Case 12-40689 Doc 1 Filed 05/17/12 Entered 05/17/12 11:43:48 Page 1 of 13

B1 (Official Form 1)(12	2/11)											
<u>.</u>		United S Wes			ruptcy Kentuc					Vol	untary	Petition
Name of Debtor (if ind Westside Heavy			Middle):			Name	of Joint De	ebtor (Spouse	e) (Last, First	, Middle):		
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):						used by the I maiden, and			years			
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) 54-2136670 Street Address of Debtor (No. and Street, City, and State):			(if more	than one, state	f Soc. Sec. or all)				o./Complete EIN			
2029 Lancaster	Ave											
Owensboro, KY					ZIP Code							ZIP Code
					42301							Zir code
County of Residence or Daviess	r of the Prin	cipal Place of	Business	s:		Count	y of Reside	ence or of the	Principal Pla	ace of Busin	ness:	
Mailing Address of Del	btor (if diffe	rent from stre	et addres	ss):		Mailir	ng Address	of Joint Debt	tor (if differe	nt from stre	et address):	
				Г	ZIP Code	4						ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above): 2029 Lancaster Ave Owensboro, KY 42301												
• •	f Debtor				of Business			-	of Bankrup	•		ch .
(Form of Organizat ☐ Individual (includes See Exhibit D on page) ☐ Corporation (includ ☐ Partnership ☐ Other (If debtor is no check this box and state)	s Joint Debte 2 of this form es LLC and tone of the a	ors) n. LLP) bove entities,	(Check one box) ☐ Health Care Business ☐ Single Asset Real Estate as de in 11 U.S.C. § 101 (51B) ☐ Railroad ☐ Stockbroker ☐ Commodity Broker ☐ Clearing Bank			defined	☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt	er 7 er 9 er 11 er 12	of □ Cl	napter 15 P a Foreign I napter 15 P	etition for R Main Procee etition for R Nonmain Pro	ding ecognition
Chapter	15 Debtors		Othe							of Debts		
Country of debtor's center Each country in which a f by, regarding, or against d	oreign procee	eding	Tax-Exempt Entity (Check box, if applicable) ☐ Debtor is a tax-exempt organizatio under Title 26 of the United States Code (the Internal Revenue Code).			e) zation zates	defined	are primarily continuity of the state of the	onsumer debts, § 101(8) as idual primarily	for		are primarily ess debts.
	-	heck one box)		Check	one box:		Chap	ter 11 Debt	ors		
■ Full Filing Fee attache □ Filing Fee to be paid in attach signed application debtor is unable to pay Form 3A.	n installments on for the co	urt's considerati	on certifyi	ng that the	ial Check	Debtor is not if: Debtor's agg	a small busing regate nonco \$2,343,300 (defined in 11 U	J.S.C. § 101(cluding debts	51D). owed to insid	ers or affiliates) e years thereafter).
Filing Fee waiver requattach signed application					St	A plan is bein Acceptances	ng filed with of the plan w	this petition. vere solicited pr 3.C. § 1126(b).		one or more	classes of cre	editors,
Statistical/Administra Debtor estimates that there will be no fun	at funds wil at, after any	l be available exempt prop	for distri erty is ex	bution to ur cluded and	administrati	editors.			THIS	SPACE IS I	FOR COURT	USE ONLY
Estimated Number of C 1	Creditors 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 Assets	\$100,001 to \$500,000	to \$1	\$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					
Estimated Liabilities	\$100,001 to \$500,000	to \$1	\$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					

Case 12-40689 Doc 1 Filed 05/17/12 Entered 05/17/12 11:43:48 Page 2 of 13

BI (Official For	III 1)(12/11)		rage 2	
Voluntary	y Petition	Name of Debtor(s): Westside Heavy Hauling, Inc.		
(This page mu.	st be completed and filed in every case)			
T	All Prior Bankruptcy Cases Filed Within Last			
Location Where Filed:	- None -	Case Number:	Date Filed:	
Location Where Filed:		Case Number:	Date Filed:	
Pei	nding Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If more than	one, attach additional sheet)	
Name of Debto	or:	Case Number:	Date Filed:	
District:		Relationship:	Judge:	
forms 10K ar pursuant to S and is reques	Exhibit A leted 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 string relief under chapter 11.) 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 that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b). X Signature of Attorney for Debtor(s) (Date)		
	E 1	7.4.6		
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 l	eted by every individual debtor. If a joint petition is filed, ea D completed and signed by the debtor is attached and made	a part of this petition.	separate Exhibit D.)	
	Information Regardin	ng the Debtor - Venue		
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 Reside (Check all app		ty	
	Landlord has a judgment against the debtor for possession		complete the following.)	
	(Name of landlord that obtained judgment) (Address of landlord)			
	Debtor claims that under applicable nonbankruptcy law, the entire monetary default that gave rise to the judgment if			
	Debtor has included in this petition the deposit with the coafter the filing of the petition.			
	Debtor certifies that he/she has served the Landlord with the	his certification. (11 U.S.C. § 362(1)).		

B1 (Official Form 1)(12/11) Page 3

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.

 \mathbf{X}

Signature of Debtor

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney*

X /s/ Sandra D. Freeburger

Signature of Attorney for Debtor(s)

Sandra D. Freeburger 23467

Printed Name of Attorney for Debtor(s)

Deitz Shields & Freeburger, LLP

Firm Name

101 First St (42420) P O Box 21 Henderson, KY 42419-0021

Address

Email: sfreeburger@dsf-atty.com

(270) 830-0830 Fax: (270) 830-9115

Telephone Number

May 17, 2012

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/ Douglas J. McFadden, Jr.

Signature of Authorized Individual

Douglas J. McFadden, Jr.

Printed Name of Authorized Individual

President

Title of Authorized Individual

May 17, 2012

Date

Name of Debtor(s):

Westside Heavy Hauling, Inc.

Signatures

Signature of a Foreign Representative

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.)

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.

B4 (Official Form 4) (12/07)

United States Bankruptcy Court Western District of Kentucky

In re	Westside Heavy Hauling, Inc.			
		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]
BB&T	BB&T	business credit		14,910.00
PO Box 580340	PO Box 580340	card		
Charlotte, NC 28258-0340 Bowen Tire Company 501 Triplett St Owensboro, KY 42303	Charlotte, NC 28258-0340 Bowen Tire Company 501 Triplett St Owensboro, KY 42303	Tires		6,004.00
Cintas PO Box 630921 Cincinnati, OH 45263-0921	Cintas PO Box 630921 Cincinnati, OH 45263-0921	uniform services		9,520.00
City of Bowling Green 1001 College St. Bowling Green, KY 42101	City of Bowling Green 1001 College St. Bowling Green, KY 42101	past due taxes		14,520.03
Differential Trans. & Repair 321 S. State St. PO Box 0008 Chandler, IN 47610-0008	Differential Trans. & Repair 321 S. State St. PO Box 0008 Chandler, IN 47610-0008	truck repairs		4,976.00
Firfth Third Bank 531 Frederica St. Owensboro, KY 42301	Firfth Third Bank 531 Frederica St. Owensboro, KY 42301	Equipment Ioan		106,000.00 (75,000.00 secured)
Fleet One 613 Bakertown Rd Antioch, TN 37013	Fleet One 613 Bakertown Rd Antioch, TN 37013	Fuel		22,537.00
G&K Services 1200 Maple St. Louisville, KY 40201	G&K Services 1200 Maple St. Louisville, KY 40201	Uniform rental	Disputed	28,863.00
Independence Bank Attn: Kyle Aud 3425 Frederica St. Owensboro, KY 42301	Independence Bank Attn: Kyle Aud 3425 Frederica St. Owensboro, KY 42301	Equipment loan		301,000.00 (251,000.00 secured)
Kentucky Department of Revenue POB 491 Frankfort, KY 40602	Kentucky Department of Revenue POB 491 Frankfort, KY 40602	past due taxes		52,575.43

B4 (Offic	cial Form 4) (12/07) - Cont.		
In re	Westside Heavy Hauling, Inc.	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 Unemployment Insurance 275 E. Main St. 2nd Floor Frankfort, KY 40601	Kentucky Unemployment Insurance 275 E. Main St. 2nd Floor Frankfort, KY 40601			10,227.31
Kincaid Insurance PO Box 278 Rockport, IN 47635-0278	Kincaid Insurance PO Box 278 Rockport, IN 47635-0278	Insurance		28,100.00
MDM Properties, Inc. 227 St. Ann, Ste 224 Owensboro, KY 42303	MDM Properties, Inc. 227 St. Ann, Ste 224 Owensboro, KY 42303	Equipment loan		91,507.00 (61,507.00 secured)
Myriad CPA Group 1735 Frederica St. Owensboro, KY 42301	Myriad CPA Group 1735 Frederica St. Owensboro, KY 42301	accounting services		9,702.00
NAPA Auto & Truck Parts PO Box 3545 Bowling Green, KY 42102-3545	NAPA Auto & Truck Parts PO Box 3545 Bowling Green, KY 42102-3545	vehicle parts		15,873.00
Paytek Solutions PO Box 10749 Murfreesboro, TN 37129-0015	Paytek Solutions PO Box 10749 Murfreesboro, TN 37129-0015	collections		6,822.00
South Central Bank 300 Southtown Blvd Owensboro, KY 42301	South Central Bank 300 Southtown Blvd Owensboro, KY 42301	Equipment loan		440,000.00 (240,000.00 secured)
Truck & Industrial Parts 1114 E. 14th St Owensboro, KY 42303	Truck & Industrial Parts 1114 E. 14th St Owensboro, KY 42303	vehicle parts		7,551.00
West Side Truck Parts 2029 Lancaster Ave Owensboro, KY 42301	West Side Truck Parts 2029 Lancaster Ave Owensboro, KY 42301	truck parts		45,822.00
Yellowbook PO Box 11815 Newark, NJ 07101-8115	Yellowbook PO Box 11815 Newark, NJ 07101-8115	telephone advertising services		7,685.00

B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	Westside Heavy Hauling, Inc.	Case No.	
	Debtor(s)	•	

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

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	May 17, 2012	Signature	/s/ Douglas J. McFadden, Jr.	
	<u> </u>		Douglas J. McFadden, Jr.	
			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.

United States Bankruptcy Court Western District of Kentucky

In re	Westside Heavy Hauling, Inc.		Case No.	
		Debtor(s)	Chapter	11
	VERIF	FICATION OF CREDITOR M	MATRIX	
I the I	Duscident of the commenction nemades	the debton in this case hander youify that th	a attached list of	oneditons is true and someout to
i, the i	resident of the corporation named as	the debtor in this case, hereby verify that the	e attached list of	creditors is true and correct to
the bes	st of my knowledge.			
Date:	May 17, 2012	/s/ Douglas J. McFadden, Jr.		
		Douglas J. McFadden, Jr./Pres Signer/Title	ident	

Westside Heavy Hauling, Inc. - - Pg. 1 of 3

Anytime Towing & Recovery, LLC Attn: Jerico Cook 3215 Fern Valley Road Louisville KY 40213

Apollo Fuel 1175 Early Dr. Winchester KY 40391 AT&T Advertising Solutions PO Box 105024 Atlanta GA 30348-5024

Auto Zone-Bowling Green 66 US 31W Bypass Bowling Green KY 42101

Bachman Parts Division 9650 Bluegrass Parkway Louisville KY 40299

Banner Truck & Trailer PO Box 3304 10000 State Hwy 57 Evansville IN 47732

BB&T

PO Box 580340 Charlotte NC 28258-0340 Bowen Tire Company 501 Triplett St Owensboro KY 42303

Bumper to Bumper PO Box 2936 Louisville KY 40201

C & N Development 227 St. Ann, Ste 224 Owensboro KY 42303

Cintas PO Box 630921 Cincinnati OH 45263-0921 City of Bowling Green 1001 College St. Bowling Green KY 42101

Clark Power Service 751 US Hwy 41 S Henderson KY 42420

Custer Products 4101 Shuffel Dr. NW Ste 100 North Canton OH 44720-0997

Differential Trans. & Repair 321 S. State St. PO Box 0008 Chandler IN 47610-0008

Firfth Third Bank 531 Frederica St. Owensboro KY 42301 First Security 300 Frederica Street Owensboro KY 42303 First Southern Bank Attn: Robert Hayes P.O. Box 379 Princeton KY 42445

Fleet One 613 Bakertown Rd Antioch TN 37013

G&K Services 1200 Maple St. Louisville KY 40201 Independence Bank Attn: Kyle Aud 3425 Frederica St. Owensboro KY 42301

J Bisio Enterprises PO Box 206 Antioch TN 37011-0206 Jean Wells 2710 Settlers Road Owensboro KY 42303

Kentucky Department of Revenue POB 491 Frankfort KY 40602

Kentucky Tire Exchange 331 Kentucky St PO Box 616 Bowling Green KY 42102-0616 Kentucky Unemployment Insurance 275 E. Main St. 2nd Floor Frankfort KY 40601

Kincaid Insurance PO Box 278 Rockport IN 47635-0278

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Westside Heavy Hauling, Inc. - - Pg. 2 of 3

Kirk National Lease PO Box 4369 Sidney OH 45365

Kroger Check Recovery PO Box 30650 Salt Lake City UT 84130-0650 Larco Commercial Truck Repair 350 New Porter Pike Bowling Green KY 42103

Lexington Truck Sale 849 Nandino Blvd Lexington KY 40511

LG&E PO Box 538612 Atlanta GA 30353-8612 Louisville Metro Commission 617 W. Jefferson St. Louisville KY 40202

Louisville Water Company 550 S Third St Louisville KY 40202

MDM Properties, Inc. 227 St. Ann, Ste 224 Owensboro KY 42303

Michael A. Fiorella, Esq. Sullivan Mountjoy Stainback & MilleP POB 727

Owensboro KY 42302-0727

Myriad CPA Group 1735 Frederica St. Owensboro KY 42301 NAPA Auto & Truck Parts PO Box 3545 Bowling Green KY 42102-3545

Old National Bank Attn: Rodney Crick PO Box 1343

Evansville IN 47705-9959

Onsite Transport Refrigeration 205 Tobacco Rd Bowling Green KY 42102

Paytek Solutions PO Box 10749 Murfreesboro TN 37129-0015

PBI Bank, Inc. Attn: Greg Seaton 751 Campbell Ln Bowling Green KY 42104

Preston Station d/b/a River City Health 1941 Bishop Ln Ste 205 Louisville KY 40218

Republic Diesel PO Box 35650 Louisville KY 40232

Roppell 829 Logan St Louisville KY 40204

South Central Bank 300 Southtown Blvd Owensboro KY 42301 Sovereign Bank, NSA PO Box 14833 Reading PA 19612-4833 TCF Equipment Finance 11100 Wayzata Blvd. Ste 801 Hopkins MN 55305

Trailer World 800 Three Springs Rd Bowling Green KY 42104 Tri-State Internat'l Truck of BG 191 Parker Ave Bowling Green KY 42102

Triple J Truck Repair d/b/a Axel Surgeons 1047 Hinton Cemetery Rd Sadieville KY 40370

Truck & Industrial Parts 1114 E. 14th St Owensboro KY 42303

Truck Pro PO Box 905044 Charlotte NC 28290-5044 Warren County School Tax 303 Lovers Lane Bowling Green KY 42103

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Westside Heavy Hauling, Inc. - - Pg. 3 of 3

Waste Management 7501 Grade Ln Louisville KY 40219 West Side Truck Parts 2029 Lancaster Ave Owensboro KY 42301 World Wide Equipment 601 Walnut Ct Joliet IL 60436

Yellowbook PO Box 11815 Newark NJ 07101-8115

United States Bankruptcy Court Western District of Kentucky

In re	Westside Heavy Hauling, Inc.		Case No.	
		Debtor(s)	Chapter	11
	CORPORAT	TE OWNERSHIP STATEMENT (RULE 7007.1)	
or recu follow	ant to Federal Rule of Bankruptcy Prusal, the undersigned counsel for w ing is a (are) corporation(s), other that of any class of the corporation's(s') ed	Vestside Heavy Hauling, Inc. in the anan the debtor or a governmental uni	above captioned t, that directly o	l action, certifies that the or indirectly own(s) 10% or
■ Non	ne [Check if applicable]			
May 1	7, 2012	/s/ Sandra D. Freeburger		
Date		Sandra D. Freeburger 23467 Signature of Attorney or Litiga Counsel for Westside Heavy F		
		Deitz Shields & Freeburger, LLP 101 First St (42420) P O Box 21 Henderson, KY 42419-0021 (270) 830-0830 Fax:(270) 830-917 sfreeburger@dsf-atty.com		

of Westside Heavy Hauling, Inc.

Whereas, it is in the best interest of this corporation to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that Douglas J. McFadden, Jr., President of this Corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the corporation; and

Be It Further Resolved, that Douglas J. McFadden, Jr., President of this corporation is authorized and directed to appear in all bankruptcy proceedings on behalf of the corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the corporation in connection with such bankruptcy case, and

Be It Further Resolved, that Douglas J. McFadden, Jr., President of this corporation is authorized and directed to employ Sandra D. Freeburger, attorney and the law firm of Deitz, Shields & Freeburger, LLP to represent the corporation in such bankruptcy case.

/s/ Douglas J. McFadden, Jr.

Douglas J. McFadden, Jr.

Case 12-40689 Doc 1 Filed 05/17/12 Entered 05/17/12 11:43:48 Page 13 of 13 IN THE UNITED STATES BANKRUPTCY COURT Western District of Kentucky

In the Matter of:	}
) No. 12
WESTSIDE HEAVY HAULING, INC.	}
	Chapter 11
	}
Debtor	}

STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

I, Douglas J. McFadden, Jr., declare under penalty of perjury that I am the President of Westside Heavy Hauling, Inc., and that the following is a true and correct copy of the resolutions adopted by the Board of Directors of said corporation at a special meeting duly called and held on the <u>8th</u> day of <u>May</u>, 2012.

"Whereas, it is in the best interest of this corporation to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that Douglas J. McFadden, Jr., President of this Corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the corporation; and

Be It Further Resolved, that Douglas J. McFadden, Jr., President of this corporation is authorized and directed to appear in all bankruptcy proceedings on behalf of the corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the corporation in connection with such bankruptcy case, and

Be It Further Resolved, that Douglas J. McFadden, Jr., President of this corporation is authorized and directed to employ Sandra D. Freeburger, attorney and the law firm of Deitz, Shields & Freeburger, LLP to represent the corporation in such bankruptcy case."

Date May 8, 2012

Douglas J. McFadden, Jr.

President