# Case 11-09376-LA11 Filed 06/02/11 Doc 1 Pg. 1 of 7

<b>R</b> 1	(Official	Form	1)(4/10)	

B1 (Official Form 1)(4/10)												
	United States Bankruptcy Court Southern District of California Voluntary Petition											
Name of Debtor (if individual, enter Last, First, Middle): Brendon Butera Collections, LLC					of Joint De	ebtor (Spouse	e) (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-Tax (if more than one, state all) 27-2785179	payer I.D. (	ITIN) No./C	omplete EI		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 162 Rancho Santa Fe Road Suite A-70	, and State)	:	ZIP Code	Street	Street Address of Joint Debtor (No. and Street, City, and State):							
Encinitas, CA		9	2024	_			ZIP C	ode				
County of Residence or of the Principal Place <b>San Diego</b>	of Business			Count	y of Reside	ence or of the	e Principal Place of Business:					
Mailing Address of Debtor (if different from s	treet addres	ss):		Mailin	g Address	of Joint Debt	tor (if different from street address):					
		_	ZIP Code				ZIP C	Code				
Location of Principal Assets of Business Debt (if different from street address above):	or											
<b>Type of Debtor</b> (Form of Organization)			f Business one box)		Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box)							
<ul> <li>(Check one box)</li> <li>Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.</li> <li>Corporation (includes LLC and LLP)</li> <li>Partnership</li> </ul>	☐ Sing in 1 ☐ Rail: ☐ Stoc ☐ Com ☐ Clea	ckbroker nmodity Bro aring Bank	al Estate as 01 (51B)	defined	<ul> <li>Chapt</li> <li>Chapt</li> <li>Chapt</li> <li>Chapt</li> <li>Chapt</li> <li>Chapt</li> </ul>	er 9 er 11 er 12	<ul> <li>Chapter 15 Petition for Recognition of a Foreign Main Proceeding</li> <li>Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding</li> </ul>					
Other (If debtor is not one of the above entities check this box and state type of entity below.)			exempt orga	anization d States	States "incurred by an individual primarily for							
Filing Fee (Check one b	ox)			one box:		-	pter 11 Debtors					
<ul> <li>Full Filing Fee attached</li> <li>Filing Fee to be paid in installments (applicable attach signed application for the court's consider debtor is unable to pay fee except in installment Form 3A.</li> </ul>	ng that the	Check i	Debtor is not if: Debtor's aggi	a small busin regate nonco	ness debtor as o ntingent liquid	ined in 11 U.S.C. § 101(51D). defined in 11 U.S.C. § 101(51D). dated debts (excluding debts owed to insiders or affilia ct to adjustment on 4/01/13 and every three years there						
☐ Filing Fee waiver requested (applicable to chapt	<ul> <li>Form 3A.</li> <li>Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.</li> <li>Check all applicable boxes:         <ul> <li>A plan is being filed with this petition.</li> <li>Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).</li> </ul> </li> </ul>											
Statistical/Administrative Information       THIS SPACE IS FOR COURT USE ONLY         Debtor estimates that funds will be available for distribution to unsecured creditors.       THIS SPACE IS FOR COURT USE ONLY         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	□ 1,000- 5,000	□ 5,001- 10,000	□ 10,001- 25,000	□ 25,001- 50,000	□ 50,001- 100,000	OVER 100,000						
Estimated Assets           S0 to         \$50,001 to         \$100,000         \$500,001 to         \$500,001 to         \$100,000         to \$1         million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	550,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion							
Estimated Liabilities	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	550,000,001 to \$100 million	\$100,000,001 to \$500 million	500,000,001 to \$1 billion	More than \$1 billion						

## Case 11-09376-LA11 Filed 06/02/11 Doc 1 Pg. 2 of 7

Voluntar	y Petition	Name of Debtor(s): Brendon Butera C	
	• ust be completed and filed in every case)	Brendon Butera C	ollections, LLC
(This page in	All Prior Bankruptcy Cases Filed Within Las	<b>1</b> <b>t 8 Years</b> (If more than tw	vo, attach additional sheet)
Location Where Filed:	- ·	Case Number:	Date Filed:
Location Where Filed:		Case Number:	Date Filed:
Pe	ending Bankruptcy Case Filed by any Spouse, Partner, or	• Affiliate of this Debtor (	If more than one, attach additional sheet)
Name of Deb - None -	tor:	Case Number:	Date Filed:
District:		Relationship:	Judge:
forms 10K a pursuant to and is reque	<b>Exhibit A</b> pleted if debtor is required to file periodic reports (e.g., and 10Q) with the Securities and Exchange Commission Section 13 or 15(d) of the Securities Exchange Act of 1934 esting relief under chapter 11.)	I, the attorney for the pet have informed the petitio 12, or 13 of title 11, Unit under each such chapter. required by 11 U.S.C. §3	
_		Signature of Attorney	for Debtor(s) (Date)
	or own or have possession of any property that poses or is alleged to I Exhibit C is attached and made a part of this petition.	pose a threat of imminent ar	id identifiable harm to public health or safety?
☐ Exhibit If this is a jo	bleted by every individual debtor. If a joint petition is filed, ea D completed and signed by the debtor is attached and made int petition: D also completed and signed by the joint debtor is attached a	a part of this petition.	
	Information Regardin	0	
-	(Check any a) Debtor has been domiciled or has had a residence, princip days immediately preceding the date of this petition or for		
	There is a bankruptcy case concerning debtor's affiliate, g	0 1	• •
	Debtor is a debtor in a foreign proceeding and has its prin- this District, or has no principal place of business or assets proceeding [in a federal or state court] in this District, or the sought in this District.	s in the United States but i	s a defendant in an action or
	Certification by a Debtor Who Reside (Check all app		ntial Property
	Landlord has a judgment against the debtor for possession		box checked, complete the following.)
	(Name of landlord that obtained judgment)		
	(Address of landlord)		
	Debtor claims that under applicable nonbankruptcy law, the entire monetary default that gave rise to the judgment		
	Debtor has included in this petition the deposit with the co after the filing of the petition.		

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

B1 (Official Form 1)(4/10)	Page 3						
Voluntary Petition	Name of Debtor(s): Brendon Butera Collections, LLC						
(This page must be completed and filed in every case)	Brendon Butera Collections, LLC						
	hatures						
Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative						
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.	<ul> <li>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.</li> <li>(Check only one box.)</li> <li>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.</li> <li>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.</li> </ul>						
X	X						
Signature of Debtor	Signature of Foreign Representative						
X	Printed Name of Foreign Representative						
	Date						
Telephone Number (If not represented by attorney)	Signature of Non-Attorney Bankruptcy Petition Preparer						
Date	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						
Signature of Attorney* X /s/ Marjan Mortazavi Signature of Attorney for Debtor(s) Marjan Mortazavi Printed Name of Attorney for Debtor(s)	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.						
<u>Mortazavi &amp; Associates</u> Firm Name	Printed Name and title, if any, of Bankruptcy Petition Preparer						
501 West Broadway, Suite 510 San Diego, CA 92101 Address	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.)						
Email: attorneymarj@aol.com _(619) 233-4415 Fax: (619) 233-4428							
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.	X						
Signature of Debtor (Corporation/Partnership)	Date						
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 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:						
V /s/ Brendon Butera							
X /s/ Brendon Butera Signature of Authorized Individual							
Brendon Butera	If more than one person prepared this document, attach additional sheets						
Printed Name of Authorized Individual	conforming to the appropriate official form for each person.						
President	A bankruptcy petition preparer's failure to comply with the provisions of						
Title of Authorized Individual <b>June 2, 2011</b>	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.						
Date							

B4 (Official Form 4) (12/07)

#### United States Bankruptcy Court Southern District of California

In re Brendon Butera Collections, LLC

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)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
West Village, Inc. c/o Luce, Forward, Hamilton 600 West Broadway, Suite 2600 San Diego, CA 92101	West Village, Inc. c/o Luce, Forward, Hamilton 600 West Broadway, Suite 2600 San Diego, CA 92101	Lease Arrears		39,000.00

#### Case 11-09376-LA11 Filed 06/02/11 Doc 1 Pg. 5 of 7

B4 (Official Form 4) (12/07) - Cont. In re Brendon Butera Collections, LLC

Debtor(s)

Case No.

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

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)	
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]	

#### 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 June 2, 2011

Signature /s/ Brendon Butera Brendon Butera 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. B6F (Official Form 6F) (12/07)

In re

**Brendon Butera Collections, LLC** 

Case No.

### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

Debtor

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, 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). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME,	С	Hu	sband, Wife, Joint, or Community	С	U	Ţ	D	
MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	L C H	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.		Q	I F	S P U T E D	AMOUNT OF CLAIM
Account No. 37-2011-00038206-CU-UC-NC			2010-2011	Ť	I T			
West Village, Inc. c/o Luce, Forward, Hamilton 600 West Broadway, Suite 2600 San Diego, CA 92101		-	Lease Arrears		ED			39,000.00
Account No.						t	╡	
Account No.	-							
Account No.								
_ <b>0</b> continuation sheets attached			(Total of	Sub this				39,000.00
			(Report on Summary of S		Tota dule		_ I	39,000.00

West Village, Inc. c/o Luce, Forward, Hamilton 600 West Broadway, Suite 2600 San Diego, CA 92101

.