

Fill in this information to identify your case:

United States Bankruptcy Court for the:

EASTERN DISTRICT OF MICHIGAN, NORTHERN DIVISION-BAY CITY

Case number (if known) _____ Chapter 11

Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/19

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Bourdow Contracting, L.L.C.

2. All other names debtor used in the last 8 years
Include any assumed names, trade names and *doing business as* names

3. Debtor's federal Employer Identification Number (EIN) 46-1284586

4. Debtor's address	Principal place of business	Mailing address, if different from principal place of business
	<u>7080 Westside Saginaw Road</u> <u>Bay City, MI 48706</u> Number, Street, City, State & ZIP Code	_____ P.O. Box, Number, Street, City, State & ZIP Code
	<u>Bay</u> County	Location of principal assets, if different from principal place of business _____ Number, Street, City, State & ZIP Code

5. Debtor's website (URL) _____

6. Type of debtor

Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

Partnership (excluding LLP)

Other. Specify: _____

7. Describe debtor's business

A. Check one:

- Health Care Business (as defined in 11 U.S.C. § 101(27A))
- Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- Railroad (as defined in 11 U.S.C. § 101(44))
- Stockbroker (as defined in 11 U.S.C. § 101(53A))
- Commodity Broker (as defined in 11 U.S.C. § 101(6))
- Clearing Bank (as defined in 11 U.S.C. § 781(3))
- None of the above

B. Check all that apply

- Tax-exempt entity (as described in 26 U.S.C. §501)
- Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

2379

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- Chapter 7
- Chapter 9

Chapter 11. Check all that apply:

- Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,725,625 (amount subject to adjustment on 4/01/22 and every 3 years after that).
- The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- 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).
- The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11 (Official Form 201A) with this form.
- The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

- No.
- Yes.

If more than 2 cases, attach a separate list.

District _____	When _____	Case number _____
District _____	When _____	Case number _____

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

- No
- Yes.

List all cases. If more than 1, attach a separate list

Debtor _____	Relationship _____
District _____	When _____ Case number, if known _____

11. Why is the case filed in this district?

Check all that apply:

- Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

No

Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.
What is the hazard? _____

It needs to be physically secured or protected from the weather.

It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

Other _____

Where is the property? _____

Number, Street, City, State & ZIP Code

Is the property insured?

No

Yes. Insurance agency _____

Contact name _____

Phone _____

Statistical and administrative information

13. Debtor's estimation of available funds

Check one:

- Funds will be available for distribution to unsecured creditors.
- After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors

- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000 | <input type="checkbox"/> 25,001-50,000 |
| <input type="checkbox"/> 50-99 | <input type="checkbox"/> 5001-10,000 | <input type="checkbox"/> 50,001-100,000 |
| <input type="checkbox"/> 100-199 | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999 | | |

15. Estimated Assets

- | | | |
|---|--|--|
| <input type="checkbox"/> \$0 - \$50,000 | <input type="checkbox"/> \$1,000,001 - \$10 million | <input type="checkbox"/> \$500,000,001 - \$1 billion |
| <input type="checkbox"/> \$50,001 - \$100,000 | <input type="checkbox"/> \$10,000,001 - \$50 million | <input type="checkbox"/> \$1,000,000,001 - \$10 billion |
| <input checked="" type="checkbox"/> \$100,001 - \$500,000 | <input type="checkbox"/> \$50,000,001 - \$100 million | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million | <input type="checkbox"/> \$100,000,001 - \$500 million | <input type="checkbox"/> More than \$50 billion |

16. Estimated liabilities

- | | | |
|--|--|--|
| <input type="checkbox"/> \$0 - \$50,000 | <input checked="" type="checkbox"/> \$1,000,001 - \$10 million | <input type="checkbox"/> \$500,000,001 - \$1 billion |
| <input type="checkbox"/> \$50,001 - \$100,000 | <input type="checkbox"/> \$10,000,001 - \$50 million | <input type="checkbox"/> \$1,000,000,001 - \$10 billion |
| <input type="checkbox"/> \$100,001 - \$500,000 | <input type="checkbox"/> \$50,000,001 - \$100 million | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million | <input type="checkbox"/> \$100,000,001 - \$500 million | <input type="checkbox"/> More than \$50 billion |

Debtor **Bourdow Contracting, L.L.C.**
Name

Case number (if known)

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **April 3, 2019**
MM / DD / YYYY

X /s/ Jason A. Bourdow
Signature of authorized representative of debtor
Title **Managing Member**

Jason A. Bourdow
Printed name

18. Signature of attorney

X /s/ Susan M. Cook
Signature of attorney for debtor

Date **April 3, 2019**
MM / DD / YYYY

Susan M. Cook P31514
Printed name

Warner Norcross & Judd, LLP
Firm name

**715 E. Main Street
Suite 110
Midland, MI 48640-5382**
Number, Street, City, State & ZIP Code

Contact phone **989-698-3759** Email address **smcook@wnj.com**

P31514 MI
Bar number and State

United States Bankruptcy Court
Eastern District of Michigan, Northern Division-Bay City

In re Bourdow Contracting, L.L.C.

Debtor(s)

Case No.
Chapter

11

STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

I, **Jason A. Bourdow**, declare under penalty of perjury that I am the **Managing Member** of **Bourdow Contracting, L.L.C.**, and that the following is a true and correct copy of the resolutions adopted by said limited liability company at a special meeting duly called and held on the 3rd day of April, 2019.

"Whereas, it is in the best interest of this limited liability company to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that **Jason A. Bourdow, Managing Member** of this limited liability company, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the limited liability company; and

Be It Further Resolved, that **Jason A. Bourdow, Managing Member** of this limited liability company is authorized and directed to appear in all bankruptcy proceedings on behalf of the limited liability company, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the limited liability company in connection with such bankruptcy case, and

Be It Further Resolved, that **Jason A. Bourdow, Managing Member** of this limited liability company is authorized and directed to employ **Susan M. Cook P31514**, attorney and the law firm of **Warner Norcross & Judd, LLP** to represent the limited liability company in such bankruptcy case."

Date April 3, 2019

Signed /s/ Jason A. Bourdow
Jason A. Bourdow

Resolution of
Bourdow Contracting, L.L.C.

Whereas, it is in the best interest of this limited liability company to file a voluntary petition in the the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that **Jason A. Bourdow, Managing Member** of this limited liability company, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the limited liability company; and

Be It Further Resolved, that **Jason A. Bourdow, Managing Member** of this limited liability company is authorized and directed to appear in all bankruptcy proceedings on behalf of the limited liability company, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the limited liability company in connection with such bankruptcy case, and

Be It Further Resolved, that **Jason A. Bourdow, Managing Member** of this limited liability company is authorized and directed to employ **Susan M. Cook P31514**, attorney and the law firm of **Warner Norcross & Judd, LLP** to represent the limited liability company in such bankruptcy case.

Date April 3, 2019

Signed /s/ Daniel P. Bourdow
Daniel P. Bourdow

Date April 3, 2019

Signed /s/ Joseph M. Bourdow
Joseph M. Bourdow

**United States Bankruptcy Court
Eastern District of Michigan, Northern Division-Bay City**

In re **Bourdow Contracting, L.L.C.**

Debtor(s)

Case No.

Chapter

11

LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with rule 1007(a)(3) for filing in this Chapter 11 Case

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
Daniel P. Bourdow 6790 Griffore Drive Saginaw, MI 48604	Owner	33.33%	Member
Jason A. Bourdow 3066 Gulfstream Drive Saginaw, MI 48603	Owner	33.33%	Member
Joseph M. Bourdow 1362 Pierce Road Saginaw, MI 48604	Owner	33.33%	Member

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the **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 **April 3, 2019**

Signature **/s/ Jason A. Bourdow**
Jason A. Bourdow

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

**United States Bankruptcy Court
Eastern District of Michigan, Northern Division-Bay City**

In re **Bourdow Contracting, L.L.C.**

Debtor(s)

Case No.
Chapter

11

VERIFICATION OF CREDITOR MATRIX

I, the Managing Member of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date: **April 3, 2019**

/s/ Jason A. Bourdow

Jason A. Bourdow/Managing Member

Signer/Title

BW & US Tax Office
3024 W. Grand Blvd., Ste. 11-500
Detroit, MI 48202

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

Michigan Department of Treasury
Bankruptcy Unit
P.O. Box 30168
Lansing, MI 48909

Michigan Unemployment Agency
P.O. Box 169
Grand Rapids, MI 49501

SBSE/Insolvency Unit
Internal Revenue Service
Box 330500 - Stop 15
Detroit, MI 48232

U.S. Attorney
Attn: Civil Division
101 First Street, Suite 200
Bay City, MI 48708

Attorney General
Law Building
515 Ottawa
Lansing, MI 48913

1st State Bank
4800 Fashion Square Blvd.
Suite #100
Saginaw, MI 48604

ABC Workers Comp. Fund
1690 Watertower Place, #500
East Lansing, MI 48823

Bell Landscaping
5247 N. Westervelt Road
Saginaw, MI 48604

Billy's Contracting
6950 N. Michigan
Saginaw, MI 48604

Bourdow Leasing, LLC
7080 West Side Saginaw Road
Bay City, MI 48706

Bourdow Properties, LLC
7080 West Side Saginaw Road
Bay City, MI 48706

Capital One
P.O. Box 6492
Carol Stream, IL 60197-6492

Caravan Facilities Management, LLC
1400 Weiss Street
Saginaw, MI 48602

Charter Communications
P.O. Box 3019
Milwaukee, WI 53201-3019

City of Bay City
Treasurer's Office
301 Washington Avenue
Bay City, MI 48708

Consumers Energy
2400 Weiss Street
Saginaw, MI 48602

Consumers Energy
P.O. Box 740309
Cincinnati, OH 45274-0309

Daniel P. Bourdow
6790 Griffore Drive
Saginaw, MI 48604

I-75 Kochville Property LLC
7080 West Side Saginaw Road
Bay City, MI 48706

Jason A. Bourdow
3066 Gulfstream Drive
Saginaw, MI 48603

Jessica Schuhrke
Sullivan, Ward, Asher & Patton, PC
25800 Northwestern Highway
Suite 1000
Southfield, MI 48075

Joseph M. Bourdow
1362 Pierce Road
Saginaw, MI 48604

Saginaw Welding Supply
5350 Davis Road
Saginaw, MI 48604

The Fringe Benefit Group
11910 Anderson Mill Road
Austin, TX 78726

Trustees of Operating Engineers
Local 324 Pension Fund
500 Hulet Drive
Bloomfield Hills, MI 48302