

**United States Bankruptcy Court
Middle District of Florida**

Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle): Gulfcoast Ear Nose & Throat Associates, P.A.	Name of Joint Debtor (Spouse) (Last, First, Middle):
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) 59-3341132	Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)
Street Address of Debtor (No. and Street, City, and State): 800 Tarpon Woods Blvd. Suite D Palm Harbor, FL <div style="text-align: right; margin-top: 5px;"> ZIP Code 34685 </div>	Street Address of Joint Debtor (No. and Street, City, and State): <div style="text-align: right; margin-top: 5px;"> ZIP Code </div>
County of Residence or of the Principal Place of Business: Pinellas	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address): <div style="text-align: right; margin-top: 5px;"> ZIP Code </div>	Mailing Address of Joint Debtor (if different from street address): <div style="text-align: right; margin-top: 5px;"> ZIP Code </div>

Location of Principal Assets of Business Debtor
(if different from street address above):

Type of Debtor (Form of Organization) (Check one box) <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)	Nature of Business (Check one box) <input checked="" type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input type="checkbox"/> Other Tax-Exempt Entity (Check box, if applicable) <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).	Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box) <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding Nature of Debts (Check one box) <input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input checked="" type="checkbox"/> Debts are primarily business debts.
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Filing Fee (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.	Chapter 11 Debtors Check one box: <input checked="" type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000. Check all applicable boxes: <input type="checkbox"/> A plan is being filed with this petition. <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
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Statistical/Administrative Information <input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. <table style="width:100%;"> <tr> <td colspan="10">Estimated Number of Creditors</td> </tr> <tr> <td><input checked="" type="checkbox"/> 1-49</td> <td><input type="checkbox"/> 50-99</td> <td><input type="checkbox"/> 100-199</td> <td><input type="checkbox"/> 200-999</td> <td><input type="checkbox"/> 1,000-5,000</td> <td><input type="checkbox"/> 5,001-10,000</td> <td><input type="checkbox"/> 10,001-25,000</td> <td><input type="checkbox"/> 25,001-50,000</td> <td><input type="checkbox"/> 50,001-100,000</td> <td><input type="checkbox"/> OVER 100,000</td> </tr> </table> <table style="width:100%;"> <tr> <td colspan="10">Estimated Assets</td> </tr> <tr> <td><input type="checkbox"/> \$0 to \$50,000</td> <td><input type="checkbox"/> \$50,001 to \$100,000</td> <td><input checked="" type="checkbox"/> \$100,001 to \$500,000</td> <td><input type="checkbox"/> \$500,001 to \$1 million</td> <td><input type="checkbox"/> \$1,000,001 to \$10 million</td> <td><input type="checkbox"/> \$10,000,001 to \$50 million</td> <td><input type="checkbox"/> \$50,000,001 to \$100 million</td> <td><input type="checkbox"/> \$100,000,001 to \$500 million</td> <td><input type="checkbox"/> \$500,000,001 to \$1 billion</td> <td><input type="checkbox"/> More than \$1 billion</td> </tr> </table> <table style="width:100%;"> <tr> <td colspan="10">Estimated Liabilities</td> </tr> <tr> <td><input type="checkbox"/> \$0 to \$50,000</td> <td><input type="checkbox"/> \$50,001 to \$100,000</td> <td><input type="checkbox"/> \$100,001 to \$500,000</td> <td><input checked="" type="checkbox"/> \$500,001 to \$1 million</td> <td><input type="checkbox"/> \$1,000,001 to \$10 million</td> <td><input type="checkbox"/> \$10,000,001 to \$50 million</td> <td><input type="checkbox"/> \$50,000,001 to \$100 million</td> <td><input type="checkbox"/> \$100,000,001 to \$500 million</td> <td><input type="checkbox"/> \$500,000,001 to \$1 billion</td> <td><input type="checkbox"/> More than \$1 billion</td> </tr> </table>	Estimated Number of Creditors										<input checked="" type="checkbox"/> 1-49	<input type="checkbox"/> 50-99	<input type="checkbox"/> 100-199	<input type="checkbox"/> 200-999	<input type="checkbox"/> 1,000-5,000	<input type="checkbox"/> 5,001-10,000	<input type="checkbox"/> 10,001-25,000	<input type="checkbox"/> 25,001-50,000	<input type="checkbox"/> 50,001-100,000	<input type="checkbox"/> OVER 100,000	Estimated Assets										<input type="checkbox"/> \$0 to \$50,000	<input type="checkbox"/> \$50,001 to \$100,000	<input checked="" type="checkbox"/> \$100,001 to \$500,000	<input type="checkbox"/> \$500,001 to \$1 million	<input type="checkbox"/> \$1,000,001 to \$10 million	<input type="checkbox"/> \$10,000,001 to \$50 million	<input type="checkbox"/> \$50,000,001 to \$100 million	<input type="checkbox"/> \$100,000,001 to \$500 million	<input type="checkbox"/> \$500,000,001 to \$1 billion	<input type="checkbox"/> More than \$1 billion	Estimated Liabilities										<input type="checkbox"/> \$0 to \$50,000	<input type="checkbox"/> \$50,001 to \$100,000	<input type="checkbox"/> \$100,001 to \$500,000	<input checked="" type="checkbox"/> \$500,001 to \$1 million	<input type="checkbox"/> \$1,000,001 to \$10 million	<input type="checkbox"/> \$10,000,001 to \$50 million	<input type="checkbox"/> \$50,000,001 to \$100 million	<input type="checkbox"/> \$100,000,001 to \$500 million	<input type="checkbox"/> \$500,000,001 to \$1 billion	<input type="checkbox"/> More than \$1 billion	<p align="center">THIS SPACE IS FOR COURT USE ONLY</p>
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Voluntary Petition

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

Name of Debtor(s):

Gulfcoast Ear Nose & Throat Associates, P.A.**All Prior Bankruptcy Cases Filed Within Last 8 Years** (If more than two, attach additional sheet)

Location

Where Filed: **- None -**

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 more 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.)

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

Exhibit B

(To be completed if debtor is an individual whose debts are primarily consumer debts.)

I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b).

X

Signature of Attorney for Debtor(s)

(Date)

Exhibit C

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

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

☒ No.

Exhibit D

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

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

If this is a joint petition:

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

Information Regarding the Debtor - Venue

(Check any applicable box)

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

Certification by a Debtor Who Resides as a Tenant of Residential Property

(Check all applicable boxes)

- ☐ Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)

(Name of landlord that obtained judgment)

(Address of landlord)

- ☐ Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and
- ☐ Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.
- ☐ Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

Voluntary Petition

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

Name of Debtor(s):

Gulfcoast Ear Nose & Throat Associates, P.A.

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.

X _____
Signature of Debtor

X _____
Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney*

X /s/ Alberto F. Gomez, Jr.
Signature of Attorney for Debtor(s)

Alberto F. Gomez, Jr. 784486
Printed Name of Attorney for Debtor(s)

Morse & Gomez, P.A.
Firm Name
119 South Dakota Avenue
Tampa, FL 33606

Address

Email: agomez@morsegomez.com
813-301-1000 Fax: 813-301-1001
Telephone Number

10/16/09
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 _____
Signature of Authorized Individual

Jose A. Berrios, M.D.

Printed Name of Authorized Individual

Shareholder

Title of Authorized Individual

10/16/09
Date

Signature of a Foreign Representative

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

(Check only one box.)

☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 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 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 _____

Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

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

If more than one person prepared this document, attach 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 Gulfcoast Ear Nose & Throat Associates, P.A.

Debtor(s)

Case No.

Chapter

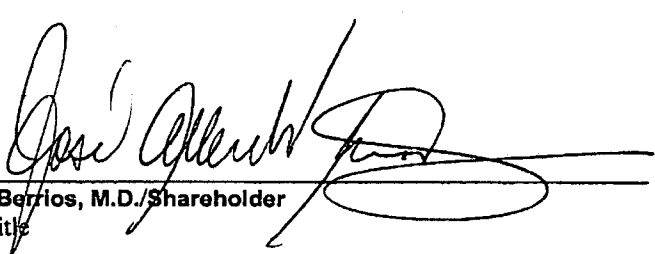
11

VERIFICATION OF CREDITOR MATRIX

I, the Shareholder 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:

10/16/09



Jose A. Berrios, M.D./Shareholder
Signer/Title

Gulfcoast Ear Nose & Throat Associates, BB&T
800 Tarpon Woods Blvd.
Suite D
Palm Harbor, FL 34685
PO Box 580003
Charlotte, NC 28258-0003

FIA Card Services
c/o Zwicker & Associates
80 Minuteman Rd.
Andover, MA 01810-1008

Alberto F. Gomez, Jr.
Morse & Gomez, P.A.
119 South Dakota Avenue
Tampa, FL 33606
BB&T Bankard
PO Box 580363
Charlotte, NC 28258-0363

First Data Global Leasing
P.O. Box 173845
Denver, CO 80217

5 Point Capital
10525 Vista Sorrento Parkway
#304
San Diego, CA 92121
Buccaneers Tickets
One Buccaneer Place
Tampa, FL 33607
First Data Global Leasing
P.O. Box 173845
Denver, CO 80217

American Express
Customer Service
PO Box 981535
El Paso, TX 79998-1535
CoActiv Capital
Partners, LLC
655 Business Center Drive
Suite 250
Horsham, PA 19044
First Equity Bank
PO Box 23029
Columbus, GA 31902-3029

Bank of America
PO Box 15714
Wilmington, DE 19886-5714
CoActiv Capital
Partners, LLC
655 Business Center Drive
Suite 250
Horsham, PA 19044
Five Point Capital, Inc.
10525 Vista Sorrento Pkwy
#304
San Diego, CA 92121

Bank of America
PO Box 15714
Wilmington, DE 19886-5714
CoActiv Capital Partners
655 Business Center Dr.
Suite 250
Horsham, PA 19044
General Electric Capital
83 Wooster Heights Rd.
Danbury, CT 06810

Bank of America
PO Box 15714
Wilmington, DE 19886-5714
Dept of the Treasury
IRS
Ogden, UT 84201-0005
HEMH Real Estate
Attn: Finance Department
1395 S. Pinellas Avenue
Tarpon Springs, FL 34689

Bank of America
P.O. Box 15714
Wilmington, DE 19886-5714
Dr. Jose Berrios
800 Tarpon Woods Blvd.
Suite D
Palm Harbor, FL 34685
HEMH Real Estate Corp
1395 S Pinellas Ave
Tarpon Springs, FL 34689

BB&T
PO Box 580003
Charlotte, NC 28258-0003
FIA Card Services
P.O. Box 15019
Wilmington, DE 19886
HEMH Real Estate Corp
1395 S. Pinellas Ave
Tarpon Springs, FL 34689

HEMH Real Estate Corp
1395 S Pinellas Ave
Tarpon Springs, FL 34689

National City Comm Capital
995 Dalton Ave.
Cincinnati, OH 45203

TeleCheck Services, Inc.
P.O. Box 60028
City Of Industry, CA 91716-0028

HEMH Real Estate Corporation
1395 S. Pinellas Avenue
Tarpon Springs, FL 34689

National City Comm Capital
995 Dalton Ave.
Cincinnati, OH 45203

TeleCheck Services, Inc.
P.O. Box 60028
City Of Industry, CA 91716-0028

HPSC, Inc.
1 Beacon Street
2nd Floor
Boston, MA 02108

National City Commercial
Capital
995 Dalton Ave.
Cincinnati, OH 45203

Tygris-USXL Express Leasing
Dept # 1608
Denver, CO 80291-1808

HPSC, Inc.
1 Beacon Street
2nd Floor
Boston, MA 02108

National City Commercial
Capital Company, Inc.
995 Dalton Ave.
Cincinnati, OH 45203

Tygris-USXL Express Leasing
Dept # 1608
Denver, CO 80291-1808

MAC Financial Services
655 Business Center Drive
Suite 250
Horsham, PA 19044

Pitney Bowes Financial Svcs
P.O. Box 856460
Louisville, KY 40285-6460

Verizon Select Svcs
P.O. Box 650457
Dallas, TX 75265-0457

MAC Financial Services
655 Business Center Drive
Horsham, PA 19044

Regions Bank
PO Box 2224
Birmingham, AL 35246-0009

Verizon Select Svcs
c/o NCO Financial Systems
P.O. Box 17196
Baltimore, MD 21297

Marlin Leasing
P.O. Box 13604
Philadelphia, PA 19101-3604

Suntrust Bank
PO Box 26202
Richmond, VA 23260-6202

Wells Fargo Leasing
PO Box 6434
Carol Stream, IL 60197-6434

Marlin Leasing
PO Box 13604
Philadelphia, PA 19101-3604

Suntrust Bankard NA
PO Box 791250
Baltimore, MD 21279-1250

Maureen Berrios
800 Tarpon Woods Blvd.
Suite D
Palm Harbor, FL 34685

Tarpon Woods Development Inc
800 Tarpon Woods Blvd
Palm Harbor, FL 34685

**United States Bankruptcy Court
Middle District of Florida**

In re Gulfcoast Ear Nose & Throat Associates, P.A.

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 Gulfcoast Ear Nose & Throat Associates, P.A. 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]

Date

10/16/09

/s/ Alberto F. Gomez, Jr.

Alberto F. Gomez, Jr.

Signature of Attorney or Litigant

Counsel for Gulfcoast Ear Nose & Throat Associates, P.A.

Morse & Gomez, P.A.

119 South Dakota Avenue

Tampa, FL 33606

813-301-1000 Fax: 813-301-1001

agomez@morsegomez.com

**United States Bankruptcy Court
Middle District of Florida**

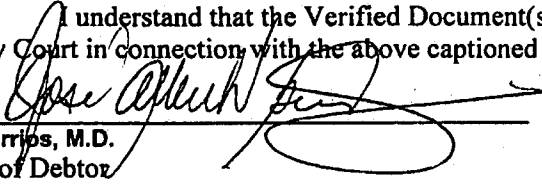
In re Gulfcoast Ear Nose & Throat Associates, P.A.
Debtor(s)

Case No. _____
Chapter 11

DECLARATION UNDER PENALTY OF PERJURY FOR ELECTRONIC FILING

The undersigned, Jose A. Berrios, M.D., declares under penalty of perjury that:

1. I have signed the original(s) of the document(s) identified below under penalty of perjury ("Verified Document(s)").
2. The information contained in the Verified Document(s) is true and correct to the best of my knowledge and belief.
3. I understand that the Verified Document(s) are to be filed in electronic form with the United States Bankruptcy Court in connection with the above captioned case.



Jose A. Berrios, M.D.
Signature of Debtor
or other claimant

Verified Document(s):

<u>Full Descriptive Title</u>
<u>Voluntary Petition</u>
<u>List of Creditors Holding 20 Largest Unsecured Claims</u>
<u>Declaration Concerning Debtor's Schedules</u>
<u>Statement of Financial Affairs</u>
<u>List of Equity Security Holders</u>
<u>Verification of Creditor Matrix</u>

<u>Date Executed</u>
<u>10/15/09</u>
<u>10/15/09</u>
<u>10/15/09</u>
<u>10/15/09</u>
<u>10/15/09</u>
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