

B1 (Official Form 1)(4/10)

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

**Voluntary Petition**

Name of Debtor (if individual, enter Last, First, Middle): <b>GMKhoury, Inc.</b>	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): <b>AKA Mksahoury, LLC; DBA DQ Grill and Chill</b>	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) <b>03-0557799</b>	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): <b>10503 Gibsonton Dr. Riverview, FL</b>	Street Address of Joint Debtor (No. and Street, City, and State):
ZIP Code <b>33578</b>	ZIP Code
County of Residence or of the Principal Place of Business: <b>Hillsborough</b>	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address): <b>8410 Citrus Park Dr. Tampa, FL</b>	Mailing Address of Joint Debtor (if different from street address):
ZIP Code <b>33625</b>	ZIP Code

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

<b>Type of Debtor</b> (Form of Organization) (Check one box) <ul style="list-style-type: none"> <li><input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i></li> <li><input checked="" type="checkbox"/> Corporation (includes LLC and LLP)</li> <li><input type="checkbox"/> Partnership</li> <li><input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)</li> </ul>	<b>Nature of Business</b> (Check one box) <ul style="list-style-type: none"> <li><input type="checkbox"/> Health Care Business</li> <li><input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B)</li> <li><input type="checkbox"/> Railroad</li> <li><input type="checkbox"/> Stockbroker</li> <li><input type="checkbox"/> Commodity Broker</li> <li><input type="checkbox"/> Clearing Bank</li> <li><input checked="" type="checkbox"/> Other</li> </ul> <hr/> <b>Tax-Exempt Entity</b> (Check box, if applicable) <ul style="list-style-type: none"> <li><input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).</li> </ul>	<b>Chapter of Bankruptcy Code Under Which the Petition is Filed</b> (Check one box) <ul style="list-style-type: none"> <li><input type="checkbox"/> Chapter 7</li> <li><input type="checkbox"/> Chapter 9</li> <li><input checked="" type="checkbox"/> Chapter 11</li> <li><input type="checkbox"/> Chapter 12</li> <li><input type="checkbox"/> Chapter 13</li> <li><input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding</li> <li><input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding</li> </ul> <hr/> <b>Nature of Debts</b> (Check one box) <ul style="list-style-type: none"> <li><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."</li> <li><input checked="" type="checkbox"/> Debts are primarily business debts.</li> </ul>
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<b>Filing Fee</b> (Check one box) <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Full Filing Fee attached</li> <li><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.</li> <li><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.</li> </ul>	<b>Chapter 11 Debtors</b> <p>Check one box:</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).</li> <li><input checked="" type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).</li> </ul> <p>Check if:</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter).</li> </ul> <p>Check all applicable boxes:</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> A plan is being filed with this petition.</li> <li><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).</li> </ul>
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**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 Number of Creditors**

<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1-49	50-99	100-199	200-999	1,000-5,000	5,001-10,000	10,001-25,000	25,001-50,000	50,001-100,000	OVER 100,000

**Estimated Assets**

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$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 Liabilities**

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$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

THIS SPACE IS FOR COURT USE ONLY

<b>Voluntary Petition</b> <i>(This page must be completed and filed in every case)</i>		Name of Debtor(s): <b>GMKhoury, Inc.</b>	
<b>All Prior Bankruptcy Cases Filed Within Last 8 Years</b> (If more than two, attach additional sheet)			
Location Where Filed: <b>- None -</b>	Case Number:	Date Filed:	
Location Where Filed:	Case Number:	Date Filed:	
<b>Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor</b> (If more than one, attach additional sheet)			
Name of Debtor: <b>Lykat, Inc.</b>	Case Number: <b>8:12-bk-01270</b>	Date Filed: <b>1/31/12</b>	
District: <b>Middle District of Florida</b>	Relationship: <b>Affiliate</b>	Judge:	
<p style="text-align:center;"><b>Exhibit A</b></p> <p>(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.)</p> <p><input type="checkbox"/> Exhibit A is attached and made a part of this petition.</p>	<p style="text-align:center;"><b>Exhibit B</b></p> <p>(To be completed if debtor is an individual whose debts are primarily consumer debts.)</p> <p>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).</p> <p><b>X</b> _____ Signature of Attorney for Debtor(s) (Date)</p>		
<b>Exhibit C</b>			
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?			
<input type="checkbox"/> Yes, and Exhibit C is attached and made a part of this petition. <input checked="" type="checkbox"/> No.			
<b>Exhibit D</b>			
(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)			
<input type="checkbox"/> Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: <input type="checkbox"/> Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.			
<b>Information Regarding the Debtor - Venue</b> (Check any applicable box)			
<input checked="" type="checkbox"/> 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. <input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. <input type="checkbox"/> 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.			
<b>Certification by a Debtor Who Resides as a Tenant of Residential Property</b> (Check all applicable boxes)			
<input type="checkbox"/> Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)  <div style="margin-left: 40px;">_____</div> <div style="margin-left: 40px;">(Name of landlord that obtained judgment)</div>  <div style="margin-left: 40px;">_____</div> <div style="margin-left: 40px;">(Address of landlord)</div>			
<input type="checkbox"/> 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 <input type="checkbox"/> 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. <input type="checkbox"/> 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):  
**GMKhoury, Inc.**

**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 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.

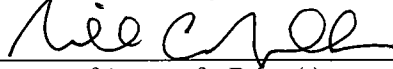
Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X \_\_\_\_\_  
Signature of Foreign Representative

\_\_\_\_\_  
Printed Name of Foreign Representative

\_\_\_\_\_  
Date

**Signature of Attorney\***

X   
Signature of Attorney for Debtor(s)

**Michael C. Markham 0768560**  
Printed Name of Attorney for Debtor(s)

**Johnson, Pope, Bokor, Ruppel**  
Firm Name  
**& Burns, LLP**  
**P.O. Box 1368**  
**Clearwater, FL 33757-1368**

\_\_\_\_\_  
Address

**727-461-1818 Fax: 727-462-0365**

\_\_\_\_\_  
Telephone Number

**1/31/2012**  
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 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:

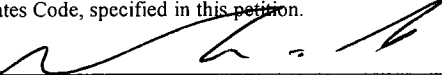
If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

*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.*

**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

**Marwan J. Sahoury**  
Printed Name of Authorized Individual

**President**  
Title of Authorized Individual

**1/31/2012**  
Date

B4 (Official Form 4) (12/07)

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

In re GMKhoury, Inc.

Debtor(s)

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

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)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
Bank of America 101 N. Tryon St. Charlotte, NC 28255	Bank of America 101 N. Tryon St. Charlotte, NC 28255	Unsecured loan	Disputed	42,398.00
DQF Inc. 7505 Metro Blvd. Minneapolis, MN 55439	DQF Inc. 7505 Metro Blvd. Minneapolis, MN 55439	10503 Gibsonton Dr. Riverview, FL		394,000.00 (922,328.00 secured) (1,919,179.00 senior lien)
Hillsborough County Tax Collector 601 E. Kennedy Blvd. 14th Floor Tampa, FL 33602-4931	Hillsborough County Tax Collector 601 E. Kennedy Blvd. Tampa, FL 33602-4931	Real property tax - \$74,245.00 Personal property tax - \$3,295.00		77,549.00
Lykat, Inc. 8410 Citrus Park Drive Tampa, FL 33625	Lykat, Inc. 8410 Citrus Park Drive Tampa, FL 33625	Affiliate		62,000.00
Marwan Inc. Dairy Queen Orange Julius 6020 East 82nd St. Indianapolis, IN 46250	Marwan Inc. Dairy Queen Orange Julius 6020 East 82nd St. Indianapolis, IN 46250	Affiliate		95,000.00
Marwan Sahoury 8410 Citrus Park Dr. Tampa, FL 33625	Marwan Sahoury 8410 Citrus Park Dr. Tampa, FL 33625	Shareholder		172,500.00
Tampa Bay Economic Development Corp. 2105 N. Nebraska Ave Tampa, FL 33602	Tampa Bay Economic Development Corp. 2105 N. Nebraska Ave Tampa, FL 33602	10503 Gibsonton Dr. Riverview, FL		502,215.00 (922,328.00 secured) (1,416,964.00 senior lien)
TC Riverview LLC 21299 U.S. 27 Lake Wales, FL 33859	TC Riverview LLC 21299 U.S. 27 Lake Wales, FL 33859			9,921.00  (0.00 secured)
Wells Fargo Bank Attn: Blaze Zehuer MAC 9500- 052 230 W. Superior St. Duluth, MN 55802	Wells Fargo Bank Attn: Blaze Zehuer MAC 9500- 052 Duluth, MN 55802	10503 Gibsonton Dr. Riverview, FL		1,416,964.00  (922,328.00 secured)

B4 (Official Form 4) (12/07) - Cont.

In re GMKhoury, Inc.

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

Debtor(s)

**LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS**  
(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
Wells Fargo Equipment Finance, Inc. 733 Marquette Ave Suite 700 Minneapolis, MN 55402	Wells Fargo Equipment Finance, Inc. 733 Marquette Ave Minneapolis, MN 55402			146,000.00  (0.00 secured)

**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 January 31, 2012

Signature /s/ Marwan J. Sahoury  
**Marwan J. Sahoury**  
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.

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

In re GMKhoury, Inc.

Debtor(s)

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

11

**VERIFICATION OF CREDITOR MATRIX**

I, the President 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: January 31, 2012

/s/ Marwan J. Sahoury

Marwan J. Sahoury/President  
Signer/Title

GMKhoury, Inc.  
8410 Citrus Park Dr.  
Tampa, FL 33625

David Layla  
16003 Muirfield Dr.  
Odessa, FL 33556

Marwan and Kathy Sahoury  
8410 Citrus Park Dr.  
Tampa, FL 33625

Michael C. Markham  
Johnson, Pope, Bokor, Ruppel  
& Burns, LLP  
P.O. Box 1368  
Clearwater, FL 33757-1368

DQF Inc.  
7505 Metro Blvd.  
Minneapolis, MN 55439

Marwan Inc.  
Dairy Queen Orange Julius  
6020 East 82nd St.  
Indianapolis, IN 46250

Amani Inc.  
Dairy Queen Orange Julius  
1251 U.S. 31 North  
Greenwood, IN 46142

Freshpoint  
5445 Bonacker Dr.  
Tampa, FL 33610

Marwan Sahoury  
8410 Citrus Park Dr.  
Tampa, FL 33625

American Dairy Queen Corp.  
7505 Metro Blvd.  
P.O. Box 390286  
Minneapolis, MN 55439-0286

Hillsborough County Tax  
Collector  
601 E. Kennedy Blvd.  
14th Floor  
Tampa, FL 33602-4931

Oasis Outsourcing Pay Plus  
8745 Henderson Rd  
Renaissance 5, Suite 210  
Tampa, FL 33634

Bank of America  
101 N. Tryon St.  
Charlotte, NC 28255

IBC Sales  
2200 S. Division Ave.  
Orlando, FL 32805

State of Florida  
Department of Revenue  
Tampa Service Center  
6302 E Dr Martin Luther King  
Tampa, FL 33619-1166

BC Funding LLC  
280 Route 109  
Suite 2E  
Farmingdale, NY 11735

Internal Revenue Service  
P.O. Box 7346  
Philadelphia, PA 19101-7346

Tampa Bay Economic  
Development Corp.  
2105 N. Nebraska Ave  
Tampa, FL 33602

Cintas  
P.O. Box 630910  
Cincinnati, OH 45263-0910

Jenny Inc.  
8410 Citrus Park Dr.  
Tampa, FL 33625

TC Riverview LLC  
21299 U.S. 27  
Lake Wales, FL 33859

Customized Distribution, LLC  
5545 Shawland Rd.  
Jacksonville, FL 32254

JJSahoury LLC  
8410 Citrus Park Dr.  
Tampa, FL 33625

U.S. Small Business  
Administration  
501 I Street  
Suite 12 - 100  
Sacramento, CA 95814

Dairy Mix Inc.  
3020 46th Ave. N.  
Saint Petersburg, FL 33714

Lykat, Inc.  
8410 Citrus Park Drive  
Tampa, FL 33625

Wells Fargo Bank  
Attn: Blaze Zehuer  
MAC 9500- 052  
230 W. Superior St.  
Duluth, MN 55802

Wells Fargo Equipment  
Finance, Inc.  
733 Marquette Ave  
Suite 700  
Minneapolis, MN 55402