B1 (Official l	Form 1)(1/0	08)											
			United S Mi			ruptcy f Florid					Volu	untary ]	Petition
Name of De Phillips,	*	ividual, ent	er Last, First,	Middle):				of Joint De	ebtor (Spouse nny L	e) (Last, First	, Middle):		
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):						used by the I maiden, and			years				
Last four dig (if more than o	one, state all)		ividual-Taxpa	yer I.D. (	ITIN) No./0	Complete E	(if mor	our digits of than one, s	tate all)	r Individual-'	Гахрауег I.Г	D. (ITIN) No	./Complete EIN
21106 La	ss of Debto ake Talia Lakes, Fl	Bouleva	Street, City, a	and State)	:	ZIP Code	780 Lar	Street Address of Joint Debtor (No. and Street, City, and State): 7802 Citrus Blossom Drive Land O Lakes, FL  ZIP Code					
						34639							34639
Pasco			cipal Place of				Pas	sco	ence or of the	•			
Mailing Add	lress of Deb	tor (if diffe	erent from stre	eet addres	s):		Mailir	g Address	of Joint Debt	tor (if differe	nt from stree	et address):	
					_	ZIP Code						,	ZIP Code
	n												
Location of I			siness Debtor ove):										
	• •	Debtor				of Business				r of Bankruj			h
(Check one box)  ☐ Health Car ☐ Single Ass in 11 U.S.  See Exhibit D on page 2 of this form. ☐ Corporation (includes LLC and LLP) ☐ Page 2 of this form. ☐ Commodis		th Care Bu le Asset Re l U.S.C. § road kbroker imodity Bro ring Bank	eal Estate as 101 (51B)	s defined	☐ Chapt☐	er 7 er 9 er 11 er 12	of C	hapter 15 Pe a Foreign N hapter 15 Pe	etition for Re Main Proceed etition for Re Nonmain Pro	ding ecognition			
Other (If check this	debtor is not box and state			unae	Tax-Exe (Check box tor is a tax- er Title 26 (	mpt Entity , if applicabl exempt org of the Unite	e) anization d States	States incurred by an individu			for		are primarily ss debts.
		Filing F	ee (Check on	e box)			Check	one box:		Chapter 11	Debtors		
attach sig is unable    Filing Fe	ee to be paid gned applica to pay fee ee waiver re	l in installmation for the except in ir	nents (applica e court's cons nstallments. R oplicable to ch e court's cons	ideration ule 1006( napter 7 ir	certifying to b). See Offindividuals of	hat the debt cial Form 3A only). Must	Check	Debtor is if: Debtor's ato insiders all applica A plan is Acceptance	aggregate nor s or affiliates)	ncontingent I ) are less that  with this petition were solicity	or as defined iquidated den \$2,190,000 on.	thin 11 U.S.C ebts (excluding).	c. § 101(51D).  ng debts owed  or more
Debtor es	stimates tha	t funds will t, after any	aation l be available exempt prope for distributi	erty is exc	cluded and	administrat		es paid,		THIS	S SPACE IS F	OR COURT U	JSE ONLY
Estimated No.	umber of Cr 50- 99	reditors  100- 199	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	\$500,001 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					
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 For	m 1)(1/08)		Page 2
Voluntar	y Petition	Name of Debtor(s):  Phillips, Dahl C	
(This page mu	st be completed and filed in every case)	Phillips, Jenny L	
1 0	All Prior Bankruptcy Cases Filed Within Las		ditional sheet)
Location Where Filed:	- None -	Case Number:	Date Filed:
Location Where Filed:		Case Number:	Date Filed:
Pe	nding Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If more than	one, attach additional sheet)
Name of Debt American E	or: Electrical Services of Tampa Bay, Inc.	Case Number: 8:09-bk-21321-CPM	Date Filed: <b>9/22/09</b>
District:		Relationship:	Judge:
Middle Flor	ida - Tampa Division	Insider	Catherine Peek McEwen
forms 10K a pursuant to S and is reques	Exhibit A  sletted if debtor is required to file periodic reports (e.g., and 10Q) with the Securities and Exchange Commission Section 13 or 15(d) of the Securities Exchange Act of 1934 sting relief under chapter 11.)  A is attached and made a part of this petition.	(To be completed if debtor is an individual I, the attorney for the petitioner named have informed the petitioner that [he of 12, or 13 of title 11, United States Coof	whose debts are primarily consumer debts.)  I in the foregoing petition, declare that I or she] may proceed under chapter 7, 11, de, and have explained the relief available ify that I delivered to the debtor the notice  (Date)
l	or own or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition.	nibit C  pose a threat of imminent and identifiable	harm to public health or safety?
Exhibit  If this is a join	leted by every individual debtor. If a joint petition is filed, ea D completed and signed by the debtor is attached and made	a part of this petition.	separate Exhibit D.)
	Information Regardin	ng the Debtor - Venue	
•	(Check any ap Debtor has been domiciled or has had a residence, princip	al place of business, or principal asset	s in this District for 180
	days immediately preceding the date of this petition or for There is a bankruptcy case concerning debtor's affiliate, g		•
	Debtor is a debtor in a foreign proceeding and has its print this District, or has no principal place of business or assets proceeding [in a federal or state court] in this District, or the sought in this District.	cipal place of business or principal ass s in the United States but is a defendan	sets in the United States in nt in an action or
	Certification by a Debtor Who Reside (Check all app		ty
	Landlord has a judgment against the debtor for possession		complete the following.)
	(Name of landlord that obtained judgment)		
	(Address of landlord)		
	Debtor claims that under applicable nonbankruptcy law, the		
	the entire monetary default that gave rise to the judgment Debtor has included in this petition the deposit with the coafter the filing of the petition.	• • •	-
	Debtor certifies that he/she has served the Landlord with t	his certification. (11 U.S.C. § 362(1)).	

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.

### X /s/ Dahl C Phillips

Signature of Debtor Dahl C Phillips

### X /s/ Jenny L Phillips

Signature of Joint Debtor Jenny L Phillips

Telephone Number (If not represented by attorney)

#### March 11, 2010

Date

### Signature of Attorney\*

#### X /s/ Ronald R Bidwell

Signature of Attorney for Debtor(s)

#### Ronald R Bidwell 298867

Printed Name of Attorney for Debtor(s)

#### Law Office of Ronald R Bidwell PA

Firm Name

1205 W. Fletcher Avenue Suite B Tampa, FL 33612

Address

# Email: rbidwell1@tampabay.rr.com (813)908-7700 Fax: (813)962-6156

Telephone Number

# March 11, 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.

### 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

Printed Name of Authorized Individual

Title of Authorized Individual

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):

Phillips, Dahl C Phillips, Jenny L

- ☐ 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.

_	
7	

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.)

_	-	_	
٦	١	/	

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	Dahl C Phillips Jenny L Phillips		Case No.	
		Debtor(s)	Chapter	11

# 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 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.

<u>=</u>	nseling briefing because of: [Check the applicable
statement.] [Must be accompanied by a motion for d	· · · · · · · · · · · · · · · · · · ·
<b>.</b> • • • •	109(h)(4) as impaired by reason of mental illness or
mental deficiency so as to be incapable of rea	lizing 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
• •	in a credit counseling briefing in person, by telephone, or
through the Internet.);	in a create counseling offering in person, by telephone, or
,,	ombot zono
☐ Active military duty in a military co	ombat zone.
☐ 5. The United States trustee or bankruptcy requirement of 11 U.S.C. § 109(h) does not apply in	administrator has determined that the credit counseling this district.
I certify under penalty of perjury that the	information provided above is true and correct.
Signature of Debtor:	/s/ Dahl C Phillips
	Dahl C Phillips
Date: March 11, 2010	

# United States Bankruptcy Court Middle District of Florida

In re	Dahl C Phillips Jenny L Phillips		Case No.	
		Debtor(s)	Chapter	11

# 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 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.

<u> </u>	nseling briefing because of: [Check the applicable
statement.] [Must be accompanied by a motion for a	letermination 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 rea	alizing and making rational decisions with respect to
financial responsibilities.);	
1 ,,	109(h)(4) as physically impaired to the extent of being
• · · · · · · · · · · · · · · · · · · ·	in a credit counseling briefing in person, by telephone, or
through the Internet.);	in a create counseling oriening in person, by telephone, or
,,	
☐ Active military duty in a military c	ombat zone.
☐ 5. The United States trustee or bankruptcy requirement of 11 U.S.C. § 109(h) does not apply in	administrator has determined that the credit counseling this district.
I certify under penalty of perjury that the	information provided above is true and correct.
Signature of Debtor:	/s/ Jenny L Phillips
_	Jenny L Phillips
Date: March 11, 2010	

**B4** (Official Form 4) (12/07)

# United States Bankruptcy Court Middle District of Florida

In re	Dahl C Phillips Jenny L Phillips		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]
National Consumer Bank Patrick T Lennon, Esq P O Box 1531 Tampa, FL 33601	National Consumer Bank Patrick T Lennon, Esq P O Box 1531 Tampa, FL 33601		Contingent Unliquidated Disputed	1,507,923.53 (0.00 secured)
Aldan Electric Supply Inc. 734 Brookhave Drive Orlando, FL 32803	Aldan Electric Supply Inc. 734 Brookhave Drive Orlando, FL 32803		Contingent Unliquidated Disputed Subject to Setoff	378,175.24
Marguerite P Fernandez, as Trustee, Marguerite P Fernandez Recovable Trust 6112 N Florida Avenue Tampa, FL 33604-6624	Marguerite P Fernandez, as Trustee, Marguerite P Fernandez Recovable Trust Tampa, FL 33604-6624			255,896.20
Bank of New York Mellon Trust Company N.A. Marshall C Watson PA 1800 NW 49th St #120 Fort Lauderdale, FL 33309	Bank of New York Mellon Trust Company N.A. Marshall C Watson PA Fort Lauderdale, FL 33309	Residential real property located at 12189 Armenia Gables Circle, Tampa, Hillsborough County, Florida		116,000.00 (0.00 secured)
Bank of America P O Box 5170 Simi Valley, CA 93062-5170	Bank of America P O Box 5170 Simi Valley, CA 93062-5170	Residential real property located at 1902 E 142nd Avenue, Tampa, Florida		101,706.80 (0.00 secured) (26,995.34 senior lien)
Bank of America P O Box 5170 Simi Valley, CA 93062-5170	Bank of America P O Box 5170 Simi Valley, CA 93062-5170	Residential real property located at 806 E. 127th Avenue, Tampa, Florida		31,266.94 (0.00 secured)
Bank of America P O Box 5170 Simi Valley, CA 93062-5170	Bank of America P O Box 5170 Simi Valley, CA 93062-5170	Residential real property located at 1902 E 142nd Avenue, Tampa, Florida		26,995.34 (0.00 secured)

B4 (Office	cial Form 4) (12/07) - Cont.
	Dahl C Phillips
In re	Jenny L Phillips

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]
GMAC Mortgage P O Box 4622 Waterloo, IA 50704	GMAC Mortgage P O Box 4622 Waterloo, IA 50704	Residential real property located at 12189 Armenia Gables Circle, Tampa, Hillsborough County, Florida		13,099.23 (0.00 secured) (116,000.00 senior lien)
Discover P O Box 30943 Salt Lake City, UT 84130	Discover P O Box 30943 Salt Lake City, UT 84130			10,443.56
World Financial Network National Bank P O Box 182125 Columbus, OH 43218-2125	World Financial Network National Bank P O Box 182125 Columbus, OH 43218-2125			7,351.18
Target National Bank P O Box 1581 Minneapolis, MN 55440-1581	Target National Bank P O Box 1581 Minneapolis, MN 55440-1581			3,447.38
Macy's Bankruptcy Processing P O Box 8053 Mason, OH 45040	Macy's Bankruptcy Processing P O Box 8053 Mason, OH 45040			3,352.88
Macy's Bankruptcy Processing P O Box 8053 Mason, OH 45040	Macy's Bankruptcy Processing P O Box 8053 Mason, OH 45040			2,678.23
GE Money Bank Bankruptcy Dept P O Box 103106 Roswell, GA 30076	GE Money Bank Bankruptcy Dept P O Box 103106 Roswell, GA 30076			2,675.76
First Commercial Bank of Tampa Bay P O Box 6353 Fargo, ND 58125	First Commercial Bank of Tampa Bay P O Box 6353 Fargo, ND 58125		Contingent Unliquidated Disputed Subject to Setoff	1,954.41
Universal Property and Casualty Insurance 1110 W Commercial Blvd #300 Fort Lauderdale, FL 33309	Universal Property and Casualty Insurance 1110 W Commercial Blvd #300 Fort Lauderdale, FL 33309			705.78

B4 (Office	cial Form 4) (12/07) - Cont.
	Dahl C Phillips
In re	Jenny L Phillips

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

We, **Dahl C Phillips** and **Jenny L Phillips**, the debtors in this case, declare under penalty of perjury that we have read the foregoing list and that it is true and correct to the best of our information and belief.

Date	March 11, 2010	Signature	/s/ Dahl C Phillips	
			Dahl C Phillips	
			Debtor	
Date	March 11, 2010	Signature	/s/ Jenny L Phillips	
		_	Jenny L Phillips	
			Ioint Debtor	

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.

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 MIDDLE DISTRICT OF FLORIDA

# 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

### Chapter 7: 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 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.

### 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. The documents and the deadlines for filing them are listed on Form B200, which is posted at <a href="http://www.uscourts.gov/bkforms/bankruptcy\_forms.html#procedure">http://www.uscourts.gov/bkforms/bankruptcy\_forms.html#procedure</a>.

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.

B 201B (Form 201B) (12/09)

# United States Bankruptcy Court Middle District of Florida

In re	Dahl C Phillips Jenny L Phillips		Case No.	
	ociniy E i minps	Debto	or(s) Chapter	11
			O CONSUMER DEBTO ANKRUPTCY CODE	R(S)
Code.	I (We), the debtor(s), affirm that I (we) have	Certification of received and read	2 2 4 5 4 5 4	by § 342(b) of the Bankruptcy
	C Phillips L Phillips	X	/s/ Dahl C Phillips	March 11, 2010
	d Name(s) of Debtor(s)	<u> </u>	Signature of Debtor	Date
Case N	No. (if known)	X	/s/ Jenny L Phillips	March 11, 2010
		<del></del>	Signature of Joint Debtor (if an	y) Date

**Instructions:** Attach a copy of Form B 201 A, 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.

# United States Bankruptcy Court Middle District of Florida

In re	Jenny L Phillips		Case No.
		Debtor(s)	Chapter 11
	VEI	RIFICATION OF CREDITOR	R MATRIX
he ab	ove-named Debtors hereby verify	that the attached list of creditors is true and	correct to the best of their knowledge.
D.4	March 11, 2010	/o/ Dobl C Bhilling	
Date:	maion in Loro	/s/ Dahl C Phillips	
Date:	maron 11, 2010	Dahl C Phillips	
Date:			
		Dahl C Phillips	
Date:		Dahl C Phillips Signature of Debtor	

Dahl C Phillips

Dahl C Phillips 21106 Lake Talia Boulevard Land O Lakes, FL 34639 Discover P O Box 30943 Salt Lake City, UT 84130 Target National Bank P O Box 1581 Minneapolis, MN 55440-1581

Jenny L Phillips 7802 Citrus Blossom Drive Land O Lakes, FL 34639

First Commercial Bank of Tampa Bay P O Box 6353 Fargo, ND 58125 Universal Property and Casualty Insurance 1110 W Commercial Blvd #300 Fort Lauderdale, FL 33309

Ronald R Bidwell Law Office of Ronald R Bidwell PA 1205 W. Fletcher Avenue Suite B Tampa, FL 33612 GE Money Bank Bankruptcy Dept P O Box 103106 Roswell, GA 30076 World Financial Network National Bank P O Box 182125 Columbus, OH 43218-2125

Aldan Electric Supply Inc. 734 Brookhave Drive Orlando, FL 32803 GMAC Mortgage P O Box 4622 Waterloo, IA 50704

American Electrical Services of Tampa Bay Inc. 13720 N Nebraska Avenue Tampa, FL 33613 GMAC Mortgage P O Box 4622 Waterloo, IA 50704-4622

Bank of America P O Box 5170 Simi Valley, CA 93062-5170 Macy's Bankruptcy Processing P O Box 8053 Mason, OH 45040

Bank of America P O Box 5170 Simi Valley, CA 93062-5170 Marguerite P Fernandez, as Trustee, Marguerite P Fernandez Recovable Trust 6112 N Florida Avenue Tampa, FL 33604-6624

Bank of New York Mellon Trust Company N.A. Marshall C Watson PA 1800 NW 49th St #120 Fort Lauderdale, FL 33309 Mateer & Harbert, P.A. 225 E Robinson Street #600 Orlando, FL 32802

Dennis LeVine & Assoc 103 S Boulevard Tampa, FL 33606-1901 National Consumer Bank Patrick T Lennon, Esq P O Box 1531 Tampa, FL 33601