B1 (Official Crasse 1) (2/80) 447-EEB Doc#:1 Filed:08/24/10 Entered:08/24/10 10:06:43 Page 1 of 4

United States I District	Bankruptcy Co of Colorado	ourt		Volunta	ary Petition		
Name of Debtor (if individual, enter Last, First, Middle): Humboldt International Services, LLC		Name of Joint	Debtor (Spouse) (La	sst, First, Middle):			
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):		All Other Nam (include marrie	es used by the Joint ed, maiden, and trad	Debtor in the last 8 years e names):	s		
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (I than one, state all): 84-1425540	TIN)/Complete EIN(if m	Last four digit than one, state		ividual-Taxpayer I.D. (II	TIN)/Complete EIN(if more		
Street Address of Debtor (No. & Street, City, and State): 2880 Sinton Road Evergreen, CO		Street Address	of Joint Debtor (No	. & Street, City, and Stat	te):		
	CODE <b>80439</b>	County of Res	dence or of the Prin	cipal Place of Business:	IP CODE		
Clear Creek  Mailing Address of Debtor (if different from street address							
	25550	Mailing Addre	ss of Joint Debtor (if	f different from street add			
Location of Principal Assets of Business Debtor (if differen	CODE at from street address ab	ove):		Z	IP CODE		
				ZI	P CODE		
Type of Debtor (Form of Organization)	Nature of (Check one box)	f Business		ter of Bankruptcy Co he Petition is Filed (C)			
(Check one box.)  Individual (includes Joint Debtors)	☐ Health Care Busin ☐ Single Asset Real	Estate as defined in	☐ Chapter 7	☐ Cha	apter 15 Petition for cognition of a Foreign		
See Exhibit D on page 2 of this form.  Corporation (includes LLC and LLP)	11 U.S.C. § 101(:	51B)	Chapter 9 Chapter 11		in Proceeding		
Partnership	☐ Stockbroker		Chapter 12	☐ Cha	apter 15 Petition for cognition of a Foreign		
Other (If debtor is not one of the above entities, check this box and state type of entity below.)	☐ Commodity Broke	er	Chapter 13		nmain Proceeding		
Limited Liability Company	Other			Nature of De			
	Tax-Exen	npt Entity	Debte on a	(Check one bo			
		if applicable)	debts, defin	ed in 11 U.S.C.	Debts are primarily business debts.		
		cempt organization		"incurred by an primarily for a			
		the United States d Revenue Code.)	personal, fa	mily, or house-			
Filing Fee (Check one box)			hold purpos	Chapter 11 Debtors			
✓ Full Filing Fee attached		Check on					
☐ Filing Fee to be paid in installments (applicable to inc	lividuale only). Must atte		<ul> <li>□ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).</li> <li>☑ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).</li> </ul>				
signed application for the court's consideration certify	ing that the debtor is	Service Company of the Company of th	Check if:				
unable to pay fee except in installments. Rule 1006(b)	See Official Form 3A.	☐ Debto	r's aggregate noncon	tingent liquidated debts	(excluding debts owed to		
☐ Filing Fee waiver requested (applicable to chapter 7 is			insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter).				
attach signed application for the court's consideration	See Official Form 3B.	1000000	applicable boxes	d.t			
		☐ Accep	is being filed with to stances of the plan w	ere solicited prepetition	from one or more classes		
Statistical/Administrative Information		of cre	ditors, in accordance	with 11 U.S.C. § 1126(1			
☐ Debtor estimates that funds will be available for distr	ibution to unsecured cre-	ditors.			THIS SPACE IS FOR COURT USE ONLY		
Debtor estimates that, after any exempt property is ex expenses paid, there will be no funds available for dis							
Estimated Number of Creditors							
1- 50- 100- 200- 1,000-	5.001	25.001 50.001					
49 99 199 999 5,000	5,001- 10,001- 10,000 25,000	25,001- 50,001- 50,000 100,000	Over 100,000				
Estimated Assets	0 0			0			
\$0 to \$50,001 to \$100,001 to \$500,001 to \$1,000	.001 \$10,000,001 \$50	0,000,001 \$100,000,0		More than			
\$50,000 \$100,000 \$500,000 \$1 to \$10 million million		100 to \$500 lion million	to \$1 billion	\$1 billion			
Estimated Liabilities	0 0				7		
\$0 to \$50,001 to \$100,001 to \$500,001 to \$1,000	.001 \$10,000,001 \$50	0.000,001 \$100,000.0		More than			
\$50,000 \$100,000 \$500,000 \$1 to \$10 million million	to \$50 to \$ million mill		to \$1 billion	\$1 billion	1		

B1 (Official@arge1)1@/00) 447-EEB Doc#:1 Filed:08/24/10 Entered:08/24/10 10:06:43 Page2rofren B1, Page 2

Voluntary Petition (This page must be completed and filed in every case)	Name of Debtor(s): Humboldt International Services, LLC			
All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.)				
Location Where Filed: NONE	Case Number:	Date Filed:		
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 a	dditional 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 a whose debts are primarily const. I, the attorney for the petitioner named in the forego have informed the petitioner that [he or she] may print 12, or 13 of title 11. United States Code, and have exavailable under each such chapter. I further certify the debtor the notice required by 11 U.S.C. § 342(b).  X Not Applicable  Signature of Attorney for Debtor(s)	sumer debts) ing petition, declare that I oceed under chapter 7, 11, xplained the relief		
Does the debtor own or have possession of any property that poses or is alleged to pose  Yes, and Exhibit C is attached and made a part of this petition.  No	<b>ibit</b> $\mathbf{C}$ a threat of imminent and identifiable harm to public h	ealth or safety?		
Exh	ibit D			
(To be completed by every individual debtor. If a joint petition is filed, each spouse mu	st 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.			
	ling the Debtor - Venue 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 p	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 entire monetary default that gave rise to the judgment for possession	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 a filing of the petition.	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 certifies	Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).			

### I declare under penalty of perjury that the information provided in this petition is true and correct. and correct, that I am the foreign representative of a debtor in a foreign proceeding, [If petitioner is an individual whose debts are primarily consumer debts and has and that I am authorized to file this petition. chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 (Check only one box.) or 13 of title 11. United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. I request relief in accordance with chapter 15 of Title 11, United States Code. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I Certified Copies of the documents required by § 1515 of title 11 are attached. 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 I request relief in accordance with the chapter of title 11. United States Code, specified Chapter of title 11 specified in the petition. A certified copy of the in this petition. order granting recognition of the foreign main proceeding is attached. X Not Applicable X Not Applicable (Signature of Foreign Representative) Signature of Debtor X Not Applicable Signature of Joint Debtor (Printed Name of Foreign Representative) Telephone Number (If not represented by attorney) Date Date Signature of Attorney Signature of Attorney for Debtor(s) Lee M. Kutner Bar No. 10966 Printed Name of Attorney for Debtor(s) / Bar No. Kutner Miller Brinen, P.C. Firm Name 303 E. 17th Ave., Suite 500 Not Applicable **Denver, CO 80203** 303-832-2400 303-832-1510 Telephone and Fax Number 8-23-10

### 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); 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 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 X Not Applicable

### 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.

\*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

The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition.

of Authorized Individual

#### John EHarles Gallaty

Printed Name of Authorized Individual

information in the schedules is incorrect.

#### Manager

Title of Authorized Individual

8-23-2010

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 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.

Case:10-31447-EEB Doc#:1 Filed:08/24/10 Entered:08/24/10 10:06:43 Page4 of 4

# UNITED STATES BANKRUPTCY COURT District of Colorado

N RE		CASE NO.	
Humboldt International Services, LLC			
		CHAPTER	11
	DEBTOR(S)		

### **VERIFICATION OF CREDITOR MATRIX**

The above named Debtor(s) hereby verifies that the attached matrix list of creditors is true and correct to the best of our knowledge.

Date: 8-23-20/0

John Charles Gallaty

Debtor

B4 (Official Form 4) (12/07)

Wolf, Slatkin & Madison, P.C. 44 Cook Street

Suite 1000 Denver, CO 80206

# United States Bankruptcy Court District of Colorado

In re Humboldt International S	Services, LLC		Case No.	
	Debtor	,	Chapter <b>11</b>	
LIST OF CREI	DITORS HOLDING 20	LARGES	T UNSECURE	CLAIMS
(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, gov- ernment contract, etc.)	Indicate if claim is contingent, unliquidated, disputed or subject to setoff	Amount of claim [if secured also state value of security]
Asphalt Paving Co. c/o Shannon Bell, Esq. Moye White, LLP 1400 16th Street, 6th Floor Denver, CO 80202-1486		Judgment		\$1,063,343.00
Cherry Meadows c/o Joseph Cope, Esq. Frascona Joiner Goodman & Greenstein 4750 Table Mesa Drive Boulder, CO 80305-5541		Judgment		\$791,102.00
Wagner Equipment c/o Terry Ehrlich, Esq. Arnold & Arnold, LLP 7691 Shaffer Parkway, Suite A Littleton, CO 80127		Judgment		\$740,215.00
Fransen-Pittman c/o Spencer Sears Polsinelli Shughart 1515 Wynkoop, Suite 600 Denver, CO 80202				\$100,000.00
Son-Haul, inc. P.O. Box 1449 Fort Morgan, CO 80701				\$82,477.60

\$77,232.49

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

In re Humboldt International Services, LLC		Case No.	
	Debtor	Chapter	11

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(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]

United Rentals Northwest, Inc. 450 Glass Lane

Sulte C Modesto, CA 95356 \$58,366.30

WRS 2951 Chambers Road Aurora, CO 80011

\$41,178.62

Homestead Heights, LLC c/o Jay Cope, Esq. Frascona Joiner Goodman & Greenstein 4750 Table Mesa Drive Boulder, CO 80305-5541

\$35,050.85

DDI Equipment 4600 Highway 50 Whitewater, CO 81527

\$34,712.00

Thoutt Bros. Concrete 5460 Tennyson Street Denver, CO 80212 \$27,587.16

HD Supply Waterworks, Ltd. P.O. Box 1419
Thomasville, GA 31799-1419

\$25,155.18

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

In re Humboldt International Services, LLC		_, Case No.	
	Debtor	Chapter	11

## LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(1)

Name of creditor and complete mailing address including zip code (2)

Name, telephone number and complete mailling 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]

Firebaugh Precast P.O. Box 5440 Colorado Springs, CO 8

Colorado Springs, CO 80931-5440

\$11,675.05

Ford Motor Credit Company P.O. Box 6508 Mesa, AZ 85216-6508

\$10,193.23

Merriam 1625 Broadway Suite 770 Denver, CO 80202

\$10,000.00

Verizon Business c/o JNR Adjustment Co. P.O. Box 27070 Minneapolis, MN 55427

\$9,800.00

CASI P.O. Box 329 Commerce City, CO 80037

\$9.684.00

Highway Technologies, Inc. 33946 Treasury Center Chicago, IL 60694

\$7,328.00

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

In re Humboldt International Services, LLC		Case No.	
	Debtor	Chapter	11

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(1)

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(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]

Sweetman Enterprises, inc. 11481 Brighton Road Henderson, CO 80640

\$7,076.25

A&E Tire, Inc. 3855 East 52nd Avenue Denver, CO 80216

\$5,944.58

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

i, John	Charles Gallaty, Manager of the Corporation named as the debtor in this case	, declare under penalty of perjury that I have read the foregoing list
and the	at it is true and correct to the best of my information and belief.	, , , , , , , , , , , , , , , , , , ,

Charles Gallaty ,Manager

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.

Case:10-31447-EEB Doc#:3 Filed:08/24/10 Entered:08/24/10 10:08:20 Page5 of 5

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

in re Humboldt International Services, LLC		Case No.	
	Debtor	Chapter	11

## LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(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]

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

I, John Charles Gallaty, Manager 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: 8-23, 20/

Signature:

John Charles Gallaty ,Manager

(Print Name and Title)

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.