Case 12-11368 Doc 1 Filed 02/22/12 Entered 02/22/12 16:17:39 Desc Main

B1 (Official Form 1)(12/11)	DUC	cument	га	genor	12	-		
United States Bankruptcy Court District of Massachusetts Voluntary Petition						y Petition		
Name of Debtor (if individual, enter Last, First, Abbott Homes - Plymouth, LLC	Middle):		Name	of Joint De	ebtor (Spouse	e) (Last, First, N	Middle):	
All Other Names used by the Debtor in the last 8 (include married, maiden, and trade names):	3 years		All Ot	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):				
DBA Seton Highlands at the Pinehi	ls		(		,			
Last four digits of Soc. Sec. or Individual-Taxpa (if more than one, state all) 20-2259310	yer I.D. (ITIN) No./C	Complete EIN		our digits of than one, state		r Individual-Ta	xpayer I.D. (ITIN) I	No./Complete EIN
Street Address of Debtor (No. and Street, City, a 75 Central Street, Suite 3A Boston, MA	nd State):		Street	Address of	Joint Debtor	(No. and Stree	et, City, and State):	
		ZIP Code 02109	-					ZIP Code
County of Residence or of the Principal Place of Suffolk			Count	County of Residence or of the Principal Place of Business:				
Mailing Address of Debtor (if different from stre	eet address):		Mailin	g Address	of Joint Debt	tor (if different	from street address)	):
	F	ZIP Code	-					ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above):	Sacrifice R Plymouth,							
Type of Debtor		f Business					cy Code Under Wh	ich
<ul> <li>(Form of Organization) (Check one box)</li> <li>Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.</li> <li>Corporation (includes LLC and LLP)</li> <li>Partnership</li> <li>Other (If debtor is not one of the above entities, check this box and state type of entity below.)</li> </ul>	(Check Health Care Bus Single Asset Re: in 11 U.S.C. § 1 Railroad Stockbroker Commodity Bro Clearing Bank	al Estate as de 01 (51B)	efined	<ul> <li>Chapt</li> <li>Chapt</li> <li>Chapt</li> <li>Chapt</li> <li>Chapt</li> <li>Chapt</li> </ul>	er 7 er 9 er 11 er 12	☐ Cha of a ☐ Cha	d (Check one box) pter 15 Petition for Foreign Main Proce pter 15 Petition for Foreign Nonmain F	eeding Recognition
Chapter 15 Debtors	□ Other					Nature of		
Country of debtor's center of main interests: Each country in which a foreign proceeding by, regarding, or against debtor is pending:		he United State	"incurred by an individual primarily for					
Filing Fee (Check one box	)	Check one		11 1	-	oter 11 Debtor ned in 11 U.S.C.		
<ul> <li>Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A.</li> <li>Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.</li> </ul>			tor is not tor's aggr less than s applicable lan is beir eptances	a small busin regate nonco \$2,343,300 ( boxes: ag filed with of the plan w	ness debtor as o ntingent liquid amount subject this petition.	defined in 11 U.S ated debts (exclu t to adjustment of repetition from o	s for (31D). S.C. § 101(51D). doing debts owed to ins n 4/01/13 and every the	ree years thereafter).
<ul> <li>Statistical/Administrative Information</li> <li>Debtor estimates that funds will be available</li> <li>Debtor estimates that, after any exempt prop there will be no funds available for distribution</li> </ul>	erty is excluded and a	administrative		es paid,		THIS S	PACE IS FOR COUR	Γ USE ONLY
1- 50- 100- 200- 49 99 199 999	□ □ 1,000- 5,001- 5,000 10,000		<b>]</b> 5,001- ),000	50,001- 100,000	OVER 100,000			
\$50,000 \$100,000 \$500,000 to \$1 million	\$1,000,001 \$10,000,001 to \$10 to \$50 million million	to \$100 to		5500,000,001 to \$1 billion				
\$0 to \$50,001 to \$100,001 to \$500,001 \$50,000 \$100,000 \$500,000 to \$1	\$1,000,001 \$10,000,001 to \$10 to \$50 million million	to \$100 to		5500,000,001 to \$1 billion				

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B1 (Official For	m 1)(12/11) Document	Page 2 of 12	Page 2	
Voluntary	y Petition	Name of Debtor(s): Abbott Homes - Plymouth, L		
(This page mu	st be completed and filed in every case)	Abboll nomes - Flymouth, L		
(11115) puge 1111	All Prior Bankruptcy Cases Filed Within Last	<b>8 Years</b> (If more than two, attach ad	ditional 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 than	one, attach additional sheet)	
Name of Debto See Attachr		Case Number:	Date Filed:	
District:		Relationship:	Judge:	
	Exhibit A		hibit B whose debts are primarily consumer debts.)	
(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.) (To be completed if debtor is an individual whose debts are primary consumer that the periodic reports (e.g., forms 10K and 10Q) with the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)				
	A is attached and made a part of this petition.	X Signature of Attorney for Debtor(s)	(Date)	
	E-1	l ibit C		
	r own or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition.	pose a threat of imminent and identifiable	harm to public health or safety?	
Exhibit I If this is a join	eted by every individual debtor. If a joint petition is filed, ea D completed and signed by the debtor is attached and made	ch spouse must complete and attach a a part of this petition.	separate Exhibit D.)	
	Information Regardin	g the Debtor - Venue		
-	(Check any ap Debtor has been domiciled or has had a residence, principa days immediately preceding the date of this petition or for	al place of business, or principal asset		
	There is a bankruptcy case concerning debtor's affiliate, ge	eneral partner, or partnership pending	in this District.	
	Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.			
	Certification by a Debtor Who Reside (Check all app		ty	
	Landlord has a judgment against the debtor for possession		complete the following.)	
	(Name of landlord that obtained judgment)			
	(Address of landlord)			
	Debtor claims that under applicable nonbankruptcy law, th the entire monetary default that gave rise to the judgment f			
	Debtor has included in this petition the deposit with the co after the filing of the petition.			

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

B1 (Official Form 1)(12/11) Document	Page 3 of 12 Page 3
Voluntary Petition	Name of Debtor(s):
(This page must be completed and filed in every case)	Abbott Homes - Plymouth, LLC
	natures
Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative
I declare under penalty of perjury that the information provided in this petition is true and correct. [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b). I request relief in accordance with the chapter of title 11, United States Code,	<ul> <li>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.</li> <li>(Check only one box.)</li> <li>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.</li> <li>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</li> </ul>
specified in this petition.	recognition of the foreign main proceeding is attached. X Signature of Foreign Representative
X Signature of Debtor	A
Signature of Debtor	Signature of Foreign Representative
X	Printed Name of Foreign Representative
X Signature of Joint Debtor	r mille a r energia representati e
2- <u>8</u>	Date
Telephone Number (If not represented by attorney)	
	Signature of Non-Attorney Bankruptcy Petition Preparer
Date	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
Signature of Attorney*	and the notices and information required under 11 U.S.C. §§ 110(b),
X /s/ James A. Wingfield	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
Signature of Attorney for Debtor(s)	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.
James A. Wingfield 657561 Printed Name of Attorney for Debtor(s)	Official Form 19 is attached.
• • • • • • • • • • • • • • • • • • • •	
Law Offices of James Wingfield Firm Name	Printed Name and title, if any, of Bankruptcy Petition Preparer
316 Main Street, Suite 600 Worcester, MA 01608	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
Address	preparer.)(Required by 11 U.S.C. § 110.)
Email: bankruptcy@wingfieldlaw.com 508-797-0200 Fax: 508-797-0201 Telephone Number	
February 22, 2012	Address
Date	Address
*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.	X
Signature of Debtor (Corporation/Partnership)	Date
	Signature of bankruptcy petition preparer or officer, principal, responsible
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.	person,or partner whose Social Security number is provided above. Names and Social-Security numbers of all other individuals who prepared or
The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.	assisted in preparing this document unless the bankruptcy petition preparer is not an individual:
X /s/ James McAuliffe	
Signature of Authorized Individual	
James McAuliffe	If more than one person prepared this document, attach additional sheets
Printed Name of Authorized Individual	conforming to the appropriate official form for each person.
Manager, Abbott Real Estate Dev., Manager of Debtor	A bankruptcy petition preparer's failure to comply with the provisions of
Title of Authorized Individual	title 11 and the Federal Rules of Bankruptcy Procedure may result in
February 22, 2012	fines or imprisonment or both. 11 U.S.C. §110; 18 U.S.C. §156.
Date	

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Document

Abbott Homes - Plymouth, LLC In re

Case No.

Debtor

# FORM 1. VOLUNTARY PETITION **Pending Bankruptcy Cases Filed Attachment**

Name of Debtor / District

Abbott Homes - Bay Club Phase One, LLC Massachusetts

Abbott Magnolia, LLC Massachusetts

Case No. / Relationship

11-20701 **Related Business** 

11-20710 **Related Business**  Date Filed / Judge 11/15/11 Boroff

11/15/11 Boroff

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B4 (Official Form 4) (12/07)

#### United States Bankruptcy Court District of Massachusetts

In re Abbott Homes - Plymouth, LLC

Debtor(s)

Case No. Chapter 11

#### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [*or* chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Community Newspaper Company P.O. Box 845908 Boston, MA 02284-5908	Community Newspaper Company P.O. Box 845908 Boston, MA 02284-5908	Marketing / Trade Debt		3,797.43
Construction Insight Inc 941 Queen Street, 1st Floor Southington, CT 06489	Construction Insight Inc 941 Queen Street, 1st Floor Southington, CT 06489	Trade Debt		5,324.27
Health Care Senior Housing Properties One Sea Gate, Suite 1500 PO Box 1475 Toledo, OH 43603	Health Care Senior Housing Properties One Sea Gate, Suite 1500 PO Box 1475 Toledo, OH 43603	Housing Development Located Near Sacrifice Rock Road, Plymouth, MA		12,055,937.78 (5,000,000.00 secured) (15,356,915.00 senior lien)
Land Planning Inc. 1115 Main Street Hanson, MA 02341	Land Planning Inc. 1115 Main Street Hanson, MA 02341	Trade Debt		11,317.50
LandAmerica Commonwealth 265 Franklin Street Boston, MA 02110	LandAmerica Commonwealth 265 Franklin Street Boston, MA 02110	Legal Services		3,533.00
Mayflower Maids Inc. 64 Court Street, Unit #4 Plymouth, MA 02360	Mayflower Maids Inc. 64 Court Street, Unit #4 Plymouth, MA 02360	Marketing / Trade Debt		1,650.00
Nstar Electric P.O. Box 4508 Woburn, MA 01888-4508	Nstar Electric P.O. Box 4508 Woburn, MA 01888-4508	Utilities		1,700.86
Nstar Gas PO Box 660369 Dallas, TX 75266-0369	Nstar Gas PO Box 660369 Dallas, TX 75266-0369	Utilities		1,925.12
Pinehills Landowners Assoc.□ 33 Summerhouse Drive Plymouth, MA 02360	Pinehills Landowners Assoc.□ 33 Summerhouse Drive Plymouth, MA 02360	Fees		59,894.31
Pinehills, LLC PO Box 1570 Roswell, GA 30077-1570	Pinehills, LLC PO Box 1570 Roswell, GA 30077-1570	Revenue Sharing Funds Due		237,397.59

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In re Abbott Homes - Plymouth, LLC

Debtor(s)

Case No.

## LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Pinehills, LLC PO Box 1570 Roswell, GA 30077-1570	Pinehills, LLC PO Box 1570 Roswell, GA 30077-1570	Fees		2,137.87
Primary Design, Inc. 85 Essex Street P.O. Box 551 Haverhill, MA 01830	Primary Design, Inc. 85 Essex Street P.O. Box 551 Haverhill, MA 01830	Marketing / Trade Debt		4,375.96
Seton Highland Condo Association C/O Barkan Management 24 Farnsworth Street Boston, MA 02110	Seton Highland Condo Association C/O Barkan Management 24 Farnsworth Street Boston, MA 02110	Fees		26,801.56
Sherin & Lodgen LLP 101 Federal Street Boston, MA 02110	Sherin & Lodgen LLP 101 Federal Street Boston, MA 02110	Legal Fees		79,032.42
Sheskey Architects 14 Federal Street Quincy, MA 02169	Sheskey Architects 14 Federal Street Quincy, MA 02169	Trade Debt		7,618.80
The Boston Globe P.O. Box 4074□ Woburn, MA 01888-4074	The Boston Globe P.O. Box 4074□ Woburn, MA 01888-4074	Marketing / Trade Debt		9,830.44
Thunberg Consulting Inc P.O. Box 57 Halifax, MA 02338	Thunberg Consulting Inc P.O. Box 57 Halifax, MA 02338	Trade Debt		2,300.00
US Bancorp. C/O MaKenna, Kali & Associates, Inc. P.O. Box 17269 Tucson, AZ 85731	US Bancorp. C/O MaKenna, Kali & Associates, Inc. P.O. Box 17269 Tucson, AZ 85731	Marketing / Trade Debt		1,500.00
Vanasse, Hangen Brustlin, Inc. 101 Walnut Street P.O. Box 9151 Watertown, MA 02471	Vanasse, Hangen Brustlin, Inc. 101 Walnut Street P.O. Box 9151 Watertown, MA 02471	Trade Debt		6,334.39
Wells Fargo - Real Estate Group MAC D4000-030 PO Box 602621 Charlotte, NC 28260-2621	Wells Fargo - Real Estate Group MAC D4000-030 PO Box 602621 Charlotte, NC 28260-2621	Development		15,356,915.00 (5,000,000.00 secured)

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Document

Debtor(s)

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Case No.

# LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

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

I, the Manager, Abbott Real Estate Dev., Manager of Debtor of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date February 22, 2012

Signature /s/ James McAuliffe

James McAuliffe Manager, Abbott Real Estate Dev., Manager of 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.

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Abbott Construction, LLC 75 Central Street, 3rd Floor Boston, MA 02109

Abbott Homes, LLC 75 Central Street, 3rd Floor Boston, MA 02109

Abbott Investors - Plymouth, LLC 75 Central Street Boston, MA 02109

Atlantic Coffee & Provisions 59 Lone Street Marshfield, MA 02050

Boston.com PO Box 3074 Boston, MA 02241-3074

Classy Cozy Creations 8480 Baltimore National Pike Ellicott City, MD 21043

Clipper Press P.O. Box 1656 Duxbury, MA 02331

Colebourn Cleaning 95 Billings Street Quincy, MA 02171

Comcast P.O. Box 1577 Newark, NJ 07101-1577

Community Newspaper Company P.O. Box 845908 Boston, MA 02284-5908

Construction Insight Inc 941 Queen Street, 1st Floor Southington, CT 06489

Corporation Service Company P.O. Box 13397 Philadelphia, PA 19101-3397

Doctor Copy P.O. Box 994 Hanson, MA 02341

Dun-Rite Cleaning & Maintenance P.O. Box 383 South Weymouth, MA 02190

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Health Care Senior Housing Properties One Sea Gate, Suite 1500 PO Box 1475 Toledo, OH 43603

Hughes & Assoicates 46 Accord Park Drive Norwell, MA 02061

Impression Home Interiors 9 Lichen Lane South Yarmouth, MA 02664

Internal Revenue Service PO Box 7317 Philadelphia, PA 19101-7346

Land Planning Inc. 1115 Main Street Hanson, MA 02341

LandAmerica Commonwealth 265 Franklin Street Boston, MA 02110

Mahoney's Building Supply P.O. Box 417 Mattapoisett, MA 02739

Massachusetts Department of Revenue Bankruptcy Unit PO Box 9564 Boston, MA 02114

Mayflower Maids Inc. 64 Court Street, Unit #4 Plymouth, MA 02360

Middleborough Police Union #33 99 North Main Street Middleboro, MA 02346

Muzak National P.O. Box 601968 Charlotte, NC 28260

New England Copy Solutions, Inc. 39th Sixth Road P.O. Box 4024 Woburn, MA 01888-4024

Nstar Electric P.O. Box 4508 Woburn, MA 01888-4508

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Nstar Gas PO Box 660369 Dallas, TX 75266-0369

Otis Spunkmeyer, Inc. 7090 Collection Drive Chicago, IL 60693

Pinehills Landowners Assoc. 33 Summerhouse Drive Plymouth, MA 02360

Pinehills, LLC PO Box 1570 Roswell, GA 30077-1570

Pitney Bowes P.O. Box 856042 Louisville, KY 40285-6042

Pitney Bowes Global Financial Services P.O. Box 856460 Louisville, KY 40285-6460

Primary Design, Inc. 85 Essex Street P.O. Box 551 Haverhill, MA 01830

Rabideau Publishing P.O. Box 208 Yarmouth Port, MA 02675

Richard S. Novak, Esq. K&L Gates State Street Financial Center One Lincoln Street Boston, MA 02111-2950

RL Sand, Inc. P.O. Box 1098 11 Interlaken Circle Madison, NH 03849

Sarian Company, Inc 8 Jan Sebastian Drive, Unit 24 Sandwich, MA 02563

Seton Highland Condo Association C/O Barkan Management 24 Farnsworth Street Boston, MA 02110

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Sherin & Lodgen LLP 101 Federal Street Boston, MA 02110

Sheskey Architects 14 Federal Street Quincy, MA 02169

The Boston Globe P.O. Box 4074 Woburn, MA 01888-4074

Thunberg Consulting Inc P.O. Box 57 Halifax, MA 02338

US Bancorp. C/O MaKenna, Kali & Associates, Inc. P.O. Box 17269 Tucson, AZ 85731

Vanasse, Hangen Brustlin, Inc. 101 Walnut Street P.O. Box 9151 Watertown, MA 02471

Verizon PO Box 28003 Lehigh Valley, PA 18002-8003

Wells Fargo - Real Estate Group MAC D4000-030 PO Box 602621 Charlotte, NC 28260-2621

# **OFFICIAL FORM 7**

#### United States Bankruptcy Court District of Massachusetts

In re Abbott Homes - Plymouth, LLC

Debtor(s)

Case No. Chapter

11

### **DECLARATION RE: ELECTRONIC FILING**

PART I- DECLARATION OF PETITIONER

I [We] James McAuliffe , *hereby declare(s) under penalty of perjury* that all of the information contained in Abbott Homes - Plymouth, LLC's bankruptcy schedules and statements (singly or jointly the "Document"), filed electronically, is true and correct. I understand that this *DECLARATION* is to be filed with the Clerk of Court electronically concurrently with the electronic filing of the Document. I understand that failure to file this *DECLARATION* may cause the Document to be struck and any request contained or relying thereon to be denied, without further notice.

I further understand that pursuant to the Massachusetts Electronic Filing Local Rule (MEFLR)-7(a) all paper documents containing original signatures executed under the penalties of perjury and filed electronically with the Court are the property of the bankruptcy estate and shall be maintained by the authorized CM/ECF Registered User for a period of five (5) years after the closing of this case.

Dated: February 22, 2012

Signed:

James McAuliffe, Manager of Abbott Real Estate Development, LLC, Manager of the Debtor (Affiant)

PART II - DECLARATION OF ATTORNEY (IF AFFIANT IS REPRESENTED BY COUNSEL)

I certify that the affiant(s) signed this form before I submitted the Document, I gave the affiant(s) a copy of the Document and this *DECLARATION*, and I have followed all other electronic filing requirements currently established by local rule and standing order. This *DECLARATION* is based on all information of which I have knowledge and my signature below constitutes my certification of the foregoing under Fed. R. Bankr. P. 9011. I have reviewed and will comply with the provisions of MEFR 7.

Dated: February 22, 2012

Signed:

James A. Wingfield 657561 Attorney for the Debtor