

Fill in this information to identify your case:

United States Bankruptcy Court for the:

NORTHERN DISTRICT OF GEORGIA

Case number (if known) Chapter 11

Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/19

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, Instructions for Bankruptcy Forms for Non-Individuals, is available.

1. Debtor's name American Berber, Inc.

2. All other names debtor used in the last 8 years Include any assumed names, trade names and doing business as names

3. Debtor's federal Employer Identification Number (EIN) 58-2312584

4. Debtor's address Principal place of business Mailing address, if different from principal place of business 100 Thomas Street Calhoun, GA 30703 Gordon Location of principal assets, if different from principal place of business

5. Debtor's website (URL)

6. Type of debtor Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP)) Partnership (excluding LLP) Other. Specify:

Debtor **American Berber, Inc.**  
Name

Case number (if known)

7. Describe debtor's business

A. Check one:

- Health Care Business (as defined in 11 U.S.C. § 101(27A))
- Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- Railroad (as defined in 11 U.S.C. § 101(44))
- Stockbroker (as defined in 11 U.S.C. § 101(53A))
- Commodity Broker (as defined in 11 U.S.C. § 101(6))
- Clearing Bank (as defined in 11 U.S.C. § 781(3))
- None of the above

B. Check all that apply

- Tax-exempt entity (as described in 26 U.S.C. §501)
- Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.  
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

\_\_\_\_\_

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- Chapter 7
- Chapter 9

Chapter 11. Check all that apply:

- Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,725,625 (amount subject to adjustment on 4/01/22 and every 3 years after that).
- The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- A plan is being filed with this petition.
- Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11 (Official Form 201A) with this form.
- The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

- No.
- Yes.

If more than 2 cases, attach a separate list.

District _____	When _____	Case number _____
District _____	When _____	Case number _____

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

- No
- Yes.

List all cases. If more than 1, attach a separate list

Debtor _____	Relationship _____
District _____	When _____ Case number, if known _____

Debtor American Berber, Inc. Case number (if known) \_\_\_\_\_  
 Name

11. Why is the case filed in this district? *Check all that apply:*

Debtor has had its domicile, 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.

A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

No

Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

**Why does the property need immediate attention? (Check all that apply.)**

It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.  
 What is the hazard? \_\_\_\_\_

It needs to be physically secured or protected from the weather.

It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

Other \_\_\_\_\_

**Where is the property?** \_\_\_\_\_  
 Number, Street, City, State & ZIP Code

**Is the property insured?**

No

Yes. Insurance agency \_\_\_\_\_  
 Contact name \_\_\_\_\_  
 Phone \_\_\_\_\_

**Statistical and administrative information**

13. Debtor's estimation of available funds *Check one:*

Funds will be available for distribution to unsecured creditors.

After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors

<input checked="" type="checkbox"/> 1-49	<input type="checkbox"/> 1,000-5,000	<input type="checkbox"/> 25,001-50,000
<input type="checkbox"/> 50-99	<input type="checkbox"/> 5001-10,000	<input type="checkbox"/> 50,001-100,000
<input type="checkbox"/> 100-199	<input type="checkbox"/> 10,001-25,000	<input type="checkbox"/> More than 100,000
<input type="checkbox"/> 200-999		

15. Estimated Assets

<input checked="" type="checkbox"/> \$0 - \$50,000	<input type="checkbox"/> \$1,000,001 - \$10 million	<input type="checkbox"/> \$500,000,001 - \$1 billion
<input type="checkbox"/> \$50,001 - \$100,000	<input type="checkbox"/> \$10,000,001 - \$50 million	<input type="checkbox"/> \$1,000,000,001 - \$10 billion
<input type="checkbox"/> \$100,001 - \$500,000	<input type="checkbox"/> \$50,000,001 - \$100 million	<input type="checkbox"/> \$10,000,000,001 - \$50 billion
<input type="checkbox"/> \$500,001 - \$1 million	<input type="checkbox"/> \$100,000,001 - \$500 million	<input type="checkbox"/> More than \$50 billion

16. Estimated liabilities

<input type="checkbox"/> \$0 - \$50,000	<input checked="" type="checkbox"/> \$1,000,001 - \$10 million	<input type="checkbox"/> \$500,000,001 - \$1 billion
<input type="checkbox"/> \$50,001 - \$100,000	<input type="checkbox"/> \$10,000,001 - \$50 million	<input type="checkbox"/> \$1,000,000,001 - \$10 billion
<input type="checkbox"/> \$100,001 - \$500,000	<input type="checkbox"/> \$50,000,001 - \$100 million	<input type="checkbox"/> \$10,000,000,001 - \$50 billion
<input type="checkbox"/> \$500,001 - \$1 million	<input type="checkbox"/> \$100,000,001 - \$500 million	<input type="checkbox"/> More than \$50 billion

Debtor American Berber, Inc. Case number (if known) \_\_\_\_\_  
Name

**Request for Relief, Declaration, and Signatures**

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature of authorized representative of debtor**

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

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 16, 2019  
MM / DD / YYYY

**X /s/ Howard Johnson**  
Signature of authorized representative of debtor  
  
Title CEO

**Howard Johnson**  
Printed name

**18. Signature of attorney**

**X /s/ Cameron M. McCord**  
Signature of attorney for debtor

Date **May 16, 2019**  
MM / DD / YYYY

**Cameron M. McCord 143065**  
Printed name

**Jones & Walden, LLC**  
Firm name

**21 Eighth Street, NE  
Atlanta, GA 30309**  
Number, Street, City, State & ZIP Code

Contact phone 404-564-9300 Email address info@joneswalden.com

**143065 GA**  
Bar number and State

**Fill in this information to identify the case:**

Debtor name American Berber, Inc.

United States Bankruptcy Court for the: NORTHERN DISTRICT OF GEORGIA

Case number (if known): \_\_\_\_\_

Check if this is an amended filing

**Official Form 204**

**Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders** 12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
ADD-BAC 1001 Riverbend Road Dalton, GA 30722						\$102,876.54
Auto Plus Auto Parts 424 S Wall St Calhoun, GA 30701						\$629.34
Barr Credit Services 5151 E Broadway Blvd Suite 800 Tucson, AZ 85711						\$750.00
Calhoun LP Gas 1600 Hwy 41 South, SE Calhoun, GA 30701						\$875.58
Carpet Capital Fire Protection PO Box 3325 Dalton, GA 30719						\$2,109.00
D & W Paper Tube Inc PO Box 1484 245 Duvall Road Chatsworth, GA 30705						\$2,499.00
First Source Worldwide, LLC 1524 S Commerical St Neenah, WI 54956						\$19,932.49
Freight Lines - Various Various						\$12,864.71
Georgia Machine 145 Gee Road Calhoun, GA 30701						\$4,465.00

Debtor **American Berber, Inc.**  
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Grady Stafford PO Box 907 Resaca, GA 30735						\$1,152.00
Greenville Colorants 90 Patterson Street New Brunswick, NJ 08901						\$4,106.85
Holston Gases 380 Hollywood Drive Dalton, GA 30721						\$581.97
Joseph Farless 7586 Nelson Spur Road Hixson, TN 37343			Contingent Unliquidated Disputed			\$5,000,000.00
Metal Crafters PO Box 451 50 Pannell Drive Chatsworth, GA 30705						\$9,685.98
Morgan Lee Supply 2590 Abutment Road Dalton, GA 30721						\$2,533.47
Oerilkon 8801 South Boulevard Charlotte, NC 28273						\$11,768.83
Phoenix Chemical Company LLC 202 Gee Street Calhoun, GA 30701						\$3,235.20
Santek Waste Services PO Box 180600 Chattanooga, TN 37406						\$585.96
Techmer PM Polymer Modifiers PO Box 741651 Atlanta, GA 30374						\$2,920.32
Whitfield Electric Motor Sales 926 East Morris Street Dalton, GA 30721						\$12,598.84

ADD-BAC  
1001 Riverbend Road  
Dalton, GA 30722

Auto Plus Auto Parts  
424 S Wall St  
Calhoun, GA 30701

Barr Credit Services  
5151 E Broadway Blvd  
Suite 800  
Tucson, AZ 85711

Bill Smitherman CPA LTD  
706 S Thornton Ave  
Suite A  
Dalton, GA 30720

Calhoun LP Gas  
1600 Hwy 41 South, SE  
Calhoun, GA 30701

Calhoun Wholesale Supply  
200 West Line Street  
Calhoun, GA 30701

Carpet Capital Fire Protection  
PO Box 3325  
Dalton, GA 30719

Caylor Industrial Sales, Inc  
PO Box 4659  
Dalton, GA 30719

Chambliss Bahner & Stophel PC  
605 Chetnut Street  
Liberty Tower, Suite 1700  
Chattanooga, TN 37450

Christopher Carr  
Attorney General of Georgia  
40 Capitol Square SW  
Atlanta, GA 30334

D & W Paper Tube Inc  
PO Box 1484  
245 Duvall Road  
Chatsworth, GA 30705

Fastenal  
145 Marine Drive SE  
Calhoun, GA 30701

First Source Worldwide, LLC  
1524 S Commerical St  
Neenah, WI 54956

Freight Lines - Various  
Various

Georgia Department of Labor  
Mark Butler  
148 Andew Young Int. Ste 900  
Atlanta, GA 30303

Georgia Department of Revenue  
Compliance Division  
1800 Century Blvd, Ste 9100  
Atlanta, GA 30345-3205

Georgia Machine  
145 Gee Road  
Calhoun, GA 30701

Grady Stafford  
PO Box 907  
Resaca, GA 30735



Greenville Colorants  
90 Patterson Street  
New Brunswick, NJ 08901

Gregory Kinnamon  
P.O. Box 6178  
Dalton, GA 30722

Holston Gases  
380 Hollywood Drive  
Dalton, GA 30721

Internal Revenue Service  
P.O. Box 7346  
Philadelphia, PA 19101-7346

Internal Revenue Service  
Central Insolvency Office  
401 W. Peachtree St., NW  
Atlanta, GA 30308

Joseph Farless  
7586 Nelson Spur Road  
Hixson, TN 37343

Metal Crafters  
PO Box 451  
50 Pannell Drive  
Chatsworth, GA 30705

Michael Johnston

Mitchell Smith

Morgan Lee Supply  
2590 Abutment Road  
Dalton, GA 30721

Motion Industries  
305 Lakeland Road SE  
Dalton, GA 30721

Oerilkon  
8801 South Boulevard  
Charlotte, NC 28273

Office of the US Trustee  
75 Ted Turner Drive SW  
Room 362  
Atlanta, GA 30303

Phoenix Chemical Company LLC  
202 Gee Street  
Calhoun, GA 30701

Rockholt Equipment Inc  
PO Box 873  
Dalton, GA 30722

Santek Waste Services  
PO Box 180600  
Chattanooga, TN 37406

Secretary of the Treasury  
15th & Pennsylvania Ave, NW  
Washington, DC 20200

Techmer PM Polymer Modifiers  
PO Box 741651  
Atlanta, GA 30374

Timothy Gibbons  
605 Chestnut Street Suite 170  
Liberty Tower  
Chattanooga, TN 37450

U.S. Attorney General  
U.S. Department of Justice  
950 Pennsylvania Ave NW  
Washington, DC 20350

U.S. Attorney  
600 Richard Russell Building  
75 Ted Turner Drive, SW  
Atlanta, GA 30303

United States Postal Service  
PO Box Fee Payment  
Calhoun, GA 30701

UPS  
PO Box 7247-0244  
Philadelphia, PA 19170

Waycaster & Allred  
P.O. Box 628  
Dalton, GA 30722

Whitfield Electric Motor Sales  
926 East Morris Street  
Dalton, GA 30721

Xpress Paper & Chemical LLC  
PO Box 804  
Calhoun, GA 30703

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

In re American Berber, Inc.

Debtor(s)

Case No.

Chapter 11

**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 American Berber, Inc. 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:

**Howard Johnson**  
**100 Thomas Street**  
**Calhoun, GA 30703**

---

None [*Check if applicable*]

**May 16, 2019**

Date

**/s/ Cameron M. McCord**

**Cameron M. McCord 143065**

Signature of Attorney or Litigant  
Counsel for **American Berber, Inc.**

**Jones & Walden, LLC**

**21 Eighth Street, NE**

**Atlanta, GA 30309**

**404-564-9300 Fax:404-564-9301**

**info@joneswalden.com**