Case 11-14944 Doc 1 Filed 03/11/11 Page 1 of 10

B1 (Official Form 1)(4/10) United		Bankr	ruptcy (Court				Voluntary	Petition
Name of Debtor (if individual, enter Last, Fir New Horizons Diagnostic Corpora				Name	of Joint De	ebtor (Spouse	e) (Last, First,	, Middle):	
All Other Names used by the Debtor in the last (include married, maiden, and trade names):	t 8 years						Joint Debtor i trade names)	in the last 8 years):	
Last four digits of Soc. Sec. or Individual-Tax (if more than one, state all) 52-1245203	payer I.D. (ITIN) No./C	Complete EIN	V Last f	our digits o	f Soc. Sec. of	r Individual-T	Гахрауег I.D. (ITIN) N	o./Complete EIN
Street Address of Debtor (No. and Street, City 9110 Red Branch Road, Suite B Columbia, MD	, and State)	:	ara a 1	Street	Address of	f Joint Debtor	r (No. and Str	reet, City, and State):	7TD C. 1
		7	ZIP Code 21045	_					ZIP Code
County of Residence or of the Principal Place Howard	of Business						•	ace of Business;	
Mailing Address of Debtor (if different from s	treet addres	s):		Mailir	ng Address	of Joint Debt	tor (if differer	nt from street address):	
			ZIP Code						ZIP Code
Location of Principal Assets of Business Debt (if different from street address above):	or								L
Type of Debtor (Form of Organization) (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.)	☐ Sing in 1 ☐ Raili ☐ Stoc ☐ Com ☐ Clea ☐ Othe ☐ Debrunde	Ith Care Busgle Asset Real U.S.C. § 1 road skbroker armodity Broaring Bank er Tax-Exer (Check box, tor is a tax-fer Title 26 o	al Estate as o 01 (51B)	nization States	defined	er 7 er 9 er 11 er 12 er 13 are primarily coli in 11 U.S.C. § ed by an indivi	Petition is Fil	busin	Recognition eding Recognition
Filing Fee (Check one be Full Filing Fee attached Filing Fee to be paid in installments (applicable attach signed application for the court's considered debtor is unable to pay fee except in installment Form 3A. Filing Fee waiver requested (applicable to chapt attach signed application for the court's considered)	to individuals ration certifyings. Rule 1006(ing that the (b). See Offici als only). Mus	Check all Check all Check all Check all A part A	ebtor is a sr ebtor is not ebtor's aggr e less than ll applicable plan is beir eceptances	regate nonco \$2,343,300 (are boxes: ng filed with of the plan w	debtor as definess debtor as ontingent liquidamount subject this petition.	ated debts (excl		ee years thereafter).
Statistical/Administrative Information ■ Debtor estimates that funds will be available Debtor estimates that, after any exempt presented there will be no funds available for distributions.	onerty is exc	cluded and a	administrativ		es paid,		THIS	SPACE IS FOR COURT	USE ONLY
Estimated Number of Creditors	1,000- 5,000	5,001- 10,000	10,001- 2	□ 25,001- 50,000	50,001- 100,000	OVER 100,000			
Estimated Assets So to \$50,001 to \$100,001 to \$500,001 to \$100,000 to \$100,00	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 S to \$100 t	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion			
Estimated Liabilities	\$1,000,001 to \$10	\$10,000,001 to \$50	\$50,000,001	\$100,000,001 to \$500	\$500,000,001 to \$1 billion	More than \$1 billion			

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BI (Official For	7III 1)(4/10)		rage	
	ry Petition	Name of Debtor(s): New Horizons Diagnostic Corporation		
(This page mı	ust be completed and filed in every case)	To the two offices of	4 4 A	
	All Prior Bankruptcy Cases Filed Within Last			
Location Where Filed:	- None -	Case Number:	Date Filed:	
Location Where Filed:		Case Number:	Date Filed:	
	ending Bankruptcy Case Filed by any Spouse, Partner, or			
Name of Debt - None -	tor:	Case Number:	Date Filed:	
District:		Relationship:	Judge:	
	Exhibit A		xhibit B	
forms 10K a pursuant to S and is reque	pleted 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 esting relief under chapter 11.)	I, the attorney for the petitioner named have informed the petitioner that [he c 12, or 13 of title 11, United States Counder each such chapter. I further cert required by 11 U.S.C. §342(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	
☐ Exhibit	t A is attached and made a part of this petition.	X Signature of Attorney for Debtor(s)	(Date)	
	Tyl	libit C		
	for own or have possession of any property that poses or is alleged to d Exhibit $\mathbf C$ is attached and made a part of this petition.	pose a threat of imminent and identifiable	; harm to public health or safety?	
☐ Exhibit If this is a joi	pleted by every individual debtor. If a joint petition is filed, each t D completed and signed by the debtor is attached and made a	a part of this petition.	ι separate Exhibit D.)	
	Information Regardin	og 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	ts in this District for 180 n any other District.	
	There is a bankruptcy case concerning debtor's affiliate, ge			
	Debtor is a debtor in a foreign proceeding and has its princ this District, or has no principal place of business or assets proceeding [in a federal or state court] in this District, or th sought in this District.	s in the United States but is a defendar he interests of the parties will be serve	nt in an action or ed in regard to the relief	
	Certification by a Debtor Who Resides (Check all appl	licable 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, the the entire monetary default that gave rise to the judgment for	ere are circumstances under which the	e debtor would be permitted to cure	
	Debtor has included in this petition the deposit with the country after the filing of the petition.			
Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).				

B1 (Official Form 1)(4/10)

Page 3

Voluntary Petition

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

Name of Debtor(s):

New Horizons Diagnostic Corporation

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

Signature of Debtor

 \mathbf{X}

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney*

X /s/ Karen H. Moore

Signature of Attorney for Debtor(s)

Karen H. Moore

Printed Name of Attorney for Debtor(s)

Davis, Agnor, Rapaport & Skalny, LLC

Firm Name

10211 Wincopin Circle Columbia, MD 21043

Address

Email: kmoore@darslaw.com

410.309.0505 Fax: 410.309.6161

Telephone Number

March 11, 2011

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.

$\mathbf x$ /s/ Lawrence Loomis ${\mathscr M}$

Signature of Authorized Individual

Lawrence Loomis

Printed Name of Authorized Individual

President

Title of Authorized Individual

March 11, 2011

Date

Signatures

Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

Address

Date

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.

MINUTES OF SPECIAL MEETING OF THE BOARD OF DIRECTORS OF NEW HORIZONS DIAGNOSTIC CORPORATION

After duly notifying all directors of New Horizons Diagnostic Corporation ("New Horizons") of a Special Meeting to be called, with all directors being present, said meeting was held on March 11, 2011;

RESOLVED, that in the judgment of the Board, it is desirable and in the best interests of New Horizons, its creditors, stockholders, and other interested parties that a voluntary petition be filed by New Horizons for relief under Chapter 11 of title 11 of the United States Bankruptcy Code (the "Bankruptcy Code");

RESOVLED FURTHER, that Lawrence Loomis (the "Authorized Officer") hereby is authorized and empowered on behalf of New Horizons to execute and verify a petition in the name of New Horizons under Chapter 11 of the Bankruptcy Code and cause the same to be filed in the United States Bankruptcy Court for the District of Maryland (Baltimore Division) in such form and at such time as the Authorized Officer shall determine;

RESOLVED FURTHER, that the Authorized Officer be, and hereby is, authorized to execute and file or cause to be filed all necessary documents, including, but not limited to, all petitions, affidavits, schedules, motions, lists, applications, pleadings and other papers, and in that connection to employ and retain all assistance by legal counsel, accountants or professionals and to take any and all action which they deem necessary and proper in connection with New Horizons' Chapter 11 case;

RESOLVED FURTHER, that the law firm of Davis, Agnor, Rapaport & Skalny, LLC, 10211 Wincopin Circle, 6th Floor, Columbia, Maryland 21043, be, and hereby is, employed and retained as counsel for New Horizons in the Chapter 11 case;

RESOLVED FURTHER, that in addition to the specific authorizations heretofore conferred upon the Authorizing Officer, the Authorizing Officer be, and hereby is, authorized and directed to take or cause to be taken all such further certifications, agreements, instruments, and documents in the name of and on behalf of New Horizons and to incur such fees and expenses as in his judgment shall be necessary, appropriate or advisable in order to effectuate the intent and purpose of any and all of the foregoing resolutions;

RESOLVED FURTHER, that all acts lawfully done or actions lawfully taken by the Authorized Officer to seek relief under Chapter 11 of the Bankruptcy Code or in connection with the Chapter 11 case, or any matter related thereto, be, and hereby are,

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adopted, ratified, confirmed and approved in all respects as the acts and deed of New Horizons.

Dated: March 11, 2011

By: <u>/s/Lawrence Loomis</u> Lawrence Loomis, President B4 (Official Form 4) (12/07)

United States Bankruptcy Court District of Maryland

In re	New Horizons Diagnostic Corporation		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]
Arnold Lippin 175 Adams Street, Apt 11G Brooklyn, NY 11201	Arnold Lippin 175 Adams Street, Apt 11G Brooklyn, NY 11201			4,600.00
BioAssay Works 10075 Tyler Place, Suite #18	BioAssay Works 10075 Tyler Place, Suite #18 Ijamsville, MD 21754			16,767.60
Ijamsville, MD 21754 C. David Miller 1470 Glencoe Road	C. David Miller 1470 Glencoe Road Winter Park, FL 32789			33,770.44
Winter Park, FL 32789 David P. Trudil c/o Michael Paul Smith, Esquire Smith, Gildea & Schmidt, LLC 600 Washington Avenue, Suite 200	David P. Trudil c/o Michael Paul Smith, Esquire Smith, Gildea & Schmidt, LLC Towson, MD 21204		Contingent Unliquidated Disputed	1,100,000.00
Towson, MD 21204 Gordon Feinblatt 233 East Redwood Street	Gordon Feinblatt 233 East Redwood Street			10,633.00
Heller Ehrman 7 Times Square Times Square	Heller Ehrman 7 Times Square Times Square Tower			25,000.00
New York, NY 10036 Jonathan E. Grant, Esquire Grant Patent Services 2107 Hounds Run Place Silver Spring, MD 20906	New York, NY 10036 Jonathan E. Grant, Esquire Grant Patent Services 2107 Hounds Run Place Silver Spring, MD 20906			200,000.00
Larry Silver 535 Pacing Way	Larry Silver 535 Pacing Way Westbury, NY 11590			50,000.00
Westbury, NY 11590 Lawrence and Arlette Loomis 11374 Buckleberry Pt.	Lawrence and Arlette Loomis 11374 Buckleberry Pt. Columbia, MD 21044	loans made to Debtor		1,200,000.00
Columbia, MD 21044 Lawrence Loomis 11374 Buckleberry Pt. Columbia, MD 21044	Lawrence Loomis 11374 Buckleberry Pt. Columbia, MD 21044	unpaid wages		625,000.00

	cial Form 4) (12/07) - Cont.	
In re	New Horizons Diagnostic Corporation	Case No
	Debtor(s)	

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Red Branch Center, LLC c/o Site Realty Group 2141 Industrial Parkway, #200 Silver Spring, MD 20904	Red Branch Center, LLC c/o Site Realty Group 2141 Industrial Parkway, #200 Silver Spring, MD 20904			57,303.26
Steve Graber, CPA Graber & Associates 5906 Key Avenue Baltimore, MD 21215	Steve Graber, CPA Graber & Associates 5906 Key Avenue Baltimore, MD 21215			700.00
Teagasc Moorepark Fermoy Co Cork Island	Teagasc Moorepark Fermoy Co Cork Island			8,000.00
Venable LLP c/o Gregory A. Cross, Esquire 750 East Pratt Sreet, Suite 900 Baltimore, MD 21202	Venable LLP c/o Gregory A. Cross, Esquire 750 East Pratt Sreet, Suite 900 Baltimore, MD 21202			111,991.10
Verizon 500 Technology Drive, Suite 840 Saint Charles, MO 63304	Verizon 500 Technology Drive, Suite 840 Saint Charles, MO 63304			620.57

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

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

Date	March 11, 2011	Signature	/s/ Lawrence Loomis
		•	Lawrence Loomis
			President

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

Arnold Lippin 175 Adams Street, Apt 11G Brooklyn, NY 11201

BioAssay Works 10075 Tyler Place, Suite #18 Ijamsville, MD 21754

C. David Miller 1470 Glencoe Road Winter Park, FL 32789

David P. Trudil c/o Michael Paul Smith, Esquire Smith, Gildea & Schmidt, LLC 600 Washington Avenue, Suite 200 Towson, MD 21204

Gordon Feinblatt 233 East Redwood Street Baltimore, MD 21202

Heller Ehrman 7 Times Square Times Square Tower New York, NY 10036

Jonathan E. Grant, Esquire Grant Patent Services 2107 Hounds Run Place Silver Spring, MD 20906

Larry Silver 535 Pacing Way Westbury, NY 11590

Lawrence and Arlette Loomis 11374 Buckleberry Pt. Columbia, MD 21044 Lawrence Loomis 11374 Buckleberry Pt. Columbia, MD 21044

Red Branch Center, LLC c/o Site Realty Group 2141 Industrial Parkway, #200 Silver Spring, MD 20904

Steve Graber, CPA Graber & Associates 5906 Key Avenue Baltimore, MD 21215

Teagasc Moorepark Fermoy Co Cork Island

Venable LLP c/o Gregory A. Cross, Esquire 750 East Pratt Sreet, Suite 900 Baltimore, MD 21202

Verizon 500 Technology Drive, Suite 840 Saint Charles, MO 63304

United States Bankruptcy Court District of Maryland

In re New Horizons Diagnostic Corpor	ration	Case No.	
	Debtor(s)	Chapter	11
VERIF	FICATION OF CREDITOR M	ATRIX	
I, the President of the corporation named as the best of my knowledge.	the debtor in this case, hereby verify that the	attached list of	creditors is true and correct to
the best of my knowledge.			
D. (Mayab 44, 2044	/s/ Lawrence Loomis		
Date: March 11, 2011	Lawrence Loomis/President		<i>)</i>

Signer/Title