# Case 07-11106 Document 1 Filed 05/08/2007 Page 1 of 31 (Official Form 1) (04/07)

	tates Bankruptcy ( ct of Georgia, New			Voluntary Petition
Name of Debtor (if individual, enter Last, First, M Malcolm, Iris C	ddle):	Name of Joint Deb Malcolm, LLoy	tor (Spouse) (Last, First	, Middle):
All Other Names used by the Debtor in the last 8 y (include married, maiden, and trade names):	ears		sed by the Joint Debtor naiden, and trade names	
Last four digits of Soc. Sec. No./Complete EIN or than one, state all): 0622	other Tax I.D. No. (if more	Last four digits of S than one, state all):		EIN or other Tax I.D. No. (if more
Street Address of Debtor (No. & Street, City, State 125 Melanie Circle	& Zip Code):	125 Melanie C		eet, City, State & Zip Code):
Fairburn, GA	ZIPCODE <b>30213-9634</b>	– Fairburn, GA		ZIPCODE <b>30213-9634</b>
County of Residence or of the Principal Place of B <b>Fayette</b>	usiness:	County of Resident	ce or of the Principal Pla	ace of Business:
Mailing Address of Debtor (if different from street	address)	Mailing Address of	f Joint Debtor (if differe	nt from street address):
	ZIPCODE			ZIPCODE
Location of Principal Assets of Business Debtor (in	different from street address	above):		
<b>Type of Debtor</b> (Form of Organization)	Nature of (Check o			ZIPCODE ankruptcy Code Under Which on is Filed (Check one box.)
(Check <b>one</b> box.) ✓ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. □ Corporation (includes LLC and LLP) □ Partnership □ Other (If debtor is not one of the above entities, check this box and state type of entity below.)	<ul> <li>☐ Health Care Business</li> <li>☐ Single Asset Real Est U.S.C. § 101(51B)</li> <li>☐ Railroad</li> <li>☐ Stockbroker</li> <li>☐ Commodity Broker</li> <li>☐ Clearing Bank</li> <li>☐ Other</li> </ul> Tax-Exem (Check box, i ☐ Debtor is a tax-exem Title 26 of the United Internal Revenue Comparison of the Comp	s tate as defined in 11 <b>pt Entity</b> f applicable.) pt organization under l States Code (the	<ul> <li>Chapter 7</li> <li>Chapter 9</li> <li>✓ Chapter 11</li> <li>Chapter 12</li> <li>Chapter 13</li> <li>✓ Debts are primari debts, defined in 18 § 101(8) as "incur individual primari personal, family, o hold purpose."</li> </ul>	<ul> <li>☐ Chapter 15 Petition for Recognition of a Foreign Main Proceeding</li> <li>☐ Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding</li> <li>Nature of Debts (Check one box)</li> <li>ly consumer</li> <li>☐ Debts are primarily</li> <li>11 U.S.C. business debts.</li> <li>rred by an ly for a or house-</li> </ul>
<ul> <li>Filing Fee (Check one I</li> <li>✓ Full Filing Fee attached</li> <li>□ Filing Fee to be paid in installments (Applicable attach signed application for the court's consider is unable to pay fee except in installments. Rule 3A.</li> <li>□ Filing Fee waiver requested (Applicable to chap attach signed application for the court's consider</li> </ul>	to individuals only). Must ation certifying that the debto 1006(b). See Official Form er 7 individuals only). Must	<ul> <li>Debtor is not a s</li> <li>Check if:</li> <li>Debtor's aggreg: affiliates are less</li> <li>Check all applicab</li> <li>A plan is being f</li> <li>Acceptances of t</li> </ul>	ate noncontingent liquid s than \$2,190,000. <b>It boxes:</b> filed with this petition	ined in 11 U.S.C. § 101(51D). defined in 11 U.S.C. § 101(51D). lated debts owed to non-insiders or prepetition from one or more classes of
Statistical/Administrative Information ✓ Debtor estimates that funds will be available for □ Debtor estimates that, after any exempt property no funds available for distribution to unsecured	is excluded and administrativ	ditors.	THIS SF	PACE IS FOR COURT USE ONLY
Estimated Number of Creditors           1-         50-         100-         200-         1,000-           49         99         199         999         5,000           Image: Comparison of the system of the	10,000 25,000 50		Over 00,000	
Estimated Assets \$0 to \$10,000 to \$100,000	\$100,000 to \$1 million \$1 m		than million	
Estimated Liabilities           \$0 to         \$50,000 to           \$50,000         \$100,000	\$100,000 to \$1 million \$100		than million	

VOLUNTARY PETITION

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(Official Form 1) (04/07)		FORM B1, Page 2
<b>Voluntary Petition</b> (This page must be completed and filed in every case)	Name of Debtor(s): Malcolm, Iris C & Malcolm,	LLoyd
Prior Bankruptcy Case Filed Within Last 8	<b>B Years</b> (If more than one, attach	additional sheet)
Location Where Filed: <b>None</b>	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:
Pending Bankruptcy Case Filed by any Spouse, Partner or	Affiliate of this Debtor (If more	re than one, attach additional sheet)
Name of Debtor: None	Case Number:	Date Filed:
District:	Relationship:	Judge:
Exhibit A (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)	(To be completed whose debts are pr I, the attorney for the petitioner r that I have informed the petition chapter 7, 11, 12, or 13 of tit explained the relief available un	<b>shibit B</b> if debtor is an individual imarily consumer debts.) named in the foregoing petition, declare her that [he or she] may proceed under le 11, United States Code, and have der each such chapter. I further certify he notice required by § 342(b) of the
	X /s/ Diana McDonald Signature of Attorney for Debtor(s)	<b>5/02/07</b> Date
<ul> <li>Yes, and Exhibit C is attached and made a part of this petition.</li> <li>✓ No</li> <li>✓ Exhi</li> <li>(To be completed by every individual debtor. If a joint petition is filed, ea</li> <li>✓ Exhibit D completed and signed by the debtor is attached and ma</li> <li>If this is a joint petition:</li> <li>✓ Exhibit D also completed and signed by the joint debtor is attached</li> </ul>	ach spouse must complete and atta de a part of this petition.	ch a separate Exhibit D.)
<ul> <li>Information Regardin (Check any ap Debtor has been domiciled or has had a residence, principal place of preceding the date of this petition or for a longer part of such 180</li> </ul>	oplicable box.) of business, or principal assets in th	is District for 180 days immediately
☐ There is a bankruptcy case concerning debtor's affiliate, general p		
Debtor is a debtor in a foreign proceeding and has its principal plot or has no principal place of business or assets in the United States be in this District, or the interests of the parties will be served in regional place.	but is a defendant in an action or pro	oceeding [in a federal or state court]
Statement by a Debtor Who Resides (Check all app Landlord has a judgment against the debtor for possession of deb	licable boxes.)	
(Name of landlord or lesso	or that obtained judgment)	
(Address of lan	dlord or lessor)	
Debtor claims that under applicable nonbankruptcy law, there are entire monetary default that gave rise to the judgment for possess		
Debtor has included in this petition the deposit with the court of an of the petition.	ny rent that would become due duri	ng the 30-day period after the filing

Case 07-11106 Document 1 Official Form 1) (04/07)	Filed 05/08/2007 Page 3 of 31 FORM B1, Page 3
<b>Voluntary Petition</b> (This page must be completed and filed in every case)	Name of Debtor(s): Malcolm, Iris C & Malcolm, LLoyd
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 State Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b). I request relief in accordance with the chapter of title 11, United States Code, specified in this petition. X /s/ Iris C Malcolm Signature of Debtor Iris C Malcolm X /s/ Lloyd Malcolm Signature of Joint Debtor Lloyd Malcolm Telephone Number (If not represented by attorney) May 2, 2007 Date	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 <b>one</b> 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. X Signature of Foreign Representative Date
Signature of Attorney	Signature of Non-Attorney Petition Preparer
X /s/ Diana McDonald Signature of Attorney for Debtor(s) Diana McDonald Georgia 489710 Printed Name of Attorney for Debtor(s) Law Offices Of Diana McDonald, LLC 2800 Peachtree Inc Firm Name Suite C Address	I declare under penalty of perjury that: 1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; 2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h) and 342(b); 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 19B is attached.
Duluth, GA 30097	Printed Name and title, if any, of Bankruptcy Petition Preparer
(678) 542-2255 Telephone Number May 2, 2007 Date	Social Security Number (If the bankruptcy 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.)         Address
Signature of Debtor (Corporation/Partnership)	
I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor. The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.	X Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above. Date Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy
Signature of Authorized Individual	petition preparer is not an individual:
Printed Name of Authorized Individual Title of Authorized Individual Date	If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person. <i>A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result</i>
Title of Authorized Individual Date	sheets conforming to the appropriate official form for A bankruptcy petition preparer's failure to comply w

Official Form 1, Exhibit D (10/06)

United States Bankruptcy Court Northern District of Georgia, Newnan Division

IN RE:

Malcolm, Iris C

Case No. \_\_\_\_\_ Chapter 11

### Debtor(s) EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

 $\checkmark$  1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.

2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. *You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.* 

3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.][Summarize exigent circumstances here.]

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]

- Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
- Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
- Active military duty in a military combat zone.

5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: /s/ Iris C Malcolm

**United States Bankruptcy Court** Northern District of Georgia, Newnan Division

IN RE:

Malcolm, LLoyd

Case No. Chapter **11** 

Debtor(s) **EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE** WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

 $\sqrt{1}$ . Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.

2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.

3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.][Summarize exigent circumstances here.]

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]

- Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
- Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
- Active military duty in a military combat zone.

5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: /s/ Lloyd Malcolm

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**United States Bankruptcy Court** 

Northern District of Georgia, Newnan Division

IN RE: Malcolm, Iris C & Malcolm, LLoyd Case No. \_\_\_\_\_ Chapter 11

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Debtor(s)

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, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

(1) Name of creditor and complete mailing address including zip code	(2) Name, telephone number and complete mailing address, including zip code, of employee, agent or department of creditor familiar with claim who may be contacted	(3) Nature of claim (trade debt, bank loan, government contract, etc.)	(4) Indicate if claim is contingent, unliquidated, disputed or subject to setoff	(5) Amount of claim (if secured also state value of security)
Regions Bank/ Amsouth Bank C/O Eels & Allen, LLC 2971 Flowers Road South Suite 181 Atlanta, GA 30341	(770) 455-3660		Unliquidated	101,341.50
Home Depot P.O BOX 68910 Des Moines, IA 50368-9700				20,086.06
Bank Of America P.O. Box 26077 Greensboro, NC 27420-6077				7,456.75
Discover Card Services P.O. BOX 15251 Wilmington, DE 19886-5251				6,969.46
Macy's P.O. Box 689194 Des Moines, IA 50368-9194				4,445.88
Chase P.O. BOX 15153 Wilmington, DE 19886-5153	(800) 346-5538			3,787.63
Glover- Auten Foods P.O. Box 1639 Columbus, GA 31902-3547	Jon Immke (800) 595-9900	Trade debt		3,306.14

### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I 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 2, 2007	Signature /s/ Iris C Malcolm of Debtor	Iris C Malcolm
Date: May 2, 2007	Signature /s/ Lloyd Malcolm	
	of Joint Debtor	Lloyd Malcolm
	(if any)	•

Debtor(s)

United States Bankruptcy Court

Northern District of Georgia, Newnan Division

IN RE:

Malcolm, Iris C & Malcolm, LLoyd

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. Do not include the name or address of a minor child in this statement. Indicate payments, transfers and the like to minor children by stating "a minor child." 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 owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

### 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 100,136.00 Iris and Lloyd Malcolm Income 2004 Tax Returns 51,681.00 Iris and Lloyd Malcolm Income from 2005 Tax Returns

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

None State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the

**W** 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.)

### 3. Payments to creditors

### Complete a. or b., as appropriate, and c.

None 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 if the aggregate value of all property that constitutes or is affected by such transfer is not 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 creditor 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.)

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None	b. Debtor whose debts are not primarily consumer debts: List each pays preceding the commencement of the case if the aggregate value of all prop (Married debtors filing under chapter 12 or chapter 13 must include pays petition is filed, unless the spouses are separated and a joint petition is n	erty that constitutes or is affected by su nents and other transfers by either or b	ch transfer is not less than \$5,475.
None	<i>c. All debtors:</i> List all payments made within <b>one year</b> immediately pre who are or were insiders. (Married debtors filing under chapter 12 or cha a joint petition is filed, unless the spouses are separated and a joint petit	pter 13 must include payments by eith	
4. Su	its and administrative proceedings, executions, garnishments and atta	chments	
None	a. List all suits and administrative proceedings to which the debtor is o bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 not a joint petition is filed, unless the spouses are separated and a joint p	must include information concerning	ately preceding the filing of this either or both spouses whether or
AND Regi TRae	ITION OF SUIT       CASE NUMBER       NATURE OF PROCEEDING         ons Bank/Amsouth Bank VS       Complaint on Action         Inc and Lloyd Malcolm       E# 06SV0852	COURT OR AGENCY AND LOCATION STATE COURT OF FAYETTE COUNTY GEORGIA	STATUS OR DISPOSITION <b>PENDING</b>
None	b. Describe all property that has been attached, garnished or seized unde the commencement of this case. (Married debtors filing under chapter 1 or both spouses whether or not a joint petition is filed, unless the spouse	2 or chapter 13 must include informat	ion concerning property of either
5. Re	possessions, foreclosures and returns		
None	List all property that has been repossessed by a creditor, sold at a foreclo the seller, within <b>one year</b> immediately preceding the commencement o include information concerning property of either or both spouses wheth joint petition is not filed.)	f this case. (Married debtors filing und	ler chapter 12 or chapter 13 must
6. As	signments and receiverships		
None	a. Describe any assignment of property for the benefit of creditors made v (Married debtors filing under chapter 12 or chapter 13 must include any as unless the spouses are separated and joint petition is not filed.)		
None	b. List all property which has been in the hands of a custodian, receiver, commencement of this case. (Married debtors filing under chapter 12 or c spouses whether or not a joint petition is filed, unless the spouses are set	hapter 13 must include information cor	cerning property of either or both
7. Gi	fts		
None	List all gifts or charitable contributions made within <b>one year</b> immediate gifts to family members aggregating less than \$200 in value per individua per recipient. (Married debtors filing under chapter 12 or chapter 13 mus a joint petition is filed, unless the spouses are separated and a joint petit	l family member and charitable contrib t include gifts or contributions by eith	utions aggregating less than \$100
8. Lo	sses		
None	List all losses from fire, theft, other casualty or gambling within <b>one ye commencement of this case</b> . (Married debtors filing under chapter 12 or a joint petition is filed, unless the spouses are separated and a joint petit	chapter 13 must include losses by eith	
9. Pa	yments related to debt counseling or bankruptcy		
None	List all payments made or property transferred by or on behalf of the debt consolidation, relief under bankruptcy law or preparation of a petition in of this case.		
	DATE OF PAYM	IENT, NAME OF AMOUNT (	OF MONEY OR DESCRIPTION

NAME AND ADDRESS OF PAYEE **Diana McDonald** 2800 Peachtree Industrial Blvd Dululth, GA 30097

PAYOR IF OTHER THAN DEBTOR 04/11/07

AND VALUE OF PROPERTY 5,000.00

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#### 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 two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or  $\checkmark$ 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.)
- b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

### 11. Closed financial accounts

None List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts,  $\checkmark$ certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 12. Safe deposit boxes

 $\checkmark$ 

None List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year 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.)

#### 13. Setoffs

None List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint  $\checkmark$ petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

#### 15. Prior address of debtor

None If 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.  $\checkmark$ 

#### 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,  $\checkmark$ 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.

#### **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.

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  $\checkmark$ Environmental Law.

 $\checkmark$ 

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.

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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.

#### 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.

NAME	TAXPAYER I.D. NUMBER	ADDRESS	NATURE OF BUSINESS	BEGINNING AND ENDING DATES
TRae Inc.	58-2420647	125 Melanie Circle Fairburn, GA 30213	Real Estate Investment	09/25/1998 - 03/09/2006
Malcolm's Inc	58-1848719	2284 Cascade Road Sw Atlantra, GA 30311	Restaurant	05/31/1989 -Present

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.

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 the **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 otherwise self-employed.

(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 the 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

None a. List all bookkeepers and accountants who within the **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	
<b>Associated Processing Service</b>	s
2204 Hamfred Lane	
Suite 104	

Tucker, GA 30084

DATES SERVICES RENDERED

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.

 $^{\text{None}}$  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.

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

#### 20. Inventories

None	a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the
$\checkmark$	dollar amount and basis of each inventory.

None	b. List the name and address of the pe	erson having possession of the records of each of the two inventories reported in a., abo	ve.
21. C	urrent Partners, Officers, Directors	and Shareholders	
None	a. If the debtor is a partnership, list th	e nature and percentage of partnership interest of each member of the partnership.	
None		ll officers and directors of the corporation, and each stockholder who directly or indirec ng or equity securities of the corporation.	tly owns, controls,
22. F	ormer partners, officers, directors ar	nd shareholders	
None	a. If the debtor is a partnership, list eac of this case.	ch member who withdrew from the partnership within <b>one year</b> immediately preceding the	ne commencement
None	b. If the debtor is a corporation, list a preceding the commencement of this	all officers, or directors whose relationship with the corporation terminated within <b>one</b> case.	year immediately
23. V	Vithdrawals from a partnership or di	stributions by a corporation	
None		tion, list all withdrawals or distributions credited or given to an insider, including compen tions exercised and any other perquisite during <b>one year</b> immediately preceding the com	
24. T	ax Consolidation Group		
None		name and federal taxpayer identification number of the parent corporation of any consolid n a member at any time within <b>six years</b> immediately preceding the commencement of t	
25. P	ension Funds.		
None		he name and federal taxpayer identification number of any pension fund to which the debte at any time within <b>six years</b> immediately preceding the commencement of the case.	or, as an employer,
[If co	ompleted by an individual or indivi	dual and spouse]	
	lare under penalty of perjury that I h to and that they are true and correc	ave read the answers contained in the foregoing statement of financial affairs and t.	any attachments
Date	: <u>May 2, 2007</u>	Signature /s/ Iris C Malcolm of Debtor	Iris C Malcolm
Date	: <u>May 2, 2007</u>	Signature /s/ Lloyd Malcolm of Joint Debtor (if any)	Lloyd Malcolm

\_\_\_\_\_0 continuation pages attached

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.

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#### IN RE Malcolm, Iris C & Malcolm, LLoyd

Debtor(s)

Case No.

### **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, or both own the property by placing an "H" for Husband, "W" for Wife, "J" for Joint or "C" for Community in the column labeled "HWJC." 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	H W J C	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
125 Melanie Circle -Fairburn, GA 30213	Fee Simple	J	745,000.00	796,300.23
	ТОТ	AL	745,000.00 (Report also on Summar	

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#### IN RE Malcolm, Iris C & Malcolm, LLoyd

Debtor(s)

### Case No.

### 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, or both own the property by placing an "H" for Husband, "W" for Wife, "J" for Joint, or "C" for Community in the column labeled "HWJC." 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." In providing the information requested in this schedule, do not include the name or address of a minor child. Simply state "a minor child."

	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	H W J C	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1.	Cash on hand.		Bank of America	L	900.00
2.	Checking, savings or other financial		Suntrust Bank	J	300.00
	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.		Suntrust Bank	J	1,700.00
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X			
4.	Household goods and furnishings, include audio, video, and computer equipment.		Household Furnishings	J	5,000.00
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	X			
6.	Wearing apparel.		Clothing	J	900.00
7.	Furs and jewelry.		Jewelry	J	900.00
8.	Firearms and sports, photographic, and other hobby equipment.	X			
9.	Interest in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X			
10.	Annuities. Itemize and name each issue.	X			
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(3). 11 U.S.C. § 521(c); Rule 1007(b)).	X			
12.	Interests in IRA, ERISA, Keogh, or		Edward Jones	J	7,163.47
	other pension or profit sharing plans. Itemize.		Prudential Trust Company	н	13,770.54
	itemize.		Prudential Trust Company	w	13,760.97
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 non-negotiable instruments.	X			

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Debtor(s)

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IN RE Malcolm, Iris C & Malcolm, LLoyd

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

### SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	H W J C	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
16.	Accounts receivable.		Raleigh Inc.		119,000.00
17.	Alimony, maintenance, support, and property settlements in which the debtor is or may be entitled. Give particulars.	X			
18.	Other liquidated debts owing debtor including tax refunds. Give particulars.	X			
19.	Equitable or future interest, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule of 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			
22.	Patents, copyrights, and other intellectual property. Give particulars.	X			
23.	Licenses, franchises, and other general intangibles. Give particulars.	X			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) in customer lists or similar compilations provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	x			
25.	Automobiles, trucks, trailers, and		1995 Toyota Previa - 260k Miles	J	1,515.00
	other vehicles and accessories.		1999 Mitsubshi Montero Sport - 160k miles	J	2,587.50
			2002 Toyota Sequoia - 30K miles	J	14,165.00
			2002 Toyota Tundra - 147K miles	J	7,905.00
26.	Boats, motors, and accessories.	X			
27.	Aircraft and accessories.	X			
28.	Office equipment, furnishings, and supplies.	X			
29.	Machinery, fixtures, equipment, and supplies used in business.	X			
30.	Inventory.	X			
31.	Animals.	X			
32.	Crops - growing or harvested. Give particulars.	X			
33.	Farming equipment and implements.	X			
34.	Farm supplies, chemicals, and feed.	X			

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Debtor(s)

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### **SCHEDULE B - PERSONAL PROPERTY** (Continuation Sheet)

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	H W J C	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
35. Other personal property of any kind not already listed. Itemize.	X			

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(Include amounts from any continuation sheets attached. Report total also on Summary of Schedules.)

189,567.48

TOTAL

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Debtor(s)

\_ Case No. \_

### SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemptions to which debtor is entitled under: (Check one box)

Check if debtor claims a homestead exemption that exceeds \$136,875.

neek one ook)
☐ 11 U.S.C. § 522(b)(2) ↓ 11 U.S.C. § 522(b)(3)

DESCRIPTION OF PROPERTY	SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTIONS
SCHEDULE A - REAL PROPERTY 125 Melanie Circle -Fairburn, GA 30213	OCGA §44-13-100(a)(1)	20,000.00	745,000.00
SCHEDULE B - PERSONAL PROPERTY			
Household Furnishings	OCGA §44-13-100(a)(4)	5,000.00	5,000.00
Clothing	OCGA §44-13-100(a)(6)	900.00	900.00
Jewelry	OCGA §44-13-100(a)(5)	900.00	900.00
Edward Jones	OCGA §44-13-100(a)(2)(F)	7,163.47	7,163.47
Prudential Trust Company	OCGA §44-13-100(a)(2)(F)	13,770.54	13,770.54
Prudential Trust Company	OCGA §44-13-100(a)(2)(F)	13,760.97	13,760.97

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**United States Bankruptcy Court** 

Northern District of Georgia, Newnan Division

IN	N RE:	Case No.						
Ma	alcolm, Iris C & Malcolm, LLoyd	Chapter <u>11</u>						
	Debtor(s)							
	DISCLOSURE OF COMPENSATION OF	ATTORNEY FOR DEBTOR						
1.	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorne one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for servi of or in connection with the bankruptcy case is as follows:							
	For legal services, I have agreed to accept	\$\$						
	Prior to the filing of this statement I have received							
	Balance Due	\$						
2.	The source of the compensation paid to me was: $\mathbf{M}$ Debtor $\Box$ Other (specify):							
3.	The source of compensation to be paid to me is: $\mathbf{M}$ Debtor $\Box$ Other (specify):							
4.	$\mathbf{M}$ I have not agreed to share the above-disclosed compensation with any other person unl	ess they are members and associates of my law firm.						
	I have agreed to share the above-disclosed compensation with a person or persons who together with a list of the names of the people sharing in the compensation, is attached.							
5.	In return for the above-disclosed fee, I have agreed to render legal service for all aspects of t	he bankruptcy case, including:						
	<ul> <li>Analysis of the debtor's financial situation, and rendering advice to the debtor in determ</li> <li>Preparation and filing of any petition, schedules, statement of affairs and plan which m</li> <li>Representation of the debtor at the meeting of creditors and confirmation hearing, and</li> <li>Representation of the debtor in adversary proceedings and other contested bankruptcy n</li> <li>[Other provisions as needed]</li> </ul>	ay be required; any adjourned hearings thereof;						
6.	By agreement with the debtor(s), the above disclosed fee does not include the following serv	vices:						

CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

May 2, 2007 Date /s/ Diana McDonald

Signature of Attorney

Law Offices Of Diana McDonald, LLC 2800 Peachtree Industrial Blvd Name of Law Firm Filed 05/08/2007 Page 18 of 31

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Debtor(s)

Case No.

### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

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, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. § 112. If "a minor child" is stated, also include the name, address, and legal relationship to the minor child of a person described in 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 Without Deducting Value of Collateral" 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, if Any" 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.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. 7022400308		J	Property at 125 Melanie Circle / 5 years	Γ			585,700.49	
Bank Of America P.O. Box 21848 Greensboro, NC 27420-1848	-		ago					
		<u> </u>	VALUE \$ 745,000.00					
ACCOUNT NO. <b>0002004931</b> Morequity, Inc P.O. BOX 3788 Evansville, IN 47736-3788	-	J	Line of credit secured by property at 125 Melanie Circle				71,301.74	
			VALUE \$ 745,000.00					
ACCOUNT NO. <b>401849500</b>	Х	J	Note secured by property at 125 Melanie				139,298.00	
Omni National Six Concourse Parkway Suite 2300 Atlanta, GA 30328			Circle VALUE \$ 745,000.00					
ACCOUNT NO.								
			VALUE \$	_				
<b>0</b> continuation sheets attached			(Total of th		otot		\$ 796,300.23	\$
		(U	Jse only on last page of the completed Schedule D. Report the Summary of Schedules, and if applicable, on the St Summary of Certain Liabilities and Relate	t al tati	Tot so c stic	al on al	\$ 796,300.23	

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IN RE Malcolm, Iris C & Malcolm, LLoyd

Debtor(s)

Case No.

### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

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, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. § 112. If "a minor child" is stated, also include the name, address, and legal relationship to the minor child of a person described in 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 "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Contingent." If the claim is disputed, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Longent." If the claim is disputed, place an "X" in the column labeled "Longent." If the claim is disputed, place an "X" in the column labeled "Longent." 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 who file a case under chapter 7 or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not 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 who file a case under chapter 7 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 \$10,950\* 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 \$5,400\* 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 2,425\* 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).

\* Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

**0** continuation sheets attached

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IN RE Malcolm, Iris C & Malcolm, LLoyd

Debtor(s)

Case No.

### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

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, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. § 112. If "a minor child" is stated, also include the name, address, and legal relationship to the minor child of a person described in 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 filing a case under chapter 7, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

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

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 4024-1320-0124-2481		н	Credit Cards Charges 01/2006				
Bank Of America P.O. Box 26077 Greensboro, NC 27420-6077							7,456.75
ACCOUNT NO. 4246-3112-9592-8722		w	Credit Card Charges				
Chase P.O. BOX 15153 Wilmington, DE 19886-5153							3,787.63
ACCOUNT NO. 60110044440258586		н	Credit Card Charges				,
Discover Card Services P.O. BOX 15251 Wilmington, DE 19886-5251							6,969.46
ACCOUNT NO. <b>2090</b>		н	Balance as of 08/08/06 2928.61 plus interest				
Glover- Auten Foods P.O. Box 1639 Columbus, GA 31902-3547							
							3,306.14
1 continuation sheets attached			(Total of t	-	age	)	\$ 21,519.98
			(Use only on last page of the completed Schedule F. Report the Summary of Schedules and, if applicable, on the S Summary of Certain Liabilities and Relate	rt als statis	tica	n al	\$

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IN RE Malcolm, Iris C & Malcolm, LLoyd

Debtor(s)

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

### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

		(	continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 6035320234342853		н	Credit Card Charges for Supplies 8/2005				
Home Depot P.O BOX 68910 Des Moines, IA 50368-9700							20,086.06
ACCOUNT NO. 4308-5161-3078-6904		н	Credit Card Charges				
Macy's P.O. Box 689194 Des Moines, IA 50368-9194							4,445.88
ACCOUNT NO. 06SV0852		Н	Line of Credit		Х		
Regions Bank/ Amsouth Bank C/O Eels & Allen, LLC 2971 Flowers Road South Suite 181 Atlanta, GA 30341							101,341.50
ACCOUNT NO.							
ACCOUNT NO.							
ACCOUNT NO.							
ACCOUNT NO.				$\square$			
Sheet no. <u>1</u> of <u>1</u> continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of th		age	)	\$ 125,873.44
			(Use only on last page of the completed Schedule F. Repor the Summary of Schedules, and if applicable, on the S Summary of Certain Liabilities and Relate	t als tatis	tica	n al	\$ 147,393.42

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Case No.

IN RE Malcolm, Iris C & Malcolm, LLoyd

Debtor(s)

## 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, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. § 112; Fed.R. Bankr. P. 1007(m).

 $\checkmark$  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.

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#### IN RE Malcolm, Iris C & Malcolm, LLoyd

Debtor(s)

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

### **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, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. § 112; Fed. Bankr. P. 1007(m).

#### Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
TRae Inc. 1265 Lee Street Sw Atlanat, GA 30310	Omni National Six Concourse Parkway Suite 2300 Atlanta, GA 30328

17. Describe any increase or decrease in income reasonably	anticipated to occur within	h the year following the filing	of this document:
None	-		

SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

A	dd
IN	IC
1.	C
2.	E
3.	S
4.	L
	a.
	b.
	c.
	d.
5	SI

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Debtor's Marital Status	DEPEND	DENTS OF DEBTOR AND SPOUSE
Married	RELATIONSHIP(S):	
EMPLOYMENT:	DEBTOR	S

EMPLOYMENT:		DEBTOR			SPOUSE		
Occupation Name of Employer How long employed Address of Employer	Malcolm's, Ind 5 years 2284 Cascade Atlanta, GA 3	e Road SW	Malcolm's, Inc. 5 years 2284 Cascade R Atlanta, GA 303		W		
<b>INCOME:</b> (Estima	ate of average of	r projected monthly income at time case fi	iled)		DEBTOR		SPOUSE
	gross wages, sal	lary, and commissions (prorate if not paid		\$	1,600.00	\$	1,600.00
3. SUBTOTAL				\$	1,600.00	\$	1,600.00
<ul> <li>4. LESS PAYROLI</li> <li>a. Payroll taxes ar</li> <li>b. Insurance</li> <li>c. Union dues</li> <li>d. Other (specify)</li> </ul>	nd Social Securi			\$ \$ \$ \$	273.50	\$ \$ \$ \$ \$ \$	273.50
5. SUBTOTAL OF	F PAYROLL D	DEDUCTIONS		\$	273.50	\$	273.50
6. TOTAL NET M	IONTHLY TA	KE HOME PAY		\$	1,326.50		1,326.50
<ol> <li>8. Income from real</li> <li>9. Interest and divid</li> <li>10. Alimony, maintee</li> <li>that of dependents 1</li> </ol>	l property dends tenance or suppo listed above	of business or profession or farm (attach d ort payments payable to the debtor for the		\$ \$ \$		\$ \$ \$	
11. Social Security (Specify)	-	iment assistance		<u></u>		\$	
12. Pension or retire 13. Other monthly i				\$ \$		\$ \$	
(Specify) Raleigh				\$ \$ 	1,750.00 663.25		1,750.00 663.25
14. SUBTOTAL O	)F LINES 7 TH	IROUGH 13		\$	2,413.25	\$	2,413.25
15. AVERAGE M	ONTHLY INC	COME (Add amounts shown on lines 6 and	d 14)	\$	3,739.75	\$	3,739.75
		<b>DNTHLY INCOME</b> : (Combine column t total reported on line 15)	totals from line 15;		\$	7,479	9.50

### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses

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Debtor(s)

IN RE Malcolm, Iris C & Malcolm, LLoyd

Case No.

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

AGE(S):

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Official Form 6J (10/06)	Case 07-11106	Document 1	Filed 05/08/2007	Page 25 of 31		
IN RE Malcolm, Iri	is C & Malcolm, LLoyd			Case No.		
		Debtor(s)				
	<b>SCHEDULE J - CU</b>	RRENT EXPEND	<b>DITURES OF INDIVIE</b>	DUAL DEBTOR(S)		
Complete this schedule by quarterly, semi-annually, o	estimating the average or projector annually to show monthly rat	cted monthly expenses of t e.	he debtor and the debtor's family	at time case filed. Prorate any	payments made b	iweekly,
Check this box i expenditures labeled		l and debtor's spous	se maintains a separate ho	ousehold. Complete a	separate scheo	lule of
a. Are real estate	rtgage payment (include l e taxes included? Yes surance included? Yes	No 🖌	home)		\$ <b>4,</b> 1	<u>151.19</u>
a. Electricity and b. Water and sev					\$ \$	
c. Telephone						125.50
-	chedule Attached					215.14
					\$	
	e (repairs and upkeep)				\$1	150.00
4. Food					\$1	1 <u>50.00</u>
5. Clothing					\$	
6. Laundry and dry c					\$	25.00
7. Medical and denta					\$1	100.00
	ot including car payments				\$2	280.00
9. Recreation, clubs	and entertainment, newsj	papers, magazines, e	tc.		\$	
10. Charitable contri	ibutions				\$	48.00
11. Insurance (not de	educted from wages or in	cluded in home mor	tgage payments)			
a. Homeowner's	or renter's				\$	
b. Life					\$	
c. Health					\$	87.50
d. Auto					\$1	133.00
e. Other					_ \$	
					\$	
12. Taxes (not deduc	cted from wages or includ	led in home mortgag	ge payments)			
(Specify) Ad Va	lorem				\$	32.01
<u>REAL</u>	ESTATE				\$€	602.92
13. Installment paym	nents: (in chapter 11, 12 a	and 13 cases, do not	list payments to be include	ed in the plan)		
a. Auto					\$	
b. Other					_ \$	
					\$	
	enance, and support paid				\$	
	port of additional depen				\$	
	s from operation of busin	ess, profession, or fa	arm (attach detailed statem	ent)	\$	
17. Other					\$	
					\$	
					\$	
18. AVERAGE MC	ONTHLY EXPENSES (	Total lines 1-17. Rep	port also on Summary of S	chedules and, if		]

19. Describe any increase or decrease in expenditures anticipated to occur within the year following the filing of this document:

None

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### **20. STATEMENT OF MONTHLY NET INCOME**

applicable, on the Statistical Summary of Certain Liabilities and Related Data.

a. Average monthly income from Line 15 of Schedule I	\$ <b>7,479.50</b>
b. Average monthly expenses from Line 18 above	\$6,100.26
c. Monthly net income (a. minus b.)	\$1,379.24

6,100.26

\$

36 .11 . *	· · · ·
c. Monthly net income	(a minus b)
c. monthly net meone	(u. minub 0.)

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Debtor(s)

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IN RE Malcolm, Iris C & Malcolm, LLoyd

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

### SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

**Continuation Sheet - Page 1 of 1** 

Other Utilities (DEBTOR) COMCAST **ADT Monitoring Guideline Pest Control** 

98.07 88.74 28.33 Debtor(s)

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United States Bankruptcy Court

Northern District of Georgia, Newnan Division

IN RE:

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

Malcolm, Iris C & Malcolm, LLoyd

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 also must 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)	NUMBER OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$ 745,000.00		
B - Personal Property	Yes	3	\$ 189,567.48		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		\$ 796,300.23	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		\$ 0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	2		\$ 147,393.42	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			\$ 7,479.50
J - Current Expenditures of Individual Debtor(s)	Yes	2			\$ 6,100.26
	TOTAL	14	\$ 934,567.48	\$ 943,693.65	

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United States Bankrupcty Court Northern District of Georgia, Newnan Division

IN RE:	Case No
Malcolm, Iris C & Malcolm, LLoyd	Chapter 11
Debtor(s)	1

### 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)	\$ 0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E) (whether disputed or undisputed)	\$ 0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E)	\$ 0.00
Student Loan Obligations (from Schedule F)	\$ 0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$ 0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$ 0.00
TOTAL	\$ 0.00

### State the following:

Average Income (from Schedule I, Line 16)	\$	7,479.50
Average Expenses (from Schedule J, Line 18)	\$	6,100.26
Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C	¢	2 026 50
Line 20)	¢	2,926.50

### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 0.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$ 0.00
4. Total from Schedule F		\$ 147,393.42
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$ 147,393.42

fficial Form 6 - Declaration (1866)7-11106	Document 1	Filed 05/08/2007	Page 29 of 31	
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IN RE Malcolm, Iris C & Malcolm, LLoyd

Debtor(s)

Case No.

### DECLARATION CONCERNING DEBTOR'S SCHEDULES

### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_\_16 sheets (*total shown on summary page plus 2*), and that they are true and correct to the best of my knowledge, information, and belief.

Date: May 2, 2007	Signature: /s/ Iris C Malcolm Iris C Malcolm	Debtor
Date: May 2, 2007	Signature: <u>/s/ Lloyd Malcolm</u>	(Joint Debtor, if any)
		[If joint case, both spouses must sign.]

### DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110)

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342 (b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required by that section.

 Printed or Typed Name and Title, if any, of Bankruptcy Petition Preparer
 Social Security No. (Required by 11 U.S.C. § 110.)

 If the bankruptcy petition preparer is not an individual, state the name, title (if any), address, and social security number of the officer, principal, responsible person, or partner who signs the document.
 Social Security No. (Required by 11 U.S.C. § 110.)

Signature of Bankruptcy Petition Preparer

Date

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

If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person.

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

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

I, the \_\_\_\_\_

(the president or other officer or an authorized agent of the corporation or a

member or an authorized agent of the partnership) of the \_\_\_\_\_

(corporation or partnership) named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_\_\_ sheets (*total shown on summary page plus 1*), and that they are true and correct to the best of my knowledge, information, and belief.

Date: \_

\_\_\_\_\_Signature:

(Print or type name of individual signing on behalf of debtor)

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

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. DECLARATION CONCERNING DEBTOR'S SCHEDULES

Address

Bank Of America P.O. Box 26077 Greensboro, NC 27420-6077

Bank Of America P.O. Box 21848 Greensboro, NC 27420-1848

Chase P.O. BOX 15153 Wilmington, DE 19886-5153

Discover Card Services P.O. BOX 15251 Wilmington, DE 19886-5251

Glover- Auten Foods P.O. Box 1639 Columbus, GA 31902-3547

Home Depot P.O BOX 68910 Des Moines, IA 50368-9700

Macy's P.O. Box 689194 Des Moines, IA 50368-9194

Morequity, Inc P.O. BOX 3788 Evansville, IN 47736-3788

Omni National Six Concourse Parkway Suite 2300 Atlanta, GA 30328 Regions Bank/ Amsouth Bank C/O Eels & Allen, LLC 2971 Flowers Road South Suite 181 Atlanta, GA 30341