Case 13-51042-pwb Doc 1 Filed 01/18/13 Entered 01/18/13 13:58:16 Desc Main

B1 (Official	Form 1)(1)	2/11)			Dog	cument	Pag	<u>je 1 of</u>	9				
		-	United S Nor			ruptcy of Georg			, ,		Volun	tary I	Petition
	ebtor (if ind oldings, I		er Last, First,	Middle):			Name	of Joint D	ebtor (Spouse) (Last, First	, Middle):		
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):				All O (inclu	ther Names de married,	used by the J maiden, and	Joint Debtor trade names	in the last 8 yea):	rs				
Last four dig (if more than on	e, state all)	Sec. or Indi	vidual-Taxpa	yer I.D. (ITIN) No./	Complete E	IN Last f	our digits of than one, state	f Soc. Sec. or	r Individual-7	Гахрауег I.D. (I	TIN) No./	Complete EIN
Street Addre c/o Davi Bldg. 11	ess of Debto id F. Coo I, Suite 9 edmont F	per 00	Street, City, a	nd State)	_	ZIP Code 30305		Address of	f Joint Debtor	(No. and St	reet, City, and S	tate):	ZIP Code
County of R	Residence or	of the Princ	cipal Place of	Business	3:	00000	Count	y of Reside	ence or of the	Principal Pla	ace of Business:	<u> </u>	
	dress of Det	otor (if diffe	rent from stre	et addres	s):		Mailii	ng Address	of Joint Debt	or (if differe	nt from street ac	ldress):	
						ZIP Code						· 	ZIP Code
Location of (if different	Principal A from street	ssets of Bus address abo	iness Debtor ve):		870 Murp tlanta, G	hy Aven A 30310	ue, SW					<u></u>	
	Type o	f Debtor			Nature (of Business			Chapter	of Bankrup	otcy Code Unde	er Which	
☐ Corporat ☐ Partners! ☐ Other (If	tion (includ hip f debtor is not s box and stat	2 of this form es LLC and	LLP)	☐ Sing in 1 ☐ Rail ☐ Stoo	Í U.S.C. § . road kbroker nmodity Bro ring Bank	eal Estate as 101 (51B)	defined	☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt	ter 9 ter 11 ter 12	of □ Cl of Nature	hapter 15 Petitic à Foreign Mair hapter 15 Petitic à Foreign Nonn e of Debts	n Proceedi on for Rec	ng ognition
Country of de Each country by, regarding	ebtor's center	of main inter oreign procee	ding	unde	Check box or is a tax-ex r Title 26 of	mpt Entity i, if applicable cempt organiz the United St l Revenue Co	e) zation tates	definer	are primarily co d in 11 U.S.C. { red by an indivi onal, family, or	onsumer debts, § 101(8) as idual primarily household pur	for pose."	Debts are business	e primarily s debts.
Filing Fee attach sign debtor is a Form 3A.	g Fee attache e to be paid in ned application unable to pay . e waiver requ	d installments on for the cour fee except in ested (applica	heck one box (applicable to urt's considerati a installments. I able to chapter urt's considerati	individual: on certifyi Rule 1006(7 individu:	ng that the b). See Offic als only). Mu	Check Check BB.	Debtor is not if: Debtor's agg are less than all applicabl A plan is bei Acceptances	regate nonco \$2,343,300 (e boxes: ng filed with of the plan v	s debtor as definess debtor as optimizent liquid- camount subject this petition.	defined in 11 t ated debts (exc t to adjustment	ors C. § 101(51D). U.S.C. § 101(51D) cluding debts owe on 4/01/13 and e	d to insider	vears thereafter).
☐ Debtor e	estimates the	at funds will at, after any	ation be available exempt prop for distributi	erty is ex-	cluded and	administrat		es paid,		THIS	SPACE IS FOR	COURT U	SE ONLY
Estimated N 1- 49	umber of C 50- 99	reditors 100- 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				
Estimated A SO to \$50,000	Ssets \$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,000 to \$500 million	\$500,000,000 to \$1 billion					
Estimated Li	iabilities \$50,001 to \$100,000	\$100,001 to \$500,000	to \$1	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,000 to \$500 million	\$500,000,001 to \$1 billion	More than				

Case 13-51042-pwb Doc 1 B1 (Official Form 1)(12/11) **Document** Page 2 of 9 Page 2 Name of Debtor(s): Voluntary Petition Bella Holdings, LLC (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) Date Filed: Name of Debtor: Case Number: - None -District: Judge: Relationship: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) I, the attorney for the petitioner named in the foregoing petition, declare that I (To be completed if debtor is required to file periodic reports (e.g., have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that delivered to the debtor the notice required by 11 U.S.C. §342(b). and is requesting relief under chapter 11.) ☐ Exhibit A is attached and made a part of this petition. Signature of Atterney for Debtor (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.) ☐ 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)).

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

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

Signature of Authorized Individual Alisa Barry

Printed Name of Authorized Individual

Managing Member

Title of Authorized Individual

Date

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

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

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

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B4 (Official Form 4) (12/07)

United States Bankruptcy Court Northern District of Georgia

In re	Bella Holdings, LLC		_ 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]
First Citizens Bank & Trust Edward Willingham, President 239 Fayetteville Street Raleigh, NC 27601	First Citizens Bank & Trust Edward Willingham, President 239 Fayetteville Street Raleigh, NC 27601	1870 Murphy Avenue, SW Atlanta, GA 30310		1,395,368.75 (0.00 secured)
Vesta Holdings-Fulton Tax Capital 1266 West Paces Ferry Road Box 517 Atlanta, GA 30327	Vesta Holdings-Fulton Tax Capital 1266 West Paces Ferry Road Box 517 Atlanta, GA 30327			91,000.00
·				

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	cial Form 4) (12/07) - Cont.			
In re	Bella Holdings, LLC		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]
	·			

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B4 (Official Form 4) (12/07)

United States Bankruptcy Court Northern District of Georgia

Bella Holdings, LLC		Case No.	
	Debtor(s)	Chapter	
I ICE OF CREDITO	DO ITOY DIVIC AS I AD ODOD I	THE CHIPPE	OT ATREO
	ORS HOLDING 20 LARGEST U		CLAIMS
	ORS HOLDING 20 LARGEST U RATION UNDER PENALTY O		CLAIMS

I, the Managing Member 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	Signature	(Ilman)	monde	
	_	Alisa Barry		
		Managing Member		

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

In re <u>Bella Holdings, LL</u> C		Case No.	
	Debtor(s)	Chapter	11
VERIFICAT	TION OF CREDITOR	MATRIX	
I, the Managing Member of the corporation named as	s the debtor in this case, hereby v	verify that the attac	hed list of creditors is true and
correct to the best of my knowledge.			
	Qu 2 m	3	

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United States Bankruptcy Court Northern District of Georgia

In re	Bella Holdings, LLC		Case No.	
		Debtor(s)	Chapter 1	<u> </u>
	CORPORATE OWN	NERSHIP STATEMENT	Γ (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 Bella Holdings, 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]

Date George M. Geeslin 288725

George M. Geesiin 288725
Signature of Attorney or Litigant

Counsel for Bella Holdings, LLC

George M. Geeslin, Attorney Eight Piedmont Center, Suite 550 3525 Piedmont Road, N.E. Atlanta, GA 30305-7036 (404) 841-3464 Fax:(404) 816-1108 geeslingm@aol.com

CORPORATE RESOLUTION

I, Alisa Barry, Owner of Bella Holdings, LLC., named as Debtor in this case, do hereby declare under penalty of perjury that I have read the foregoing Petition and List of Creditors and that they are true and correct to the best of my knowledge, information and belief and that the Debtor has been authorized by its Board of Directors to commence this Chapter 11 Petition and that George M. Geeslin is authorized to serve as its bankruptcy counsel.

This	day of	, 2013.

Alisa Barry, Managing Member Bella Holdings, LLC.