Case 12-73446 Doc 1 Filed 09/19/12 Entered 09/19/12 15:31:04 Desc Main Document Page 1 of 10

	United States Deviewenter Co	
B1 (Official Form 1)(12/11)	Document	P

United States Bankruptcy Court Northern District of Georgia				Voluntary Petition					
Name of Debtor (if individual, enter Last, First	, Middle):		Name	of Joint De	ebtor (Spouse	e) (Last, First,	Middle):		
Paint Horse, LLC									
All Other Names used by the Debtor in the last (include married, maiden, and trade names):	8 years					Joint Debtor in trade names):		years	
Last four digits of Soc. Sec. or Individual-Taxp (if more than one, state all) 20-2210268	-	./Complete EI	(if more	than one, state	all)		1 2		o./Complete EIN
Street Address of Debtor (No. and Street, City, 1300 Shiloh Road Kennesaw, GA	and State):	ZIP Code	Street	Address of	Joint Debtor	r (No. and Stre	et, City, ai	id State):	ZIP Code
		30144							
County of Residence or of the Principal Place of Cobb	f Business:		Count	y of Reside	ence or of the	Principal Plac	ce of Busin	ess:	
Mailing Address of Debtor (if different from st	eet address):		Mailir	ng Address	of Joint Debt	tor (if differen	t from stree	et address):	
	Г	ZIP Code							ZIP Code
Location of Principal Assets of Business Debto (if different from street address above):	r								
Type of Debtor		e of Business				r of Bankrupt			h
(Form of Organization) (Check one box)	(Chee Health Care B	ck one box)				Petition is File	ed (Check	one box)	
☐ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.	Single Asset F		defined	fined Chapter 7 Chapter 9 Chapter 15 Petition for Recognition					
Corporation (includes LLC and LLP)	in 11 U.S.C. § □ Railroad			Chapt					
 Partnership Other (If debtor is not one of the above entities, check this box and state type of entity below.) 	☐ Stockbroker ☐ Commodity B ☐ Clearing Bank			□ Chapt □ Chapt			1	etition for Ro Jonmain Pro	0
Chapter 15 Debtors	Other						of Debts one box)		
Country of debtor's center of main interests:		cempt Entity ox, if applicable exempt organization		□ Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as ■ Debts are primarily business debts.					
Each country in which a foreign proceeding by, regarding, or against debtor is pending:	under Title 26 o Code (the Interr	of the United Sta	ites			idual primarily f household purp			
Filing Fee (Check one bo	x)	Check o		•	-	oter 11 Debto			
Full Filing Fee attached						ned in 11 U.S.C defined in 11 U.			
Filing Fee to be paid in installments (applicable to attach signed application for the court's considera debtor is unable to pay fee except in installments.	tion certifying that the	ist Check in	: ebtor's agg	regate nonco	ntingent liquid	ated debts (excl	uding debts	owed to insid	ers or affiliates)
Form 3A.		a	e less than		amount subject	t to adjustment o	on 4/01/13 a	nd every three	e years thereafter).
☐ Filing Fee waiver requested (applicable to chapte attach signed application for the court's consideration for the court's c		$ \begin{array}{c c} \text{fust} & \Box & A \\ 1 & 3B. & \Box & A \\ \end{array} $	plan is bein cceptances	ng filed with of the plan w		repetition from	one or more	classes of cre	editors,
Statistical/Administrative Information		111	accordance	e with 11 U.S	S.C. § 1126(b).			OR COURT	USE ONLY
Debtor estimates that funds will be availablDebtor estimates that, after any exempt pro	perty is excluded and	d administrativ		es paid,		11115	JI NCL 15 1	ok cooki v	
there will be no funds available for distribu Estimated Number of Creditors	ion to unsecured cre	editors.				4			
$ \begin{array}{c ccccccccccccccccccccccccccccccccccc$	□ □ 1,000- 5,001- 5,000 10,000		□ 25,001- 50,000	□ 50,001- 100,000	OVER 100,000				
Estimated Assets	5,000 10,000	23,000	50,000	100,000	100,000	4			
Status Status S0 to \$50,001 to \$100,001 to \$500,001 to \$50,000 \$100,000 \$500,000 to \$51 million	\$1,000,001 \$10,000,00 to \$10 to \$50 million million	1 \$50,000,001 to \$100	\$100,000,001 to \$500 million	500,000,001 to \$1 billion	More than \$1 billion				
Estimated Liabilities So to \$50,001 to \$100,001 to \$500,001 \$50,000 \$100,000 \$500,000 to \$1 to \$1 million	\$1,000,001 \$10,000,00 to \$10 to \$50 million million	1 \$50,000,001 to \$100	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion				

P1 (Official For	Case 12-73446		9/19/12 ument	Entered 09/19/1 Page 2 of 10	2 15:31:04	Desc Main	. 1
B1 (Official For Voluntar	y Petition			Name of Debtor(s):		Pag	e 2
	• ust be completed and fil	ed in everv case)		Paint Horse, LLC			
(Vithin Last	8 Years (If more than two	, attach additiona	al sheet)	
Location Where Filed:				Case Number:		Filed:	
Location Where Filed:				Case Number:	Date	Filed:	
Pe	nding Bankruptcy Ca	se Filed by any Spouse, P	Partner, or	Affiliate of this Debtor (I	f more than one, a	attach additional sheet)	
Name of Debt - None -	or:			Case Number:	Date	Filed:	
District:				Relationship:	Judge	2:	
	Exh	ibit A		(To be completed if debtor is	Exhibit I	B debts are primarily consumer debts.)	
forms 10K a pursuant to S and is reque	nd 10Q) with the Secur		ission	I, the attorney for the petit have informed the petition 12, or 13 of title 11, Unite under each such chapter. I required by 11 U.S.C. §34	ioner named in the er that [he or she] r d States Code, and further certify that 2(b).	foregoing petition, declare that I nay proceed under chapter 7, 11, have explained the relief availabl I delivered to the debtor the notic	e
				Signature of Attorney f	or Debtor(s)	(Date)	
Exhibit If this is a join	D completed and signe int petition:	d by the debtor is attached	is filed, ea	ibit D ch spouse must complete a a part of this petition. and made a part of this peti	-	ate Exhibit D.)	
_	1			g the Debtor - Venue			
			0	pplicable box)			
				al place of business, or prir a longer part of such 180 c			
	There is a bankruptc	y case concerning debtor's	affiliate, ge	eneral partner, or partnershi	ip pending in this	District.	
	this District, or has n	o principal place of busine eral or state court] in this D	ess or assets	cipal place of business or p in the United States but is ne interests of the parties w	a defendant in ar	n action or	
	Co			s as a Tenant of Resident licable boxes)	ial Property		
	Landlord has a judg	nent against the debtor for	possession	of debtor's residence. (If be	ox checked, comple	te the following.)	
	(Nar	ne of landlord that obtained ju	idgment)				
	Add	lress of landlord)					
						or would be permitted to cure	
	-	lefault that gave rise to the in this petition the deposit		for possession, after the jud urt of any rent that would be			

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(l)).

	Filed 09/19/12 Document	Entered 09/19/12 15:31:04 Page 3 of 10	Desc Main
B1 (Official Form 1)(12/11)			Page 3
Voluntary Petition		Name of Debtor(s): Paint Horse, LLC	
(This page must be completed and filed in every case)			
(atures	
Signature(s) of Debtor(s) (Individual/	0	Signature of a Foreign R	epresentative
I declare under penalty of perjury that the information pr petition is true and correct. [If petitioner is an individual whose debts are primarily of has chosen to file under chapter 7] I am aware that I may chapter 7, 11, 12, or 13 of title 11, United States Code, u available under each such chapter, and choose to procee [If no attorney represents me and no bankruptcy petition petition] I have obtained and read the notice required by I request relief in accordance with the chapter of title 11, specified in this petition.	consumer debts and y proceed under inderstand the relief d under chapter 7. preparer signs the 11 U.S.C. §342(b).	 I declare under penalty of perjury that the infisit rue and correct, that I am the foreign repreproceeding, and that I am authorized to file the (Check only one box.) ☐ I request relief in accordance with chapter Certified copies of the documents required ☐ Pursuant to 11 U.S.C. §1511, I request relief of title 11 specified in this petition. A certific recognition of the foreign main proceeding 	esentative of a debtor in a foreign his petition. 15 of title 11. United States Code. I by 11 U.S.C. §1515 are attached. ief in accordance with the chapter ified copy of the order granting
		V	
X		X	
		Signature of Foreign Representative	
X		Printed Name of Foreign Representativ	/P
Signature of Joint Debtor		······································	c .
		Date	
Telephone Number (If not represented by attorney	7)	Signature of Non-Attorney Bankr	unter Petition Preparer
		I declare under penalty of perjury that: (1) I	
Date		preparer as defined in 11 U.S.C. § 110; (2)	I prepared this document for
Signature of Attorney*		compensation and have provided the debtor and the notices and information required un	with a copy of this document der 11 U.S.C. §§ 110(b),
		110(h), and 342(b); and, (3) if rules or guide pursuant to 11 U.S.C. § 110(h) setting a mat	elines have been promulgated
X /s/ Frank B. Wilensky State Bar No. Signature of Attorney for Debtor(s)		chargeable by bankruptcy petition preparers	s, I have given the debtor notice
		of the maximum amount before preparing a debtor or accepting any fee from the debtor.	ny document for filing for a
<u>Frank B. Wilensky State Bar No. 758700</u> Printed Name of Attorney for Debtor(s)	I	Official Form 19 is attached.	, as required in mai section.
<u>Macey,Wilensky, Kessler & Hennings, LLC</u> Firm Name	[Printed Name and title, if any, of Bank	ruptcy Petition Preparer
230 Peachtree Street, N.W. Suite 2700 Atlanta, GA 30303-1561		Social-Security number (If the bankrut an individual, state the Social Security principal, responsible person or partner	number of the officer,
Address		preparer.)(Required by 11 U.S.C. § 110	
Email: fwilensky@maceyw (404) 584-1200 Fax: (404) 681-4355 Telephone Number	vilensky.com		
September 18, 2012	[Address	
Date *In a case in which § 707(b)(4)(D) applies, this signature certification that the attorney has no knowledge after an information in the schedules is incorrect.		X	
Signature of Debtor (Corporation/Par	tnership)	Date	
I declare under penalty of perjury that the information pr petition is true and correct, and that I have been authoriz on behalf of the debtor.	rovided in this red to file this petition	Signature of bankruptcy petition preparer o person,or partner whose Social Security nur Names and Social-Security numbers of all o	mber is provided above.
The debtor requests relief in accordance with the chapter States Code, specified in this petition.	t of title 11, United	assisted in preparing this document unless t not an individual:	
🗙 /s/ Margret V. Sapp			
X /s/ Margret V. Sapp Signature of Authorized Individual			
Margret V. Sapp		If more than one person prepared this docur	
Printed Name of Authorized Individual		conforming to the appropriate official form	for each person.
Sole Member and Manager		A bankruptcy petition preparer's failure to	comply with the provisions of
Title of Authorized Individual		title 11 and the Federal Rules of Bankruptc fines or imprisonment or both. 11 U.S.C. §1	y Procedure may result in
September 18, 2012		Jutes of imprisonment of Join. 11 0.0.0. 51	10, 10 0.5.0. §150.
Date			

CERTIFIED COPY OF RESOLUTION

OF BOARD OF DIRECTORS OF

PAINT HORSE, LLC

This is to certify that a meeting of the Board of Directors of Paint Horse, LLC, a Georgia Limited Liability Company (the Corporation), held on the 13 day of April, 2012, the following resolution was adopted:

WHEREAS, the Corporation is unable to pay its debts as they generally mature. NOW, THEREFORE, IT IS HEREBY

RESOLVED, that the Corporation authorizes any of the officers of the Corporation to prepare, file and execute the Petition for Relief provided in Title 11, United States Code, Chapter 11 for Paint Horse, LLC, a Georgia Limited Liability Company, and all of the necessary papers in connection therewith, in the United States Bankruptcy Court, Northern District of Georgia, Atlanta Division.

RESOLVED FURTHER, that any of the officers of the Corporation be and they hereby are authorized to do any other acts, execute all necessary documents and take any other steps in the name and in behalf of the said Corporation necessary or appropriate to obtaining such relief, including the presentation of a Plan of Reorganization.

RESOLVED FURTHER, that any of the officers of the Corporation be and they hereby are authorized to retain as counsel for the Corporation in said proceeding Macey, Wilensky, Kessler & Hennings, LLC.

Said resolution is still of full force and effect.

Dated, this 13 day of April, 2012.

Paint Horse, LLC

By: 1 hancest

Margret V. Sapp U Sole Member and Manager

Case 12-73446 Doc 1

Filed 09/19/12 Entered 09/19/12 15:31:04 Document Page 5 of 10

B4 (Official Form 4) (12/07)

United States Bankruptcy Court Northern District of Georgia

Case No.		
Chapter	11	

Desc Main

In re Paint Horse, LLC

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; 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]
Cannon Woodscape Construction P. O. Box 2607 Suwanee, GA 30024	Cannon Woodscape Construction P. O. Box 2607 Suwanee, GA 30024	Trade Debt	Disputed	30,000.00
Cherokee Co, Tax Commissioner 2780 Marietta Highway Canton, GA 30114	Cherokee Co, Tax Commissioner 2780 Marietta Highway Canton, GA 30114	Property Taxes		37,051.26
Cherokee Co. Engineering Dept. 1130 Bluffs Parkway Canton, GA 30114	Cherokee Co. Engineering Dept. 1130 Bluffs Parkway Canton, GA 30114	Trade Debt		770,235.70
EOS Marketing & Communications 3500 Piedmont Road Suite 100 Atlanta, GA 30305	EOS Marketing & Communications 3500 Piedmont Road Suite 100 Atlanta, GA 30305	Trade Debt	Disputed	7,904.92
Goode Consulting, Inc. 3204 Kimberly Woods Court Lilburn, GA 30047	Goode Consulting, Inc. 3204 Kimberly Woods Court Lilburn, GA 30047	Trade Debt	Disputed	22,770.15
Imagine-it Designs, LLC 729 Tall Oaks Drive Canton, GA 30114	Imagine-it Designs, LLC 729 Tall Oaks Drive Canton, GA 30114	Trade Debt	Disputed	4,323.50
Kent Interior Design, Inc. 2240 Heritage Drive Atlanta, GA 30345	Kent Interior Design, Inc. 2240 Heritage Drive Atlanta, GA 30345	Trade Debt	Disputed	7,525.00
New Home Guide Prof. Edition Consumer Source, Inc. P. O. Box 402035 Atlanta, GA 30384-2035	New Home Guide Prof. Edition Consumer Source, Inc. P. O. Box 402035 Atlanta, GA 30384-2035	Trade Debt	Disputed	1,753.84
The Buford Falls Group, LLC 869 Hube Turner Road Canton, GA 30115	The Buford Falls Group, LLC 869 Hube Turner Road Canton, GA 30115	Trade Debt	Disputed	2,500.00
William Brent Ney, Esq. 945 East Paces Ferry Road Suite 2220, Resurgens Plaza Atlanta, GA 30326	William Brent Ney, Esq. 945 East Paces Ferry Road Suite 2220, Resurgens Plaza Atlanta, GA 30326	Attorneys Fees		10,000.00

Case 12-73446 Doc 1

Document

Debtor(s)

Entered 09/19/12 15:31:04 Desc Main Filed 09/19/12 Page 6 of 10

B4 (Official Form 4) (12/07) - Cont. Paint Horse, LLC In re

Case No.

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

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

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

I, the Sole Member and Manager 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 September 18, 2012

Signature

/s/ Margret V. Sapp Margret V. Sapp

Sole Member and Manager

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.

Case 12-73446 Doc 1 Filed 09/19/12 Entered 09/19/12 15:31:04 Desc Main Document Page 7 of 10

> ARGENT MANAGEMENT, LLC ATTN: FARRUKH QURESHI 2392 MORSE AVENUE IRVINE CA 92614

> ARGENT MANAGEMENT, LLC ATTN: MICHAEL BURKE 2392 MORSE AVENUE IRVINE CA 92614

CANNON WOODSCAPE CONSTRUCTION P. O. BOX 2607 SUWANEE GA 30024

CHEROKEE CO, TAX COMMISSIONER 2780 MARIETTA HIGHWAY CANTON GA 30114

CHEROKEE CO. ENGINEERING DEPT. 1130 BLUFFS PARKWAY CANTON GA 30114

EOS MARKETING & COMMUNICATIONS 3500 PIEDMONT ROAD SUITE 100 ATLANTA GA 30305

GEORGIA DEPARTMENT OF LABOR ATTN: MARLEEN REED-STRICKLAND 1700 CENTURY CIRCLE ATLANTA GA 30345-3020

GEORGIA DEPARTMENT OF REVENUE BANKRUPTCY SECTION 1800 CENTURY BOULEVARD, N.E. ATLANTA GA 30345-3205 Case 12-73446 Doc 1 Filed 09/19/12 Entered 09/19/12 15:31:04 Desc Main Document Page 8 of 10

> GOODE CONSULTING, INC. 3204 KIMBERLY WOODS COURT LILBURN GA 30047

HICKORY FLAT INVESTMENTS, LLC 1300 SHILOH ROAD KENNESAW GA 30144

IMAGINE-IT DESIGNS, LLC 729 TALL OAKS DRIVE CANTON GA 30114

INTERNAL REVENUE SERVICE CENTRAL, INSOLVENCY OPERATIONS P. O. BOX 7346 PHILADELPHIA PA 19101-7346

KENT INTERIOR DESIGN, INC. 2240 HERITAGE DRIVE ATLANTA GA 30345

NEW HOME GUIDE PROF. EDITION CONSUMER SOURCE, INC. P. O. BOX 402035 ATLANTA GA 30384-2035

RADC/CADC VENTURE 2010-2, LLC C/O ARGENT MANAGEMENT, LLC 2392 MORSE AVENUE IRVINE CA 92614

SECURITY REAL ESTATE SVCS. INC ARGENT MANAGEMENT LLC, AGENT 2392 MORSE AVENUE IRVINE CA 92614

THE BUFORD FALLS GROUP, LLC 869 HUBE TURNER ROAD CANTON GA 30115 Case 12-73446 Doc 1 Filed 09/19/12 Entered 09/19/12 15:31:04 Desc Main Document Page 9 of 10

> WILLIAM BRENT NEY, ESQ. 945 EAST PACES FERRY ROAD SUITE 2220, RESURGENS PLAZA ATLANTA GA 30326

Filed 09/19/12 Case 12-73446 Doc 1 Entered 09/19/12 15:31:04 Desc Main Page 10 of 10 Document

United States Bankruptcy Court Northern District of Georgia

Paint Horse, LLC In re

Debtor(s)

Chapter

CORPORATE OWNERSHIP STATEMENT (RULE 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 Paint Horse, LLC 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*]

September 18, 2012

Date

/s/ Frank B. Wilensky State Bar No. Frank B. Wilensky State Bar No. 758700 Signature of Attorney or Litigant Counsel for Paint Horse, LLC Macey, Wilensky, Kessler & Hennings, LLC 230 Peachtree Street, N.W. Suite 2700 Atlanta, GA 30303-1561 (404) 584-1200 Fax:(404) 681-4355 fwilensky@maceywilensky.com

Case No. 11