Case 12-19497 Doc 1 Filed 12/04/12 Entered 12/04/12 10:18:23 Desc Main B1 (Official Form 1) (12/11) Page 1 of 4 Document UNITED STATES BANKRUPTCY COURT VOLUNTARY PETITION District of Massachusetts Name of Debtor (if individual, enter Last, First, Middle): NERISON'S CONSTRUCTION INC. Name of Joint Debtor (Spouse) (Last, First, Middle): 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): Cases I I I Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all): (if more than one, state all): 30-0157812 Street Address of Joint Debtor (No. and Street, City, and State): Street Address of Debtor (No. and Street, City, and State): 16 FIRST STREET FRAMINGHAM, MA ZIP CODE 01702 ZIP CODE 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): P.O. BOX 531 ASHLAND, MA ZIP CODE ZIP CODE 01721 Location of Principal Assets of Business Debtor (if different from street address above): ZIP CODE Chapter of Bankruptcy Code Under Which Nature of Business Type of Debtor (Check one box.) the Petition is Filed (Check one box.) (Form of Organization) (Check one box.) Chapter 15 Petition for Health Care Business Chapter 7 Single Asset Real Estate as defined in Chapter 9 Recognition of a Foreign Individual (includes Joint Debtors) Z 11 U.S.C. § 101(51B) Chapter 11 Main Proceeding See Exhibit D on page 2 of this form. Chapter 12 Corporation (includes LLC and LLP) Railroad Chapter 15 Petition for Recognition of a Foreign Stockbroker Chapter 13 Partnership Nonmain Proceeding Commodity Broker Other (If debtor is not one of the above entities, check this box and state type of entity below.) Clearing Bank Other Chapter 15 Debtors Tax-Exempt Entity Nature of Debts (Check one box. (Check box, if applicable.) Country of debtor's center of main interests: Debts are Debts are primarily consumer Debtor is a tax-exempt organization debts, defined in 11 U.S.C. primarily § 101(8) as "incurred by an business debts. Each country in which a foreign proceeding by, regarding, or under title 26 of the United States Code (the Internal Revenue Code). individual primarily for a against debtor is pending: personal, family, or household purpose. Filing Fee (Check one box.) Chapter 11 Debtors Check one hox: Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). V 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 attach signed application for the court's consideration certifying that the debtor is Debtor's aggregate noncontingent liquidated debts (excluding debts owed to unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. ☑. insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment Filing Fee waiver requested (applicable to chapter 7 individuals only). Must on 4/01/13 and every three years thereafter). attach signed application for the court's consideration. See Official Form 3B. Check all applicable boxes: A plan is being filed with this petition. Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). Statistical/Administrative Information THIS SPACE IS FOR COURT USE ONLY Debtor estimates that funds will be available for distribution to unsecured creditors. 7 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 V 25,001-200-999 10,001-50.001-100-199 1.000-5.001-Over 1-49 50-99 100,000 5,000 10,000 25,000 50,000 100,000 Estimated Assets \$10,000,001 \$50,000,001 \$100,000,001 \$500,000,001 \$0 to \$50,001 to \$100,001 to \$500,001 \$1,000,001 More than to \$1 billion \$100,000 \$500,000 to \$1 to \$10 to \$50 to \$100 to \$500 \$1 billion \$50,000

million

to \$50

million

\$10,000,001

million

to \$10

million

\$1,000,001

million

\$500,001

to \$1

million

Estimated Liabilities

\$50,001 to

\$100,000

\$100,001 to

\$500,000

\$0 to

\$50,000

million

to \$100

million

\$50,000,001

million

to \$500

million

\$100,000,001

П

More than

\$1 billion

\$500,000,001

to \$1 billion

Case 12-19497 Doc 1 Filed 12/04/12 Entered 12/04/12 10:18:23 Desc Main Page 2 B1 (Official Form 1) (12/11) Document Voluntary Petition NERISON'S CONSTRUCTION INC (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.) Date Filed: Location Case Number: Where Filed: Date Filed: Location Case Number: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet.) Date Filed: Name of Debtor: Case Number: Relationship: Judge: District: Exhibit B Exhibit A (To be completed if debtor is an individual (To be completed if debtor is required to file periodic reports (e.g., forms 10K and whose debts are primarily consumer debts.) 100) 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.) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b). Exhibit A is attached and made a part of this petition Signature of Attorney for Debtor(s) (Date 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? П Yes, and Exhibit C is attached and made a part of this petition. \mathbf{Z} 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 \square preceding the date of this petition or for a longer part of such 180 days than in any other District. 1 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 П Debtor has included with this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

Case 12-19497 Doc 1 Filed 12/04/12 Entered 12/04/12 10:18:23 Desc Main Page 3 B1 (Official Form 1) (12/11) Document. Page 3 of 4 Name of Debtor(s): NERISON'S CONSTRUCTION INC Voluntary Petition (This page must be completed and filed in every case.) Signatures Signature of a Foreign Representative Signature(s) of Debtor(s) (Individual/Joint) I declare under penalty of perjury that the information provided in this petition is true 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. [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 71 I am aware that I may proceed under chapter 7, 11, 12 (Check only one box.) or 13 of title 11. United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. I request relief in accordance with chapter 15 of title 11, United States Gode. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I Certified copies of the documents required by 11 U.S.C. § 1515 are attached. have obtained and read the notice required by 11 U.S.C. § 342(b). Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the I request relief in accordance with the chapter of title 11, United States Code, chapter of title 11 specified in this petition. A certified copy of the specified in this petition. order granting recognition of the foreign main proceeding is attached. Signature of Debtor (Signature of Foreign Representative) Signature of Joint Debtor (Printed Name of Foreign Representative) Telephone Number (if not represented by attorney) Date Date Signature of Non-Attorney Bankruptcy Petition Preparer Signature of Attorney* I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as X Signature of Attorney for Debtor(s) GERSHON M. GULKO, ESQ 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 Printed Name of Attorney for Debtor(s) I AW OFFICES OF GERSHON M. GULKO. ESQ. 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 P.O. BOX 20600, WORCESTER, MA 01602-0600 or accepting any fee from the debtor, as required in that section. Official Form 19 is attached. Address 508-791-2800 Telephone Number Printed Name and title, if any, of Bankruptcy Petition Preparer 12/03/2012 Date Social-Security number (If the bankruptcy petition preparer is not an individual, *In a case in which § 707(b)(4)(D) applies, this signature also constitutes a state the Social-Security number of the officer, principal, responsible person or certification that the attorney has no knowledge after an inquiry that the information partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) 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 Address and correct, and that I have been authorized to file this petition on behalf of the debtor. The debtor requests the relief in accordance with the chapter of title 11, United States Signature Code, specified in this petition. Date Signature of Authorized Individual NERISON G. OLIVEIRA Signature of bankruptcy petition preparer or officer, principal, responsible person, or

partner whose Social-Security number is provided above.

to the appropriate official form for each person.

both. 11 U.S.C. § 110; 18 U.S.C. § 156.

individual.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an

If more than one person prepared this document, attach additional sheets conforming

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

Printed Name of Authorized Individual PRESIDENT

Title of Authorized Individual 12/03/2012

Date

Filed 12/04/12 Document

Entered 12/04/12 10:18:23 Desc Main Page 4 of 4

B 4 (Official Form 4) (12/07)

UNITED STATES BANKRUPTCY COURT

District of Massachusetts In re NERISON'S CONSTRUCTION, INC. Case No. Debtor 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 and Fed. R. Bankr. P. 1007(m).

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address, including zip code IRS ANDOVER, MA	Name, telephone number and complete mailing address, including zip code, of employee, agent, or departmen of creditor familiar with claim who may be contacted M. Curewitz, 118 Tump Ste 100 Southboro Ma	contract, etc.) bike Rd. income tax	Indicate if claim is contingent, iidated, state va disputed or subject to setoff disputed	Amount of claim [if secured also lue of security] 456,309.87

[Declaration as in Form 2]