Case 13-70429 Doc 1 Filed 07/16/13 Entered 07/16/13 07:32:42 Desc Main Page 1 of 11 Document B1 (Official Form 1) (04/13) **United States Bankruptcy Court** EASTERN DISTRICT OF KENTUCKY **Voluntary Petition** PIKEVILLE DIVISION Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): Elkhorn Ambulance Service, Inc. 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): 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 20-3029006 Street Address of Debtor (No. and Street, City, and State): Street Address of Joint Debtor (No. and Street, City, and State): 223 Bridge St Elkhorn City, KY ZIP CODE ZIP CODE 41522 County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: Pike Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): **PO Box 858** Elkhorn City, KY ZIP CODE ZIP CODE 41522 Location of Principal Assets of Business Debtor (if different from street address above): ZIP CODE Type of Debtor **Nature of Business** Chapter of Bankruptcy Code Under Which (Form of Organization) (Check one box.) (Check one box.) the Petition is Filed (Check one box.) Health Care Business Chapter 7 Single Asset Real Estate as defined in 11 U.S.C. § 101(51B) ☐ Chapter 15 Petition for Recognition Individual (includes Joint Debtors) Chapter 9 See Exhibit D on page 2 of this form. of a Foreign Main Proceeding $\overline{\mathbf{Q}}$ Chapter 11 Railroad Corporation (includes LLC and LLP) Chapter 15 Petition for Recognition Chapter 12 Stockbroker of a Foreign Nonmain Proceeding Chapter 13 Commodity Broker Other (If debtor is not one of the above entities, check Clearing Bank this box and state type of entity below.) Nature of Debts \square Other (Check one box.) ■ Debts are primarily consumer Debts are primarily Tax-Exempt Entity Chapter 15 Debtors Country of debtor's center of main interests: debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a (Check box, if applicable.) business debts. Debtor is a tax-exempt organization Each country in which a foreign proceeding by, regarding, or under title 26 of the United States personal, family, or houseagainst debtor is pending: Code (the Internal Revenue Code). hold purpose. Filing Fee (Check one box.) Check one box: Chapter 11 Debtors Debtor is a small business debtor as defined by 11 U.S.C. § 101(51D). Full Filing Fee attached. Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: 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 noncontigent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,490,925 (amount subject to adjustment on 4/01/16 and every three years thereafter). Filing Fee waiver requested (applicable to chapter 7 individuals only). Must Check all applicable boxes: attach signed application for the court's consideration. See Official Form 3B. A plan is being filed with this petition.

							cceptances of the f creditors, in acco			one or more classes
Statisti	cal/Admin	istrative Inf	ormation				,		, ,	THIS SPACE IS FOR
☑ Deb	tor estimates	that funds wil	ll be available fo	or distribution to	unsecured cred	litors.				COURT USE ONLY
				erty is excluded a to unsecured c		ve expenses paid,				
Estimated	d Number of	Creditors								
√ 1-49	50-99	100-199	200-999	1,000-	5,001-	10,001-	25,001-	50,001-	Over	
				5,000	10,000	25,000	50,000	100,000	100,000	
Estimated	d Assets									
		$\overline{\mathbf{A}}$								
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$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	
Estimated	d Liabilities									
		$\overline{\square}$								
\$0 to	\$50,001 to	\$100,001 to	\$500,001 to \$1 million	\$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	
\$50,000	\$100,000	\$500,000	to \$1 million	to \$10 million	to \$50 million	to \$100 million	to \$500 million	to \$1 billion	\$1 billion	

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Page 2

Vo	oluntary Petition	Name of Debtor(s): Elkhorn Ambu	lance Service, Inc.
(Tł	nis page must be completed and filed in every case.)		
	All Prior Bankruptcy Cases Filed Within Last	1	1
Loca Nor	tion Where Filed: ne	Case Number:	Date Filed:
Loca	tion Where Filed:	Case Number:	Date Filed:
	Pending Bankruptcy Case Filed by any Spouse, Partner or	Affiliate of this Debtor (If more	than one, attach additional sheet.)
Name	e of Debtor:	Case Number:	Date Filed:
Distri	ct:	Relationship:	Judge:
10Q	Exhibit A completed if debtor is required to file periodic reports (e.g., forms 10K and with the Securities and Exchange Commission pursuant to Section 13 or 15(d) Securities Exchange Act of 1934 and is requesting relief under chapter 11.) Exhibit A is attached and made a part of this petition. Exhibit A is attached and made a part of this petition. Exhibit B (To be completed if debtor is an individual whose debts are primarily consumer debts.) I, the attorney for the petitioner named in the foregoing petition, declare the informed the petitioner that [he or she] may proceed under chapter 7, 11 of title 11, United States Code, and have explained the relief available units such chapter. I further certify that I have delivered to the debtor the notic required by 11 U.S.C. § 342(b).		if debtor is an individual imarily consumer debts.) he foregoing petition, declare that I have y proceed under chapter 7, 11, 12, or 13 explained the relief available under each
		X	
			Date
Doe	s the debtor own or have possession of any property that poses or is alleged to pose Yes, and Exhibit C is attached and made a part of this petition. No.	nibit C a threat of imminent and identifiable harm to	public health or safety?
	Ext	nibit D	
(То	be completed by every individual debtor. If a joint petition is filed, each Exhibit D, completed and signed by the debtor, is attached and n	•	separate Exhibit D.)
If th	is is a joint petition: Exhibit D, also completed and signed by the joint debtor, is attact	hed and made a part of this petition.	
	— Information Regard	ing the Debtor - Venue	
Ø	Debtor has been domiciled or has had a residence, principal place of		strict for 180 days immediately
П	preceding the date of this petition or for a longer part of such 180 days. There is a bankruptcy case concerning debtor's affiliate, general partners.	•	ict
	Debtor is a debtor in a foreign proceeding and has its principal place of principal place of business or assets in the United States but is a defeor the interests of the parties will be served in regard to the relief sough	endant in an action or proceeding [in a	
	Certification by a Debtor Who Resid	•	rty
	Cneck all ap Landlord has a judgment against the debtor for possession of debtor's	oplicable boxes.) s residence. (If box checked, complete	e the following.)
	\bar{a}	Name of landlord that obtained judgme	ent)
	V	Judgini	- <i>,</i>
	\overline{I}	Address of landlord)	
	Debtor claims that under applicable nonbankruptcy law, there are circu	•	uld be permitted to cure the entire
	monetary default that gave rise to the judgment for possession, after t		•
	Debtor has included with this petition the deposit with the court of any petition.	rent that would become due during the	e 30-day period after the filing of the
	Debtor certifies that he/she has served the Landlord with this certificat	tion. (11 U.S.C. § 362(I)).	

31 (Official Form 1) (04/13) DOCUMEN	t Page 3 of 11 Page 3
Voluntary Petition	Name of Debtor(s): Elkhorn Ambulance Service, Inc.
(This page must be completed and filed in every case)	
Sig	natures
Signature(s) of Debtor(s) (Individual/Joint)	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 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.
I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.	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	
	X
X	(Signature of Foreign Representative)
Telephone Number (If not represented by attorney)	(Printed Name of Foreign Representative)
Date	Date
Signature of Attorney* X /s/ Noah R. Friend Noah R. Friend Bar No. 92209 Noah R. Friend Friend & Hunt, Attorneys at Law, PLLC P.O. Box 610 Pikeville, KY 41502 Phone No. (606) 369-7030 Fax No. (502) 716-6158 7/15/2013 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.	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 bankruptcy 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.)
The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition. Elkhorn Ambulance Service, Inc.	Address X
	Date
X /s/ Terry Thompson Signature of Authorized Individual	Signature of bankruptcy petiton preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.
Terry Thompson Printed Name of Authorized Individual	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.
President	
Title of Authorized Individual	If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.
7/15/2013	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.

Date

B4 (Official Form 4) (12/07)

UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF KENTUCKY PIKEVILLE DIVISION

IN RE: Elkhorn Ambulance Service, Inc. 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]
911 Billing Services & Consulant Inc. P.O. Box 589 Madisonville, KY 42431	911 Billing Services & Consult PO Box 589 Madisonville, KY 42431	Billing Services		\$37,969.00
	(270) 824-8123			
KY Division of Unemployment Insurance PO Box 948 Frankfort, KY 40602	KY Unemployment Insurance PO Box 948 Frankfort, KY 40602	Taxes		\$15,414.16
	(502) 564-6835			
Air Gas 92 Kinzer Rd Prestonsburg, KY 41653	Air Gas 92 Kinzer Rd Prestonsburg, KY 41653	Trade Debt	Dispute	ed \$8,530.86
	(770) 590-6154			
Jones Oil Company, Inc. PO Box 3427 Pikeville, KY 41502	Jones Oil PO Box 3427 Pikeville, KY 41502	Trade Debt		\$5,312.15
	(606) 432-5724			
Adkins Wrecker & Auto Repair 7297 Millard Hwy Pikeville, KY 41501	Adkins Wrecker & Auto Repair 7297 Millard Hwy Pikeville, KY 41501	Trade Debt		\$5,128.12
	(606) 432-5418			
Progressive Medical International 2460 Ash St Vista, CA 92081	Progressive Medical Intl 2460 Ash St Vista, CA 92081	Trade Debt		\$4,558.00
	1-800-764-0636			

B4 (Official Form 4) (12/07)

UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF KENTUCKY PIKEVILLE DIVISION

IN RE: Elkhorn Ambulance Service, Inc. Case No.

Chapter 11

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Continuation Sheet No. 1

(1)	(2)	(3)	(4)	(5)
(1)	Name, telephone number and complete mailing address, including zip code, of employee, agent, or	(3)	Indicate if claim is contingent, unliquidated,	(5)
Name of creditor and complete mailing address, including zip code	department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	disputed, or subject to setoff	Amount of claim [if secured also state value of security]
Titan Medical PO Box 24267 Jackson, MS 39225	Titan Medical PO Box 24267 Jackson, MS 39225	Trade Debt	•	\$4,548.63
	1-888-350-7659			
John Tackett, CPA 693 N. Mayo Trail Pikeville, KY 41501	John Tackett 693 N. Mayo Trail Pikeville, KY 41501	Professional Services		\$4,000.00
	(606) 432-8112			
A&S Auto Parts, Inc. PO Box B Elkhorn City, KY 41522	A&S Auto Parts Inc PO Box B Elkhorn City, KY 41522	Trade Debt		\$3,013.07
	(606) 754-4095			
BP PO Box 70887 Charlotte, NC 28272	BP PO Box 70887 Charlotte, NC 28272	Trade Debt		\$2,812.49
	1-800-299-5766			
Arnold Bartley 3875 Marrowbone Creek Rd Elkhorn City, KY 41522	Arnold Bartley 3875 Marrowbone Creek Rd Elkhorn City, KY 41522	Rent		\$1,500.00
	(606) 754-8190			
Stericycle PO Box 6575 Carol Stream, IL 60197	Stericycle PO Box 6575 Carol Stream, IL 60197	Trade Debt		\$842.26
	1-866-783-7422			
Riverside Supply, LLC PO Box 392 Pikeville, KY 41502	Riverside Supply, LLC PO Box 392 Pikeville, KY 41502	Trade Debt		\$817.54
	(606) 754-5056			

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UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF KENTUCKY PIKEVILLE DIVISION

IN RE: Elkhorn Ambulance Service, Inc. Case No.

Chapter 11

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Continuation Sheet No. 2

	Contai			
Name of creditor and complete mailing address, including zip code EC True Value PO Box 177 Elkhorn City, KY 41522	(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 EC True Value PO Box 177 Elkhorn City, KY 41522	Nature of claim (trade debt, bank loan, goverment contract, etc.) Trade Debt	(4) Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured also state value of security] \$761.98
Elkhorn Drug PO Box 532 Elkhorn City, KY 41522	Elkhorn Drug PO Box 532 Elkhorn City, KY 41522	Trade Debt		\$594.58
Southeastern Emergency Equipment PO Box 1097 Youngsville, NC 27596	SE Emergency Equipment PO Box 1097 Youngsville, NC 27596	Trade Debt		\$0.00
KY Department of Revenue Legal Branch - Bankruptcy Section PO Box 5222 Frankfort, KY 40602	KY Dept of Revenue Legal Branch - Bankruptcy PO Box 5222 Frankfort, KY 40602	Taxes		\$0.00
Internal Revenue Service ATTN: Centralized Insolvency Operation P.O. Box 7346 Philadelphia, PA 19101-7346		Taxes		\$0.00
		NDER PENALTY OF PERJURY ORPORATION OR PARTNERSHII	P	
I, the named as the debtor in this cas best of my information and beli		of the Co rjury that I have read the foregoing list	rporation and that it is tru	ue and correct to the
Date: 7/15/2013	Signatu	re: /s/ Terry Thompson Terry Thompson		

Terry Thompson
President

UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF KENTUCKY PIKEVILLE DIVISION

IN RE: Elkhorn Ambulance Service, Inc. CASE NO

CHAPTER 11

VERIFICATION OF CREDITOR MATRIX

	The above named D	ebtor hereby verifi	es that the attach	ed list of credito	ors is true and co	rrect to the best	of his/her
know	edge.						

Date	7/15/2013	Signature	Is/ Terry Thompson Terry Thompson President
Date		Signature	

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911 Billing Services & Consulant Inc. P.O. Box 589 Madisonville, KY 42431

A&S Auto Parts, Inc. PO Box B Elkhorn City, KY 41522

Adkins Wrecker & Auto Repair 7297 Millard Hwy Pikeville, KY 41501

Air Gas 92 Kinzer Rd Prestonsburg, KY 41653

Air Gas Mid-America Region PO Box 1117 Bowling Green, KY 42101-1117

Arnold Bartley 3875 Marrowbone Creek Rd Elkhorn City, KY 41522

BP PO Box 70887 Charlotte, NC 28272

Citizens National Bank 620 Broadway St Paintsville, KY 41240

EC True Value PO Box 177 Elkhorn City, KY 41522

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Elkhorn Ambulance Service, Inc. PO Box 858 Elkhorn City, KY 41522

Elkhorn Drug PO Box 532 Elkhorn City, KY 41522

Internal Revenue Service ATTN: Centralized Insolvency Operation P.O. Box 7346 Philadelphia, PA 19101-7346

John Tackett, CPA 693 N. Mayo Trail Pikeville, KY 41501

Jones Oil Company, Inc. PO Box 3427 Pikeville, KY 41502

KY Department of Revenue Legal Branch - Bankruptcy Section PO Box 5222 Frankfort, KY 40602

KY Division of Unemployment Insurance PO Box 948 Frankfort, KY 40602

Noah R. Friend Friend & Hunt, Attorneys at Law, PLLC P.O. Box 610 Pikeville, KY 41502

Progressive Medical International 2460 Ash St Vista, CA 92081

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Riverside Supply, LLC PO Box 392 Pikeville, KY 41502

Southeastern Emergency Equipment PO Box 1097 Youngsville, NC 27596

Stericycle PO Box 6575 Carol Stream, IL 60197

Titan Medical PO Box 24267 Jackson, MS 39225

United States Bankruptcy Court Eastern District of Kentucky

IN RE: ELKHORN AMBULANCE SERVICE, INC.	Case No
DEBTOR	
	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 or place of business of holder	Security Class	Number of Securities	Interest
Terry Thompson PO Box 858 Elkhorn City, KY 41522			50%
James Justice PO Box 858 Elkhorn City, KY 41522			50%

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

I, Terry Thompson, the President and authorized agent of Elkhorn Ambulance Service, Inc., 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: July 15, 2013 Signatures: /s/ Terry Thompson, President

By: Elkhorn Ambulance Service, Inc. Terry Thompson, President