Voluntary Petition

United States Bankruptcy Court

Northern District of Georgia

Case 08-75048

B1 (Official Form 1) (1/08)

Name of Debtor (if individual, enter Last, First, Middle): Dauphin, Reynard		Name of Joint Debtor (Spouse) (Last, First, Middle): Dauphin, Vernice Margaret			
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all): 1138		All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):			
		Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all): 4435			
Street Address of Debtor (No. & Street, City, State & Zip Code): 413 Canterbury Way		413 Cante	ss of Joint Debtor (No	o. & Street, City,	State & Zip Code):
Jonesboro, GA	ZIPCODE 30236	Jonesbor	o, GA		ZIPCODE 30236
County of Residence or of the Principal Place of Business: Henry		County of Residence or of the Principal Place of Business: Henry			
Mailing Address of Debtor (if different from street a	address)	Mailing Addı	ress of Joint Debtor (i	if different from s	treet address):
	ZIPCODE				ZIPCODE
Location of Principal Assets of Business Debtor (if	different from street address a	above):			
					ZIPCODE
Type of Debtor (Form of Organization)	Nature of (Check or				cy Code Under Which d (Check one box.)
(Check one 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.) ☐ Health Care Business ☐ U.S.C. § 101(51B) ☐ Railroad ☐ Stockbroker ☐ Commodity Broker ☐ Clearing Bank ☐ Other			☐ Chapter ☐ Chapter ☐ Chapter ☐ Chapter	9 R 11 M 12 C 13 R N	hapter 15 Petition for ecognition of a Foreign lain Proceeding hapter 15 Petition for ecognition of a Foreign onmain Proceeding of Debts one box.) ner Debts are primarily
	Tax-Exem (Check box, if ☐ Debtor is a tax-exemp Title 26 of the United Internal Revenue Cod	f applicable.) ot organization un States Code (the	debts, det § 101(8) der individua	fined in 11 U.S.C. as "incurred by ar I primarily for a family, or house-	business debts.
Filing Fee (Check one be	ox)	Charle one he		pter 11 Debtors	
 ✓ Full Filing Fee attached ☐ Filing Fee to be paid in installments (Applicable t attach signed application for the court's considera is unable to pay fee except in installments. Rule 1 3A. 	tion certifying that the debtor	Debtor is r Check if: Debtor's a	a small business debto not a small business d	lebtor as defined i	1 U.S.C. § 101(51D). n 11 U.S.C. § 101(51D).
Filing Fee waiver requested (Applicable to chapte attach signed application for the court's consideration for the court consider		A plan is b	plicable boxes: being filed with this p es of the plan were so accordance with 11	olicited prepetition	n from one or more classes of).
Statistical/Administrative Information ✓ Debtor estimates that funds will be available for □ Debtor estimates that, after any exempt property distribution to unsecured creditors.			there will be no fund	s available for	THIS SPACE IS FOR COURT USE ONLY
Estimated Number of Creditors 1-49 50-99 100-199 200-999 1,0 5,0	00- 5,001- 1		5,001- 50,00 0,000 100,0		0
Estimated Assets State		550,000,001 to \$,000,001 More tl	han

Estimated Liabilities

 \checkmark

\$0 to \$50,001 to \$100,001 to \$500,001 to \$1,000,001 to \$10,000,001 \$50,000,001 to \$500,000 \$100,000 \$500,000 \$1 million \$10 million to \$50 million \$100 million to \$500 million

to \$500 million to \$1 billion

\$500,000,001 More than

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Voluntary Petition (This page must be completed and filed in every case)	Name of Debtor(s): Dauphin, Reynard & Dauphi	
Prior Bankruptcy Case Filed Within Last 8	Years (If more than two, attach	additional sheet)
Location Where Filed: Northern District Of Ga., Atlanta Division	Case Number: 07-78432-CRM	Date Filed: 11/05/2007
Location Where Filed:Northern District Of Ga, Atlanta Division	Case Number: 08-62517-CRM	Date Filed: 3/37/2008
Pending Bankruptcy Case Filed by any Spouse, Partner or	Affiliate of this Debtor (If mor	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.) Exhibit A is attached and made a part of this petition. Exhibit B (To be completed if debtor is an individual whose debts are primarily consumer debts.) I, the attorney for the petitioner named in the foregoing petition, that I have informed the petitioner that [he or she] may proceed chapter 7, 11, 12, or 13 of title 11, United States Code, and explained the relief available under each such chapter. I further that I delivered to the debtor the notice required by § 342(b) Bankruptcy Code.		
	X /s/ Edward F. Danowitz, Signature of Attorney for Debtor(s)	Jr. 8/04/08 Date
or safety? Yes, and Exhibit C is attached and made a part of this petition. No Exhi (To be completed by every individual debtor. If a joint petition is filed, each of the completed and signed by the debtor is attached and made a part of this petition.	•	ch a separate Exhibit D.)
If this is a joint petition: Exhibit D also completed and signed by the joint debtor is attached.		
	days than in any other District. partner, or partnership pending in take of business or principal assets	this District. in the United States in this District,
in this District, or the interests of the parties will be served in reg	ard to the relief sought in this Dist	rict.
Certification by a Debtor Who Reside (Check all app Landlord has a judgment against the debtor for possession of deb	olicable boxes.)	-
(Name of landlord or lesso	or that obtained judgment)	
	adlord or lessor)	
Debtor claims that under applicable nonbankruptcy law, there are the entire monetary default that gave rise to the judgment for possible to the property of the law o	session, after the judgment for poss	session was entered, and
Debtor has included in this petition the deposit with the court of a filing of the petition.	any rent that would become due du	iring the 30-day period after the

 \square Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

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Voluntary Petition (This page must be completed and filed in every case)	Name of Debtor(s): Dauphin, Reynard & Dauphin, Vernice Margaret
Signa	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.	I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition. (Check only one box.) ☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached. ☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached. X Signature of Foreign Representative

Reynard Dauphin

Vernice Margaret Dauphin

Signature of Attorney*

X /s/ Edward F. Danowitz, Jr. Signature of Attorney for Debtor(s)

Telephone Number (If not represented by attorney)

Edward F. Danowitz, Jr. 003180

Printed Name of Attorney for Debtor(s)

Danowitz & Associates, PC

X /s/ Vernice Margaret Dauphin

Firm Name

Signature of Debtor

Signature of Joint Debtor

August 4, 2008

Date

Address

Telephone Number

August 4, 2008

*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

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

Signature of Non-Attorney Petition Preparer

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 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Printed Name of Foreign Representative

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 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 petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions 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.

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Document 1

Filed 08/04/2008

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Official Form 1, Exhibit D (10/06)

United States Bankruptcy Court Northern District of Georgia

Noi therii Disti	ict of Georgia
IN RE:	Case No
Dauphin, Reynard	Chapter 11
Debtor(s) EXHIBIT D - INDIVIDUAL DEBTOR WITH CREDIT COUNSE	
Warning: You must be able to check truthfully one of the five sta do so, you are not eligible to file a bankruptcy case, and the cour whatever filing fee you paid, and your creditors will be able to r and you file another bankruptcy case later, you may be required to stop creditors collection activities.	rt can dismiss any case you do file. If that happens, you will lose resume collection activities against you. If your case is dismissed
Every individual debtor must file this Exhibit D. If a joint petition is fit one of the five statements below and attach any documents as direct	
1. Within the 180 days before the filing of my bankruptcy case the United States trustee or bankruptcy administrator that outlined t performing a related budget analysis, and I have a certificate from the certificate and a copy of any debt repayment plan developed through	the opportunities for available credit counseling and assisted me in a agency describing the services provided to me. Attach a copy of the
2. Within the 180 days before the filing of my bankruptcy case the United States trustee or bankruptcy administrator that outlined to performing a related budget analysis, but I do not have a certificate from the agency describing the services provide the agency no later than 15 days after your bankruptcy case is filed.	the opportunities for available credit counseling and assisted me in from the agency describing the services provided to me. You must file led to you and a copy of any debt repayment plan developed through
3. I certify that I requested credit counseling services from an applicable from the time I made my request, and the following exigent requirement so I can file my bankruptcy case now. [Must be accompanies circumstances here.]	circumstances merit a temporary waiver of the credit counseling
If the court is satisfied with the reasons stated in your motion, it obtain the credit counseling briefing within the first 30 days after the agency that provided the briefing, together with a copy of a extension of the 30-day deadline can be granted only for cause and be filed within the 30-day period. Failure to fulfill these require satisfied with your reasons for filing your bankruptcy case without dismissed.	you file your bankruptcy case and promptly file a certificate from any debt management plan developed through the agency. Any d is limited to a maximum of 15 days. A motion for extension must ements may result in dismissal of your case. If the court is not
4. I am not required to receive a credit counseling briefing becaus <i>motion for determination by the court.</i>] Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by	se of: [Check the applicable statement.] [Must be accompanied by a greason of mental illness or mental deficiency so as to be incapable
of realizing and making rational decisions with respect to fine	ancial responsibilities.); impaired to the extent of being unable, after reasonable effort, to
5. The United States trustee or bankruptcy administrator has deterdoes not apply in this district.	rmined that the credit counseling requirement of 11 U.S.C. § 109(h)
I certify under penalty of perjury that the information provided above	e is true and correct.
Signature of Debtor: /s/ Reynard Dauphin	

Date: August 4, 2008

Case 08-75048

the agency no later than 15 days after your bankruptcy case is filed.

Document 1

Filed 08/04/2008

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Official Form 1, Exhibit D (10/06)

United States Bankruptcy Court Northern District of Georgia

IN RE:		Case No.
Dauphin, Vernice Margaret		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.

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

□ 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.

dismissed.
4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by 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, t 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(bdoes not apply in this district.

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

Signature of Debtor: /s/ Vernice Margaret Dauphin

Date: August 4, 2008

United States Bankruptcy Court Northern District of Georgia

IN RE:	Case No
Dauphin, Reynard & Dauphin, Vernice Margaret	Chapter 11
Debtor(s)	•

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [or chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

guardian." Do not disclose the child's name. See, 11 U	.S.C. §112 and 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)
IRS P.O. Box 105273 Atlanta, GA 30348-5273	Internal Revenue Service P.O. Bxo 21126 Philadelphia, PA 19114		Disputed	66,805.76
Countrywide Home Loans P.O. Box 660625 Dallas, TX 75266	·	Bank Ioan		195,838.00 Collateral: 920,000.00 Unsecured: 58,636.00
EMC Mortgage Corp 800 State Hwy 121 Bypass Lewisville, TX 75067		Bank Ioan	Disputed	29,859.35
Ford Credit National Bankruptcy Service P.O. Box 537901 Livonia, MI 48153	Ford Motor Credit Co. Drawer 55-953 P.O. Box 55000 Detroit, MI 48255-0953	Bank Ioan		40,322.83 Collateral: 15,000.00 Unsecured: 25,322.83
Bank Of America P.O. Box 15710 Wilmington, DE 19886		Bank loan		15,995.00
Georgia Department Of Revenue 1800 Century Blvd. Suite 15300 Atlanta, GA 30345	Georgia Dept. Of Revenue Bankrupcy Section P.O. Box 161108 Atlanta, GA 30321	Bank loan	Unliquidated	14,000.00
HBSC North America C/O RAB, Inc. P.O. Box 1022 Wixom, MI 48393-1022		Bank loan	Unliquidated Disputed	13,181.14
Century 21 Real Estate LLC 4655 Collection Center Drive Chicago, IL 60693	Connell Foley, LLP 85 Livingston Ave. Roseland, NJ 07068	Bank Ioan		12,788.00
PWX, LLC C/O Brian D. Hardison, PC 3845 Powder Springs Road, Ste 204 Powder Springs, GA 30127		Judgment		12,309.24
Henry County Tax Commissioner 140 Henry Parkway P.O. Box 488 McDonough, GA 30253		Bank Ioan		11,175.00 Collateral: 920,000.00 Unsecured: 11,175.00
GMAC C/O CCB Credit Services P.O. Box 272 Springfield, IL 62705		Bank Ioan	Disputed	9,004.65

Waterford Point POA, Inc. 909 Tory Pines Court McDonough, GA 30253 3,759.39 Collateral: 920,000.00 Unsecured: 3,759.39

Home Depot Bank loan 1,500.00

Processing Center (800) 685-6691 Des Moines, IA 50364

les, IA 30304

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

Date: August 4, 2008 Signature of Debtor /s/ Reynard Dauphin

Signature of Debtor Reynard Dauphin

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.

or Debior

Date: August 4, 2008 Signature /s/ Vernice Margaret Dauphin
of Joint Debtor Vernice Margaret Dauphin

(if any)

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United States Bankruptcy Court Northern District of Georgia

IN RE:		Case No
Dauphin, Reynard & Dauphin, Vernic		Chapter <u>11</u>
	Debtor(s)	
	VERIFICATION OF CREDITOR	R MATRIX
The above named debtor(s) hereby ve	erify(ies) that the attached matrix listing	g creditors is true to the best of my(our) knowledge.
Date: August 4, 2008	Signature: /s/ Reynard Dauphin	
	Reynard Dauphin	Debtor
Date: August 4, 2008	Signature: /s/ Vernice Margaret Daup	
	Vernice Margaret Dauphin	Joint Debtor, if any

America's Servicing Company Bankruptcy Department 7495 New Norizon Way, Bldg 4 Frederick, MD 21703

ASC Mortgage P.O. Box 10388 Des Moines, IA 50306

Bank Of America P.O. Box 15710 Wilmington, DE 19886

Century 21 Real Estate LLC 4655 Collection Center Drive Chicago, IL 60693

Connell Foley, LLP 85 Livingston Ave. Roseland, NJ 07068

Countrywide Home Loans P.O. Box 660625 Dallas, TX 75266

EMC Mortgage Corp 800 State Hwy 121 Bypass Lewisville, TX 75067

Ford Credit National Bankruptcy Service P.O. Box 537901 Livonia, MI 48153 Ford Motor Credit Co. Drawer 55-953 P.O. Box 55000 Detroit, MI 48255-0953

Georgia Department Of Revenue 1800 Century Blvd. Suite 15300 Atlanta, GA 30345

Georgia Dept. Of Revenue Bankrupcy Section P.O. Box 161108 Atlanta, GA 30321

GMAC C/O CCB Credit Services P.O. Box 272 Springfield, IL 62705

HBSC North America C/O RAB, Inc. P.O. Box 1022 Wixom, MI 48393-1022

Henry County Tax Commissioner 140 Henry Parkway P.O. Box 488 McDonough, GA 30253

Home Depot Processing Center Des Moines, IA 50364

Internal Revenue Service P.O. Bxo 21126 Philadelphia, PA 19114 IRS P.O. Box 105273 Atlanta, GA 30348-5273

Michelle Hart, Esq. McCalla Raymer 1544 Old Alabama Road Roswell, GA 30076

PWX, LLC C/O Brian D. Hardison, PC 3845 Powder Springs Road, Ste 204 Powder Springs, GA 30127

Shapiro & Swertfeger, LLP 2872 Woodcock Blvd., Duke Bldg Suite 100 Atlanta, GA 30341

Waterford Point POA, Inc. 909 Tory Pines Court McDonough, GA 30253