of the completed Schedule F. Report also on
the Summary of Schedules and, if applicable, on the Statistical
Summary of Certain Liabilities and Related Data.)

\$

IN RE Malabar Folsom LLC

Case No. _____

Debtor(s) _____

(If known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)**

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. <i>(See Instructions Above.)</i>	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 4339-9300-1175-6717 Bank Of America Visa Business Card P.O. Box 15184 Wilmington, DE 19850-5184		Line of credit				1,805.10
ACCOUNT NO. Challenge Dairy Products Inc File No. B1901 P.O. Box 60000 San Francisco, CA 94160		Vendor/Purveyor				3,295.00
ACCOUNT NO. Chemical Consultants 1003 Oriole Court Roseville, CA 95678		Vendor/Purveyor				4,471.00
ACCOUNT NO. City Of Folsom P.O. Box 7463 San Francisco, CA 94120-7463		Utility bill				3,297.00
ACCOUNT NO. Clipper Magazine 3708 Hempland Road Mountville, PA 17554		Vendor/Purveyor				3,754.00
ACCOUNT NO. Coca-Cola USA P.O. Box 102190 Atlanta, GA 30368		Vendor/Purveyor				409.00
ACCOUNT NO. Comcast P.O. Box 34744 Seattle, WA 98124-1744		Utility bill				515.00

Sheet no. 1 of 7 continuation sheets attached to
Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal
(Total of this page) \$ **17,546.10**

Total
(Use only on last page of the completed Schedule F. Report also on
the Summary of Schedules, and if applicable, on the Statistical
Summary of Certain Liabilities and Related Data.) \$

IN RE Malabar Folsom LLC

Case No. _____

Debtor(s) _____

(If known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)**

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. <i>(See Instructions Above.)</i>	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. Dan Good Distributing Co. 2703 5th Street, Ste 9 Sacramento, CA 95818		Vendor/Purveyor				1,170.00
ACCOUNT NO. Del Monte Meat Company 948 Arden Way Sacramento, CA 95815		Vendor/Purveyor				3,640.00
ACCOUNT NO. Discount Cash Register Supplies 4322 #C Orange Grove Avenue Sacramento, CA 95841		Vendor/Purveyor				137.00
ACCOUNT NO. Douglas C. Weber 2318 Byron Place Carlsbad, CA 92008		Unsecured personal loan				100,000.00
ACCOUNT NO. Ecolab Pest Elimination Division P.O. Box 6007 Grand Forks, ND 58206-6007		Vendor/Purveyor				360.00
ACCOUNT NO. Facciola Meat Company P.O. Box 14160 Fremont, CA 94539-1360		Vendor/Purveyor				10,845.00
ACCOUNT NO. Fish Window Cleaning 4580 Power Inn Road Sacramento, CA 95826		Vendor/Purveyor				600.00

Sheet no. 2 of 7 continuation sheets attached to
Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal
(Total of this page) \$ **116,752.00**

Total
(Use only on last page of the completed Schedule F. Report also on
the Summary of Schedules, and if applicable, on the Statistical
Summary of Certain Liabilities and Related Data.) \$

IN RE Malabar Folsom LLC

Case No. _____

Debtor(s) _____

(If known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)**

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. <i>(See Instructions Above.)</i>	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. Folsom Corners Association P.O. Box 6718 Folsom, CA 95763		Vendor/Purveyor				1,351.00
ACCOUNT NO. Fortuna Distributing Company 4101 Gateway Park Blvd Sacramento, CA 95834		Vendor/Purveyor				145.00
ACCOUNT NO. General Produce 1330 North B Street Sacramento, CA 95835		Vendor				1.00
ACCOUNT NO. Jack Russel Brewing Company Inc P.O. Box 929 Camino, CA 95709		Vendor/Purveyor				110.00
ACCOUNT NO. James Cook 1452 Skyline Drive Fullerton, CA 92631		Unsecured personal loan				150,000.00
ACCOUNT NO. Malabar Natomas 2960 Del Paso Road Sacramento, CA 95834		Vendor/Purveyor				35,454.00
ACCOUNT NO. Mamco Foods Inc P.O.Box 6151 Concord, CA 94524		Vendor/Purveyor				8,916.60

Sheet no. 3 of 7 continuation sheets attached to
Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal
(Total of this page) \$ **195,977.60**

(Use only on last page of the completed Schedule F. Report also on
the Summary of Schedules, and if applicable, on the Statistical
Summary of Certain Liabilities and Related Data.)

Total
\$

IN RE Malabar Folsom LLC

Case No. _____

Debtor(s) _____

(If known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)**

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. <i>(See Instructions Above.)</i>	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. Markstein Beverage Company P.O. Box 15379 Sacramento, ca		Vendor/Purveyor				3,040.00
ACCOUNT NO. Melanie Cook 807 N. Linden Beverly Hills, CA 90210		Unsecured personal loan				150,000.00
ACCOUNT NO. Pacific Fresh Seafood P.O. Box 842757 Boston, MA 02284-2757		Vendor/Purveyor				364.00
ACCOUNT NO. Pacific Gas & Electric 5555 Florin Perkins Road Sacramento, CA 95826		Utility bill				4,531.00
ACCOUNT NO. Peerless Coffee & Tea 260 Oak Street Oakland, CA 94607-4512		Vendor/Purveyor				540.00
ACCOUNT NO. Produce Express 2630 5th Street Sacramento, CA 95818		Vendor/Purveyor				1,062.00
ACCOUNT NO. Quality Business Machines 3732 Auburn Blvd Sacramento, CA 95821		Vendor/Purveyor				395.00

Sheet no. 4 of 7 continuation sheets attached to
Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal
(Total of this page) \$ **159,932.00**

(Use only on last page of the completed Schedule F. Report also on
the Summary of Schedules, and if applicable, on the Statistical
Summary of Certain Liabilities and Related Data.)

Total
\$

IN RE Malabar Folsom LLC

Case No. _____

Debtor(s) _____

(If known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)**

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. <i>(See Instructions Above.)</i>	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. Regal Wine Company File No. 72956 P.O. Box 60000 San Francisco, CA 94160		Vendor/Purveyor				768.00
ACCOUNT NO. Restaurant Tea Services On No. Californi P.O. Box 1667 Oakdale, CA 95361		Vendor/Purveyor				195.00
ACCOUNT NO. Sacramento Municipal Utility District (SMUD) P.O. Box 15830 Sacramento, CA 95852-1830		Utility bill				5,600.00
ACCOUNT NO. Safeguard Business Systems P.O. Box 88043 Chicago, IL 60680-1043		Vendor/Purveyor				48.00
ACCOUNT NO. Shasta Linen Supply Company 1931 E Street Sacramento, CA 95814		Vendor/Purveyor				1,583.00
ACCOUNT NO. Sierra Candle Inc 180 21st Street P.O. Box 238 Sacramento, CA 95814		Vendor/Purveyor				1,156.00
ACCOUNT NO. 0001202290 Sierra Vista 1710 Prairie City Road., Ste 100 Folsom, CA 95630		Line of credit				49,220.00

Sheet no. 5 of 7 continuation sheets attached to
Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal
(Total of this page) \$ **58,570.00**

Total
(Use only on last page of the completed Schedule F. Report also on
the Summary of Schedules, and if applicable, on the Statistical
Summary of Certain Liabilities and Related Data.) \$

IN RE Malabar Folsom LLC

Case No. _____

Debtor(s) _____

(If known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)**

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. <i>(See Instructions Above.)</i>	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. Sig-1 6317 Elvas Avenue Sacramento, CA 95819		Vendor/Purveyor				400.00
ACCOUNT NO. Sonitrol 1334 Blue Oaks Blvd Roseville, CA 95678		Vendor/Purveyor				223.00
ACCOUNT NO. Southern Wine & Spirits P.O. Box 5001 33321 Dowe Avenue Union City, CA 94587		Vendor/Purveyor				3,108.00
ACCOUNT NO. Stonehouse Vineyards & Winery LLC 10861 Shenandoah Road Plymouth,		Vendor/Purveyor				555.00
ACCOUNT NO. Suburban Cylinder Express P.O. Box 206 Whippany, NJ 07981-0206		Vendor/Purveyor				218.00
ACCOUNT NO. Sysco-Sacramento P.O. Box 138007 Sacramento, CA 95813-8007		Vendor/Purveyor				12,295.00
ACCOUNT NO. System4 Of Sacramento/Reno 83 Continental Drive Reno, NV 89509		Vendor/Purveyor				2,214.00

Sheet no. 6 of 7 continuation sheets attached to
Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal
(Total of this page) \$ **19,013.00**

Total
(Use only on last page of the completed Schedule F. Report also on
the Summary of Schedules, and if applicable, on the Statistical
Summary of Certain Liabilities and Related Data.) \$

IN RE Malabar Folsom LLC

Debtor(s)

Case No. _____

(If known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)**

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. <i>(See Instructions Above.)</i>	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. Thomas Livingston 1100 Melody Lane #103 Roseville, CA 95678		Vendor/Purveyor				6,200.00
ACCOUNT NO. Trinity Fresh Distribution LLC 9381 East Stockton Blvd, Ste 200 Elk Grove, CA 95624		Vendor/Purveyor				18,129.00
ACCOUNT NO. Wine Warehouse P.O. Box 45616 San Francisco, CA 94145-2000		Vendor/Purveyor				277.00
ACCOUNT NO. Youngs Market Company P.O. Box 30145 Los Angeles, CA 90030-0145		Vendor/Purveyor				1,636.00
ACCOUNT NO. Zap Pest Control 7233 26th Street Rio Linda, CA 95673		Vendor/Purveyor				184.00
ACCOUNT NO.						
ACCOUNT NO.						

Sheet no. 7 of 7 continuation sheets attached to
Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal
(Total of this page) \$ **26,426.00**

(Use only on last page of the completed Schedule F. Report also on
the Summary of Schedules, and if applicable, on the Statistical
Summary of Certain Liabilities and Related Data.)

Total
\$ **639,718.34**