

**Fill in this information to identify your case:**

United States Bankruptcy Court for the:

SOUTHERN DISTRICT OF FLORIDA

Case number (if known) \_\_\_\_\_ Chapter 11 Check if this an amended filing**Official Form 201****Voluntary Petition for Non-Individuals Filing for Bankruptcy**

4/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. **Debtor's name** C & D Produce Outlet, Inc.
- 
2. **All other names debtor used in the last 8 years**  
Include any assumed names, trade names and *doing business as* names
- 
3. **Debtor's federal Employer Identification Number (EIN)** 65-0978649
- 
4. **Debtor's address**
- | <b>Principal place of business</b>  | <b>Mailing address, if different from principal place of business</b>                       |
|---|---|
| <u>8195 North Military Trail</u><br><u>Palm Beach Gardens, FL 33410</u><br>Number, Street, City, State & ZIP Code | _____   |
| <u>Palm Beach</u><br>County   | <b>Location of principal assets, if different from principal place of business</b><br>_____ |
|   | Number, Street, City, State & ZIP Code  |
- 
5. **Debtor's website (URL)** \_\_\_\_\_
- 
6. **Type of debtor**
- Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
- Partnership (excluding LLP)
- Other. Specify: \_\_\_\_\_
-

Debtor C & D Produce Outlet, Inc.  
Name

Case number (if known) \_\_\_\_\_

**7. Describe debtor's business**

A. Check one:

- Health Care Business (as defined in 11 U.S.C. § 101(27A))
- Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- Railroad (as defined in 11 U.S.C. § 101(44))
- Stockbroker (as defined in 11 U.S.C. § 101(53A))
- Commodity Broker (as defined in 11 U.S.C. § 101(6))
- Clearing Bank (as defined in 11 U.S.C. § 781(3))
- None of the above

B. Check all that apply

- Tax-exempt entity (as described in 26 U.S.C. §501)
- Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.  
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

**8. Under which chapter of the Bankruptcy Code is the debtor filing?**

Check one:

- Chapter 7
- Chapter 9
- Chapter 11. Check all that apply:
  - Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
  - The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
  - A plan is being filed with this petition.
  - Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
  - The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11 (Official Form 201A) with this form.
  - The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.
- Chapter 12

**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

- No.
- Yes.

If more than 2 cases, attach a separate list.

District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_

**10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?**

- No
- Yes.

List all cases. If more than 1, attach a separate list

Debtor \_\_\_\_\_ Relationship \_\_\_\_\_  
District \_\_\_\_\_ When \_\_\_\_\_ Case number, if known \_\_\_\_\_

Debtor C & D Produce Outlet, Inc.  
Name

Case number (if known) \_\_\_\_\_

11. Why is the case filed in this district? *Check all that apply:*

Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.

A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

No

Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

**Why does the property need immediate attention?** *(Check all that apply.)*

It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.  
What is the hazard? \_\_\_\_\_

It needs to be physically secured or protected from the weather.

It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

Other \_\_\_\_\_

**Where is the property?** \_\_\_\_\_  
Number, Street, City, State & ZIP Code

**Is the property insured?**

No

Yes. Insurance agency \_\_\_\_\_  
Contact name \_\_\_\_\_  
Phone \_\_\_\_\_

**Statistical and administrative information**

13. Debtor's estimation of available funds *Check one:*

Funds will be available for distribution to unsecured creditors.

After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors

<input checked="" type="checkbox"/> 1-49	<input type="checkbox"/> 1,000-5,000	<input type="checkbox"/> 25,001-50,000
<input type="checkbox"/> 50-99	<input type="checkbox"/> 5001-10,000	<input type="checkbox"/> 50,001-100,000
<input type="checkbox"/> 100-199	<input type="checkbox"/> 10,001-25,000	<input type="checkbox"/> More than 100,000
<input type="checkbox"/> 200-999		

15. Estimated Assets

<input checked="" type="checkbox"/> \$0 - \$50,000	<input type="checkbox"/> \$1,000,001 - \$10 million	<input type="checkbox"/> \$500,000,001 - \$1 billion
<input type="checkbox"/> \$50,001 - \$100,000	<input type="checkbox"/> \$10,000,001 - \$50 million	<input type="checkbox"/> \$1,000,000,001 - \$10 billion
<input type="checkbox"/> \$100,001 - \$500,000	<input type="checkbox"/> \$50,000,001 - \$100 million	<input type="checkbox"/> \$10,000,000,001 - \$50 billion
<input type="checkbox"/> \$500,001 - \$1 million	<input type="checkbox"/> \$100,000,001 - \$500 million	<input type="checkbox"/> More than \$50 billion

16. Estimated liabilities

<input type="checkbox"/> \$0 - \$50,000	<input type="checkbox"/> \$1,000,001 - \$10 million	<input type="checkbox"/> \$500,000,001 - \$1 billion
<input type="checkbox"/> \$50,001 - \$100,000	<input type="checkbox"/> \$10,000,001 - \$50 million	<input type="checkbox"/> \$1,000,000,001 - \$10 billion
<input checked="" type="checkbox"/> \$100,001 - \$500,000	<input type="checkbox"/> \$50,000,001 - \$100 million	<input type="checkbox"/> \$10,000,000,001 - \$50 billion
<input type="checkbox"/> \$500,001 - \$1 million	<input type="checkbox"/> \$100,000,001 - \$500 million	<input type="checkbox"/> More than \$50 billion

Debtor C & D Produce Outlet, Inc.  
Name

Case number (if known) \_\_\_\_\_

**Request for Relief, Declaration, and Signatures**

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature of authorized representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 21, 2016  
MM / DD / YYYY

**X /s/ Carol Saldana**  
Signature of authorized representative of debtor  
  
Title President

Carol Saldana  
Printed name

**18. Signature of attorney**

**X /s/ Craig I. Kelley**  
Signature of attorney for debtor

Date April 21, 2016  
MM / DD / YYYY

Craig I. Kelley  
Printed name

Kelley & Fulton, PL  
Firm name

1665 Palm Beach Lakes Blvd  
The Forum - Suite 1000  
West Palm Beach, FL 33401  
Number, Street, City, State & ZIP Code

Contact phone 561-491-1200 Email address dana@kelleylawoffice.com

782203  
Bar number and State

## Fill in this information to identify the case:

Debtor name **C & D Produce Outlet, Inc.**  
 United States Bankruptcy Court for the: **SOUTHERN DISTRICT OF FLORIDA**  
 Case number (if known): \_\_\_\_\_

Check if this is an amended filing

## Official Form 204

**Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders**

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
<b>Amerigas PO Box 965 Valley Forge, PA 19482</b>		<b>Business debt</b>				<b>\$1,343.73</b>
<b>Commerce Commercial Leasing c/o UCC Direct Services PO Box 29071 Glendale, CA 91209-9071</b>			<b>Contingent Unliquidated Disputed</b>	<b>Unknown</b>	<b>Unknown</b>	<b>Unknown</b>
<b>Ecoripe 11087 NW 122 Street Medley, FL 33178</b>		<b>Business debt</b>				<b>\$9,422.00</b>
<b>Frank's Produce 1496 NW 23 Street Miami, FL 33142</b>		<b>Inventory Supplier</b>				<b>\$1,000.00</b>
<b>Freedom Fresh 8901 NW 33 Road Suite 100 Miami, FL 33172</b>		<b>Inventory Supplier</b>				<b>\$6,030.45</b>
<b>Fresh Point South Florida, Inc. 2300 NW 19 Street Pompano Beach, FL 33069</b>		<b>Inventory Supplier</b>				<b>\$55,044.55</b>
<b>Fresko Foods 7350 NW 30 Avenue Suite B Miami, FL 33147</b>		<b>Inventory Supplier</b>				<b>\$30,507.90</b>
<b>Gordon Food Service Inc. c/o Roniel Rodriguez IV, P.A. 12555 Biscayne Blvd., 915 N. Miami, FL 33181</b>		<b>Lawsuit</b>				<b>\$0.00</b>

Debtor **C & D Produce Outlet, Inc.**

Case number (if known) \_\_\_\_\_

Name

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
<b>Green Peppers</b> 9545 Listow Terrace Boynton Beach, FL 33472		<b>Inventory Supplier</b>				<b>\$6,335.00</b>
<b>Happy Rock Merchant Solutions LLC</b> 149 West 36 Street, 12th Floor New York, NY 10018		<b>Factoring Agreement</b>	<b>Contingent Unliquidated Disputed</b>			<b>\$83,393.18</b>
<b>Import-Mex Dist</b> 1240 W 13th St Riviera Beach, FL 33404		<b>Inventory Supplier</b>				<b>\$2,541.11</b>
<b>J. Sanchez Produce</b> 2151 NW 13 Avenue Bay 5/9 Miami, FL 33142		<b>Inventory Supplier</b>				<b>\$8,061.00</b>
<b>NAAM Produce</b> PO Box 531429 Miami Shores, FL 33153		<b>Inventory Supplier</b>				<b>\$2,130.00</b>
<b>Pexco</b> PO Box 855 Pompano Beach, FL 33061		<b>Business debt</b>				<b>\$6,339.58</b>
<b>Sotolongo</b> 633 Peppergrass Run West Palm Beach, FL 33411		<b>Business debt</b>				<b>\$6,030.10</b>
<b>Unifirst</b> 500 SW 13 Terrace Pompano Beach, FL 33069		<b>Business debt</b>				<b>\$229.31</b>

Amerigas  
PO Box 965  
Valley Forge, PA 19482

Commerce Commercial Leasing  
c/o UCC Direct Services  
PO Box 29071  
Glendale, CA 91209-9071

Ecoripe  
11087 NW 122 Street  
Medley, FL 33178

Frank's Produce  
1496 NW 23 Street  
Miami, FL 33142

Freedom Fresh  
8901 NW 33 Road Suite 100  
Miami, FL 33172

Fresh Point South Florida, Inc.  
2300 NW 19 Street  
Pompano Beach, FL 33069

Fresko Foods  
7350 NW 30 Avenue  
Suite B  
Miami, FL 33147

Furr and Cohen PA  
2255 Glades Road, Suite 337W  
Boca Raton, FL 33431

Gordon Food Service Inc.  
c/o Roniel Rodriguez IV, P.A.  
12555 Biscayne Blvd., 915  
N. Miami, FL 33181

Green Peppers  
9545 Listow Terrace  
Boynton Beach, FL 33472

Happy Rock Merchant Solutions LLC  
149 West 36 Street, 12th Floor  
New York, NY 10018

Import-Mex Dist  
1240 W 13th St  
Riviera Beach, FL 33404

J. Sanchez Produce  
2151 NW 13 Avenue  
Bay 5/9  
Miami, FL 33142

NAAM Produce  
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Miami Shores, FL 33153

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