Case 8:13-bk-10380 Doc 1 Filed 08/06/13 Page 1 of 8

			ruptcy (of Florida					Voluntary	Petition
Name of Debtor (if individual, enter Last, First, Middle): 3811 Kenny Drive Realty Assoc. LLC				_	of Joint De	ebtor (Spouse)) (Last, First,	, Middle):	
All Other Names used by the Debtor in the la (include married, maiden, and trade names): DBA Cafe Amalfi	ast 8 years					used by the J maiden, and		in the last 8 years	
Last four digits of Soc. Sec. or Individual-Ta (if more than one, state all) 26-3579236	xpayer I.D. (I	ITIN)/Com	plete EIN	Last for	our digits o	f Soc. Sec. or	Individual-7	Гахрауег I.D. (ITIN) N	o./Complete EIN
Street Address of Debtor (No. and Street, Cit 1903 Bahia Vista Drive Sarasota, FL	y, and State):		ZIP Code	Street	Address of	Joint Debtor	(No. and Str	reet, City, and State):	ZIP Code
County of Residence or of the Principal Plac Sarasota	e of Business		34239	Count	y of Reside	ence or of the	Principal Pla	ace of Business:	
Mailing Address of Debtor (if different from	street address	s):		Mailir	ng Address	of Joint Debto	or (if differe	nt from street address):	
		Г	ZIP Code						ZIP Code
Location of Principal Assets of Business Del (if different from street address above):			a Vista Dri FL 34239	ve					
(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 entitic check this box and state type of entity below.) Chapter 15 Debtors Country of debtor's center of main interests:	Sing in 11 Railr Stock	th Care Bu le Asset Re U.S.C. § coad kbroker modity Bre ring Bank r Tax-Exe (Check box	eal Estate as d 101 (51B)		☐ Chapt☐	er 7 er 9 er 11 er 12	Cl of	_	eding lecognition
Each country in which a foreign proceeding by, regarding, or against debtor is pending: Filing Fee (Check one Full Filing Fee attached Filing Fee to be paid in installments (applicable attach signed application for the court's considebtor is unable to pay fee except in installment Form 3A. Filing Fee waiver requested (applicable to chapattach signed application for the court's consideration for the court's consideration.	under Code box) e to individuals eration certifying tts. Rule 1006(toter 7 individuals	r Title 26 of (the Interna only). Must get that the b). See Office als only). Must	the United State of Revenue Code Check or De De Check if: cial De are Check all	es e). ne box: btor is a si btor is not btor's aggi less than applicable plan is bein	"incurr a perso mall business a small business egate nonco \$2,490,925 (e boxes: ng filed with	ed by an individual, family, or l Chapt debtor as defin ness debtor as d ntingent liquida amount subject this petition.	dual primarily household pur ter 11 Debta and in 11 U.S.6 lefined in 11 U tated debts (exc to adjustment	pose."	ee years thereafter).
Statistical/Administrative Information ■ Debtor estimates that funds will be availa □ Debtor estimates that, after any exempt p there will be no funds available for distril Estimated Number of Creditors	roperty is exc oution to unse	cluded and ecured cred	nsecured cred administrativ litors.	itors.	e with 11 U.S	S.C. § 1126(b).		SPACE IS FOR COURT	
	1,000- 5,000	5,001- 10,000	10,001- 25,000	25,001- 50,000	50,001- 100,000	OVER 100,000			
\$\text{S0 to \$50,001 to \$100,001 to \$500,001 to \$1} \\ \$50,000 \$100,000 \$500,000 to \$1 \\ Estimated Liabilities	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 sto \$100 to million r	\$100,000,001 o \$500 nillion	\$500,000,001 to \$1 billion	More than \$1 billion			
\$0 to \$50,001 to \$100,001 to \$500,001 \$50,000 \$100,000 \$500,000 to \$1	\$1,000,001 to \$10	\$10,000,001 to \$50	\$50,000,001	3100,000,001 o \$500	\$500,000,001 to \$1 billion				

Case 8:13-bk-10380 Doc 1 Filed 08/06/13 Page 2 of 8

B1 (Official Form 1)(04/13) Page 2 Name of Debtor(s): Voluntary Petition 3811 Kenny Drive Realty Assoc. LLC (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: Date Filed: Location Where Filed: Middle District of Florida 8:13-bk-09016-CPM 7/10/13 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 with 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)).

B1 (Official Form 1)(04/13) 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

Signature of Debtor

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney*

X /s/ R. John Cole, II

Signature of Attorney for Debtor(s)

R. John Cole, II 191364

Printed Name of Attorney for Debtor(s)

R. John Cole, II, & Associates, P.A.

Firm Name

46 N. Washington Blvd., Ste. 24 Sarasota, FL 34236

Address

Email: RJC@RJCOLELAW.COM

(941) 365-4055 Fax: (941) 365-4219

Telephone Number

August 6, 2013

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/ John D'Atria

Signature of Authorized Individual

John D'Atria

Printed Name of Authorized Individual

Managing Member

Title of Authorized Individual

August 6, 2013

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):

- ☐ 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.

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Signature of Foreign Representative

Printed Name of Foreign Representative

3811 Kenny Drive Realty Assoc. LLC

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.)

•	,	

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.

B4 (Official Form 4) (12/07)

United States Bankruptcy Court Middle District of Florida

In re	3811 Kenny Drive Realty Assoc. LLC			
		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]
Amscot	Amscot	Check Cashing		2,230.00
P.O. Box 25137	P.O. Box 25137			
Tampa, FL 33622	Tampa, FL 33622	T		4 000 05
Barbara Ford Coates	Barbara Ford Coates	Tangible Tax		1,689.65
Sarasota Cnty Tax Collector	Sarasota Cnty Tax Collector			
101 S. Washington Boulevard	101 S. Washington Boulevard			
Sarasota, FL 34236-6940	Sarasota, FL 34236-6940			
CBI	CBI	Business Debt		20 000 00
2801 W. Silver Springs Blvd.	2801 W. Silver Springs Blvd.	business Debt		30,000.00
Ocala, FL 34475	Ocala, FL 34475			
Cheny Brothers	Cheny Brothers	Food Distributor		60,000.00
1 Cheney Way	1 Cheney Way	FOOG DISTRIBUTOR		00,000.00
West Palm Beach, FL 33404	West Palm Beach, FL 33404			
Cintas	Cintas	Laundry		1,487.88
P.O. Box 630910	P.O. Box 630910	Lauriury		1,407.00
Cincinnati, OH 45263	Cincinnati, OH 45263			
Clipper Magazine	Clipper Magazine	Advertising		2,003.00
3758 Hempland Rd.	3758 Hempland Rd.	Advertising		2,003.00
P.O. Box 610	P.O. Box 610			
Mountville, PA 17554	Mountville, PA 17554			
Florida Dept. of Revenue	Florida Dept. of Revenue	Sales Tax		32,929.00
1991 Main Street, ste. 240	1991 Main Street, ste. 240	Guido Tux		02,020.00
Sarasota, FL 34236	Sarasota, FL 34236			
Ford Sarasota	Ford Sarasota	Business Debt		2,400.00
707 S. Washington Blvd.	707 S. Washington Blvd.			
Sarasota, FL 34238	Sarasota, FL 34238			
Fox	Fox	Small Equipment		5,017.52
1634 North Gate Blvd.	1634 North Gate Blvd.			,
Sarasota, FL 34234	Sarasota, FL 34234			
Geomerx	Geomerx	Internet Menu		1,873.50
109 Poconord	109 Poconord			
P.O. Box 864	P.O. Box 864			
Denville, NJ 07824	Denville, NJ 07824			
Kanadian Ent.	Kanadian Ent.	Business Debt		3,200.00
7291 Kilmer Dr.	7291 Kilmer Dr.			
Grand Rapids, MI 49512	Grand Rapids, MI 49512			

B4 (Offic	cial Form 4) (12/07) - Cont.		
In re	3811 Kenny Drive Realty Assoc. LLC	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]
Masciarelli	Masciarelli	Wine Distributor		2,573.00
2144 Moorero	2144 Moorero			
East Weymouth, MA 02189	East Weymouth, MA 02189			
Roma Foods 2901 Titan Tow, ste. 136 Orlando, FL 32809	Roma Foods 2901 Titan Tow, ste. 136 Orlando, FL 32809	Food Distributor		58,900.00
Sarasota County Tax Collect Attn Barbara Coates 101 S Washington Blvd Sarasota, FL 34236	Sarasota County Tax Collect Attn Barbara Coates 101 S Washington Blvd Sarasota, FL 34236	Tangible tax		1,689.65
Sarasota Herald Tribune Halifax Media Group 300 W. Lime Street Lakeland, FL 33815	Sarasota Herald Tribune Halifax Media Group 300 W. Lime Street Lakeland, FL 33815	Advertising		2,600.00
Stacole 1822 Southwest 2nd Street Pompano Beach, FL 33069	Stacole 1822 Southwest 2nd Street Pompano Beach, FL 33069	Wine Distributor		1,214.36
Star Asset 5969 Cattle Ridge Blvd, Ste. Sarasota, FL 34232	Star Asset 5969 Cattle Ridge Blvd, Ste. Sarasota, FL 34232	Legal Fees		2,934.50
Sun Fresh Produce 3037 S. Mc Call Rd. Englewood, FL 34224	Sun Fresh Produce 3037 S. Mc Call Rd. Englewood, FL 34224	pPoduce		1,955.49
Sysco 5858 Westheimer Rd., Ste 500 Houston, TX 77051	Sysco 5858 Westheimer Rd., Ste 500 Houston, TX 77051	Food Distribuotr		14,499.36
US Foods P.O. Box 281841 Atlanta, GA 30384	US Foods P.O. Box 281841 Atlanta, GA 30384	Food Distributor		14,944.14

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

I, the Managing Member 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	August 6, 2013	Signature	/s/ John D'Atria
			John D'Atria
			Managing Member

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.

3811 Kenny Drive Realty Assoc. LLC 1903 Bahia Vista Drive Sarasota, FL 34239 Barbara Ford Coates Sarasota Cnty Tax Collector 101 S. Washington Boulevard Sarasota, FL 34236-6940 Fox 1634 North Gate Blvd. Sarasota, FL 34234

R. John Cole, II R. John Cole, II, & Associates, P.A. 46 N. Washington Blvd., Ste. 24 Sarasota, FL 34236 CBI 2801 W. Silver Springs Blvd. Ocala, FL 34475 Geomerx 109 Poconord P.O. Box 864 Denville, NJ 07824

ADT Account Servs. Team 14200 E. Expo. Ave. Aurora, CO 80012 Cheny Brothers 1 Cheney Way West Palm Beach, FL 33404 Gulf Publishing 11470 Oakhurst Rd. Largo, FL 33774

AGI Group 8151 Blaikie Ct. Sarasota, FL 34240 Cintas P.O. Box 630910 Cincinnati, OH 45263 Hamco 1951 Porter Lake Drive Sarasota, FL 34240

American 4424 Ashton Rd. Sarasota, FL 34233 Clipper Magazine 3758 Hempland Rd. P.O. Box 610 Mountville, PA 17554 Kanadian Ent. 7291 Kilmer Dr. Grand Rapids, MI 49512

Amscot P.O. Box 25137 Tampa, FL 33622 Comcast PO Box 105257 Atlanta, GA 30348-5257

King Fire 2141 12th Street Sarasota, FL 34237

Arrow 6225 Tower Lane Sarasota, FL 34240 Direct TV P.O. Box 78626 Phoenix, AZ 85062 Masciarelli 2144 Moorero East Weymouth, MA 02189

ASCAP P.O. Box 331608-7515 Nashville, TN 37203 Florida Dept. of Revenue 1991 Main Street, ste. 240 Sarasota, FL 34236 Mc Call Pest control 2861 College Street Jacksonville, FL 32205

Bar Utilities P.O. Box 628255 Orlando, FL 32862 Ford Sarasota 707 S. Washington Blvd. Sarasota, FL 34238

Orkin 4133 N. Washington Blvd. Sarasota, FL 34234 PFG Food Group P.O. Box 730 Dover, FL 33527 Sysco 5858 Westheimer Rd., Ste 500 Houston, TX 77051

Riddell 3400 S.Tamiami Trail Suite 202 TECO Peoples Gas PO Box 31017 Tampa, FL 33631

Roma Foods 2901 Titan Tow, ste. 136 Orlando, FL 32809 Terry Plumbing 332 N. Magnolia Ave. Orlando, FL 32802

Sarasota County Tax Collect Attn Barbara Coates 101 S Washington Blvd Sarasota, FL 34236 US Foods P.O. Box 281841 Atlanta, GA 30384

Sarasota Herald Tribune Halifax Media Group 300 W. Lime Street Lakeland, FL 33815

Verizon PO Box 920041 Dallas, TX 75392-0041

Sea Breeze International P.O. Box 20442 Bradenton, FL 34202

Vista Serve 1509 Edgar Place Sarasota, FL 34240

Stacole 1822 Southwest 2nd Street Pompano Beach, FL 33069 Waste Management 2625 W. Grandview Rd. Phoenix, AZ 85023

Star Asset 5969 Cattle Ridge Blvd, Ste. Sarasota, FL 34232 Waste Management 700 Longwater Drive Norwell, MA 22061

Sun Fresh Produce 3037 S. Mc Call Rd. Englewood, FL 34224

United States Bankruptcy Court Middle District of Florida

In re 3811 Kenny Drive Realty	Assoc. LLC		Case No.	
		Debtor(s)	Chapter 11	
СО	RPORATE OWNE	ERSHIP STATEMENT	Γ (RULE 7007.1)	
Pursuant to Federal Rule of Bandor recusal, the undersigned count the following is a (are) corporation more of any class of the corporation of the	sel for 3811 Kenny on(s), other than the	Drive Realty Assoc. LLC e debtor or a governmen	in the above captioned tal unit, that directly or in	l action, certifies that adirectly own(s) 10%
■ None [<i>Check if applicable</i>]				
August 6, 2013		John Cole, II		
Date		hn Cole, II 191364 ature of Attorney or Lit	gant	
	Cour	nsel for 3811 Kenny Dr	ive Realty Assoc. LLC	
		hn Cole, II, & Associates Washington Blvd., Ste.		
		sota, FL 34236 365-4055 Fax:(941) 365-	4219	
		@RJCOLELAW.COM	-	