

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

**Voluntary Petition**

Name of Debtor (if individual, enter Last, First, Middle): <b>Central Valley Construction Engineering, Inc.</b>	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): <b>FKA Central Valley Construction, Inc.</b>	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) <b>68-0222769</b>	Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)
Street Address of Debtor (No. and Street, City, and State): <b>1807 Navy Drive, Suite 2 Stockton, CA</b>	Street Address of Joint Debtor (No. and Street, City, and State):
ZIP Code <b>95206</b>	ZIP Code
County of Residence or of the Principal Place of Business: <b>San Joaquin</b>	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address): <b>P.O. Box 6009 Stockton, CA</b>	Mailing Address of Joint Debtor (if different from street address):
ZIP Code <b>95206</b>	ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above):	

<b>Type of Debtor</b> (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.)	<b>Nature of Business</b> (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/> <b>Tax-Exempt Entity</b> (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).	<b>Chapter of Bankruptcy Code Under Which the Petition is Filed</b> (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  <b>Nature of Debts</b> (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.
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<b>Filing Fee</b> (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.	<b>Chapter 11 Debtors</b> Check one box: <input checked="" type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input checked="" type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000.  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).
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<b>Statistical/Administrative Information</b> <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.									
<b>Estimated Number of Creditors</b> <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									
<b>Estimated Assets</b> <input type="checkbox"/> \$0 to \$50,000 <input checked="" 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 \$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"/> More than \$1 billion									
<b>Estimated Liabilities</b> <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 \$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"/> More than \$1 billion									

THIS SPACE IS FOR COURT USE ONLY

**2009-30863**


**FILED**

**May 29, 2009**

**12:05 PM**

**RELIEF ORDERED**

CLERK, U. S. BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA



0001860820

<b>Voluntary Petition</b> <i>(This page must be completed and filed in every case)</i>	Name of Debtor(s): <b>Central Valley Construction Engineering, Inc.</b>
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**All Prior Bankruptcy Cases Filed Within Last 8 Years** (If more than two, attach additional sheet)

Location Where Filed: <b>Eastern District of California</b>	Case Number: <b>01-94420 / 04-32772</b>	Date Filed: <b>11/21/01</b>
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: <b>- None -</b>	Case Number:	Date Filed:
District:	Relationship:	Judge:

<p style="text-align: center;"><b>Exhibit A</b></p> <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.)</p> <p><input type="checkbox"/> Exhibit A is attached and made a part of this petition.</p>	<p style="text-align: center;"><b>Exhibit B</b></p> <p>(To be completed if debtor is an individual whose debts are primarily consumer debts.)</p> <p>I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b).</p> <p><b>X</b> _____ Signature of Attorney for Debtor(s) (Date)</p>
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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 and made a part of this petition.

**Information Regarding the Debtor - Venue**  
(Check any applicable box)

Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.

There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.

Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.

**Certification by a Debtor Who Resides as a Tenant of Residential Property**  
(Check all applicable boxes)

Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)

\_\_\_\_\_  
(Name of landlord that obtained judgment)

\_\_\_\_\_  
(Address of landlord)

Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.

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

E1 (Official Form 1)(1/05)

Page 3

**Voluntary Petition**

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

Name of Debtor(s):

Central Valley Construction Engineering, Inc.

**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 Attorney\***

X \_\_\_\_\_  
Signature of Attorney for Debtor(s)

David C. Johnston 71367  
Printed Name of Attorney for Debtor(s)

Glanelli & Associates  
Firm Name  
A Professional Law Corporation  
P.O. Box 3212  
Modesto, CA 95353-3212

Address

Email: djohnston@glanelli-law.com  
(209) 621-6260 Fax: (209) 621-5971

Telephone Number

May 29, 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 Debtor (Corporation/Partnership)**

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X \_\_\_\_\_  
Signature of Authorized Individual

Anthony G. Arnau  
Printed Name of Authorized Individual

President

Title of Authorized Individual

May 29, 2009

Date

**Signature of a Foreign Representative**

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.

Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X \_\_\_\_\_  
Signature of Foreign Representative

Printed Name of Foreign Representative

Date

**Signature of Non-Attorney Bankruptcy Petition Preparer**

I declare under penalty of perjury that (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor; as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address

X \_\_\_\_\_

Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

**SIGN HERE**

United States Bankruptcy Court  
Eastern District of California

In re

Central Valley Construction Engineering, Inc.,  
f/k/a Central Valley Construction, Inc.

Case No.

Chapter 11 Case

Debtor.

CERTIFICATE OF RESOLUTION AUTHORIZING CHAPTER 11 PETITION

This is to certify:

1. That the sole member of the Board of Directors of Central Valley Construction Engineering, Inc., a California corporation, formerly known as Central Valley Construction, Inc. (the "Corporation"), is Anthony G. Arnaiz.

2. That the Board of Directors, acting at a duly called special meeting on May 29, 2009, determined that the Corporation is insolvent in that it is unable to pay its debts as they mature.

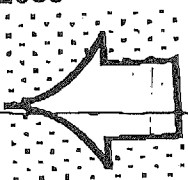
3. That the Board of Directors, acting at a duly called special meeting on May 29, 2009, authorized the filing by the Corporation of a voluntary petition for relief under Chapter 11 of Title 11, United States Code.

4. That the Board of Directors, acting at a duly called special meeting on May 29, 2009, authorized Anthony G. Arnaiz, as President, to execute any and all petitions, schedules, and other documents, and to do all other acts which are necessary to complete the Chapter 11 case.

5. That the Board of Directors, acting at a duly called special meeting on May 29, 2009, authorized the retention of David C. Johnston of the law firm of Gianelli & Associates, a Professional Law Corporation, as its attorney for the Chapter 11 case.

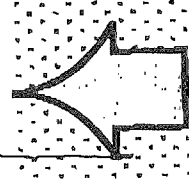
Dated: May 29, 2009

*Anthony G. Arnaiz*  
Anthony G. Arnaiz  
President



**SIGN  
HERE**

*Anthony G. Arnaiz*  
Anthony G. Arnaiz  
Secretary



**SIGN  
HERE**

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

In re Central Valley Construction Engineering, Inc.  
Debtor(s)

Case No. \_\_\_\_\_  
Chapter 11

**LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS**

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [or chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

(1)	(2)	(3)	(4)	(5)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
Ecco Equipment Corporation 30243 Kelsey Road Visalia, CA 93291	Ecco Equipment Corporation 30243 Kelsey Road Visalia, CA 93291	Equipment damage claim	Contingent Unliquidated Disputed	75,247.00
V. Dolan Trucking P.O. Box 1090 Penngrove, CA 94951	V. Dolan Trucking P.O. Box 1090 Penngrove, CA 94951	Trade debt		50,385.00
David Hall Masonry, Inc. 651 S. Stockton Avenue Ripon, CA 95366	David Hall Masonry, Inc. 651 S. Stockton Avenue Ripon, CA 95366	Trade debt		50,263.00
Knife River Corporation fka DSS Company P.O. Box 6099 Stockton, CA 95206	Knife River Corporation fka DSS Company P.O. Box 6099 Stockton, CA 95206	Trade debt	Disputed	42,925.00
D. Willson Construction 3900 Pelandale Ave, Suite 420 PMB 326 Modesto, CA 95356	D. Willson Construction 3900 Pelandale Ave, Suite 420 PMB 326 Modesto, CA 95356	Trade debt		35,345.00
Sierra Testing Lab 5040 Robert J. Mathews Parkway El Dorado Hills, CA 95762	Sierra Testing Lab 5040 Robert J. Mathews Parkway El Dorado Hills, CA 95762	Trade debt	Contingent Unliquidated Disputed	32,295.00
Cemex 5180 Golden Foothill Parkway Suite 200 El Dorado Hills, CA 95762	Cemex 5180 Golden Foothill Parkway Suite 200 El Dorado Hills, CA 95762	Trade debt		28,339.00
Hardesty Sand & Gravel 10176 W. Stockton Boulevard Elk Grove, CA 95757	Hardesty Sand & Gravel 10176 W. Stockton Boulevard Elk Grove, CA 95757	Trade debt	Disputed	24,445.00
Riverside Aggregates P.O. Box 980993 West Sacramento, CA 95798	Riverside Aggregates P.O. Box 980993 West Sacramento, CA 95798	Trade debt		18,972.00
Sarale Trucking 10093 River Falls Circle Stockton, CA 95209	Sarale Trucking 10093 River Falls Circle Stockton, CA 95209	Trade debt	Disputed	16,673.00

**LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS**

(Continuation Sheet)

(1) <i>Name of creditor and complete mailing address including zip code</i>	(2) <i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	(3) <i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	(4) <i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	(5) <i>Amount of claim [if secured, also state value of security]</i>
Allen & Sons P.O. Box 1197 French Camp, CA 95231	Allen & Sons P.O. Box 1197 French Camp, CA 95231	Stipulated judgment		15,500.00
Lockeford Materials P.O. Box 721 Lockeford, CA 95237	Lockeford Materials P.O. Box 721 Lockeford, CA 95237	Trade debt	Disputed	15,000.00
Myers Heavy Hauling 9892 Bunea Vista Marysville, CA 95901	Myers Heavy Hauling 9892 Bunea Vista Marysville, CA 95901	Trade debt		12,140.00
Harris Blade Rental P.O. Box 2066 Livermore, CA 94551	Harris Blade Rental P.O. Box 2066 Livermore, CA 94551	Judgment		10,850.00
Kenko 639 Quinn Avenue San Jose, CA 95112	Kenko 639 Quinn Avenue San Jose, CA 95112	Trade debt		10,732.00
Powerscreen of California, Inc. 10 Case Court American Canyon, CA 94503	Powerscreen of California, Inc. 10 Case Court American Canyon, CA 94503	Trade debt		10,493.00
Doug Holck 17565 Hillside Drive Lodi, CA 95240	Doug Holck 17565 Hillside Drive Lodi, CA 95240	Trade debt	Disputed	8,494.00
Visioneering 2451 Harvard Circle Walnut Creek, CA 94596	Visioneering 2451 Harvard Circle Walnut Creek, CA 94596	Trade debt		7,928.00
California Water Truck Service 3218 Trident Stockton, CA 95212	California Water Truck Service 3218 Trident Stockton, CA 95212	Trade debt		7,622.00
Valley Entry Systems, Inc. P.O. Box 126 Escalon, CA 95320	Valley Entry Systems, Inc. P.O. Box 126 Escalon, CA 95320	Trade debt		6,038.00

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

I, the President of the corporation 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 May 29, 2009Signature /s/ Anthony G. Arnaiz

**Anthony G. Arnaiz**  
President

*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.