B1 (Officia Crosse 1) 04/4/02/241-JDP Doc 1 Filed 12/17/10 Entered 12/17/10 09:58:11 Desc Main United States Bankruptcy Cont Page 1 of 4 **Voluntary Petition** District of Idaho Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): Gables Management, LLC All Other Names used by the Debtor in the last 8 years All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): The Gables of Pocatello, The Gables of Ammon, The Gables of Shelley, The Gables of Blackfoot, The Gables Assisted Living Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more than than one, state all): 57-1199915 Street Address of Joint Debtor (No. & Street, City, and State): Street Address of Debtor (No. & Street, City, and State): 438 N. 15th Street Pocatello, ID ZIP CODE 83201 ZIP CODE County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: Bannock Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): P.O.Box 656 Pocatello, ID ZIP CODE ZIP CODE 83204 ocation of Principal Assets of Business Debtor (if different from street address above): 2805 S. Grant, Pocatello, ID 83204; 2815 Hunter's Loop, Blackfoot, ID; 530 River Point Rd, Shelle ZIP CODE y, ID Chapter of Bankruptcy Code Under Which Type of Debtor Nature of Business (Form of Organization) (Check one box) the Petition is Filed (Check one box) (Check one box.) ✓ Health Care Business ☐ Chapter 15 Petition for Chapter 7 Single Asset Real Estate as defined in 11 Recognition of a Foreign Individual (includes Joint Debtors) Chapter 9 U.S.C. § 101(51B) Main Proceeding See Exhibit D on page 2 of this form. Chapter 11 ■ Railroad V Corporation (includes LLC and LLP) ☐ Chapter 15 Petition for Stockbroker Partnership Chapter 12 Recognition of a Foreign ☐ Commodity Broker Other (If debtor is not one of the above entities, Nonmain Proceeding Chapter 13 check this box and state type of entity below.) Clearing Bank **Nature of Debts** Other (Check one box) Tax-Exempt Entity Debts are primarily consumer Debts are primarily (Check box, if applicable) debts, defined in 11 U.S.C. business debts. § 101(8) as "incurred by an ■ Debtor is a tax-exempt organization individual primarily for a under Title 26 of the United States personal, family, or house-Code (the Internal Revenue Code.) hold purpose.' Chapter 11 Debtors Filing Fee (Check one box) Check one box: ✓ Full Filing Fee attached ☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b) See Official Form 3A. Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on ☐ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must 4/01/13 and every three years thereafter). or more classes THIS SPACE IS FOR COURT USE ONLY

attach signed application for the court's consideration. See Official Form 3B.						A plan is Acceptant		his petition ere solicited prepetition from one with 11 U.S.C. § 1126(b).	
☑ Deb	☐ Debtor estimates that, after any exempt property is excluded and administrative								
	d Number of		unds availabl	e for distribut	ion to unsecure	d creditors.			
1- 49	50- 99				01- 10,00 000 25,00	- ,	50,001- 100,000	Over 100,000	
Estimate \$\ \text{\$0 to } \$50,000	\$50,001 to	\$100,001 to \$500,000	\$500,001 to \$1 million	51,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion
Estimate \$0 to \$50,000	d Liabilities \$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	50 \$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion

	tition Document		11 Deschwam Bi, Page
Voluntary Pet (This page mus	atton the completed and filed in every case)	Name of Beriof(s):4 Gables Management, LLC	
	All Prior Bankruptcy Cases Filed Within La	ast 8 Years (If more than two, attach additional sheet.)
Location Where Filed:	NONE	Case Number:	Date Filed:
Location Where Filed:		Case Number:	Date Filed:
	Pending Bankruptcy Case Filed by any Spouse, Partner of	or Affiliate of this Debtor (If more than one, attach a	additional sheet)
Name of Debtor: NONE		Case Number:	Date Filed:
District:		Relationship:	Judge:
10Q) with the Securities Ex	Exhibit A if debtor is required to file periodic reports (e.g., forms 10K and urities and Exchange Commission pursuant to Section 13 or 15(d) exchange Act of 1934 and is requesting relief under chapter 11.) attached and made a part of this petition.	Exhibit B (To be completed if debtor is whose debts are primarily co I, the attorney for the petitioner named in the foregon have informed the petitioner that [he or she] may prove 12, or 13 of title 11, United States Code, and have available under each such chapter. I further certify debtor the notice required by 11 U.S.C. § 342(b). X Not Applicable	onsumer debts) oing petition, declare that I roceed under chapter 7, 11, explained the relief
 	• •	Signature of Attorney for Debtor(s)	Date
		hibit C	
Exhibit I	by every individual debtor. If a joint petition is filed, each spouse must be completed and signed by the debtor is attached and made a part of the completed and signed by the debtor is attached and made a part of the complete and signed by the debtor is attached and made a part of the complete and signed by the debtor is attached and made a part of the complete and signed by the debtor is attached and made a part of the complete and signed by the debtor is attached and made a part of the complete and signed by the debtor is attached and made a part of the complete and signed by the debtor is attached and made a part of the complete and the complete and signed by the debtor is attached and made as part of the complete and the c	this petition.	
	Information Regar	ding the Debtor - Venue	
₫	Debtor has been domiciled or has had a residence, principal place preceding the date of this petition or for a longer part of such 180		days immediately
	There is a bankruptcy case concerning debtor's affiliate. general p	artner, or partnership pending in this District.	
	Debtor is a debtor in a foreign proceeding and has its principal pla has no principal place of business or assets in the United States bu this District, or the interests of the parties will be served in regard	t is a defendant in an action or proceeding [in a federal	
		des as a Tenant of Residential Property pplicable boxes.)	
	Landlord has a judgment against the debtor for possession of debtor	or'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 entire monetary default that gave rise to the judgment for possession		tted to cure the
	Debtor has included in this petition the deposit with the court of a filing of the petition.	ny rent that would become due during the 30-day period	od after the
	Debtor certifies that he/she has served the Landlord with this certi	fication. (11 U.S.C. § 362(1)).	

both. 11 U.S.C. § 110; 18 U.S.C. § 156.

Manager/member

12/17/2010 Date

Title of Authorized Individual

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B 203 (12/94)

UNITED STATES BANKRUPTCY COURT District of Idaho

In	re:		Gables Management, LLC			Case No.		
		_	Debtor	,		Chapter	11	
			DISCLOSURE	E C	FOR DEBTOR	ORNE	Y	
	and the	at co me,	empensation paid to me within one year	befor	2016(b), I certify that I am the attorney for the above re the filing of the petition in bankruptcy, or agreed to behalf of the debtor(s) in contemplation of or in		or(s)	
	F	or leg	gal services, I have agreed to accept				\$	150.00 Hourly
	Р	rior to	the filing of this statement I have recei	ved			\$	10,000.00
	В	alanc	ce Due				\$	
2.	The s	ource	e of compensation paid to me was:					
		\square	Debtor		Other (specify)			
3.	The s	ource	e of compensation to be paid to me is:					
		$\overline{\mathbf{Q}}$	Debtor		Other (specify)			
4.	4. 🗹 I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.					ciates		
5.	☐ I have agreed to share the above-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation, is attached. 5. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case,							
	inclu	•						
	a)		llysis of the debtor's financial situation, a etition in bankruptcy;	and re	endering advice to the debtor in determining whethe	r to file		
	b)	Prep	paration and filing of any petition, sched	ules,	statement of affairs, and plan which may be require	ed;		
	c)	Rep	resentation of the debtor at the meeting	of cı	reditors and confirmation hearing, and any adjourne	d hearings th	ereof;	
	d)	Rep	presentation of the debtor in adversary p	roce	edings and other contested bankruptcy matters;			
	e)	[Oth	ner provisions as needed]					
		No	ne					
6.	Ву а	greem	nent with the debtor(s) the above disclos	ed fe	ee does not include the following services:			
		No	ne					
					CERTIFICATION			
r			at the foregoing is a complete statemen on of the debtor(s) in this bankruptcy pro		any agreement or arrangement for payment to me fo ding.	r		
	Dated:	<u>12/</u>	17/2010					
			_		/s/ Robert J. Maynes			
					Robert J. Maynes, Bar No. 6905			

Robert J. Maynes, Attorney at Law

Attorney for Debtor(s)

United States Bankruptcy Court District of Idaho

re Gables Management, LLC			Case No.		
	Debtor	Chapter	11		

		One	iptei <u>11</u>	
LIST OF CRE	DITORS HOLDING	20 LARGEST	UNSECURE	ED CLAIMS
(1) Name of creditor and complete mailing address including zip code	(2) Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	(3) Nature of claim (trade debt, bank loan, gov- ernment contract, etc.)	(4) Indicate if claim is contingent, unliquidated, disputed or subject to setoff	(5) Amount of claim [if secured also state value of security]
Continental Bank 15 W South Temple #420 Salt Lake City, UT 84101		Deed of Trust		\$867,948.00 SECURED VALUE: \$653,197.00
Bank of Idaho PO BOX 2322 Pocatello, ID 83206		Deed of Trust		\$604,790.00 SECURED VALUE: \$795,210.00
Bank of Commerce PO BOX 1046 Blackfoot, ID 83221		Deed of Trust		\$390,082.00 SECURED VALUE:
Reed Dame 1420 Sunset Dr Ontario, OR 97914		Deed of Trust		\$380,000.00 SECURED VALUE:
Linda Raye Sue 322 W Johnson Pocatello, ID 83204		Note		\$996,522.00 \$340,000.00
Shawn and Mary Ann Nielsen 6434 W. 2000 S Rexburg, ID 83440		Deed of Trust		\$275,000.00 SECURED VALUE: \$653,197.00

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B4 (Official Form 4) (12/07)4 -Cont.

In re	Gables Management, LLC			Case No.		
	Debtor	Chapte	r	11		

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

LIST OF CRE	EDITORS HOLDING	20 LARGEST	UNSECURE	D CLAIMS
(1) Name of creditor and complete mailing address including zip code	(2) Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	(3) Nature of claim (trade debt, bank loan, gov- ernment contract, etc.)	(4) Indicate if claim is contingent, unliquidated, disputed or subject to setoff	(5) Amount of claim [if secured also state value of security]
Randy Forest 1420 32nd St SE Auburn, WA 98002		Note		\$185,000.00
Robert Michie 740 E 340 N American Fork, UT 84003		Note		\$168.000.00
Mike Armstrong 2669 W. 290 N Hurricane, UT 84737		Deed of Trust		\$160,000.00 SECURED VALUE: \$653,197.00
Amy Jean Foster 1145 E 1400 N Shelley, ID 83274		Deed of Trust		\$160,000.00 SECURED VALUE: \$653,197.00
Kim Hansen 2441 E Nikki Court Meridian, ID 83646		Note		\$160,000.00
Mickelsen Construction 76 N 550 W Blackfoot, ID 83221		Statutory Lien	CONTINGENT DISPUTED	\$134,920.00 SECURED VALUE: \$653,197.00

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B4 (Official Form 4) (12/07)4 -Cont.

In re	re Gables Management, LLC			Case No.		
	Debtor	Chapte	r	11		

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(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, gov- ernment contract, etc.)	Indicate if claim is contingent, unliquidated, disputed or subject to setoff	Amount of claim [if secured also state value of security]
Clayton Armstrong 13246 W Trail Creek Rd		Deed of Trust		\$130,000.00
Pocatello, ID 83204				SECURED VALUE: \$795,210.00
Clayton Armstrong 13246 W Trail Creek Rd Pocatello, ID 83204		Deed of Trust		\$130.000.00
Totalello, ID 00204				SECURED VALUE: \$653,197.00
Patrick Garrett 1050 Round Hill Cir. Napa, CA 94558-5314		Note		\$92,000.00
Mike Dance 5121 Wittaker #1 Chubbuck, ID 83202		Note		\$92,000.00
Aaron Rasmussen 10116 N. 6300 W.		Deed of Trust		\$90,000.00
Highland, UT 84003				SECURED VALUE: \$653,197.00
Ryan Hancock 13242 W Trail Creek Cr.		Deed of Trust		\$85,000.00
Pocatello, ID 83204				SECURED VALUE:

\$653,197.00

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B4 (Official Form 4) (12/07)4 -Cont.

In re Gables Management, LLC		Case No.	
	Debtor	Chapter	11

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(1)

Name of creditor and complete mailing address including zip code (2)

Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted (3)

Nature of claim (trade debt, bank loan, government contract, etc.)

Deed of Trust

(4)

Indicate if claim is contingent, unliquidated, disputed or subject to setoff (5)

Amount of claim [if secured also state value of security]

Continental Bank 15 W South Temple #420 Salt Lake City, UT 84101

SECURED VALUE:

\$653,197.00

Tracy Frye 2599 Harvest Ln Napa, CA 94558-2565 **Deed of Trust**

\$60,000.00

\$70,000.00

SECURED VALUE: \$653,197.00

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

I, Keith Rasmussen, Manager/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: 1	2/17/2010	Signature:	/s/ Keith Rasmussen
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Keith Rasmussen ,Manager/member

(Print Name and Title)

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.