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United States Bankruptcy Court Eastern District of Kentucky							Voluntary Petitio	n				
Name of Debtor (if individual, enter Last, First, Middle):  Dallas Machinery, LLC				Name	of Joint De	ebtor (Spouse	) (Last, First	, Middle):				
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):						All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):						
Last four dig	, state all)	Sec. or Indi	vidual-Taxpa	yer I.D. (	ITIN)/Com	plete EIN		Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)				
32-01347 Street Addre 124 Ban Newport	ss of Debto klick Rd.		Street, City, a	nd State)	:	ZIP Code		Address of	Joint Debtor	(No. and St	reet, City, and State):	loda.
					Г	41076						ode
County of Ro		of the Princ	cipal Place of	Business	s:		Count	y of Reside	ence or of the	Principal Pl	ace of Business:	
Mailing Add	ress of Deb	tor (if diffe	rent from stre	et addres	s):		Mailir	ng Address	of Joint Debt	or (if differe	nt from street address):	
					Г	ZIP Code	<u> </u>				ZIP C	ode
Location of I (if different f	Principal As rom street a	ssets of Bus address abo	iness Debtor ve):									
		Debtor				of Business	5	Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box)				
(Form of Organization) (Check one box)  ☐ Individual (includes Joint Debtors)  See Exhibit D on page 2 of this form.  ☐ Corporation (includes LLC and LLP)  ☐ Partnership  ☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.)			(Check one box)  ☐ Health Care Business ☐ Single Asset Real Estate as defin in 11 U.S.C. § 101 (51B) ☐ Railroad ☐ Stockbroker ☐ Commodity Broker ☐ Clearing Bank ☐ Other			s defined	☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt	er 7 er 9 er 11 er 12	□ C of □ C	hapter 15 Petition for Recognition a Foreign Main Proceeding hapter 15 Petition for Recognition a Foreign Nonmain Proceeding		
	-	5 Debtors		- Otne		mnt Entity	17	1			e of Debts k one box)	
Country of debtor's center of main interests:  Each country in which a foreign proceeding by, regarding, or against debtor is pending:				Tax-Exempt Entity (Check box, if applicable)  ☐ Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).			le) zation tates	"incurred by an individual primarily for			у	
_			neck one box	)			one box:	ox: Chapter 11 Debtors or is 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					Debtor is not if: Debtor's agg	a small busi	ness debtor as on the street and the street are the	defined in 11	C. § 101(51D). U.S.C. § 101(51D).  Cluding debts owed to insiders or affiliation 4/01/16 and every three years then			
Form 3A.    Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.						ng filed with of the plan w	•	repetition fron	n one or more classes of creditors,	<del></del>		
Statistical/A  Debtor es			ation be available	for distri	bution to u	secured cr	reditors			THIS	S SPACE IS FOR COURT USE ONLY	
Debtor es	stimates tha	t, after any	exempt prop for distributi	erty is ex	cluded and	administra		es paid,				
Estimated Nu  1- 49	umber of Cr 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 As	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1	31,000,001 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				
Estimated Li  \$0 to \$50,000	abilities  \$50,001 to \$100,000	\$100,001 to \$500,000	to \$1	\$1,000,001 to \$10	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion				

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**B1** (Official Form 1)(04/13) Page 2 Name of Debtor(s): Voluntary Petition Dallas Machinery, 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) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, forms 10K and 10Q) with the Securities and Exchange Commission 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. Signature of Attorney for Debtor(s) (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. 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 with 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)).

#### B1 (Official Form 1)(04/13)

## **Voluntary Petition**

(This page must be completed and filed in every case)

# Signature(s) of Debtor(s) (Individual/Joint)

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, specified in this petition.

X

Signature of Debtor

 ${f X}$  .

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

#### Signature of Attorney\*

### X /s/ Matt Sanning

Signature of Attorney for Debtor(s)

#### Matt Sanning

Printed Name of Attorney for Debtor(s)

#### **Matt Sanning**

Firm Name

224 Main Street. Augusta, KY 41002

Address

# Email: mattsanning@windstream.net

606-756-2066 Fax: 606-756-2207

Telephone Number

October 9, 2013

Date

\*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.

#### Signature of Debtor (Corporation/Partnership)

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.

## X /s/ Dallas Sandlin

Signature of Authorized Individual

#### **Dallas Sandlin**

Printed Name of Authorized Individual

#### Managing Member/Sole Member of LLC

Title of Authorized Individual

October 9, 2013

Date

Name of Debtor(s):

Dallas Machinery, LLC

#### Signatures

#### Signature of a Foreign Representative

Page 3

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.

X

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

#### Signature of Non-Attorney Bankruptcy Petition Preparer

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 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), 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.

Printed Name and title, if any, of Bankruptcy Petition Preparer

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.)

V

Date

Address

Signature of bankruptcy petition preparer or officer, principal, responsible 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 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** Eastern District of Kentucky

In re	Dallas Machinery, 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]
Affordable Fasterner 102 S. Bowles Ave West West Harrison, IN 47060	Affordable Fasterner 102 S. Bowles Ave West West Harrison, IN 47060	goods		5,535.45
All Type 12836 Highway 57 Evansville, IN 47725	All Type 12836 Highway 57 Evansville, IN 47725	services		81,200.00
Bank of America P.O. Box 851001 Dallas, TX 75285-1001	Bank of America P.O. Box 851001 Dallas, TX 75285-1001	loan		5,606.79
BR Retreading P.O. Box 399 Glasgow, KY 42142	BR Retreading P.O. Box 399 Glasgow, KY 42142	services		24,488.88 (0.00 secured)
Brake Supply 4280 Payshere Circle Chicago, IL 60674	Brake Supply 4280 Payshere Circle Chicago, IL 60674	goods		14,240.72 (0.00 secured)
Chase P.O. Box 15153 Wilmington, DE 19886-5153	Chase P.O. Box 15153 Wilmington, DE 19886-5153	Ioan		20,031.07
Chase P.O. Box 15153 Wilmington, DE 19886-5153	Chase P.O. Box 15153 Wilmington, DE 19886-5153	Ioan		51,221.60
Cincinnati Raditor 3400 Port Union Rd. OH 45104	Cincinnati Raditor 3400 Port Union Rd. OH 45104	services		21,094.75
City of Wilder 520 Licking Pike Newport, KY 41071	City of Wilder 520 Licking Pike Newport, KY 41071	ad valorem taxes		20,790.61
Columbia Equipment 65 E. Kingston Ave. Columbus, OH 43207	Columbia Equipment 65 E. Kingston Ave. Columbus, OH 43207	goods		12,231.90
Crystal Springs P.O. Box 660579 Dallas, TX 75266	Crystal Springs P.O. Box 660579 Dallas, TX 75266	goods		12,231.90
Hurberries 516 Grove Street P.O. Box 210 Coeburn, VA 24230	Hurberries 516 Grove Street P.O. Box 210 Coeburn, VA 24230	goods		16,493.14

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B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	Dallas Machinery, 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]
Kentucky Motor P.O. Box 645041 Pittsburgh, PA 15264-5041	Kentucky Motor P.O. Box 645041 Pittsburgh, PA 15264-5041	goods		12,857.97
Machinery Services 3625 Colonel Rd. Richmond, KY 40475	Machinery Services 3625 Colonel Rd. Richmond, KY 40475	services		370,955.00
Ohio Cat P.O. Box 774439 Chicago, IL 60677-4004	Ohio Cat P.O. Box 774439 Chicago, IL 60677-4004	goods		329,325.96 (0.00 secured)
R & M Welding 105 Williams Way Newport, KY 41076	R & M Welding 105 Williams Way Newport, KY 41076	services		5,579.59
Riverfront Steel 10310 S. Medallion Drive Cincinnati, OH 45241	Riverfront Steel 10310 S. Medallion Drive Cincinnati, OH 45241	goods		12,499.68
Tri State Machine 251 Industrial Drive Harrogate, TN 37752	Tri State Machine 251 Industrial Drive Harrogate, TN 37752	services		10,800.00
United Truck & Equipment 2045 W. Buckeye Rd. Phoenix, AZ 85009	United Truck & Equipment 2045 W. Buckeye Rd. Phoenix, AZ 85009	goods		6,289.58
Westfield Ins. One Park Circle P.O. Box 5001	Westfield Ins. One Park Circle P.O. Box 5001	services		6,819.75
Westfield Center, OH 44251	Westfield Center, OH 44251			

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

I, the Managing Member/Sole Member of LLC 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	October 9, 2013	Signature	/s/ Dallas Sandlin
		-	Dallas Sandlin
			Managing Member/Sole Member of LLC

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.

Aarcon

Affordable Fasterner 102 S. Bowles Ave West West Harrison IN 47060

All Type 12836 Highway 57 Evansville IN 47725

American Express P.O. Box 981535 El Paso TX 79998-1535

Atlas Machine 7000 Global Drive Louisville KY 40258

Bank of America P.O. Box 851001 Dallas TX 75285-1001

Bill Miller P.O. Box 112 Eckhart Mines MD 21528

BR Retreading P.O. Box 399 Glasgow KY 42142

Brake Supply 4280 Payshere Circle Chicago IL 60674

Central Automotive 1738 Cumberland Falls Corbin KY 40701

Chase P.O. Box 15153 Wilmington DE 19886-5153 Cincinnati Hose 9003 Empire Connector Rd. Florence KY 41042

Cincinnati Raditor 3400 Port Union Rd. OH 45104

Cintas FAS 690 East Crescentville Rd. Cincinnati OH 45246

Cintas Fire P.O. Box 636525 Cincinnati OH 45263

Cintas LOC P.O. Box 630803 Cincinnati OH 45263

City of Wilder 520 Licking Pike Newport KY 41071

Columbia Equipment 65 E. Kingston Ave. Columbus OH 43207

Crystal Springs P.O. Box 660579 Dallas TX 75266

Equipment Depot P.O. Box 8500 Philadelphia PA 19178-8352

First Financial Bank 255 East Fifth Street, Suite 700 Cincinnati OH 45202

George J. Hust 3900 Spring Grove Ave. Cincinnati OH 45223 Grainger Dept. 836 P.O. Box 419267 Kansas City MO 64141

Hanover Tools 10417-Dow-Gil Rd. Ashland VA 23005

Hansen Shipping 4895 Olde Towne Rd. Marietta GA 30068

Home Depot Credit Services P.O. Box 183175 Columbus OH 43218-3175

Hon. Susan Argo 1900 Fifth Third Center 511 Walnut Street Cincinnati OH 45202-3157

Hurberries 516 Grove Street P.O. Box 210 Coeburn VA 24230

Interstate Battery 1369 Pridemore Court Lexington KY 40505

Kentucky Motor P.O. Box 645041 Pittsburgh PA 15264-5041

Machinery Services 3625 Colonel Rd. Richmond KY 40475

Machinery Trader P.O. Box 85673 Lincoln NE 68501-5673 Merry Maids 4317 Winston Ave Latonia KY 41015

Midwest Gas 2557 Alexandria Pike Newport KY 41076

Off Road 3491 Northbend Circle Alcoa TN 37701

Ohio Cat P.O. Box 774439 Chicago IL 60677-4004

Oil Dist. #774646 Chicago IL 60677-4006

Perfection Hydraulics P.O. Box 5094 Evansville IN 47716

Pete Lahni 5506 506 Palisades Drive, Suite 700 Cincinnati OH 45238

Pitney Bowes P.O. Box 371887 Pittsburgh PA 15250-7887

QT Equipment 151 W. Dartmore Ave. Akron OH 44301

Quest Diagnostics, Inc. P.O. Box 740810 Cincinnati OH 45274-0810

R & M Welding 105 Williams Way Newport KY 41076 Riverfront Steel 10310 S. Medallion Drive Cincinnati OH 45241

Sherwin Williams 2292 Alexandria Pike Newport KY 41071-3231

Staples P.O. Box 689020 Des Moines IA 50368-9020

Terminal Supply 1800 Thunderbird Troy MI 48084

Thompson Cat 2401 Pinson Hwy Box 10367 Birmingham AL 35202

TMS North America Trading 7000 Highbridge Rd. Fayetteville NY 13066

Tri State Machine 251 Industrial Drive Harrogate TN 37752

United Truck & Equipment 2045 W. Buckeye Rd. Phoenix AZ 85009

Waltz Business 730 Centre View Blvd. Ft Mitchell KY 41017

Western Hills Builders Supply 6801 Harrison Ave. Cincinnati OH 45247

Westfield Ins.
One Park Circle
P.O. Box 5001
Westfield Center OH 44251

Whayne Supply 1400 Cecil Ave. Louisville KY 40211 Case 13-21785 Doc 1 Filed 10/09/13 Entered 10/09/13 14:59:13 Desc Main Document Page 12 of 12

# **United States Bankruptcy Court** Eastern District of Kentucky

In re	Dallas Machinery, LLC		Case No.	
		Debtor(s)	Chapter	11
	CORPORATE (	OWNERSHIP STATEMENT (RU	LE 7007.1)	
or recu follow	ant to Federal Rule of Bankruptcy Procesusal, the undersigned counsel forDallaring is a (are) corporation(s), other than of any class of the corporation's(s') equipment of the corporation of the corpo	the debtor or a governmental unit, the	ioned action at directly	n, certifies that the or indirectly own(s) 10% or
■ Nor	ne [Check if applicable]			
Octob	per 9, 2013	/s/ Matt Sanning		
Date	<u> </u>	Matt Sanning		
		Signature of Attorney or Litigant Counsel for Dallas Machinery, LL	C	
		Matt Sanning		
		224 Main Street. Augusta, KY 41002		
		606-756-2066 Fax:606-756-2207 mattsanning@windstream.net		