

Fill in this information to identify your case:

United States Bankruptcy Court for the:

DISTRICT OF CONNECTICUT

Case number (if known) Chapter 11

Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, Instructions for Bankruptcy Forms for Non-Individuals, is available.

1. Debtor's name Swim Seventy, LLC

2. All other names debtor used in the last 8 years Include any assumed names, trade names and doing business as names

3. Debtor's federal Employer Identification Number (EIN) 46-4414846

4. Debtor's address Principal place of business Mailing address, if different from principal place of business 8 Willard Road Norwalk, CT 06851 Fairfield County

5. Debtor's website (URL)

6. Type of debtor Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP)) Partnership (excluding LLP) Other. Specify:

Debtor **Swim Seventy, LLC**  
Name

Case number (if known)

7. Describe debtor's business

A. Check one:

- Health Care Business (as defined in 11 U.S.C. § 101(27A))
- Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- Railroad (as defined in 11 U.S.C. § 101(44))
- Stockbroker (as defined in 11 U.S.C. § 101(53A))
- Commodity Broker (as defined in 11 U.S.C. § 101(6))
- Clearing Bank (as defined in 11 U.S.C. § 781(3))
- None of the above

B. Check all that apply

- Tax-exempt entity (as described in 26 U.S.C. §501)
- Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.  
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

7139

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- Chapter 7
- Chapter 9

Chapter 11. Check all that apply:

- Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
- The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- 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).
- The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11 (Official Form 201A) with this form.
- The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

- No.
- Yes.

If more than 2 cases, attach a separate list.

District	_____	When	_____	Case number	_____
District	_____	When	_____	Case number	_____

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

- No
- Yes.

List all cases. If more than 1, attach a separate list

Debtor	_____	Relationship	_____
District	_____	When	_____
		Case number, if known	_____

Debtor **Swim Seventy, LLC**  
Name

Case number (if known)

11. Why is the case filed in this district? *Check all that apply:*
- Debtor has had its domicile, 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.
  - A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?
- No
  - Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.
- Why does the property need immediate attention?** *(Check all that apply.)*
- It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.  
What is the hazard? \_\_\_\_\_
  - It needs to be physically secured or protected from the weather.
  - It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
  - Other \_\_\_\_\_
- Where is the property?** \_\_\_\_\_  
Number, Street, City, State & ZIP Code
- Is the property insured?**
- No
  - Yes. Insurance agency \_\_\_\_\_  
Contact name \_\_\_\_\_  
Phone \_\_\_\_\_

**Statistical and administrative information**

13. Debtor's estimation of available funds *Check one:*
- Funds will be available for distribution to unsecured creditors.
  - After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors
- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000   | <input type="checkbox"/> 25,001-50,000     |
| <input type="checkbox"/> 50-99           | <input type="checkbox"/> 5001-10,000   | <input type="checkbox"/> 50,001-100,000    |
| <input type="checkbox"/> 100-199         | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999         |  |  |

15. Estimated Assets
- |   |  |  |
|---|--|--|
| <input type="checkbox"/> \$0 - \$50,000                   | <input type="checkbox"/> \$1,000,001 - \$10 million    | <input type="checkbox"/> \$500,000,001 - \$1 billion     |
| <input type="checkbox"/> \$50,001 - \$100,000             | <input type="checkbox"/> \$10,000,001 - \$50 million   | <input type="checkbox"/> \$1,000,000,001 - \$10 billion  |
| <input checked="" type="checkbox"/> \$100,001 - \$500,000 | <input type="checkbox"/> \$50,000,001 - \$100 million  | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million          | <input type="checkbox"/> \$100,000,001 - \$500 million | <input type="checkbox"/> More than \$50 billion          |

16. Estimated liabilities
- |  |  |  |
|--|--|--|
| <input type="checkbox"/> \$0 - \$50,000          | <input checked="" type="checkbox"/> \$1,000,001 - \$10 million | <input type="checkbox"/> \$500,000,001 - \$1 billion     |
| <input type="checkbox"/> \$50,001 - \$100,000    | <input type="checkbox"/> \$10,000,001 - \$50 million           | <input type="checkbox"/> \$1,000,000,001 - \$10 billion  |
| <input type="checkbox"/> \$100,001 - \$500,000   | <input type="checkbox"/> \$50,000,001 - \$100 million          | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million | <input type="checkbox"/> \$100,000,001 - \$500 million         | <input type="checkbox"/> More than \$50 billion          |

Debtor **Swim Seventy, LLC**  
Name

Case number (if known)

**Request for Relief, Declaration, and Signatures**

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature of authorized representative of debtor**

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

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **May 15, 2017**  
MM / DD / YYYY

**X /s/ Antoinette L. Phillips**  
Signature of authorized representative of debtor  
  
Title **Member**

**Antoinette L. Phillips**  
Printed name

**18. Signature of attorney**

**X /s/ Douglas S. Skalka, Esq.**  
Signature of attorney for debtor

Date **May 15, 2017**  
MM / DD / YYYY

**Douglas S. Skalka, Esq.**  
Printed name

**Neubert, Pepe & Monteith, P.C.**  
Firm name

**195 Church Street, 13th Floor**  
**New Haven, CT 06510**  
Number, Street, City, State & ZIP Code

Contact phone **203-821-2000** Email address **dskalka@npmlaw.com**

**ct00616**  
Bar number and State

**Fill in this information to identify the case:**

Debtor name Swim Seventy, LLC

United States Bankruptcy Court for the: DISTRICT OF CONNECTICUT

Case number (if known) \_\_\_\_\_

Check if this is an amended filing

Official Form 202

**Declaration Under Penalty of Perjury for Non-Individual Debtors**

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

**WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.**

**Declaration and signature**

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- Schedule A/B: Assets—Real and Personal Property* (Official Form 206A/B)
- Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 206D)
- Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 206E/F)
- Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G)
- Schedule H: Codebtors* (Official Form 206H)
- Summary of Assets and Liabilities for Non-Individuals* (Official Form 206Sum)
- Amended Schedule*
- Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders* (Official Form 204)
- Other document that requires a declaration \_\_\_\_\_

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 15, 2017

X /s/ Antoinette L. Phillips  
Signature of individual signing on behalf of debtor

Antoinette L. Phillips  
Printed name

Member  
Position or relationship to debtor

**Fill in this information to identify the case:**

Debtor name Swim Seventy, LLC

United States Bankruptcy Court for the: DISTRICT OF CONNECTICUT

Case number (if known): \_\_\_\_\_

Check if this is an amended filing

**Official Form 204**

**Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders** 12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim		
				If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Claris Construction, Inc. 153 S. Main Street, #6 Attn: President or General Mgr Newtown, CT 06470		Trade Debt	Disputed			\$1,850,000.00
Philip Clark 7 Currituck Road Newtown, CT 06470		Commercial Loan Agreement and Note				\$590,000.00
Stafford Higgins Industries 25 Van Zant Street Attn: President or General Mgr Norwalk, CT 06855		Commercial Lease - 11 Willard Road, Norwalk, Connecticut				\$290,100.00
8 Willard Road, LLC Attn: Sam Gault, Manager 11 Ferry Lane West PO Box 2030 Westport, CT 06880		Commercial Lease - 8 Willard Road, Norwalk, Connecticut				\$140,000.00
Daniel and Cecile Tomaselli 97 West Norwalk Road Norwalk, CT 06850		Note				\$131,726.03
James and Meghan Allen 35 Danvers Lane New Canaan, CT 06840		Note				\$97,308.90
Peter Cumello 10 Vani Court Westport, CT 06880		Note				\$72,266.47

Debtor **Swim Seventy, LLC**  
Name \_\_\_\_\_

Case number (if known) \_\_\_\_\_

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Harold Baxter 663 Island Drive Palm Beach, FL 33480		Note				\$63,721.51
Marilyn Lonergan 110 Gilles Lane Norwalk, CT 06850		Note				\$62,533.29
Tax Collector, City of Norwalk 125 East Avenue Norwalk, CT 06851		Property taxes	Disputed			\$56,057.09
Internal Revenue Service Central Insolvency Operation PO Box 7346 Philadelphia, PA 19101-7346		Payroll taxes				\$50,000.00
Cathy and Mark Stevens 42 Princes Pine Road Norwalk, CT 06850		Note				\$32,900.45
Bill Jennings 30 Roxbury Road Garden City, NY 11530		Note				\$31,860.76
Keidel Weldon & Cunningham LLP Attn: Jan A. Marcus, Esq. 190 Old Ridgefield Road Wilton, CT 06897		Legal Services				\$30,000.00
Renosys Corp 2825 East 55th Place Attn: Bankruptcy Notice Dept Indianapolis, IN 46220		Trade Debt				\$16,550.00
Webster / Elan Financial Attn Cardmember Services PO Box 790408 Saint Louis, MO 63178		Trade Debt				\$16,541.00

Debtor **Swim Seventy, LLC**  
Name \_\_\_\_\_

Case number (if known) \_\_\_\_\_

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
<b>Webster / Elan Financial Attn Cardmember Services PO Box 790408 Saint Louis, MO 63178</b>		<b>Trade Debt</b>				<b>\$13,746.33</b>
<b>Scott and Abigail Skidmore 208 Wahackme Road New Canaan, CT 06840</b>		<b>Note</b>				<b>\$12,873.13</b>
<b>Spencer and Sara Schubert 45 Heather Drive New Canaan, CT 06840</b>		<b>Note</b>				<b>\$12,859.41</b>
<b>Thomas V. Brogan 5211 17th Ave NE Seattle, WA 98105</b>		<b>Note</b>				<b>\$12,785.15</b>



**United States Bankruptcy Court  
District of Connecticut**

In re **Swim Seventy, LLC**

Debtor(s)

Case No.  
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 or place of business of holder	Security Class	Number of Securities	Kind of Interest
<b>Antoinette L. Phillips 255 Fillow Street Norwalk, CT 06850</b>			<b>Membership Interest</b>
<b>Ashlee Bunt 254 Colonial Drive Fairfield, CT 06824</b>			<b>Membership Interest</b>
<b>John M. Phillips 255 Fillow Street Norwalk, CT 06850</b>			<b>Membership Interest</b>
<b>Nick Logan 7 Pershing Street Norwalk, CT 06851</b>			<b>Membership Interest</b>
<b>Robert E. Polley 10 Alden Lane Norwalk, CT 06855</b>			<b>Membership Interest</b>

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

I, the **Member** 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.

Date **May 15, 2017**

Signature **/s/ Antoinette L. Phillips  
Antoinette L. Phillips**

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

**United States Bankruptcy Court  
District of Connecticut**

In re Swim Seventy, LLC

Debtor(s)

Case No.

Chapter

11

**VERIFICATION OF CREDITOR MATRIX**

I, the Member 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.

Date: May 15, 2017

/s/ Antoinette L. Phillips

**Antoinette L. Phillips/Member**

Signer/Title

8 Willard Road, LLC  
Attn: Sam Gault, Manager  
11 Ferry Lane West  
PO Box 2030  
Westport, CT 06880

8 Willard Road, LLC  
c/o Ury & Moskow  
Attn: Anthony J. LaBella, Esq.  
883 Black Rock Turnpike  
Fairfield, CT 06825

James and Meghan Allen  
35 Danvers Lane  
New Canaan, CT 06840

Antoinette L. Phillips  
255 Fallow Street  
Norwalk, CT 06850

Ashlee Bunt  
254 Colonial Drive  
Fairfield, CT 06824

Winthrop E. Baum  
500 Papurah Road  
Fairfield, CT 06825

Harold Baxter  
663 Island Drive  
Palm Beach, FL 33480

Thomas V. Brogan  
5211 17th Ave NE  
Seattle, WA 98105

Ashlee Bunt  
254 Colonial Drive  
Fairfield, CT 06824

C&H Financial Services, Inc.  
1110W Kettleman Lane  
Suite 48  
Attn: President or Gen Mgr  
Lodi, CA 95250

Claris Construction, Inc.  
153 S. Main Street, #6  
Attn: President or General Mgr  
Newtown, CT 06470

Claris Construction, Inc.  
c/o Daniel H. Kennedy, III  
Heneghan, Kennedy & Doyle, LLC  
21 New Britain Avenue  
Rocky Hill, CT 06067

Philip Clark  
7 Currituck Road  
Newtown, CT 06470

Peter Cumello  
10 Vani Court  
Westport, CT 06880

Department of Revenue Services  
State of Connecticut  
25 Sigourney Street, Suite 2  
Hartford, CT 06106

Eversource Electric  
PO Box 650032  
Attn: Bankruptcy Notice Dept  
Dallas, TX 75265

Eversource Gas  
PO Box 650034  
Attn: Bankruptcy Notice Dept  
Dallas, TX 75265

First District Water Dept  
12 New Canaan Ave  
PO Box 27  
Norwalk, CT 06852

Frontier  
PO Box 20550  
Attn: Bankruptcy Notice Dept.  
Rochester, NY 14602

Internal Revenue Service  
Central Insolvency Operation  
PO Box 7346  
Philadelphia, PA 19101-7346

Intuit Payroll Services  
2700 Coast Avenue  
Attn: Bankruptcy Notice Dept  
Mountain View, CA 94043

JanPro Cleaning of Southern CT  
94 East Avenue  
Attn: President or General Mgr  
Norwalk, CT 06851

Bill Jennings  
30 Roxbury Road  
Garden City, NY 11530

John M. Phillips  
255 Fallow Street  
Norwalk, CT 06850

Keidel Weldon & Cunningham LLP  
Attn: Jan A. Marcus, Esq.  
190 Old Ridgefield Road  
Wilton, CT 06897

Marilyn Lonergan  
110 Gilles Lane  
Norwalk, CT 06850

Mind Body  
4051 Broad Street, Ste 220  
Attn: President or General Mgr  
San Luis Obispo, CA 93401

Optimum  
Cablevision of CT  
PO Box 9256  
Attn: Bankruptcy Notice Dept  
Chelsea, MA 02150

Philip Clark  
c/o Jason A. Buchsbaum, Esq.  
Cohen and Wolf, P.C.  
158 Deer Hill Avenue  
Danbury, CT 06810

Antoinette and John Phillips  
255 Fallow Street  
Norwalk, CT 06850

Jane I. Polley  
210 Nahanton Street, #106  
Newton Center, MA 02459

Teresa and Robert Polley  
10 Alden Avenue  
Norwalk, CT 06855

Renosys Corp  
2825 East 55th Place  
Attn: Bankruptcy Notice Dept  
Indianapolis, IN 46220

Spencer and Sara Schubert  
45 Heather Drive  
New Canaan, CT 06840

Scott and Abigail Skidmore  
208 Wahackme Road  
New Canaan, CT 06840

Stafford Higgins Industries  
25 Van Zant Street  
Attn: President or General Mgr  
Norwalk, CT 06855

Stafford Higgins Industries  
c/o Charles F. Martin, Esq.  
Robinson & Cole, LLP  
1055 Washington Blvd  
Stamford, CT 06901

Cathy and Mark Stevens  
42 Princes Pine Road  
Norwalk, CT 06850

Tax Collector, City of Norwalk  
125 East Avenue  
Norwalk, CT 06851

Teresa and Robert Polley  
c/o DEPANFILIS & VALLERIE  
Attn: Thomas L. McKirdy, Esq.  
25 BELDEN AVENUE  
Norwalk, CT 06852

Teresa and Robert Polley  
10 Alden Avenue  
Norwalk, CT 06855

Theodore J. Anderst  
c/o Swim Seventy, LLC  
8 Willard Road  
Norwalk, CT 06851

Daniel and Cecile Tomaselli  
97 West Norwalk Road  
Norwalk, CT 06850

Transfirst Merchant Services  
12202 Airport Way, Ste 100  
Attn: Bankruptcy Notice Dept  
Broomfield, CO 80021

Webster / Elan Financial  
Attn Cardmember Services  
PO Box 790408  
Saint Louis, MO 63178

Winthrop E. Baum  
c/o Charles E. Martin, Esq.  
Robinson & Cole LLP  
1055 Washington Blvd., 9th FL  
Stamford, CT 06901-2249

**United States Bankruptcy Court  
District of Connecticut**

In re Swim Seventy, LLC

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 Swim Seventy, LLC 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*]

May 15, 2017

Date

/s/ Douglas S. Skalka, Esq.

Douglas S. Skalka, Esq. ct00616

Signature of Attorney or Litigant  
Counsel for Swim Seventy, LLC

Neubert, Pepe & Monteith, P.C.

195 Church Street, 13th Floor  
New Haven, CT 06510  
203-821-2000 Fax:203-821-2008  
dskalka@npmlaw.com