B1 (Official)	Form 1)(1/(	<b>)8</b> )											
United States Bankruptcy Co Middle District of Florida							Ourt Voluntary Petition			ion			
	ebtor (if indi rpet & Til		er Last, First,	Middle):			Name	Name of Joint Debtor (Spouse) (Last, First, Middle):					
All Other Na (include mar			or in the last 8 e names):	3 years					used by the J maiden, and		in the last 8 ye ):	ars	
Last four dig (if more than 6	one, state all)		vidual-Taxpa	yer I.D. (	ITIN) No./0	Complete El		our digits of re than one, s		r Individual-	Гахрауег I.D. (	ITIN) No./Comple	ete EIN
Street Addre	ess of Debto		Street, City, a	nd State)	:	ZID Codo		Address of	Joint Debtor	(No. and St	reet, City, and		Codo
					Γ:	ZIP Code <b>32807</b>	$\dashv$					ZIF	Code
County of Ro Orange	esidence or	of the Princ	cipal Place of	Business			Count	y of Reside	ence or of the	Principal Pl	ace of Business	s: 	
Mailing Add	dress of Deb	tor (if diffe	erent from stre	et addres	s):		Mailin	ig Address	of Joint Debt	tor (if differe	nt from street a	nddress):	
					_	ZIP Code	_					ZIP	Code
Location of I			siness Debtor ove):										
		f Debtor				of Business					otcy Code Und		
(Form of Organization) (Check one box)  ☐ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. ☐ Corporation (includes LLC and LLP) ☐ Partnership ☐ Other (If debtor is not one of the above entities, check this box and state type of antity below)			<ul> <li>☐ Health Care Business</li> <li>☐ Single Asset Real Estate as defin in 11 U.S.C. § 101 (51B)</li> <li>☐ Railroad</li> <li>☐ Stockbroker</li> <li>☐ Commodity Broker</li> <li>☐ Clearing Bank</li> <li>☐ Other</li> </ul>			defined	☐ Chapte ☐ Chapte ☐ Chapte ☐ Chapte ☐ Chapte	er 7 er 9 er 11 er 12	☐ Ci of ☐ Ci of	hapter 15 Petiti a Foreign Mai hapter 15 Petiti a Foreign Nor	ion for Recognitio	on	
check this box and state type of entity below.)				Tax-Exempt Entity (Check box, if applicable)  □ Debtor is a tax-exempt organiza under Title 26 of the United Star Code (the Internal Revenue Cod			e) anization d States	States "incurred by an individual primarily for code). a personal, family, or household purpose."			rily		
		_	ee (Check on	e box)				one box:		Chapter 11		~ ~ 0.404/51P	
<ul> <li>■ Full Filing Fee attached</li> <li>□ 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.</li> <li>□ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.</li> </ul>					Check Check	Debtor is a if: Debtor's a to insiders all applica A plan is Acceptance	not a small by aggregate nor s or affiliates) ble boxes: being filed wees of the pla	usiness debto acontingent l ) are less that rith this petiti n were solici	or as defined in iquidated debts 182,190,000.	U.S.C. § 101(51E 111 U.S.C. § 101( s (excluding debts from one or more § 1126(b).	(51D).		
Statistical/Administrative Information  Debtor estimates that funds will be available for distribution to unsecured creditors.  Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.													
Estimated No.	umber of Cr 50- 99	reditors 	200-	1,000- 5,000	5,001- 10,000	10,001- 25,000	25,001- 50,000	50,001- 100,000	OVER 100,000				
Estimated As	\$50,001 to \$100,000	\$100,001 to \$500,000	to \$1	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion				
Estimated Li  \$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	to \$1	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion					

B1 (Official Form 1)(1/08) Page 2 Name of Debtor(s): Voluntary Petition Yogi Carpet & Tile, Inc. (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Case Number: Location Date Filed: Where Filed: - None -Date Filed: Location Case Number: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission 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 pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. 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

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

after the filing of the petition.

B1 (Official Form 1)(1/08) Page 3

## **Voluntary Petition**

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

#### 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.

 $\mathbf{X}$ 

Signature of Debtor

 $\mathbf{X}$ 

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

#### Signature of Attorney\*

#### X /s/ Philip D. Bartlett III

Signature of Attorney for Debtor(s)

#### Philip D. Bartlett III 45318

Printed Name of Attorney for Debtor(s)

#### The Bartlett Law Firm, P.A.

Firm Name

625 E Colonial Drive Orlando, FL 32803

Address

# Email: phil@pdbartlettlaw.com (321) 319-0587 Fax: (866) 596-9215

Telephone Number

# December 15, 2009

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 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.

## X /s/ Dario Hernandez

Signature of Authorized Individual

#### **Dario Hernandez**

Printed Name of Authorized Individual

#### President

Title of Authorized Individual

#### December 15, 2009

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.)

Name of Debtor(s):

Yogi Carpet & Tile, Inc.

- ☐ 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

Printed Name of Foreign Representative

Date

#### Signature of Non-Attorney Bankruptcy 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.

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

Social-Security number (If the bankrutpcy 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.)

v

Date

Address

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 additional sheets conforming 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.

# United States Bankruptcy Court Middle District of Florida

In re	Yogi Carpet & Tile, Inc.		Case No.	
		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; Fed. R. Bankr. P. 1007(m).

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
America Floors 364 Harbor Point Blvd. Orlando, FL 32835	America Floors 364 Harbor Point Blvd. Orlando, FL 32835	Installer	W.	9,331.00
Capital One P.O. Box 71083 Charlotte, NC 28272	Capital One P.O. Box 71083 Charlotte, NC 28272	Credit Card		10,233.42
Clear Channel 2500 Maitland Center Parkway Suite 401 Maitland, FL 32751	Clear Channel 2500 Maitland Center Parkway Suite 401 Maitland, FL 32751	Advertising		27,122.00
Cox Radio 4192 John Young Parkway Orlando, FL 32804	Cox Radio 4192 John Young Parkway Orlando, FL 32804	Advertising		68,755.00
Emser Tile 8431 Santa Monica Boulevard West Hollywood, CA 90069	Emser Tile 8431 Santa Monica Boulevard West Hollywood, CA 90069	Flooring Materials		8,535.24
EQA Irwin Portfolio	EQA Irwin Portfolio 22102 17th Avenue Southeast Suite 200 Bothell, WA 98021	Airconditioning Unit		44,965.16
Florida Department of Revenu 5401 South Kirkman Road Suite 500 Orlando, FL 32819	Florida Department of Revenu 5401 South Kirkman Road Suite 500 Orlando, FL 32819	Use Taxes		218,573.00
GE Money 950 Forrer Blvd. Mailing Code OH3-4336 Dayton, OH 45420	GE Money 950 Forrer Blvd. Mailing Code OH3-4336 Dayton, OH 45420	Customer Refunds		64,300.82
Home Depot c/o LTD Financial 7322 Southwest Freeway Suite 1600 Houston, TX 77074	Home Depot c/o LTD Financial 7322 Southwest Freeway Houston, TX 77074	Credit Card		12,124.16

B4 (Offic	ial Form 4) (12/07) - Cont.
In re	Yogi Carpet & Tile, Inc.

Case No.

Debtor(s)

## LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Key Equipment	Key Equipment	Audio and Phone		14,915.00
11030 Circle Point Road	11030 Circle Point Road	Equipment		
2nd Floor	2nd Floor			
Broomfield, CO 80020	Broomfield, CO 80020	Dell Device Edge		24 207 00
Leaf P.O. Box 644006	Leaf P.O. Box 644006	Dell Power Edge M600 and Cannon		24,397.00
Cincinnati, OH 45264	Cincinnati, OH 45264	Wood and Cannon		
Leaf	Leaf	Electronic Sign		49,543.00
P.O. Box 644006	P.O. Box 644006	Electronic Sign		49,343.00
Cincinnati, OH 45264	Cincinnati, OH 45264			
Oriental Weavers	Oriental Weavers	Flooring Materials		20,468.89
P.O. Box 740209	P.O. Box 740209	i looring materials		20,400.03
Atlanta, GA 30374	Atlanta, GA 30374			
Orlando Sentinel	Orlando Sentinel	Advertising		20,881.65
P.O. Box 100608	P.O. Box 100608	3		
Atlanta, GA 30384	Atlanta, GA 30384			
P.A. Siegel	P.A. Siegel	Flooring Materials		38,363.30
P.O. Box 801088	P.O. Box 801088	J		·
Houston, TX 77280	Houston, TX 77280			
Shoreline	Shoreline	Flooring Materials		40,000.00
4439 Parkway Commerce	4439 Parkway Commerce Blvd.			
Blvd.	Orlando, FL 32808			
Orlando, FL 32808				
U.S. Dept. of the Treasury	U.S. Dept. of the Treasury	Payroll for 941 paid		55,325.64
1500 Pennsylvania Avenue	1500 Pennsylvania Avenue N.W	12/2005		
N.W	Washington, DC 20220			
Washington, DC 20220	110 D ( (1) T	D 116 044 11		44.050.40
U.S. Dept. of the Treasury	U.S. Dept. of the Treasury 1500 Pennsylvania Avenue N.W	Payroll for 941 paid 06/30/2009.		14,352.16
1500 Pennsylvania Avenue N.W	Washington, DC 20220	06/30/2009.		
Washington, DC 20220	Washington, DC 20220			
U.S. Dept. of the Treasury	U.S. Dept. of the Treasury	Payroll for 941 paid		12,809.90
1500 Pennsylvania Avenue	1500 Pennsylvania Avenue N.W	09/30/2007		12,009.90
N.W	Washington, DC 20220	03/30/2007		
Washington, DC 20220	11.439.011, 50 20220			
Vitromex	Vitromex	Flooring Materials		45,122.00
17319 San Pedro Avenue	17319 San Pedro Avenue			,
Suite 300	Suite 300			
San Antonio, TX 78232	San Antonio, TX 78232			

B4 (Offi	cial Form 4) (12/07) - Cont.	
In re	Yogi Carpet & Tile, Inc.	Case No.

Debtor(s)

## LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

# DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

I, the 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	December 15, 2009	Signature	/s/ Dario Hernandez	
		-	Dario Hernandez	
			President	

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.

Yogi Carpet & Tile, Inc. 7309 East Colonial Drive Orlando, FL 32807

Chase P.O. Box 15548 Wilmington, DE 19886 Gomez Multiservice 10340 Manderley Way #109 Orlando, FL 32829

Philip D. Bartlett III The Bartlett Law Firm, P.A. 625 E Colonial Drive Orlando, FL 32803 Clear Channel 2500 Maitland Center Parkway Suite 401 Maitland, FL 32751 Granite Kitchens 1105 Toluke Point Orlando, FL 32828

All Clear Bobcat 4951 Lacaya Way Orlando, FL 32808

Cox Radio 4192 John Young Parkway Orlando, FL 32804 Hodges, Avruitis & Foeller 889 N. Washington Boulevard Sarasota, FL 34236

America Floors 364 Harbor Point Blvd. Orlando, FL 32835 Emser Tile 8431 Santa Monica Boulevard West Hollywood, CA 90069 Home Depot c/o LTD Financial 7322 Southwest Freeway Suite 1600 Houston, TX 77074

Amerven, Inc. 680 Woodland Creek Blvd. Kissimmee, FL 34744 EQA Irwin Portfolio 22102 17th Avenue Southeast Suite 200 Bothell, WA 98021 JC Pavers 307 Terrish Avenue Orlando, FL 32835

Antico Store 2001 N.W. 44th Street Pompano Beach, FL 33064 Florida Department of Revenu 5401 South Kirkman Road Suite 500 Orlando, FL 32819 JD Tile 10251 Cypress Knee Drive Orlando, FL 32825

Artestone 233 Sikes Court Orlando, FL 32809 FUBA Worker's Compensation P.O. Box 1303 Tallahassee, FL 32302 Kairos Design 2001 Welfleet Court Suite C Orlando, FL 32837

Beech Outdoor 291 Circle Drive Maitland, FL 32751 GE Money 950 Forrer Blvd. Mailing Code OH3-4336 Dayton, OH 45420 Key Equipment 11030 Circle Point Road 2nd Floor Broomfield, CO 80020

Capital One P.O. Box 71083 Charlotte, NC 28272 Gericho Construction 5151 Adanson Street #110 Orlando, FL 32804 Leaf P.O. Box 644006 Cincinnati, OH 45264 Lease Finance Group 132 W. 31st St. 14th Floor New York, NY 10001 Salem Communications 1188 Lake View Drive Altamonte Springs, FL 32714 Unity Bank 64 Old Highway 22 Clinton, NJ 08809

Office Depot P.O. Box 689020 Des Moines, IA 50368-9020

SBA 200 West Santa Ana Blvd. Suite 180 Santa Ana, CA 92701 Valencia Supply 5262 Los Palma Vista Drive Orlando, FL 32837

Oriental Weavers P.O. Box 740209 Atlanta, GA 30374 Shoreline 4439 Parkway Commerce Blvd. Orlando, FL 32808 Vitromex 17319 San Pedro Avenue Suite 300 San Antonio, TX 78232

Orlando Sentinel P.O. Box 100608 Atlanta, GA 30384 Southchase Plaza Investors c/o Tucker & Ludin, P.A. 13577 Feather Sound Drive Suite 300 Clearwater, FL 33762 Yellow Pages United P.O. Box 53251 Atlanta, GA 30355

P.A. Siegel P.O. Box 801088 Houston, TX 77280 Stone Max 943 Taft-Vineland Road Suite F Orlando, FL 32824

Perez Carpet 2549 Monaco Cove Circle Orlando, FL 32825 TCF 15933 Clayton Road Suite 200 Ballwin, MO 63011

Rame Florida Services 13191 Saphire Falls Lane Orlando, FL 32824 Tribune Interactive 14891 Collection Center Dr. Chicago, IL 60693

Reach Local 21700 Oxnard Street Woodland Hills, CA 91367 Turnstile Companies 1500 Park Center Drive Orlando, FL 32835

SA Tiles 2362 Holly Pine Circle Orlando, FL 32820 U.S. Dept. of the Treasury 1500 Pennsylvania Avenue N.W Washington, DC 20220