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| United States Bankruptcy Court Northern District of California, Oakland Division | | | Vol | untary Petition | | |
|--|---|---|--|-----------------------------------|--------------------------------------|--|
| Name of Debtor (if individual, enter Last, First, Middle): Phillips, Wayne N Sr. Name of Joint Debtor (Spouse) (Last, First, Middle): Phillips, Patsy P. | | | | | | |
| All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): | | | sed by the Joint Debtor i naiden, and trade names) | | 3 years | |
| Last four digits of Soc. Sec. or Individual-Taxpayer EIN (if more than one, state all): 5071 | LD. (ITIN) No./Complete Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all): 1440 | | D. (ITIN) No./Complete | | | |
| Street Address of Debtor (No. & Street, City, State & Zip Code): 5054 Nortonville Way Antioch, CA | | 5054 Nortonvi | Street Address of Joint Debtor (No. & Street, City, State & Zip Code): 5054 Nortonville Way Antioch, CA | | | |
| ZIPCODE 94531 | | Antioch, CA | ZIPCODE 94531 | | | |
| | | County of Resident Contra Costa | County of Residence or of the Principal Place of Business: Contra Costa | | | |
| Mailing Address of Debtor (if different from street | address) | Mailing Address of | f Joint Debtor (if differer | nt from stre | eet address): | |
| | ZIPCODE | | | Γ | ZIPCODE | |
| Location of Principal Assets of Business Debtor (if | different from street address | above): | | , | | |
| 516 W. 10th St, Antioch, CA | | | | | ZIPCODE 94509 | |
| Type of Debtor (Form of Organization) | Nature of (Check o | | • | | Code Under Which (Check one box.) | |
| (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.) | ate as defined in 11 | | Reco Mai Cha Reco Non Nature of (Check one | e box.) | | |
| Tax-Exempt Entity (Check box, if applicabl ☐ Debtor is a tax-exempt organiza Title 26 of the United States Co Internal Revenue Code). | | | Debts are primaril debts, defined in 1 § 101(8) as "incurrindividual primaril personal, family, o hold purpose." | 1 U.S.C. red by an ly for a | Debts are primarily business debts. | |
| Filing Fee (Check one b | ox) | | Chapter 11 I | Debtors | | |
| ☐ 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 | | Debtor is not a s | 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). | | | |
| is unable to pay fee except in installments. Rule 3A. | Debtor's aggreg | Debtor's aggregate noncontingent liquidated debts owed to non-insiders or affiliates are less than \$2,190,000. | | | | |
| Filing Fee waiver requested (Applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B. | | | ole boxes: filed with this petition | repetition f | rom one or more classes of | |
| | | | | THIS SPACE IS FOR COURT USE ONLY | | |
| Estimated Number of Creditors | | | | | | |
| 1-49 50-99 100-199 200-999 1,0 5,0 | 5,001- | 0,001- 25,001 25,000 50,000 | | Over 100,000 | | |
| Estimated Assets Solve to \$50,001 to \$100,001 to \$500,001 to \$1.00,000 \$1.0 | | 550,000,001 to \$100,0 100 million to \$500 | 00,001 \$500,000,001 0 million to \$1 billion | More that | • | |
| Estimated Liabilities | , | 550,000,001 to \$100,0 | | | n | |

| Voluntary Petition (This page must be completed and filed in every case) | Name of Debtor(s): Phillips, Wayne N Sr. & Phillips, Patsy P. | | |
|--|--|---------------------------------------|--|
| Prior Bankruptcy Case Filed Within Last 8 | Years (If more than two, attach | additional sheet) | |
| Location Where Filed: US BK Ct, Northern District Calif | Case Number: 4-80-00026 | Date Filed: 6/4/1980 | |
| Location Where Filed: N/A | Case Number: | Date Filed: | |
| Pending Bankruptcy Case Filed by any Spouse, Partner or | Affiliate of this Debtor (If mor | re 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. | 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. | | |
| | Signature of Attorney for Debtor(s) | Date | |

Exhibit D

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

Page 2

(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.

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

If this is a joint petition:

B1 (Official Form 1) (1/08)

🗹 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.)

| \checkmark | 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. |
| \neg | 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(1)).

or safety?

▼ No

Voluntary Petition

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

Name of Debtor(s):

(Check only **one** box.)

§ 1515 are attached.

Signature of Foreign Representative

Printed Name of Foreign Representative

Phillips, Wayne N Sr. & Phillips, Patsy P.

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

☐ I request relief in accordance with chapter 15 of title 11, United

☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the

States Code. Certified copies of the documents required by 11 U.S.C.

chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

in a foreign proceeding, and that I am authorized to file this petition.

Signatures

X

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 State 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.

Signature of Attorney*

X /s/ Wayne N Phillips, Sr.

Signature of Debtor

Wayne N Phillips, Sr.

X /s/ Patsy P. Phillips

Signature of Joint Debtor

Patsy P. Phillips

(925) 207-8590

Telephone Number (If not represented by attorney)

January 11, 2010

X /s/ Harry L. Styron

Signature of Attorney for Debtor(s)

hlstyron@wcrklaw.com

January 11, 2010

Harry L. Styron, Attorney at Law

1615 Bonanza Street, Suite 407

Walnut Creek, CA 94596-4532

(925) 932-4300 Fax: (925) 944-0591

Harry L. Styron 67735

Date

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

*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.

| Signature of Authorized Individual | |
|---------------------------------------|--|
| Printed Name of Authorized Individual | |
| Title of Authorized Individual | |

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.

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United States Bankruptcy Court Northern District of California, Oakland Division

| | Northern District of Cal | ifornia, Oakland Division |
|--|---|---|
| IN RE: | | Case No |
| Phillips, Wayne N Sr. | | Chapter 11 |
| | Debtor(s) | |
| EXHIBI | | R'S STATEMENT OF COMPLIANCE ING REQUIREMENT |
| do so, you are not eligible to fi whatever filing fee you paid, a | le a bankruptcy case, and the cou and your creditors will be able to ccy case later, you may be require | tatements regarding credit counseling listed below. If you cannot art can dismiss any case you do file. If that happens, you will lose resume collection activities against you. If your case is dismissed ed to pay a second filing fee and you may have to take extra steps |
| | e this Exhibit D. If a joint petition is j and attach any documents as direc | filed, each spouse must complete and file a separate Exhibit D. Check cted. |
| the United States trustee or band performing a related budget anal | kruptcy administrator that outlined | se, I received a briefing from a credit counseling agency approved by the opportunities for available credit counseling and assisted me in a agency describing the services provided to me. Attach a copy of the 19th the agency. |
| the United States trustee or band performing a related budget and a copy of a certificate from the a | kruptcy administrator that outlined lysis, but I do not have a certificate t | se, I received a briefing from a credit counseling agency approved by the opportunities for available credit counseling and assisted me in from the agency describing the services provided to me. You must file ided to you and a copy of any debt repayment plan developed through d. |
| days from the time I made my | | proved agency but was unable to obtain the services during the seven at circumstances merit a temporary waiver of the credit counseling gent circumstances here.] |
| you file your bankruptcy petiti of any debt management plan case. Any extension of the 30-o | on and promptly file a certificate f developed through the agency. Fa lay deadline can be granted only | obtain the credit counseling briefing within the first 30 days after from the agency that provided the counseling, together with a copy ailure to fulfill these requirements may result in dismissal of your for cause and is limited to a maximum of 15 days. Your case may |
| counseling briefing. | · | s for filing your bankruptcy case without first receiving a credit |
| motion for determination by the | | ise of: [Check the applicable statement.] [Must be accompanied by a |
| | 1 U.S.C. § 109(h)(4) as impaired brational decisions with respect to fin | by reason of mental illness or mental deficiency so as to be incapable nancial responsibilities.); |
| ☐ Disability. (Defined in 1 | <u> •</u> | y impaired to the extent of being unable, after reasonable effort, to |

5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h)

I certify under penalty of perjury that the information provided above is true and correct.

Active military duty in a military combat zone.

Signature of Debtor: /s/ Wayne N Phillips, Sr.

Date: **January 11, 2010**

does not apply in this district.

Certificate Number: 01267-CAN-CC-008437387

CERTIFICATE OF COUNSELING

| I CERTIFY that on September 23, 2009 | , a | 12:21 | o'clock AM CDT, | |
|--|---------|--|-----------------------------------|--|
| Wayne N Phillips Sr | | receive | ed from | |
| Money Management International, Inc. | | ······································ | , | |
| an agency approved pursuant to 11 U.S.C. § 111 to provide credit counseling in the | | | | |
| Northern District of California | , a | n individual | [or group] briefing that complied | |
| with the provisions of 11 U.S.C. §§ 109(h) | and 111 | | | |
| A debt repayment plan was not prepared. If a debt repayment plan was prepared, a copy of | | | | |
| the debt repayment plan is attached to this certificate. | | | | |
| This counseling session was conducted by internet and telephone. | | | | |
| | | | | |
| Date: September 23, 2009 | Ву | /s/Charles W | /illiams | |
| | Name | Charles Will | liams | |
| | Title | Counselor I | ···· | |
| | | | | |

^{*} Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. See 11 U.S.C. §§ 109(h) and 521(b).

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Date: January 11, 2010

United States Bankruptcy Court Northern District of California, Oakland Division

| Northern District of Ca | lifornia, Oakland Division |
|--|---|
| IN RE: | Case No |
| Phillips, Patsy P. Debtor(s) | Chapter 11 |
| EXHIBIT D - INDIVIDUAL DEBTO | OR'S STATEMENT OF COMPLIANCE LING REQUIREMENT |
| do so, you are not eligible to file a bankruptcy case, and the co whatever filing fee you paid, and your creditors will be able to | statements regarding credit counseling listed below. If you canno urt can dismiss any case you do file. If that happens, you will lose resume collection activities against you. If your case is dismissed red to pay a second filing fee and you may have to take extra steps |
| Every individual debtor must file this Exhibit D. If a joint petition is one of the five statements below and attach any documents as dire | filed, each spouse must complete and file a separate Exhibit D. Checi acted. |
| the United States trustee or bankruptcy administrator that outlined | se, I received a briefing from a credit counseling agency approved by the opportunities for available credit counseling and assisted me in the agency describing the services provided to me. Attach a copy of the agh the agency. |
| the United States trustee or bankruptcy administrator that outlined performing a related budget analysis, but I do not have a certificate | se, I received a briefing from a credit counseling agency approved by a the opportunities for available credit counseling and assisted me in from the agency describing the services provided to me. You must fill yided to you and a copy of any debt repayment plan developed through ed. |
| | opproved agency but was unable to obtain the services during the sever nt circumstances merit a temporary waiver of the credit counseling igent circumstances here.] |
| you file your bankruptcy petition and promptly file a certificate of any debt management plan developed through the agency. F case. Any extension of the 30-day deadline can be granted only also be dismissed if the court is not satisfied with your reason counseling briefing. 4. I am not required to receive a credit counseling briefing beca motion for determination by the court.] Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired of realizing and making rational decisions with respect to f Disability. (Defined in 11 U.S.C. § 109(h)(4) as physical participate in a credit counseling briefing in person, by tele Active military duty in a military combat zone. | ly impaired to the extent of being unable, after reasonable effort, to phone, or through the Internet.); |
| does not apply in this district. | termined that the credit counseling requirement of 11 U.S.C. § 109(h |
| I certify under penalty of perjury that the information provide | ed above is true and correct. |
| Signature of Debtor: /s/ Patsy P. Phillips | |

Certificate Number: 01267-CAN-CC-008437388

CERTIFICATE OF COUNSELING

| I CERTIFY that on September 23, 2009 | , a | t 12:21 | o'clock <u>AM CDT</u> , |
|---|------------|----------------|----------------------------------|
| Patsy L Phillips | | receive | d from |
| Money Management International, Inc. | | | 1 |
| an agency approved pursuant to 11 U.S.C. | § 111 to | provide credi | t counseling in the |
| Northern District of California | , a | n individual [| or group] briefing that complied |
| with the provisions of 11 U.S.C. §§ 109(h) | and 111 | | |
| A debt repayment plan was not prepared | If a c | lebt repaymen | t plan was prepared, a copy of |
| the debt repayment plan is attached to this | certifica | te. | |
| This counseling session was conducted by | internet a | nd telephone | · |
| | | | |
| Date: September 23, 2009 | Ву | /s/Charles W | illiams |
| | Name | Charles Willi | iams |
| | Title | Counselor I | |
| | | | |

^{*} Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. See 11 U.S.C. §§ 109(h) and 521(b).

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United States Bankruptcy Court Northern District of California, Oakland Division

| IN RE: | | Case No. |
|---------------------------------------|------------------------------------|---|
| Phillips, Wayne N Sr. & Phillips, Pat | sy P. | Chapter 11 |
| | Debtor(s) | • - |
| | CREDITOR MATRIX CO | OVER SHEET |
| | secured and unsecured creditors li | 3 sheets, contains the correct, complete and current sted in debtor's filing and that this matrix conforms with |
| | /s/ Harry L. Styron | |
| | | torney or Pro Per Debtor |

1st United Services Cu 5901 Gibraltar Drive Nor Pleasanton, CA 94588

American General Finan 600 N Royal Ave Evansville, IN 47715

American General Finan 480 Redwood St Ste 44 Vallejo, CA 94590

Amex P.o. Box 981537 El Paso, TX 79998

Bac Home Loans Servici 450 American St Simi Valley, CA 93065

Beneficial California, Inc. Bishop, White & Marshall, PS 720 Olive Way, Suite 1301 Seattle, WA 98101

Beneficial/hfc Po Box 1547 Chesapeake, VA 23327

County Of Alameda C/O Patton, Wolan, Carlisle LLP 1999 Harrison St Oakland, CA 94612 Fireside Auto Finance Po Box 9080 Pleasanton, CA 94566

First Financial Investment Fund LLC C/O Law Offices Of Rory W. Clark 5743 Corsa Ave, Suite 215 Westlake Village, CA 91362

Franklin Collection Sv (original Cr 2978 W Jackson St Tupelo, MS 38801

Nationstar Mortgage Ll 350 Highland Dr Lewisville, TX 75067

Northland Group Inc. (Orig Creditor: Arrow Financial Services PO Box 390846 Minneapolis, MN 55439

Paul T. Guillory, Ph.D. 2940 Summit St Oakland, CA 94609

Pro Solutions PO Box 911 Pittsburg, CA 94565

Stassinos Law Offices (original Cre 5150 Sunrise Blvd Ste B4 Fair Oaks, CA 95628 Us Dept Of Education 501 Bleecker St Utica, NY 13501

Washington Mutual Fa Po Box 1093 Northridge, CA 91328

Wells Fargo Po Box 5445 Portland, OR 97208