# Case 12-06689-JKC-11 Doc 1 Filed 06/05/12 EOD 06/05/12 15:49:18 Pg 1 of 11

**B1** (Official Form 1)(12/11)

	States Bankr thern District o						Volu	intary Petition
Name of Debtor (if individual, enter Last, First, <b>MBAJ Group, LLC</b>	Middle):		Name	of Joint De	ebtor (Spouse	e) (Last, First,	, Middle):	
All Other Names used by the Debtor in the last 8 (include married, maiden, and trade names):			used by the J maiden, and			years		
Last four digits of Soc. Sec. or Individual-Taxpa (if more than one, state all) <b>30-0072441</b>	yer I.D. (ITIN) No./C	Complete EIN	Last fo	our digits of than one, state	f Soc. Sec. or all)	Individual-7	Гахрауег I.D	0. (ITIN) No./Complete EIN
Street Address of Debtor (No. and Street, City, a 557 Westfield Rd Noblesville, IN	nd State):		Street	Address of	Joint Debtor	(No. and Str	reet, City, an	d State):
		ZIP Code	4					ZIP Code
		6060	C t	(D 1	6.4	D' ' 1 DI	CD '	
County of Residence or of the Principal Place of Hamilton				-	ence or of the			
Mailing Address of Debtor (if different from stre	eet address):		Mailin	ig Address	of Joint Debt	or (if differen	nt from stree	et address):
	Г	ZIP Code	_					ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above):								
<b>Type of Debtor</b> (Form of Organization) (Check one box)		f Business one box)				• of Bankrup Petition is Fi		<b>Inder Which</b> one box)
<ul> <li>Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.</li> <li>Corporation (includes LLC and LLP)</li> <li>Partnership</li> <li>Other (If debtor is not one of the above entities, check this box and state type of entity below.)</li> </ul>	<ul> <li>☐ Health Care Bus</li> <li>☐ Single Asset Reain 11 U.S.C. § 1</li> <li>☐ Railroad</li> <li>☐ Stockbroker</li> <li>☐ Commodity Bro</li> <li>☐ Clearing Bank</li> </ul>	al Estate as d 01 (51B)	efined	<ul> <li>Chapt</li> <li>Chapt</li> <li>Chapt</li> <li>Chapt</li> <li>Chapt</li> <li>Chapt</li> </ul>	er 7 er 9 er 11 er 12	CH of	napter 15 Pe a Foreign M napter 15 Pe	tition for Recognition fain Proceeding tition for Recognition Ionmain Proceeding
Chapter 15 Debtors	Other						e of Debts	
Country of debtor's center of main interests: Each country in which a foreign proceeding by, regarding, or against debtor is pending:		he United State	s	(Check Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily				Debts are primarily business debts.
Filing Fee (Check one box	)	Check on	e box:	•	Chap	ter 11 Debto	ors	
<ul> <li>Full Filing Fee attached</li> <li>Filing Fee to be paid in installments (applicable to attach signed application for the court's considerati debtor is unable to pay fee except in installments. I Form 3A.</li> <li>Filing Fee waiver requested (applicable to chapter attach signed application for the court's considerati</li> </ul>	on certifying that the Rule 1006(b). See Offici 7 individuals only). Mus	al Check all Check all Check all Check all Check all Check all A p	otor is not otor's aggi less than applicable lan is bein ceptances	a small busin regate nonco \$2,343,300 (a e boxes: ng filed with of the plan w	amount subject	defined in 11 U ated debts (exc t to adjustment repetition from	J.S.C. § 101(5 cluding debts of on 4/01/13 and	
Statistical/Administrative Information Debtor estimates that funds will be available Debtor estimates that, after any exempt prop- there will be no funds available for distributi	erty is excluded and a	dministrative		es paid,		THIS	SPACE IS FO	OR COURT USE ONLY
1- 50- 100- 200- 49 99 199 999 :	1,000-         5,001-           5,000         10,000		] 5,001- 0,000	50,001- 100,000	OVER 100,000			
\$0 to \$50,001 to \$100,001 to \$500,001 \$50,000 \$100,000 \$500,000 to \$1	\$1,000,001         \$10,000,001           to \$10         to \$50           million         million	to \$100 to	] 100,000,001 \$500 illion	\$500,000,001 to \$1 billion	More than \$1 billion			
\$50,000 \$100,000 \$500,000 to \$1	\$1,000,001 \$10,000,001 to \$10 to \$50 million million	to \$100 to	] 100,000,001 \$500 illion		More than \$1 billion			

## Case 12-06689-JKC-11 Doc 1 Filed 06/05/12 EOD 06/05/12 15:49:18 Pg 2 of 11

Voluntar	y Petition	Name of Debtor(s):	
	ust be completed and filed in every case)	MBAJ Group, LLC	
(1nis page mi	All Prior Bankruptcy Cases Filed Within Las	<b>1</b> <b>t 8 Years</b> (If more than tw	o. attach additional sheet)
Location Where Filed:		Case Number:	Date Filed:
Location Where Filed:		Case Number:	Date Filed:
Pe	ending Bankruptcy Case Filed by any Spouse, Partner, or	• Affiliate of this Debtor (	If more than one, attach additional sheet)
Name of Deb - None -	tor:	Case Number:	Date Filed:
District:		Relationship:	Judge:
forms 10K a pursuant to and is reque Exhibit	Exhibit A         pleted if debtor is required to file periodic reports (e.g., and 10Q) with the Securities and Exchange Commission         Section 13 or 15(d) of the Securities Exchange Act of 1934         esting relief under chapter 11.)         t A is attached and made a part of this petition.         Exh         or own or have possession of any property that poses or is alleged to a part of this petition.	I, the attorney for the peti have informed the petitio 12, or 13 of title 11, Unitu under each such chapter. required by 11 U.S.C. §3 X Signature of Attorney	for Debtor(s) (Date)
☐ Exhibit If this is a jo	pleted by every individual debtor. If a joint petition is filed, ea t D completed and signed by the debtor is attached and made	a part of this petition.	
■	Information Regardin (Check any ap Debtor has been domiciled or has had a residence, princip days immediately preceding the date of this petition or for There is a bankruptcy case concerning debtor's affiliate, g	oplicable box) al place of business, or pri a longer part of such 180	days than in any other District.
	Debtor is a debtor in a foreign proceeding and has its print this District, or has no principal place of business or assets proceeding [in a federal or state court] in this District, or the sought in this District.	s in the United States but is	s a defendant in an action or
	Certification by a Debtor Who Reside (Check all app		tial Property
	Landlord has a judgment against the debtor for possession		box checked, complete the following.)
	(Name of landlord that obtained judgment)		
	Debtor claims that under applicable nonbankruptcy law, the		
	the entire monetary default that gave rise to the judgment Debtor has included in this petition the deposit with the co after the filing of the petition.		

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

oluntary Petition	Name of Debtor(s):
•	MBAJ Group, LLC
<i>This page must be completed and filed in every case)</i>	
Signature(s) of Debtor(s) (Individual/Joint)	natures Signature of a Foreign Representative
I declare under penalty of perjury that the information provided in this petition is true and correct. [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b). I request relief in accordance with the chapter of title 11, United States Code,	I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition. (Check only one box.) I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached. Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.
specified in this petition.	
Signature of Debtor	X
Signature of Joint Debtor	Printed Name of Foreign Representative
Signature of Joint Debtor	
	Date
Telephone Number (If not represented by attorney)	Signature of Non-Attorney Bankruptcy Petition Preparer
Date	I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for
Signature of Attorney*	compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b),
Ist KC Cohen         Signature of Attorney for Debtor(s)         KC Cohen 04310-49         Printed Name of Attorney for Debtor(s)	110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.
KC Cohen, Lawyer, PC Firm Name	Printed Name and title, if any, of Bankruptcy Petition Preparer
151 N Delaware St., Ste. 1104 Indianapolis, IN 46204 Address	Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)
Email: kc@esoft-legal.com 3177151845 Fax: 3179160406 Telephone Number June 5, 2012	
Date	Address
*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.	X
Signature of Debtor (Corporation/Partnership)	Date
	Signature of bankruptcy petition preparer or officer, principal, responsible
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.	person, or partner whose Social Security number is provided above. Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is
petition is true and correct, and that I have been authorized to file this petition	
<ul> <li>petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.</li> <li>The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.</li> <li>/s/ Michael L. Jones</li> </ul>	Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is
<ul><li>petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.</li><li>The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.</li></ul>	Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is
<ul> <li>petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.</li> <li>The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.</li> <li>X /s/ Michael L. Jones</li> <li>Signature of Authorized Individual</li> <li>Michael L. Jones</li> </ul>	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
<ul> <li>petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.</li> <li>The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.</li> <li>X /s/ Michael L. Jones</li> <li>Signature of Authorized Individual</li> </ul>	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:
<ul> <li>petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.</li> <li>The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.</li> <li>X /s/ Michael L. Jones</li> <li>Signature of Authorized Individual</li> <li>Michael L. Jones</li> </ul>	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

B4 (Official Form 4) (12/07)

### United States Bankruptcy Court Southern District of Indiana

In re MBAJ Group	), L	_LC
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Debtor(s)

Case No.	
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]
American Express PO Box 297812	American Express PO Box 297812	credit card in the name of Debtor	subject to setojj	1,000.00
Fort Lauderdale, FL 33329 Emma Green 4124 N 62nd St. Milwaukee, WI 53216	Fort Lauderdale, FL 33329 Emma Green 4124 N 62nd St. Milwaukee, WI 53216	unsecured loan		145,000.00
Indiana Department of Revenue 100 N Senate Ave, Room N-203 Indianapolis, IN 46204	Indiana Department of Revenue 100 N Senate Ave, Room N-203 Indianapolis, IN 46204	sales and employment withholding tax		500,000.00
Internal Revenue Service Post Office Box 7346 Philadelphia, PA 19101-7346	Internal Revenue Service Post Office Box 7346 Philadelphia, PA 19101-7346	employment withholding tax		125,000.00
Kreig DeVault, LLP 1 Indiana Sq., Ste. 2900 Indianapolis, IN 46204	Kreig DeVault, LLP 1 Indiana Sq., Ste. 2900 Indianapolis, IN 46204	services rendered on account		15,000.00
Wells Fargo POB 14411 Des Moines, IA 50306-3411	Wells Fargo POB 14411 Des Moines, IA 50306-3411	line of credit		12,000.00

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

Debtor(s)

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 President 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 June 5, 2012

Signature /s/ I

e <u>/s/ Michael L. Jones</u> Michael L. Jones President

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. B6D (Official Form 6D) (12/07)

In re

**MBAJ Group, LLC** 

Case No.\_\_\_\_\_

### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

Debtor

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, gamishments, statutory liens, mortgages, deeds of trust, and other security interests.

other security interests. List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, 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 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided. If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community". If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.) Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data. Check this box if debtor has no creditors holding secured claims to report on this Schedule D. Check this box if debtor has no creditors holding secured claims to report on this Schedule D. П

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) Account No.	C O D E B T O R	Hu H J C	Isband, Wife, Joint, or Community DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN 2002		Q	U T E	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Associated Bank c/o Chuhak & Tecson 30 S Wacker Dr., Ste. 2600 Chicago, IL 60606		-	blanket lien and mortgage		D			
		$\vdash$	Value \$ 1,700,000.00	+		$\square$	1,700,000.00	0.00
Account No.			Value \$					
Account No.		1		+				
			Value \$					
Account No.								
			Value \$					
L		L	γ and φ	Sub	L tota			
<b>0</b> continuation sheets attached			(Total of				1,700,000.00	0.00
			(Report on Summary of S		Fota	ıl	1,700,000.00	0.00

B6G (Official Form 6G) (12/07)

In re

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MBAJ Group, LLC

Waukesha, WI 53188

Debtor

Case No.

## SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, 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 and Fed. R. Bankr. P. 1007(m).

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract	Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. State contract number of any government contract.
Advantage Leasing 324 E Wisconsin Ave Milwaukee, WI 53202	lease for security cameras in Georgetwon store
Culvers Franshising Systems, Inc. 1240 Water St Prairie Du Sac, WI 53578	franshis agreement for operations of two Culvers restaurants
McCulver, LLC 612 W Main St., Ste. 301 Madison, WI 53703	lease for Georgetown store at \$10k/mo
Radiant of Wisconsin 1900 Pewaukee Rd., Ste. M	lease for point of sale system

### United States Bankruptcy Court Southern District of Indiana

MBAJ Group, LLC

Debtor

Case No.		
Chapter	11	

## LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with Rule 1007(a)(3) for filing in this chapter 11 case.

Name and last known address	Security	Number	Kind of
or place of business of holder	Class	of Securities	Interest
Michael L Jones 15868 Concert Way Noblesville, IN 46062	membership interests	100	owner

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

I, the President of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date June 5, 2012

Signature <u>/s/ Michael L. Jones</u> Michael L. Jones President

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. ADVANTAGE LEASING 324 E WISCONSIN AVE MILWAUKEE, WI 53202

AMERICAN EXPRESS PO BOX 297812 FORT LAUDERDALE, FL 33329

ASSOCIATED BANK C/O CHUHAK & TECSON 30 S WACKER DR., STE. 2600 CHICAGO, IL 60606

CULVERS FRANSHISING SYSTEMS, INC. 1240 WATER ST PRAIRIE DU SAC, WI 53578

EMMA GREEN 4124 N 62ND ST. MILWAUKEE, WI 53216

INDIANA DEPARTMENT OF REVENUE 100 N SENATE AVE, ROOM N-203 INDIANAPOLIS, IN 46204

INTERNAL REVENUE SERVICE POST OFFICE BOX 7346 PHILADELPHIA, PA 19101-7346 KREIG DEVAULT, LLP 1 INDIANA SQ., STE. 2900 INDIANAPOLIS, IN 46204

MCCULVER, LLC 612 W MAIN ST., STE. 301 MADISON, WI 53703

RADIANT OF WISCONSIN 1900 PEWAUKEE RD., STE. M WAUKESHA, WI 53188

WELLS FARGO POB 14411 DES MOINES, IA 50306-3411

### United States Bankruptcy Court Southern District of Indiana

In re MBAJ Group, LLC

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 <u>MBAJ Group, LLC</u> 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*]

June 5, 2012

Date

#### /s/ KC Cohen

KC Cohen 04310-49 Signature of Attorney or Litigant Counsel for MBAJ Group, LLC KC Cohen, Lawyer, PC 151 N Delaware St., Ste. 1104 Indianapolis, IN 46204 3177151845 Fax:3179160406 kc@esoft-legal.com