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B I (Official Form						<u> </u>							
United States Bankruptcy Cour Middle District of Florida Tampa Division					Court da	Voluntary Petition				Petition				
Name of Debtor (if individual, enter Last, First, Middle):						Name of Joint Debtor (Spouse) (Last, First, Middle):								
Eckhardt-Bell, Cheryl, Jo All Other Names used by the Debtor in the last 8 years					A	All Other Names used by the Joint Debtor in the last 8 years								
(include married, maiden, and trade names):				(1	(include married, maiden, and trade names):									
Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN(if more than one, state all): 2337					,	Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN(if more than one, state all):								
	t Address of Debt 7 S. Bayview		eet, City, an	d State):			S	Street Address of	of Joint	Debtor (No.	& Street, City, and S	State):		
	earwater, FL													
Com	nty of Residence	or of the Princ	rinal Place o		CODE 33759			County of Resid	lence o	r of the Princ	inal Place of Busine	ZIP COI	DE	
	nellas	or or the rime	ipai i iacc o	i Business.			,	County of Residence or of the Principal Place of Business:						
Mail	ing Address of Do	ebtor (if differ	ent from stre	eet address)	:		N	Mailing Address	s of Joi	nt Debtor (if	different from street	address):		
					CODE	DE			ZIP CODE					
Locati	on of Principal A	Assets of Busin	ess Debtor (if different	from stree	et address a	above):					ZIP COI	DE .	
		ype of Debto					re of Busine	ess		-	oter of Bankruptcy	Code Un	der Which	
		m of Organizat Check one box			`	one box) alth Care I	Business			Chapter 7	the Petition is Filed	•	ŕ	
Ø		idual (includes Joint Debtors)			Single Asset Real Estate U.S.C. § 101(51B)			s defined in 11	Chapter 7 Chapter 9		Ц	Chapter 15 Petition for Recognition of a Foreign Main Proceeding		
	See Exhibit D of Corporation (inc		-		☐ Rai		(31b)		v	Chapter 11	П		S Petition for	
	Partnership Other (If debtor	is not one of t	the cheve on	tition	_	ckbroker nmodity B	roker			Chapter 12		Recogniti	on of a Foreign Proceeding	
	check this box a				Cle	aring Banl			╚	Chapter 13	Nature of	Nature of Debts		
					Other				(Check one box)					
							Exempt Entipox, if applic		Ø	Debts are primarily consumer debts, defined in 11 U.S.C. Debts are primarily business debts.				
					x-exempt org									
					under Title 26 of the Uni Code (the Internal Reven									
		Filing	Fee (Checl	k one box)				Check one	hov:	1 1	Chapter 11 Debt	ors		
2 1	Full Filing Fee att	tached						Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).						
	Filing Fee to be p						attach	Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).						
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.				Α.	Check if: Debtor's aggregate noncontingent liquidated debts (excluding debts owed to									
					et	insiders or affiliates) are less than \$2,190,000.								
Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.						Check all applicable boxes								
						A plan is being filed with this petition Acceptances of the plan were solicited prepetition from one or more classes				ne or more classes				
Stati	stical/Administ	rative Infor	mation					of cred	litors, i	n accordance	with 11 U.S.C. § 11	126(b).	THIS SPACE IS FOR	
	Debtor estimates	that funds will	l be availabl										COURT USE ONLY	
_	Debtor estimates expenses paid, the													
Estin	nated Number of	Creditors								1			1	
1-	50-	100-	200-	1,000-	5,001-	10,001			Ov					
49 Estin	99 nated Assets	199	999	5,000	10,000	25,000	50,000	100,000	10	0,000				
Ø			1500.004				1	1 \$100,000,00	01 0					
\$0 to \$50,0	\$50,001 to 000 \$100,000	\$100,001 to \$500,000	\$1	to \$1,000 to \$10	to	0,000,001 \$50	to \$100	1 \$100,000,00 to \$500		500,000,001 \$1 billion	More than \$1 billion			
	nated Liabilities		million	million		lion	million	million					ł	
\$0 to	\$50,001 to	\$100,001 to	\$500,001	to \$1,000	,001 \$1	0,000,001	\$50,000,00	1 \$100,000,00	01		Maria dia mata			
	\$100,000	\$500,000	\$1 million	to \$10 million	to	\$50 lion	to \$100 million	to \$500 million	\$.	500,000,001 \$1 billion	More than \$1 billion			

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		1				
Voluntary Peti		Name of Debtor(s):				
(Inis page must	be completed and filed in every case)	Cheryl Jo Eckhardt-Bell				
	All Prior Bankruptcy Cases Filed Within La	ast 8 Years (If more than two, attach additional shee	t.)			
Location Where Filed:	Middle District of Florida	Case Number: 8:05-bk-29391	Date Filed: 10/14/2005			
Location	Windle District of Florida	Case Number:	Date Filed:			
Where Filed:	Pending Bankruptcy Case Filed by any Spouse, Partner of	or Affiliate of this Debtor (If more than one attach	additional cheet)			
Name of Debtor:	Tenung Banki uptcy Case Flied by any Spouse, Latther C	Case Number:	Date Filed:			
NONE						
District:		Relationship:	Judge:			
10Q) with the Secur of the Securities Exc	Exhibit A I debtor is required to file periodic reports (e.g., forms 10K and rities and Exchange Commission pursuant to Section 13 or 15(d) change Act of 1934 and is requesting relief under chapter 11.)	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).				
<u> </u>	tualica and made a part of time petitions	X /s/ Paul DeCailly Signature of Attorney for Debtor(s)	2/26/2008 Date			
		Paul DeCailly	0796301			
	Ex	xhibit C				
	n or have possession of any property that poses or is alleged to pose a bit C is attached and made a part of this petition.	a threat of imminent and identifiable harm to public he	ealth or safety?			
	Ex	chibit D				
(To be completed by	y every individual debtor. If a joint petition is filed, each spouse mu:	st complete and attach a separate Exhibit D.)				
_						
_	completed and signed by the debtor is attached and made a part of	tills petition.				
If this is a joint petit	tion:					
Exhibit D	also completed and signed by the joint debtor is attached and made	e a part of this petition.				
		rding the Debtor - Venue by applicable box)				
Ø	Debtor has been domiciled or has had a residence, principal place preceding the date of this petition or for a longer part of such 180	e of business, or principal assets in this District for 180	days immediately			
	There is a bankruptcy case concerning debtor's affiliate. general partner, or partnership pending in this District.					
٥	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.					
		ides as a Tenant of Residential Property 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(1)).					

X Not Applicable Signature of Authorized Individual Printed Name of Authorized Individual Title of Authorized Individual

Date

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.

Official Form 1, Exhibit D (10/06)

UNITED STATES BANKRUPTCY COURT

Middle District of Florida Tampa Division

In re:	Cheryl Jo Eckhardt-Bell	Case No.	
	Debtor	_	(if known)

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

Warning: You must be able to check truthfully one of the five statements regarding credit ın

counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court care 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 15 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 five 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. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.]
If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filewithin the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.
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.

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Official Form 1, Exh. D (10/06) – Cont.

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/ Cheryl Jo Eckhardt-Bell

Cheryl Jo Eckhardt-Bell

Date: 2/26/2008

UNITED STATES BANKRUPTCY COURT MIDDLE DISTRICT OF FLORIDA TAMPA DIVISION

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

In accordance with § 342(b) of the Bankruptcy Code, this notice: (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.

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 before 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.

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.

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

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. 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, 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.
- 2. 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.
- 3. 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 discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. 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)

- 1. 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.
- 2. 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.
- 3. 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.

B 201 Page 2

Chapter 11: 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.

Certificate of Attorney

I hereby certify that I delivered to the debtor this notice required by § 342(b) of the Bankruptcy Code.

Paul DeCailly	/s/ Paul DeCailly	2/26/2008					
Printed Name of Attorney	Signature of Attorney	Date					
Address:							
DeCailly, PLC 3111 W. Dr. Martin Luther King Jr. Blvd. Suite 100 Tampa, FL 33607							
(813) 286-2909							
Certificate of the Debtor							
I, the debtor, affirm that I have received and read this notice.							
Cheryl Jo Eckhardt-Bell	X/s/ Cheryl Jo Eckhardt-Bell	2/26/2008					
Printed Name of Debtor	Cheryl Jo Eckhardt-Bell						
Case No. (if known)	Signature of Debtor	Date					