Case 09-51424 Doc 1 Filed 07/24/09 Entered 07/24/09 08:57:02 Desc Main Document Page 1 of 33

United States Bankruptcy Court District of Connecticut					Voluntary	Petition		
Name of Debtor (if individual, enter Last, First, Middle): Nancy's Tree Planting, Inc.				of Joint De	ebtor (Spouse	e) (Last, First, M	liddle):	
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):						Joint Debtor in t trade names):	the last 8 years	
Last four digits of Soc. Sec. or Individual-Taxpa (if more than one, state all) 06-1355957	yer I.D. (ITIN) No./Co	omplete EIN	Last fo	our digits of e than one, s	f Soc. Sec. or tate all)	r Individual-Tax	payer I.D. (ITIN) N	o./Complete EIN
Street Address of Debtor (No. and Street, City, a 130 Wakelee Avenue Shelton, CT		ZIP Code	Street	Address of	Joint Debtor	r (No. and Street	t, City, and State):	ZIP Code
County of Residence or of the Principal Place of	Business:	6484	County	y of Reside	ence or of the	Principal Place	of Business:	
	Fairfield           Mailing Address of Debtor (if different from street address):			g Address	of Joint Debt	tor (if different f	from street address):	ZIP Code
ZIP Code     ZIP Code       Location of Principal Assets of Business Debtor (if different from street address above):								
Type of Debtor       Nature of Business         (Form of Organization)       (Check one box)         (Check one box)       Health Care Business         Individual (includes Joint Debtors)       Single Asset Real Estate as detin 11 U.S.C. § 101 (51B)         See Exhibit D on page 2 of this form.       Railroad         Corporation (includes LLC and LLP)       Stockbroker         Partnership       Other (If debtor is not one of the above entities,		fined	□ Chapt □ Chapt □ Chapt □ Chapt □ Chapt	the 1 er 7 er 9 er 11 er 12	Petition is Filed Chap of a I Chap	y Code Under Whi I (Check one box) oter 15 Petition for R Foreign Main Proceed oter 15 Petition for R Foreign Nonmain Pr	ecognition eding ecognition	
check this box and state type of entity below.)	Tax-Exem       (Check box, i       □ Debtor is a tax-e:       under Title 26 of       Code (the International Code)	tates	defined "incurr	1 in 11 U.S.C. §	(Check or onsumer debts,	ne box) Debts busin	s are primarily ess debts.	
<ul> <li>Filing Fee (Check one box)</li> <li>Full Filing Fee attached</li> <li>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.</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> </ul>			Check	Debtor is a if: Debtor's a to insiders all applica A plan is Acceptance	a small busin not a small b aggregate nor s or affiliates) ble boxes: being filed w ces of the pla	usiness debtor a ncontingent liqu ) are less than \$2 vith this petition. n were solicited	efined in 11 U.S.C. § is defined in 11 U.S idated debts (exclud 2,190,000.	C. § 101(51D). ling debts owed
<ul> <li>Statistical/Administrative Information</li> <li>■ Debtor estimates that funds will be available</li> <li>□ Debtor estimates that, after any exempt properthere will be no funds available for distribution</li> </ul>	erty is excluded and a	dministrative		s paid,		THIS SP	PACE IS FOR COURT	USE ONLY
1- 50- 100- 200- 1 49 99 199 999 5	,000- 5,001-		5,001- ),000	□ 50,001- 100,000	OVER 100,000			
\$0 to \$50,001 to \$100,001 to \$500,001 \$ \$50,000 \$100,000 \$500,000 to \$1 t	\$1,000,001 \$10,000,001 o \$10 to \$50	to \$100 to	00,000,001 \$500 Ilion	5500,000,001 to \$1 billion				
\$0 to \$50,001 to \$100,001 to \$500,001 \$ \$50,000 \$100,000 \$500,000 to \$1 tt	\$1,000,001 \$10,000,001 o \$10 to \$50	to \$100 to		500,000,001 to \$1 billion				

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	y Petition	Name of Debtor(s): Nancy's Tree Planting, I	U
(This page mı	ust be completed and filed in every case)		
	All Prior Bankruptcy Cases Filed Within Last	<b>8 Years</b> (If more than two, attac	ch additional sheet)
Location Where Filed:	- None -	Case Number:	Date Filed:
Location Where Filed:		Case Number:	Date Filed:
	ending Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If more	e than one, attach additional sheet)
Name of Debt - None -	tor:	Case Number:	Date Filed:
District:		Relationship:	Judge:
forms 10K a	<b>Exhibit A</b> pleted if debtor is required to file periodic reports (e.g., and 10Q) with the Securities and Exchange Commission	I, the attorney for the petitioner n have informed the petitioner that	Exhibit B vidual whose debts are primarily consumer debts.) named in the foregoing petition, declare that I [he or she] may proceed under chapter 7, 11, is Code, and have explained the relief available
	Section 13 or 15(d) of the Securities Exchange Act of 1934 sting relief under chapter 11.)	under each such chapter. I furthe required by 11 U.S.C. §342(b).	r certify that I delivered to the debtor the notice
🛛 Exhibit	A is attached and made a part of this petition.	X Signature of Attorney for Deb	otor(s) (Date)
	or own or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition.		fiable harm to public health or safety?
Exhibit If this is a jo	leted by every individual debtor. If a joint petition is filed, eac D completed and signed by the debtor is attached and made a	a part of this petition.	ach a separate Exhibit D.)
	Information Regardin	g the Debtor - Venue	
	(Check any ap Debtor has been domiciled or has had a residence, principa days immediately preceding the date of this petition or for	al place of business, or principal	
	There is a bankruptcy case concerning debtor's affiliate, ge		-
	Debtor is a debtor in a foreign proceeding and has its princ this District, or has no principal place of business or assets proceeding [in a federal or state court] in this District, or th sought in this District.	in the United States but is a defe	endant in an action or
	Certification by a Debtor Who Reside (Check all appl		operty
	Landlord has a judgment against the debtor for possession		cked, complete the following.)
	(Name of landlord that obtained judgment)		
	(Address of landlord)		
	Debtor claims that under applicable nonbankruptcy law, th the entire monetary default that gave rise to the judgment f		
	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)).

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B1 (Official Form 1)(1/08)	Document	Page 3 of 33	Page 3
Voluntary Petition		Name of Debtor(s):	
		Nancy's Tree Planting, Inc.	
(This page must be completed and filed in every case)	Signa	<b>f</b> armed	
Signature(s) of Debtor(s) (Individual/Jo	0	Signature of a Foreign R	onrocontativo
I declare under penalty of perjury that the information pro-	<i>*</i>	I declare under penalty of perjury that the info	1
Petition is true and correct. [If petition is true and correct. [If petitioner is an individual whose debts are primarily con has chosen to file under chapter 7] I am aware that I may p chapter 7, 11, 12, or 13 of title 11, United States Code, und available under each such chapter, and choose to proceed to [If no attorney represents me and no bankruptcy petition p petition] I have obtained and read the notice required by 1 I request relief in accordance with the chapter of title 11, U specified in this petition.	nsumer debts and proceed under derstand the relief under chapter 7. reparer signs the 1 U.S.C. §342(b).	<ul> <li>I declare under penalty of perfuty that the interior is true and correct, that I am the foreign repreproceeding, and that I am authorized to file th (Check only one box.)</li> <li>I request relief in accordance with chapter Certified copies of the documents required</li> <li>Pursuant to 11 U.S.C. §1511, I request reliof title 11 specified in this petition. A certi recognition of the foreign main proceeding</li> </ul>	sentative of a debtor in a foreign is petition. 15 of title 11. United States Code. by 11 U.S.C. §1515 are attached. ef in accordance with the chapter fied copy of the order granting
<b>X</b> 7		X	
X		X	
X		Printed Name of Foreign Representativ	re
Signature of Joint Debtor			
		Date	
Telephone Number (If not represented by attorney)		Signature of Non-Attorney Bankr	uptcy Petition Preparer
Date		I declare under penalty of perjury that: (1) I preparer as defined in 11 U.S.C. § 110; (2) I	
Signature of Attorney*		compensation and have provided the debtor and the notices and information required un	with a copy of this document
X <u>Isl PETER L. RESSLER</u> Signature of Attorney for Debtor(s) <u>PETER L. RESSLER ct09324</u> Printed Name of Attorney for Debtor(s) <u>Groob, Ressler &amp; Mulqueen, PC</u> Firm Name 123 York Street, Suite B New Haven, CT 06511		<ul> <li>110(h), and 342(b); and, (3) if rules or guide pursuant to 11 U.S.C. § 110(h) setting a max chargeable by bankruptcy petition preparers of the maximum amount before preparing at debtor or accepting any fee from the debtor, Official Form 19 is attached.</li> <li>Printed Name and title, if any, of Bankraman Second Second</li></ul>	ximum fee for services , I have given the debtor notice ny document for filing for a , as required in that section. ruptcy Petition Preparer
Address		Social-Security number (If the bankrut an individual, state the Social Security principal, responsible person or partner preparer.)(Required by 11 U.S.C. § 110	number of the officer, of the bankruptcy petition
203-777-5741 Fax: 203-777-4206			
Telephone Number			
July 24, 2009			
Date		Address	
*In a case in which § 707(b)(4)(D) applies, this signature a certification that the attorney has no knowledge after an in- information in the schedules is incorrect.		X	
Signature of Debtor (Corporation/Partn	ership)	Date	
I declare under penalty of perjury that the information prov petition is true and correct, and that I have been authorized on behalf of the debtor.	vided in this I to file this petition	Signature of Bankruptcy Petition Preparer of person, or partner whose Social Security nur Names and Social-Security numbers of all of assisted in preparing this document unless the	nber is provided above. other individuals who prepared or
The debtor requests relief in accordance with the chapter o States Code, specified in this petition.	i title 11, United	not an individual:	
X /s/ Nancy A. Todice			
Signature of Authorized Individual			<b>.</b>
Nancy A. Todice		If more than one person prepared this docu conforming to the appropriate official form	
Printed Name of Authorized Individual			-
President Title of Authorized Individual July 24, 2009		A bankruptcy petition preparer's failure to title 11 and the Federal Rules of Bankruptc fines or imprisonment or both 11 U.S.C. §1	y Procedure may result in
Date			

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B4 (Official Form 4) (12/07)

## United States Bankruptcy Court District of Connecticut

In re Nancy's Tree Planting, Inc.

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]
Advanta POB 8088 Philadelphia, PA 19101	Advanta POB 8088 Philadelphia, PA 19101			43,446.31
American Express Gold Card PO Box 981535 El Paso, TX 79998	American Express Gold Card PO Box 981535 El Paso, TX 79998			7,711.00
American Express Open POB 981535 El Paso, TX 79998	American Express Open POB 981535 El Paso, TX 79998			38,645.00
Capital One POB 71083 Charlotte, NC 28272	Capital One POB 71083 Charlotte, NC 28272			4,915.00
Energy Independence Inc c/o Friedman, Katz & Shapiro 11511 Katy Freeway, Suite 602 Houston, TX 77079	Energy Independence Inc c/o Friedman, Katz & Shapiro 11511 Katy Freeway, Suite 602 Houston, TX 77079			5,496.67
J. F. Walsh, Inc. 4 Toddy Hill Road Sandy Hook, CT 06482	J. F. Walsh, Inc. 4 Toddy Hill Road Sandy Hook, CT 06482			9,212.50
Liberty Financial Group 1450 Channel Parkway Marshall, MN 56258	Liberty Financial Group 1450 Channel Parkway Marshall, MN 56258			1,200.00
O & G Industries 112 Wall Street Torrington, CT 06790	O & G Industries 112 Wall Street Torrington, CT 06790			7,855.00
Sprint POB 4181 Carol Stream, IL 60197	Sprint POB 4181 Carol Stream, IL 60197			605.00
Surface tek c/o Thomas & Terrell PLLC 3501 NW 63rd Street, Suite 301 Oklahoma City, OK 73116	Surface tek c/o Thomas & Terrell PLLC 3501 NW 63rd Street, Suite 301 Oklahoma City, OK 73116			1,508.05

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

In re Nancy's Tree Planting, Inc.

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]
TCF Equip Finance Assignee of Popular Equip Fin 11100 Wayzeta Blvd, Suite 801 Minnetonka, MN 55305	TCF Equip Finance Assignee of Popular Equip Fin 11100 Wayzeta Blvd, Suite 801 Minnetonka, MN 55305			Unknown
US Bancorp Funding Services 1450 Channel Parkway Marshall, MN 56258	US Bancorp Funding Services 1450 Channel Parkway Marshall, MN 56258			Unknown (0.00 secured)
Webster Bank 609 West Johnson Avenue Cheshire, CT 06410	Webster Bank 609 West Johnson Avenue Cheshire, CT 06410			100,434.21 (0.00 secured)
Webster Bank POB 15298 Wilmington, DE 19850	Webster Bank POB 15298 Wilmington, DE 19850			17,210.00
YellowBook POB 3162 Cedar Rapids, IA 52406	YellowBook POB 3162 Cedar Rapids, IA 52406			685.00

# 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 July 24, 2009

Signature /s/ Nancy A. Todice

Nancy A. Todice

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.

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B6 Summary (Official Form 6 - Summary) (12/07)

## United States Bankruptcy Court District of Connecticut

In re

.

Nancy's Tree Planting, Inc.

Debtor

Chapter\_\_\_\_\_11

# SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	0.00		
B - Personal Property	Yes	3	73,974.43		
C - Property Claimed as Exempt	No	0			
D - Creditors Holding Secured Claims	Yes	1		100,434.21	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	3		138,489.53	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	No	0			N/A
J - Current Expenditures of Individual Debtor(s)	No	0			N/A
Total Number of Sheets of ALL Schedu	iles	11			
	T	otal Assets	73,974.43		
			Total Liabilities	238,923.74	

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Form 6 - Statistical Summary (12/07)

# United States Bankruptcy Court

**District of Connecticut** 

In re

## Nancy's Tree Planting, Inc.

Debtor

Case No.			

Chapter\_\_\_\_\_11

# STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C.§ 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

□ Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

### This information is for statistical purposes only under 28 U.S.C. § 159.

Doc 1

### Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	
Student Loan Obligations (from Schedule F)	
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	
TOTAL	

### State the following:

Average Income (from Schedule I, Line 16)	
Average Expenses (from Schedule J, Line 18)	
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column	
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column	
4. Total from Schedule F	
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)	

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B6A (Official Form 6A) (12/07)

In re

### Nancy's Tree Planting, Inc.

Case No.

Debtor

# **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim." If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim
--------------------------------------	--------------------------------------------	---------------------------------------------	--------------------------------------------------------------------------------------------------------------	----------------------------

None

0.00

Total >

Document

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B6B (Official Form 6B) (12/07)

In re

### Nancy's Tree Planting, Inc.

Case No.

Debtor

# **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply 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).

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
1.	Cash on hand	X			
2.	Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	Webster Bank	Checking	-	4,700.00
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X			
4.	Household goods and furnishings, including audio, video, and computer equipment.	X			
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	x			
6.	Wearing apparel.	X			
7.	Furs and jewelry.	X			
8.	Firearms and sports, photographic, and other hobby equipment.	X			
9.	Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	x			
10.	Annuities. Itemize and name each issuer.	x			

4,700.00

**2** continuation sheets attached to the Schedule of Personal Property

B6B (Official Form 6B) (12/07) - Cont.

In re

Nancy's Tree Planting, Inc.

Case No.

# **SCHEDULE B - PERSONAL PROPERTY**

Debtor

(Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	x			
13.	Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14.	Interests in partnerships or joint ventures. Itemize.	X			
15.	Government and corporate bonds and other negotiable and nonnegotiable instruments.	x			
16.	Accounts receivable.	х			
17.	Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	x			
18.	Other liquidated debts owed to debtor including tax refunds. Give particulars.	x			
19.	Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	x			
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	x			
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	x			

Sheet <u>1</u> of <u>2</u> continuation sheets attached to the Schedule of Personal Property

0.00

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B6B (Official Form 6B) (12/07) - Cont.

In re

Nancy's Tree Planting, Inc.

Case No.

# **SCHEDULE B - PERSONAL PROPERTY**

Debtor

(Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
22.	Patents, copyrights, and other intellectual property. Give particulars.	Х			
23.	Licenses, franchises, and other general intangibles. Give particulars.	X			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	x			
25.	Automobiles, trucks, trailers, and other vehicles and accessories.	S	ee attached Exhibit A.	-	3,813.33
26.	Boats, motors, and accessories.	Х			
27.	Aircraft and accessories.	Х			
28.	Office equipment, furnishings, and supplies.	X			
29.	Machinery, fixtures, equipment, and supplies used in business.	S	ee attached Exhibit A	-	65,461.10
30.	Inventory.	Х			
31.	Animals.	Х			
32.	Crops - growing or harvested. Give particulars.	X			
33.	Farming equipment and implements.	Х			
34.	Farm supplies, chemicals, and feed.	Х			
35.	Other personal property of any kind not already listed. Itemize.	Х			

(Report also on Summary of Schedules)

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B6D (Official Form 6D) (12/07)

Nancy's Tree Planting, Inc.

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Case No.\_\_\_\_\_

# **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

Debtor

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by 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. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

other security interests. List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, 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). If all secured 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.) Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data. Check this box if debtor has no creditors holding secured claims to report on this Schedule D. Check this box if debtor has no creditors holding secured claims to report on this Schedule D. 

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	Hu H J C	ISBAND, Wife, Joint, or Community DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONT - NG MN T	UN L Q U L A L ED	D I S P U T E D	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No. US Bancorp Funding Services 1450 Channel Parkway Marshall, MN 56258		-	8/2/2007 UCC1		E D			
			Value \$ 0.00				Unknown	Unknown
Account No. alsxxxxxxx4147			2/22/2000					
Webster Bank 609 West Johnson Avenue Cheshire, CT 06410		-	UCC 1					
			Value \$ 0.00				100,434.21	100,434.21
Account No.			Value \$					
Account No.				+				
			Value \$					
0 continuation sheets attached		1		Subt			100,434.21	100,434.21
			(Total of	this	pag	e)		
			(Report on Summary of S		lota lule		100,434.21	100,434.21

B6E (Official Form 6E) (12/07)

In re

### Nancy's Tree Planting, Inc.

Case No.

#### Debtor

# SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

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).

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 claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors 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 priority claims to report on this Schedule E.

TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)

#### □ Domestic support obligations

Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).

#### Extensions of credit in an involuntary case

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).

#### □ Wages, salaries, and commissions

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

#### Contributions to employee benefit plans

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).

### □ Certain farmers and fishermen

Claims of certain farmers and fishermen, up to \$5,400\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).

#### Deposits by individuals

Claims of individuals up to \$2,425\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).

#### Taxes and certain other debts owed to governmental units

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).

#### □ Commitments to maintain the capital of an insured depository institution

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).

#### Claims for death or personal injury while debtor was intoxicated

Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

\* Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

0 continuation sheets attached Nancy's Tree Planting, Inc.

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, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	С О D E B T O R	C M H H	CONSIDERATION FOR CLAIM. IF CLAIM	CONT I NGEN	LIQ	S P U T F	AMOUNT OF CLAIM
Account No. 0010				T	T E D		
Advanta POB 8088 Philadelphia, PA 19101		-			D		43,446.31
Account No. xxxx-xxxxx-x2004					┢		
American Express Gold Card PO Box 981535 El Paso, TX 79998		-					
A							7,711.00
Account No. xxxx-xxxxxx-x1005 American Express Open POB 981535 El Paso, TX 79998		-					
							38,645.00
Account No. xxxx-xxxx-4751 Capital One POB 71083 Charlotte, NC 28272		-					4,915.00
continuation sheets attached		1	I (Total of	Sub this			94,717.31

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B6F (Official Form 6F) (12/07) - Cont.

Nancy's Tree Planting, Inc. In re

Case No.\_\_\_\_\_

# Debtor

### **SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS** (Continuation Sheet)

Husband, Wife, Joint, or Community CODEBTOR UNLLQULDATED D I S P CONTINGENT CREDITOR'S NAME, MAILING ADDRESS н DATE CLAIM WAS INCURRED AND INCLUDING ZIP CODE, w U T E D CONSIDERATION FOR CLAIM. IF CLAIM AND ACCOUNT NUMBER J AMOUNT OF CLAIM IS SUBJECT TO SETOFF, SO STATE. С (See instructions above.) Account No. **Energy Independence Inc** c/o Friedman, Katz & Shapiro 11511 Katy Freeway, Suite 602 Houston, TX 77079 5,496.67 Account No. J. F. Walsh, Inc. 4 Toddy Hill Road Sandy Hook, CT 06482 9,212.50 Account No. xxxxxxxx6000 **Liberty Financial Group** 1450 Channel Parkway Marshall, MN 56258 1,200.00 Account No. ncytr O & G Industries 112 Wall Street Torrington, CT 06790 7,855.00 Account No. xxxxx2114 Sprint POB 4181 Carol Stream, IL 60197 605.00 Sheet no. <u>1</u> of <u>2</u> sheets attached to Schedule of Subtotal 24,369.17

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Creditors Holding Unsecured Nonpriority Claims

(Total of this page)

B6F (Official Form 6F) (12/07) - Cont.

Nancy's Tree Planting, Inc. In re

Case No.\_\_\_\_\_

### **SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS** (Continuation Sheet)

Debtor

Husband, Wife, Joint, or Community CODEBTOR UNLLQULDATED D I S P CONTINGENT CREDITOR'S NAME, MAILING ADDRESS н DATE CLAIM WAS INCURRED AND INCLUDING ZIP CODE, w U T E D CONSIDERATION FOR CLAIM. IF CLAIM AND ACCOUNT NUMBER J AMOUNT OF CLAIM IS SUBJECT TO SETOFF, SO STATE. С (See instructions above.) Account No. 3927 Surface tek c/o Thomas & Terrell PLLC 3501 NW 63rd Street, Suite 301 Oklahoma City, OK 73116 1,508.05 Account No. **TCF Equip Finance** Assignee of Popular Equip Fin 11100 Wayzeta Blvd, Suite 801 Minnetonka, MN 55305 Unknown Account No. xxxx-xxxx-xxxx-2303 Webster Bank POB 15298 Wilmington, DE 19850 17,210.00 Account No. A0GJKV YellowBook POB 3162 Cedar Rapids, IA 52406 685.00 Account No. Sheet no. 2 of 2 sheets attached to Schedule of Subtotal 19,403.05 Creditors Holding Unsecured Nonpriority Claims (Total of this page) Total

(Report on Summary of Schedules)

138,489.53

Doc 1

**B6G (Official Form 6G) (12/07)** 

In re

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### Nancy's Tree Planting, Inc.

Case No.

Debtor

# SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, 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).

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. State contract number of any government contract.

TCF Equip Finance Assignee of Popular Equip Fin 11100 Wayzeta Blvd, Suite 801 Minnetonka, MN 55305 Doc 1

**B6H (Official Form 6H) (12/07)** 

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In re Nancy's Tree Planting, Inc.

Case No.

### Debtor

# **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or 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).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR

NAME AND ADDRESS OF CREDITOR

Case 09-51424 Doc 1

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**United States Bankruptcy Court District of Connecticut** 

Nancy's Tree Planting, Inc. In re

B6 Declaration (Official Form 6 - Declaration). (12/07)

Debtor(s)

Case No. Chapter

11

# **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the President of the corporation named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of <u>13</u> sheets, and that they are true and correct to the best of my knowledge, information, and belief.

Date July 24, 2009

/s/ Nancy A. Todice Signature Nancy A. Todice 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.

Case 09-51424 Doc 1

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B7 (Official Form 7) (12/07)

### United States Bankruptcy Court District of Connecticut

In re Nancy's Tree Planting, Inc.

Debtor(s)

Case No. Chapter

11

# STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, 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).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. If the answer to an applicable question is "None," mark the box labeled "None." If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

### DEFINITIONS

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 1. Income from employment or operation of business

None State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE
\$108,000.00	2009 YTD (e)
\$215,000.00	2007
\$0.00	2008 tbd

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#### 2. Income other than from employment or operation of business

None

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

#### 3. Payments to creditors

None Complete a. or b., as appropriate, and c.

a. *Individual or joint debtor(s) with primarily consumer debts.* List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS	DATES OF		AMOUNT STILL
OF CREDITOR	PAYMENTS	AMOUNT PAID	OWING

None b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

		AMOUNT	
	DATES OF	PAID OR	
	PAYMENTS/	VALUE OF	AMOUNT STILL
NAME AND ADDRESS OF CREDITOR	TRANSFERS	TRANSFERS	OWING

None c. *All debtors:* List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR ANDAMOUNT STILLRELATIONSHIP TO DEBTORDATE OF PAYMENTAMOUNT PAIDOWING

4. Suits and administrative proceedings, executions, garnishments and attachments

None a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT		COURT OR AGENCY	STATUS OR
AND CASE NUMBER	NATURE OF PROCEEDING	AND LOCATION	DISPOSITION

None b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED DATE OF SEIZURE DESCRIPTION AND VALUE OF PROPERTY

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### 5. Repossessions, foreclosures and returns

None

<sup>2</sup> List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DATE OF REPOSSESSION,

NAME AND ADDRESS OF CREDITOR OR SELLER		FORECLOSURE SALE, TRANSFER OR RETURN			
	6. Assignments and receivership	S			
None	this case. (Married debtors filing u	perty for the benefit of creditors made with nder chapter 12 or chapter 13 must inclu- ouses are separated and a joint petition is	de any assignment b		
NAME A	ND ADDRESS OF ASSIGNEE	DATE OF ASSIGNMENT	TERMS OF ASS	SIGNMENT OR SETTLEMENT	
None	preceding the commencement of th	in the hands of a custodian, receiver, or his case. (Married debtors filing under ch whether or not a joint petition is filed, un	apter 12 or chapter	13 must include information concerning	
	ND ADDRESS USTODIAN	NAME AND LOCATION OF COURT CASE TITLE & NUMBER	DATE OF ORDER	DESCRIPTION AND VALUE OF PROPERTY	
	7. Gifts				
None	and usual gifts to family members aggregating less than \$100 per reci	tions made within <b>one year</b> immediately aggregating less than \$200 in value per in pient. (Married debtors filing under chap not a joint petition is filed, unless the spo	ndividual family me oter 12 or chapter 13	mber and charitable contributions 8 must include gifts or contributions by	
	E AND ADDRESS OF OR ORGANIZATION	RELATIONSHIP TO DEBTOR, IF ANY	DATE OF GIFT	DESCRIPTION AND VALUE OF GIFT	
	8. Losses				
None	since the commencement of this c	r casualty or gambling within <b>one year</b> in <b>casu</b> . (Married debtors filing under chapte tion is filed, unless the spouses are separated on the spouse of the second of th	er 12 or chapter 13 r	nust include losses by either or both	
	PTION AND VALUE PROPERTY	DESCRIPTION OF C LOSS WAS COVER BY INSURANCI		IN PART	
	9. Payments related to debt cour	seling or bankruptcy			
None		transferred by or on behalf of the debtor ef under the bankruptcy law or preparation is case.			
OF I GROOB 123 YOF SUITE B	ND ADDRESS PAYEE , RESSLER & MULQUEEN, P.C. RK STREET NVEN, CT 06511	DATE OF PAYMEN NAME OF PAYOR IF O THAN DEBTOR		AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY <b>\$10,000.00</b>	

	Case 09-51424	Doc 1	Filed 07/24/09 Document	Entered 07/24/09 08 Page 23 of 33	3:57:02	Desc Main
	10. Other transfers					4
None	a. List all other property, transferred either absolute	y or as secur chapter 13 m	rity within <b>two years</b> in nust include transfers by	e ordinary course of the business mediately preceding the comme either or both spouses whether o	encement of	this case. (Married debtors
	ND ADDRESS OF TRANS ELATIONSHIP TO DEBTC		DATE	DESCRIBE PR AND	OPERTY TI VALUE RE	
None	b. List all property transfe trust or similar device of v			immediately preceding the comm	nencement o	of this case to a self-settled
NAME O DEVICE	F TRUST OR OTHER		DATE(S) OF TRANSFER(	VALUE OF PR	OPERTY O	R DESCRIPTION AND DR DEBTOR'S INTEREST
	11. Closed financial acco	ounts				
None	otherwise transferred with financial accounts, certific cooperatives, associations,	in <b>one year</b> i ates of depos brokerage h rning accoun	mmediately preceding t sit, or other instruments ouses and other financi ats or instruments held b joint petition is not filed	the debtor or for the benefit of the he commencement of this case. It shares and share accounts held al institutions. (Married debtors by or for either or both spouses w l.) ACCOUNT, LAST FOUR	Include chec in banks, cr filing under	cking, savings, or other redit unions, pension funds, chapter 12 or chapter 13 must
NAME A	ND ADDRESS OF INSTIT	UTION	DIGITS (	DF ACCOUNT NUMBER, UNT OF FINAL BALANCE	AMO	OUNT AND DATE OF SALE OR CLOSING
	12. Safe deposit boxes					
None	immediately preceding the	commencen	nent of this case. (Marri	debtor has or had securities, cash ed debtors filing under chapter 1 tition is filed, unless the spouses	2 or chapter	r 13 must include boxes or
	ND ADDRESS OF BANK HER DEPOSITORY	OF	MES AND ADDRESSI THOSE WITH ACCES BOX OR DEPOSITOR	S DESCRIPTION		DATE OF TRANSFER OR SURRENDER, IF ANY
	13. Setoffs					
None	commencement of this cas	e. (Married o	lebtors filing under cha	a debt or deposit of the debtor w pter 12 or chapter 13 must includ ses are separated and a joint peti	de informati	on concerning either or both
NAME A	ND ADDRESS OF CREDI	ГOR	DATE OF S	ETOFF	AMC	OUNT OF SETOFF
	14. Property held for an	other persor	1			
None	List all property owned by	another pers	son that the debtor hold	s or controls.		
	ND ADDRESS OF OWNE	R		ON AND VALUE OF ROPERTY	LOC	ATION OF PROPERTY

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### 15. Prior address of debtor

e If the debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

### ADDRESS

### NAME USED

DATES OF OCCUPANCY

### 16. Spouses and Former Spouses

None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

### NAME

### **17. Environmental Information.**

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

	NAME AND ADDRESS OF	DATE OF	ENVIRONMENTAL
SITE NAME AND ADDRESS	GOVERNMENTAL UNIT	NOTICE	LAW

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

	NAME AND ADDRESS OF	DATE OF	ENVIRONMENTAL
SITE NAME AND ADDRESS	GOVERNMENTAL UNIT	NOTICE	LAW

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR DISPOSITION

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#### 18. Nature, location and name of business

None a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

*If the debtor is a partnership*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within **six years** immediately preceding the commencement of this case.

*If the debtor is a corporation*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

	LAST FOUR DIGITS OF SOCIAL-SECURITY OR			
NAME	OTHER INDIVIDUAL TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN	ADDRESS	NATURE OF BUSINESS	BEGINNING AND ENDING DATES

None b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

### NAME ADDRESS

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within **six years** immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor or self-employed in a trade, profession, or other activity, either full- or part-time.

(An individual or joint debtor should complete this portion of the statement **only** if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

#### 19. Books, records and financial statements

None  $\square$  a. List all bookkeepers and accountants who within **two years** immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

NAME AND ADDRESS Apicella & Testa 680 Bridgeport Avenue Shelton, CT 06484 DATES SERVICES RENDERED **1994 to present** 

None b. List all firms or individuals who within the **two years** immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

NAME Apicella & Testa ADDRESS 680 Bridgeport Ave. Shelton, CT 06484 DATES SERVICES RENDERED

None c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME Apicella & Testa ADDRESS 680 Bridgeport Avenue Shelton, CT 06484

	Case 09-51424	Doc 1	Filed 07/24/09 Document	Entered 07 Page 26 of 3	/24/09 08:57:02 33	Desc Main
None	d. List all financial institu issued by the debtor withi					m a financial statement was
NAME A	AND ADDRESS			DA	ATE ISSUED	
	20. Inventories					
None	a. List the dates of the last and the dollar amount and			erty, the name of the	e person who supervised t	he taking of each inventory,
DATE O	F INVENTORY	INVEN	FORY SUPERVISOR		DOLLAR AMOU (Specify cost, mar	NT OF INVENTORY ket or other basis)
None	b. List the name and addre	ess of the per	rson having possession of	of the records of eac	ch of the two inventories r	reported in a., above.
DATE O	F INVENTORY			ME AND ADDRE: CORDS	SSES OF CUSTODIAN (	OF INVENTORY
	21 . Current Partners, O	fficers, Dire	ectors and Shareholder	s		
None	a. If the debtor is a partner	rship, list the	e nature and percentage	of partnership intere	est of each member of the	partnership.
NAME A	AND ADDRESS		NATURE OF	INTEREST	PERCH	ENTAGE OF INTEREST
None	b. If the debtor is a corpor controls, or holds 5 percer					directly or indirectly owns,
Nancy T 130 Wa	AND ADDRESS Fodice kelee Avenue Extension I, CT 06484		TITLE President/N	lember	NATURE AND P. OF STOCK OWN <b>100%</b>	
	22 . Former partners, of	ïcers, direct	tors and shareholders			
None	a. If the debtor is a partner commencement of this case		ch member who withdre	w from the partners	hip within <b>one year</b> imme	ediately preceding the
NAME			ADDRESS		DATE C	OF WITHDRAWAL
None	b. If the debtor is a corpor immediately preceding the			hose relationship w	ith the corporation termin	ated within <b>one year</b>
NAME A	AND ADDRESS		TITLE		DATE OF TERM	INATION
	23 . Withdrawals from a	partnership	o or distributions by a	corporation		
None		ns, stock rede				der, including compensation immediately preceding the
	& ADDRESS					INT OF MONEY
OF REC	IPIENT, ONSHIP TO DEBTOR		DATE AND DOF WITHDR			SCRIPTION AND E OF PROPERTY

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### 24. Tax Consolidation Group.

None If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within **six years** immediately preceding the commencement of the case.

### NAME OF PARENT CORPORATION

TAXPAYER IDENTIFICATION NUMBER (EIN)

### 25. Pension Funds.

None If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within **six years** immediately preceding the commencement of the case.

NAME OF PENSION FUND

TAXPAYER IDENTIFICATION NUMBER (EIN)

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

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct to the best of my knowledge, information and belief.

Date July 24, 2009

Signature /s/ Nancy A. Todice

Nancy A. Todice President

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. \$\$ 152 and 3571

	Case 09-51424		Document United States B	Entered 07/24 Page 28 of 33 ankruptcy Cou Connecticut		2 Desc Main
In	re Nancy's Tree Planting, In	с.			Case No.	
			Ι	Debtor(s)	Chapter	11
1.	Pursuant to 11 U.S.C. § 329(a)	) and Banl		I certify that I am th	ne attorney for t	<b>BTOR(S)</b> he above-named debtor and that to me, for services rendered or to
	be rendered on behalf of the debto		•	-	•	lows:
	For legal services, I have agree	eed to acce	pt		\$	10,000.00
	Prior to the filing of this state	ement I hav	e received		\$	10,000.00
	Balance Due				\$	0.00
2.	The source of the compensation pa	aid to me w	vas:			
	■ Debtor □ Other					
		(specify).				
3.	The source of compensation to be	paid to me	is:			
	■ Debtor □ Other	(specify):				
4.	■ I have not agreed to share the	above-disc	losed compensation wit	h any other person unle	ess they are memb	ers and associates of my law firm.
	☐ I have agreed to share the abo copy of the agreement, togethe					
5.	In return for the above-disclosed	fee, I have a	agreed to render legal se	ervice for all aspects of	the bankruptcy ca	ase, including:
	<ul> <li>a. Analysis of the debtor's finance</li> <li>b. Preparation and filing of any p</li> <li>c. Representation of the debtor at</li> <li>d. [Other provisions as needed]</li> <li>Negotiations with see reaffirmation agreem 522(f)(2)(A) for avoidation</li> </ul>	etition, sch t the meetin cured cre ents and	edules, statement of affa ng of creditors and confi ditors to reduce to n applications as need	airs and plan which may rmation hearing, and ar narket value; exemp ded; preparation an	y be required; ny adjourned hear otion planning;	
6.	By agreement with the debtor(s), t Representation of the any other adversary p	e debtors	in any dischargeabi			es, relief from stay actions or
			CERTIF	ICATION		
this	I certify that the foregoing is a cor bankruptcy proceeding.	nplete state	ement of any agreement	or arrangement for pay	ment to me for rej	presentation of the debtor(s) in
Dat	ed: July 24, 2009		/s	/ PETER L. RESSLI	ER	
			P	ETER L. RESSLER	ct09324	
1				iroob, Ressler & Mu 23 York Street, Suit		
			N	lew Haven, CT 0651	1	
			2	03-777-5741 Fax: 2	03-777-4206	

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# **United States Bankruptcy Court District of Connecticut**

Nancy's Tree Planting, Inc. In re

Debtor

Chapter	11	

# LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with Rule 1007(a)(3) for filing in this chapter 11 case.

Name and last known address	Security	Number	Kind of
or place of business of holder	Class	of Securities	Interest

None

## DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF 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 of Equity Security Holders and that it is true and correct to the best of my information and belief.

July 24, 2009 Date

Signature /s/ Nancy A. Todice Nancy A. Todice 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.

Case No.

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# **United States Bankruptcy Court District of Connecticut**

Debtor(s)

Nancy's Tree Planting, Inc. In re

# **VERIFICATION OF CREDITOR MATRIX**

I, the President of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to

the best of my knowledge.

July 24, 2009 Date:

/s/ Nancy A. Todice Nancy A. Todice/President Signer/Title

Case No. Chapter 11

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Advanta POB 8088 Philadelphia, PA 19101

American Express Gold Card PO Box 981535 El Paso, TX 79998

American Express Open POB 981535 El Paso, TX 79998

Capital One POB 71083 Charlotte, NC 28272

Energy Independence Inc c/o Friedman, Katz & Shapiro 11511 Katy Freeway, Suite 602 Houston, TX 77079

J. F. Walsh, Inc. 4 Toddy Hill Road Sandy Hook, CT 06482

Liberty Financial Group 1450 Channel Parkway Marshall, MN 56258

O & G Industries 112 Wall Street Torrington, CT 06790

Sprint POB 4181 Carol Stream, IL 60197

Surface tek c/o Thomas & Terrell PLLC 3501 NW 63rd Street, Suite 301 Oklahoma City, OK 73116

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TCF Equip Finance Assignee of Popular Equip Fin 11100 Wayzeta Blvd, Suite 801 Minnetonka, MN 55305

TCF Equip Finance Assignee of Popular Equip Fin 11100 Wayzeta Blvd, Suite 801 Minnetonka, MN 55305

US Bancorp Funding Services 1450 Channel Parkway Marshall, MN 56258

Webster Bank 609 West Johnson Avenue Cheshire, CT 06410

Webster Bank POB 15298 Wilmington, DE 19850

YellowBook POB 3162 Cedar Rapids, IA 52406

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## United States Bankruptcy Court District of Connecticut

In re Nancy's Tree Planting, Inc.

Case 09-51424

Debtor(s)

Case No. Chapter

11

### **CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)**

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for <u>Nancy's Tree Planting, Inc.</u> in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

■ None [*Check if applicable*]

July 24, 2009

Date

### /s/ PETER L. RESSLER

PETER L. RESSLER ct09324 Signature of Attorney or Litigant Counsel for Nancy's Tree Planting, Inc. Groob, Ressler & Mulqueen, PC 123 York Street, Suite B New Haven, CT 06511 203-777-5741 Fax:203-777-4206

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