Case 10-44443 Doc 1 Filed 09/03/10 Entered 09/03/10 19:14:09 Desc Main Page 1 of 3 Document B1 (Official Form 1)(4/10) United States Bankruptcy Court **Voluntary Petition** District of Massachusetts Name of Joint Debtor (Spouse) (Last, First, Middle): Name of Debtor (if individual, enter Last, First, Middle): Fletcher Granite Company of Georgia, LLC All Other Names used by the Joint Debtor in the last 8 years All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN 82-0565146 Street Address of Joint Debtor (No. and Street, City, and State): Street Address of Debtor (No. and Street, City, and State): 534 Groton Road Westford, MA ZIP Code ZIP Code 01886 County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: **Middlesex** Mailing Address of Joint Debtor (if different from street address): Mailing Address of Debtor (if different from street address): ZJP Code ZIP Code 4550 Highway 20 NE Location of Principal Assets of Business Debtor (if different from street address above): Convers, GA 30012 Nature of Business Chapter of Bankruptcy Code Under Which Type of Debtor the Petition is Filed (Check one box) (Form of Organization) (Check one box) (Check one box) ☐ Health Care Business ☐ Chapter 7 Single Asset Real Estate as defined ☐ Chapter 15 Petition for Recognition ☐ Chapter 9 ☐ Individual (includes Joint Debtors) in 11 U.S.C. § 101 (51B) of a Foreign Main Proceeding Chapter 11 See Exhibit D on page 2 of this form. □ Railroad ☐ Chapter 15 Petition for Recognition ☐ Chapter 12 ☐ Stockbroker Corporation (includes LLC and LLP) of a Foreign Nonmain Proceeding ☐ Chapter 13 Commodity Broker ☐ Clearing Bank Other (If debtor is not one of the above entities, Other Nature of Debts check this box and state type of entity below.) (Check one box) Tax-Exempt Entity Debts are primarily consumer debts, Debts are primarily (Check box, if applicable) defined in 11 U.S.C. § 101(8) as business debts. ☐ Debtor is a tax-exempt organization "incurred by an individual primarily for under Title 26 of the United States a personal, family, or household purpose." Code (the Internal Revenue Code). Chapter 11 Debtors Filing Fee (Check one box) Check one box: Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). Full Filing Fee attached Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Filing Fee to be paid in installments (applicable to individuals only). Must Check if: attach signed application for the court's consideration certifying that the Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) debtor is unable to pay fee except in installments. Rule 1006(b). See Official are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter). Check all applicable boxes: Filing Fee waiver requested (applicable to chapter 7 individuals only). Must A plan is being filed with this petition. attach signed application for the court's consideration. See Official Form 3B. Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). THIS SPACE IS FOR COURT USE ONLY Statistical/Administrative Information Debtor estimates that funds will be available for distribution to unsecured creditors. Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors 5,001-10,000 25,001-50,000 OVER 200-1,000-10,001-50.001 100-1-49 100,000 100,000 25,000 QQ 199 5.000 Estimated Assets П П \$1,000,001 to \$10 million \$10,000,001 to \$50 million \$50,000,001 to \$100 million \$100,000,001 to \$500 million \$0 to \$50,000 \$50,001 to \$100,000 \$100,001 to \$500,001 \$500,000,001 More than to \$1 billion \$500,000 to \$1 million Estimated Liabilities П \$500,001 to \$1 million \$1,000,001 to \$10 million \$10,000,001 to \$50 million \$50,000,001 to \$100 million \$50,001 to \$100,000 \$100,001 to \$500,000 \$500,000,001 More than to \$1 billion \$1 billion \$0 to \$50,000 \$100,000,001

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B1 (Official For	Case 10-44443 Doc 1 Filed 09/03/10		4:09 Desc Main			
Voluntary		Name of Debtor(s):				
·	st be completed and filed in every case)	Fletcher Granite Company of Georgia, LLC				
(11tts page ma	All Prior Bankruptcy Cases Filed Within Las	t 8 Years (If more than two, attach ac	lditional sheet)			
Location Where Filed:		Case Number:	Date Filed:			
Location Where Filed:		Case Number:	Date Filed:			
Per	nding Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If more tha	n one, attach additional sheet)			
Name of Debte Fletcher Gr	or: anite Company LLC	Case Number: 10-bk-43884 (MSH)	Date Filed: <b>8/02/10</b>			
District: Massachus	etts	Relationship: Sole Member and Manager	Judge: Melvin S. Hoffman			
forms 10K as pursuant to S and is reques	Exhibit A  letted if debtor is required to file periodic reports (e.g., and 10Q) with the Securities and Exchange Commission section 13 or 15(d) of the Securities Exchange Act of 1934 sting relief under chapter 11.)  A is attached and made a part of this petition.	(To be completed if debtor is an individual I, the attorney for the petitioner name have informed the petitioner that [he 12, or 13 of title 11. United States Co	khibit B  I whose debts are primarily consumer debts.)  d in the foregoing petition, declare that I or she] may proceed under chapter 7, 11, de, and have explained the relief available tify that I delivered to the debtor the notice  (Date)			
	Extrown or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition.	hibit C  pose a threat of imminent and identifiable	e harm to public health or safety?			
☐ Exhibit  If this is a joi	eted by every individual debtor. If a joint petition is filed, ead to completed and signed by the debtor is attached and made	a part of this petition.	a separate Exhibit D.)			
	•	ng the Debtor - Venue				
1	(Check any a Debtor has been domiciled or has had a residence, princip days immediately preceding the date of this petition or for	pplicable box) oal place of business, or principal asso r a longer part of such 180 days than	ets in this District for 180 in any other District.			
	There is a bankruptcy case concerning debtor's affiliate, g	eneral partner, or partnership pending	g in this District.			
	Debtor is a debtor in a foreign proceeding and has its print this District, or has no principal place of business or asset proceeding [in a federal or state court] in this District, or sought in this District.	s in the United States but is a defend:	ant in an action or			
	Certification by a Debtor Who Resid		rty			
	Landlord has a judgment against the debtor for possession	plicable boxes) n of debtor's residence. (If box checked	, complete the following.)			
	(Name of landlord that obtained judgment)					
	(Address of landlord)	<del></del>				
	Debtor claims that under applicable nonbankruptcy law, the entire monetary default that gave rise to the judgment Debtor has included in this petition the deposit with the c	for possession, after the judgment fo	r possession was entered, and			
	after the filing of the petition.  Debtor certifies that he/she has served the Landlord with	this certification. (11 U.S.C. § 362(l))	i.			

### Voluntary Petition

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

Name of Debior(s):

Fletcher Granite Company of Georgia LLG

### Signatures

Signature(s) of Debtor(s) (Individual/Joint)
I declare under penalty of perjury that the information provided in this patition is true and correct.

pention is true and correct.

If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7. In an aware that I may proceed under chapter 7. In, 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 Gode, specified in this petition.

X Signature of Debtor.

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney\*

Signature of Attorney for Debtor(s)

David Reier BBO No. 546202 Printed Name of Attorney for Debtor(s)

Posternak Blankstein & Lund LLP

Firm Name

Prudential Tower 800 Boylston Street Boston, MA 02199-8004

Address

617-973-6100 Fax: 617-367-2315

Telephone Number

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 i.l., United States Code, specified in this polition.

Signature of Authorized Individual

The O'Connor Group, Inc., by Steven C. Petrarca, Director Printed Name of Authorized Individual

CRO, Fletcher Granite Company, LLC, Manager

Title of Authorized Individual

9/2/10

Date

### 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.)

- [3] 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.
- [1] Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A sertified copy of the order granting recognition of the foreign main proceeding is attached.

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

### Signature of Non-Attorney Bankruptcy Petition Preparer

I deciare under penalty of perjury that: (1) I am a bankruptey 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 rales or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptey 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 bankrupcy 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.)

Address

Date

Signature of Bankruptcy Petition Preparer of 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.

Case 10-44443 Doc 1-2 Filed 09/03/10 Entered 09/03/10 19:14:09 Desc List of 20 Largest Creditors Page 1 of 2

B4 (Official Form 4) (12/07)

# United States Bankruptcy Court District of Massachusetts

In re	Fletcher Granite Company of Georgia, LLC		Case No.	
		Debtor(s)	Chapter	

### 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]		
Sovereign Business Capital 214 Carnegie Center Suite 302 Princeton, NJ 08540	James M. Liston, Esq. Bartlett Hackett Feinberg P.C. 155 Federal Street 9th Floor Boston, MA 02110 617-422-0200	Bank loan secured by all of Debtor's assets		7,000,000.00 (215,000.00 secured)		
National Grid PO Box 1005 Woburn, MA 01807-1005	Christopher Aronson, Esq. National Grid 40 Sylvan Road Waltham, MA 02451 (781) 907-1659	Utilities services	Disputed	8,954.65		
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# Case 10-44443 Doc 1-2 Filed 09/03/10 Entered 09/03/10 19:14:09 Desc List of 20 Largest Creditors Page 2 of 2

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## LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
mailing address including zip	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	debt, bank loan, government contract, etc.)	contingent,	Amount of claim [if secured, also state value of security]
		assayin a ya a 2006 - Day		
		TITE OF BUILDING		

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

I, the CRO, Fletcher Granite Company, LLC, Manager of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

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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.