Case 09-42731- Doc 1 Filed 07/08/09 Entered 07/08/09 15:47:03 Desc Main

B1 (Official Form	1 1)(1/08)			טט	cumen	. Pac	e 1 of 3	<u>34_</u>	
·	1	United S Nort			uptcy ( of Georg				Voluntary Petition
Name of Debtor 4C, Inc.	(if individual, ente	r Last, First,	Middle):			Name	of Joint Del	btor (Spouse	e) (Last, First, Middle):
	used by the Debto maiden, and trade		years			All Otl (includ	her Names ( le married,	used by the J	Joint Debtor in the last 8 years grade names/n
Last four digits of (if more than one, st	f Soc. Sec. or Inditate all)	vidual-Taxpa	yer I.D. (I	TIN) No./C	Complete EI	N Last fo	our digits of than one, st	Soc. Sec. or ate all)	r Individual-Taxpayer I.D. (ITIN) No./Complete El?
	Debtor (No. and S ap Road SW	Street, City, a	nd State):		ZIP Code	Street	Address of	Joint Debtor	r (No. and Street, City, and State):  ZIP Code
County of Reside	ence or of the Princ	cipal Place of	Business:		30721	Count	y of Resider	nce or of the	Principal Place of Business:
Mailing Address	of Debtor (if diffe	rent from stre	et address	3):		Mailin	g Address o	of Joint Debu	tor (if different from street address):
r : cn	(D)				ZIP Code				ZIP Code
Location of Princ (if different from	ripal Assets of Bus street address abo	iness Debtor ve):							
Individual (in See Exhibit D Corporation ( Partnership Other (If debut	Type of Debtor rm of Organization) (Check one box) teludes Joint Debto O on page 2 of this (includes LLC and or is not one of the al and state type of enti-	form. LLP) bove entities,	Singlin 11 Railr Stool Com Clear Othe	th Care Bustle Asset Re U.S.C. § 1 oad kbroker modity Bro ring Bank r  Tax-Exet (Check box or is a tax- or Title 26 of	eal Estate as 101 (51B)	e) anization d States	defined "incurre	the I er 7 er 9 er 11 er 12 er 13 er 13 er primarily co	r of Bankruptcy Code Under Which Petition is Filed (Check one box)  ☐ Chapter 15 Petition for Recognition of a Foreign Main Proceeding ☐ Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding  Nature of Debts (Check one box) consumer debts.  § 101(8) as business debts.  idual primarily fot r household purpose."
attach signed is unable to p ☐ Filing Fee wa attach signed	-	e court's cons istallments. R plicable to che court's cons	ble to indi ideration of ule 1006( napter 7 in	certifying the certifying the certifying the certification of the certif	hat the debt cial Form 3A only). Must	or Check	Debtor is a if: Debtor's a to insiders all applica A plan is l Acceptance	a small busing a small busing a small busing gregate nor affiliates ble boxes: being filed wees of the pla	Chapter 11 Debtors  mess debtor as defined in 11 U.S.C. § 101(51D).  concontingent liquidated debts (excluding debts oweds) are less than \$2,190,000.  with this petition.  an were solicited projection from the or motion accordance with 11 U.S.C. § 112(6).
☐ Debtor estima	ates that funds will ates that, after any no funds available er of Creditors	exempt prop	erty is exc	cluded and	administrat		es paid,		CLERK'S SCHOOL ON SECURITY OF THE PROPERTY OF
1• 50 49 99	1- 100- 1- 199	200-	1,000- 5,000	5,001- 10,000	10.001- 25.000	25,001- 50,000	50,001- 100.000	OVER 100,000	H 3:4
\$50,000 \$10	0.001 to \$100.001 to \$500.000	\$500.001 to \$1	51,000,001 to \$10 million	\$10,000,00! to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion_		)\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\
Estimated Liabili  S0 to \$56, \$50,000 \$16		\$500.001 to \$1	\$1,000,001 to \$10 million	\$10.000.001 to \$50 million	S50,000.001 to \$100 million	\$100,000,00° to \$500 million	\$500,000.001 to \$1 billion		

Document Page 2 of 34 B1 (Official Form 1)(1/08) Page 2 Name of Debtor(s): Voluntary Petition 4C, Inc. (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Location Case Number: Date Filed: Where Filed: - None -Location Case Number: Date Filed: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, forms 10K and 10Q) with the Securities and Exchange Commission 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter, I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. Signature of Attorney for Debtor(s) (Date) Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) D Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. п Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)). 

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Signatures

# Voluntary Petition

(This page must be completed and filed in every case)

#### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Debtor

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney\* Signature of Attorney for Debtor(s)

#### Rex Cornelison 188467

Printed Name of Attorney for Debtor(s)

The Cornelison Group, LLC

Firm Name

500 Sun Valley Drive Building D, Suite 1 Roswell, GA 30076-5636

Address

Email: t.c.g@mac.com

(770) 587-0082 Fax: (770) 587-0089

Telephone Number

July 7, 2009

\*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.

Gordon H. McCance

Printed Name of Authorized Individual

President

Title of Authorized Individual

July 7, 2009

Date

Signature of a Foreign Representative

Page 3

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.

☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

Signature of Non-Attorney Bankruptcy 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); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

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

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

Address

Date

Signature of Bankrupicy Petition Preparer or officer, principal, responsible person,or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or 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 bankruptey 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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B7 (Official Form 7) (12/07)

### United States Bankruptcy Court Northern District of Georgia

In re	4C, Inc.		Case No.	
		Debtor(s)	Chapter	11

#### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

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

#### **DEFINITIONS**

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

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any 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
\$1,197,621.00	2009 gross revenue
\$2,551,597.00	2008 gross revenue
\$3,139,015.00	2007 gross revenue

# Document Page 5 of 34

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

None  $\Box$ 

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

AMOUNT	SOURCE
\$0.00	2007 income
\$0.00	2008 income
\$0.00	2009 income

#### 3. Payments to creditors

#### None

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

a. Individual or joint debtor(s) with primarily consumer debts. List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within 90 days immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600, Indicate with an (\*) 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.)

NAME AND ADDRESS OF CREDITOR

DATES OF **PAYMENTS** 

AMOUNT PAID

AMOUNT STILL OWING

2

None

b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and 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.)

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

c. All debtors: List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND

AMOUNT STILL

RELATIONSHIP TO DEBTOR

DATE OF PAYMENT

AMOUNT PAID

OWING

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

None

None

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT

NATURE OF PROCEEDING

COURT OR AGENCY

STATUS OR

AND CASE NUMBER

AND LOCATION

DISPOSITION

b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE

DATE OF SEIZURE

DESCRIPTION AND VALUE OF PROPERTY

BENEFIT PROPERTY WAS SEIZED

# 5. Repossessions, foreclosures and returns

None

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER

DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN

DESCRIPTION AND VALUE OF PROPERTY

#### 6. Assignments and receiverships

None

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment 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.)

DATE OF

NAME AND ADDRESS OF ASSIGNEE

ASSIGNMENT

TERMS OF ASSIGNMENT OR SETTLEMENT

None

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning

property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND LOCATION

NAME AND ADDRESS OF CUSTODIAN OF COURT
CASE TITLE & NUMBER

DATE OF ORDER DESCRIPTION AND VALUE OF

3

PROPERTY

7. Gifts

None

List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION

RELATIONSHIP TO DEBTOR, IF ANY

DATE OF GIFT

DESCRIPTION AND VALUE OF GIFT

8. Losses

None

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses 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.)

DESCRIPTION AND VALUE OF PROPERTY DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS

DATE OF LOSS

#### 9. Payments related to debt counseling or bankruptcy

None

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within one year immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE The Cornelison Group, LLC 500 Sun Valley Drive Building D, Suite 1 Roswell, GA 30076-5636 DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR 7/7/2009 AMOUNT OF MONEY
OR DESCRIPTION AND VALUE
OF PROPERTY
\$10,000.00

\$10,000.00

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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 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.)

NAME AND ADDRESS OF TRANSFEREE,

RELATIONSHIP TO DEBTOR

DATE

DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED

None

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.

NAME OF TRUST OR OTHER

DEVICE

DATE(S) OF TRANSFER(S) AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR'S INTEREST

IN PROPERTY

#### 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, 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.)

NAME AND ADDRESS OF INSTITUTION

TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER, AND AMOUNT OF FINAL BALANCE

AMOUNT AND DATE OF SALE OR CLOSING

4

# 12. Safe deposit boxes

None

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within 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.)

NAMES AND ADDRESSES

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY

OF THOSE WITH ACCESS TO BOX OR DEPOSITORY

DESCRIPTION OF CONTENTS DATE OF TRANSFER OR SURRENDER, IF ANY

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 petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF

AMOUNT OF SETOFF

14. Property held for another person

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

NAME AND ADDRESS OF OWNER

DESCRIPTION AND VALUE OF PROPERTY

LOCATION OF PROPERTY

#### 15. Prior address of debtor

None

If the debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

**ADDRESS** 

NAME USED

DATES OF OCCUPANCY

5

#### 16. Spouses and Former Spouses

None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

#### 17. Environmental Information.

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

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

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

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

None

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

SITE NAME AND ADDRESS

NAME AND ADDRESS OF

DATE OF

**ENVIRONMENTAL** 

GOVERNMENTAL UNIT

NOTICE

LAW

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

Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME AND ADDRESS

NAME AND ADDRESS OF

DATE OF

**ENVIRONMENTAL** 

GOVERNMENTAL UNIT

NOTICE

LAW

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which

the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR DISPOSITION

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18 .	Nature.	location	and name	οf	husiness
٠υ.	ITALUIC,	IOCATION	ANU HAIRE	VI.	DROHIESO

None

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

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

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

LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL TAXPAYER-I.D. NO.

TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN

ADDRESS
3343 Dug Gap Road

NATURE OF BUSINESS Retail carpet and warehouse and BEGINNING AND ENDING DATES
12/2006 to present

6

NAME **4C, Inc.** 

Dalton, GA 30720 warehouse and distribution

None

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME ADDRESS

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

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

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

None

a. List all bookkeepers and accountants who within two years immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

#### NAME AND ADDRESS

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.

NAME

ADDRESS

DATES SERVICES RENDERED

None

c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME

**ADDRESS** 

None

d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within two years immediately preceding the commencement of this case.

NAME AND ADDRESS

DATE ISSUED

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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 dollar amount and basis of each inventory.

DOLLAR AMOUNT OF INVENTORY

7

INVENTORY SUPERVISOR (Specify cost, market or other basis)

None

DATE OF INVENTORY

b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above.

NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY

DATE OF INVENTORY RECORD

21. Current Partners, Officers, Directors and Shareholders

None a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

NAME AND ADDRESS

NATURE OF INTEREST

PERCENTAGE OF INTEREST

None

b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns,

controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NAME AND ADDRESS Gordon H. McCance 3343 Dug Gap Road SW Dalton, GA 30720 TITLE President

NATURE AND PERCENTAGE OF STOCK OWNERSHIP Sole shareholder

22. Former partners, officers, directors and shareholders

None

a. If the debtor is a partnership, list each member who withdrew from the partnership within **one year** immediately preceding the commencement of this case.

NAME

ADDRESS

DATE OF WITHDRAWAL

None

b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS

TITLE

DATE OF TERMINATION

 ${\bf 23}$  . Withdrawals from a partnership or distributions by a corporation

None

If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during **one year** immediately preceding the commencement of this case.

NAME & ADDRESS OF RECIPIENT, RELATIONSHIP TO DEBTOR

DATE AND PURPOSE OF WITHDRAWAL AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY

24. Tax Consolidation Group.

None

If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within six years immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION

TAXPAYER IDENTIFICATION NUMBER (EIN)

Best Case Bankruptcy

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25. Pension Funds.

None

If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within six years immediately preceding the commencement of the case.

NAME OF PENSION FUND

TAXPAYER IDENTIFICATION NUMBER (EIN)

8

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

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

Date <b>July 7, 2009</b>	Signature		
	_	Gordon H. McCance	
		President	

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

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §\$ 152 and 3571

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Best Case Bankruptcy

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B7 (Official Form 7) (12/07)

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

I declare une	der penalty of perjury that I have read	I the answers contained in the fo	oregoing statement of fir	nancial affairs and any attachments thereto
and that the	y are true and correct to the best of m	y knowledge, information and b	pelief.	
		- · ·		2
				( ), cc
Date Jul	y 7, 2009	_ Signature	1 order H	1. UC Cauce

Gordon H. McCance

President

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

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571

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B4 (Official Form 4) (12/07)

### United States Bankruptcy Court Northern District of Georgia

ln re	4C, Inc		Case No.	
		Debtor(s)	Chapter	11

#### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

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

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Access Carpets The CIT Group/Commercial P.O. Box 1036 Charlotte, NC 28201-1036	Access Carpets The CIT Group/Commercial P.O. Box 1036 Charlotte, NC 28201-1036	Trade Credit		2,500.00
Beaulieu Residential Dept AT 40208 Atlanta, GA 31192-0208	Beaulieu Residential Dept AT 40208 Atlanta, GA 31192-0208	Trade Credit		25,000.00
Buckhead Bank 415 E. Paces Ferry Road Atlanta, GA 30305	Buckhead Bank 415 E. Paces Ferry Road Atlanta, GA 30305	All assets of business pursuant to UCC		Unknown (Unknown secured)
Daltonian Flooring 130 Executive Drive Calhoun, GA 30701	Daltonian Flooring 130 Executive Drive Calhoun, GA 30701	Trade Credit		340.00
Healthier Choice BB&T P.O. Box 89001 Charlotte, NC 28289-0011	Healthier Choice BB&T P.O. Box 89001 Charlotte, NC 28289-0011	Trade Credit		1,800.00
Milliken & Company P.O. Box 100503 Atlanta, GA 30384	Milliken & Company P.O. Box 100503 Atlanta, GA 30384	Trade Credit		3,000.00
Mohawk Factoring, Inc. P.O. Box 406289 Atlanta, GA 30384-6289	Mohawk Factoring, Inc. P.O. Box 406289 Atlanta, GA 30384-6289	Trade Credit	1	14,000.00
Oriental Weavers Dept 40232 Atlanta, GA 30374-0209	Oriental Weavers Dept 40232 Atlanta, GA 30374-0209	Trade Credit		4,800.00
Richard Butler 6814 46th Ave. North Saint Petersburg, FL 33709	Richard Butler 6814 46th Ave. North Saint Petersburg, FL 33709	Loan		180,000.00
Shaw Industries P.O. Box 100775 Atlanta, GA 30384-0775	Shaw Industries P.O. Box 100775 Atlanta, GA 30384-0775	Trade Credit		20,000.00
Value Carpets 1802 Murray Avenue Dalton, GA 30721	Value Carpets 1802 Murray Avenue Dalton, GA 30721	Trade Credit		500.00

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B4 (Offi	cial Form 4) (12/07) - Cont.			
ln re	<u>4C,</u> Inc.		_ Case No.	
		Debtor(s)	_	

#### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
		<u> </u>		

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

I, the President of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date	July 7, 2009	Signature	Poidon	H. W. Cauce
			Gordon H. McCance	
			President	

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

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

In re	4C, Inc.	Case No.
-		Debtor

#### SCHEDULE A - REAL PROPERTY

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

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

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

Description and Location of Property

Nature of Debtor's Interest in Property

Nature of Debtor's Interest in Property

Nature of Debtor's Interest in Property

Joint, or Community

Current Value of Debtor's Interest in Property, without Property, without Claim or Exemption

Amount of Secured Claim

None

Sub-Total >

0.00

(Total of this page)

Total >

0.00

\_ continuation sheets attached to the Schedule of Real Property

(Report also on Summary of Schedules)

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

ln re	4C, Inc.		Case No.	 
		Debtor		

#### 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, the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate

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

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

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debts a base a statistical report with the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D. AMOUNT OF CLAIM Husband, Wife, Joint, or Community CODEBTOR CREDITOR'S NAME 02--ZGE2 Z\_\_CO\_\_D<FUD SPUTED DATE CLAIM WAS INCURRED, AND MAILING ADDRESS UNSECURED WITHOUT NATURE OF LIEN, AND DESCRIPTION AND VALUE W INCLUDING ZIP CODE. PORTION, IF DEDUCTING J ANY AND ACCOUNT NUMBER VALUE OF Ç OF PROPERTY (See instructions above.) COLLATERAL SUBJECT TO LIEN Account No. Statutory Lien All assets of business pursuant to UCC **Buckhead Bank** 415 E. Paces Ferry Road Atlanta, GA 30305 Value \$ Unknown Unknown Unknown Account No. Value \$ Account No. Value \$ Account No. Value \$ Subtotal 0.000.00 continuation sheets attached (Total of this page) 0.00 0.00 (Report on Summary of Schedules)

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B6E (Official Form 6E) (12/07)

In re	4C, Inc.		Case No.	
	,	Debtor		

### 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, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name, See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

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

"Disputed." (You may need to place an "X" in more than one of these three columns.)
Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled
"Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.
Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priorit listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.
Report the total of amounts 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 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 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 sale 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 busine 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 Federa 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).

<sup>\*</sup> 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.

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

In re	4C, Inc.		Case No.	
		Debtor		

#### 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, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

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

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

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

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

<u></u>								<del></del>
CREDITOR'S NAME, MAILING ADDRESS	COD	Hu H	sband, Wife, Joint, or Community	CONT-	N L	D I S		
INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODWBFOR	0.0		T-ZGEZT	DELLADIDALED	PUTWO	֓֞֝֞֜֜֜֝֓֓֓֓֓֓֓֓֓֓֓֓֓֓֓֓֓֓֓֓֓֡֓֓֡֓֓֓֓֡֓֡֓֓֡֓֡֓֡֓	AMOUNT OF CLAIM
Account No.			Trade Credit	<b>1</b> ₹	T E		Г	
Access Carpets The CIT Group/Commercial P.O. Box 1036 Charlotte, NC 28201-1036		-			D			2,500.00
Account No.		<del> </del>	Trade Credit			t	$\dagger$	
Beaulieu Residential Dept AT 40208 Atlanta, GA 31192-0208		-						
								25,000.00
Account No.			Trade Credit					
Daltonian Flooring 130 Executive Drive Calhoun, GA 30701		-						
								340.00
Account No.			Trade Credit			T	T	
Healthier Choice BB&T P.O. Box 89001 Charlotte, NC 28289-0011		-						
Changue, NC 20209-0017								1,800.00
2 continuation sheets attached		<b></b>	. (Total of	Sub this			)	29,640.00

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B6F (Official Form 6F) (12/07) - Cont.

In re	4C, Inc.		Case No.	
		Debtor		

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

	Гс	Нп	sband, Wife, Joint, or Community	Τc	lu	р	
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	H & J C	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	DETICOLDATED		AMOUNT OF CLAIM
Account No.			Trade Credit	ľ	Ë		
Milliken & Company P.O. Box 100503 Atlanta, GA 30384		-		·			3,000.00
Account No.	1	t	Trade Credit	十	T		<u> </u>
Mohawk Factoring, Inc. P.O. Box 406289 Atlanta, GA 30384-6289		_					14,000.00
Account No.	†	$\vdash$	Trade Credit	-	$\dagger$	T	
Oriental Weavers Dept 40232 Atlanta, GA 30374-0209		-					4,800.00
Account No.	╁	+	Loan	+	+	╁	
Richard Butler 6814 46th Ave. North Saint Petersburg, FL 33709	×	-					180,000.00
Account No.	╀	+	Trade Credit	+	+	╁	
Shaw Industries P.O. Box 100775 Atlanta, GA 30384-0775							20,000.00
Sheet no. <u>1</u> of <u>2</u> sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims	f		(Total	Sub of this			221,800.00

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B6F (Official Form 6F) (12/07) - Cont.

ln re	4C, Inc.		Case No.	
	-	Debtor		

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

	_	ш	sband, Wife, Joint, or Community	10	111	Г	I
	CODEBTOR	C A H H	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	COZHLZGEZT	UZLIGUIDAFED	SISPUTED	AMOUNT OF CLAIM
Account No.			Trade Credit	'	Ė		
Value Carpets 1802 Murray Avenue Dalton, GA 30721		-					500.00
Account No.		T		+	1	t	
Account No.		$\vdash$		+	t	H	
Account No.						Γ	
Account No.							
Sheet no. 2 of 2 sheets attached to Schedule of	_	1	<u> </u>	Sul	otot	al	500.00
Creditors Holding Unsecured Nonpriority Claims			(Total o	this	pa	ge)	300.00
			(Report on Summary of		Tot dul		251,940.00

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B6G (Official Form 6G) (12/07)

In re	4C, Inc.		Case No.	 
		Debtor		

### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

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

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract

Description of Contract or Lease and Nature of Debtor's Interest.
State whether lease is for nonresidential real property.
State contract number of any government contract.

Gordon McCance 3343 Dug Gap Road, SW Dalton, GA 30720 2009 Honda Accord, commence 9/2008 for 60 months at \$600 per month

Gordon McCance 3343 Dug Gap Road, Dalton, GA 30720 2009 Nissan Armada, 11/2009 60 months at \$600 month

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B6H (Official Form 6H) (12/07)

In re	4C, Inc.		Case No.	
,		Debtor		

#### SCHEDULE H - CODEBTORS

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

☐ Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR

NAME AND ADDRESS OF CREDITOR

Gordon McCance 3343 Dug Gap Road Dalton, GA 30720 Richard Butler 6814 46th Ave. North Saint Petersburg, FL 33709 Case 09-42731- Doc 1 Filed 07/08/09 Entered 07/08/09 15:47:03 Desc Main Document Page 23 of 34 United States Bankruptcy Court Northern District of Georgia

In r	re 4C, Inc.	Case No	<b>)</b> .				
	Debtor(s)	Chapter	·				
	DISCLOSURE OF COMPENSATION OF A	TTORNEY FOR I	DEBTOR(S)				
1,	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify to compensation paid to me within one year before the filing of the petition in bat be rendered on behalf of the debtor(s) in contemplation of or in connection with	that I am the attorney for nkruptcy, or agreed to be	or the above-named deboard to me, for services re	otor and that endered or to			
	For legal services, I have agreed to accept	\$ <u></u>	10,000.00				
	Prior to the filing of this statement I have received.	S	10,000.00				
	Balance Due	s	0.00				
2.	S1,039.00 of the filing fee has been paid.						
3.	The source of the compensation paid to me was:						
	■ Debtor □ Other (specify):						
4.	The source of compensation to be paid to me is:						
	■ Debtor □ Other (specify):						
5,	■ I have not agreed to share the above-disclosed compensation with any other	r person unless they are me	embers and associates of	my law firm.			
	☐ I have agreed to share the above-disclosed compensation with a person or p copy of the agreement, together with a list of the names of the people sharin			w firm. A			
6.	In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:						
	<ul> <li>a. Analysis of the debtor's financial situation, and rendering advice to the debtor.</li> <li>b. Preparation and filing of any petition, schedules, statement of affairs and place. Representation of the debtor at the meeting of creditors and confirmation hed. [Other provisions as needed]         Negotiations with secured creditors to reduce to market vareaffirmation agreements and applications as needed; prep 522(f)(2)(A) for avoidance of liens on household goods.     </li> </ul>	an which may be required; caring, and any adjourned lue; exemption planni	nearings thereof;	ling of			
7.	By agreement with the debtor(s), the above-disclosed fee does not include the f Representation of the debtors in any dischargeability action any other adversary proceeding. If the case is filed as a co Debtor's business such inquiries will be handled on an hou are also handled on an hourly basis. Debtor agrees to pay may be required to pay a retainer for such additional service	ns, judicial lien avolda insumer case and ther arly fee basis. Inquirie the customary hourly	e are inquiries regard s regarding Debtor's	ing means test			
	CERTIFICATION		-				
	I certify that the foregoing is a complete statement of any agreement or arrange	ment for payment to me fo	r representation of the de	btor(s) in			
this	is bankruptcy proceeding.						
Date	ated: July 7, 2009	X 1 2 1					
		elison <del>188467</del> elison Group, LLC					
	500 Sun V	'alley Drive					
	Building I Roswell. (	), Suite 1 GA 30076-5636					
		0082 Fax: (770) 587-0	089				

t.c.g@mac.com

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B6 Summary (Official Form 6 - Summary) (12/07)

### United States Bankruptcy Court Northern District of Georgia

In re	4C, Inc.		Case No	
-	<del></del>	Debtor		
			Chapter	11

### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	0.00		
B - Personal Property	Yes	3	0.00		
C - Property Claimed as Exempt	No	0			
D - Creditors Holding Secured Claims	Yes	1		0.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	3		251,940.00	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1		r 1964 - Barthar Brand, San 1864 - Barthard Brand, Brand	
I - Current Income of Individual Debtor(s)	No	0			N/A
J - Current Expenditures of Individual Debtor(s)	No	0			N/A
Total Number of Sheets of ALL Schedi	ules	11			
	Т	otal Assets	0.00		
			Total Liabilities	251, <del>94</del> 0.00	

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Form 6 - Statistical Summary (12/07)

4C, Inc.

In re

# **United States Bankruptcy Court** Northern District of Georgia

Case No.

101(8)), filing

	Debtor	Chapter	11
STATISTICAL SUMMARY OF CERTAIN	I IARII ITIES ANN I	DELATED DAT	Г <i>А (</i> <b>28</b> Н S С Я
you are an individual debtor whose debts are primarily consume	er debts, as defined in § 101(8		, J
case under chapter 7, 11 or 13, you must report all information r	equested below.		
Check this box if you are an individual debtor whose debts report any information here.	are NOT primarily consumer	debts. You are not re	quired to
his information is for statistical purposes only under 28 U.S. ummarize the following types of liabilities, as reported in the	<del>-</del>		
Type of Liability	Amount	$\neg$	
Domestic Support Obligations (from Schedule E)			
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)			
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)			
Student Loan Obligations (from Schedule F)			
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E			
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)			
TOTAL			
State the following:			
Average Income (from Schedule I, Line 16)			
Average Expenses (from Schedule J, Line 18)			
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)			
State the following:	,,,		
Total from Schedule D, "UNSECURED PORTION, IF ANY" column		2 152 1 Sec. 1	
2. Total from Schedule E, "AMOUNT ENTIFLED TO PRIORITY" column			
Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column			
4. Total from Schedule F		1994 19	
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)			
	_		

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B6 Declaration (Official Form 6 - Declaration). (12/07)

## **United States Bankruptcy Court** Northern District of Georgia

In re	4C, Inc.		Case No.		
		Debtor(s)	— Chapter	11	
			-		
	DECLAI	RATION CONCERNING DEBTOR'S	S SCHEDULI	ES	
	DECLARATION UNDER I	PENALTY OF PERJURY ON BEHALF OF CO	DRPORATION C	OR PARTNERSHIP	

I, the President of the corporation named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of 11 sheets, and that they are true and correct to the best of my knowledge, information, and belief.

Date	July 7, 2009	Signature	Perde H. W. Cauce
			Gordon H. McCance

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.

President

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# United States Bankruptcy Court Northern District of Georgia

	5.00		
e 4C, Inc.		Case No.	
	Debtor		
		Chapter	11
LIST O	F EQUITY SECURITY H	OLDERS	
2131 0	z zgozii szecidii i	OLDLINS	
llowing is the list of the Debtor's equity security	holders which is prepared in accordance	e with Rule 1007(a)	(3) for filing in this chapter 11
	• •		•
Name and last known address	Security	Number	Kind of
or place of business of holder	Class	of Securities	Interest
ordon McCance 343 Dug Gap Road SW	Common Shares	100%	Sole shareholder
Palton, GA 30720			
ECLARATION UNDER PENALTY	OF PERJURY ON BEHALF (	OF CORPORAT	TION OR PARTNERSH
1 the President of the comparation	named as the debtor in this case, dec	lare under nenalty	of neriury that I have read th
foregoing List of Equity Security Holde			
3 8 1 7 7		1.	$O_{k}$
ata July 7 2000	Signatura	Maria.	4. lu Cauce
ateate	Signature	on H. McCance	11. On Cauce
	Gord Presi		
	LIESI	Melli	

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.

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# United States Bankruptcy Court Northern District of Georgia

Debtor(s)	Case No.	
	Chapter	
F CREDITO	R MATRIX	
se, hereby verify tha	it the attached list o	f creditors is true and correct to
Roedon 4.	In Course	
	se, hereby verify the	F CREDITOR MATRIX  se, hereby verify that the attached list of the second secon

Signer/Title

Access Carpets The CIT Group/Commercial P.O. Box 1036 Charlotte, NC 28201-1036

Beaulieu Residential Dept AT 40208 Atlanta, GA 31192-0208

Buckhead Bank 415 E. Paces Ferry Road Atlanta, GA 30305

Daltonian Flooring 130 Executive Drive Calhoun, GA 30701

Gordon McCance 3343 Dug Gap Road, SW Dalton, GA 30720

Gordon McCance 3343 Dug Gap Road, Dalton, GA 30720

Gordon McCance 3343 Dug Gap Road Dalton, GA 30720

Healthier Choice BB&T P.O. Box 89001 Charlotte, NC 28289-0011

Milliken & Company P.O. Box 100503 Atlanta, GA 30384 Mohawk Factoring, Inc. P.O. Box 406289 Atlanta, GA 30384-6289

Oriental Weavers Dept 40232 Atlanta, GA 30374-0209

Richard Butler 6814 46th Ave. North Saint Petersburg, FL 33709

Shaw Industries P.O. Box 100775 Atlanta, GA 30384-0775

Value Carpets 1802 Murray Avenue Dalton, GA 30721

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### United States Bankruptcy Court Northern District of Georgia

In re	4C, Inc.	Debtor	(s)	Case No. Chapter	
		CORPORATE OWNERSHIP STA	ATEMENT (RUL	E 7007.1)	

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for <u>4C, Inc.</u> in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

■ None [Check if applicable]

July 7, 2009

Date

Rex Cornelison 188467

Signature of Attorney or Litigant

Counsel for 4C, Inc.

The Cornelison Group, LLC 500 Sun Valley Drive Building D, Suite 1 Roswell, GA 30076-5636

(770) 587-0082 Fax:(770) 587-0089

t.c.g@mac.com

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U. S. BANKRUPTCY COURT NORTHERN DISTRICT OF GEORGIA ROME DIVISION

> # 00170377 - MB July 8, 2009

Code Case No Qty Amount By

11 09-42731 1 \$1,039.00 CA

Judge - Not Assigned Debtor - 4C, INC.

TOTAL: \$1,039.00

Amount Tendered: \$1,040.00 Change Returned: \$1.00

FROM: Rex Cornelison

500 Sun Valley Drive Building D, Suite 1 Roswell, GA 30076-5636 Case Name: 4C, Irc.

09 - 427 Builderk's OFFICE Number:

2009 JUL -8 PM 3: 45

# Missing Documents Checklist

W. YVONNE EVANS CLERK

BA DEBILLA LITEUR

The documents identified below with a check mark were not filed with the bankruptcy petition. You are hereby notified that the documents must be filed with the Court within the time frame(s) specified below. Failure to timely file the documents may result in the dismissal of your bankruptcy case.

<u> </u>	To be Filed Within Five (5) Days From the Date of Filing of the Petition  Pro Se Affidavit
=	(Signature must either be notarized or witnessed by an Intake Clerk and accompanied by identification.)
	Form B21 (Statement of Social Security Number)
	o be Filed Within Seven (7) Days From the Date of Filing of the Petition
ر کی	Chapter 11 Small Business Case - Balance Sheet
	Chapter 11 Small Business Case - Statement of Operations
1	Chapter 11 Small Business Case - Cash Flow Statement
3	Chapter 11 Small Business Case - Most Recent Federal Income Tax Return
<u>₽</u> /I	o Be Filed Within Fifteen (15) Days From the Date of Filing of the Petition
<u>0</u>	Voluntary Petition is not on the updated Official Form 1
	(Please amend by completing and filing new Official Form 1.)
己	Creditor Matrix (List of Creditors in Mailing Matrix Format)
13	Exhibit D
	(Individual Debtor's Statement of Compliance with Credit Counseling Requirement)
₽	Statement of Financial Affairs
$\overline{\mathbb{D}}$	Schedules A-J
	(All schedules must be filed, even if the information called for is not applicable.)
<u></u>	Summary of Schedules
≘	Statistical Summary of Certain Liabilities and Related Data
<u> </u>	Declaration Concerning Debtor's Schedules
$\Gamma$	Attorney Disclosure Statement
므	Petition Preparer Disclosure Statement
<u> </u>	Declaration & Signature of Non-Attorney Bankruptcy Petition Preparer (Form 19a)
旦	Notice to Debtor by Non-Attorney Bankruptcy Petition Preparer (Form 19b)
Ū	Notice to Individual Consumer Debtor 342(b)
Ē	Statement of Current Monthly Income and Means Test Calculation (Ch. 7)
2	Statement of Current Monthly Income (Ch. 11)
<u>:</u>	Statement of Current Monthly Income and Calculation (Ch. 13)
<u> </u>	Chapter 13 Plan, complete with signature(s)
	Certificate of Credit Counseling.

### **Exhibit D Requirements**

- Exhibit D (box #1) of the Petition indicates the Debtor has received prepetition credit counseling, but has failed to attach the Certificate required by Rule 1007(b)(3).
- Exhibit D (box #2) of the Petition indicates the Debtor has received prepetition credit counseling, but does not have the Certificate required by Rule 1007(b)(3).
- Exhibit D (box #3) of the Petition indicates the Debtor is seeking a waiver of the pre-petition credit counseling requirement on the basis of exigent circumstances, but has failed to attach a Motion for Determination by the Court.
- Exhibit D (box #4) of the Petition indicates the Debtor is not required to receive a credit counseling briefing, but has failed to file a Motion for Determination by the court.
- Pay Advices: (A) Copies of Pay Stubs (or other evidence of payment) received from any employer within the 60 Days prior to filing or alternatively (B) a Statement signed by the Debtor certifying within the 60 Days prior to filing, the Debtor did not receive pay stubs from any employer and was either Unemployed, Self-Employed or other explanation.
  - Corporate Resolution
- 20 Largest Unsecured Creditors
- ☐ List of Equity Security Holders

# 💆 To Be Filed Within 30 Days From the Date of Filing of the Petition

Chapter 7 Individual Debtor's Statement of Intention (with regard to debts secured by property of the estate or executory contracts/leases)

No legal opinion has been expressed or implied. This is for informational purposes only concerning procedural requirements for filing documents in the United States Bankruptcy Court, Northern District of Georgia.

Date: July 8, 00

Deputy Clerk

Clerk's Office address:

Clerk, United States Bankruptcy Court Northern District of Georgia, Rome Division Room 339 Federal Building 600 East First Street Rome, Georgia 30161-3187 706-378-4000 www.ganb.uscourts.goy