Case 8:13-bk-11177 Doc 1 Filed 08/23/13 Page 1 of 7

B1 (Official Form 1)(04/13)											
United States Bankruptcy ( Middle District of Florida					ourt			Voluntary Petition			
Name of Debtor (if individual, enter Last, First, Middle):  Magnolia Golf Enterprise Corporation					Name	of Joint De	ebtor (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)/Complete EIN (if more than one, state all) 65-0162213				Last for	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.: 7223 Massachusetts A New Port Richey, FL	•	nd State):		ZIP Code	Street	Address of	Joint Debtor	(No. and Str	eet, City, an	ŕ	IP Code
				653							II Code
County of Residence or of the <b>Pasco</b>	Principal Place of	Business:			County	y of Reside	nce or of the	Principal Pla	ace of Busin	ess:	
Mailing Address of Debtor (if of 2420 Kent Place Clearwater, FL	different from stre	et address):			Mailin	g Address	of Joint Debt	or (if differe	nt from stree	,	
				ZIP Code <b>764</b>	_					<u>Z</u>	IP Code
Location of Principal Assets of (if different from street address				704	<b>I</b>						
Type of Debto		1		Business			-	-	•	nder Which	
(Form of Organization) (Check one box)  □ Individual (includes Joint Debtors)  See Exhibit D on page 2 of this form.  □ Corporation (includes LLC and LLP) □ Partnership □ Other (If debtor is not one of the above entities, check this box and state type of entity below.)    Check one box (Check one box)   Health Care Business     Single Asset Real Estate as de in 11 U.S.C. § 101 (51B)   Railroad     Stockbroker     Commodity Broker     Clearing Bank			defined	☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt	er 7 er 9 er 11 er 12	of Cl	napter 15 Pe a Foreign M napter 15 Pe	one box) tition for Recogni fain Proceeding tition for Recogni fonmain Proceedin	tion		
Chapter 15 Deb	tors	Other						Nature	of Debts		
Country of debtor's center of main interests:  Each country in which a foreign proceeding by, regarding, or against debtor is pending:  Tax-Exempt Entity (Check box, if applicable)  Debtor is a tax-exempt organization under Title 26 of the United State Code (the Internal Revenue Code)			ation ates	defined "incurr	are primarily co l in 11 U.S.C. § ed by an indivi nal, family, or	onsumer debts, 101(8) as dual primarily		Debts are prir business debts			
_	e (Check one box	)		Check of	one box:		Chap	ter 11 Debte	ors		
☐ 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.  ☐ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must the beginning for the court's consideration. See Official Form 2B.  ☐ A plan				Debtor is not f: Debtor's aggire less than Shall applicable a plan is beir	egate nonco 62,490,925 (as boxes: ag filed with	ness debtor as dentingent liquida amount subject this petition.	defined in 11 United debts (exc to adjustment	J.S.C. § 101(5) luding debts on 4/01/16 at			
				ir	n accordance	with 11 U.S	S.C. § 1126(b).		an Lan Yan	on cover war or	
Statistical/Administrative Inf  ■ Debtor estimates that funds  □ Debtor estimates that, after there will be no funds avail	will be available any exempt prope	erty is exclude	d and ad	ministrati		s paid,		THIS	SPACE IS F	OR COURT USE ON	NLY
Estimated Number of Creditors	200-	1,000- 5,000 10,0		0,001- 5,000	25,001- 50,000	50,001- 100,000	OVER 100,000				
Estimated Assets	01 to \$500,001 S 00 to \$1 t	51,000,001 \$10,0 o \$10 to \$5 nillion millio	0 to	50,000,001 5 \$100 nillion	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion					
Estimated Liabilities	00 to \$1 t	\$1,000,001 \$10,0 to \$10 to \$5 million million	0 to	50,000,001 5 \$100 nillion	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion					

Case 8:13-bk-11177 Doc 1 Filed 08/23/13 Page 2 of 7

**B1** (Official Form 1)(04/13) Page 2 Name of Debtor(s): Voluntary Petition **Magnolia Golf Enterprise Corporation** (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) Location Case Number: Date Filed: Where Filed: - None -Location Case Number: Date Filed: 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: See Attachment 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.Ĉ. §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(1)).

B1 (Official Form 1)(04/13) Page 3

# **Voluntary Petition**

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

# 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/ Joel S. Treuhaft

Signature of Attorney for Debtor(s)

#### Joel S. Treuhaft 516929

Printed Name of Attorney for Debtor(s)

#### Palm Harbor Law Group, P.A.

Firm Name

2997 Alternate 19, Suite B Palm Harbor, FL 34683

Address

Email: jstreuhaft@yahoo.com

(727) 797-7799 Fax: (727) 213-6933

Telephone Number

# August 23, 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/ Peter M. Lenhardt

Signature of Authorized Individual

#### Peter M. Lenhardt

Printed Name of Authorized Individual

#### President

Title of Authorized Individual

#### August 23, 2013

Date

Name of Debtor(s):

#### **Magnolia Golf Enterprise Corporation**

## Signatures

#### 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.

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7	v
- 2	۰

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	٠	v	•	

Date

Address

Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

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

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

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. §110; 18 U.S.C. §156.

In re	Magnolia Golf Enterprise Corporation	Case No.

Debtor

# FORM 1. VOLUNTARY PETITION **Pending Bankruptcy Cases Filed Attachment**

Name of Debtor / District Case No. / Relationship Date Filed / Judge

International Associates Development Corp. Middle District of Florida, Tampa Division 08/23/13 Affilliate

Lenhardt Family Limited Partnership II, L.L.L.P. Middle District of Florida, Tampa Division 08/23/13

**Affilliate** 

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

# United States Bankruptcy Court Middle District of Florida

In re	Magnolia Golf Enterprise Corporation			
		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]
Agricredit Acceptance LLC P.O. Box 2000 Johnston, IA 50131	Agricredit Acceptance LLC P.O. Box 2000 Johnston, IA 50131	Golf Cart fleet lease company		62,370.00
Pasco County Tax Collector P.O. Box 276 Dade City, FL 33526-0276	Pasco County Tax Collector P.O. Box 276 Dade City, FL 33526-0276	Property Tax		15,000.00
Small Business Administratio 200 W. Santa Ana Blvd. Suite 180 Santa Ana, CA 92701	Small Business Administratio 200 W. Santa Ana Blvd. Suite 180 Santa Ana, CA 92701			520,000.00 (0.00 secured)
Whitney Bank c/o Mark D. Hildreth, Esq. Shumaker Loop et al 240 S.Pineapple Ave,10th F Sarasota, FL 34236	Whitney Bank c/o Mark D. Hildreth, Esq. Shumaker Loop et al Sarasota, FL 34236			2,000,000.00 (0.00 secured)
,				

B4 (Offic	B4 (Official Form 4) (12/07) - Cont.				
In re	Magnolia Golf Enterprise Corporation	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]

# 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	August 23, 2013	Signature	/s/ Peter M. Lenhardt
			Peter M. Lenhardt
			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.

Magnolia Golf Enterprise Corporation 2420 Kent Place Clearwater, FL 33764

Joel S. Treuhaft Palm Harbor Law Group, P.A. 2997 Alternate 19, Suite B Palm Harbor, FL 34683

Agricredit Acceptance LLC P.O. Box 2000 Johnston, IA 50131

Edward C. Castagna, Jr., Esq 611 Druid Rd., E., Ste. 710 Clearwater, FL 33756

Pasco County Tax Collector P.O. Box 276 Dade City, FL 33526-0276

Small Business Administratio 200 W. Santa Ana Blvd. Suite 180 Santa Ana, CA 92701

Whitney Bank c/o Mark D. Hildreth, Esq. Shumaker Loop et al 240 S.Pineapple Ave,10th F Sarasota, FL 34236