Case 09-19671-JM11 Filed 12/23/09 Doc 1-1 Pg. 1 of 11

B1 (Official	Form 1)(1/	08)										
United States Bankruptcy Court Southern District of California								Voluntary Petition			Petition	
Name of Debtor (if individual, enter Last, First, Middle):  Bundy Trucking, Inc.						Name	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)  33-0552146								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): 12343 Oak Knoll Rd. Poway, CA  ZIP Code								Address of	f Joint Debto	or (No. and Stre	et, City, and State):	ZIP Code
						92064						
County of R San Die		of the Prin	cipal Place of	Business	<b>S</b> :		Coun	ty of Reside	ence or of the	e Principal Plac	e of Business:	
	dress of Del Oak Knoll		erent from stre	et addres	s):		Maili	ng Address	of Joint Deb	otor (if different	from street address):	
Poway,	CA					ZIP Code						ZIP Code
						92064						
Location of (if different			siness Debtor ove):									
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 defind 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 organiza under Title 26 of the United State Code (the Internal Revenue Code			e) anization d States	defined	the er 7 er 9 er 11 er 12 er 13 are primarily c d in 11 U.S.C. red by an indiv	Petition is File  Cha of a  Cha of a  Nature (Check of consumer debts,	Debts busine	ecognition ding ecognition
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.						Chec.	Debtor is k if: Debtor's a to insider k all applica A plan is Acceptane	aggregate nos or affiliates ble boxes: being filed v ces of the pla	business debtor encontingent liq s) are less than s with this petition an were solicite	lefined in 11 U.S.C. § as defined in 11 U.S.C uidated debts (excludi \$2,190,000.	c. § 101(51D).  ng debts owed  or more	
Debtor e	estimates that estimates that Il be no fun	nt funds will nt, after any ds available	lation I be available exempt proper for distribution	erty is exc	cluded and	administrat		es paid,		Case # : Debtor.: Judge:	PACE IS FOR COURT U 09-19671-JM11 BUNDY TRUCKING, 1 JAMES MEYERS	
1- 49 Estimated A	50- 99	100- 199	200-	1,000- 5,000	5,001- 10,000	10,001- 25,000	25,001- 50,000	50,001- 100,000	OVER 100,000	Deputy:	December 23, 2009 SEAN SLAUGHTER	11:50:34
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 5 to \$1	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,000 to \$500 million	\$500,000,001 to \$1 billion		Receipt: Amount: RELIEF OR	\$1,039.00  Dered	
Estimated L  \$0 to \$50,000	iabilities  \$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,001 to \$10	\$10,000,001 to \$50	\$50,000,001 to \$100	\$100,000,00 to \$500	\$500,000,001 to \$1 billion			S. Bankruptcy Cou District Of Calif	

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Page 2 B1 (Official Form 1)(1/08) Name of Debtor(s): **Voluntary Petition Bundy Trucking, Inc.** (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Case Number: Date Filed: Location Where Filed: - None -Date Filed: Location Case Number: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Date Filed: Name of Debtor: Case Number: - None -District: Relationship: Judge: **Exhibit B** Exhibit A (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 (To be completed if debtor is required to file periodic reports (e.g., have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 12 of title 11, United States Code, and have explained the relief available forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by TT U.S.C. §342(b) ☐ Exhibit A is attached and made a part of this petition. 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(1)).

Case 09-19671-JM11 Filed 12/23/09 Doc 1-1 Pg. 3 of 11 B1 (Official Form 1)(1/08) Page 3 Name of Debtor(s): Voluntary Petition **Bundy Trucking, Inc.** (This page must be completed and filed in every case) Signatures Signature(s) of Debtor(s) (Individual/Joint) Signature of a Foreign Representative I declare under penalty of perjury that the information provided in this I declare under penalty of perjury that the information provided in this petition petition is true and correct. is true and correct, that I am the foreign representative of a debtor in a foreign If petitioner is an individual whose debts are primarily consumer debts and proceeding, and that I am authorized to file this petition. has chosen to file under chapter 7] I am aware that I may proceed under (Check only one box.) chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief ☐ I request relief in accordance with chapter 15 of title 11. United States Code. available under each such chapter, and choose to proceed under chapter 7. Certified copies of the documents required by 11 U.S.C. §1515 are attached. [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). ☐ 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 I request relief in accordance with the chapter of title 11, United States Code, recognition of the foreign main proceeding is attached. specified in this petition. Signature of Foreign Representative Signature of Debtor Printed Name of Foreign Representative Signature of Joint Debtor Date Telephone Number (If not represented by attorney) Signature of Non-Attorney Bankruptcy Petition Preparer I declare under penalty of perjury that: (1) I am a bankruptcy petition Date 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 Signature of Attorney\* 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 X chargeable by bankruptcy petition preparers, I have given the debtor notice Signature of Attorney for Debtor(s) 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. Bruce R. Babcock Cal. Bar #85878 Official Form 19 is attached. Printed Name of Attorney for Debtor(s) Bruce R. Babcock, Attorney Printed Name and title, if any, of Bankruptcy Petition Preparer Firm Name 4808 Santa Monica Ave. San Diego, CA 92107 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 Address preparer.)(Required by 11 U.S.C. § 110.) (619) 222-2661 Telephone Number 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) Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above. 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 Names and Social-Security numbers of all other individuals who prepared or on behalf of the debtor. assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

The debtor requests relief in accordance with the chapter of title 11, United

States Code specified In this petition, Signature of Authorized Individual

**Janet Northrop** 

Printed Name of Authorized Individual

President

Title of Authorized 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 Southern District of California

in re	Bunay Trucking, Inc.		Case No.	
		Debtor(s)	Chapter	
	CORPORATI	E OWNERSHIP STATEMENT (	RULE 7007.1)	
or recu is a (a	usal, the undersigned counsel for <u>Bu</u>	indy Trucking, Inc. in the above care or a governmental unit, that dire	adges to evaluate possible disqualification action, certifies that the followectly or indirectly own(s) 10% or more ities to report under FRBP 7007.1:	ving
■ Not	ne [Check if applicable]			
12 Data	/23/09	Bruce R. Babcock Cal. Bar #858	79	
Date		Signature of Attorney or Litigate Counsel for Bundy Trucking,	ant	
		Bruce R. Babcock, Attorney 4808 Santa Monica Ave. San Diego, CA 92107 (619) 222-2661		

REFER TO INSTRUCTIONS ON REVERSE SIDE

Bartholomew Trucking, Inc. 12343 Oak Knoll Rd. Poway, CA 92064

Berdusco, Armando 1018 Alta Street Redlands, CA 92374

BTII 2979 State St. Carlsbad, CA 92008

Carter, Jason 8627 Wintergardens Blvd. #6 Lakeside, CA 92040

Caudel, Gale 10826 Singletree Ln. Spring Valley, CA 91978

Cortes, Elieser 25526 Redlands Blvd., #106 Loma Linda, CA 92354

EDD P.O. Box 826203 MIC 92-x Sacramento, CA 94230

Gomez, Martin 1106 S. Fetterly Ave. Los Angeles, CA

Goode, John 6306 Tuckaway Banning, CA 92220 Hammond, Dan 3172 Adams Ave. #C San Diego, CA 92116

Hernandez, Ruben 1204 N. escondido Blvd. #B22 Escondido, CA 92026

IRS ATTN: Ms. S. Laroche 1 Civic Center Dr. San Marcos, CA 92069

JD Built, Inc. 1624 Verla Ln. Escondido, CA 92027

Jiminez, Carlos 660 N. Quince St. #E24 Escondido, CA 92025

Ledesma, Robert 11910 Collingswood Dr. Moreno Valley, CA 92557

Ramos, Francisco 5415 Kent Ave. Riverside, CA 92503

Seeger, Mark P.O. Box 276 Wildomar, CA 92595

Star Towing 8060 Armour St. San Diego, CA 92111 USPS P.O. Box 80191 Saint Louis, MO 63180

Valdez, David 1932 Marquis Ct. Chula Vista, CA 91913

Weston's Tire Service P.O. Box 462181 Escondido, CA 92046

Wyckoff, Travis 23880 Brittlebrush Cir. Moreno Valley, CA 92557 B4 (Official Form 4) (12/07)

## United States Bankruptcy Court

Southern District of California

In re Bundy Trucking, Inc.  Debtor	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 and Fed. R. Bankr. P. 1007(m).

(1)		(2)		(3)		(4)	(5)
and complete complete mailing address, including zip employee, a code of creditor.		phone number and ailing address, ip code, of agent, or department familiar with may be contacted	loan, govern	Nature of claim (trade debt, bank oan, government t contract, etc.)		Indicate if claim is contingent, ted, state valu disputed or subject to setoff	Amount of claim [if secured also
IRS ATTN: Ms. S. Lard 1 Civic Center Dr. San Marcos, CA 9		IRS ATTN: Ms. S. L. 1 Civic Center D San Marcos, CA	r.	taxes			170,000
EDD P.O. Box 826203 M Sacramento, CA 9	AIC 92-x 4230	EDD P.O. Box 826203 Sacramento, CA		taxes			26,400
Berdusco, Armando 1018 Alta St. Redlands, CA 92374		Berdusco, Armat 1018 Alta St. Redlands, CA 92		wages		unde	er \$2,300
Carter, Jason 8627 Wintergaarde Lakeside, CA 9204	ns Blvd. # 10	Carter, Jason 6 8627 Winterga Lakeside, CA 92	ırdens Blvd. 040	wages . #6		unde	r \$2,300
Caudel, Gale 10826 Singletree Li Spring Valley, CA	n. 91978	Caudel, Gale 10826 Singletree Spring Valley, Ca		wages		unde	r \$2,300
25526 Redlands Blvd. #106		Cortes, Elieser 25526 redlands Blvd. # Loma Linda, CA 9235		wages und		r \$2,300	
Gomez, Martin 1106 S. Fetterly Av LosAangeles, CA		Gomez, Martin 1106 S. Fetterly A Los angeles, CA	Ave.	wage		under	: \$2,300s
Goode, John 6306 Tuckaway Banning, CA 9222(		Goode, John 6306 Tuckaway Banning, CA 922	20	wages		under	- <b>\$2</b> ,300

In re Bundy Trucking, Inc., Debtor

Case No.

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

<b>(i)</b>	(2)		(	3)	(4)	(5)
Name of creditor Name, telephor complete mailing address, including zip ci		ng address, (tra ode, of loan, governm st, or department con iliar with		re of claim e debt, bank it act, etc.)	Indicate if i is continge unliquidated, disputed or subject to s	nt, [if secured also state value of security]
Hammond, D 3172 Adams San Diego, C	Ave#C	Hammond, D 3172 Adams San Diego, C	Ave. #C	wages		under \$2,300
Hernandez, R 1204 N. Esco Escondido, C	ondido Blvd. B2	Hernandez, R 22 1204 N. Es Escondido, C	condido Blvd.	wages #B22		under \$2,300
Jiminez, Carl 660 N. Quino Escondido, C	ce st. #E24	Jimenez, Cari 660 N. Quinc Escondido, C	e St. #E24	wages		under \$2,300
Ledesma, Robert 11910 Collingswood Dr. Moreno Valley, CA 92557		Ledesma, Robert 11910 Collingswood Dr. Moreno Valley, CA 92557		wages		under \$2,300
Seeger, Mark P.O. Box 276 Wildomar, C.	ó	Seger, Mark P.O. Box 276 Wildomar, C.		wages		under \$2,300
Valdez, Davi 1932 Marqui Chula Vista,	s Ct.	Valdez, Davi 1932 Marqui Chula Vista,	s Ct.	wages	ė.	under \$2,300
Wyckoff, Tra 23880 Brittle Moreno Valle		Wyckoff, Trav 23880 brittle Moreno Valle		wages		under \$2,300
JD Built, Inc 1624 Verla Escondido,	Ln.	JD Built, Inc 1624 Verla Escondido,	Ln.	debt for ve signs	hicle	\$ 3.
Star Towing 8060 Armour San Diego, C		Star Towing 8060 Armour San Diego, C		truck towing	g	
Weston's Tir P.O. Box 462 Escondido, C	2181	Weston's Tire P.O. Box 462 Escondido, C	181	tire disposal	l	4

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In re	Bundy Trucking, Inc., Debtor	Case No.	

# LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS (Continuation Sheet)

#### **DECLARATION OF DEBTOR UNDER PENALTY OF PERJURY**

I, Janet Northrop, President of Bundy Trucking, Inc., 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: 12/23/09

Signature Japet Northrop as President of Ru

Trucking, Inc.

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. Sections 152 and 3571