#### Case 10-23441 Doc 1 Filed 10/06/10 Entered 10/06/10 16:10:03 Desc Main

Document Page 1 of 13
American Tax Funding, LLC
c/o Marcus Law Firm
275 Branford Road
North Branford, CT 06471

Carl M. Stone C/o Robert F. Ludgin, Esq. 33 Linden Place Hartford, CT 06106

IRS
Bankruptcy Sectin, Mail Code 155
135 High Street
Hartford, CT 06103

Jack L. Rosenblit, Trustee C/o Marc S. Rosenblit, Esq. 14 Coolidge Road West Hartford, CT 06117

Metropolitan District C/o Jorgensen Law Firm 89 Oak Street Hartford, CT 06106 Case 10-23441 Doc 1 Filed 10/06/10 Entered 10/06/10 16:10:03 Desc Main Document Page 2 of 13

### UNITED STATES BANKRUPTCY COURT DISTRICT OF CONNECTICUT

| In re: | 481 Albany, LLC | Case No                |
|--------|-----------------|------------------------|
|        | Debtor          | -<br>Chapter <u>11</u> |
|        |                 | ·                      |

#### **VERIFICATION OF CREDITOR MATRIX**

The above named debtor(s), or debtor's attorney if applicable, do hereby certify under penalty of perjury that the attached Master Mailing List of creditors, consisting of 1 sheet(s) is complete, correct and consistent with the debtor's schedules pursuant to Local Bankruptcy Rules and I/we assume all responsibility for errors and omissions.

Dated: 10/6/2010 Signed: s/

Signed: /s/ John T. Forrest

John T. Forrest
Attorney for Debtor(s)

Bar no.: ct04546

John T Forrest 457 Main St 3rd Fl Hartford, CT 06103

Telephone No.: **860-247-4070** Fax No.: **860-246-2689** 

E-mail address: attyforrest@yahoo.com

## Case 10-23441 Doc 1 Filed 10/06/10 Entered 10/06/10 16:10:03 Desc Main Document Page 3 of 13

Metropolitan District C/o Jorgensen Law Firm 89 Oak Street Hartford, CT 06106 B1 (Official F@ase 410) 23441 Doc 1 Filed 10/06/10 Entered 10/06/10 16:10:03 Desc Main United States Bankrup contret Page 4 of 13 **Voluntary Petition District of Connecticut** Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): 481 Albany, LLC All Other Names used by the Debtor in the last 8 years All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more than than one, state all): 9954 one, state all): Street Address of Debtor (No. & Street, City, and State): Street Address of Joint Debtor (No. & Street, City, and State): 481-485 Albany Avenue Hartford, CT ZIP CODE ZIP CODE 06112 County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: Hartford Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): Location of Principal Assets of Business Debtor (if different from street address above): ZIP CODE Type of Debtor Chapter of Bankruptcy Code Under Which Nature of Business (Form of Organization) (Check one box) the Petition is Filed (Check one box) (Check one box.) ☐ Health Care Business ☐ Chapter 15 Petition for  $\Box$ Chapter 7 Single Asset Real Estate as defined in 11 Recognition of a Foreign Individual (includes Joint Debtors) Chapter 9 U.S.C. § 101(51B) See Exhibit D on page 2 of this form. Main Proceeding V Chapter 11 □ Railroad  $\mathbf{\Lambda}$ Corporation (includes LLC and LLP) ☐ Chapter 15 Petition for Stockbroker Partnership Chapter 12 Recognition of a Foreign Commodity Broker Other (If debtor is not one of the above entities, Nonmain Proceeding Chapter 13 Clearing Bank check this box and state type of entity below.) Nature of Debts Other (Check one box) Tax-Exempt Entity Debts are primarily consumer Debts are primarily (Check box, if applicable) debts, defined in 11 U.S.C. business debts. § 101(8) as "incurred by an ■ Debtor is a tax-exempt organization individual primarily for a under Title 26 of the United States personal, family, or house-Code (the Internal Revenue Code.) hold purpose.' Chapter 11 Debtors Filing Fee (Check one box) Check one box: ✓ Full Filing Fee attached Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). 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. Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on Filing Fee waiver requested (applicable to chapter 7 individuals only). Must 4/01/13 and every three years thereafter). attach signed application for the court's consideration. See Official Form 3B. Check all applicable boxes A plan is being filed with this petition Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). THIS SPACE IS FOR Statistical/Administrative Information COURT USE ONLY Debtor estimates that funds will be available for distribution to unsecured creditors. ☑ Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors V 100-200-50-1.000-5.001-10.001-25.001-50.001-Over 49 99 199 999 5,000 10,000 25,000 50,000 100,000 100,000 Estimated Assets M  $\Box$  $\Box$  $\Box$  $\Box$  $\Box$ \$100,001 to \$500,001 to \$1,000,001 \$10,000,001 \$50,000,001 \$100,000,001 \$50,001 to \$0 to \$500,000,001 More than \$1 \$50,000 \$100,000 to \$100 to \$500 \$500,000 to \$10 to \$50 to \$1 billion billion \$1 million million million million million Estimated Liabilities \$500,001 to \$1,000,001 \$10,000,001 \$50,000,001 \$100,000,001 \$50,001 to \$0 to \$100,001 to \$500,000,001 More than \$1 to \$10 to \$50 to \$100 to \$500 \$50,000 \$100,000 \$500,000 to \$1 billion billion

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| B1 (Official F@   | <u>na\$1e4100+23441 Doc 1 Filed 10/06/10</u>   |  | Desc MEORM B1, Page 2                 |  |  |  |
|---|--|--|---------------------------------------|--|--|--|
| Voluntary Petition  (This page must be completed and filed in every case)  Document  Page 5 of 13  A81 Alberty LLC  |  |  |                                       |  |  |  |
| (This page musi   | be completed and filed in every case)  | 481 Albany, LLC  |                                       |  |  |  |
|   | All Prior Bankruptcy Cases Filed Within La   | ast 8 Years (If more than two, attach additional sheet.)     | -                                     |  |  |  |
| Location Where Filed: NONE  Case Number: Date Filed:  |  |  |                                       |  |  |  |
| Location<br>Where Filed:  |  | Case Number:   | Date Filed:                           |  |  |  |
|   | Pending Bankruptcy Case Filed by any Spouse, Partner o   | r Affiliate of this Debtor (If more than one, attach ad      | · · · · · · · · · · · · · · · · · · · |  |  |  |
| 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.)  I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b). |  |  |                                       |  |  |  |
| Exhibit A is at   | ttached and made a part of this petition.  | X Not Applicable Signature of Attorney for Debtor(s)         | Date                                  |  |  |  |
|   | Exi  | l<br>hibit C   |                                       |  |  |  |
|   | or have possession of any property that poses or is alleged to pose a bit C is attached and made a part of this petition.  | threat of imminent and identifiable harm to public heal      | th or safety?                         |  |  |  |
|   | Ext  | nibit D  |                                       |  |  |  |
| (To be completed by   | v every individual debtor. If a joint petition is filed, each spouse mus   | t complete and attach a separate Exhibit D.)                 |                                       |  |  |  |
| ☐ Exhibit D   | completed and signed by the debtor is attached and made a part of t  | his petition.  |                                       |  |  |  |
| If this is a joint petit  | ion:   |  |                                       |  |  |  |
| •   | also completed and signed by the joint debtor is attached and made   | a part of this petition.                                     |                                       |  |  |  |
| <u> </u>  | Information Regard   | ding the Debtor - Venue                                      |                                       |  |  |  |
| Ø   | Debtor has been domiciled or has had a residence, principal place preceding the date of this petition or for a longer part of such 180   | of business, or principal assets in this District for 180 da | ays immediately                       |  |  |  |
|   | There is a bankruptcy case concerning debtor's affiliate. general pa   | artner, or partnership pending in this District.             |                                       |  |  |  |
|   | Debtor is a debtor in a foreign proceeding and has its principal pla<br>has no principal place of business or assets in the United States but<br>this District, or the interests of the parties will be served in regard | t is a defendant in an action or proceeding [in a federal    |                                       |  |  |  |
|   |  | des as a Tenant of Residential Property opticable boxes.)    |                                       |  |  |  |
|   | Landlord has a judgment against the debtor for possession of debtor  | or'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   |  | ed to cure the                        |  |  |  |
|   | 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   | fication. (11 U.S.C. § 362(1)).                              |                                       |  |  |  |

| 31 (Official F@a\$e:410)23441 Doc 1 Filed 10/06/10  |   |  |  |
|---|---|--|--|
| Voluntary Petition Document   | Nanage 6 to f <sub>s</sub> 13   |  |  |
| (This page must be completed and filed in every case)   | 481 Albany, LLC   |  |  |
| Sign  | atures  |  |  |
| Signature(s) of Debtor(s) (Individual/Joint)  | Signature of a Foreign Representative   |  |  |
| I declare under penalty of perjury that the information provided in this petition is true and correct.  | I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding,  |  |  |
| [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such | and that I am authorized to file this petition.  (Check only <b>one</b> box.)   |  |  |
| chapter, and choose to proceed under chapter 7.  [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).  | I request relief in accordance with chapter 15 of Title 11, United States Code. Certified Copies of the documents required by § 1515 of title 11 are attached.  |  |  |
| I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.  | Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the Chapter of title 11 specified in the petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.                           |  |  |
| X Not Applicable  | X Not Applicable  |  |  |
| Signature of Debtor   | (Signature of Foreign Representative)   |  |  |
| X Not Applicable  |   |  |  |
| Signature of Joint Debtor   | (Printed Name of Foreign Representative)  |  |  |
| Telephone Number (If not represented by attorney)   |   |  |  |
|   | Date  |  |  |
| Date  |   |  |  |
| Signature of Attorney X /s/ John T. Forrest   | Signature of Non-Attorney Petition Preparer   |  |  |
| Signature of Attorney for Debtor(s)   | I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined   |  |  |
| John T. Forrest Bar No. ct04546   | 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   |  |  |
| Printed Name of Attorney for Debtor(s) / Bar No.  | 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  |  |  |
| Timed Name of Attorney for Debtor(8) / Bar No.  | 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. |  |  |
| John T Forrest  |   |  |  |
| Firm Name   | •   |  |  |
| 457 Main St 3rd Fl Hartford, CT 06103   |   |  |  |
| Address   | Not Applicable  |  |  |
|   | Printed Name and title, if any, of Bankruptcy Petition Preparer   |  |  |
| 960 247 4070 960 246 2690   |   |  |  |
| 860-247-4070 860-246-2689 Telephone Number  | Social-Security number (If the bankruptcy petition preparer is not an individual, state   |  |  |
| 10/6/2010   | the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)  |  |  |
| Date  |   |  |  |
| *In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.   | Address   |  |  |
| Signature of Debtor (Corporation/Partnership)   | X Not Applicable  |  |  |
| 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   | Date  |  |  |
| debtor.  The debtor requests the relief in accordance with the chapter of title 11, United States   | Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.   |  |  |
| Code, specified in this petition.   | 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.  |  |  |
| X s/<br>Signature of Authorized Individual  | If more than one person prepared this document, attach to the appropriate official form for each person.  |  |  |
| Printed Name of Authorized Individual   | A bankruptcy petition preparer's failure to comply with the provisions of title 11 and<br>the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or  |  |  |
| Title of Authorized Individual  | both. 11 U.S.C. § 110; 18 U.S.C. § 156.   |  |  |
|   |   |  |  |
| 10/6/2010<br>Date   |   |  |  |
|   |   |  |  |

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# Document Page 7 of 13 UNITED STATES BANKRUPTCY COURT District of Connecticut

| In re: | 481 Albany, LL    | С                           |                                 |                              | Case No.        |                               |
|--------|-------------------|-----------------------------|---------------------------------|------------------------------|-----------------|-------------------------------|
|        |                   |                             | Debtor                          |                              | Chapter         | 11                            |
|        |                   | Exh                         | nibit "A" to Vo                 | luntary Peti                 | tion            |                               |
| 1.     | If any of debtor' | s securities are registere  | ed under section 12 of the Se   | ecurities and Exchange Ad    | ot of 1934, the | SEC file                      |
| 2.     | The following fi  | nancial data is the lates   | t available information and ref | ers to debtor's condition of | on .            |                               |
| a.     | Total assets      |                             |                                 | \$                           |                 | 200,000.00                    |
| b.     | Total debts (inc  | cluding debts listed in 2.0 | c., below)                      | \$                           |                 | 325,160.65                    |
|        |                   |                             |                                 |                              |                 | Approximate number of holders |
| C.     | Debt securities   | held by more than 500       | holders.                        |                              |                 |                               |
|        | secured           | unsecured                   | subordinated                    |                              |                 |                               |
| d.     | Number of share   | res of preferred stock      |                                 |                              |                 |                               |
| e.     | Number of share   | res of common stock         |                                 |                              |                 |                               |
|        | Comments, if a    | ny:                         |                                 |                              |                 |                               |
|        |                   |                             |                                 |                              |                 |                               |

3. Brief description of debtor's business:

#### **Property Owner and Liquer Store**

4. List the name of any person who directly or indirectly owns, controls, or holds, with power to vote, 5% or more of the voting securities of debtor:

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#### **United States Bankruptcy Court**

#### **District of Connecticut**

| In re:  |                             | Case No.     |                             |
|---|-----------------------------|--------------|-----------------------------|
|   |                             | Chapter      | 11                          |
| 481 Albany, LLC   |                             |              |                             |
|   |                             |              |                             |
|   |                             |              |                             |
| STATEMENT REGARDING AUTHO   | RITY TO SIGN AND            | FILE P       | ETITION                     |
| I, Joseph Gartrell, Sr., declare under penalty of perjury that I a on 10/05/2010 the following resolution was duly adopted by the of  |                             | C, a Conne   | cticut Corporation and that |
| "Whereas, it is in the best interest of this Corporation to file a<br>Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United   | - ·                         | States       |                             |
| Be It Therefore Resolved, that , of this Corporation, is author perfect the filing of a Chapter 11 voluntary bankruptcy case on bel   |                             | d deliver a  | all documents necessary to  |
| Be It Further Resolved, that , of this Corporation, is authorize the Corporation, and to otherwise do and perform all acts and dee the Corporation in connection with such bankruptcy case; and |                             |              |                             |
| Be It Further Resolved, that , of this Corporation, is authoriz of <b>John T Forrest</b> to represent the Corporation in such bankruptcy  |                             | ı T. Forrest | attorney and the law firm   |
|   |                             |              |                             |
| Executed on: 10/6/2010  | Signed:  Joseph Gartrell, S | ir.          |                             |
|   | • '                         |              |                             |

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B4 (Official Form 4) (12/07)

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

| In re 481 Albany, 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, , of the Corporation named as the debtor in this best of my information and belief. | case, declare under penalty of | perjury that I have read the foregoing list and that it is true and correct to the |
|--|--------------------------------|--|
| Date: 1 <u>0/6/2010</u>  | Signature: <u>-</u>            |  |
|  | <del>,</del>                   | 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.

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

| In re: | 481 Albany, LLC | Case No. |            |
|--------|-----------------|----------|------------|
|        | Debtor          |          | (If known) |

#### **SCHEDULE A - REAL PROPERTY**

| 481-485 Albany Avenue<br>Bloomfield, CT 06002 | Fee Owner                                  | <u> </u>                             | \$ 200,000.00<br>\$ 200,000.00   | \$ 325,160.65                 |
|---|--|--------------------------------------|--|-------------------------------|
| DESCRIPTION AND<br>LOCATION OF<br>PROPERTY    | NATURE OF DEBTOR'S<br>INTEREST IN PROPERTY | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION | AMOUNT OF<br>SECURED<br>CLAIM |

(Report also on Summary of Schedules.)

John T. Forrest ct04546 John T Forrest 457 Main St 3rd FI Hartford, CT 06103

860-247-4070 Attorney for the Petitioner(s)

#### UNITED STATES BANKRUPTCY COURT

District of Connecticut

In Re:

Debtor: **481 Albany, LLC**Social Security Number: **9954** 

Case No:

Chapter 11

**Numbered Listing of Creditors** 

|    | Creditor name and mailing address  | Category of Claim | Amount of Claim |
|----|--|-------------------|-----------------|
| 1. | American Tax Funding, LLC<br>c/o Marcus Law Firm<br>275 Branford Road<br>North Branford, CT 06471        | Secured Claims    | \$ 50,160.65    |
| 2. | Carl M. Stone<br>C/o Robert F. Ludgin, Esq.<br>33 Linden Place<br>Hartford, CT 06106                     | Secured Claims    | \$ 187,000.00   |
| 3. | IRS<br>Bankruptcy Sectin, Mail Code 155<br>135 High Street<br>Hartford, CT 06103                         | Priority Claims   | \$ 0.00         |
| 4. | Jack L. Rosenblit, Trustee<br>C/o Marc S. Rosenblit, Esq.<br>14 Coolidge Road<br>West Hartford, CT 06117 | Secured Claims    | \$ 50,000.00    |
| 5. | Metropolitan District<br>C/o Jorgensen Law Firm<br>89 Oak Street<br>Hartford, CT 06106                   | Secured Claims    | \$ 38,000.00    |

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| n re: 481 Albany, LLC | Case No |
|-----------------------|---------|
|-----------------------|---------|

(The penalty for making a false statement or concealing property is a fine up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. secs. 152 and 3571.)

#### **DECLARATION**

I, **481 Albany**, **LLC**, named as debtor in this case, declare under penalty of perjury that I have have read the foregoing Numbered Listing of Creditors, consisting of **1 sheet** (not including this declaration), and that it is true to the best of my information and belief.

| Signature: |                 |  |
|------------|-----------------|--|
|            | 481 Albany, LLC |  |
| Dated:     | 10/6/2010       |  |

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#### United States Bankruptcy Court District of Connecticut

| In re | 481 Albany, LLC | Case No. |    |
|-------|-----------------|----------|----|
|       | Debtor.         | Chapter  | 11 |

#### STATEMENT OF CORPORATE OWNERSHIP

Comes now **481 Albany**, **LLC** (the "Debtor") and pursuant to Fed. R. Bankr. P. 1007(a) and 7007 1 state as follows:

| /00/.1 state as follows:  |   |
|---|---|
| X All corporations that directly or indirectly own 10 are listed below: | 0% or more of any class of the corporation's equity interests |
| Owner   | % of Shares Owned   |
| Joseph Gartrell, Sr. 7 Cottage Grove Circle Bloomfield, CT 06002        | 100   |
| OR,   |   |
| There are no entities to report.  |   |

#### By/s/ John T. Forrest

John T. Forrest Signature of Attorney

Counsel for 481 Albany, LLC

Bar no.: ct04546

Address.: John T Forrest

457 Main St 3rd Fl Hartford, CT 06103

Telephone No.: **860-247-4070** Fax No.: **860-246-2689** 

E-mail address: attyforrest@yahoo.com