

**United States Bankruptcy Court  
District of Connecticut**

**Voluntary Petition**

Name of Debtor (if individual, enter Last, First, Middle): <b>Carmelina's Bar &amp; Restaurant Inc.</b>	Name of Joint Debtor (Spouse) (Last, First, Middle):
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more than one, state all): <b>01-0680304</b>	Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more than one, state all):
Street Address of Debtor (No. & Street, City, and State): <b>57 Chapel Street Bridgeport, CT</b>	Street Address of Joint Debtor (No. & Street, City, and State):
ZIP CODE <b>06604</b>	ZIP CODE
County of Residence or of the Principal Place of Business: <b>Fairfield</b>	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address):	Mailing Address of Joint Debtor (if different from street address):
ZIP CODE	ZIP CODE

Location of Principal Assets of Business Debtor (if different from street address above):  
**57 Chapel Street, Bridgeport, CT** ZIP CODE **06604**

<b>Type of Debtor</b> (Form of Organization) (Check one box.)  <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.) <hr/>	<b>Nature of Business</b> (Check one box)  <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101(51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other  <hr/> <b>Tax-Exempt Entity</b> (Check box, if applicable)  <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code.)	<b>Chapter of Bankruptcy Code Under Which the Petition is Filed</b> (Check one box)  <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13  <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding  <hr/> <b>Nature of Debts</b> (Check one box)  <input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input checked="" type="checkbox"/> Debts are primarily business debts.
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<b>Filing Fee</b> (Check one box)  <input checked="" type="checkbox"/> Full Filing Fee attached  <input type="checkbox"/> 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.  <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.	<b>Chapter 11 Debtors</b> Check one box: <input checked="" type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).  Check if: <input checked="" type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter).  Check all applicable boxes <input type="checkbox"/> A plan is being filed with this petition <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
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<b>Statistical/Administrative Information</b> <input type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input checked="" type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.	<b>THIS SPACE IS FOR COURT USE ONLY</b>
<b>Estimated Number of Creditors</b> <input checked="" type="checkbox"/> 1-49 <input type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999 <input type="checkbox"/> 1,000-5,000 <input type="checkbox"/> 5,001-10,000 <input type="checkbox"/> 10,001-25,000 <input type="checkbox"/> 25,001-50,000 <input type="checkbox"/> 50,001-100,000 <input type="checkbox"/> Over 100,000	
<b>Estimated Assets</b> <input type="checkbox"/> \$0 to \$50,000 <input checked="" type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion	
<b>Estimated Liabilities</b> <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input checked="" type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion	

**Voluntary Petition**  
 (This page must be completed and filed in every case)

Name of Debtor(s):  
**Carmelina's Bar & Restaurant Inc.**

All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.)

Location Where Filed: <b>District of Connecticut</b>	Case Number: <b>12-50324</b>	Date Filed: <b>02/23/2012</b>
Location Where Filed:	Case Number:	Date Filed:

Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet)

Name of Debtor: <b>NONE</b>	Case Number:	Date Filed:
District:	Relationship:	Judge:

**Exhibit A**  
 (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)

Exhibit A is attached and made a part of this petition.

**Exhibit B**  
 (To be completed if debtor is an individual whose debts are primarily consumer debts)

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).

**X Not Applicable**  
 Signature of Attorney for Debtor(s) \_\_\_\_\_ Date \_\_\_\_\_

**Exhibit C**

Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?

Yes, and Exhibit C is attached and made a part of this petition.

No

**Exhibit D**

(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)

Exhibit D completed and signed by the debtor is attached and made a part of this petition.

If this is a joint petition:

Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.

**Information Regarding the Debtor - Venue**  
 (Check any applicable box)

- Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.
- There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.
- Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.

**Certification by a Debtor Who Resides as a Tenant of Residential Property**  
 (Check all applicable boxes.)

- Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following).  
 \_\_\_\_\_  
 (Name of landlord that obtained judgment)  
 \_\_\_\_\_  
 (Address of landlord)
- Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and
- Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.
- Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

**Voluntary Petition**

*(This page must be completed and filed in every case)*

Name of Debtor(s):

Carmelina's Bar & Restaurant Inc.

**Signatures**

**Signature(s) of Debtor(s) (Individual/Joint)**

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

**Not Applicable**

Signature of Debtor

**Not Applicable**

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

**Signature of a Foreign Representative**

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

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.

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.

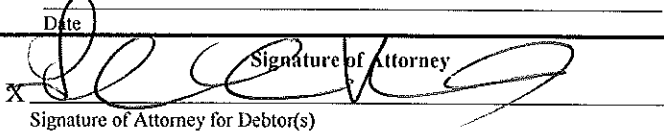
**Not Applicable**

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)

Date

**Signature of Attorney**



Signature of Attorney for Debtor(s)

**Thomas L. Kanasky, Jr. Bar No. CT07643**

Printed Name of Attorney for Debtor(s) / Bar No.

**Thomas L. Kanasky, Jr. Attorney**

Firm Name

**190 Fairfield Avenue P.O. Box 9281**

Address

**Bridgeport, CT 06601-9281**

**(203) 366-3156**

**(203) 331-1802**

Telephone Number

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.

**Signature of Non-Attorney Petition Preparer**

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

**Not Applicable**

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address

**Not Applicable**

Date

Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual.

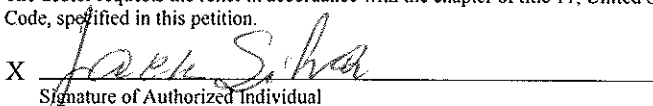
If more than one person prepared this document, attach to the appropriate official form for each person.

*A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.*

**Signature of Debtor (Corporation/Partnership)**

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

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



Signature of Authorized Individual

**Jack Silva**

Printed Name of Authorized Individual

**President**

Title of Authorized Individual

Date

**4-15-13**

UNITED STATES BANKRUPTCY COURT  
District of Connecticut

In re: Carmelina's Bar & Restaurant Inc.  
Debtor

Case No.  
Chapter 11

**Exhibit "A" to Voluntary Petition**

1. If any of debtor's securities are registered under section 12 of the Securities and Exchange Act of 1934, the SEC file number is .

2. The following financial data is the latest available information and refers to debtor's condition on .

a.	Total assets	\$	<u>57,282.25</u>
b.	Total debts (including debts listed in 2.c., below)	\$	<u>227,703.26</u>

Approximate  
number of  
holders

c. Debt securities held by more than 500 holders.

	secured	unsecured	subordinated	
d.	Number of shares of preferred stock			<u>                    </u>
e.	Number of shares of common stock			<u>300</u>

Comments, if any:

3. Brief description of debtor's business:

**Restaurant & Bar**

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:

**Jack Silva  
Carmelina Silva**

**RESOLUTION  
ADOPTED BY THE BOARD OF DIRECTORS OF  
CARMELINA'S BAR & RESTAURANT INC.**

I HEREBY CERTIFY that (i) I am the dully elected President of Carmelina's Bar & Restaurant Inc., a Connecticut Corporation (hereinafter referred to as the "Corporation"), (ii) the following is a true and correct copy of resolutions duly adopted by the Board of Directors of the Corporation on April 15, 2013 (the "Resolutions"), and (iii) the Resolutions neither conflict with any Bylaw or regulation of the Corporation nor have the Resolutions been in any way altered, amended or repealed and are in full force and effect, unrevoked and unrescinded as of this date;

RESOLVED, that the corporation file a voluntary petition of reorganization pursuant to Chapter 11 of Title 11, United States Code (the "Bankruptcy Code") and perform any and all such acts as are reasonable, advisable, expedient, convenient, proper or necessary to effect any of the foregoing;

FURTHER RESOLVED, that, Jack Silva, President is authorized and empowered to execute and deliver or cause to be filed, on behalf of the Corporation, the voluntary petition of the Corporation pursuant to Chapter 11 of Bankruptcy Code, the consent to the entry of an order for relief in an voluntarily commenced Chapter 11 case, any and all other documents necessary and appropriate in connection therewith in such form or forms as the Officer or Officers so acting may approve;

FURTHER RESOLVED, that the corporation, as Debtor and Debtor in possession under Chapter 11 of the Bankruptcy Code, borrow funds in such amounts from such lenders and on such terms as may be approved by any on or more of the Officers as reasonably necessary for the continuing conduct of the affairs of the Corporation and grant security interests in and liens upon all or substantially all of the Corporation's assets as may be deemed necessary by any one or more of the Officers in connection with such borrowings;

FURTHER RESOLVED, that the Officers shall be, and each of them hereby is, authorized and empowered to execute and deliver for on behalf of the Corporation, as Debtor and the Debtor in possession, such agreements, instruments and any and all other documents necessary or appropriate to facilitate the transactions contemplated by the foregoing resolution ) the 'Financing Documents') and that Financing Documents containing such provisions, terms, conditions, covenants, warranties and representations as may be deemed necessary or appropriate by the Officer or Officers so acting hereby are approved.

FURTHER RESOLVED, that the law firm of Thomas L. Kanasky, Jr. shall be, and it is hereby is, authorized and empowered to represent the Corporation, as Debtor and Debtor in possession, in connection with any cases commenced by or against it under the Bankruptcy Code;

FURTHER RESOLVED, that the Officers shall be, and each of them hereby is, authorized and empowered to retain, on behalf of the Corporation, Thomas L. Kanasky, Jr. and such other attorneys, financial advisors and accountants as the Officer or Officers so acting shall deem appropriate in his or their judgment;

FURTHER RESOLVED, that the Officers shall be, and each of them hereby is, authorized and empowered to take or cause to be taken any and all such further action, to execute and deliver any and all such further instruments and documents and to pay all such fees and expenses, as the Officer or Officers so acting shall deem appropriate in his or their judgment to fully carry out the intent and accomplish the purposes of the Resolutions; and

FURTHER RESOLVED, that all of the acts and transactions of any one or more of the Officers or Board of Directors of the Corporation, which have been taken caused to have been taken or made prior to the effective date of the Resolutions in connection with the matters set forth in the Resolutions, are hereby ratified, confirmed and approved.

ATTEST:

Carmelina's Bar & Restaurant Inc.



Jack Silva  
President

Dated: April 12, 2013

**United States Bankruptcy Court  
District of Connecticut**

In re **Carmelina's Bar & Restaurant Inc.**

Case No.

Debtor.

Chapter **11**

**STATEMENT OF CORPORATE OWNERSHIP**

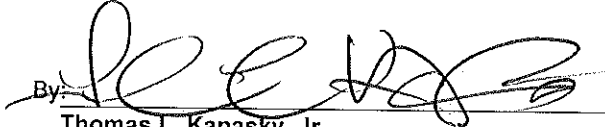
Comes now **Carmelina's Bar & Restaurant Inc.** (the "Debtor") and pursuant to Fed. R. Bankr. P. 1007(a) and 7007.1 state as follows:

  X   All corporations that directly or indirectly own 10% or more of any class of the corporation's equity interests are listed below:

Owner	% of Shares Owned
<b>Jack &amp; Carmelina Silva 762 Garfield Avenue Bridgeport, CT 06604</b>	<b>100%</b>

OR,

\_\_\_\_\_ There are no entities to report.

By:   
\_\_\_\_\_  
Thomas L. Kanasky, Jr.  
Signature of Attorney

Counsel for **Carmelina's Bar & Restaurant Inc.**

Bar no.: **CT07643**

Address.: **Thomas L. Kanasky, Jr. Attorney  
190 Fairfield Avenue  
P.O. Box 9281  
Bridgeport, CT 06601-9281**

Telephone No.: **(203) 366-3156**

Fax No.: **(203)331-1802**

E-mail address:

B4 (Official Form 4) (12/07)

United States Bankruptcy Court  
District of Connecticut

In re Carmelina's Bar & Restaurant Inc., Case No. \_\_\_\_\_  
Debtor Chapter 11

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

(1) <i>Name of creditor and complete mailing address including zip code</i>	(2) <i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	(3) <i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	(4) <i>Indicate if claim is contingent, unliquidated, disputed or subject to setoff</i>	(5) <i>Amount of claim (if secured also state value of security)</i>
Jack & Carmelina Silva 762 Garfield Avenue Bridgeport, CT 06604				\$150,000.00
Depart of Revenue Services State of Connecticut 25 Sigourney Street Ste 2 Hartford, CT 06106				\$46,498.32
Internal Revenue Services 135 High Street M/S 155 Hartford, CT 06103				\$4,964.19
Stratfield Apartments LLC 86 East Rte 59 Ste 100 Spring Valley, NY 10977			DISPUTED	\$1,240.75



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

In re Carmelina's Bar & Restaurant Inc. Debtor Case No. \_\_\_\_\_ Chapter 11

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(1) <i>Name of creditor and complete mailing address including zip code</i>	(2) <i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	(3) <i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	(4) <i>Indicate if claim is contingent, unliquidated, disputed or subject to setoff</i>	(5) <i>Amount of claim [if secured also state value of security]</i>
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### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

I, Jack Silva, 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: 4-15-13

Signature: *Jack Silva*

**Jack Silva, President**  
(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.

Thomas L. Kanasky, Jr. CT07643  
 Thomas L. Kanasky, Jr. Attorney  
 190 Fairfield Avenue  
 P.O. Box 9281  
 Bridgeport, CT 06601-9281

(203) 366-3156  
 Attorney for the Petitioner(s)

**UNITED STATES BANKRUPTCY COURT**  
 District of Connecticut

In Re:

Debtor: Carmelina's Bar & Restaurant Inc.  
 Social Security Number: 01-0680304

Case No:

Chapter 11

Numbered Listing of Creditors

Creditor name and mailing address	Category of Claim	Amount of Claim
1. Community Capital Fund 240 Fairfield Avenue 3rd Flr Brdieport, CT	Secured Claims	\$ 25,000.00
2. Depart of Revenue Services State of Connecticut 25 Sigourney Street Ste 2 Hartford, CT 06106	Priority Claims	\$ 46,498.32
3. Department of Revenue Services 25 Sigourney Street Ste 2 Hartford, CT 06106	Secured Claims	\$ 65,798.94
4. Internal Revenue Services 135 High Street M/S 155 Hartford, CT 06103	Priority Claims	\$ 4,964.19
5. Jack & Carmelina Silva 762 Garfield Avenue Bridgeport, CT 06604	Unsecured Claims	\$ 150,000.00

In re: **Carmelina's Bar & Restaurant Inc.**

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

<b>6.</b>	<b>Stratfield Apartments LLC</b> <b>86 East Rte 59 Ste 100</b> <b>Spring Valley, NY 10977</b>	<b>Unsecured Claims</b>	<b>\$ 1,240.75</b>
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In re: **Carmelina's Bar & Restaurant Inc.**

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, **Carmelina's Bar & Restaurant Inc.**, named as debtor in this case, declare under penalty of perjury that I have read the foregoing Numbered Listing of Creditors, consisting of **2 sheets** (not including this declaration), and that it is true to the best of my information and belief.

Signature: \_\_\_\_\_

*Jack Silva*  
Carmelina's Bar & Restaurant Inc.

Dated: \_\_\_\_\_

*4-15-13*