## Case 14-18920-EPK Doc 1 Filed 04/18/14 Page 1 of 30

	States Bankr thern District o						Voluntary	Petition
Name of Debtor (if individual, enter Last, First, West of Towners, LLC	Middle):		Name	of Joint De	ebtor (Spouse	e) (Last, First,	Middle):	
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):						Joint Debtor in trade names)	n the last 8 years :	
Last four digits of Soc. Sec. or Individual-Taxpa (if more than one, state all) 20-5092748	yer I.D. (ITIN)/Comp	lete EIN	Last fo	our digits o than one, state	f Soc. Sec. or all)	r Individual-T	axpayer I.D. (ITIN) N	o./Complete EIN
Street Address of Debtor (No. and Street, City, a 5701 Orange Avenue Fort Pierce, FL	nd State):	ZIP Code	Street	Address of	Joint Debtor	(No. and Stre	eet, City, and State):	ZIP Code
County of Residence or of the Principal Place of		4947	Count	v of Reside	ence or of the	Principal Pla	ce of Business:	
Saint Lucie	Busiliess.		Count	y of Reside	file of of the	i incipai i ia	ce of Busiliess.	
Mailing Address of Debtor (if different from stre	eet address):		Mailin	ig Address	of Joint Debt	tor (if differen	t from street address):	
	_	ZIP Code	_					ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above):	I		1					1
Type of Debtor		f Business			-	-	tcy Code Under Whi	ch
<ul> <li>(Form of Organization) (Check one box)</li> <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>	(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			<ul> <li>Chapt</li> <li>Chapt</li> <li>Chapt</li> <li>Chapt</li> <li>Chapt</li> <li>Chapt</li> </ul>	er 7 er 9 er 11 er 12	<ul> <li>Petition is Filed (Check one box)</li> <li>Chapter 15 Petition for Recognition of a Foreign Main Proceeding</li> <li>Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding</li> </ul>		
Chapter 15 Debtors	Other						of Debts	
Country of debtor's center of main interests: Each country in which a foreign proceeding by, regarding, or against debtor is pending:		he United State	s	defined "incurr	-	onsumer debts,	busin	are primarily ess debts.
Filing Fee (Check one box	)	Check on		•	-	oter 11 Debto		
<ul> <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 regate nonco \$2,490,925 ( e boxes: ng filed with of the plan w	ness debtor as o ntingent liquid amount subject this petition.	defined in 11 U ated debts (excl t to adjustment of repetition from	. § 101(51D). .S.C. § 101(51D). uding debts owed to inside on 4/01/16 and every three one or more classes of creating of the second one or more classes of creating of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of th	e years thereafter).
Statistical/Administrative Information ■ Debtor estimates that funds will be available □ Debtor estimates that, after any exempt prope there will be no funds available for distributed	erty is excluded and a	dministrative		es paid,		THIS	SPACE IS FOR COURT	USE ONLY
Estimated Number of Creditors	□ □ 1,000- 5,001-	□ □ 10,001- 2	] 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	to \$100 to	] 100,000,001 \$500 illion	\$500,000,001 to \$1 billion	More than \$1 billion			
\$50,000 \$100,000 \$500,000 to \$1 t	\$1,000,001 \$10,000,001 to \$10 to \$50	to \$100 to		\$500,000,001 to \$1 billion	More than \$1 billion			

	Case 14-18920-EPK Doc 1	Filed 04/18/14 Page 2	e of 30
B1 (Official For	m 1)(04/13)		Page 2
Voluntary	y Petition	Name of Debtor(s): West of Towners, LLC	
(This page mu	st be completed and filed in every case)		
	All Prior Bankruptcy Cases Filed Within Last	t 8 Years (If more than two, attach ad	ditional sheet)
Location Where Filed:	- None -	Case Number:	Date Filed:
Location Where Filed:		Case Number:	Date Filed:
Per	nding Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If more than	n one, attach additional sheet)
Name of Debte - None -	or:	Case Number:	Date Filed:
District:		Relationship:	Judge:
forms 10K and pursuant to S and is reques	<b>Exhibit A</b> 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.	(To be completed if debtor is an individual I, the attorney for the petitioner named have informed the petitioner that [he of 12, or 13 of title 11, United States Cool	hibit B         whose debts are primarily consumer debts.)         I in the foregoing petition, declare that I or she] may proceed under chapter 7, 11,         le, and have explained the relief available ify that I delivered to the debtor the notice         )       (Date)
	EXA 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.	ibit C pose a threat of imminent and identifiable	e harm to public health or safety?
Exhibit I If this is a join	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.	a separate Exhibit D.)
	Information Regardin	ng the Debtor - Venue	
	(Check any ap	oplicable box)	
	Debtor has been domiciled or has had a residence, principal days immediately preceding the date of this petition or for		
	There is a bankruptcy case concerning debtor's affiliate, get	eneral partner, or partnership pending	in this District.
	Debtor is a debtor in a foreign proceeding and has its princ 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 defenda	nt in an action or
	<b>Certification by a Debtor Who Reside</b> (Check all app		ty
	Landlord has a judgment against the debtor for possession		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)).

31 (	Official Form 1)(04/13)		Page 3
Vo	oluntary Petition		me of Debtor(s):
	•		West of Towners, LLC
(1n)	is page must be completed and filed in every case) Signa		705
X X	Signature of Debtor	i F (	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. Signature of Foreign Representative Printed Name of Foreign Representative
	Signature of Joint Deboi		Date
	Telephone Number (If not represented by attorney)	⊢	
			Signature of Non-Attorney Bankruptcy Petition Preparer
	Date		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
X	Signature of Attorney*         /s/ David Lloyd Merrill         Signature of Attorney for Debtor(s)         David Lloyd Merrill 99155         Printed Name of Attorney for Debtor(s)         Ozment Merrill         Firm Name         2001 Palm Beach Lakes Blvd.         Suite 410         West Palm Beach, FL 33409         Address         Email: ecf@ombkc.com         (561)689-6789 Fax: (561)689-6767         Telephone Number		<ul> <li>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.</li> <li>Printed Name and title, if any, of Bankruptcy Petition Preparer</li> <li>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.)</li> </ul>
	April 18, 2014		
	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.	x	Address Date
	Signature of Debtor (Corporation/Partnership)		Signature of bankruptcy petition preparer or officer, principal, responsible
	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.		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:
Х	/s/ Domenick Collura		
	Signature of Authorized Individual		
	Domenick Collura		If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.
	Printed Name of Authorized Individual		
	Managing Member Title of Authorized Individual	1	A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in
	April 18, 2014	1	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	West of Towners	, LI	LC
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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]
Domenick Collura 5500 Orange Ave. Fort Pierce, FL 34947	Domenick Collura 5500 Orange Ave. Fort Pierce, FL 34947			300,000.00
Joseph Miller 5500 Orange Avenue Fort Pierce, FL 34947	Joseph Miller 5500 Orange Avenue Fort Pierce, FL 34947			105,600.00
St. Lucie County Tax Collector P.O. Box 308 Fort Pierce, FL 34954	St. Lucie County Tax Collector P.O. Box 308 Fort Pierce, FL 34954	2013 Real estate Taxes		6,923.68
St. Lucie County Tax Collector P.O. Box 308 Fort Pierce, FL 34954	St. Lucie County Tax Collector P.O. Box 308 Fort Pierce, FL 34954	2011 Real estate taxes		1,475.27
St. Lucie County Tax Collector P.O. Box 308 Fort Pierce, FL 34954	St. Lucie County Tax Collector P.O. Box 308 Fort Pierce, FL 34954	201 S. Jenkins Rd		1,073.33
St. Lucie County Tax Collector P.O. Box 308 Fort Pierce, FL 34954	St. Lucie County Tax Collector P.O. Box 308 Fort Pierce, FL 34954	211 S. Jenkins Rd		847.13
St. Lucie County Tax Collector P.O. Box 308 Fort Pierce, FL 34954	St. Lucie County Tax Collector P.O. Box 308 Fort Pierce, FL 34954	221 S. jenkins Rd		847.13

### Case 14-18920-EPK Doc 1 Filed 04/18/14 Page 5 of 30

B4 (Official Form 4) (12/07) - Cont. In re West of Towners, LLC

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]
TD Bank 1701 Route 70 East Cherry Hill, NJ 08034	TD Bank 1701 Route 70 East Cherry Hill, NJ 08034	Vacant Lot located at 201 S. Jenkins Rd, Ft Pierce, FL Vacant Lot located at 211 S. Jenkins Rd, Ft Pierce, FL		378,637.46 (46,300.00 secured)
		Vacant Lot located at 221 S.		

### Case 14-18920-EPK Doc 1 Filed 04/18/14 Page 6 of 30

B4 (Official Form 4) (12/07) - Cont. In re West of Towners, LLC

Debtor(s)

Case No.

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

### 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 April 18, 2014

Signature /s

re /s/ Domenick Collura Domenick Collura 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.

B 6 Summary (Official Form 6 - Summary) (12/13)

### United States Bankruptcy Court Southern District of Florida

In re

.

West of Towners, 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	345,200.00		
B - Personal Property	Yes	3	0.00		
C - Property Claimed as Exempt	No	0			
D - Creditors Holding Secured Claims	Yes	1		665,702.90	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		11,166.54	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	1		405,600.00	
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	iles	10			
	Te	otal Assets	345,200.00		
			Total Liabilities	1,082,469.44	

B 6 Summary (Official Form 6 - Summary) (12/13)

### United States Bankruptcy Court Southern District of Florida

In re

.

West of Towners, LLC

Debtor

Case No.

Chapter\_\_\_\_\_11

### 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 Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	

#### State the following:

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

B6A (Official Form 6A) (12/07)

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In re West of Towners, LLC

Case No.

#### Debtor

## **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim." If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim
Commercial property located at 5701 Orange Avenue, Fort Pierce, Florida 34947		-	298,900.00	287,065.44
Vacant Lot located at 201 S. Jenkins Rd, Ft Pierce, FL		-	46,300.00	378,637.46

Vacant Lot located at 211 S. Jenkins Rd, Ft Pierce, FL

Vacant Lot located at 221 S. Jenkins Rd, Ft Pierce, FL

Sub-Total >	345,200.00	(Total of this page)
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**0** continuation sheets attached to the Schedule of Real Property

B6B (Official Form 6B) (12/07)

In re

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West of Towners, LLC

Case No.

Debtor

## **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

# Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply 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 and Fed. R. Bankr. P. 1007(m).

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
1.	Cash on hand	х			
2.	Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	x			
3.	Security deposits with public utilities, telephone companies, landlords, and others.	Х			
4.	Household goods and furnishings, including audio, video, and computer equipment.	Х			
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	x			
6.	Wearing apparel.	x			
7.	Furs and jewelry.	х			
8.	Firearms and sports, photographic, and other hobby equipment.	X			
9.	Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	x			
10.	Annuities. Itemize and name each issuer.	X			

0.00

**2** continuation sheets attached to the Schedule of Personal Property

In re

West of Towners, LLC

Case No.

### Debtor

## **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	X			
13.	Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14.	Interests in partnerships or joint ventures. Itemize.	X			
15.	Government and corporate bonds and other negotiable and nonnegotiable instruments.	X			
16.	Accounts receivable.	х			
17.	Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			
18.	Other liquidated debts owed to debtor including tax refunds. Give particulars.	X			
19.	Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	x			
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	x			
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	x			

Sheet <u>1</u> of <u>2</u> continuation sheets attached to the Schedule of Personal Property

0.00

Sub-Total >

(Total of this page)

Debtor

Case No.

B6B (Official Form 6B) (12/07) - Cont.

West of Towners, LLC

In re

**SCHEDULE B - PERSONAL PROPERTY** (Continuation Sheet) Current Value of Debtor's Interest in Property, Husband, N O N E Wife, Type of Property Description and Location of Property Joint, or without Deducting any Secured Claim or Exemption Community 22. Patents, copyrights, and other Х intellectual property. Give particulars. 23. Licenses, franchises, and other Х general intangibles. Give particulars. 24. Customer lists or other compilations Х containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes. Х 25. Automobiles, trucks, trailers, and other vehicles and accessories. Х 26. Boats, motors, and accessories. 27. Aircraft and accessories. Х Х 28. Office equipment, furnishings, and supplies. 29. Machinery, fixtures, equipment, and Х supplies used in business. Х 30. Inventory. 31. Animals. Х Х 32. Crops - growing or harvested. Give particulars. 33. Farming equipment and Х implements. 34. Farm supplies, chemicals, and feed. Х 35. Other personal property of any kind Х not already listed. Itemize.

B6D (Official Form 6D) (12/07)

In re

West of Towners, LLC

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

## **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

Debtor

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, gamishments, statutory liens, mortgages, deeds of trust, and other security interests.

other security interests. List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, 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 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided. If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community". If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.) Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data. Check this box if debtor has no creditors holding secured claims to report on this Schedule D. Check this box if debtor has no creditors holding secured claims to report on this Schedule D. П

		_		_	_	_		
CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C C D E B T C R	J H	ISBAND, Wife, Joint, or Community DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGEN	LQUL	S P	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No. 5755			First Mortgage	Т	D A T E D			
TD Bank 1701 Route 70 East Cherry Hill, NJ 08034		-	Commercial property located at 5701 Orange Avenue, Fort Pierce, Florida 34947		D			
			Value \$ 298,900.00				208,871.70	0.00
Account No. 6355 TD Bank 1701 Route 70 East Cherry Hill, NJ 08034		-	Mortgage Vacant Lot located at 201 S. Jenkins Rd, Ft Pierce, FL Vacant Lot located at 211 S. Jenkins Rd, Ft Pierce, FL Vacant Lot located at 221 S. Jenkins Rd, Ft Pierce, FL					
			Value \$ 46,300.00				378,637.46	332,337.46
Account No. 2655 TD Bank 1701 Route 70 East Cherry Hill, NJ 08034		-	Second Mortgage Commercial property located at 5701 Orange Avenue, Fort Pierce, Florida 34947					
		+	Value \$ 298,900.00				78,193.74	0.00
Account No.			Value \$	-				
<b>0</b> continuation sheets attached			(Total of	Subt this j			665,702.90	332,337.46
				T	'ota	1	665,702.90	332,337.46

(Report on Summary of Schedules)

In re

West of Towners, LLC

Case No.

## SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

Debtor

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, 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 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts <u>not</u> entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.

TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)

#### □ Domestic support obligations

Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).

#### **Extensions of credit in an involuntary case**

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).

#### □ Wages, salaries, and commissions

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$12,475\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

#### **Contributions to employee benefit plans**

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).

#### □ Certain farmers and fishermen

Claims of certain farmers and fishermen, up to \$6,150\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).

#### Deposits by individuals

Claims of individuals up to \$2,775\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).

#### Taxes and certain other debts owed to governmental units

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).

#### □ Commitments to maintain the capital of an insured depository institution

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).

#### □ Claims for death or personal injury while debtor was intoxicated

Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. 507(a)(10).

\* Amount subject to adjustment on 4/01/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

1 continuation sheets attached

B6E (Official Form 6E) (4/13) - Cont.

In re

West of Towners, LLC

Case No.

### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

Debtor

(Continuation Sheet)

Taxes and Certain Other Debts Owed to Governmental Units

						,	TYPE OF PRIORITY	7	
CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	C O D E B T O R	Hu H W J C	sband, Wife, Joint, or Community DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CON⊤ I NGEN	UNLIQUIDA	D I S P U T E D	AMOUNT OF CLAIM	PRIORI	NT NOT LED TO TY, IF ANY AMOUNT ENTITLED TO PRIORITY
Account No. <b>XXXXXXXXXX0007</b>			2011	Ť	A T E D				
St. Lucie County Tax Collector P.O. Box 308 Fort Pierce, FL 34954		-	2011 Real estate taxes					0.00	
Account No. <b>XXXXXXXXXX0003</b>			2013				1,475.27		1,475.27
St. Lucie County Tax Collector P.O. Box 308 Fort Pierce, FL 34954		-	2013 Real estate Taxes					0.00	
Account No. <b>XXXXXXXXXX0405</b>			2013	$\left  \right $			6,923.68		6,923.68
St. Lucie County Tax Collector P.O. Box 308 Fort Pierce, FL 34954		-	221 S. jenkins Rd					0.00	
							847.13		847.13
Account No. XXXXXXXXXX0003 St. Lucie County Tax Collector P.O. Box 308 Fort Pierce, FL 34954	_	-	2013 201 S. Jenkins Rd					0.00	
							1,073.33		1,073.33
Account No. xxxxxxxxx0209 St. Lucie County Tax Collector P.O. Box 308 Fort Pierce, FL 34954		-	2013 211 S. Jenkins Rd				047.40	0.00	
		L	<u> </u>	Subt	ota		847.13	0.00	847.13
Sheet <u>1</u> of <u>1</u> continuation sheets a Schedule of Creditors Holding Unsecured F			)				11,166.54		11,166.54
			(Perpert on Summary of Se		ota		11 166 54	0.00	11 166 5/

(Report on Summary of Schedules) 11,166.54

11,166.54

B6F (Official Form 6F) (12/07)

In re

West of Towners, LLC

Case No.\_

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

Debtor

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, 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 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	Hi H U C	CONSIDERATION FOR CLAIM. IF CLAIM		IQ	D I S P U T E D	AMOUNT OF CLAIM
Account No.				T	T E D		
Domenick Collura 5500 Orange Ave. Fort Pierce, FL 34947		-			D		300,000.00
Account No.				+	┢	┢	
Joseph Miller 5500 Orange Avenue Fort Pierce, FL 34947		-					105,600.00
Account No.				+	┢		103,000.00
Account No.							
continuation sheets attached		<u> </u>	(Total of	Sub this			405,600.00
			(Report on Summary of		Tot dul		405,600.00

In re

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West of Towners, LLC

Case No.

### Debtor

## SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, 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 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. State contract number of any government contract. B6H (Official Form 6H) (12/07)

In re

West of Towners, LLC

Case No.

Debtor

### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, 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 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR

NAME AND ADDRESS OF CREDITOR

Annette Miller 2015 31st Ave Vero Beach, FL 32960

Domenick Collura 7680 Wyldwood Way Port Saint Lucie, FL 34986

Joseph G Miller Rev Living Trust 10/2/86 5500 Orange Ave Fort Pierce, FL 34947

Joseph Miller 5404 Ideal Holding Rd Port Saint Lucie, FL 34987

Theresa Collura 280 SW Lake Forest Way Port Saint Lucie, FL 34986 B6 Declaration (Official Form 6 - Declaration). (12/07)

### United States Bankruptcy Court Southern District of Florida

In re West of Towners, LLC

Debtor(s)

Case No. Chapter

11

### DECLARATION CONCERNING DEBTOR'S SCHEDULES

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the Managing Member of the corporation named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of 12 sheets, and that they are true and correct to the best of my knowledge, information, and belief.

Date April 18, 2014

Signature /s/ Domenick Collura
Domenick Collura

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. B7 (Official Form 7) (04/13)

### United States Bankruptcy Court Southern District of Florida

In re West of Towners, LLC

Debtor(s)

Case No. Chapter

11

### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, 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).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

### DEFINITIONS

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

*"Insider."* The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any persons in control of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; and any managing agent of the debtor. 11 U.S.C. § 101(2), (31).

#### 1. Income from employment or operation of business

None State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

### 2. Income other than from employment or operation of business

SOURCE

None

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT

<b>B</b> 7	(Official	Form	7) (	(04/13)
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### 3. Payments to creditors

### None Complete a. or b., as appropriate, and c.

a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS	DATES OF		AMOUNT STILL
OF CREDITOR	PAYMENTS	AMOUNT PAID	OWING

None b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$6,225<sup>\*</sup>. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATES OF PAYMENTS/ TRANSFERS	AMOUNT PAID OR VALUE OF TRANSFERS	AMOUNT STILL OWING
NAME AND ADDRESS OF CREDITOR	IKANSFERS	TRANSFERS	Owind

None c. *All debtors:* List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND			AMOUNT STILL
RELATIONSHIP TO DEBTOR	DATE OF PAYMENT	AMOUNT PAID	OWING

#### 4. Suits and administrative proceedings, executions, garnishments and attachments

None a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT AND CASE NUMBER TD Bank, N.A. vs. Joseph Miller, Annette Miller, Domenick Collura, Theresa Colura, West of Towners Case No. 562014CA000650	NATURE OF PROCEEDING <b>Civil</b>	COURT OR AGENCY AND LOCATION Circuit Court of the Nineteeth Judicial Circuit in St. Lucie County Florida	STATUS OR DISPOSITION <b>Pending</b>
Towners Case No.: 562014CA000650		-	

None b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED

DATE OF SEIZURE

DESCRIPTION AND VALUE OF PROPERTY

\* Amount subject to adjustment on 4/01/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

### B7 (Official Form 7) (04/13) 3

5	5. Repossessions, foreclosures an	d returns		
None	returned to the seller, within one ye	essessed by a creditor, sold at a foreclosure ear immediately preceding the commence tion concerning property of either or both etition is not filed.)	ment of this case. (Ma	urried debtors filing under chapter 12
	AND ADDRESS OF FOR OR SELLER	DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN	DESCRIPTION AN PROPEI	
	6. Assignments and receiverships			
None	this case. (Married debtors filing ur	erty for the benefit of creditors made with ider chapter 12 or chapter 13 must include buses are separated and a joint petition is a	e any assignment by e	
NAME A	ND ADDRESS OF ASSIGNEE	DATE OF ASSIGNMENT	TERMS OF ASSIG	NMENT OR SETTLEMENT
None	preceding the commencement of th	in the hands of a custodian, receiver, or co is case. (Married debtors filing under chap whether or not a joint petition is filed, unle	pter 12 or chapter 13	must include information concerning
	ND ADDRESS USTODIAN	NAME AND LOCATION OF COURT CASE TITLE & NUMBER	DATE OF ORDER	DESCRIPTION AND VALUE OF PROPERTY
	7. Gifts			
None	and usual gifts to family members a aggregating less than \$100 per recip	ons made within <b>one year</b> immediately p ggregating less than \$200 in value per ind pient. (Married debtors filing under chapt ot a joint petition is filed, unless the spou	dividual family memb er 12 or chapter 13 m	er and charitable contributions ust include gifts or contributions by
	E AND ADDRESS OF OR ORGANIZATION	RELATIONSHIP TO DEBTOR, IF ANY	DATE OF GIFT	DESCRIPTION AND VALUE OF GIFT
	8. Losses			
None	since the commencement of this ca	casualty or gambling within <b>one year</b> im ase. (Married debtors filing under chapter ion is filed, unless the spouses are separat	12 or chapter 13 mus	t include losses by either or both
	PTION AND VALUE PROPERTY	DESCRIPTION OF C LOSS WAS COVERE BY INSURANCE		PART
	9. Payments related to debt coun	seling or bankruptcy		
None		transferred by or on behalf of the debtor t of under the bankruptcy law or preparation is case.		
OF I Ozment 2001 Pa	ND ADDRESS PAYEE Merrill Im Beach Lakes Blvd. Suite 410 alm Beach, FL 33409	DATE OF PAYMENT NAME OF PAYER IF OT THAN DEBTOR <b>April 17, 2014</b>	,	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY \$15,000.00

## Case 14-18920-EPK Doc 1 Filed 04/18/14 Page 23 of 30

B7 (Official 4	l Form 7) (04/13)					
+	10. Other transfers					
None	a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within <b>two years</b> immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)					
	ND ADDRESS OF TRANSFERE ELATIONSHIP TO DEBTOR	E, DATE	DESCRIBE PROPER AND VALU	TY TRANSFERRED JE RECEIVED		
None	b. List all property transferred b trust or similar device of which t	y the debtor within <b>ten years</b> immediatel he debtor is a beneficiary.	y preceding the commence	ment of this case to a self-settled		
NAME O DEVICE	F TRUST OR OTHER	DATE(S) OF TRANSFER(S)		EY OR DESCRIPTION AND TY OR DEBTOR'S INTEREST		
	11. Closed financial accounts					
None	otherwise transferred within <b>one</b> financial accounts, certificates of cooperatives, associations, broke	struments held in the name of the debtor <b>year</b> immediately preceding the comment of deposit, or other instruments; shares and erage houses and other financial institution accounts or instruments held by or for eit and a joint petition is not filed.)	ncement of this case. Includ d share accounts held in bar ons. (Married debtors filing	le checking, savings, or other hks, credit unions, pension funds, under chapter 12 or chapter 13 must		
NAME A	ND ADDRESS OF INSTITUTIO	TYPE OF ACCOUN DIGITS OF ACCOU N AND AMOUNT OF F	JNT NUMBER,	AMOUNT AND DATE OF SALE OR CLOSING		
	12. Safe deposit boxes					
None	List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within <b>one year</b> immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)					
	ND ADDRESS OF BANK HER DEPOSITORY	NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY	DESCRIPTION OF CONTENTS	DATE OF TRANSFER OR SURRENDER, IF ANY		
	13. Setoffs					
None	commencement of this case. (Ma	itor, including a bank, against a debt or d nried debtors filing under chapter 12 or c tition is filed, unless the spouses are sep	chapter 13 must include info	ormation concerning either or both		
NAME A	ND ADDRESS OF CREDITOR	DATE OF SETOFF		AMOUNT OF SETOFF		
	14. Property held for another	person				
None	List all property owned by anoth	er person that the debtor holds or control	ls.			
NAME A	ND ADDRESS OF OWNER	DESCRIPTION AND VALUE OF PR	OPERTY LOCATION	N OF PROPERTY		

#### B7 (Official Form 7) (04/13)

### 15. Prior address of debtor

None If the debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

### ADDRESS

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### NAME USED

#### DATES OF OCCUPANCY

#### 16. Spouses and Former Spouses

None If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

#### NAME

### 17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

	NAME AND ADDRESS OF	DATE OF	ENVIRONMENTAL
SITE NAME AND ADDRESS	GOVERNMENTAL UNIT	NOTICE	LAW

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

	NAME AND ADDRESS OF	DATE OF	ENVIRONMENTAL
SITE NAME AND ADDRESS	GOVERNMENTAL UNIT	NOTICE	LAW

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR DISPOSITION

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#### 18. Nature, location and name of business

None a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

*If the debtor is a partnership*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within **six years** immediately preceding the commencement of this case.

*If the debtor is a corporation*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

	LAST FOUR DIGITS OF			
	SOCIAL-SECURITY OR			
	OTHER INDIVIDUAL			
	TAXPAYER-I.D. NO.			BEGINNING AND
NAME	(ITIN)/ COMPLETE EIN	ADDRESS	NATURE OF BUSINESS	ENDING DATES

None b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME	ADDRESS

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within **six years** immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time.

(An individual or joint debtor should complete this portion of the statement **only** if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

#### 19. Books, records and financial statements

ADDRESS

None a. List all bookkeepers and accountants who within **two years** immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

#### NAME AND ADDRESS

None b. List all firms or individuals who within the **two years** immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

NAME

None c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME

None d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within **two years** immediately preceding the commencement of this case.

NAME AND ADDRESS

ADDRESS

DATE ISSUED



DATES SERVICES RENDERED

## Nor

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	al Form 7) (04/13)				
7	20. Inventories				
None		e last two inventories taken of your property, the name of and basis of each inventory.	of the person who supervised the taking of each inventory,		
DATE O	OF INVENTORY	INVENTORY SUPERVISOR	DOLLAR AMOUNT OF INVENTORY (Specify cost, market or other basis)		
None	b. List the name and address of the person having possession of the records of each of the inventories reported in a., above.				
DATE O	TE OF INVENTORY RECORDS				
	21 . Current Partne	rs, Officers, Directors and Shareholders			
None	a. If the debtor is a p	artnership, list the nature and percentage of partnership i	interest of each member of the partnership.		
NAME A	AND ADDRESS	NATURE OF INTEREST	PERCENTAGE OF INTEREST		
None		orporation, list all officers and directors of the corporation bercent or more of the voting or equity securities of the c	on, and each stockholder who directly or indirectly owns, corporation.		
NAME A	AND ADDRESS	TITLE	NATURE AND PERCENTAGE OF STOCK OWNERSHIP		
	22 . Former partner	rs, officers, directors and shareholders			
None	a. If the debtor is a p commencement of th	artnership, list each member who withdrew from the par is case.	tnership within <b>one year</b> immediately preceding the		
NAME		ADDRESS	DATE OF WITHDRAWAL		
None		orporation, list all officers, or directors whose relationshing the commencement of this case.	ip with the corporation terminated within <b>one year</b>		
NAME A	AND ADDRESS	TITLE	DATE OF TERMINATION		
	23 . Withdrawals fr	om a partnership or distributions by a corporation			
None	If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during <b>one year</b> immediately preceding the commencement of this case.				
OF REC	& ADDRESS IPIENT, IONSHIP TO DEBTOR	DATE AND PURPOSE OF WITHDRAWAL	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY		
	24. Tax Consolidati	on Group.			
None		poration, list the name and federal taxpayer identification es of which the debtor has been a member at any time wi	n number of the parent corporation of any consolidated ithin <b>six years</b> immediately preceding the commencement		

NAME OF PARENT CORPORATION

TAXPAYER IDENTIFICATION NUMBER (EIN)

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### 25. Pension Funds.

None If the debtor is not an individual, list the name and federal taxpayer-identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within **six years** immediately preceding the commencement of the case.

NAME OF PENSION FUND

TAXPAYER IDENTIFICATION NUMBER (EIN)

#### \* \* \* \* \* \*

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

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct to the best of my knowledge, information and belief.

Date April 18, 2014

Signature /s/ Domenick Collura Domenick Collura Managing Member

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

Penalty for making a false statement: 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
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West of Towners, LLC

Debtor

Case No.		
Chapter	11	

## 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 or place of business of holder	Security Class	Number of Securities	Kind of Interest	
Domenick Collura 7680 Wyldwood Way Fort Pierce, FL 34982	Managing Member	50%		
Joseph G Miller 5500 Orange Ave Fort Pierce, FL 34947	Managing Member	50%		

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

Date April 18, 2014

Signature <u>/s/ Domenick Collura</u> Domenick Collura 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.

### United States Bankruptcy Court Southern District of Florida

In re West of Towners, LLC

Debtor(s)

Case No. Chapter 11

## **VERIFICATION OF CREDITOR MATRIX**

I, the Managing Member 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: April 18, 2014

/s/ Domenick Collura Domenick Collura/Managing Member Signer/Title I.R.S. (Special Procedures) PO Box 17167, Stop 5760 Fort Lauderdale, FL 33318

Annette Miller 2015 31st Ave Vero Beach, FL 32960

Domenick Collura 5500 Orange Ave. Fort Pierce, FL 34947

Domenick Collura 7680 Wyldwood Way Port Saint Lucie, FL 34986

Joseph G Miller Rev Living Trust 10/2/86 5500 Orange Ave Fort Pierce, FL 34947

Joseph Miller 5500 Orange Avenue Fort Pierce, FL 34947

Joseph Miller 5404 Ideal Holding Rd Port Saint Lucie, FL 34987

St. Lucie County Tax Collector P.O. Box 308 Fort Pierce, FL 34954

TD Bank 1701 Route 70 East Cherry Hill, NJ 08034

Theresa Collura 280 SW Lake Forest Way Port Saint Lucie, FL 34986