B1 (Official Form 1)(4/10)

United States Bankruptcy Court
Eastern District of California

Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle): **Whitten Pumps, Inc.**	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): **DBA Whitten Supply; FDBA Water Well Specialties**	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) **95-3242297**	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): **502 County Line Road Delano, CA** ZIP Code **93215**	Street Address of Joint Debtor (No. and Street, City, and State): ZIP Code
County of Residence or of the Principal Place of Business: **Kern**	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address): ZIP Code	Mailing Address of Joint Debtor (if different from street address): ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above):	

Type of Debtor
(Form of Organization)
(Check one box)

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

Nature of Business
(Check one box)

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

Tax-Exempt Entity
(Check box, if applicable)

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

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

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

Nature of Debts
(Check one box)

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

Filing Fee (Check one box)

- ■ Full Filing Fee attached
- ☐ Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A.
- ☐ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.

Chapter 11 Debtors

Check one box:

- ☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).
- ■ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).

Check if:

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

Check all applicable boxes:

- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).

Statistical/Administrative Information

- ■ Debtor estimates that funds will be available for distribution to unsecured creditors.
- ☐ Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.

THIS SPACE IS FOR COURT USE ONLY

Estimated Number of Creditors

■ 1-49	☐ 50-99	☐ 100-199	☐ 200-999	☐ 1,000-5,000	☐ 5,001-10,000	☐ 10,001-25,000	☐ 25,001-50,000	☐ 50,001-100,000	☐ OVER 100,000

Estimated Assets

☐ $0 to $50,000	☐ $50,001 to $100,000	☐ $100,001 to $500,000	☐ $500,001 to $1 million	■ $1,000,001 to $10 million	☐ $10,000,001 to $50 million	☐ $50,000,001 to $100 million	☐ $100,000,001 to $500 million	☐ $500,000,001 to $1 billion	☐ More than $1 billion

Estimated Liabilities

☐ $0 to $50,000	☐ $50,001 to $100,000	☐ $100,001 to $500,000	☐ $500,001 to $1 million	■ $1,000,001 to $10 million	☐ $10,000,001 to $50 million	☐ $50,000,001 to $100 million	☐ $100,000,001 to $500 million	☐ $500,000,001 to $1 billion	☐ More than $1 billion

2010-62225
FILED
October 22, 2010
2:03 PM
RELIEF ORDERED
CLERK, U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA
0003021450

Voluntary Petition *(This page must be completed and filed in every case)*	Name of Debtor(s): **Whitten Pumps, Inc.**	
All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet)		
Location Where Filed: **Eastern District of California - Fresno Division**	Case Number: **2004-14313-B-11**	Date Filed: **5/10/04**
Location Where Filed:	Case Number:	Date Filed:
Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet)		
Name of Debtor: **- None -**	Case Number:	Date Filed:
District:	Relationship:	Judge:

Exhibit A

(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)

☐ Exhibit A is attached and made a part of this petition.

Exhibit B

(To be completed if debtor is an individual whose debts are primarily consumer debts.)

I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b).

X _____

Signature of Attorney for Debtor(s) (Date)

Exhibit C

Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?

☐ Yes, and Exhibit C is attached and made a part of this petition.

■ No.

Exhibit D

(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)

☐ Exhibit D completed and signed by the debtor is attached and made a part of this petition.

If this is a joint petition:

☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.

Information Regarding the Debtor - Venue

(Check any applicable box)

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

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

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

Certification by a Debtor Who Resides as a Tenant of Residential Property

(Check all applicable boxes)

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

_____

(Name of landlord that obtained judgment)

_____

(Address of landlord)

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

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

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

Voluntary Petition

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

Name of Debtor(s):
Whitten Pumps, 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 /s/ T. Scott Belden
Signature of Attorney for Debtor(s)

T. Scott Belden 184387
Printed Name of Attorney for Debtor(s)

Klein, DeNatale, Goldner,
Firm Name

Cooper, Rosenlieb & Kimball, LLP
4550 California Avenue, 2nd Floor
Bakersfield, CA 93309
Address

Email: sbelden@kleinlaw.com
(661) 395-1000 Fax: (661) 326-0418
Telephone Number

October 22, 2010
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 /s/ Amanda McDonald
Signature of Authorized Individual

Amanda McDonald
Printed Name of Authorized Individual

Secretary
Title of Authorized Individual

October 22, 2010
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 bankrutpcy 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.

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA
FRESNO DIVISION

In re WHITTEN PUMPS, INC.
a California corporation,

Case No.
Chapter11

_____/ Debtor

STATEMENT REGARDING CORPORATE RESOLUTION

The undersigned AMANDA McDONALD is Secretary of Whitten Pumps, Inc., a California corporation. On October 22, 2010, the following resolution was duly adopted by the Board of Directors of this corporation.

'WHEREAS, it is in the best interests of this corporation to file a Voluntary Petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United Stated Code:

'NOW, THEREFORE, BE IT RESOLVED, that AMANDA McDONALD, Secretary of this corporation, be and hereby is, authorized and directed to execute and deliver all documents necessary to perfect the filing of a Chapter 11 voluntary bankruptcy case in the United States Bankruptcy Court on behalf of the corporation; and

'BE IT FURTHER RESOLVED, that AMANDA McDONALD, Secretary of this corporation, be and hereby is, authorized and directed to appear in all such bankruptcy proceedings on behalf of the corporation, and to otherwise do and perform any and all acts and deeds and to execute and deliver all necessary documents on behalf of the corporation in connection with said bankruptcy proceedings; and

'BE IT FURTHER RESOLVED, that AMANDA McDONALD, Secretary of this corporation, be and hereby is, authorized and directed to employ the law firm of Klein, DeNatale, Goldner, Cooper, Rosenlieb and Kimball, to represent the corporation in said bankruptcy proceedings."

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION

I, AMANDA McDONALD, Secretary of the corporation named as debtor in this case, declare under penalty of perjury that I have read the foregoing resolution and it is true and correct to the best of my knowledge, information, and belief.

Dated: October 22, 2010

Signature /s/ Amanda McDonald
AMANDA McDONALD, Secretary

32T1367.DOC

United States Bankruptcy Court
Eastern District of California

In re **Whitten Pumps, Inc.** Debtor(s)

Case No. _____
Chapter **11**

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **Whitten Pumps, Inc.** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

■ None [*Check if applicable*]

October 22, 2010
Date

/s/ T. Scott Belden
T. Scott Belden 184387
Signature of Attorney or Litigant
Counsel for **Whitten Pumps, Inc.**

Klein, DeNatale, Goldner,
Cooper, Rosenlieb & Kimball, LLP
4550 California Avenue, 2nd Floor
Bakersfield, CA 93309
(661) 395-1000 Fax:(661) 326-0418
sbelden@kleinlaw.com

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2010-62225
FILED
October 22, 2010
CLERK, U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA
0003021454

B4 (Official Form 4) (12/07)

United States Bankruptcy Court
Eastern District of California

In re Whitten Pumps, 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) *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]*
Internal Revenue Service P.O. Box 21126, Stop N781 Philadelphia, PA 19114	Internal Revenue Service P.O. Box 21126, Stop N781 Philadelphia, PA 19114	Taxes		548,951.73
State Board of Equalization P.O. Box 942879 Sacramento, CA 94279	State Board of Equalization P.O. Box 942879 Sacramento, CA 94279	Sales and Use Tax		282,000.00
Employment Development Department P.O. Box 826880, MIC 92E Sacramento, CA 94280-0001	Employment Development Department P.O. Box 826880, MIC 92E Sacramento, CA 94280-0001	Employee Withholdings		117,000.00
Whitten Partnership Account 502 County Line Road Delano, CA 93215	Whitten Partnership Account 502 County Line Road Delano, CA 93215	Past Due Rent		82,500.00
Kern County Treasurer/Tax Collector 1115 Truxtun Ave., 2nd Fl. Bakersfield, CA 93301-4640	Kern County Treasurer/Tax Collector 1115 Truxtun Ave., 2nd Fl. Bakersfield, CA 93301-4640	Property taxes		47,610.49
Employer Elect 3130 W. Main Street Suite A-2 Visalia, CA 93291	Employer Elect 3130 W. Main Street Suite A-2 Visalia, CA 93291	Medical Insurance Premiums		12,199.25
Adair & Evans 111 E. Kern Avenue Tulare, CA 93274	Adair & Evans 111 E. Kern Avenue Tulare, CA 93274	Accounting Fees		10,730.00
Activant Post Office Box 671069 Dallas, TX 75267	Activant Post Office Box 671069 Dallas, TX 75267	Office Software Support		9,996.75
Jim's Supply Co., Inc. Post Office Box 668 Bakersfield, CA 93302	Jim's Supply Co., Inc. Post Office Box 668 Bakersfield, CA 93302	Purchase of Inventory by Whitten Supply Co.		8,545.08
Aramark Uniform Services 2949 Petrol Road Bakersfield, CA 93308	Aramark Uniform Services 2949 Petrol Road Bakersfield, CA 93308	Uniform Rentals		7,234.28
State Compensation Insurance Fund P.O. Box 9102 Pleasanton, CA 94566	State Compensation Insurance Fund P.O. Box 9102 Pleasanton, CA 94566	Worker's Compensation Premiums		6,771.86

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

In re Whitten Pumps, Inc. Case No. _____

Debtor(s)

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(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]*
Ben-E-Lect Employer Benefit Plans Post Office Box 7809 Visalia, CA 93291	Ben-E-Lect Employer Benefit Plans Post Office Box 7809 Visalia, CA 93291	Medical Insurance Premiums		5,796.00
Inweld Corporation 3962 Portland Street Coplay, PA 18037	Inweld Corporation 3962 Portland Street Coplay, PA 18037	Purchase of Inventory for Whitten Supply Co.		4,686.01
Motion Industries, Inc. File 57463 Los Angeles, CA 90074	Motion Industries, Inc. File 57463 Los Angeles, CA 90074	Purchase of Inventory for Whitten Supply Co.		4,661.48
Blue Shield of California File 55332 Los Angeles, CA 90074	Blue Shield of California File 55332 Los Angeles, CA 90074	Medical Insurance Premiums		3,119.00
Rankin Industries, Inc. 10868 Bell Court Rancho Cucamonga, CA 91730	Rankin Industries, Inc. 10868 Bell Court Rancho Cucamonga, CA 91730	Purchase of Inventory for Whitten Supply Co.		3,049.31
California Tool Company 1929 So. Figueroa Street Los Angeles, CA 90007	California Tool Company 1929 So. Figueroa Street Los Angeles, CA 90007	Purchase of Inventory		2,930.00
Jim's Supply Co., Inc. Post Office Box 668 Bakersfield, CA 93302	Jim's Supply Co., Inc. Post Office Box 668 Bakersfield, CA 93302	Purchase of Inventory for Whitten Pumps, Inc.		2,548.05
Southern California Edison P.O. Box 600 Rosemead, CA 91771	Southern California Edison P.O. Box 600 Rosemead, CA 91771	Utilities		2,532.96
Genstar Technologies Co., Inc. 4525 Edison Avenue Chino, CA 91710	Genstar Technologies Co., Inc. 4525 Edison Avenue Chino, CA 91710	Purchase of Inventory for Whitten Supply Co.		1,611.10

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

I, the Secretary 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 October 22, 2010 Signature /s/ Amanda McDonald

Amanda McDonald

Secretary

Penalty for making a false statement or concealing property: Fine of up to $500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

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