Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 1 of 38

B1 (Official Form 1)(1/08)	~ -	-		~	90 1 01		1		
	States Ba District of M							Voluntar	y Petition
Name of Debtor (if individual, enter Last, Firs Cucchiello, Michael L.	t, Middle):			Name	of Joint De	ebtor (Spouse	) (Last, First	, Middle):	
All Other Names used by the Debtor in the last (include married, maiden, and trade names):  DBA Cucchiello's Bakery	t 8 years					used by the J maiden, and		in the last 8 years ):	
Last four digits of Soc. Sec. or Individual-Taxp (if more than one, state all)	payer I.D. (ITIN)	) No./Com	nplete EI	N Last fo	our digits o	f Soc. Sec. or tate all)	Individual-	Гахрауег I.D. (ITIN)	No./Complete EIN
Street Address of Debtor (No. and Street, City, 448 Reservoir Ave. Revere, MA	, and State):			Street	Address of	Joint Debtor	(No. and Str	reet, City, and State):	
		021	ZIP Code	_					ZIP Code
County of Residence or of the Principal Place of Suffolk	of Business:	1 021	131	Count	y of Reside	ence or of the	Principal Pla	ace of Business:	I
Mailing Address of Debtor (if different from st	treet address):			Mailir	ng Address	of Joint Debt	or (if differe	nt from street address	s):
		<u> </u>	ZIP Code						ZIP Code
Location of Principal Assets of Business Debto (if different from street address above):	or	<u> </u>		<u> </u>					
Type of Debtor (Form of Organization)		ture of B				-	-	otcy Code Under Wiled (Check one box)	
(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.)	Railroad Stockbrol Commod Clearing Other Ta (Che	sset Real I .C. § 101  ker ity Broker Bank  x-Exemp	Estate as (51B)  r  t Entity applicable empt orga	) nization	defined	er 9 er 11 er 12	of Cl of  Nature (Check onsumer debts, § 101(8) as	bus	ceeding Recognition
	Code (the	Internal		Code).		onal, family, or		•	
Filing Fee (Check of Full Filing Fee attached  Filing Fee to be paid in installments (applicattach signed application for the court's corris unable to pay fee except in installments.  Filing Fee waiver requested (applicable to attach signed application for the court's corrigination)	cable to individu nsideration certif Rule 1006(b). So chapter 7 individ	ying that ee Official duals only	the debto Form 3A.  7). Must	Check	Debtor is if: Debtor's a to insiders all applica A plan is Acceptant	a small busin not a small bu aggregate non s or affiliates) ble boxes: being filed wi ces of the plan	usiness debto accontingent la are less than ith this petition were solici	s defined in 11 U.S.C or as defined in 11 U iquidated debts (excl a \$2,190,000.	.S.C. § 101(51D). uding debts owed one or more
Statistical/Administrative Information  ■ Debtor estimates that funds will be availabl  □ Debtor estimates that, after any exempt pro there will be no funds available for distribu	perty is exclude	d and adn	ninistrati		es paid,		THIS	S SPACE IS FOR COUF	RT USE ONLY
Estimated Number of Creditors	1,000- 5,000 10,0		),001- 5,000	25,001- 50,000	50,001- 100,000	OVER 100,000			
Estimated Assets  So to \$50,001 to \$100,001 to \$500,001 to \$1 million	\$1,000,001 \$10,0 to \$10 to \$5 million milli	60 to 5		\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion				
Estimated Liabilities	\$1,000,001 \$10,000 to \$10 to \$500 million million	50 to 5		\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion				

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 2 of 38 B1 (Official Form 1)(1/08) Page 2 Name of Debtor(s): Voluntary Petition Cucchiello, Michael L. (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) Case Number: Location Date Filed: Where Filed: EASTERN DISTRICT MASSACHUSETTS 09-11722 3/03/09 Location Case Number: Date Filed: Where Filed: **EASTERN DISTRICT OF MASSACHUSETTS** 08-19336 12/05/08 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 forms 10K and 10Q) with the Securities and Exchange Commission 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 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. X /s/ Timothy M. Mauser July 1, 2009 Signature of Attorney for Debtor(s) (Date) Timothy M. Mauser 542050 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 in this petition the deposit with the court of any rent that would become due during the 30-day period

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

after the filing of the petition.

B1 (Official Form 1)(1/08) Document Page 3 of 38

# **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 /s/ Michael L. Cucchiello

Signature of Debtor Michael L. Cucchiello

X.

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

July 1, 2009

Date

#### Signature of Attorney\*

#### X /s/ Timothy M. Mauser

Signature of Attorney for Debtor(s)

#### Timothy M. Mauser 542050

Printed Name of Attorney for Debtor(s)

#### Mauser & Mauser

Firm Name

Suite 305 98 North Washington Street Boston, MA 02210

Address

#### Email: tmauser@mauserlaw.com

617-338-9080 Fax: 617-720-5553

Telephone Number

July 1, 2009

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

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Name of Debtor(s):

Cucchiello, Michael L.

#### 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.

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7	ĸ

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.

# **OFFICIAL FORM 7**

# United States Bankruptcy Court District of Massachusetts

	Case No.	09-11722
Debtor(s)	Chapter	11
N RE: ELECTRONI	C FILING	
ingly or jointly the "D s to be filed with the derstand that failure to	ocument"), filed Clerk of Court e of file this DECL	l electronically, is true and lectronically concurrently ARATION may cause the
executed under the per y estate and shall be m	nalties of perjury naintained by the	y and filed electronically
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	·llo	
( " ",		
F AFFIANT IS REPRESENTED	BY COUNSEL)	
I have followed all oth is <i>DECLARATION</i> is	ner electronic fil based on all info	ing requirements currently ormation of which I have
•		
	N RE: ELECTRONIce reby declare(s) under ingly or jointly the "December to be filed with the december of the derivation of the second content of the content	NRE: ELECTRONIC FILING  Pereby declare(s) under penalty of pergingly or jointly the "Document"), filed is to be filed with the Clerk of Court enderstand that failure to file this DECLard or relying thereon to be denied, with the Massachusetts Electronic Filing Local executed under the penalties of perjury yestate and shall be maintained by the er the closing of this case.  Michael L. Cucchiello (Affiant)  FAFFIANT IS REPRESENTED BY COUNSEL)  In before I submitted the Document, I have followed all other electronic files DECLARATION is based on all informy certification of the foregoing under

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 5 of 38

**B4** (Official Form 4) (12/07)

# United States Bankruptcy Court District of Massachusetts

In re	Michael L. Cucchiello		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]
BEST BUY REWARD ZONE PROGRAM MASTERCARD P.O. BOX 80045 Salinas, CA 93912	BEST BUY REWARD ZONE PROGRAM MASTERCARD P.O. BOX 80045 Salinas, CA 93912	CREDIT CARD PURCHASES		415.91
CARDMEMBER SERVICE P.O. BOX 15153 Wilmington, DE 19886-5153	CARDMEMBER SERVICE P.O. BOX 15153 Wilmington, DE 19886-5153	CREDIT CARD PURCHASES, TJX REWARDS ACCOUNT		561.59
CHASE PO BOX 15298 Wilmington, DE 19850-5298	CHASE PO BOX 15298 Wilmington, DE 19850-5298	CREDIT CARD PURCHASES, CIRCUIT CITY ACCOUNT		573.10
CHASE PO BOX 15298 Wilmington, DE 19850-5298	CHASE PO BOX 15298 Wilmington, DE 19850-5298	CREDIT CARD PURCHASES		238.73
Circuit City PO BOX Wilmington, DE 19886	Circuit City PO BOX Wilmington, DE 19886			621.00
COUNTRYWIDE HOME LOANS P.O. BOX 170, MS SV314B Simi Valley, CA 93065	COUNTRYWIDE HOME LOANS P.O. BOX 170, MS SV314B Simi Valley, CA 93065	3-BEDROOM CAPE 448 RESERVOIR AVE. REVERE, MA		356,216.54 (225,000.00 secured)
DIRECT TV PO BOX 11732 Newark, NJ 07101	DIRECT TV PO BOX 11732 Newark, NJ 07101			213.38
ENCORE RECEIVABLE MANAGEMENT INC. 15 UNION ST. Lawrence, MA 01840	ENCORE RECEIVABLE MANAGEMENT INC. 15 UNION ST. Lawrence, MA 01840	GE MONEY BANK / PAYPAL PLUS COLLECTION ACCOUNT	Disputed	811.00
FIRST PREMIER BANK P.O. BOX 5524 Sioux Falls, SD 57117-5524	FIRST PREMIER BANK P.O. BOX 5524 Sioux Falls, SD 57117-5524	CREDIT CARD PURCHASES		465.43

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 6 of 38

B4 (Offic	cial Form 4) (12/07) - Cont.		
In re	Michael L. Cucchiello	Case No.	
	Debtor(s)	-	•

# LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

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,	Indicate if claim is contingent,	Amount of claim [if
	etc.)	unliquidated, disputed, or subject to setoff	secured, also state value of security]
GMAC PO BOX 130424 Saint Paul, MN 55113	2008 CHEVROLET EXPRESS VAN 2500 SUBJECT TO NOTE		22,216.00 (16,080.00 secured)
HSBC CARD SERVICES P.O. Box 81622 Salinas, CA 93912-1622	CREDIT CARD PURCHASES, DIRECT REWARDS PLATINUM		1,001.97
HSBC CARD SERVICES P.O. Box 81622 Salinas, CA 93912-1622	CREDIT CARD PURCHASES, DIRECT REWARDS PLATINUM		856.00
HSBC CARD SERVICES P.O. Box 81622 Salinas, CA 93912-1622	CREDIT CARD PURCHASES, HSBC MASTERCARD		690.00
LEXUS P.O. BOX 2991 MAIL DROP L201 Torrance, CA 90509	REPOSSESSED VEHICLE LEXUS 2005 LS		50,000.00
NSTAR P.O. Box 4508 Woburn, MA 01888	CUCCHIELLOS BAKERY ACCOUNT, UTILITY		33,000.00
ONE BEACON 100 SUMMER STREET Revere. MA 02151			1,612.77
PERKINS PAPER C/O WAYNE MORRISON 264 CABOT STREET	JUDGEMENT		18,336.45
READER'S DIGEST PAYMENT PROCESSING CENTER P.O. BOX 50005 Prescott, AZ 86304	SELECT EDITIONS		26.50
VERIZON - BANKRUPTCY DEPARTMENT 3900 WASHINGTON ST. Wilmington, DE 19802			273.52
\$\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	HSBC CARD SERVICES P.O. Box 81622 Salinas, CA 93912-1622 HSBC CARD SERVICES P.O. Box 81622 Salinas, CA 93912-1622 HSBC CARD SERVICES P.O. Box 81622 Salinas, CA 93912-1622 HSBC CARD SERVICES P.O. Box 81622 Salinas, CA 93912-1622  LEXUS P.O. BOX 2991 MAIL DROP L201 Torrance, CA 90509  NSTAR P.O. Box 4508 Woburn, MA 01888  ONE BEACON 100 SUMMER STREET Revere, MA 02151 PERKINS PAPER C/O WAYNE MORRISON 264 CABOT STREET Beverly, MA 01915 READER'S DIGEST PAYMENT PROCESSING CENTER P.O. BOX 50005 Prescott, AZ 86304  VERIZON - BANKRUPTCY DEPARTMENT 3900 WASHINGTON ST.	Saint Paul, MN 55113  2500 SUBJECT TO NOTE  HSBC CARD SERVICES P.O. Box 81622 Salinas, CA 93912-1622  HSBC CARD SERVICES P.O. Box 81622 P.O. Box 81622 Salinas, CA 93912-1622  PIRCHASES, DIRECT REWARDS PLATINUM ACCOUNT  HSBC CARD SERVICES P.O. Box 81622 Salinas, CA 93912-1622  HSBC CARD SERVICES P.O. Box 81622 PURCHASES, P.O. Box 81622 PURCHASES, HSBC MASTERCARD ACCOUNT  LEXUS P.O. BOX 2991 MAIL DROP L201 Torrance, CA 90509  NSTAR P.O. BOX 2991 MAIL DROP L201 Torrance, CA 90509  NSTAR P.O. Box 4508 Woburn, MA 01888  Woburn, MA 01888  CUCCHIELLOS BAKERY ACCOUNT, UTILITY BILL  DNE BEACON 100 SUMMER STREET Revere, MA 02151 PERKINS PAPER CO WAYNE MORRISON 264 CABOT STREET Beverly, MA 01915 READER'S DIGEST PAYMENT PROCESSING CENTER P.O. BOX 50005 Prescott, AZ 86304  VERIZON - BANKRUPTCY DEPARTMENT 3900 WASHINGTON ST.	Saint Paul, MN 55113   2500   SUBJECT TO NOTE

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 7 of 38

B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	Michael L. Cucchiello	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, **Michael L. Cucchiello**, 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 1, 2009	Signature	/s/ Michael L. Cucchiello	
			Michael L. Cucchiello	
			Debtor	

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.

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 8 of 38

B6A (Official Form 6A) (12/07)

REVERE, MA

In re	Michael L. Cucchiello	Case No.	
-		Debtor ,	

## **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim." If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

OOM CAPE		-	225,000.00	356,216.54
Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim

Sub-Total > **225,000.00** (Total of this page)

Total > **225,000.00** 

\_\_\_\_,

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 9 of 38

B6B (Official Form 6B) (12/07)

In re	Michael L. Cucchiello		Case No.	
_		Debtor		

#### SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply 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).

Type of Property	N O N Description and Location of Property E	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property without Deducting any Secured Claim or Exemption
ı hand	CASH	-	200.00
ng, savings or other financial	EASTERN BANK - PERSONAL	-	200.00
s, certificates of deposit, or n banks, savings and loan,	EASTERN BANK - CORPORATE	-	300.00
uilding and loan, and ead associations, or credit brokerage houses, or tives.	ING SAVINGS ACCOUNT	-	1,000.00
deposits with public telephone companies, ls, and others.	x		
old goods and furnishings, ag audio, video, and er equipment.	FURNITURE AND FIXTURES	-	4,000.00
pictures and other art antiques, stamp, coin, tape, compact disc, and illections or collectibles.	X		
g apparel.	CLOTHING	-	800.00
d jewelry.	x		
s and sports, photographic, er hobby equipment.	CAMERAS (2)	-	200.00
s in insurance policies. surance company of each and itemize surrender or value of each.	TERM ONLY	-	0.00
es. Itemize and name each	x		
es. Itemize	and name each	and name each $\mathbf{X}$	and name each $\mathbf{X}$

Sub-Total > **6,70** (Total of this page)

6,700.00

**<sup>2</sup>** continuation sheets attached to the Schedule of Personal Property

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 10 of 38

 $B6B\ (Official\ Form\ 6B)\ (12/07)$  - Cont.

In re	Michael L. Cucchiello	Case No

Debtor

# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

Type of Property	N O N Description and Location of Property E	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X		
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	X		
13. Stock and interests in incorporated and unincorporated businesses. Itemize.	100% OWNER, CUCCHIELLO'S BAKERY, INC. EQUIPMENT VALUE \$8,000.00 LIQUIDATION, 0, ACCTS RECEIVABLE \$1000.00	-	9,000.00
14. Interests in partnerships or joint ventures. Itemize.	X		
15. Government and corporate bonds and other negotiable and nonnegotiable instruments.	X		
16. Accounts receivable.	x		
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X		
18. Other liquidated debts owed to debtor including tax refunds. Give particulars.			
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	x		
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X		
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X		
	(Tota	Sub-Total of this page)	al > 9,000.00

Sheet <u>1</u> of <u>2</u> continuation sheets attached to the Schedule of Personal Property

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 11 of 38

 $B6B\ (Official\ Form\ 6B)\ (12/07)$  - Cont.

In re	Michael L. Cucchiello	Case No

Debtor

# **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
22.	Patents, copyrights, and other intellectual property. Give particulars.	х			
23.	Licenses, franchises, and other general intangibles. Give particulars.	X			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	x			
25.	Automobiles, trucks, trailers, and	2001	CHEVROLET CORVETTE, 42,000 MILES	-	18,625.00
	other vehicles and accessories.		CHEVROLET EXPRESS VAN 2500 JECT TO NOTE	-	16,080.00
26.	Boats, motors, and accessories.	X			
27.	Aircraft and accessories.	X			
28.	Office equipment, furnishings, and supplies.	X			
29.	Machinery, fixtures, equipment, and supplies used in business.	X			
30.	Inventory.	X			
31.	Animals.	X			
32.	Crops - growing or harvested. Give particulars.	X			
33.	Farming equipment and implements.	X			
34.	Farm supplies, chemicals, and feed.	X			
35.	Other personal property of any kind not already listed. Itemize.	X			

Sub-Total > (Total of this page)

34,705.00

Total >

50,405.00

Sheet **2** of **2** continuation sheets attached to the Schedule of Personal Property

(Report also on Summary of Schedules)

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 12 of 38

**B6C** (Official Form 6C) (12/07)

In re	Michael L. Cucchiello		Case No.	
		P. 1.	<del></del> /	

Debtor

# SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor claims the exemptions to which debtor is entitled under:	☐ Check	k if debtor claims a homestead exemption that exceeds
(Check one box)	\$136,	875.
■ 11 U.S.C. §522(b)(2)		
□ 11 U.S.C. §522(b)(3)		

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
Cash on Hand CASH	11 U.S.C. § 522(d)(5)	200.00	200.00
Checking, Savings, or Other Financial Accounts, C	ertificates of Deposit		
EASTERN BANK - PERSONAL	11 U.S.C. § 522(d)(5)	200.00	200.00
EASTERN BANK - CORPORATE	11 U.S.C. § 522(d)(5)	0.00	300.00
ING SAVINGS ACCOUNT	11 U.S.C. § 522(d)(5)	1,000.00	1,000.00
Household Goods and Furnishings FURNITURE AND FIXTURES	11 U.S.C. § 522(d)(3)	4,000.00	4,000.00
Wearing Apparel CLOTHING	11 U.S.C. § 522(d)(5)	800.00	800.00
<u>Firearms and Sports, Photographic and Other Hob</u> CAMERAS (2)	<u>by Equipment</u> 11 U.S.C. § 522(d)(5)	200.00	200.00
Stock and Interests in Businesses 100% OWNER, CUCCHIELLO'S BAKERY, INC. EQUIPMENT VALUE \$8,000.00 LIQUIDATION, 0, ACCTS RECEIVABLE \$1000.00	11 U.S.C. § 522(d)(5)	8,000.00	9,000.00
Automobiles, Trucks, Trailers, and Other Vehicles 2001 CHEVROLET CORVETTE, 42,000 MILES	11 U.S.C. § 522(d)(2) 11 U.S.C. § 522(d)(5)	3,225.00 800.00	18,625.00

Total: 18,425.00 34,325.00

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Page 13 of 38 Document

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

In re	Michael L. Cucchiello	Case No
		Debtor

# SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

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, garnishments, 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 "Unliquidated". (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.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	Hu H W J C	sband, Wife, Joint, or Community  DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONT INGENT	UNLIQUIDATED	P U T E	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No. 188451894			FIRST MORTGAGE		Ė			
COUNTRYWIDE HOME LOANS P.O. BOX 170, MS SV314B Simi Valley, CA 93065		-	3-BEDROOM CAPE 448 RESERVOIR AVE. REVERE, MA					
			Value \$ 225,000.00	1			356,216.54	131,216.54
Account No. 16789637			Auto Loan	П				
GMAC PO BOX 130424 Saint Paul, MN 55113		-	2008 CHEVROLET EXPRESS VAN 2500 SUBJECT TO NOTE					
			Value \$ 16,080.00	Ш			22,216.00	6,136.00
Account No.			Value \$	-				
Account No.								
			Value \$	_				
_0 continuation sheets attached			(Total of t	Subto his p			378,432.54	137,352.54
			(Report on Summary of Sc		ota ule		378,432.54	137,352.54

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 14 of 38

B6E (Official Form 6E) (12/07)

In re	Michael L. Cucchiello	Case No.	
-		Debtor ,	

#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

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. If a minor child is a creditor, 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).

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.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E. TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets) ☐ Domestic support obligations Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1). ☐ Extensions of credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3). ☐ Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). ☐ Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5). ☐ Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6). ☐ Deposits by individuals Claims of individuals up to \$2,425\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7). ☐ Taxes and certain other debts owed to governmental units Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8). ☐ Commitments to maintain the capital of an insured depository institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9). ☐ Claims for death or personal injury while debtor was intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or

another substance. 11 U.S.C. § 507(a)(10).

<sup>\*</sup> Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 15 of 38

B6F (Official Form 6F) (12/07)

In re	Michael L. Cucchiello	Case No.	
-		Debtor ,	

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the 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. If a minor child is a creditor, 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). Do not include claims listed in Schedules D and E. If all 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.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME,	C	Hu	usband, Wife, Joint, or Community	CO	UN	D	
MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	C 1 M H	CONSIDERATION FOR CLAIM. IF CLAIM	ONTINGENT	LIQUID	S P U T E	AMOUNT OF CLAIM
Account No. <b>5268-3500-0168-4062</b>			CREDIT CARD PURCHASES	] Ÿ	A T E D		
BEST BUY REWARD ZONE PROGRAM MASTERCARD P.O. BOX 80045 Salinas, CA 93912		-			В		415.91
Account No. 5888-9622-0207-8611			CREDIT CARD PURCHASES, TJX REWARDS	T	Т		
CARDMEMBER SERVICE P.O. BOX 15153 Wilmington, DE 19886-5153		-	ACCOUNT				561.59
Account No. <b>4266-8410-9399-7771</b>	┝		CREDIT CARD PURCHASES	+	$\vdash$	╁	
CHASE PO BOX 15298 Wilmington, DE 19850-5298		-					238.73
Account No. 1820-0000-1382-9649			CREDIT CARD PURCHASES, CIRCUIT CITY	+	T	t	
CHASE PO BOX 15298 Wilmington, DE 19850-5298		-	ACCOUNT				573.10
3 continuation sheets attached		_		Subi	tota	ıl	1,789.33
commutation sheets attached			(Total of	his	pag	ge)	1,709.33

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 16 of 38

B6F (Official Form 6F) (12/07) - Cont.

In re	Michael L. Cucchiello	Case No.	
		Debtor	

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

Husband, Wife, Joint, or Community UNLLQULDATED CODEBTOR CONTINGENT CREDITOR'S NAME, **MAILING ADDRESS** DATE CLAIM WAS INCURRED AND INCLUDING ZIP CODE, W CONSIDERATION FOR CLAIM. IF CLAIM AND ACCOUNT NUMBER C AMOUNT OF CLAIM IS SUBJECT TO SETOFF, SO STATE. (See instructions above.) Account No. **Circuit City** PO BOX Wilmington, DE 19886 621.00 Account No. **DIRECT TV** PO BOX 11732 Newark, NJ 07101 213.38 Account No. 5218-5310-0905-4231 **GE MONEY BANK / PAYPAL PLUS COLLECTION ACCOUNT ENCORE RECEIVABLE** X MANAGEMENT INC. 15 UNION ST. Lawrence, MA 01840 811.00 **PAYPAL PLUS CREDIT CARD** Account No. P.O. BOX 960080 Orlando, FL 32896 Representing: **ENCORE RECEIVABLE MANAGEMENT INC.** Account No. 5178-0071-1391-9856 **CREDIT CARD PURCHASES** FIRST PREMIER BANK P.O. BOX 5524 Sioux Falls, SD 57117-5524 465.43 Sheet no. 1 of 3 sheets attached to Schedule of Subtotal 2,110.81 Creditors Holding Unsecured Nonpriority Claims (Total of this page)

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 17 of 38

B6F (Official Form 6F) (12/07) - Cont.

In re	Michael L. Cucchiello	Case No.	
_		Debtor	

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

	1 -			1 -	1	-	
CREDITOR'S NAME,		Hu	sband, Wife, Joint, or Community	CON	U N		
MAILING ADDRESS	CODEBT	н	DATE OF AIM WAS INCUIDED AND	Ň	L	ISPUTED	
INCLUDING ZIP CODE,	В	w	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM	Пı	ď	U	
AND ACCOUNT NUMBER	T	J	IS SUBJECT TO SETOFF, SO STATE.	N	Q U I	Ī	AMOUNT OF CLAIM
(See instructions above.)	R	С	is sebsect to seroit, so sintle.	NG E N	Þ	D	
Account No. 5438-5700-0698-3848			CREDIT CARD PURCHASES, HSBC	٦ º	D A T E D		
			MASTERCARD ACCOUNT	$\vdash$	L D	$\vdash$	
HSBC CARD SERVICES							
P.O. Box 81622		-					
Salinas, CA 93912-1622							
							690.00
Account No. 6011-3810-0527-2081			CREDIT CARD PURCHASES, DIRECT	T	T	T	
	1		REWARDS PLATINUM ACCOUNT				
HSBC CARD SERVICES							
P.O. Box 81622		-					
Salinas, CA 93912-1622							
							856.00
A (N) 0044 0040 0070 4005	┢	┝	ODEDIT CARD DUDOUAGES DIDEOT	+	⊢	+	
Account No. 6011-3810-0378-4905			CREDIT CARD PURCHASES, DIRECT				
			REWARDS PLATINUM ACCOUNT				
HSBC CARD SERVICES							
P.O. Box 81622		-					
Salinas, CA 93912-1622							
							1,001.97
					L		1,001.97
Account No.			REPOSSESSED VEHICLE				
	1		LEXUS 2005 LS 430				
LEXUS							
P.O. BOX 2991 MAIL DROP L201		١.					
Torrance, CA 90509							
Totrance, CA 90309							
	1						50,000.00
Account No. 2629 449 1001	T	T	CUCCHIELLOS BAKERY ACCOUNT, UTILITY	T	T	T	
TATOMINATOR EVEN TTO 1001	1	l	BILL				
NOTAD	1	l	<del></del>				
NSTAR 1500							
P.O. Box 4508		-					
Woburn, MA 01888	1	l					
	1	l					
	1	l					33,000.00
		<u> </u>					,
Sheet no. <b>2</b> of <b>3</b> sheets attached to Schedule of				Sub	tota	al	05 547 07
Creditors Holding Unsecured Nonpriority Claims			(Total of	this	pas	ge)	85,547.97
			<b>(</b>			- /	L

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 18 of 38

B6F (Official Form 6F) (12/07) - Cont.

In re	Michael L. Cucchiello	Case No	
•		Debtor	

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

	1 ~	1	I I Will I was a second	1.		_	_
CREDITOR'S NAME,	CODEBTOR	l '	sband, Wife, Joint, or Community	CONT	U N	D	
MAILING ADDRESS	P	Н	DATE CLAIM WAS INCURRED AND	N	ŀ	S	
INCLUDING ZIP CODE, AND ACCOUNT NUMBER	В	W J	CONSIDERATION FOR CLAIM. IF CLAIM	11	Q	Ų	AMOUNT OF CLAIM
(See instructions above.)	o	C	IS SUBJECT TO SETOFF, SO STATE.	N G E	QU_D	Ė	AMOUNT OF CLAIM
(See instructions above.)	R	Ĺ		N	D A	D	
Account No.				]⊤	A T E D		
ONE DEACON				$\vdash$	٢		
ONE BEACON 100 SUMMER STREET		l_					
		-					
Revere, MA 02151							
							4 640 77
				╙			1,612.77
Account No.			JUDGEMENT				
PERKINS PAPER							
C/O WAYNE MORRISON		_					
264 CABOT STREET							
Beverly, MA 01915							
Beveriy, Mix 01010							18,336.45
				_			10,330.43
Account No. <b>00225715986</b>			SELECT EDITIONS				
READER'S DIGEST							
PAYMENT PROCESSING CENTER		-					
P.O. BOX 50005							
Prescott, AZ 86304							
							26.50
Account No.							
SOCIAL SECURITY ADMINISTRATION							
		-					
							0.00
Account No. 7815993147551078							
_							
VERIZON - BANKRUPTCY	1						
DEPARTMENT	1	-					
3900 WASHINGTON ST.	1						
Wilmington, DE 19802	1						
							273.52
Sheet no. 3 of 3 sheets attached to Schedule of	_			Subt	ota	1	
Creditors Holding Unsecured Nonpriority Claims			(Total of t				20,249.24
Training Character Fromphiotics Chamiles			(Total of t				
			Ø		`ota		109,697.35
			(Report on Summary of So	ched	iule	es)	109,097.33

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 19 of 38

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

In re	Michael L. Cucchiello	Case No.
_		, Debtor

## 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).

■ Check this box if debtor has no executory contracts or unexpired leases.

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.

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 20 of 38

B6H (Official Form 6H) (12/07)

In re	Michael L. Cucchiello	Case No.	
_		,	
		Debtor	

## **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, 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).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR

NAME AND ADDRESS OF CREDITOR

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 21 of 38

**B6I (Official Form 6I) (12/07)** 

In re	Michael L. Cucchiello		Case No.	
		Debtor(s)		

# SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status:	DEPENDENTS OF I	DEBTOR AND SPOUSE		
Single	RELATIONSHIP(S): None.	AGE(S):		
<b>Employment:</b>	DEBTOR	SPOU	SE	
Occupation	BAKER			
Name of Employer	CUCCHIELLO BAKERY			
How long employed				
Address of Employer	356 BENNINGTON ST Boston, MA 02128			
	e or projected monthly income at time case filed)	DEBTOR		SPOUSE
	, and commissions (Prorate if not paid monthly)	\$ <b>6,245.</b> 0		0.00
2. Estimate monthly overtime		\$	<u>00                                   </u>	0.00
3. SUBTOTAL		\$6,245.0	<u>00</u> \$_	0.00
4. LESS PAYROLL DEDUCT	IONS			
<ul> <li>a. Payroll taxes and social</li> </ul>	l security	\$ <b>1,561.</b> 0	<u>)0                                    </u>	0.00
b. Insurance		\$ 0.0		0.00
c. Union dues		\$ 0.0		0.00
d. Other (Specify):		_ \$0.0		0.00
-		_ \$\$	<u>00                                   </u>	0.00
5. SUBTOTAL OF PAYROLL	DEDUCTIONS	\$1,561.0	00 \$_	0.00
6. TOTAL NET MONTHLY T	AKE HOME PAY	\$\$	<u>00</u> \$_	0.00
7. Regular income from operati	ion of business or profession or farm (Attach detailed stateme	nt) \$ <b>0.0</b>	00 \$	0.00
8. Income from real property		\$ 0.0	00 \$	0.00
9. Interest and dividends		\$	<u>)0                                    </u>	0.00
dependents listed above	upport payments payable to the debtor for the debtor's use or	that of \$	<u>00</u> \$ _	0.00
11. Social security or governme		Φ 0.0	00 \$	0.00
(Specify):		_ \$ <u> </u>		0.00
12. Pension or retirement incor	ma	_ \$		0.00
13. Other monthly income	ne -	φ	<u>,,                                   </u>	0.00
(Specify):		\$ 0.0	00 \$	0.00
		\$ 0.0		0.00
14. SUBTOTAL OF LINES 7	THROUGH 13	\$	<u>00</u> \$_	0.00
15. AVERAGE MONTHLY IN	NCOME (Add amounts shown on lines 6 and 14)	\$\$	_	
16. COMBINED AVERAGE N	MONTHLY INCOME: (Combine column totals from line 15)	\$	4,684	1.00

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **-NONE-**

Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Case 09-16249 Doc 1 Document Page 22 of 38

B6J (Official Form 6J) (12/07)

In re	Michael L. Cucchiello		Case No.	
	_	Debtor(s)		_

# SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case

filed. Prorate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. expenses calculated on this form may differ from the deductions from income allowed on Form 22A or 22		e monthly
☐ Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Comple expenditures labeled "Spouse."	te a separat	e schedule of
1. Rent or home mortgage payment (include lot rented for mobile home)	\$	2,667.00
a. Are real estate taxes included? Yes No _X	'	· · · · · · · · · · · · · · · · · · ·
b. Is property insurance included? Yes NoX		
2. Utilities: a. Electricity and heating fuel	\$	150.00
b. Water and sewer	\$	70.00
c. Telephone	\$	25.00
d. Other	\$	0.00
3. Home maintenance (repairs and upkeep)	\$	50.00
4. Food	\$	600.00
5. Clothing	\$	40.00
6. Laundry and dry cleaning	\$	30.00
7. Medical and dental expenses	\$	0.00
8. Transportation (not including car payments)	\$	100.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$	100.00
10. Charitable contributions	\$	0.00
11. Insurance (not deducted from wages or included in home mortgage payments)	· -	
a. Homeowner's or renter's	\$	0.00
b. Life	\$	0.00
c. Health	\$	0.00
d. Auto	\$	130.00
e. Other	\$	0.00
e. Other  12. Taxes (not deducted from wages or included in home mortgage payments)		
(0 :0)	\$	0.00
(Specify)  13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)		
a. Auto	\$	461.00
	\$	0.00
b. Other c. Other	\$	0.00
14. Alimony, maintenance, and support paid to others	\$	0.00
15. Payments for support of additional dependents not living at your home	\$	0.00
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$	0.00
17 Other	\$	0.00
Other Other	\$	0.00
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)	\$	4,423.00
19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  -NONE-		
20. STATEMENT OF MONTHLY NET INCOME		4.004.55
a. Average monthly income from Line 15 of Schedule I	\$	4,684.00
b. Average monthly expenses from Line 18 above	\$	4,423.00
c. Monthly net income (a. minus b.)	\$	261.00

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main

Document Page 23 of 38

B6 Summary (Official Form 6 - Summary) (12/07)

# United States Bankruptcy Court District of Massachusetts

In re	Michael L. Cucchiello		Case No		
_		Debtor			
			Chapter	11	
			•		

# **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	225,000.00		
B - Personal Property	Yes	3	50,405.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		378,432.54	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	4		109,697.35	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			4,684.00
J - Current Expenditures of Individual Debtor(s)	Yes	1			4,423.00
Total Number of Sheets of ALL Schedu	ıles	15			
	T	otal Assets	275,405.00		
			Total Liabilities	488,129.89	

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 24 of 38

Form 6 - Statistical Summary (12/07)

# United States Bankruptcy Court District of Massachusetts

In re	Michael L. Cucchiello		Case No.	
		Debtor		
			Chapter	11

# STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C.§ 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

☐ Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	0.00
Student Loan Obligations (from Schedule F)	0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	0.00
TOTAL	0.00

#### State the following:

Average Income (from Schedule I, Line 16)	4,684.00
Average Expenses (from Schedule J, Line 18)	4,423.00
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	6,245.00

#### State the following:

Total from Schedule D, "UNSECURED PORTION, IF ANY"     column		137,352.54
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		0.00
4. Total from Schedule F		109,697.35
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		247,049.89

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 25 of 38

B7 (Official Form 7) (12/07)

# **United States Bankruptcy Court District of Massachusetts**

In re	Michael L. Cucchiello		Case No.	
		Debtor(s)	Chapter	11

#### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, 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).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 1. Income from employment or operation of business

None

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT <b>\$10,000.00</b>	SOURCE <b>2009</b>
\$-9,032.00	2007 INCOME
\$-2,982.00	2006 INCOME
\$-3,952.00	2008

#### 2. Income other than from employment or operation of business

None

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

#### 3. Payments to creditors

None

Complete a. or b., as appropriate, and c.

a. Individual or joint debtor(s) with primarily consumer debts. List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS
OF CREDITOR

NONE OTHER THAT MORTGAGE AND CAR
PAYMENT

DATES OF
PAYMENTS

PAYMENTS

AMOUNT STILL AMOUNT PAID OWING

\$0.00 \$0.00

2

None b.

b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within **90 days** immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT
DATES OF PAID OR
PAYMENTS/ VALUE OF AMOUNT STILL
NAME AND ADDRESS OF CREDITOR TRANSFERS TRANSFERS OWING

None c. *All debtors:* List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND

AMOUNT STILL

RELATIONSHIP TO DEBTOR

DATE OF PAYMENT

AMOUNT PAID

OWING

## 4. Suits and administrative proceedings, executions, garnishments and attachments

None

a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT
AND CASE NUMBER
PERKINS PAPER, INC. V.
MICHAEL CUCCHIELLO,
d/b/a CUCCHIELLO'S
BAKERY, CIVIL ACTION NO.
0852-CV-1080

NATURE OF PROCEEDING COLLECTION

AND LOCATION

CAMBRIDGE DISTRICT

COURT

COURT OR AGENCY

STATUS OR DISPOSITION PENDING

# Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 27 of 38

None

b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED

DATE OF SEIZURE

DESCRIPTION AND VALUE OF PROPERTY

#### 5. Repossessions, foreclosures and returns

None

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER DATE OF REPOSSESSION,
FORECLOSURE SALE,
TRANSFER OR RETURN
DESCRIPTION AND VALUE OF
PROPERTY

#### 6. Assignments and receiverships

None

a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DATE OF

NAME AND ADDRESS OF ASSIGNEE

ASSIGNMENT

TERMS OF ASSIGNMENT OR SETTLEMENT

None

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND LOCATION

NAME AND ADDRESS OF CUSTODIAN OF COURT CASE TITLE & NUMBER

DATE OF ORDER DESCRIPTION AND VALUE OF

3

PROPERTY

#### 7. Gifts

None

List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION

RELATIONSHIP TO DEBTOR, IF ANY

DATE OF GIFT

DESCRIPTION AND VALUE OF GIFT

#### 8. Losses

None

List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case.** (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY

DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS

DATE OF LOSS

#### 9. Payments related to debt counseling or bankruptcy

None

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE Mauser & Mauser Suite 305 98 North Washington Street Boston, MA 02210 DATE OF PAYMENT,
NAME OF PAYOR IF OTHER
THAN DEBTOR
FEBRUARY 2009 \$1,000.00 PLUS
FILING FEES
JULY 1, 2009 \$1,000.00 PLUS FILING
FEES

AMOUNT OF MONEY
OR DESCRIPTION AND VALUE
OF PROPERTY

#### 10. Other transfers

None

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR

DATE

DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED

None b. List all property transferred by the debtor within **ten years** immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

NAME OF TRUST OR OTHER

DEVICE

DATE(S) OF TRANSFER(S) AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR'S INTEREST IN PROPERTY

#### 11. Closed financial accounts

None

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION

TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER, AND AMOUNT OF FINAL BALANCE

AMOUNT AND DATE OF SALE OR CLOSING

#### 12. Safe deposit boxes

None

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY

DESCRIPTION OF CONTENTS

DATE OF TRANSFER OR SURRENDER, IF ANY

#### 13. Setoffs

None

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF

AMOUNT OF SETOFF

# 14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

DESCRIPTION AND VALUE OF

NAME AND ADDRESS OF OWNER

PROPERTY LOCATION OF PROPERTY

#### 15. Prior address of debtor

None

If the debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS NAME USED DATES OF OCCUPANCY

#### 16. Spouses and Former Spouses

None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

#### NAME

#### 17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

NAME AND ADDRESS OF DATE OF ENVIRONMENTAL SITE NAME AND ADDRESS GOVERNMENTAL UNIT NOTICE LAW

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous

Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

NAME AND ADDRESS OF DATE OF ENVIRONMENTAL SITE NAME AND ADDRESS GOVERNMENTAL UNIT NOTICE LAW

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which

the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR DISPOSITION

5

# 18 . Nature, location and name of business

None

a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN

NAME CUCCHIELLO'S BAKERY ADDRESS 356 BENNINGTON ST. East Boston, MA 02228 NATURE OF BUSINESS **BAKERY** 

BEGINNING AND ENDING DATES 1950-2008

6

None b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME ADDRESS

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within **six years** immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor or self-employed in a trade, profession, or other activity, either full- or part-time.

(An individual or joint debtor should complete this portion of the statement **only** if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

## 19. Books, records and financial statements

None

a. List all bookkeepers and accountants who within **two years** immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

## NAME AND ADDRESS DATES SERVICES RENDERED

None b. List all firms or individuals who within the **two years** immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

NAME ADDRESS DATES SERVICES RENDERED

None c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME ADDRESS

None d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within **two years** immediately preceding the commencement of this case.

NAME AND ADDRESS DATE ISSUED

Page 31 of 38

20. Inventories

None

a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

DATE OF INVENTORY

INVENTORY SUPERVISOR

DOLLAR AMOUNT OF INVENTORY

7

(Specify cost, market or other basis)

b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above. None

NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY

DATE OF INVENTORY

21. Current Partners, Officers, Directors and Shareholders

None

a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

NAME AND ADDRESS

NATURE OF INTEREST

PERCENTAGE OF INTEREST

None b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns,

controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NAME AND ADDRESS

TITLE

NATURE AND PERCENTAGE OF STOCK OWNERSHIP

22. Former partners, officers, directors and shareholders

None

a. If the debtor is a partnership, list each member who withdrew from the partnership within one year immediately preceding the commencement of this case.

NAME **ADDRESS** DATE OF WITHDRAWAL

None

b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within one year immediately preceding the commencement of this case.

NAME AND ADDRESS

TITLE

DATE OF TERMINATION

23. Withdrawals from a partnership or distributions by a corporation

None

If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during one year immediately preceding the commencement of this case.

NAME & ADDRESS OF RECIPIENT, RELATIONSHIP TO DEBTOR

DATE AND PURPOSE OF WITHDRAWAL

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY

24. Tax Consolidation Group.

None

If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within six years immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION

TAXPAYER IDENTIFICATION NUMBER (EIN)

25. Pension Funds.

None

If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within six years immediately preceding the commencement of the case.

NAME OF PENSION FUND

TAXPAYER IDENTIFICATION NUMBER (EIN)

#### 8

# DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date	July 1, 2009	Signature	/s/ Michael L. Cucchiello
			Michael L. Cucchiello
			Debtor

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571

Case 09-16249 Doc 1 Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Document Page 33 of 38
United States Bankruptcy Court
District of Massachusetts

In re	Michael L. Cucchiello		Case No.	
		Debtor(s)	Chapter	11

	DISCLOSURE OF COMPENSA	ATION OF ATTORNE	Y FOR	DEBTOR(S)	
C	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2 ompensation paid to me within one year before the filing one rendered on behalf of the debtor(s) in contemplation of or	of the petition in bankruptcy, or ag	reed to b	e paid to me, for services rendered or	
	For legal services, I have agreed to accept		\$	1,000.00	
	Prior to the filing of this statement I have received		\$	1,000.00	
	Balance Due		\$	0.00	
2. 7	The source of the compensation paid to me was:				
	■ Debtor □ Other (specify):				
3. 7	The source of compensation to be paid to me is:				
	■ Debtor □ Other (specify):				
4.	■ I have not agreed to share the above-disclosed compensation	ation with any other person unless	they are i	members and associates of my law fir	m.
5. I	☐ I have agreed to share the above-disclosed compensation copy of the agreement, together with a list of the names of the return for the above-disclosed fee, I have agreed to render.  Analysis of the debtor's financial situation, and rendering of Preparation and filing of any petition, schedules, statemed. Representation of the debtor at the meeting of creditors at Representation of the debtor in adversary proceedings and according to the provisions as needed.	of the people sharing in the comport legal service for all aspects of the gadvice to the debtor in determining the of affairs and plan which may be und confirmation hearing, and any did other contested bankruptcy matter	e bankrup ng whethe e require adjourned ers;	s attached.  tcy case, including:  er to file a petition in bankruptcy; d;	
6. I	By agreement with the debtor(s), the above-disclosed fee doe	es not include the following service	e:		
	C	ERTIFICATION			
	certify that the foregoing is a complete statement of any agrankruptcy proceeding.	reement or arrangement for payme	nt to me	for representation of the debtor(s) in	
Dated	: July 1, 2009	/s/ Timothy M. Mauser			
		Timothy M. Mauser 542 Mauser & Mauser	2050		
		Suite 305			
		98 North Washington S Boston, MA 02210	street		
		617-338-9080 Fax: 617		53	
		tmauser@mauserlaw.c	om		

# UNITED STATES BANKRUPTCY COURT DISTRICT OF MASSACHUSETTS

# NOTICE TO CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

#### Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total Fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments

**B 201** (12/08) Page 2

over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

## **Chapter 11:** Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

## 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

#### **Certificate of Attorney**

I hereby certify that I delivered to the debtor this notice required by § 342(b) of the Bankruptcy Code.

Timothy M. Mauser 542050	X /s/ Timothy M. Mauser	July 1, 2009	
Printed Name of Attorney	Signature of Attorney	Date	
Address:			
Suite 305			
98 North Washington Street			
Boston, MA 02210			
617-338-9080			
tmauser@mauserlaw.com			
C	ertificate of Debtor		
I (We), the debtor(s), affirm that I (we) have rec			
Michael L. Cucchiello	X /s/ Michael L. Cucchiello	July 1, 2009	
Printed Name(s) of Debtor(s)	Signature of Debtor	Date	
Case No. (if known)	X		
<del></del>	Signature of Joint Debtor (if any)	Date	

BEST BUY
REWARD ZONE PROGRAM MASTERCARD
P.O. BOX 80045
Salinas, CA 93912

CARDMEMBER SERVICE P.O. BOX 15153 Wilmington, DE 19886-5153

CHASE PO BOX 15298 Wilmington, DE 19850-5298

Circuit City PO BOX Wilmington, DE 19886

COUNTRYWIDE HOME LOANS P.O. BOX 170, MS SV314B Simi Valley, CA 93065

DIRECT TV PO BOX 11732 Newark, NJ 07101

ENCORE RECEIVABLE MANAGEMENT INC. 15 UNION ST. Lawrence, MA 01840

FIRST PREMIER BANK P.O. BOX 5524 Sioux Falls, SD 57117-5524

GMAC PO BOX 130424 Saint Paul, MN 55113

HSBC CARD SERVICES P.O. Box 81622 Salinas, CA 93912-1622

LEXUS
P.O. BOX 2991 -- MAIL DROP L201
Torrance, CA 90509

NSTAR P.O. Box 4508 Woburn, MA 01888

ONE BEACON 100 SUMMER STREET Revere, MA 02151 PAYPAL PLUS CREDIT CARD P.O. BOX 960080 Orlando, FL 32896

PERKINS PAPER C/O WAYNE MORRISON 264 CABOT STREET Beverly, MA 01915

READER'S DIGEST
PAYMENT PROCESSING CENTER
P.O. BOX 50005
Prescott, AZ 86304

SOCIAL SECURITY ADMINISTRATION

VERIZON - BANKRUPTCY DEPARTMENT 3900 WASHINGTON ST. Wilmington, DE 19802

Case 09-16249 Doc 1 Document

Filed 07/01/09 Entered 07/01/09 10:22:41 Desc Main Page 38 of 38

B6 Declaration (Official Form 6 - Declaration). (12/07)

# **United States Bankruptcy Court District of Massachusetts**

In re	Michael L. Cucchiello			Case No.			
			Debtor(s)	Chapter			
	DECLARATION CONCERNING DEBTOR'S SCHEDULES						
	DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR						
	I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of <a href="mailto:sheets">17</a> sheets, and that they are true and correct to the best of my knowledge, information, and belief.						
Date	July 1, 2009	Signature	/s/ Michael L. Co				

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.