# UNITED STATES BANKRUPTCY COURT DISTRICT OF MARYLAND

Hunter C	Construction, LLC	Case No.
	Debtor	Chapter 11
	VERIFICATION OF	CREDITOR MATRIX
the attach	ned Master Mailing List of creditors, consisting	applicable, do hereby certify under penalty of perjury that of <b>2</b> sheet(s) is complete, correct and consistent with the and I/we assume all responsibility for errors and omissions.
Dated:	4/6/2012	Signed: s/ Randy D. Richardson Randy D. Richardson
Signed:	/s/ William F. Hickey III William F. Hickey III Attorney for Debtor(s) Bar no.: 27341 LAW OFFICE OF WILLIAM F. HICKEY, LLC	

139 W. Main Street Elkton, MD 21921

Telephone No.: Fax No.: E-mail address: (410) 620-5077 (410) 620-5033

wfhickey@hickey-law.com

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Capital One P.O. Box 71083 Charlotte, NC 28272-1083

Gary S. Martosella, CPA St. Clair CPA's, P.C. 28 S. Centre Street Merchantville, NJ 08109

GE Capital Commercial, Inc. c/o 1010 Thomas Edison Blvd, SW Cedar Rapids, IA 52404-8247

GE Capital Commercial, Inc. 3333 Hesper Road Billings, MT 59107

Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101-7346

Kubota Credit Corporation, U.S.A. 14855 FAA Blvd. Fort Worth, TX 76155

Kubota Credit Corporation, U.S.A. P.O. Box 0559 Carol Stream, IL 60132-0559

Lowe's Business Card Account P.O. Box 530970 Atlanta, GA 30353-0970

Oceanport, LLC P.O. Box 608 Claymont, DE 19703

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St. Clair CPAs, P.C. d/b/a St. Clair CPA Solutions 28 South Centre Street Merchantville, NJ 08109

TCF Equipment 11100 Wayzata Blvd., Minnetonka, MN 55305

TCF Equipment Finance, Inc. 11100 Wayzata Blvd., Suite 801 Minnetonka, MN 55305

TCF Equipment Finance, Inc. 11100 Wayzata Blvd., Suite 801 Minnetonka, MN 55305

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TCF Equipment Finance, Inc. 11100 Wayzata Blvd., Suite 801 Minnetonka, MN 55305

Capital One P.O. Box 71083 Charlotte, NC 28272-1083

Lowe's Business Card Account P.O. Box 530970 Atlanta, GA 30353-0970

Capital One P.O. Box 71083 Charlotte, NC 28272-1083

Capital One P.O. Box 71083 Charlotte, NC 28272-1083

Internal Revenue Service 31 Hopkins Plaza Baltimore, MD 21201

Oceanport, LLC P.O. Box 608 Claymont, DE 19703

Kubota Credit Corporation, U.S.A. P.O. Box 0559 Carol Stream, IL 60132-0559

Case 12-16564 Doc 1 Filed 04/06/12 Page 5 of 41 **B 1 (Official Form 1) (1/08) United States Bankruptcy Court Voluntary Petition** District of Maryland Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): **Hunter Construction, LLC** All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN(if Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN(if more more than one, state all): 51-0371376 than one, state all): Street Address of Debtor (No. & Street, City, and State): Street Address of Joint Debtor (No. & Street, City, and State): 3583 Telegraph Road Elkton, MD ZIP CODE ZIP CODE 21921 County of Residence or of the Principal Place of Business County of Residence or of the Principal Place of Business: Cecil Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): ZIP CODE ZIP CODE Location of Principal Assets of Business Debtor (if different from street address above): ZIP CODE Type of Debtor Nature of Business Chapter of Bankruptcy Code Under Which (Form of Organization) (Check one box) the Petition is Filed (Check one box) (Check one box.) Health Care Business ☐ Chapter 15 Petition for Chapter 7 Single Asset Real Estate as defined in 11 Individual (includes Joint Debtors) Recognition of a Foreign Chapter 9 U.S.C. § 101(51B) See Exhibit D on page 2 of this form. Main Proceeding Chapter 11 Corporation (includes LLC and LLP) Railroad V ☐ Chapter 15 Petition for Stockbroker Partnership Chapter 12 Recognition of a Foreign ☐ Commodity Broker Other (If debtor is not one of the above entities. Nonmain Proceeding Chapter 13 Clearing Bank check this box and state type of entity below.) Nature of Debts Other (Check one box) Tax-Exempt Entity Debts are primarily consumer Debts are primarily (Check box, if applicable) debts, defined in 11 U.S.C. business debts. § 101(8) as "incurred by an Debtor is a tax-exempt organization individual primarily for a under Title 26 of the United States personal, family, or house-Code (the Internal Revenue Code.) hold purpose. Chapter 11 Debtors Filing Fee (Check one box) Check one box: ✓ Full Filing Fee attached Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). 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 Check if: unable to pay fee except in installments. Rule 1006(b) See Official Form 3A. ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000. ☐ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must Check all applicable boxes attach signed application for the court's consideration. See Official Form 3B. 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). THIS SPACE IS FOR Statistical/Administrative Information COURT USE ONLY 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 100-200-50-1,000-5,001-10,001-25,001-50,001-Over 99 199 10.000 100.000 100.000 5.000 25,000 50.000 Estimated Assets \$0 to \$50,001 to \$50,000,001 \$100,000,001 \$100,001 to \$500,001 to \$1,000,001 \$10,000,001 \$500,000,001 More than \$1 to \$100 \$50,000 \$100,000 to \$500 \$500,000 \$1 to \$10 to \$50 to \$1 billion billion million million million million million Estimated Liabilities  $\Box$  $\Box$  $\Box$ \$500,001 to \$1,000,001 \$100,000,001 \$10,000,001 \$50,000,001 \$50,001 to \$100,001 to \$500,000,001 More than \$1 \$1 to \$10 to \$50 to \$100 to \$500 \$50,000 \$100,000 \$500,000

million

million

million

million

million

billion

to \$1 billion

**B 1 (Official Form 1) (1/08)** Case 12-16564 Doc 1 Filed 04/06/12 Page 6 of 41 FORM B1, Page 2 Voluntary Petition Name of Debtor(s): (This page must be completed and filed in every case) **Hunter Construction, LLC** All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.) Case Number: Date Filed: Location Where Filed: **NONE** Location Case Number: Date Filed: 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: NONE Relationship: District: Judge: Exhibit A Exhibit B (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) 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.) 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. X Not Applicable Signature of Attorney for Debtor(s) Date 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.  $\mathbf{\Lambda}$ 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  $\mathbf{\Lambda}$ 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 after the filing of the petition.
- Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

\*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 the relief in accordance with the chapter of title 11, United States Code, specified in this petition.

### $\chi$ s/ Randy D. Richardson

Signature of Authorized Individual

### Randy D. Richardson

Printed Name of Authorized Individual

### Managing Member

Title of Authorized Individual

#### 4/6/2012

Date

Address

#### X Not Applicable

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 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.

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# UNITED STATES BANKRUPTCY COURT District of Maryland

			Debtor		Chapter	11
		Exh	ibit "A" to Vol	untary Petit	ion	
1.	If any of debtor's	s securities are registere	ed under section 12 of the Secu	rities and Exchange Act	of 1934, the	SEC file
2.	The following fi	nancial data is the latest	available information and refer	s to debtor's condition or	١.	
ā.	Total assets			\$		285,717.42
o.	Total debts (inc	luding debts listed in 2.0	:., below)	\$		357,562.75
						Approximate number of holders
Э.	Debt securities	held by more than 500	nolders.			
se	ecured	unsecured	subordinated			
d.	Number of shar	res of preferred stock	<u>-</u>			
€.	Number of shar	res of common stock	-			
	Comments, if a	ny:				
3.	Brief description	n of debtor's business:				
	7					

List the name of any person who directly or indirectly owns, controls, or holds, with power to vote, 5% or more of the voting securities of debtor:

4.

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# United States Bankruptcy Court District of Maryland

District of many and		
In re:	Case No. Chapter	11
Hunter Construction, LLC		
STATEMENT REGARDING AUTHORITY TO SIGN AND	FILE P	ETITION
I, /s/ Randy D. Richardson, declare under penalty of perjury that I am the Managing Member of Corporation and that on 04/05/2012 the following resolution was duly adopted by the Randy D. Richardson:		
"Whereas, it is in the best interest of this Corporation to file a voluntary petition in the United Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;	States	
Be It Therefore Resolved, that <b>Randy D. Richardson</b> , <b>Managing Member</b> of this Corporation, is and deliver all documents necessary to perfect the filing of a Chapter 11 voluntary bankruptcy ca		
Be It Further Resolved, that <b>Randy D. Richardson</b> , <b>Managing Member</b> of this Corporation, is a all bankruptcy proceedings on behalf of the Corporation, and to otherwise do and perform all acts deliver all necessary documents on behalf of the Corporation in connection with such bankruptcy	s and deed	s and to execute and
Be It Further Resolved, that Randy D. Richardson, Managing Member of this Corporation, is a William F. Hickey III, attorney and the law firm of LAW OFFICE OF WILLIAM F. HICKEY, LLC to represent the sankruptcy case."		

Signed:

s/ Randy D. Richardson/s/ Randy D. Richardson

Executed on: 4/6/2012

# United States Bankruptcy Court District of Maryland

In re	Hunter Construction, LLC	Case No.	
	Debtor	Chapter	<u>11</u>

# LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(1)
Name of creditor and complete

and complete mailing address including zip code (2)

Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted

(3)

Nature of claim (trade debt, bank loan, government contract, etc.) (4)

Indicate if claim is contingent, unliquidated, disputed or subject to setoff (5)

Amount of claim [if secured also state value of security]

St. Clair CPAs, P.C. d/b/a St. Clair CPA Solutions 28 South Centre Street Merchantville, NJ 08109

Kubota Credit Corporation, U.S.A. P.O. Box 0559 Carol Stream, IL 60132-0559

\$44,956.00

\$21,481.50

SECURED VALUE: \$185,000.00

Oceanport, LLC P.O. Box 608 Claymont, DE 19703

\$3,696.56

Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101-7346 \$2,500.00

Capital One P.O. Box 71083 Charlotte, NC 28272-1083

\$2,195,91

Capital One P.O. Box 71083 Charlotte, NC 28272-1083

\$1,050.89

B4 (Official Form 4) (12/07)4 -Cont.

In re Hunter Construction, LL	Debtor	,	Case No. Chapter	11	
LIST OF CREE	DITORS HOLDING 20	LARGES	IU Ta		CLAIMS
(1)	(2)	(3)		(4)	(5)
Name of creditor and complete mailing address ncluding 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, gov- ernment contract, etc.)		Indicate if claim is contingent, unliquidated, disputed or subject to setoff	Amount of claim [if secured also state value of security]
Lowe's Business Card Account P.O. Box 530970 Atlanta, GA 30353-0970					\$828.46
Capital One P.O. Box 71083 Charlotte, NC 28272-1083					\$576.18
TCF Equipment Finance, Inc. I1100 Wayzata Blvd., Suite 801 Minnetonka, MN 55305					\$311.00
					SECURED VALUE: \$40,000.00
I, Randy D. Richardson, Managing	DECLARATION UNDER PE ON BEHALF OF A CORPORAT  Member of the Corporation named as the det the best of my information and belief.	TION OR PAF	RTNERS	SHIP	nave read the foregoing
Date: 4/6/2012	Signature:	s/ Randy D. Ric	hardson		
		Randy D. Richa (Print Name and Title	-	anaging Member	

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

In re: Hunter Construction, LLC

Debtor

Case No.

(If known)

SCHEDULE A - REAL PROPERTY

DESCRIPTION AND LOCATION OF PROPERTY

NATURE OF DEBTOR'S INTEREST IN PROPERTY

CURRENT VALUE
OF DEBTOR'S
INTEREST IN
PROPERTY, WITHOUT
DEDUCTING ANY
SECURED CLAIM
OR EXEMPTION

AMOUNT OF SECURED CLAIM

Total

0.00

Þ

(Report also on Summary of Schedules.)

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

n re	Hunter Construction, LLC			Case No.	
		Debtor	,		(If known)

# **SCHEDULE B - PERSONAL PROPERTY**

			1	1
TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1. Cash on hand	X			
Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		Corporate Checking Account with Artisan Bank, Account Number 91500014		3,716.42
Security deposits with public utilities, telephone companies, landlords, and others.	X			
Household goods and furnishings, including audio, video, and computer equipment.	X			
<ol> <li>Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.</li> </ol>	X			
6. Wearing apparel.	Х			
7. Furs and jewelry.	Х			
8. Firearms and sports, photographic, and other hobby equipment.	X			
Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.		Full Insurance Coverage on all items of Equipment thru Pratt Insurance, Mark Boole, Agent, Four Village Square, Smyrna, DE 19977 and Donegal Mutal Insurance Co.; General Liability Insurance Policy #CPA8677944; Auto Policy #CAA8677944; Workers Compensation and Employers Liability Policy #WC867794400 and Equipment Floater Policy #CPA8677944		1.00
10. Annuities. Itemize and name each issuer.	X			
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).	х			
Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	Х			
13. Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14. Interests in partnerships or joint ventures. Itemize.	X			
Government and corporate bonds and other negotiable and nonnegotiable instruments.	X			
16. Accounts receivable.	X			

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

In re	Hunter Construction, LLC	Case No.	
	Debtor	 _	(If known)

# **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			
Other liquidated debts owed to debtor including tax refunds. Give particulars.	X			
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			
Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	Х			
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			
22. Patents, copyrights, and other intellectual property. Give particulars.	X			
23. Licenses, franchises, and other general intangibles. Give particulars.	Х			
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 other vehicles and accessories.		2012 Ford F450, VIN#1FD0X4HT0CEA08538 with a 9 Ft Reading Service Body Model U108ADW, S/N 712896		40,000.00
Automobiles, trucks, trailers, and other vehicles and accessories.		2012 Kaufman Model HP Trailer, VIN#5VGFH2324CL000907 together with all attachments and accessories		6,000.00
26. Boats, motors, and accessories.	X			
27. Aircraft and accessories.	Х			
28. Office equipment, furnishings, and supplies.	Х			
29. Machinery, fixtures, equipment and supplies used in business.		2007 Bobcat S250 skid loader Sr.530918085 and 2007 Bobcat S250 skid loader Sr.530918086		24,000.00

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# **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
29. Machinery, fixtures, equipment and supplies used in business.		5 Pieces of Kubota Equipment: (1) 2010 Kubota M126 - XDTPC; Serial #50167 (4wd Cab Tractor W/Power C); (2) 2010 Kubota M126 - XDTPC; Serial #50321 (4wd Cab Tractor W/Power C); (3) 2011 Kubota L5740-HSTC-3, Serial#71069(4wd Hst Cab Tractor); (4) 2011 Kubota L5740-HSTC-3, Serial#71095(4wd Hst Cab Tractor); and (5) 2011 Kubota KX 57 R excavator, Model KX057R3, Serial#20195 (excavator w/Rub Trks/AC C)		185,000.00
Machinery, fixtures, equipment and supplies used in business.		Old Dell Office Computer and miscellaneous equipment		2,000.00
Machinery, fixtures, equipment and supplies used in business.		Used 1997 Volvo L120C Wheel Loader S/N L120CV11846 together with all attachments and accessories		25,000.00
30. Inventory.	Х			
31. Animals.	Х			
32. Crops - growing or harvested. Give particulars.	х			
33. Farming equipment and implements.	X			
34. Farm supplies, chemicals, and feed.	Х			
35. Other personal property of any kind not already listed. Itemize.	Х			
	_	2 continuation sheets attached Total	al >	\$ 285,717.42

(Include amounts from any continuation sheets attached. Report total also on Summary of Schedules.)

In re	Hunter Construction, LLC		,	Case No.	
		Debtor			(If known)

# **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

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 AN ACCOUNT NUMBER (See Instructions, Above.)	CODEBTOR	HUSBAND, WIFE, JOINT OB COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. 8713851001  GE Capital Commercial, Inc. 3333 Hesper Road Billings, MT 59107  GE Capital Commercial, Inc. c/o 1010 Thomas Edison Blvd, SW Cedar Rapids, IA 52404-8247			Security Agreement 2007 Bobcat S250 skid loader Sr.530918085 and 2007 Bobcat S250 skid loader Sr.530918086 VALUE \$24,000.00				23,991.25	0.00
Cedar Rapids, IA 52404-8247  ACCOUNT NO. 31710981  Kubota Credit Corporation, U.S.A. P.O. Box 0559 Carol Stream, IL 60132-0559  Kubota Credit Corporation, U.S.A. 14855 FAA Blvd. Fort Worth, TX 76155		Security Agreement 5 Pieces of Kubota Equipment: (1) 2010 Kubota M126 - XDTPC; Serial #50167 (4wd Cab Tractor W/Power C); (2) 2010 Kubota M126 - XDTPC; Serial #50321 (4wd Cab Tractor W/Power C); (3) 2011 Kubota L5740-HSTC-3, Serial#71069(4wd Hst Cab Tractor); (4) 2011 Kubota L5740-HSTC-3, Serial#71095(4wd Hst Cab Tractor); and (5) 2011 Kubota KX 57 R excavator, Model KX057R3, Serial#20195 (excavator w/Rub Trks/AC C)  VALUE \$185,000.00				229,956.00	44,956.00	

<u>1</u> continuation sheets attached

Subtotal → (Total of this page)

Total > (Use only on last page)

\$ 253,947.25	\$ 44,956.00	
\$	\$	

(Report also on Summary of (If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.)

B6D (Official Form 6D) (12/07)- Cont.

In re	Hunter Construction, LLC		,	Case No.	
		Debtor			(If known)

# **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions, Above.)	CODEBTOR	HUSBAND, WIFE, JOINT OB COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. 001-0000000-502  TCF Equipment 11100 Wayzata Blvd., Minnetonka, MN 55305		Used 1997 Volvo L120C Wheel Loader S/N L120CV11846 together with all attachments and accessories VALUE \$25,000.00				24,975.00	0.00	
11100 Wayzata Blvd., Suite 801 Minnetonka, MN 55305		Security Agreement 2012 Kaufman Model HP Trailer, VIN#5VGFH2324CL000907 together with all attachments and accessories  VALUE \$6,000.00				6,000.00	0.00	
ACCOUNT NO. 001-0609501-500  TCF Equipment Finance, Inc. 11100 Wayzata Blvd., Suite 801 Minnetonka, MN 55305			Security Agreement 2012 Ford F450, VIN#1FD0X4HT0CEA08538 with a 9 Ft Reading Service Body Model U108ADW, S/N 712896 VALUE \$40,000.00				40,311.00	311.00

Sheet no.  $\underline{1}$  of  $\underline{1}$  continuation sheets attached to Schedule of Creditors Holding Secured Claims

Subtotal → (Total of this page)

Total → (Use only on last page)

\$ 71,286.00	\$ 311.00
\$ 325,233.25	\$ 45,267.00

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

n r	Hunter Construction, LLC Case No.	
	Debtor (If known)	
	SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS	
	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.	
ΓΥ	PES 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 onsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in .S.C. § 507(a)(1).	
	Extensions of credit in an involuntary case	
app	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 intment 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 pendent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the ation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).	
	Contributions to employee benefit plans	
es	Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the ation 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	
hat	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, were not delivered or provided. 11 U.S.C. § 507(a)(7).	
Ą	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 ernors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. 7 (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).

\* 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.

1 continuation sheets attached

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B6E (Official Form 6E) (12/07) - Cont.

In re	Hunter Construction. LLC	Case No.			
	Debtor	-,	(If known)		

# SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

(Continuation Sheet)

Type of Priority: Taxes and Certain Other Debts Owed to Governmental Units

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM		UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101-7346			Past due taxes for period involving 2004-2010				2,500.00	2,500.00	0.00

Sheet no.  $\underline{1}$  of  $\underline{1}$  continuation sheets attached to Schedule of Creditors Holding Priority Claims

Subtotals⊁ (Totals of this page)

Total >
(Use only on last page of the completed
Schedule E. Report also on the Summary of
Schedules.)

Total > (Use only on last page of the completed Schedule E. If applicable, report also on the Statistical Summary of Certain Liabilities and Related Data. )

\$ 2,500.00	\$ 2,500.00	\$ 0.00
\$ 2,500.00		
	\$ 2,500.00	\$ 0.00

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

In re	Hunter Construction, LLC		Case No.	
	Hunter Construction, EEC	Dahtan	(If know)	n)

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

Check this box if debtor has no creditor		·	unscented claims to report on this seriedale 1.				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 4791247094886217							2,195.91
Capital One P.O. Box 71083 Charlotte, NC 28272-1083			Credit card				
ACCOUNT NO. 4791247092631896							1,050.89
Capital One P.O. Box 71083 Charlotte, NC 28272-1083			Credit Card				,
ACCOUNT NO. 4115072421375182							576.18
Capital One P.O. Box 71083 Charlotte, NC 28272-1083			Credit card				
ACCOUNT NO. 82130081020999							828.46
Lowe's Business Card Account P.O. Box 530970 Atlanta, GA 30353-0970	I	L	Credit card				3-3-10
ACCOUNT NO. HUNTC							3,696.56
Oceanport, LLC P.O. Box 608 Claymont, DE 19703			Salt debt				

1 Continuation sheets attached

Subtotal > 8,348.00 Total

(Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable on the Statistical Summary of Certain Liabilities and Related Data.)

# Case 12-16564 Doc 1 Filed 04/06/12 Page 21 of 41

In re Hunter Construction, LLC Case No. \_\_\_\_\_\_ (If known)

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
St. Clair CPAs, P.C. d/b/a St. Clair CPA Solutions 28 South Centre Street Merchantville, NJ 08109			fees for account services rendered				21,481.50
Gary S. Martosella, CPA St. Clair CPA's, P.C. 28 S. Centre Street Merchantville, NJ 08109							

Sheet no.  $\underline{1}$  of  $\underline{1}$  continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal > \$ 21,481.50

Total > \$ 29,829.50

Schedule F.)

# Case 12-16564 Doc 1 Filed 04/06/12 Page 22 of 41

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

In re:	Hunter Construction, LLC		Case No.	
		Debtor		(If known)

# **SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES**

☑ 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 12-16564 Doc 1 Filed 04/06/12 Page 23 of 41

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

In re: Hunter Construction, LLC

Debtor

Case No.

(If known)

SCHEDULE H - CODEBTORS

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CREDITOR

NAME AND ADDRESS OF CODEBTOR

# UNITED STATES BANKRUPTCY COURT District of Maryland

In re: Hunter Construction, LLC

Chapter 11

	BUSINESS INCOME AND	<b>EXPENS</b>	ES		
	FINANCIAL REVIEW OF THE DEBTOR'S BUSINESS (NOTE: ONLY IN	NCLUDE informati	on directly related to	the business	<b>;</b>
operatior			,		
PART A	- GROSS BUSINESS INCOME FOR PREVIOUS 12 MONTHS:				
1.	Gross Income For 12 Months Prior to Filing:	\$	163,257.00		
PART B	- ESTIMATED AVERAGE FUTURE <u>GROSS</u> MONTHLY INCOME:		_		
	Gross Monthly Income:			\$	13.604.75
	- ESTIMATED FUTURE MONTHLY EXPENSES:				
3	Net Employee Payroll (Other Than Debtor)	\$	0.00		
	Payroll Taxes	Ψ	0.00		
	Unemployment Taxes		0.00		
	Worker's Compensation		0.00		
7.	Other Taxes		320.00		
8.	Inventory Purchases (Including raw materials)		0.00		
	Purchase of Feed/Fertilizer/Seed/Spray		0.00		
10.	Rent (Other than debtor's principal residence)		2,900.00		
11.	Utilities		710.00		
12.	Office Expenses and Supplies		0.00		
	Repairs and Maintenance		0.00		
	Vehicle Expenses		0.00		
15.	Travel and Entertainment		0.00		
16.	Equipment Rental and Leases		0.00		
	Legal/Accounting/Other Professional Fees		0.00		
	Insurance		0.00		
19.	Employee Benefits (e.g., pension, medical, etc.)		0.00		
20.	Payments to Be Made Directly By Debtor to Secured Creditors For Pre-Petition Business Debts (Specify):				
	Kubota		3,715.93		
	GE Credit		848.70		
	TCF		1,728.55		
	TCF		1,099.63		
21.	Other (Specify):		· · · · · · · · · · · · · · · · · · ·		
	None				
22.	Total Monthly Expenses (Add items 3 - 21)			\$	11,322.81
PART D	- ESTIMATED AVERAGE <u>NET</u> MONTHLY INCOME:				
23.	AVERAGE NET MONTHLY INCOME (Subtract Item 22 from Item 2)			\$	2,281.94

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

# United States Bankruptcy Court District of Maryland

In re Hunter Construction, LLC	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 also must 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	ASSETS LIABILITIES	
A - Real Property	YES	1	\$ 0.00		
B - Personal Property	YES	3	\$ 285,717.42		
C - Property Claimed as Exempt	NO				
D - Creditors Holding Secured Claims	YES	2		\$ 325,233.25	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	YES	2		\$ 2,500.00	
F - Creditors Holding Unsecured Nonpriority Claims	YES	2		\$ 29.829.50	
G - Executory Contracts and Unexpired Leases	YES	1			
H - Codebtors	YES	1			
I - Current Income of Individual Debtor(s)	NO	0			\$
J - Current Expenditures of Individual Debtor(s)	NO	0			\$
TOTAL		12	\$ 285,717.42	\$ 357,562.75	

Form 6 - Statistical Summary (12/07)

# United States Bankruptcy Court District of Maryland

In re Hunter Construction, LLC		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)	\$ 2,500.00
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	\$ 2,500.00

## State the following:

Average Income (from Schedule I, Line 16)	\$ 0.00
Average Expenses (from Schedule J, Line 18)	\$ 0.00
Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C Line 20)	\$ 0.00

## State the following:

Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$45,267.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 2,500.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$0.00
4. Total from Schedule F		\$29,829.50
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$75,096.50

## Case 12-16564 Doc 1 Filed 04/06/12 Page 27 of 41

In re Hunter Construction, LLC
Debtor

Case No.
Debtor

DECLARATION CONCERNING DEBTOR'S SCHEDULES

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

(NOT APPLICABLE)

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

naliuy D. nicilai	<b>uson,</b> the <u>ivialiaging ivientiber</u> of the <u>con</u>	poration named as debtor in this case, declare under penalty of	
. , ,	foregoing summary and schedules, consisting correct to the best of my knowledge, information		1),
		(Paul P. Pulada)	
Date 4/6/2012	Signature:	s/ Randy D. Richardson	
		Randy D. Richardson Managing Member	
		[Print or type name of individual signing on behalf of debtor.]	

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

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

**Hunter Construction, LLC** Case No.

# **List of Equity Security Holders**

REGISTERED NAME OF HOLDER OF SECURITY	CLASS OF	NUMBER	KIND OF INTEREST
LAST KNOWN ADDRESS OR PLACE OF BUSINESS	SECURITY	REGISTERED	REGISTERED

# **DECLARATION UNDER PENALTY OF PERJURY**

	ON BEHALF	F OF A CORPORATION OR PARTNERSHIP		
I, Randy D. Richardson, Managing Member of the Corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.				
Date:	4/6/2012	s/ Randy D. Richardson Randy D. Richardson ,Managing Member Debtor		

B7 (Official Form 7) (12/07)

# UNITED STATES BANKRUPTCY COURT District of Maryland

In re:	Hunter Construction, LLC		Case No.	
	-	Debtor	(If know	wn)

## STATEMENT OF FINANCIAL AFFAIRS

## 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	SOURCE	FISCAL YEAR PERIOD
195,807.00	2008 Net Earnings from Tax Return	12/31/08
-74,065.00	2009 Net Earnings from Tax Return	12/31/09
163,257.00	2010 Net Earnings from Tax Return	12/31/10

### 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, 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 FISCAL YEAR PERIOD

### 3. Payments to creditors

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

None **☑**  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 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 credit 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 DATES OF AMOUNT AMOUNT CREDITOR PAYMENTS PAID STILL OWING

None

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 credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other 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 CREDITOR	DATES OF PAYMENTS/ TRANSFERS	AMOUNT PAID OR VALUE OF TRANSFERS  AMOUNT STILL OWING
Capital One P.O. Box 71083 Charlotte, NC 28272-1083	1/22; 2/24; 3/9	185.00
Capital One P.O. Box 71083 Charlotte, NC 28272-1083	1/24; 2/23; 3/2	150.00
Capital One P.O. Box 71083 Charlotte, NC 28272-1083	2/21; 3/1	134.00
Lowe's Business Card Account P.O. Box 530970 Atlanta, GA 30353-0970	2/5; 2/7; 3/12	113.00

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 RELATIONSHIP TO DEBTOR

DATE OF PAYMENT

AMOUNT PAID AMOUNT STILL 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

NATURE OF PROCEEDING

COURT OR AGENCY AND LOCATIO STATUS OR DISPOSITION

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

DESCRIPTION

AND VALUE OF

SEIZURE

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 FORECLOSI
OF CREDITOR OR SELLER TRANSFER

DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN 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.)

TERMS OF
NAME AND ADDRESS
DATE OF
ASSIGNMENT
OF ASSIGNEE
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 ADDRESS

NAME AND ADDRESS

OF COURT

OF CUSTODIAN

NAME AND ADDRESS

OF COURT

DATE OF

AND VALUE OF

ORDERY

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 RELATIONSHIP DESCRIPTION
OF PERSON TO DEBTOR, DATE AND VALUE OF
OR ORGANIZATION IF ANY OF GIFT 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
6 - 2006 Kubota Tractors M 95's - \$60,000.00	Flood and \$60,000.00 worth of equipment lost and no insurance coverage and had to sell for scrap at \$10,500.00 a few months later	08/27/2011
1992 Ford L8000 - \$5,000.00	Flood - lost entire \$5,000.00 Fordand no insurance coverage and had to sell for scrap value of \$800.00 a month or so later	08/27/2011
2001 Dodge 3500 utility body truck - \$500.00	Flood - lost entire \$500.00 valued truck and no insurance coverage	08/27/2011
1999 Chevy Truck - \$1,000.00	Flood - lost entire \$1,000.00 truck and no insurance coverage and had to sell for scrap value of \$400.00 a month or so later	08/27/2011
Hydro seeder - \$2,000.00	Flood - lost entire \$2,000.00 hydro seeder and no insurance coverage	08/27/2011
JCB wheel loader - \$10,000.00	Flood - lost entire \$10,000 wheel loader and no insurance coverage	08/27/2011
2004 S 250 Bobcat - \$8,000.00	Flood - lost \$8,000 bobcat and no insurance coverage; sold for scrap value of \$2,000.00 a few months later	08/27/2011
2004 Toolcat - \$6,000.00	Flood - lost entire \$6,000.00 toolcat and no insurance coverage and had to sell for scrap value of \$1,000.00 a month or so later	08/27/2011
L 70 B Volvo wheel loader - \$20,000.00	Flood - lost entire \$20,000 wheel loader and no insurance coverage	08/27/2011
1992 Ford L8000 - \$5,000.00	Flood - lost entire \$5,000.00 Ford and no insurance coverage and had to sell for scrap value of \$1,000.00 a month or so later	08/27/2011
1997 Chevy 3500 Truck - \$4,500.00	Flood and \$4,500.00 valued Truck was destroyed and no insurance coverage	08/27/2011
4 - cube vans - \$4,000.00	Flood - lost entire \$4,000.00 vans and no insurance coverage	
2001 Chevy Van - \$500.00	Flood - lost entire \$500.00 van and no insurance coverage	08/27/2011

## 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 a petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS DATE OF PAYMENT,
OF PAYEE NAME OF PAYOR IF

PAYOR IF DESCRIPTION AND VALUE

AMOUNT OF MONEY OR

OTHER THAN DEBTOR 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 **Z**i 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

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.)

TYPE OF ACCOUNT, LAST FOUR AMOUNT AND NAME AND ADDRESS DIGITS OF ACCOUNT NUMBER, DATE OF SALE OF INSTITUTION AND AMOUNT OF FINAL BALANCE 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 NAMES AND ADDRESSES DESCRIPTION DATE OF TRANSFER
OF BANK OR OF THOSE WITH ACCESS OF OR SURRENDER,
OTHER DEPOSITORY TO BOX OR DEPOSITOR CONTENTS 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.)

DATE OF AMOUNT OF NAME AND ADDRESS OF CREDITOR SETOFF SETOFF

## 14. Property held for another person

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

NAME AND ADDRESS

DESCRIPTION AND VALUE

OF OWNER

OF PROPERTY

LOCATION OF PROPERTY

#### 15. Prior address of debtor

None

Ø

If 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.

SITE NAME AND NAME AND ADDRESS DATE OF ENVIRONMENTAL ADDRESS OF 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.

SITE NAME AND NAME AND ADDRESS DATE OF ENVIRONMENTAL

ADDRESS OF 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 DOCKET NUMBER STATUS OR OF GOVERNMENTAL UNIT DISPOSITION

### 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 the **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 the **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 the **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 business, 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 the **six years** immediately preceding the commencement of this case.

LAST FOUR DIGITS

NAME OF SOCIAL SECURITY ADDRESS NATURE OF BEGINNING AND ENDING

TAXPAYER-I.D. NO. BUSINESS DATES

(ITIN)/ COMPLETE EIN

Hunter Construction, 51-0371376 3583 Telegraph Road Construction 08/13/2007

LLC Elkton, MD 21921

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

## 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

Gary S. Martosella, CPA St. Clair CPAS, P.C. 28 S. Centre Street Merchantville, NJ 08109 2004-2010

				8		
None		uals who within <b>two years</b> d records, or prepared a fin		the filing of this bankruptcy case have aud debtor.	ited	
	NAME ADDRESS DATES SERVICES RENDERED					
	Gary S. Martosella, CPA St. Clair CPS's, P.C. 28 S. Centre Street Merchantville, NJ 08109		2004	4-2010		
None		uals who at the time of the r. If any of the books of acc		case were in possession of the books of act available, explain.	ccount	
	NAME		ADDRESS			
	Gary S. Martosella, CPA	Δ	St. Clair CPS 28 S. Centre Merchantvill	Street		
None				ntile and trade agencies, to whom a preceding the commencement of this case	Э.	
	NAME AND ADDRESS		DATE ISSUE	ED .		
	Randy & Melissa Richar 560 Peoples Plaza Unit : Newark, DE 19702					
	20. Inventories					
None		st two inventories taken of and the dollar amount and		e of the person who supervised the		
	DATE OF INVENTORY	INVENTORY SUPE	RVISOR	DOLLAR AMOUNT OF INVENTORY (Specify cost, market or other basis)		
None	b. List the name and add in a., above.	lress of the person having p	possession of the records	s of each of the inventories reported		
	DATE OF INVENTORY			ADDRESSES OF CUSTODIAN DRY RECORDS		
		rs, Officers, Directors				
None <b>☑</b>		•		p interest of each member of the		
	NAME AND ADDRESS		NATURE OF INTERES	ST PERCENTAGE OF INTERE	ST	
None				ion, and each stockholder who directly or securities of the corporation.		
	NAME AND ADDRESS		TITLE	NATURE AND PERCENTAC OF STOCK OWNERSHIP	ЭE	
	Melissa D. Richardson 3583 Tegraph Road Elkton, MD 21921		Co-Managing Membe	er 50%		
	Randy D. Richardson 3583 Telegraph Road Elkton, MD 21921		Managing Member	50%		

				9
)	22. Former partners, officers a. If the debtor is a partnership, list e preceding the commencement of this	each member who wit		ship within <b>one year</b> immediately
	NAME	ADDRESS		DATE OF WITHDRAW
	b. If the debtor is a corporation, list a within <b>one year</b> immediately preceding			the corporation terminated
	NAME AND ADDRESS	TITL	E	DATE OF TERMINATION
	23. Withdrawals from a parti	nershin or distrih	utions by a cornor	ration
	If the debtor is a partnership or corporation in any form, bonuses, immediately preceding the commence	oration, list all withdra loans, stock redempt	wals or distributions cre	edited or given to an insider, includir
	NAME & ADDRESS OF RECIPIENT, RELATIONSHIP TO DEBTOR		AND PURPOSE ITHDRAWAL	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERT
	24. Tax Consolidation Group If the debtor is a corporation, list the consolidated group for tax purposes preceding the commencement of the	name and federal tax of which the debtor ha case.	as been a member at ar	ny time within <b>six years</b> immediately
	NAME OF PARENT CORPORATION	N TAX	PAYER IDENTIFICATION	ON NUMBER (EIN)
	25. Pension Funds.			
	If the debtor is not an individual, list t debtor, as an employer, has been res commencement of the case.			
	NAME OF PENSION FUND		TAXPAYER IDEN	ITIFICATION NUMBER (EIN)
	mpleted on behalf of a partnership or corpo	* ·	* * * *	
·UI	прієтей от репан от а раннетупір от согро	rauorij		
	eclare under penalty of perjury that I have re chments thereto and that they are true and o			
te	4/6/2012	Signature	s/ Randy D. Richards	son
			Randy D. Richardson	ı, Managing Member
			Print Name and Title	
in	ndividual signing on behalf of a partnership o	or corporation must indica	te position or relationship to	o debtor.]
	continuation she	·	·	
	3011111111111111111111111111111111			

Form B1, Exhibit C (9/01)

# UNITED STATES BANKRUPTCY COURT District of Maryland

Exhibit "C"

[If, to the best of the debtor's knowledge, the debtor owns or has post that poses or is alleged to pose a threat of imminent and identifiable harm to the safety, attach this Exhibit "C" to the petition.]	
salety, attach this Exhibit O to the petition.	
In re:	Case No.:
Hunter Construction, LLC Debtor(s)	Chapter: 11
Exhibit "C" to Voluntary Petition	
Identify and briefly describe all real or personal property owned by the debtor that, to the best of the debtor's knowledge, poses or is alleged to poimminent and identifiable harm to the public health or safety (attach additional N/A)	ose a threat of
2. With respect to each parcel of real property or item of personal proquestion 1, describe the nature and location of the dangerous condition, wheth or otherwise, that poses or is alleged to pose a threat of imminent and identifiant public health or safety (attach additional sheets if necessary):	er environmental
N/A	

# United States Bankruptcy Court District of Maryland

In re	Hunter Construction, LLC	Case No.	
	Debtor.	Chapter	11

## STATEMENT OF CORPORATE OWNERSHIP

Comes now **Hunter Construction, LLC** (the "Debtor") and pursuant to Fed. R. Bankr. P. 1007(a) and 7007.1 state as follows:

7007.1 State as follows.	
X All corporations that directly or indirectly own are listed below:	10% or more of any class of the corporation's equity interests
Owner	% of Shares Owned
Melissa D. Richardson 3583 Telegraph Road Elkton, MD 21921	50
Randy D. Richardson 3583 Telegraph Road Elkton, MD 21921	50
OR,	
There are no entities to report.	

By/s/ William F. Hickey III

William F. Hickey III Signature of Attorney

Counsel for Hunter Construction, LLC

Bar no.: **27341** 

Address.: LAW OFFICE OF WILLIAM F. HICKEY, LLC

139 W. Main Street Elkton, MD 21921

Telephone No.: **(410) 620-5077** 

Fax No.: (410) 620-5033

E-mail address: wfhickey@hickey-law.com

B10 (Official Form 10)	<sup>) (12/07)</sup> Case 12-16564	Doc 1	Filed 04/06/12	Page 40	of 41
UNITED STATES	BANKRUPTCY COURT			<u> </u>	PROOF OF CLAIM
Name of Debtor:				Case N	umber:
NOTE: This form					ent of the case. A request for payment of an
	administration administration or other entity to whom the debtor of		se may be filed pursuant to 1		
	re notices should be sent:	wes money of	property).	_ a	Check this box to indicate that this claim mends a previously filed claim.
				Court (	Claim Number:
				Filed or	
				T fied of	
Telephone number:	(1 111 ('C 1'C) (C				
Name and address wher	re payment should be sent (if different fron	n above):		has	ck this box if you are aware that anyone else filed a proof of claim relating to your claim. ach copy of statement giving particulars.
Telephone number:					eck this box if you are the debtor rustee in this case.
1. Amount of Claim as	of Date Case Filed:				nount of Claim Entitled to Priority under 1
If all or part of your cla complete item 4.	im is secured, complete item 4 below; how	vever, if all of	your claim is unsecured, do no	ot fall	S.C. §507(a). If any portion of your claims in one of the following categories, check box and state the amount.
Check this box if o	tim is entitled to priority, complete item 5. claim includes interest or other charges in atement of interest or charges.	addition to the	e principal amount of claim.	Specify	the priority of the claim.
2. Basis for Claim:				 □ Dom	nestic support obligations under
(See instruction #2 on re	reverse side.)			11 U	J.S.C. §507(a)(1)(A) or (a)(1)(B).
3. Last four digits of any	number by which creditor identifies d	ebtor:			ges, salaries, or commissions (up to \$10,950*) ed within 180 days before filing of the
3a. Debtor may have sch (See instruction #3	neduled account as:  3a on reverse side.)				cruptcy petition or cessation of the debtor's ness, whichever is earlier – 11 U.S.C. §507
					ributions to an employee benefit
,	nstruction #4 on reverse side.) x if your claim is secured by a lien on prop	erty or a right	of setoff and provide the requ	plan ested	– 11 U.S.C. §507 (a)(5).
information.	, , ,	, ,		∐ Upt	o \$2,425* of deposits toward hase, lease, or rental of property
Nature of property or r. Describe:	ight of setoff: ☐ Real Estate ☐	Motor Vehic	le		ervices for personal, family, or household use - J.S.C. §507 (a)(7).
	Annual Interest Rate				es or penalties owed to governmental units $-1$ C. $\S507(a)(8)$ .
	nd other charges as of time case filed in		ured claim,		er – Specify applicable paragraph
if any: \$	Basis for perfecti	ion:			1 U.S.C. §507 (a)().
Amount of Secured Clai	im: \$ Amou	nt of Unsecu	red: \$		
6 Credits: The amount of	of all payments on this claim has been cred	lited for the nu	urnose of making this proof of	_	Amount entitled to priority
claim.	or an payments on this claim has been cree	nted for the pe	ripose of making this proof of	\$	
	dacted copies of any documents that support, itemized statements or running accounts,			v	
agreements. You may also	o attach a summary. Attach redacted copie	es of documen	ts providing evidence of	*Amou	nts are subject to adjustment on 4/1/10 and every 3
perfection of a security in	terest. You may also attach a summary. (S	see definition (	of "redacted" on reverse side.)		ereafter with respect to cases commenced on or e date of adjustment.
DO NOT SEND ORIGIN SCANNING.	NAL DOCUMENTS. ATTACHED DOC	UMENTS MA	AY BE DESTROYED AFTE	2	
If the documents are not a	available, please explain:				
Date:	<b>Signature:</b> The person filing this claim in creditor or other person authorized to file different from the notice address above. A	this claim and	d state address and telephone n		FOR COURT USE ONLY

#### INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, there may be exceptions to these general rules.

#### Items to be completed in Proof of Claim form

#### Court, Name of Debtor, and Case Number:

Fill in the federal judicial district where the bankruptcy case was filed (for example, Central District of California), the bankruptcy debtor's name, and the bankruptcy case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is located at the top of the notice.

#### Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

#### 1. Amount of Claim as of Date Case Filed:

State the total amount owed to the creditor on the date of the Bankruptcy filing. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

#### 2. Basis for Claim:

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card.

# 3. Last Four Digits of Any Number by Which Creditor Identifies Debtor:

State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.

#### 3a. Debtor May Have Scheduled Account As:

Use this space to report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

#### 4. Secured Claim:

Check the appropriate box and provide the requested information if the claim is fully or partially secured. Skip this section if the claim is entirely unsecured. (See DEFINITIONS, below.) State the type and the value of property that secures the claim, attach copies of lien documentation, and state annual interest rate and the amount past due on the claim as of the date of the bankruptcy filing.

#### 5. Amount of Claim Entitled to Priority Under 11 U.S.C. §507(a).

If any portion of your claim falls in one or more of the listed categories, check the appropriate box(es) and state the amount entitled to priority. (See DEFINITIONS, below.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

#### 6. Credits:

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

#### 7. Documents:

Attach to this proof of claim form redacted copies documenting the existence of the debt and of any lien securing the debt. You may also attach a summary. You must also attach copies of documents that evidence perfection of any security interest. You may also attach a summary. FRBP 3001(c) and (d). Do not send original documents, as attachments may be destroyed after scanning.

#### Date and Signature:

The person filing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2), authorizes courts to establish local rules specifying what constitutes a signature. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. Attach a complete copy of any power of attorney. Criminal penalties apply for making a false statement on a proof of claim.

#### \_DEFINITIONS\_

#### \_INFORMATION\_

#### Debtor

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

#### Creditor

A creditor is the person, corporation, or other entity owed a debt by the debtor on the date of the bankruptcy filing.

#### Claim

A claim is the creditor's right to receive payment on a debt that was owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured.

#### **Proof of Claim**

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with the clerk of the same bankruptcy court in which the bankruptcy case was filed.

#### Secured Claim Under 11 U.S.C. §506(a)

A secured claim is one backed by a lien on property of the debtor. The claim is secured so long as the creditor has the right to be paid from the property prior to other creditors. The amount of the secured claim cannot exceed the value of the property. Any amount owed to the creditor in excess of the value of the property is an unsecured claim. Examples of liens on property include a mortgage on real estate or a security interest in a car.

A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In some states, a court judgment is a lien. A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

#### **Unsecured Claim**

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

#### Claim Entitled to Priority Under 11 U.S.C. §507(a)

Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

#### Redacted

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor should redact and use only the last four digits of any social-security, individual's taxidentification, or financial-account number, all but the initials of a minor's name and only the year of any person's date of birth.

#### **Evidence of Perfection**

Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

#### Acknowledgment of Filing of Claim

To receive acknowledgment of your filing, you may either enclose a stamped self-addressed envelope and a copy of this proof of claim or you may access the court's PACER system (www.pacer.psc.uscourts.gov) for a small fee to view your filed proof of claim.

## Offers to Purchase a Claim

Certain entities are in the business of purchasing claims for an amount less than the fact value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.), and any applicable orders of the bankruptcy court.