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#### UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re ICBC-NY, L.L.C.

Debtor

Case No.	11-13971 (SCC)
Reporting Period:	9/8/11-10/31/11

Federal Tax I.D. # 20-2408879

#### CORPORATE MONTHLY OPERATING REPORT

File with the Court and submit a copy to the United States Trustee within 20 days after the end of the month and submit a copy of the report to any official committee appointed in the case.

(Reports for Rochester and Buffalo Divisions of Western District of New York are due 15 days after the end of the month, as are the reports for Southern District of New York.)

REQUIRED DOCUMENTS	Form No.		Explanation
Schedule of Cash Receipts and Disbursements	MOR-1	Attached Yes	Attached
Bank Reconciliation (or copies of debtor's bank reconciliations)	MOR-1 (CON'T)	Yes	÷ '≰
Copies of bank statements		*	*
Cash disbursements journals		*	*
Statement of Operations	MOR-2	Yes	
Balance Sheet	<u>MOR-3</u>	Yes	
Status of Post-petition Taxes	MOR-4	Yes	
Copies of IRS Form 6123 or payment receipt		N/A	N/A
Copies of tax returns filed during reporting period		N/A	N/A
Summary of Unpaid Post-petition Debts	MOR-4	Yes	
Listing of Aged Accounts Payable		*	*
Accounts Receivable Reconciliation and Aging	MOR-5	Yes	
Taxes Reconciliation and Aging	MOR-5	N/A	N/A
Payments to Insiders and Professional	MOR-6	Yes	
Post Petition Status of Secured Notes, Leases Payable	<u>MOR-6</u>	N/A	N/A
Debtor Questionnaire	<u>MOR-7</u>	Yes	

#### \* AVAILABLE UPON REQUEST

I declare under penalty of perjury (28 U.S.C. Section 1746) that this report and the attached documents are true and correct to the best of my knowledge and belief.

Signature of Debtor			Date	
Signature of Authorized Individual*	Low	Wright my	Date	12/5/2011
Printed Name of Authorized Individua	l: Lois Wright		Date	12/5/2011

\*Authorized individual must be an officer, director or shareholder if debtor is a corporation; a partner if debtor is a partnership; a manager or member if debtor is a limited liability company.

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In re ICBC - NY LLC

Debtor

Case No. <u>11-13971 (SCC)</u>

**Reporting Period:** 9/8/11 - 10/31/11

#### SCHEDULE OF CASH RECEIPTS AND DISBURSEMENTS

Amounts reported should be from the debtor's books and not the bank statement. The beginning cash should be the ending cash from the prior month or, if this is the first report, the amount should be the balance on the date the petition was filed. The amounts reported in the "CURRENT MONTH -ACTUAL" column must equal the sum of the four bank account columns. Attach copies of the bank statements and the cash disbursements journal. The total disbursements listed in the disbursements journal must equal the total disbursements reported on this page. A bank reconciliation must be attached for each account. [See MOR-1 (CON'T)]

	BANK ACCOUNTS				
ACCOUNT NUMBER (LAST 4)	OPER - #7203	PAYROLL - #8755	TAX	OTHER - P/C	CURRENT MONTH ACTUAL (TOTAL OF ALL ACCOUNTS)
CASH BEGINNING OF MONTH	515,265	50,146		550	565,961
RECEIPTS					
CASH SALES		-			-
ACCOUNTS RECEIVABLE -	1,048,529	-			1,048,529
PREPETITION					
ACCOUNTS RECEIVABLE -	1,776,436	-			1,776,436
POSTPETITION					
LOANS AND ADVANCES		-			-
SALE OF ASSETS		-			-
OTHER (ATTACH LIST)	116,928	785,654			902,582
TRANSFERS (FROM DIP ACCTS)		-			-
TOTAL RECEIPTS	2,941,893	785,654	-	-	3,727,547
DISBURSEMENTS					
NET PAYROLL	7,863	524,206			532,069
PAYROLL TAXES	-	29,677			29,677
SALES, USE, & OTHER TAXES	231,331				231,331
INVENTORY PURCHASES	-				-
SECURED/ RENTAL/ LEASES	-				-
INSURANCE	-				-
ADMINISTRATIVE	378,039	5,799			383,839
SELLING	557,721				557,721
OTHER (Intercompany Transfer)	1,662,478	234,734			1,897,211
OWNER DRAW *	-				-
TRANSFERS (TO DIP ACCTS)	-				-
PROFESSIONAL FEES	8,500				8,500
U.S. TRUSTEE QUARTERLY FEES	975				975
COURT COSTS	-				-
TOTAL DISBURSEMENTS	2,846,907	794,416	-	-	3,641,323
NET CASH FLOW (RECEIPTS LESS DISBURSEMENTS)	94,986	(8,762)	-	-	86,224
CASH – END OF MONTH	610,251	41,384	-	550	652,185

\* COMPENSATION TO SOLE PROPRIETORS FOR SERVICES RENDERED TO BANKRUPTCY ESTATE

#### THE FOLLOWING SECTION MUST BE COMPLETED DISPUBSEMENTS FOR CALCULATING US TRUCTED OUAPTERLY FEES, (FROM CURPENT MONTH ACTUAL)

OLUMN

DISDUKSENIEN IS FOR CALCULATING U.S. IKUSIEE QUARTERLY FEES: (I	KOM CURRENT MONTH ACTUAL COLUMN
TOTAL DISBURSEMENTS	3,640,348
LESS: TRANSFERS TO OTHER DEBTOR IN	1,662,478
POSSESSION ACCOUNTS	
PLUS: ESTATE DISBURSEMENTS MADE BY	-
OUTSIDE SOURCES (i.e. from escrow accounts)	
TOTAL DISBURSEMENTS FOR CALCULATING U.S.	1,977,870
TRUSTEE QUARTERLY FEES	

\* NY Payroll Account pays CA, SC & MS payroll

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#### In re ICBC-NY LLC

Debtor

#### Case No. <u>11-13971 (SCC)</u> Reporting Period: <u>9/8/11-10/31/11</u>

#### **BANK RECONCILIATIONS**

#### **Continuation Sheet for MOR-1**

A bank reconciliation must be included for each bank account. The debtor's bank reconciliation may be substituted for this page. (Bank account numbers may be redacted to last four numbers.)

	Operating	Payroll	Tax	Other
	#7203	#8755	#	#
BALANCE PER	610,251	41,384		550
BOOKS				
BANK BALANCE	967,255	46,585		
(+) DEPOSITS IN	-	-		
TRANSIT (ATTACH				
LIST)				
(-) OUTSTANDING	(264,160)	-		
CHECKS (ATTACH				
<i>LIST</i> ): **				
OTHER (ATTACH	(92,844)			
EXPLANATION)				
ADJUSTED BANK	610,251	41,384		550
BALANCE *				

\*"Adjusted Bank Balance" must equal "Balance per Books"

DEPOSITS IN TRANSIT	Date	Amount	Date	Amount
CHECKS OUTSTANDING	Ck. #	Amount	Ck. #	Amount

OTHER

\*\* OUTSTANDING CHECK LIST AVAILABLE UPON REQUEST

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In re ICBC-NY LLC

Debtor

### Case No. <u>11-13971 (SCC)</u> Reporting Period: <u>9/8/11 - 10/31/11</u>

#### STATEMENT OF OPERATIONS (Income Statement)

The Statement of Operations is to be prepared on an accrual basis. The accrual basis of accounting recognizes revenue when it is realized and expenses when they are incurred, regardless of when cash is actually received or paid.

REVENUES	MONTH	CUMULATIVE -FILING TO DATE	
Gross Revenues	4,260,667	4,260,667	
Less: Returns and Allowances	-	-	
Net Revenue	4,260,667	4,260,667	
COST OF GOODS SOLD			
Beginning Inventory			
Add: Purchases			
Add: Cost of Labor			
Add: Other Costs (attach schedule)			
Less: Ending Inventory			
Cost of Goods Sold			
Gross Profit			
OPERATING EXPENSES			
Advertising	808,580	808,580	
Auto and Truck Expense	11,642	11,642	
Bad Debts	35,333	35,333	
Contributions	-	-	
Employee Benefits Programs	119,078	119,078	
Officer/Insider Compensation*	59,791	59,791	
Insurance	46,150	46,150	
Management Fees/Bonuses	2,500	2,500	
Office Expense	21,470	21,470	
Pension & Profit-Sharing Plans	-	-	
Repairs and Maintenance	6,739	6,739	
Rent and Lease Expense	202,698	202,698	
Salaries/Commissions/Fees	731,358	731,358	
Supplies	10,215	10,215	
Taxes - Payroll	41,681	41,681	
Taxes - Real Estate	40,437	40,437	
Taxes - Other	9,087	9,087	
Travel and Entertainment	13,251	13,251	
Utilities	59,410	59,410	
Other (attach schedule)	1,331,198	1,331,198	
Total Operating Expenses Before Depreciation	3,550,618	3,550,618	
Depreciation/Depletion/Amortization	37,118	37,118	
Net Profit (Loss) Before Other Income & Expenses	672,931	672,931	
OTHER INCOME AND EXPENSES			
Other Income (attach schedule)	-	-	
Interest Expense	-	-	
Other Expense (attach schedule)			
Net Profit (Loss) Before Reorganization Items	672,931	672,931	

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In re ICBC-NY LLC Debtor Case No. <u>11-13971 (SCC)</u> Reporting Period: <u>9/8/11 - 10/31/11</u>

<b>REORGANIZATION ITEMS</b>	
Professional Fees	
U. S. Trustee Quarterly Fees	
Interest Earned on Accumulated Cash from Chapter 11 (see continuation	
sheet)	
Gain (Loss) from Sale of Equipment	
Other Reorganization Expenses (attach schedule)	
Total Reorganization Expenses	
Income Taxes	
Net Profit (Loss)	

\*"Insider" is defined in 11 U.S.C. Section 101(31).

#### **BREAKDOWN OF "OTHER" CATEGORY**

#### OTHER COSTS

OTHER OPERATIONAL EXPENSES	• •	
Agency Commissions	426,606	426,606
Professional Fees	20,082	20,082
Broadcasting Expenses	516,131	516,131
Research	224,310	224,310
Bank Fees/Postage/Dues&Subs/Gifts/Corp Overhead	58,179	58,179
Barter - Ad Premium/Misc	85,890	85,890
OTHER INCOME		
OTHER EXPENSES		
OTHER REORGANIZATION EXPENSES		
OTHER REOROAL LEATION EATENSES		
	+ +	

#### **Reorganization Items - Interest Earned on Accumulated Cash from Chapter 11:**

Interest earned on cash accumulated during the chapter 11 case, which would not have been earned but for the bankruptcy proceeding, should be reported as a reorganization item.

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#### In re ICBC-NY LLC

#### Debtor

Case No. <u>11-13971 (SCC)</u> Reporting Period: <u>9/8/11-10/31/11</u>

BALANCE SHEET

The Balance Sheet is to be completed on an accrual basis only. Pre-petition liabilities must be classified separately from post-petition obligations.

ASSETS	BOOK VALUE AT END OF CURRENT REPORTING MONTH	BOOK VALUE AT END OF PRIOR REPORTING MONTH	BOOK VALUE ON PETITION DATE OR SCHEDULED
CURRENT ASSETS	10/31/2011	9/7/2011	9/7/2011
Unrestricted Cash and Equivalents	652,185	565,961	565,961
Restricted Cash and Cash Equivalents (see continuation sheet)	-	61,112	61,112
Accounts Receivable (Net)	4,676,562	3,930,872	3,930,872
Notes Receivable	-	-	-
Inventories	-	-	-
Prepaid Expenses	82,923	367,362	367,362
Professional Retainers	-	-	-
Other Current Assets (attach schedule)	83,934,746	83,050,250	83,050,250
TOTAL CURRENT ASSETS	89,346,416	87,975,557	87,975,557
PROPERTY & EQUIPMENT			
Real Property and Improvements	961,540	1,051,523	1,051,523
Machinery and Equipment	7,506,802	7,412,613	7,412,613
Furniture, Fixtures and Office Equipment	1,593,585	1,592,607	1,592,607
Leasehold Improvements	717,496	717,496	717,496
Vehicles	247,764	247,764	247,764
Less: Accumulated Depreciation	(8,875,806)	(8,838,688) 2,183,315	(8,838,688) 2,183,315
TOTAL PROPERTY & EQUIPMENT OTHER ASSETS	2,151,381	2,185,515	2,185,515
Amounts due from Insiders*	T		
Other Assets (attach schedule)	619,826	619,826	619,826
TOTAL OTHER ASSETS	619,826	619,826	619,826
TOTAL ASSETS	92,117,623	90,778,698	90,778,698
		, ,	
LIABILITIES AND OWNER EQUITY	BOOK VALUE AT END OF CURRENT REPORTING MONTH	BOOK VALUE AT END OF PRIOR REPORTING MONTH	BOOK VALUE ON PETITION DATE
LIABILITIES NOT SUBJECT TO COMPROMISE (Postpetition)			
Accounts Payable	395,375	-	-
Taxes Payable (refer to FORM MOR-4)	-	-	-
Wages Payable	324,998	-	-
Notes Payable	-	-	-
Rent / Leases - Building/Equipment	-	-	-
Secured Debt / Adequate Protection Payments	-	-	-
Professional Fees	-	-	-
Amounts Due to Insiders*	-	-	-
Other Post-petition Liabilities (attach schedule)	34,705	-	-
TOTAL POST-PETITION LIABILITIES LIABILITIES SUBJECT TO COMPROMISE (Pre-Petition)	755,077	-	-
Secured Debt	1	-	
Priority Debt	189,119	189,119	189,119
Unsecured Debt **	3,027,031	3,116,116	3,116,116
TOTAL PRE-PETITION LIABILITIES	3,216,149	3,305,235	3,305,235
TOTAL LIABILITIES	3,971,227	3,305,235	3,305,235
OWNERS' EQUITY	5,771,227	5,505,255	5,505,255
Capital Stock	-	-	-
Additional Paid-In Capital	_	-	-
Partners' Capital Account	-	-	-
Owner's Equity Account	-	-	-
Retained Earnings - Pre-Petition	87,473,465	87,473,463	87,473,463
Retained Earnings - Post-petition	672,931		-
Adjustments to Owner Equity (attach schedule)	-	-	-
Post-petition Contributions (attach schedule)	-	-	-
NET OWNERS' EQUITY	88,146,396	87,473,463	87,473,463

\*"Insider" is defined in 11 U.S.C. Section 101(31).

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In re	ICBC-NY LLC	
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Debtor

Case No. <u>11-13971 (SCC)</u> Reporting Period: <u>9/8/11-10/31/11</u>

ASSETS	BOOK VALUE AT END OF CURRENT REPORTING MONTH	BOOK VALUE AT END OF PRIOR REPORTING MONTH	BOOK VALUE ON PETITION DATE
Other Current Assets			
Barter Receivable	269,942	269,942	269,942
Due From Employees	11,002	11,799	11,799
Due From Others	389,951	391,951	391,951
Due From Affiliates	83,263,851	82,376,558	82,376,558
Other Assets			
Intagibles	619,526	619,526	619,526
Security Deposit	300	300	300
LIABILITIES AND OWNER EQUITY	BOOK VALUE AT END OF CURRENT REPORTING MONTH		BOOK VALUE ON PETITION DATE
Other Post-petition Liabilities			
PP Accrued Exp - Health	50 501		
	79,701	-	-
*	15,390	-	
PP Accrue Exp - Pension	,		-
PP Accrue Exp - Pension PP Accrued Exp - Other	15,390		
PP Accrue Exp - Pension PP Accrued Exp - Other PP Deferred Revenue ST PP FSA Payable	15,390 (3,738)	-	- - - - -
PP Accrue Exp - Pension PP Accrued Exp - Other PP Deferred Revenue ST PP FSA Payable	15,390 (3,738) (65,514)	-	-
PP Accrue Exp - Pension PP Accrued Exp - Other PP Deferred Revenue ST	15,390 (3,738) (65,514)	-	-
PP Accrue Exp - Pension PP Accrued Exp - Other PP Deferred Revenue ST PP FSA Payable	15,390 (3,738) (65,514)	-	-
PP Accrue Exp - Pension PP Accrued Exp - Other PP Deferred Revenue ST PP FSA Payable Adjustments to Owner's Equity	15,390 (3,738) (65,514)	-	-

Restricted Cash: Cash that is restricted for a specific use and not available to fund operations. Typically, restricted cash is segregated into a separate account, such as an escrow account.

**\*\*** Decrease due to payment of employee commissions as authorized by the court.

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#### In re ICBC-NY LLC

Debtor

Case No. <u>11-13971 (SCC)</u> Reporting Period: <u>9/8/11-10/31/11</u>

#### STATUS OF POST-PETITION TAXES

The beginning tax liability should be the ending liability from the prior month or, if this is the first report, the amount should be zero.

Attach photocopies of IRS Form 6123 or payment receipt to verify payment or deposit of federal payroll taxes.

Attach photocopies of any tax returns filed during the reporting period.

		Amount Withheld				
	Beginning	and/or			Check # or	
Federal	Tax	Accrued	Amount Paid	Date Paid	EFT	Ending Tax
Withholding						-
FICA-Employee						-
FICA-Employer						-
Unemployment						-
Income						-
Other:						-
Total Federal Taxes	-	-	-			-
State and Local						
Withholding						-
Sales						-
Excise						-
Unemployment						-
Real Property						-
Personal Property						-
Other: Disability Ins						-
Total State and Local						-
Total Taxes			ALL PAYROLL	TAXES PAID BY ADP		

#### SUMMARY OF UNPAID POST-PETITION DEBTS

Attach aged listing of accounts payable.

	Number of Days Past Due					
	Current	0-30	31-60	61-90	Over 91	Total
Accounts Payable	332,664	62,711	-			395,375
Wages Payable	324,998					324,998
Taxes Payable	-	-	-			-
Rent/Leases-Building	-					-
Rent/Leases-Equipment	-					-
Secured Debt/Adequate	-					-
Protection Payments						
Professional Fees	-					-
Amounts Due to Insiders	-					-
Other: See MOR3 Sch_	34,705					34,705
Other:	-					-
<b>Total Post-petition Debts</b>	692,367	62,711	-			755,078

Explain how and when the Debtor intends to pay any past due post-petition debts. Paid \$59,034 of past due post-petition debts in November. Balance will be paid out of current funds

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In re ICBC-NY LLC Debtor Case No. <u>11-13971 (SCC)</u> Reporting Period: <u>9/8/11-10/31/11</u>

ACCOUNTS RECEIVABLE RECONCILIATION AND AGING

Accounts Receivable Reconciliation	Amount
Total Accounts Receivable at the beginning of the reporting period	4,030,883
Plus: Amounts billed during the period	3,509,846
Less: Amounts collected during the period	-2,824,965
Total Accounts Receivable at the end of the reporting period	4,715,764

Accounts Receivable Aging	0-30 Days	31-60 Days	61-90 Days	91+ Days	Total
0 - 30 days old	2,253,076				2,253,076
31 - 60 days old		1,001,188			1,001,188
61 - 90 days old			813,494		813,494
91+ days old				648,006	648,006
Total Accounts Receivable					4,715,764
Less: Bad Debts (Amount considered uncollectible)					-279,180
Net Accounts Receivable **					4,436,584

\*\* A/R aging balance is lower than B/S amount due to revenue accruals and reclass of credit balances TAXES RECONCILIATION AND AGING

Taxes Payable	0-30 Days	31-60 Days	61-90 Days	91+ Days	Total
0 - 30 days old					
31 - 60 days old					
61 - 90 days old					
91+ days old					
Total Taxes Payable					
Total Accounts Payable					

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In re ICBC-NY LLC

Debtor

Case No. <u>11-13971 (SCC)</u> Reporting Period: <u>9/8/11-10/31/11</u>

### PAYMENTS TO INSIDERS AND PROFESSIONALS

Of the total disbursements shown on the Cash Receipts and Disbursements Report (MOR-1) list the amount paid to insiders (as defined in Section 101(31) (A)-(F) of the U.S. Bankruptcy Code) and to professionals. For payments to insiders, identify the type of compensation paid (e.g. Salary, Bonus, Commissions, Insurance, Housing Allowance, Travel, Car Allowance, Etc.). Attach additional sheets if necessary.

INSIDERS					
NAME	TYPE OF PAYMENT	AMOUNT PAID	TOTAL PAID TO DATE		
Deon Levingston	Salary	59,791	59,791		
Deon Levingston	T&E	4,598	4,598		
Deon Levingston	Car Allowance	600	600		
Deon Levingston	Promotions COS	28,446	28,446		
TOTAL PA	YMENTS TO INSIDERS	93,434	93,434		

PROFESSIONALS						
NAME	DATE OF COURT ORDER AUTHORIZING PAYMENT	AMOUNT APPROVED	AMOUNT PAID	TOTAL PAID TO DATE	TOTAL INCURRED & UNPAID*	
TOTAL PAYMENT	TS TO PROFESSIONALS					

\* INCLUDE ALL FEES INCURRED, BOTH APPROVED AND UNAPPROVED

#### POST-PETITION STATUS OF SECURED NOTES, LEASES PAYABLE AND ADEQUATE PROTECTION PAYMENTS

NAME OF CREDITOR	SCHEDULED MONTHLY PAYMENT DUE	AMOUNT PAID DURING MONTH	TOTAL UNPAID POST- PETITION
	TOTAL PAYMENTS		

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In re ICBC-NY LLC

Debtor

Case No. <u>11-13971 (SCC)</u> Reporting Period: <u>9/8/11-10/31/11</u>

### **DEBTOR QUESTIONNAIRE**

Must be completed each month. If the answer to any of the questions is "Yes", provide a detailed explanation of each item. Attach additional sheets if necessary.	Yes	No
Have any assets been sold or transferred outside the normal course of <sup>1</sup> business this reporting period?		No
Have any funds been disbursed from any account other than a debtor in possession account this reporting period?		No
Is the Debtor delinquent in the timely filing of any post-petition tax returns?		No
Are workers compensation, general liability or other necessary 4 insurance coverages expired or cancelled, or has the debtor received notice of expiration or cancellation of such policies?		No
<sup>5</sup> Is the Debtor delinquent in paying any insurance premium payment?		No
Have any payments been made on pre-petition liabilities this reporting period?		No
Are any post petition receivables (accounts, notes or loans) due from related parties?		No
8 Are any post petition payroll taxes past due?		No
9 Are any post petition State or Federal income taxes past due?		No
0 Are any post petition real estate taxes past due?		No
1 Are any other post petition taxes past due?		No
<sup>2</sup> Have any pre-petition taxes been paid during this reporting period?		No
3 Are any amounts owed to post petition creditors delinquent?	Yes	
4 Are any wage payments past due?		No
Have any post petition loans been been received by the Debtor from any party?		No
6 Is the Debtor delinquent in paying any U.S. Trustee fees?		No
Is the Debtor delinquent with any court ordered payments to attorneys or other professionals?		No
Have the owners or shareholders received any compensation outside of the normal course of business?		No