# Case 8:15-bk-11473 Doc 1 Filed 11/13/15 Page 1 of 11

B1 (Official Form 1)(04/13)								
United States Bankruptcy Court Middle District of Florida						Volur	ntary Petition	
Name of Debtor (if individual, enter Last, First, Middle): Pete's Wood Fired Pizza St. Pete LLC				of Joint De	btor (Spouse	e) (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):			ars		
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all)			Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)					
45-2377959 Street Address of Debtor (No. and Street, City, a 344 1st Avenue South Saint Petersburg, FL	nd State):	ZIP Code	Street	Address of	Joint Debtor	(No. and Str	eet, City, and	State): ZIP Code
County of Residence or of the Principal Place of	33	3701	Count	r of Posido	noo or of the	Dringing 1 Dlg	ce of Business	
Pinellas	Busiliess:		Count	y of Keside	lice of of the	Finicipai Fia	ce of Busiliess	
Mailing Address of Debtor (if different from stre Attn: Philippe Theodore 9417 Cavendish Dr., Apt. 103 Tampa, FL	et address):	ZIP Code	Mailin	g Address	of Joint Debt	tor (if differen	t from street a	ddress): ZIP Code
Interport     33626       Location of Principal Assets of Business Debtor (if different from street address above):     Interport								
<b>Type of Debtor</b> (Form of Organization) (Check one box)	Nature of (Check o				-	-	tcy Code Und ed (Check on	
<ul> <li>Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.</li> <li>Corporation (includes LLC and LLP)</li> <li>Partnership</li> <li>Other (If debtor is not one of the above entities, check this box and state type of entity below.)</li> </ul>	<ul> <li>☐ Health Care Busin</li> <li>☐ Single Asset Real in 11 U.S.C. § 10</li> <li>☐ Railroad</li> <li>☐ Stockbroker</li> <li>☐ Commodity Brok</li> <li>☐ Clearing Bank</li> </ul>	ness l Estate as de l1 (51B)	fined	<ul> <li>Chapte</li> <li>Chapte</li> <li>Chapte</li> <li>Chapte</li> <li>Chapte</li> <li>Chapte</li> <li>Chapte</li> </ul>	er 7 er 9 er 11 er 12	□ Ch of □ Ch	apter 15 Petiti a Foreign Mai apter 15 Petiti	on for Recognition
Chapter 15 Debtors Country of debtor's center of main interests: Each country in which a foreign proceeding by, regarding, or against debtor is pending:	Other Tax-Exem (Check box, i Debtor is a tax-exen under Title 26 of the Code (the Internal F	f applicable) npt organizatione United States	ation defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for		one box) for	Debts are primarily business debts.		
Filing Fee (Check one box	)	Check one	box:		Chap	oter 11 Debto	ors	
<ul> <li>Full Filing Fee attached</li> <li>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>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>				a small busin egate noncon 52,490,925 ( <i>d</i> boxes: g filed with of the plan w	ness debtor as o ntingent liquida <i>amount subject</i> this petition.	ated debts (excl t to adjustment repetition from	S.C. § 101(51E luding debts ow on 4/01/16 and	<ol> <li>insiders or affiliates)</li> <li>every three years thereafter).</li> <li>sses of creditors,</li> </ol>
Statistical/Administrative Information       *** Buddy D. Ford, Esquire 0654711 ***       THIS SPACE IS FOR COURT USE ONLY         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.       THIS SPACE IS FOR COURT USE ONLY					COURT USE ONLY			
1- 50- 100- 200-	1,000- 5,001- 1		5,001- 0,000	□ 50,001- 100,000	OVER 100,000			
\$0 to \$50,001 to \$100,001 to \$500,001 \$ \$50,000 \$100,000 \$500,000 to \$1 t	\$1,000,001 \$10,000,001 \$ to \$10 to \$50 t	to \$100 to		500,000,001 50 \$1 billion	☐ More than \$1 billion			
\$0 to \$50,001 to \$100,001 to \$500,001 \$ \$50,000 \$100,000 \$500,000 to \$1 t	\$1,000,001 \$10,000,001 \$ to \$10 to \$50 t	to \$100 to		500,000,001 to \$1 billion				

	Case 8:15-bk-11473 Doc 1	Filed 11/13/15	Page 2 of 11	
B1 (Official For	m 1)(04/13)		Page	
Voluntar	y Petition	Name of Debtor(s): Pete's Wood Fired Pizza St. Pete LLC		
(This page mu	st be completed and filed in every case)			
	All Prior Bankruptcy Cases Filed Within Las	t 8 Years (If more than two	, attach additional 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 (I	f more than one, attach additional sheet)	
Name of Debt - None -	or:	Case Number:	Date Filed:	
District:		Relationship:	Judge:	
	Exhibit A	(To be completed if debtor is	Exhibit B an individual whose debts are primarily consumer debts.)	
forms 10K a pursuant to S and is reques	bleted if debtor is required to file periodic reports (e.g., nd 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.	I, the attorney for the petitioner named in the foregoing petition, dec have informed the petitioner that [he or she] may proceed under cha 12, or 13 of title 11, United States Code, and have explained the rel- under each such chapter. I further certify that I delivered to the debu required by 11 U.S.C. §342(b).		
	A is attached and made a part of this petition.	XSignature of Attorney f	or Debtor(s) (Date)	
	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.	hibit C pose a threat of imminent and	identifiable harm to public health or safety?	
		nibit D		
-	leted by every individual debtor. If a joint petition is filed, ea D completed and signed by the debtor is attached and made int petition:		nd attach a separate Exhibit D.)	
🗆 Exhibit	D also completed and signed by the joint debtor is attached a	and made a part of this petit	tion.	
	Information Regardin	ng the Debtor - Venue		
	(Check any ap	oplicable box)		
	Debtor has been domiciled or has had a residence, princip days immediately preceding the date of this petition or for			
	There is a bankruptcy case concerning debtor's affiliate, g	eneral partner, or partnershi	p pending in this District.	
	Debtor is a debtor in a foreign proceeding and has its prin- 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.	s in the United States but is	a defendant in an action or	
	<b>Certification by a Debtor Who Reside</b> (Check all app		ial Property	
	Landlord has a judgment against the debtor for possession		ox 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	Name of Debtor(s): Pete's Wood Fired Pizza St. Pete LLC		
(This page must be completed and filed in every case)	Pete S wood Fired Pizza St. Pete LLC		
	atures		
Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative		
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.	<ul> <li>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.</li> <li>(Check only one box.)</li> <li>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.</li> <li>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.</li> </ul>		
X	X		
Signature of Debtor			
	Printed Name of Foreign Representative		
X			
	Date		
Telephone Number (If not represented by attorney)	Signature of Non-Attorney Bankruptcy Petition Preparer		
Date Signature of Attorney*	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		
X       /s/ Buddy D. Ford, Esquire         Signature of Attorney for Debtor(s)         Buddy D. Ford, Esquire 0654711         Printed Name of Attorney for Debtor(s)	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.		
Buddy D. Ford, P.A.	Printed Name and title, if any, of Bankruptcy Petition Preparer		
Firm Name 115 N. MacDill Ave. Tampa, FL 33609	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		
Address	preparer.)(Required by 11 U.S.C. § 110.)		
Email: All@tampaesq.com (813)877-4669 Fax: (813)877-5543 Telephone Number November 13, 2015	Address		
Date *In a case in which § 707(b)(4)(D) applies, this signature also constitutes a	X7		
certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.	X		
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.	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:		
X /s/ Philippe Theodore as Mgr of DTSP PF, LLC.			
Signature of Authorized Individual			
Philippe Theodore as Mgr of DTSP PF, LLC. Printed Name of Authorized Individual	If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.		
Manager	A bankruptcy petition preparer's failure to comply with the provisions of		
Title of Authorized Individual	title 11 and the Federal Rules of Bankruptcy Procedure may result in		
November 13, 2015	fines or imprisonment or both. 11 U.S.C. §110; 18 U.S.C. §156.		
Date			

Case 8:15-bk-11473 Doc 1 Filed 11/13/15 Page 4 of 11

## IN THE UNITED STATES BANKRUPTCY COURT MIDDLE DISTRICT OF FLORIDA Tampa Division

In the Matter of:

PETE'S WOOD FIRED PIZZA ST. PETE LLC, }

Debtor,

Chapter 11

Case No: 8:15-bk-

# STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

I, *Philippe Theodore*, declare, under penalty of perjury, that I am the Manager of DTSP PF, LLC., Manager of PETE'S WOOD FIRED PIZZA ST. PETE LLC. (the "Corporation"), and that the following is a true and correct copy of the resolutions adopted by the Members of said corporation at a special meeting duly called and held on the <u>12<sup>th</sup></u> day of November, 2015.

"Whereas, it is in the best interest of this corporation to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

**Be it Therefore Resolved**, that *Philippe Theodore*, Manager of DTSP PF, LLC., Manager of this corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter voluntary bankruptcy case on behalf of the corporation; and

**Be It Further Resolved**, that *Philippe Theodore*, Manager of DTSP PF, LLC., Manager of this corporation is authorized and directed to appear in all bankruptcy proceedings on behalf of the corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the corporation in connection with such bankruptcy case, and

**Be It Further Resolved**, that *Philippe Theodore*, Manager of DTSP PF, LLC., Manager of this corporation is authorized and directed to employ Buddy D. Ford, Esquire, Florida Bar #0654711, attorney and the law firm of *Buddy D. Ford*, *P.A.*, *115 N. MacDill Avenue, Tampa, Florida 33609*, to represent the corporation in such bankruptcy case."

Date

Bv: DTSP PF, LLC. (Manager), Signed

Philippe Theodore, Manager

B6 Summary (Official Form 6 - Summary) (12/14)

# United States Bankruptcy Court Middle District of Florida

In re

•

Pete's Wood Fired Pizza St. Pete LLC

Debtor

Chapter	11

# SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	0.00		
B - Personal Property	Yes	3	0.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		0.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	1		0.00	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	No	0			N/A
J - Current Expenditures of Individual Debtor(s)	No	0			N/A
Total Number of Sheets of ALL Schedu	ıles	11			
	Te	otal Assets	0.00		
			Total Liabilities	0.00	

B 6 Summary (Official Form 6 - Summary) (12/14)

•

## United States Bankruptcy Court Middle District of Florida

In re Pete's Wood Fired Pizza St. Pete LLC

Debtor

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

Chapter <u>11</u>

# STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C.§ 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

□ Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

### This information is for statistical purposes only under 28 U.S.C. § 159.

### Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	
Student Loan Obligations (from Schedule F)	
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	
TOTAL	

#### State the following:

Average Income (from Schedule I, Line 12)	
Average Expenses (from Schedule J, Line 22)	
Current Monthly Income (from Form 22A-1 Line 11; OR, Form 22B Line 14; OR, Form 22C-1 Line 14 )	

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column	
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column	
4. Total from Schedule F	
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)	

In re Pete's Wood Fired Pizza St. Pete LLC

Debtor

# LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with Rule 1007(a)(3) for filing in this chapter 11 case.

Name and last known address	Security	Number	Kind of
or place of business of holder	Class	of Securities	Interest

DTSP PF, LLC Attn: Philippe Theodore 9417 Cavendish Dr., Apt. 103 Tampa, FL 33626

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

I, the Manager of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date November 13, 2015

Signature <u>/s/ Philippe Theodore as Mgr of DTSP PF, LLC.</u> Philippe Theodore as Mgr of DTSP PF, LLC. Manager

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.

In re	Pete's Wood Fired Pizza St. Pete LLC			
		Debtor(s)	Chapter	11

# **VERIFICATION OF CREDITOR MATRIX**

I, the Manager 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: November 13, 2015

/s/ Philippe Theodore as Mgr of DTSP PF, LLC. Philippe Theodore as Mgr of DTSP PF, LLC./Manager Signer/Title Pete's Wood Fired Pizza St. Pete LLC Buddy D. Ford, Esquire Attn: Philippe Theodore 9417 Cavendish Dr., Apt. 103 Tampa, FL 33626

Department of Revenue PO Box 6668 Tallahassee, FL 32314

•

Buddy D. Ford, P.A. 115 N. MacDill Ave. Tampa, FL 33609

Internal Revenue Service PO Box 7346 Philadelphia, PA 19101-7346 David Garrison 1900 Preston Rd., #267 Plano, TX 75093

Triann Tower, LLC 575 Second Ave. S. Saint Petersburg, FL 33701

Triann Tower, LLC c/o Ivan Lenoir, II, Esq 502 N. Armenia Ave. Tampa, FL 33606

In re	Pete's Wood Fi	red Pizza St. Pete LL	С	Case No.	
			Debtor(s)	Chapter	11
	DISC	CLOSURE OF CO	OMPENSATION OF ATTORN	NEY FOR DE	BTOR(S)
	compensation paid to r	ne within one year befor	Rule 2016(b), I certify that I am the attorn e the filing of the petition in bankruptcy, or nplation of or in connection with the bankr	agreed to be paid	to me, for services rendered or to
	For legal services	, I have agreed to accept		\$	15,000.00
	Prior to the filing	of this statement I have	received	\$	8,283.00
	Balance Due			\$	6,717.00
2.	\$ of the	filing fee has been paid			
3.	The source of the comp	pensation paid to me was	s:		
	Debtor	Other (specify):	The balance of the fees to be paid	post-filing by a	non-debtor source
4.	The source of compens	sation to be paid to me is	:		
	Debtor	• Other (specify):	Additional fees/cost due after deple for	etion of the reta	iner, if any, shall be applied
5.	■ I have not agreed t	o share the above-disclo	sed compensation with any other person un	less they are memb	pers and associates of my law firm.
			compensation with a person or persons who of the names of the people sharing in the co		
6.	In return for the above	e-disclosed fee, I have ag	reed to render legal service for all aspects o	of the bankruptcy c	ase, including:
	b. Preparation and fili	ng of any petition, scheo he debtor at the meeting	and rendering advice to the debtor in detern lules, statement of affairs and plan which m of creditors and confirmation hearing, and	ay be required;	
7.	By agreement with the	debtor(s), the above-dis	closed fee does not include the following se	ervice:	
			CERTIFICATION		
	I certify that the forego pankruptcy proceeding.		ent of any agreement or arrangement for pa	syment to me for re	presentation of the debtor(s) in
Date	d: November 13, 2	2015	/s/ Buddy D. Ford, E Buddy D. Ford, Esq Buddy D. Ford, P.A	uire 0654711	

Buddy D. Ford, Esquire 0654711 Buddy D. Ford, P.A. 115 N. MacDill Ave. Tampa, FL 33609 (813)877-4669 Fax: (813)877-5543 All@tampaesq.com

In re Pete's Wood Fired Pizza St. Pete LLC

Debtor(s)

Case No. Chapter

11

### CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for <u>Pete's Wood Fired Pizza St. Pete LLC</u> in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

DTSP PF, LLC Attn: Philippe Theodore 9417 Cavendish Dr., Apt. 103 Tampa, FL 33626

□ None [*Check if applicable*]

November 13, 2015

Date

/s/ Buddy D. Ford, Esquire Buddy D. Ford, Esquire 0654711 Signature of Attorney or Litigant Counsel for Pete's Wood Fired Pizza St. Pete LLC Buddy D. Ford, P.A. 115 N. MacDill Ave. Tampa, FL 33609 (813)877-4669 Fax:(813)877-5543 All@tampaesq.com