

Fill in this information to identify the case:

United States Bankruptcy Court for the:

Northern District Of California

(State)

Case number (if known): _____ Chapter 11

Check if this is an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

04/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Construction Materials Testing, Inc.

2. All other names debtor used in the last 8 years
Include any assumed names, trade names, and *doing business* as names

3. Debtor's federal Employer Identification Number (EIN) 9 4 - 2 3 1 4 8 4 9

4. Debtor's address
Principal place of business: 1033 Shary Circle
Number Street
Concord CA 94518-2469
City State ZIP Code
Mailing address, if different from principal place of business: _____
Number Street
P.O. Box _____
City State ZIP Code
Location of principal assets, if different from principal place of business: _____
Number Street
City State ZIP Code

5. Debtor's website (URL) _____

6. Type of debtor
 Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
 Partnership (excluding LLP)
 Other. Specify: _____

7. Describe debtor's business

A. Check one:

- Health Care Business (as defined in 11 U.S.C. § 101(27A))
- Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- Railroad (as defined in 11 U.S.C. § 101(44))
- Stockbroker (as defined in 11 U.S.C. § 101(53A))
- Commodity Broker (as defined in 11 U.S.C. § 101(6))
- Clearing Bank (as defined in 11 U.S.C. § 781(3))
- None of the above

B. Check all that apply:

- Tax-exempt entity (as described in 26 U.S.C. § 501)
- Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
- Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes> .

____ - ____ - ____ - ____

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- Chapter 7
- Chapter 9
- Chapter 11. Check all that apply:
 - Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
 - The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
 - 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).
 - The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
 - The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.
- Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

No

- Yes. District _____ When _____ Case number _____
MM / DD / YYYY
- District _____ When _____ Case number _____
MM / DD / YYYY

If more than 2 cases, attach a separate list.

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

No

- Yes. Debtor _____ Relationship _____
District _____ When _____
MM / DD / YYYY
- Case number, if known _____

List all cases. If more than 1, attach a separate list.

11. Why is the case filed in *this district*?

Check all that apply:

- Debtor has had its domicile, 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.
- A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

- No
- Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

- It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.
What is the hazard? _____
- It needs to be physically secured or protected from the weather.
- It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
- Other _____

Where is the property?

Number _____ Street _____

City _____ State _____ ZIP Code _____

Is the property insured?

- No
 - Yes. Insurance agency _____
- Contact name _____
- Phone _____

Statistical and administrative information

13. Debtor's estimation of available funds

Check one:

- Funds will be available for distribution to unsecured creditors.
- After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

14. Estimated number of creditors

- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000 | <input type="checkbox"/> 25,001-50,000 |
| <input type="checkbox"/> 50-99 | <input type="checkbox"/> 5,001-10,000 | <input type="checkbox"/> 50,001-100,000 |
| <input type="checkbox"/> 100-199 | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999 | | |

15. Estimated assets

- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> \$0-\$50,000 | <input type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

Debtor Construction Materials Testing, Inc.
Name

Case number (if known) _____

16. Estimated liabilities

- | | | |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

- The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.
- I have been authorized to file this petition on behalf of the debtor.
- I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 06/29/2016
MM / DD / YYYY

X /s/Donald G. Rose _____ Donald G. Rose _____
Signature of authorized representative of debtor Printed name
Title President _____

18. Signature of attorney

X /s/ _____ Date 06/29/2016
Signature of attorney for debtor MM / DD / YYYY

Ruth Elin Auerbach _____
Printed name

Law Office of Ruth Auerbach _____
Firm name

77 Van Ness Ave., Suite 201 _____
Number Street

San Francisco _____ CA 94102 _____
City State ZIP Code

(415) 673-0560 _____ attorneyruth@sbcglobal.net _____
Contact phone Email address

104191 _____ CA _____
Bar number State

Fill in this information to identify the case:

Debtor name Construction Materials Testing, Inc.
 United States Bankruptcy Court for the: Northern District Of California
 Case number (If known): _____

Check if this is an amended filing

Official Form 204

Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an *insider*, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
1	See Attachment 1 See Attachment 1 44 Montgomery Street, Suite 2110 San Francisco, CA94104		unpaid withdrawal liability	Contingent Unliquidated Disputed			\$2,454,916.00
2	Richard Danielson 5276 Felicia Avenue Livermore, CA94550		factoring of accounts receivable				\$283,683.00
3	Wingard Construction 5143 Port Chicago Hwy., Suite B Concord, CA94520		lease payments and damages				\$40,000.00
4	Neal Hoellwarth 500 Laura Ann Court Pittsburg, CA94565		expense reimbursement				\$18,530.42
5	Gregory Lane Owners' Assn. 43 Woodland Court San Ramon, CA94582		trade debt				\$7,631.00
6	Franchise Tax Board Bankruptcy Unit P. O. Box 2952 Sacramento, CA95812-2952		services and finance charges				\$2,449.71
7	John Oliveira 1307 Perry Court Tracy, CA95377		expense reimbursement				\$2,143.75
8	Gary Klopson 637 Princeton Court Vacaville, CA95687		expense reimbursement				\$1,361.85

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
9	Tim Klopson 6749 Almond Ave. Orangevale, CA95662		expense reimbursement				\$1,186.31
10	NMAPC 1501 Lee Highway, Suite 202 Arlington, VA22209		trade debt				\$1,120.00
11	Ted Shoecraft 2330 Pleasant Hill Rd. Pleasant Hill, CA94523		expense reimbursement				\$1,029.49
12	Anne McNeil 1720 Humphrey Drive Concord, CA94519		expense reimbursement				\$852.85
13	James Allen 12 Cherry Hills Lafayette, CA94549		expense reimbursement				\$750.80
14	Michael Rose 342 W. prospect Ave. Danville, CA94526		expense reimbursement				\$746.39
15	Ken Ludwig 4553 Queenboro Way Union City, CA 94587		expense reimbursement				\$722.98
16	Gary Mendenhall P. O. Box 8 Port Costa, CA94569		expense reimbursement				\$696.00
17	Bruce Mossman 35 Edinburgh Street San Francisco, CA94112		expense reimbursement				\$641.78
18	University Sports Publications 555 Bryant Street, Dept. 531 Palo Alto, CA94301		Advertising				\$595.00
19	David Knight 21731 El Puma Circle Sonora, CA 95370		expense reimbursement				\$438.84
20	Applied Materials & Engineering, Inc. 982 41st Street Oakland, CA94608		services				\$434.76

Attachment
Debtor: Construction Materials Testing, Inc.

Case No:

Attachment 1

Pension Trust Fund for Operating Engineers
c/o Saltzman & Johnson Law Corporation

Andy Hopkins
1031 Manor Road
El Sobrante, CA 94803

Anne McNeil
1720 Humphrey Drive
Concord, CA 94519

Anselmo DeHaro
19177 S. Corral Hollow Rd.
Tracy, CA 95304

Applied Materials & Engineering, Inc.
982 41st Street
Oakland, CA 94608

Brian Rose
342 W. Prospect Ave.
Danville, CA 94526

Bruce Mossman
35 Edinburgh Street
San Francisco, CA 94112

Craig Harris
6803 Del Monte Ave.
Richmond, CA 94805

David Knight
21731 El Puma Circle
Sonora, CA 95370

Denise Corkill
3240 Maguire Way #108
Dublin, CA 94568

Dennis Guinta
1381 Arlington Way
Brentwood, CA 94513

Emily Hopkins
86 Midhill Road
Martinez, CA 94553

Eugene Leighton
967 Elliott Drive
Union City, CA 94587

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

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

Gary Klopson
637 Princeton Court
Vacaville, CA 95687

Gary Mendenhall
P. O. Box 8
Port Costa, CA 94569

Gregory Lane Owners' Assn.
43 Woodland Court
San Ramon, CA 94582

Internal Revenue Service
Centralized Insolvency Operations
P. O. Box 7346
Philadelphia, PA 19101-7346

James Allen
12 Cherry Hills
Lafayette, CA 94549

James Musser
1261 Pine Creek Way #L
Concord, CA 94520

John Oliveira
1307 Perry Court
Tracy, CA 95377

Ken Ludwig
4553 Queenboro Way
Union City, CA 94587

Mark Hopkins
86 Midhill Road
Martinez, CA 94553

Mark Hopkins
86 Midhill
Martinez, CA 94553

Mark Schroeder
3655 Mallard way
Antioch, CA 94509

Michael Rose
342 W. prospect Ave.
Danville, CA 94526

Neal Hoellwarth
500 Laura Ann Court
Pittsburg, CA 94565

Next Wave Enterprises, LLC
5757 Blue Lagoon Drive
Miami, Fl 33126

NMAPC
1501 Lee Highway, Suite 202
Arlington, VA 22209

Pension Trust Fund for Operating Engineer
c/o Saltzman & Johnson Law Corporation
44 Montgomery Street, Suite 2110
San Francisco, CA 94104

Platinum Rapid Funding Group
348 RXR Plaza
Uniondale, NY 11556

Raymond Wenstrom
622 Sunflower Drive
Lathrop, CA 95330

Richard Danielson
5276 Felicia Avenue
Livermore, CA 94550

Richard Fletcher
612 Iglesia Court
Antioch, CA 94509

Robert Stalf
3200 Doyle Road
Oakley, CA 94561

Sage Checks & Forms
P. O. Box 935021
Atlanta, GA 31193-5021

Seth Ronald
265 38th Street
Oakland, CA 94611

State of California Employment Dev. Dept
Bankruptcy Unit MIC 92E
P. O. Box 826880
Sacramento, CA 94280-0001

Ted Shoecraft
2330 Pleasant Hill Rd.
Pleasant Hill, CA 94523

Tim Klopson
6749 Almond Ave.
Orangevale, CA 95662

University Sports Publications
555 Bryant Street, Dept. 531
Palo Alto, CA 94301

Wave, fka Astound
P. O. Box 34889
Seattle, WA 98124-1889

Wingard Construction
5143 Port Chicago Hwy., Suite B
Concord, CA 94520

UNITED STATES BANKRUPTCY COURT
Northern District of California

In re: **Construction Materials Testing, Inc.**

Debtors

Case No. _____
Chapter **11** _____

VERIFICATION OF CREDITOR MATRIX

The above named debtor(s), or debtor's attorney if applicable, do hereby certify under penalty of perjury that the attached Master Mailing List of creditors is complete, correct and consistent with the debtor's schedules pursuant to Local Bankruptcy Rules and I/we assume all responsibility for errors and omissions.

Dated: **June 29, 2016** _____

Signed: **/s/Donald G. Rose** _____

Dated: _____

Signed: _____

Signed: **/s/** _____

Ruth Elin Auerbach
Attorney for Debtor(s)
Bar no.: 104191
77 Van Ness Ave., Suite 201
San Francisco, California 94102
Telephone No: (415) 673-0560
Fax No: (415) 673-0562

E-mail address:
attorneyruth@sbcglobal.net