Case 10-24546-RBR Doc 1 Filed 05/26/10 Page 1 of 10

B1 (Official Form 1)(4/10)							
United States Bankruptcy Cou Southern District of Florida						Voluntary Petition	n
Name of Debtor (if individual, enter Last, Firs MYD Samoa, Inc	t, Middle):		Name	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):			
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) 26-0606534				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): 2212 South Andrews AVenue Fort Lauderdale, FL ZIP Code			Street	Street Address of Joint Debtor (No. and Street, City, and State): ZIP Code			
		33316					
County of Residence or of the Principal Place Broward	of Business:			-		Principal Place of Business:	
Mailing Address of Debtor (if different from street address):			Mailir	ng Address	of Joint Debt	tor (if different from street address):	
	Г	ZIP Code	_			ZIP Coo	de
Location of Principal Assets of Business Debte (if different from street address above):	r		-				
Type of Debtor	Nature	of Business			Chapter	r of Bankruptcy Code Under Which	
 (Form of Organization) (Check one box) Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> 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) Health Care Business Single Asset Real Estate as defin in 11 U.S.C. § 101 (51B) Railroad Stockbroker Commodity Broker Clearing Bank Other Tax-Exempt Entity		efined	 ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt 	er 7 er 9 er 11 er 12	Petition is Filed (Check one box) Chapter 15 Petition for Recognition of a Foreign Main Proceeding Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding Nature of Debts (Check one box)	
		x, if applicable) -exempt orgar of the United	e) Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as business debts "incurred by an individual primarily for			onsumer debts, \$ 101(8) as business debts. idual primarily for	
Filing Fee (Check one box) Check one box: Chapter 11 Debtors							
 ☐ 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. ☐ Debt Check if: ☐ Debt Check at a constraint of the court's consideration certifying that the debt of the court's consideration certifying that the court's consideration certifying that the court's consideration certifying that the court's considerat			btor is not btor's agg less than applicable plan is bein	tor is a small business debtor as defined in 11 U.S.C. § 101(51D). tor is not a small business debtor as defined in 11 U.S.C. § 101(51D). tor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) less than \$2,343,300 (<i>amount subject to adjustment on 4/01/13 and every three years thereafter</i>). applicable boxes: lan is being filed with this petition.			
					ere solicited pl S.C. § 1126(b).		
Statistical/Administrative Information THIS SPACE IS FOR COURT USE ONLY Debtor estimates that funds will be available for distribution to unsecured creditors. THIS SPACE IS FOR COURT USE ONLY 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							
Estimated Number of Creditors ■ 1- 50- 100- 200- 49 99 199 999 199 109 109 100-	1,000- 5,000 10,000	10,001- 2] 25,001- 50,000	50,001- 100,000	OVER 100,000	-	
Estimated Assets S0 to \$50,001 to \$100,001 to \$500,001 to \$100,000 to \$100,00	\$1,000,001 \$10,000,001 to \$10 to \$50 million million	to \$100 t] 100,000,001 5 \$500 nillion	5500,000,001 to \$1 billion	More than \$1 billion		
Estimated Liabilities	\$1,000,001 \$10,000,001 to \$10 to \$50 million million	\$50,000,001 \$ to \$100 t] 100,000,001 5 \$500 nillion	\$500,000,001 to \$1 billion	More than \$1 billion		

Case 10-24546-RBR Doc 1 Filed 05/26/10 Page 2 of 10

Voluntary Petition		Name of Debtor(s): MYD Samoa, Inc		
(This page mi	ust be completed and filed in every case)	WITD Sallida, Ilic		
	All Prior Bankruptcy Cases Filed Within Last	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	ending Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If	more than one, attach additional sheet)	
Name of Deb - None -	tor:	Case Number:	Date Filed:	
District:		Relationship:	Judge:	
forms 10K a pursuant to and is reque	Exhibit A pleted 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 esting relief under chapter 11.) A is attached and made a part of this petition.	I, the attorney for the petition have informed the petitione 12, or 13 of title 11, United		
	Exh or own or have possession of any property that poses or is alleged to I Exhibit C is attached and made a part of this petition.	ibit C pose a threat of imminent and	identifiable harm to public health or safety?	
☐ Exhibit If this is a jo	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.		
	Information Regardin	0		
•	(Check any ap Debtor has been domiciled or has had a residence, princip days immediately preceding the date of this petition or for	al place of business, or prine		
	There is a bankruptcy case concerning debtor's affiliate, ge	0 1	• •	
	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 th sought in this District.	s in the United States but is	a defendant in an action or	
	Certification by a Debtor Who Reside (Check all app		al Property	
	Landlord has a judgment against the debtor for possession		x checked, complete the following.)	
	(Name of landlord that obtained judgment)			
	Debtor claims that under applicable nonbankruptcy law, the			
	the entire monetary default that gave rise to the judgment in Debtor has included in this petition the deposit with the co- 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 (C	Official Form 1)(4/10)	Page 3
Vo	luntary Petition	Name of Debtor(s): MYD Samoa, Inc
(Thi	s page must be completed and filed in every case)	
	Sign	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.	 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.
v		X
Χ	Signature of Debtor	Signature of Foreign Representative
X	Signature of Joint Debtor	Printed Name of Foreign Representative
	Signature of Joint Debtor	Date
	Telephone Number (If not represented by attorney)	
	relephone Number (in not represented by automey)	Signature of Non-Attorney Bankruptcy Petition Preparer
	Dete	I declare under penalty of perjury that: (1) I am a bankruptcy petition
	Date Signature of Attorney*	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
Х	/s/ John A. Moffa	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
	Signature of Attorney for Debtor(s)	of the maximum amount before preparing any document for filing for a
	John A. Moffa 0932760 Printed Name of Attorney for Debtor(s)	debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.
	• • • •	
	_Moffa & Bonacquisti, P.A. Firm Name	Printed Name and title, if any, of Bankruptcy Petition Preparer
	7771 W Oakland Park Blvd.	
	Suite 141 Sunrise, FL 33351	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: TrusteeAttorney@aol.com 954-634-4733 Fax: 954-337-0637 Telephone Number	
	May 26, 2010	
	Date	Address
	*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.	X
	Signature of Debtor (Corporation/Partnership)	Date
	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.	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
	The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.	assisted in preparing this document unless the bankruptcy petition preparer is not an individual:
X	/s/ Dan Del Monico	
1	Signature of Authorized Individual	
	Dan Del Monico	If more than one person prepared this document, attach additional sheets
	Printed Name of Authorized Individual	conforming to the appropriate official form for each person.
	President	A bankruptcy petition preparer's failure to comply with the provisions of
	Title of Authorized Individual May 26, 2010	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.
	Date	

B4 (Official Form 4) (12/07)

United States Bankruptcy Court Southern District of Florida

In re MYD Samoa, 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)
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]
American Samoa Government Attention: Governor Pago Pago, AS 96799	American Samoa Government Attention: Governor Pago Pago, AS 96799	Potential taxes due for unfiled 2008 and 2009 Samoan taxes. Debtor recently learned that tax returns needed to be filed.	Contingent Unliquidated	Unknown
Fowler Marine Electric 820 NEW Jensen Beach Blvd Jensen Beach, FL 34957	Fowler Marine Electric 820 NEW Jensen Beach Blvd Jensen Beach, FL 34957	business debt	Contingent Unliquidated Disputed	2,098.72
Glasstech Corporation 3103 NW 20th St Miami, FL 33142	Glasstech Corporation 3103 NW 20th St Miami, FL 33142	business debt	Contingent Unliquidated Disputed	482.13
Internal Revenue Service Attn: US Attorney POB 14198 Washington, DC 20044	Internal Revenue Service Attn: US Attorney POB 14198 Washington, DC 20044	941 taxes	Unliquidated Disputed	5,085.12
Navatech Electronics 3103 NW 20th St Miami, FL 33142	Navatech Electronics 3103 NW 20th St Miami, FL 33142	business debt	Contingent Unliquidated Disputed	475.00
Southwest Marine of Samoa, Inc. 1311 First Street Coronado, CA 92118	Southwest Marine of Samoa, Inc. 1311 First Street Coronado, CA 92118	Debtor is the sublessor of premises leased from this creditor. Debtor believes it has been damaged by landlord and that no money is due.	Contingent Unliquidated Disputed	6,666.00
US Small Business Administration 14925 Kingsport Road Fort Worth, TX 76155-2243	US Small Business Administration 14925 Kingsport Road Fort Worth, TX 76155-2243	Disaster Ioan - tsunami		1,000,000.00

B4 (Official Form 4) (12/07) - Cont. In re MYD Samoa, Inc

Debtor(s)

Case No.

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 May 26, 2010

Signature /s/ Dan Del Monico Dan Del Monico

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 Southern District of Florida

MYD
MYD

MYD Samoa, Inc

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
Daniel Del Monico 2212 South Andrews Avenue		100% as TBE	Shareholder

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF 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 of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date May 26, 2010

Fort Lauderdale, FL 33316

Signature <u>/s/ Dan Del Monico</u> Dan Del Monico 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 Southern District of Florida

In re MYD Samoa, 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: May 26, 2010

/s/ Dan Del Monico Dan Del Monico/Presid

Dan Del Monico/President Signer/Title American Samoa Government Attention: Governor Pago Pago, AS 96799

Daniel H. Del Monico 2212 S Andrews Avenue Fort Lauderdale, FL 33316

DDBW Investment, Inc One Financial Plaza, #2202 Fort Lauderdale, FL 33394

Fowler Marine Electric 820 NEW Jensen Beach Blvd Jensen Beach, FL 34957

Glasstech Corporation 3103 NW 20th St Miami, FL 33142

Governor of American Samoa A.P. Lutali EOB, Third Floor Pago Pago, AS 96799

Internal Revenue Service Attn: US Attorney POB 14198 Washington, DC 20044

Internal Revenue Service POB 105404 Atlanta, GA 30348

Internal Revenue Service c/o US Attorney 99 NE 4th St. Miami, FL 33132

Internal Revenue Service Attn: Bankruptcy Unit PO Box 21126 Philadelphia, PA 19114 Internal Revenue Service Attn: Bankruptcy Unit 7850 SW 6th Court Fort Lauderdale, FL 33324-3210

MYD Marine Distribuotrs, Inc. 7220 Fenwick Lane Westminster, CA 92683

MYD Marine Distributor, Inc. 2212 S. Andrews AVenue Fort Lauderdale, FL 33316

Navatech Electronics 3103 NW 20th St Miami, FL 33142

Office of the Attorney General American Samoa Government Pago Pago, AS 96799

Opper & Varco, LLP c/o Suzanne R. Varco 225 Broadway, Suite 1900 San Diego, CA 92101

Southwest Marine of Samoa, Inc. 1311 First Street Coronado, CA 92118

Southwest Marine, Inc. Attentions: General Counsel PO Box 13308 San Diego, CA 92113

The Marinoe Group, LLC c/o Todd Roberts 997 G Street Chula Vista, CA 91910

US Small Business Administration 14925 Kingsport Road Fort Worth, TX 76155-2243 US Small Business Administration 801 Tom Martin Drive, Suite 120 Birmingham, AL 35211