## Case 10-00461 Doc 1 Filed 05/13/10 Entered 05/13/10 11:47:59 Desc Main

B1 (Official Form 1) (4/10)		D(	ocu	ment	Page 1	1 of 21	L			
United S		es Ban	nkru	uptcy (	Court				<b>T</b> 7 1	
District	t of I	Distrio	ct of	f Colu	mbia				Vol	luntary Petition
Name of Debtor (if individual, enter Last, First, M Russell, Richard Nathaniel	fiddle):	:			Name of Jo Russell,			use) (Last, First, ne	Middle):	
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):							•	ne Joint Debtor in nd trade names)		8 years
Last four digits of Soc. Sec. or Individual-Taxpay EIN (if more than one, state all): <b>6711</b>	er I.D.	(ITIN) N	√o./Cc	omplete		-		or Individual-T all): <b>1895</b>	axpayer I.	.D. (ITIN) No./Complete
Street Address of Debtor (No. & Street, City, Stat 10533 Miller Rd. Oakton, VA	te & Zij	p Code):			Street Address of Joint Debtor (No. & Street, City, State & Zip Code): 10533 Miller Rd. Oakton, VA				tate & Zip Code):	
	ZI	IPCODE	221	24		¥A				ZIPCODE <b>22124</b>
County of Residence or of the Principal Place of I Out of State	Busines	38:			County of	Residence	e or of th	he Principal Pla	ce of Busi	iness:
Mailing Address of Debtor (if different from stree	et addre	ess)			Mailing Ac	ddress of .	Joint De	ebtor (if differen	it from str	eet address):
	ZI	IPCODE			-				Γ	ZIPCODE
Location of Principal Assets of Business Debtor (	if diffe	rent fron	n stree	et address	above):					
1710 Gales St NE, Washington, DC										ZIPCODE
Type of Debtor (Form of Organization) (Check one box.) ✓ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.		Single	th Car le Asso	Nature of Business (Check one box.)       Chapter of Bankruptcy Code Under Whit the Petition is Filed (Check one box.)         re Business set Real Estate as defined in 11 01(51B)       Chapter 7       Chapter 15 Petition for Chapter 9         W Chapter 11       Main Proceeding				(Check <b>one</b> box.) apter 15 Petition for cognition of a Foreign		
<ul> <li>See Exhibit D on page 2 of mis form.</li> <li>Corporation (includes LLC and LLP)</li> <li>Partnership</li> <li>Other (If debtor is not one of the above entities check this box and state type of entity below.)</li> </ul>	Ì	Railro     Stock     Com     Clear	Railroad     Cha       Stockbroker     Cha       Commodity Broker     Cha       Clearing Bank		hapter 12 hapter 13	Cha Rec	apter 15 Petition for cognition of a Foreign nmain Proceeding			
		Title	(Ch or is a 26 of	heck box, i a tax-exem	<b>npt Entity</b> if applicable.) npt organization ed States Code (the de).		deb § 1 ind per		(Check on y consume 1 U.S.C. red by an ly for a	ne box.)
Filing Fee (Check one box)				~ h			Char	pter 11 Debtors	3	
<ul> <li>✓ Full Filing Fee attached</li> <li>□ Filing Fee to be paid in installments (Applicable)</li> </ul>		dividuals	5	<b>Debto</b>	or is a small busin or is not a small b	is a small business debtor as defined in 11 U.S.C. § 101(51D). is not a small business debtor as defined in 11 U.S.C. § 101(51D).				
only). Must attach signed application for the co consideration certifying that the debtor is unabl except in installments. Rule 1006(b). See Offic	le to pag			than \$	or's aggregate not	aggregate noncontingent liquidated debts owed to non-insiders or affiliates are less 343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter).				
Filing Fee waiver requested (Applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.			<ul> <li>Check all applicable boxes:</li> <li>☐ A plan is being filed with this petition</li> <li>☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).</li> </ul>							
Statistical/Administrative Information ☐ Debtor estimates that funds will be available f ☑ Debtor estimates that, after any exempt prope distribution to unsecured creditors.						id, there v	vill be n	io funds availab	le for	THIS SPACE IS FOR COURT USE ONLY
1-49 50-99 100-199 200-999 1	 1,000- 5,000	5	5,001- 10,000	-	10,001- 25,000	□ 25,001- 50,000		50,001- 100,000	□ Over 100,000	
\$0 to \$50,001 to \$100,001 to \$500,001 to \$	₹ \$1,000,0 \$10 mili	,001 to \$	\$10,00	00,001	\$50,000,001 to \$100 million			□ \$500,000,001	More tha \$1 billior	
\$0 to \$50,001 to \$100,001 to \$500,001 to \$	<b>√</b> \$1,000,0 \$10 mil	,001 to 🖇		00,001	\$50,000,001 to \$100 million			\$500,000,001 to \$1 billion	☐ More tha \$1 billior	

Case 10-00461 Doc 1 Filed 05/13/10 B1 (Official Form 1) (4/10) Document	Entered 05/13/10 11:4	47:59 Desc Main Page 2			
<b>Voluntary Petition</b> ( <i>This page must be completed and filed in every case</i> )	Page 2 of 21 Name of Debtor(s): Russell, Richard Nathaniel 8				
Prior Bankruptcy Case Filed Within Last 8	<b>Years</b> (If more than two, attach	additional sheet)			
Location Where Filed: <b>None</b>	Case Number:	Date Filed:			
Location Where Filed:	Case Number:	Date Filed:			
Pending Bankruptcy Case Filed by any Spouse, Partner or	Affiliate of this Debtor (If mor	re than one, attach additional sheet)			
Name of Debtor: None	Case Number:	Date Filed:			
District:	Relationship:	Judge:			
Exhibit A (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)	(To be completed i whose debts are pr I, the attorney for the petitioner n that I have informed the petition chapter 7, 11, 12, or 13 of titl explained the relief available und	<b>xhibit B</b> if debtor is an individual imarily consumer debts.) named in the foregoing petition, declare her that [he or she] may proceed under le 11, United States Code, and have der each such chapter. I further certify he notice required by § 342(b) of the			
	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 a 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 ]					
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 Reside		Property			
(Check all app) Landlord has a judgment against the debtor for possession of deb	blicable boxes.) otor's residence. (If box checked, co	omplete the following.)			
(Name of landlord or less	or that obtained judgment)				
(Address of lan	ndlord or lessor)				
Debtor claims that under applicable nonbankruptcy law, there are the entire monetary default that gave rise to the judgment for post					
Debtor has included in this petition the deposit with the court of a filing of the petition.	any rent that would become due du	ring the 30-day period after the			
Debtor certifies that he/she has served the Landlord with this cert	ification. (11 U.S.C. § 362(1)).				

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Case 10-00461         Doc 1         Filed 05/13/10           B1 (Official Form 1) (4/10)         Document	Entered 05/13/10 11:47:59 Desc Main Page 3 of 21 Page 3
Voluntary Petition	Name of Debtor(s):
(This page must be completed and filed in every case)	Russell, Richard Nathaniel & Russell, Frankie Lynne
Signa	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. [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 State 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. X /s/ Richard Nathaniel Russell Signature of Debtor Richard Nathaniel Russell X /s/ Frankie Lynne Russell Signature of Joint Debtor Frankie Lynne Russell Telephone Number (If not represented by attorney) May 13, 2010	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 <b>one</b> box.) I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached. Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached. X Signature of Foreign Representative Date
Date	
Signature of Attorney*	Signature of Non-Attorney Petition Preparer
X /s/ Daniel M. Press Signature of Attorney for Debtor(s) Daniel M. Press 419739 Chung & Press, PC 6718 Whittier Ave Suite 200 McLean, VA 22101 (703) 734-3800 Fax: (703) 734-0590 dpress@chung-press.com	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); 3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.
	Printed Name and title, if any, of Bankruptcy Petition Preparer
May 13, 2010 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.	Social Security Number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)         Address
	x
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 relief in accordance with the chapter of title 11, United States Code, specified in this petition.	<ul> <li>Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.</li> <li>Date</li> <li>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:</li> </ul>
Signature of Authorized Individual	
Printed Name of Authorized Individual	If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person. <i>A bankruptcy petition preparer's failure to comply with the provisions</i>
Title of Authorized Individual	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.
Date	

Case 10-00461 Doc 1 B1D (Official Form 1, Exhibit D) (12/09)

#### Filed 05/13/10 Entered 05/13/10 11:47:59 Desc Main Document Page 4 of 21 United States Bankruptcy Court District of District of Columbia

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

Russell, Richard Nathaniel

IN RE:

Chapter 11

#### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE CREDIT COUNSELING REQUIREMENT

Debtor(s)

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

 $\checkmark$  1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.

 $\Box$  2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. *You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.* 

 $\Box$  3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]

- Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
- Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);

Active military duty in a military combat zone.

5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: /s/ Richard Nathaniel Russell

Date: May 13, 2010

Certificate Number: 01356-DC-CC-010950786

## **CERTIFICATE OF COUNSELING**

I CERTIFY that on May 13, 2010	, at	7:04	o'clock <u>AM EDT</u> ,
Richard Russell		received fi	rom
Hummingbird Credit Counseling and Education	, Inc.		,
an agency approved pursuant to 11 U.S.C. §	111 to	provide credit co	ounseling in the
District of Columbia	, aı	n individual [or	group] briefing that complied
with the provisions of 11 U.S.C. §§ 109(h) a	and 111		
A debt repayment plan was not prepared	If a d	ebt repayment p	an was prepared, a copy of
the debt repayment plan is attached to this c	ertificat	e.	
This counseling session was conducted by in	nternet a	nd telephone	
Date: <u>May 13, 2010</u>	By	/s/Phyllis Baker	
	Name	Phyllis Baker	
	Title	Certified Counse	lor

\* Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. *See* 11 U.S.C. §§ 109(h) and 521(b).

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Case No.

**Russell, Frankie Lynne** 

IN RE:

#### **EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE CREDIT COUNSELING REOUIREMENT**

Debtor(s)

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.

2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.

3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]

- Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
- Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);

Active military duty in a military combat zone.

5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: /s/ Frankie Lynne Russell

Date: May 13, 2010

Chapter **11** 

Certificate Number: 01356-DC-CC-010950811

## **CERTIFICATE OF COUNSELING**

I CERTIFY that on May 13, 2010	, at	7:19	o'clock <u>AM EDT</u> ,
Frankie Russell		received fr	rom
Hummingbird Credit Counseling and Education	, Inc.		
an agency approved pursuant to 11 U.S.C. §	111 to	provide credit co	ounseling in the
District of Columbia	, aı	n individual [or §	group] briefing that complied
with the provisions of 11 U.S.C. §§ 109(h) a	and 111.		
A debt repayment plan was not prepared	If a d	ebt repayment pl	an was prepared, a copy of
the debt repayment plan is attached to this co	ertificat	e.	
This counseling session was conducted by in	nternet a	nd telephone	
Date: <u>May 13, 2010</u>	By	/s/Phyllis Baker	
	Name	Phyllis Baker	
	Title	Certified Counse	lor

\* Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. *See* 11 U.S.C. §§ 109(h) and 521(b).

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		United States Ba	nkrŭptcy Court	
		District of Distr	ict of Columbia	

#### IN RE:

Case No.

#### Russell, Richard Nathaniel & Russell, Frankie Lynne Debtor(s)

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 and Fed. R. Bankr. P. 1007(m).

6	8			
(1) Name of creditor and complete mailing address including zip code	<ul> <li>(2)</li> <li>Name, telephone number and complete mailing address, including zip code, of employee, agent or department of creditor familiar with claim who may be contacted</li> </ul>	(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)
Commercial Lending LLC 7603 Maple Branch Rd Clifton, VA 20124		loan	Disputed	40,000.00 Collateral: 475,000.00 Unsecured: 40,000.00
Chase Home Finance 1820 E Sky Harbor Cir Phoenix, AZ 85034		loan	Disputed	30,000.00 Collateral: 475,000.00 Unsecured: 30,000.00
Citibank PO Box 6241 Sioux Falls, SD 57117		Credit Card	Disputed	27,118.00
US Department Of Education PO Box 5609 Greenville, TX 75403		loan		17,025.00
NELNET/Education Financial 3015 S. Parker Rd. Ste 400 Aurora, CO 80014		loan		16,918.00
CapitaL One Auto Finance 3905 Dallas Pkwy Plano, TX 75093		loan	Disputed	18,389.00 Collateral: 8,670.00 Unsecured: 9,719.00
INOVA Fairfax Hospital PO Box 37019 Baltimore, MD 21297-3019		Medical	Disputed	5,067.37
Discover PO Box 15192 Wilmington, DE 19850-5192		Credit Card	Disputed	4,183.00
Air Distributing Co Inc C/O American Collections 205 S Whiting St Ste 500 Alexandria, VA 22304		Unknown	Disputed	3,841.00
Volvo Finance 1700 Jay Ell Dr Richardson, TX 75081	Randolph Boyd Cherry & Vaughan 13 East Main St Richmond, VA 23219	loan	Disputed	2,867.00
Litton Loan Servicing 4828 Loop Central Dr Houston, TX 77081		Bank loan	Disputed	477,282.00 Collateral: 475,000.00 Unsecured: 2,282.00

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**Richard Nathaniel Russell** 

Frankie Lynne Russell

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Fairfax Radiological Consultar 2722 Merrilee Dr., Suite 230 Fairfax, VA 22031	nts, P.C.	Document	Medical		1,951.00
Inova Fair Oaks PO Box 37020 Baltimore, MD 21297			Medical		1,663.89
Signal Financial FCU 3015 W University Blvd. Kensington, MD 20895			loan		944.00
Reston Hospital PO Box 13620 Richmond, VA 23225			Medical		706.00
Inova Health System 2990 Telestar Ct Falls Church, VA 22042-1207			Medical		703.34
Greentree & Associates PO Box 3417 Escondido, CA 92003			Unknown	Disputed	691.00
Laboratory Corp Of America AMCA 2269 S Saw Mill River Rd Bldg Elmsford, NY 10523	3	LCA Collections PO Box 2240 Burlington, NC 272	Medical		657.82
Inova Health System PO Box 37020 Baltimore, MD 21297-3020			Medical		642.66
Professional Acct Mgt PO Box 37038 Washington, DC 20013			Unknown	Disputed	575.00
	LARATION	UNDER PENALTY OF	F PERJURY BY INDIVIDUAL DEBTO	R	
I declare under penalty of perjury th	at I have read	the foregoing list and tha	at it is true and correct to the best of my inf	formation and belief.	
Date: May 13, 2010	Sign	ature /s/ Richard Na	thaniel Russell		

of Debtor

of Joint Debtor (if any)

Signature /s/ Frankie Lynne Russell

Date: May 13, 2010

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		Document United States Ba	Page 10 of 21 nkruptcy Court	
		District of Distr		

IN RE:	Case No
Russell, Richard Nathaniel & Russell, Frankie Lynne Debtor(s)	Chapter <u>11</u>

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

1. The attached list, serving both as the list required by Rule 1007(a)(1) of the Federal Rules of Bankruptcy Procedure and as the mailing matrix required by the court's Local Bankruptcy Rules, consists of <u>7</u> pages and a total of <u>54</u> entities listed.

2. The attached list contains a true and correct name and address of:

- each of my creditors (those entities required to be scheduled on Schedules D, E, and F, the Schedules of Creditors Holding Claims, in this case),
- each of the parties required to be listed on Schedule G -Executory Contracts and Unexpired Leases, that is, the parties other than myself, to any unexpired lease of real or personal property to which I am a party;
- each entity required to be listed on Schedule H -Codebtors (any entity, other than my spouse in a joint case, that is also liable on any debts owed to any of my listed creditors, including all guarantors and co-signers).

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

Executed on this <u>13th</u> day of <u>May</u>, <u>2010</u> by:

<u>/s/ Richard Nathaniel Russell</u> Debtor

Executed on this <u>13th</u> day of <u>May</u>, <u>2010</u> by:

/s/ Frankie Lynne Russell

Joint Debtor (if joint case filed by both spouses)

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AFNI Inc. 404 Brock Dr Bloomington, IL 61702-3097

Air Distributing Co Inc C/O American Collections 205 S Whiting St Ste 500 Alexandria, VA 22304

American Anesthesiology Of Va. PO Box 100699 Atlanta, GA 30384

American Collections 205 S Whiting St 3500 Alexandria, VA 22304

Bankcard Services PO Box 4499 Beaverton, OR 97076-4499

Bloom/DSNB 9111 Duke Blvd Mason, OH 45040

Capital One PO Box 30281 Salt Lake City, UT 84130

CapitaL One Auto Finance 3905 Dallas Pkwy Plano, TX 75093

Chase Home Finance 1820 E Sky Harbor Cir Phoenix, AZ 85034

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Chrysler Financial 5225 Crooks Rd Ste 140 Troy, MI 48098

Citibank PO Box 6241 Sioux Falls, SD 57117

Commercial Lending LLC 7603 Maple Branch Rd Clifton, VA 20124

DC Office Of Tax & Revenue Bankruptcy Division 914 North Capitol Street NW Washington, DC 20002

DC Water & Sewer Authority 801 1st St NE Washington, DC 20002

Debra L Granato 3008 Whitehurst St Oakton, VA 22124

DirectTV NCO Financial Systems PO Box 15391 Wilmington, DE 19850

Discover PO Box 15192 Wilmington, DE 19850-5192

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District Of Columbia Ofc Of Tax & Revenu PO Box 98095 Washington, DC 20090-8095

Emergency Medicine Associates 20010 Century Blvd Ste 200 Germantown, MD 20874-1118

Fair Oaks Anesthesia PO Box 37090 Baltimore, MD 21297

Fair Oaks Emergency Physicians 3600 Joseph Siewick Dr. Fairfax, VA 22033

Fairfax Pathology Assoc Ltd PO Box 221322 Chantilly, VA 20153-1322

Fairfax Radiological Consultants, P.C. 2722 Merrilee Dr., Suite 230 Fairfax, VA 22031

Finn's Pool & Spa 608 John Marshall Dr NW Vienna, VA 22180

FPA Professional Lab Services PO Box 222541 Chantilly, VA 20153

Greentree & Associates PO Box 3417 Escondido, CA 92003

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Inova Fair Oaks PO Box 37020 Baltimore, MD 21297

INOVA Fairfax Hospital PO Box 37019 Baltimore, MD 21297-3019

Inova Health System 2990 Telestar Ct Falls Church, VA 22042-1207

Inova Health System PO Box 37020 Baltimore, MD 21297-3020

Inova Urgent Care Complete Collection Services PO Box 10052 Alexandria, VA 22310

J. David Mitchell MD 2110-D Gallows Rd Vienna, VA 22182

Jolas & Associates Womens Health PO Box 4000 Mason City, IA 50402

Laboratory Corp Of America AMCA 2269 S Saw Mill River Rd Bldg 3 Elmsford, NY 10523

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LCA Collections PO Box 2240 Burlington, NC 27216

Litton Loan Servicing 4828 Loop Central Dr Houston, TX 77081

Macy's Bankruptcy Processing PO Box 8053 Mason, OH 45040

NELNET/Education Financial 3015 S. Parker Rd. Ste 400 Aurora, CO 80014

PNC Bank 249 5th Ave. Pittsburgh, PA 15222

Professional Acct Mgt PO Box 37038 Washington, DC 20013

Quest Diagnostics Ind. PO Box 64797 Baltimore, MD 21264

Randolph Boyd Cherry & Vaughan 13 East Main St Richmond, VA 23219

Reston Hospital PO Box 13620 Richmond, VA 23225

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Reston Radiology 1800 Town Center Dr #115 Reston, VA 20190

Sears Citibank PO Box 6286 Sioux Falls, SD 57117-6286

Signal Financial FCU 3015 W University Blvd. Kensington, MD 20895

Suneetha Manem MD PO Box 7534 McLean, VA 22106

Transworld Systems 1608 Spring Hill Rd #410 Vienna, VA 22182

US Department Of Education PO Box 5609 Greenville, TX 75403

Virginia Cardiovascular Care 14904 Jefferson Davis Hwy #406 Woodbridge, VA 22191-3908

Volvo Finance 1700 Jay Ell Dr Richardson, TX 75081

Webbank 6440 S Wasatch Blvd #300 Salt Lake City, UT 84121

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Weinstock Friedman & Friedman 4 Reservoir Cir Baltimore, MD 21208

Wells Fargo Financial P.O.Box 5943 Sioux Falls, SD 57117 Case 10-00461 Do

#### Doc 1 Filed 05/13/10 Entered 05/13/10 11:47:59 Desc Main Document Page 18 of 21 United States Bankruptcy Court District of District of Columbia

IN RE:		Case No.	
Russell, Richard Nathaniel & Russell, Frankie Lynne		Chapter <u>11</u>	
	DISCLOSURE OF COMPENSATION OF ATTOR	NEY FOR DEBTOR	
1.	1. Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the abo one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered of or in connection with the bankruptcy case is as follows:		
	For legal services, I have agreed to accept	\$\$395.00/hr	
	Prior to the filing of this statement I have received		
	Balance Due	\$	
2.	2. The source of the compensation paid to me was: $\checkmark$ Debtor $\Box$ Other (specify):		
3.	3. The source of compensation to be paid to me is: $\mathbf{M}$ Debtor $\Box$ Other (specify):		
4.	I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.		
	I have agreed to share the above-disclosed compensation with a person or persons who are not mentogether with a list of the names of the people sharing in the compensation, is attached.	nbers or associates of my law firm. A copy of the agreement,	
5. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:		cy case, including:	
	<ul><li>a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining wheth</li><li>b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be require</li></ul>	ed;	
	<ul> <li>c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned</li> <li>d. Representation of the debtor in adversary proceedings and other contested bankruptcy matters;</li> </ul>	d hearings thereof;	
	<ul> <li>e. [Other provisions as needed]</li> </ul>		
	\$9000 received pre-petition, from which \$1039 filing fee, \$49 credit counseling		
	been withdrawn. Balance of \$5542 held in trust account pending application	s for compensation.	

6. By agreement with the debtor(s), the above disclosed fee does not include the following services:

CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

May 13, 2010 Date

#### /s/ Daniel M. Press

Daniel M. Press 419739 Chung & Press, PC 6718 Whittier Ave Suite 200 McLean, VA 22101 (703) 734-3800 Fax: (703) 734-0590 dpress@chung-press.com B201A (Form 201A) (12/09)

WARNING: Effective December 1, 2009, the 15-day deadline to file schedules and certain other documents under Bankruptcy Rule 1007(c) is shortened to 14 days. For further information, see note at bottom of page 2

## UNITED STATES BANKRUPTCY COURT

## NOTICE TO CONSUMER DEBTOR(S) UNDER §342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a joint case (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

## 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

## <u>Chapter 7</u>: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, the United States trustee (or bankruptcy administrator), the trustee, or creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your

B201A (Form 201A) (12/09)

discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### <u>Chapter 11</u>: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for filing them are listed on Form B200, which is posted at <u>http://www.uscourts.gov/bkforms/bankruptcy\_forms.html#procedure</u>.

Many filing deadlines change on December 1, 2009. Of special note, 12 rules that set 15 days to act are amended to require action within 14 days, including Rule 1007(c), filing the initial case papers; Rule 3015(b), filing a chapter 13 plan; Rule 8009(a), filing appellate briefs; and Rules 1019, 1020, 2015, 2015.1, 2016, 4001, 4002, 6004, and 6007.

B201B (Form 2018) F2/190-00461 Doc 1

#### Filed 05/13/10 Entered 05/13/10 11:47:59 Desc Main Document Page 21 of 21 **United States Bankruptcy Court District of District of Columbia**

**UNDER § 342(b) OF THE BANKRUPTCY CODE Certificate of [Non-Attorney] Bankruptcy Petition Preparer** Printed Name and title, if any, of Bankruptcy Petition Preparer Social Security number (If the bankruptcy Address: 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.) Х Signature of Bankruptcy Petition Preparer of officer, principal, responsible person, or partner whose Social Security number is provided above. **Certificate of the Debtor** I (We), the debtor(s), affirm that I (we) have received and read the attached notice, as required by § 342(b) of the Bankruptcy Code. Russell, Richard Nathaniel & Russell, Frankie Lynne X /s/ Richard Nathaniel Russell 5/13/2010 Printed Name(s) of Debtor(s) Signature of Debtor Date Case No. (if known) X /s/ Frankie Lynne Russell 5/13/2010

Instructions: Attach a copy of Form B 201A, Notice to Consumer Debtor(s) Under § 342(b) of the Bankruptcy Code.

Use this form to certify that the debtor has received the notice required by 11 U.S.C. § 342(b) only if the certification has NOT been made on the Voluntary Petition, Official Form B1. Exhibit B on page 2 of Form B1 contains a certification by the debtor's attorney that the attorney has given the notice to the debtor. The Declarations made by debtors and bankruptcy petition preparers on page 3 of Form B1 also include this certification.

Signature of Joint Debtor (if any)

Russell, Richard Nathaniel & Russell, Frankie Lynne

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IN RE:

Case No.

Date

# **CERTIFICATION OF NOTICE TO CONSUMER DEBTOR(S)**

Debtor(s)

I, the [non-attorney] bankruptcy petition preparer signing the debtor's petition, hereby certify that I delivered to the debtor the attached notice, as required by § 342(b) of the Bankruptcy Code.

Chapter 11