

**UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF MICHIGAN**

IN RE:

BARIA AND SONS, LLC.

Debtor

CHAPTER 11
CASE NO. 17-00970-jwb
HON. JAMES W. BOYD

**DEBTOR'S
MOTION FOR AUTHORITY TO
USE CASH COLLATERAL OUTSIDE OF THE ORDINARY COURSE OF BUSINESS**

The above-captioned debtor (the “Debtor”) files this motion For Authority to Use Cash Collateral Outside the Ordinary Course of Business (the “Motion”) pursuant to 11 U.S.C. § 363, Fed. R. Bankr. P. 4001 and 9014, and W.D. Mich. Local Bankruptcy Rule (“LBR”) 4001-2, for entry of an Order authorizing use of cash collateral without providing additional adequate protection to the Debtor’s pre-petition secured lenders. In support of the Motion, Debtor respectfully states as follows:

JURISDICTION

1. On March 6, 2017, (the “Petition Date”), Debtor filed its voluntary petition for relief under Chapter 11 of Title 11 of the United States Code, as amended (the “Bankruptcy Code”). The Debtor continues to manage and operate its business as debtor-in-possession pursuant to Sections 1107 and 1108 of the Bankruptcy Code.
2. No Trustee or Examiner has been appointed in the Debtor’s Chapter 11 case and no Committees have been appointed designated.

3. The Court has jurisdiction to consider this matter pursuant to 28 USC §§157 and 1334. Venue is proper for this Court pursuant to 28 USC §§1408 and 1409. This is a core proceeding pursuant to 28 USC §157(b)(2).
4. The statutory predicate for the relief requested in this Motion is Sections 363(b) of the Bankruptcy Code.

BACKGROUND

A. General Background.

5. The Debtor operates a convenience and liquor store in Spring Lake, Michigan, serving a diverse clientele. Debtor sells a wide variety of liquor, from economy brands to relatively high end brands. Debtor also has a large and carefully selected variety of craft beers for sale, including mix and match six packs. Debtor sells various packaged grocery items, sodas, energy drinks, water and brewed coffee. Debtor's customers range from those passing through to locals who live in high end lake homes to economy housing.
6. Prior to filing, Debtor entered into two loan agreements with The Bank of Holland, now known as Chemical Bank, which were supported by mortgages against the real estate, owned by debtor, and a security interest in all assets (hereinafter "Bank"). Prior to filing, the debtor took a number of ill advised loans at interest rates as high as 52% per year from LQD Business Finance, LLC ("LQD"), who purportedly took a security interest in all assets, but may not have properly perfected its interest.
7. LQD operated in a systematic way designed to extend credit well beyond the Debtor's ability to pay in a concerted effort to take Debtor's assets for LQD's own purposes, as described more fully in Mr. Baria's Solemn Declaration in Support of Bankruptcy Filing (DN 8).

8. LQD's online records are incomprehensible, and the loan documents reflect double payment of certain notes, and a nearly impossible to decipher web of loans paying off other loans, a total unclarity regarding distribution or use of loan proceeds, and payments on a daily or weekly basis that add up to approximately \$4,000 per week, and only paid the interest. In fact, Baria And Sons, LLC paid over \$150,000 in interest during 2016.
9. LQD made the loan(s), and the promissory notes each included security agreements. However, the UCC-1 financing statement reflects LQD Loan One as the secured party. Further, LQD has never controlled or possessed either Debtor's bank accounts or cash, with the exception of the approximately \$40,000.00 that either Danny Souri or LQD converted during the period of February 21, 2017 through March 4, 2017, as described in Mr. Baria's affidavit, and more fully set forth in the Adversary Proceeding Complaint.
10. On the date of filing, Debtor's bank accounts were at Chase Bank, and had been at Chase Bank for approximately two years. Debtor also had a bank account with Bank into which Debtor deposited funds to pay its mortgage payments to Bank. Debtor has opened its Debtor in Possession accounts with Bank.
11. Debtor does not now maintain, nor has it ever, maintained a deposit account with LQD. LQD has no perfected security interest in cash collateral, and therefore does not hold an "interest in cash collateral". *See In re Shree Meldikrupa, Inc.*, 2016 Bankr. LEXIS 159 (Bankr. S.D. Ga. Jan. 15, 2016).
12. Debtor has the following relationships with Bank, which is governed by, among other things certain loan documents that were attached to previous motions (DNs 9, 37) as **Exhibit A** but are not attached hereto:

- A. Debtor maintains a deposit account with Bank, and has opened its DIP accounts at Bank.
- B. Debtor entered into various Notes and or renewals of Notes with Bank, and the relationship is currently governed by:
1. September 3, 2014 Promissory Note with a face amount \$315,000.00, Maturity Date of approximately September 1, 2019; fixed interest of 4.730% on a 360 day year, with payments of \$3,309.17 per month.
 2. September 3, 2014 Promissory Note with a face amount of \$185,000.00, Maturity Date of approximately September 1, 2019, fixed interest of 4.730% on a 360 day year, with payments of \$1,200.10 per month.
 3. A Business Loan Agreement and Commercial Security Agreement both dated September 3, 2014, which govern the terms of the relationship and grant Bank a security interest in all assets, including a mortgage on the real property.
 4. Debtor currently believes that Bank has a properly perfected security interest in all of its assets, including Debtor's liquor license, except for liquor inventory.
 5. Bank is overly secured. Debtor's real property is worth an estimated \$650,000.00 based on Debtor's depreciation schedules; though at the section 341 meeting of creditors, Bank indicated that its appraisal from 2014 stated a value of \$232,000.00 for the real estate. its liquor license is estimated to be worth \$100,000.00, and its non-liquor inventory is worth approximately \$95,000.00. Debtor believes that the current combined balance on the two notes to Chemical Bank is approximately \$450,000.00.

6. Debtor does not propose additional adequate protection for Bank, but presently the Bank is adequately protected under an earlier Order of this Court (DN 42) as follows:

- a. Debtor continues making its regularly scheduled mortgage payments to Bank in the amounts of \$3,309.17 and \$1,200.10 each month on or before the 15th day of each month, beginning with March, 2017.
- b. Debtor maintains all deposit accounts at Bank. Debtor has opened its Debtor in Possession Bank accounts at Chemical Bank.

13. Debtor includes LQD in this motion out of an abundance of caution, as LQD does not hold a perfected security interest in Debtor's deposit accounts or any cash collateral, and either LQD, its agent, or one with its apparent authority, converted or embezzled approximately \$40,000.00 of Debtor's revenue between February 21, 2017 and March 4, 2017. The loan documents related to LQD were attached to previous Motions (DNs 9, 37) as **Exhibit B** and are not attached hereto.

- a. Debtor proposes no payments or adequate protection of any kind for LQD.
- b. Debtor is filing an adversary proceeding against LQD seeking damages, avoidance of certain transfers, and a determination of LQD's claim, among other things. Until the adversary proceeding is resolved, LQD should receive nothing.

ADEQUATE PROTECTION

14. Bank is adequately protected by the Order (DN 42), and all provisions of that Order shall continue to govern Bank's security interests, and rights to payment.

15. Debtor seeks to use a portion of its revenue as necessary to pay for specific expenses outside of the ordinary course of business, and therefore, this Motion seeks expanded

authority to use cash Collateral. However, the request is for a modest amount and does not impact Bank's status as being adequately protected in any meaningful way.

RELIEF REQUESTED

16. By this Motion, Debtor is requesting entry of an Order authorizing the use of Cash Collateral for a single discrete expense, namely paying the license and application fee for a delivery permit, as described in the following paragraph, and regular use of cash collateral for purchasing a new line of inventory, as described in paragraph 18 below. A proposed Cash Collateral Order attached to this Motion as **Exhibit A**.
17. The State of Michigan recently began permitting liquor delivery services in such a way that Debtor can file an application with the Liquor Control Commission and receive authorization to deliver beer, wine and liquor to its customers in their location. A substantial portion of Debtor's business during the summer is catering to the many boaters and beach goers that travel past the store on the way to the various marinas, beaches and other tourist locations throughout the Grand Haven, Spring Lake, Ferrysberg area. Many of the people who have boats docked in the five marinas near Debtor's store reach their or their friends' boats by routs that do not take them past Debtor's store. Debtor has a strong relationship with the owners or managers of the five nearby marinas, and based on those relationships and Debtor's larger selection of beer, wine and liquor when compared to other similar stores in the area, Debtor believes it can substantially increase sales by delivering alcohol to marinas and homes around throughout the area. Debtor intends to advertise on social media and by distributing brochures to boat owners

and the marina operators. The cost of the license and application is \$1,170.00, and printing the brochures should cost less than \$500.00.

18. Debtor also believes that adding premium cigars to its product offerings will increase sales and therefore profit. Debtor presently owns a three-door humidor, which is ideal for displaying premium cigars. Many customers have asked about cigar sales, and there is no other seller of premium cigars in the area, except in downtown Grand Haven. There is also demand for delivery of the cigars to the marinas. Debtor estimates, based on a review of its expected cigar distributor's pricing, that its initial outlay for inventory will be \$3,000.00, and that replenishing the inventory will cost roughly \$1,000.00 based on sales, with the expectation that approximately 1/3 of Debtor's expected inventory will be sold each month. During the summer months, it is expected that sales will be elevated, and during the winter months, sales will be decreased. Debtor is used to this ebb and flow, and will adjust its inventory accordingly.
19. Debtor will be able to pay for the cost of the application and license, advertising cost, and cigar inventory out of post petition sales, which have been strong. Further, the normal business cycle for Debtor is moving according to plan. The busy time of the year is beginning now, and sales will continue to increase on a weekly basis. Attached as **Exhibit B** is Debtor's initial Monthly Report, and hand-written cash flow reports for April 1, 2017 through April 15, 2017. As reflected by **Exhibit B**, the Debtor's sales have continued in their growth. Debtor expects the trend to continue through August, and taper off beginning in September.

NOTICE

Debtor has caused a copy of its original Motion to be served on: (i) the Office of the United States Trustee for the Western District of Michigan; (ii) Chemical Bank; (iii) LQD and iv. the Matrix. Debtor is seeking approval on Notice with Opportunity to Object, therefore, in accordance with the attached Notice with Opportunity to Object, all parties in interest wishing to be heard on this issue must file an Objection to the motion within 21 days, or the Court may grant the relief sought without further notice or hearing. In light of the nature of the relief requested, the Debtor submits that no other or further notice is required.

NO PRIOR REQUEST

While use of cash collateral is approved on an interim basis, no prior Motion for the specific relief requested in this Motion has been made to this or any other Court.

EXHIBIT LIST IN SUPPORT OF MOTION

Exhibit A – Proposed Order

Exhibit B – United States Trustee’s Monthly Report for March 2017 and Cash Flow reports for April 1, 2017 through April 15, 2017.

WHEREFORE, Debtor requests that this Court enter an Order in substantially the form of the proposed Order attached hereto as **Exhibit A**, permitting Debtor to use cash collateral for the purposes of procuring a beer, wine and spirits delivery license with a cost not to exceed \$1,170.00, publish the service to potential customers via print and social media with a cost not to exceed \$500.00, and authorize the Debtor to add premium cigars to its inventory at a cost not to exceed \$3,000.00, and use cash collateral for the purpose of paying the cost outlay for the initial procurement of cigars; Debtor asserts that once the inventory of premium cigars is established and sales commence, the monthly procurement of additional cigar inventory will be in the

ordinary course of business and not require an Order, aside from the more general Order (as may be extended from time to time) permitting the use of cash collateral and granting adequate protection.

Respectfully submitted,

OPPENHUIZEN LAW FIRM, PLC
Proposed Co-Counsel for Debtor

Date: April 25, 2017

By: /s/ James R. Oppenhuizen
James R. Oppenhuizen (P68715)
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Grand Rapids, MI 49523
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joppenhuizen@oppenhuizenlaw.com

TRANSMITTAL OF FINANCIAL REPORTS AND
CERTIFICATION OF COMPLIANCE WITH
UNITED STATES TRUSTEE OPERATING REQUIREMENTS FOR
THE PERIOD ENDED:

3/31/17

IN RE:

CASE NO.: 17-000970-jwb
Chapter 11
Judge: Hon. Tamas W. Boyd

Baria and Sons, LLC
Debtor

As debtor in possession, I affirm:

1. That I have reviewed the financial statements attached hereto, consisting of:

<input checked="" type="checkbox"/>	Operating Statement	(Form 2)
<input checked="" type="checkbox"/>	Balance Sheet	(Form 3)
<input checked="" type="checkbox"/>	Summary of Operations	(Form 4)
<input checked="" type="checkbox"/>	Monthly Cash Statement	(Form 5)
<input checked="" type="checkbox"/>	Statement of Compensation	(Form 6)
<input checked="" type="checkbox"/>	Schedule of In-Force Insurance	(Form 7)

and that they have been prepared in accordance with normal and customary accounting practices, and fairly and accurately reflect the debtor's financial activity for the period stated;

2. That the insurance, including workers' compensation and unemployment insurance, as described in Section 4 of the Reporting Requirements For Chapter 11 Cases is in effect; and, (If not, attach a written explanation) Yes No
3. That all post petition taxes as described in Sections 1 and 14 of the Operating Instructions and Reporting Requirements For Chapter 11 cases are current. (If not, attach a written explanation) Yes No
4. No professional fees (attorney, accountant, etc.) have been paid without specific court authorization. (If not, attach a written explanation) Yes No
5. All United States Trustee Quarterly fees have been paid and are current. Yes No
6. Have you filed your prepetition tax returns. (If not, attach a written explanation) Yes No

I hereby certify, under penalty of perjury, that the information provided above and in the attached documents is true and correct to the best of my information and belief.

Dated: 4/21/17

Debtor In Possession

Manager
Title

(616) 846-0088
Phone

Baria and Sons, LLC**21-Apr-17****CASE # 17-000970-jwb****11:24 AM**

INCOME STATEMENT	Current Month	Total Since Filing
Total Revenues/Sales	96,748	96,748
Cost of Sales	76,221	76,221
Gross Profit	20,527	20,527
Expenses		
Officer Compensation	0	0
Salary Expenses - Employees	1,750	1,750
Employee Benefits & Pensions		0
Payroll Taxes	221	221
Insurance	2,455	2,455
Store Supplies	107	107
Advertising & Promotion		0
Rent and Lease Expense		0
Outside Services - Inventory	175	175
Automobile and Truck Expense		0
Telephone & Utilities	441	441
Licenses & Taxes	520	520
Repairs & Maintenance	687	687
Interest Expense	1,870	1,870
Travel & Entertainment		0
Bank Charges	880	880
Supplies, Office Expense	266	266
Amortization	709	709
Depreciation	1,469	1,469
Other (Specify)		0
Total Expenses	11,550	11,550
Net Operating Profit/(Loss)	8,977	8,977
Non-Operating Expenses		0
Non-Operating Revenues	16	16
Net Income/(Loss)	8,993	8,993

FORM 2

Baria and Sons, LLC

21-Apr-17

CASE # 17-000970-jwb

11:24 AM

BALANCE SHEET	Current Month		Prior Month		At Filing 3/6/2017
ASSETS					
Cash	50,275		28,237		28,237
Inventory	96,457		104,394		104,394
Account Receivable	0		0		0
Insider Receivable	290,884		290,884		290,884
Land and Buildings	511,051		511,051		511,051
Furniture, Fixtures, Equipment	158,439		158,439		158,439
Accumulated Depreciation	(249,764)		(248,296)		(248,296)
Intangible Assets	120,940		120,940		120,940
Accumulated Amortization	(64,614)		(63,904)		(63,904)
Security Deposits	4,230		4,230		4,230
Other	1,120		1,120		1,120
TOTAL ASSETS	919,018	0	907,095	0	907,095
LIABILITIES					
Postpetition Liabilities					
Accounts Payable	0		0		0
Rent and Lease Payable	0		0		0
Wages and Salaries	0		0		0
Taxes Payable	5,512		0		0
Other	0		0		0
Total Postpetition Liabilities	5,512	0	0	0	0
Prepetition Liabilities					
Secured Liabilities	460,571		461,982		461,982
Taxes & Priority Liabilities	200,671		200,671		200,671
Unsecured Liabilities	402,932		402,931		402,931
Other			0		0
Total Prepetition Liabilities	1,064,174	0	1,065,584	0	1,065,584
TOTAL LIABILITIES	1,069,686	0	1,065,584	0	1,065,584
EQUITY					
Owner's Capital			0		0
Retained Earnings - Pre	(158,489)		(158,489)		(158,489)
Retained Earnings - Post	7,821				0
TOTAL EQUITY	(150,668)	0	(158,489)	0	(158,489)
TOTAL LIABILITIES & EQUITY	919,018	0	907,095	0	907,095

SUMMARY OF OPERATIONS
Period Ended: March 31, 2017

Case No: 17-000970-jwb

Schedule of Postpetition Taxes Payable

	<u>Beginning Balance</u>	<u>Accrued/ Withheld</u>	<u>Payments/ Deposits</u>	<u>Ending Balance</u>
Income Taxes Withheld:				
Federal:	0.00	390.00	0.00	390.00
State:	0.00	102.70	0.00	102.70
Local:	0.00	0.00	0.00	0.00
FICA Withheld:	0.00	133.93	0.00	133.93
Employers FICA:	0.00	133.88	0.00	133.88
Unemployment Tax:				
Federal:	0.00	10.50	0.00	10.50
State:	0.00	76.30	0.00	76.30
Sales, Use & Excise Taxes:	0.00	4,664.60	0.00	4,664.60
Property Taxes:	0.00	0.00	0.00	0.00
Workers' Compensation	0.00	0.00	0.00	0.00
Other:	0.00	0.00	0.00	0.00
TOTALS:	<u>0.00</u>	<u>5,511.91</u>	<u>0.00</u>	<u>5,511.91</u>

**AGING OF ACCOUNTS RECEIVABLE
AND POSTPETITION ACCOUNTS PAYABLE**

Age in Days	0-30	30-60	Over 60
Post Petition Accounts Payable	<u>0</u>	<u>0</u>	<u>0</u>
Accounts Receivable	<u>0</u>	<u>0</u>	<u>0</u>

For all postpetition accounts payable over 30 days old, please attached a sheet listing each such account, to whom the account is owed, the date the account was opened, and the reason for non-payment of the account.

Describe events or factors occurring during this reporting period materially affecting operations and formulation of a Plan of Reorganization:

MONTHLY CASH STATEMENT
 Period Ending: March 31, 2017

Cash Activity Analysis (Cash Basis Only):

Case No: 17-000970-jwb

	<u>Chase General Acct.</u>	<u>Chemical General Acct.</u>	<u>Payroll Acct.</u>	<u>Tax Acct.</u>	<u>Cash Coll. Acct.</u>	<u>Total</u>
A. Beginning Balance	(12,772.22)	37.67	0.00	0.00	40,972.00	28,237.45
B. Receipts (Attach separate schedule)	0.00	0.00	0.00	0.00	106,711.08	106,711.08
C. Transfers In (from other accounts)	44,458.34	7,352.84		100.00		51,911.18
D. Balance Available (A + B + C)	31,686.12	7,390.51	0.00	100.00	147,683.08	186,859.71
E. Less Disbursements (Attach separate schedule)	36,540.53	15,295.47			32,837.47	84,673.47
F. Transfers Out (to other accounts)					51,911.18	51,911.18
G. ENDING BALANCE (D - E - F)	(4,854.41)	(7,904.96)	0.00	100.00	62,934.43	50,275.06

(PLEASE ATTACH COPIES OF MOST RECENT RECONCILED BANK STATEMENTS FROM EACH ACCOUNT)

General Account:

1. Depository Name & Location Chase Bank, Spring Lake, MI Chemical Bank, Spring Lake, MI
2. Account Number 813152167 & 881750512 6150862 & ****5457

Payroll Account:

1. Depository Name & Location n/a
2. Account Number n/a

Tax Account:

1. Depository Name & Location Chemical Bank, Spring Lake, MI
2. Account Number ****5523

Other monies on hand (specify type and location) i.e., CD's, bonds, etc.):

Date: 4/21/17

 Debtor in Possession

*

BARIA AND SONS, LLC
General Ledger - Separate Debits and Credits

March 1, 2017 - March 31, 2017

Date	Reference	Journal Description	Beginning Balance	Debit	Credit	Period End Balance
100	Cash In Bank - Chase Bank (2167)		(13,168.48)			
03/10/17	1398				25.00	
03/13/17	1444	WILLIAM PIZUNSKI			596.71	
03/31/17	1430				2,621.90	
03/31/17	1431				2,203.99	
03/31/17	1432				360.10	
03/31/17	1433				163.70	
03/31/17	1434				265.74	
03/31/17	1435				219.72	
03/31/17	1436				188.80	
03/31/17	1438				6,005.73	
03/31/17	1439				317.45	
03/31/17	1440				74.34	
03/31/17	1441				1,632.37	
03/31/17	1442				238.40	
03/31/17	1443	INSURANCE - LIABILITY			1,285.61	
03/31/17	1445				189.30	
03/31/17	1446				5,042.44	
03/31/17	1447				450.57	
03/31/17	1448				300.00	
03/31/17	1449				256.71	
03/31/17	BSE				12,930.74	
03/31/17	JE	Bank Deposits		43,847.84		
		Totals for 100		<u>43,847.84</u>	<u>35,369.32</u>	<u>(4,689.96)</u>
101	Cash In Bank - Chemical Bank (5457)		0.00			
03/31/17	1001				228.95	
03/31/17	1002				3,396.36	
03/31/17	1003				5,570.03	
03/31/17	1004				329.52	
03/31/17	1005				114.01	
03/31/17	1006				3,800.00	
03/31/17	1007				496.82	
03/31/17	1008	WILLIAM PIZUNSKI			526.70	
03/31/17	BSE				795.41	
03/31/17	JE	Bank Deposits		7,352.84		
		Totals for 101		<u>7,352.84</u>	<u>15,257.80</u>	<u>(7,904.96)</u>
102	Cash In Bank - Chase Bank (0512)		396.26			
03/31/17	BSE				1,171.21	
03/31/17	JE	Bank Deposits		610.50		
		Totals for 102		<u>610.50</u>	<u>1,171.21</u>	<u>(164.45)</u>
103	Cash In Bank - Chemical Bank (5523)		0.00			
03/31/17	JE	Bank Deposits		100.00		
		Totals for 103		<u>100.00</u>	<u>0.00</u>	<u>100.00</u>
104	Cash In Bank - Chemical Bank		37.67			
03/31/17	BSE				37.67	
		Totals for 104		<u>0.00</u>	<u>37.67</u>	<u>0.00</u>
109	Cash In Transit		40,971.94			
02/28/17	JE	PINNACLE PROPANE		62.50		
03/01/17	JE	PHILIP MORRIS		610.50		
03/03/17	JE	MARS CHOCOLATE		30.00		
03/06/17	JE	RJ REYNOLDS		159.60		
03/07/17	JE	SERVICE FEE REVERSAL		102.00		

BARIA AND SONS, LLC
General Ledger - Separate Debits and Credits

March 1, 2017 - March 31, 2017

Date	Reference	Journal	Description	Beginning Balance	Debit	Credit	Period End Balance
03/08/17	JE		US SMOKELESS TOCACCO		0.50		
03/20/17	JE		RJ REYNOLDS		159.60		
03/31/17	BSE				1,200.00		
03/31/17	BSE				1,500.00		
03/31/17	BSE				918.27		
03/31/17	BSE				503.00		
03/31/17	BSE				37.67		
03/31/17	CPO					32,837.47	
03/31/17	JE		Sales Tax		4,680.20		
03/31/17	JE		Bank Deposits			51,911.18	
03/31/17	JE		Monthly Sales		96,747.24		
			Totals for 109		<u>106,711.08</u>	<u>84,748.65</u>	<u>62,934.37</u>
			Report Total				<u>50,275.00</u>

Net Profit/(Loss)

Distribution count = 52

Liquor	Beer/Wine	Groc	Tobacco	Repair/maint	Others
9280	-3721.10	-670.43	-119.62	508 385	106.78
102.00	713.00	-1698.26	-37.10	509	175 - ^{Inventory} _{Partial}
163.70	629.39	-3.15	55.00		*Balance
233.21	172.16	-122.58	201.11		
838.53	395.64	-107.52	116.04		
854.65	382.33	-78.04	158.41		
1666.92	198.80	-			
1122.51					
1422.02	<u>6212.42</u>	<u>2612.04</u>	<u>687.28</u>		
233.80					
1668.06A				578	
379.00A	130	131			
1760.15					
689.55					
1872.10					
1771.67					
650.55					
7071.38					
405.75					
32.90					
<u>23,043.95</u>					

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Chase **BARIA AND SONS, LLC**
Bank Account Reconciliation Worksheet

General

Cash in Bank

March 1, 2017 - March 31, 2017

Reference	Date	GL Account	Description	Amount
Reconciled Bank Information				
			Ending Bank Balance	123.82
Open Deposits & Additions				
			Total	<u>0.00</u>
Open Checks & Payments				
1401	02/28/17	132		775.63
1419	02/28/17	132		2,585.71
1422	02/28/17	130		166.83
1443	03/31/17	507	INSURANCE - LIABILITY	1,285.61
1450	03/31/17	109 104	CHEMICAL BANK - <u>Voided</u>	<u>0.00</u> 3,800.00
			Total	<u>4,813.78</u> 8,613.78
Reconciled Bank Balance				<u>(4,689.96)</u> (8,489.96)

Bank Account Reconciliation Summary

Bank Statement Information

Beginning Bank Balance	(1,668.34)
+ Cleared Deposits & Additions	43,847.84
- Cleared Checks & Payments	<u>42,055.68</u>
Ending Bank Balance	123.82

Reconciled Bank Information

+ Open Deposits & Additions	0.00
- Open Checks & Payments	<u>4,813.78</u> 8,613.78
Reconciled Bank Balance	<u>(4,689.96)</u> (8,489.96)

General Ledger Information

Unadjusted General Ledger Balance	(4,689.96) (8,489.96)
+/- Total Adjustments	0.00
Adjusted General Ledger Balance	<u>(4,689.96)</u> (8,489.96)

Unreconciled Amount

0.00

Cleared Deposits & Additions count = 0
 Cleared Checks & Payments count = 0
 Open Deposits & Additions count = 0
 Open Checks & Payments count = 5
 General Ledger Adjustment count = 0



JPMorgan Chase Bank, N.A.
 P O Box 659754
 San Antonio, TX 78265 - 9754

March 01, 2017 through March 31, 2017
 Account Number: **000000813152167**

CUSTOMER SERVICE INFORMATION

Web site: **www.Chase.com**
 Service Center: **1-877-425-8100**
 Deaf and Hard of Hearing: **1-800-242-7383**
 Para Espanol: **1-888-622-4273**
 International Calls: **1-713-262-1679**

00022490 DRE 021 210 09517 NNNNNNNNNNN 1 000000000 D5 0000
BARIA AND SONS, LLC
 14785 CLEVELAND ST
 SPRING LAKE MI 49456-9011



00224900301000000023

100

CHECKING SUMMARY

Chase Performance Business Checking

	INSTANCES	AMOUNT
Beginning Balance		-\$778.54
Deposits and Additions	26 <u>43,847.84</u>	<u>48,708.14</u>
Checks Paid	30	-30,470.73
ATM & Debit Card Withdrawals	8	-7,434.42
Electronic Withdrawals	25	-3,078.05
Other Withdrawals	4 <u>2,418.27</u>	<u>-4,587.58</u>
Fees	1 <u>0</u>	<u>-2,230.00</u>
Ending Balance	94	\$123.82

12,930.74 ← BSE

DEPOSITS AND ADDITIONS

DATE	DESCRIPTION	AMOUNT
03/01	Deposit 1658922966	<u>\$3,100.00</u> (See Feb's Dep for 3/1)
03/06	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	<u>1,675.30</u> (+ +)
03/07	Service Fee Reversal	<u>(102.00)</u> 109 (521)
03/09	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	4,704.80
03/10	Deposit 1661712938	159.60
03/10	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	879.15
03/13	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	3,239.11
03/13	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	2,605.49
03/13	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	119.81
03/14	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	3,946.10
03/15	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	1,323.84
03/16	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	1,656.63
03/17	ATM Cash Deposit 03/17 101 W Savidge St Spring Lake MI Card 9224	1,700.00
03/17	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	1,721.79
03/20	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	3,690.85
03/20	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	3,517.98
03/20	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	28.65
03/21	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	1,262.49
03/22	Deposit 1683878033	682.54
03/22	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	1,242.34
03/23	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	1,307.97

JE

FORM 5



March 01, 2017 through March 31, 2017
 Account Number: 000000813152167

DEPOSITS AND ADDITIONS (continued)

DATE	DESCRIPTION	AMOUNT
03/24	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	1,627.20
03/27	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	4,138.22
03/27	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	3,731.25
03/27	Central Payment Pmt Proc 84870019955010 CCD ID: 9470259043	300.43
03/29	Deposit 1661832868	159.60
Total Deposits and Additions		\$48,703.14

CHECKS PAID

CHECK NO.	DESCRIPTION	DATE PAID	AMOUNT
1398 ^		03/10	\$186.32 ✓
1398 * ^		03/10	25.00 ✓
1405 * ^		03/01	361.32 ✓
1406 ^		03/09	361.32 ✓
1407 ^		03/13	361.32 ✓
1408 ^		03/20	361.32 ✓
1421 * ^		03/01	984.47 ✓
1425 * ^		03/09	1,668.06 ✓
1426 ^		03/15	3,635.55 ✓
1427 ^		03/14	686.94 ✓
1428 ^		03/13	483.69 ✓
1429 ^		03/17	227.45 ✓
1430 ^		03/13	2,621.90
1431 ^		03/17	2,203.99
1432 ^		03/15	360.10
1433 ^		03/17	163.70
1434 ^		03/17	265.74
1435 ^		03/17	219.72
1436 ^		03/21	188.80
1438 * ^		03/21	6,005.73
1439 ^		03/20	317.45
1440 ^		03/24	74.34
1441 ^		03/24	1,632.37
1442 ^		03/23	238.40
1444 * ^	03/23	03/23	596.71 ✓
1445 ^		03/27	189.30
1446 ^		03/28	5,042.44
1447 ^		03/28	450.57
1448 ^	03/24	03/24	300.00
1449 ^		03/30	256.71
Total Checks Paid			\$30,470.73

If you see a description in the Checks Paid section, it means that we received only electronic information about the check, not the original or an image of the check. As a result, we're not able to return the check to you or show you an image.

* All of your recent checks may not be on this statement, either because they haven't cleared yet or they were listed on one of your previous statements.

^ An image of this check may be available for you to view on Chase.com.

FORM 5



March 01, 2017 through March 31, 2017
 Account Number: 000000813152167

ATM & DEBIT CARD WITHDRAWALS

DATE	DESCRIPTION	AMOUNT
03/13	Card Purchase With Pin 03/11 Wal Sam's Club 821 Muskegon MI Card 9224	131 \$1,032.06
03/13	Card Purchase 03/13 Charter Comm 888-438-2427 MO Card 9224	523 138.06
03/16	Card Purchase With Pin 03/16 Sams Club #6562 Muskegon MI Card 9224	131 803.86
03/20	Card Purchase With Pin 03/20 Wal Sam's Club 841 Muskegon MI Card 9224	↓ 962.74
03/23	Card Purchase With Pin 03/23 Sams Club #6562 Muskegon MI Card 9224	↓ 752.13
03/23	ATM Withdrawal 03/23 101 W Savidge St Spring Lake MI Card 9224	109 1,200.00
03/24	Card Purchase With Pin 03/24 Sams Club #6562 Muskegon MI Card 9224	131 1,400.16
03/28	Card Purchase With Pin 03/28 Wal Sam's Club 942 Muskegon MI Card 9224	↓ 1,145.41
Total ATM & Debit Card Withdrawals		\$7,434.42



102249003020000006

ATM & DEBIT CARD SUMMARY

Gurinder Singh Baria Card 9224

Total ATM Withdrawals & Debits	\$1,200.00
Total Card Purchases	\$6,234.42
Total Card Deposits & Credits	\$1,700.00

ATM & Debit Card Totals

Total ATM Withdrawals & Debits	\$1,200.00
Total Card Purchases	\$6,234.42
Total Card Deposits & Credits	\$1,700.00

ELECTRONIC WITHDRAWALS

BSE (all 521 except)

DATE	DESCRIPTION	AMOUNT
03/10	Att Retry Pymt PPD ID: 9864031004	575 \$237.59
03/10	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	93.74
03/10	Central Payment Retry Pymt 84870019955010 CCD ID: 9470259043	32.45
03/13	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	24.69
03/14	Blue Rhino Webpay PPD ID: 9209000001	130 468.00
03/14	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	61.85
03/14	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	51.73
03/14	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	2.37
03/15	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	79.43
03/16	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	22.83
03/17	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	33.99
* 03/20	Michigan Workers Accident F Miwafi000034395 CCD ID: E383207001 Fund "	507 1,169.00
03/20	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	34.55
03/21	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	77.18
03/21	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	70.09
03/21	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	0.64
03/22	Att Payment PPD ID: 9864031004	575 203.17
03/22	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	25.30
03/23	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	26.12
03/24	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	29.28
03/27	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	31.43
03/28	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	84.87

FORM 5



March 01, 2017 through March 31, 2017
 Account Number: 00000813152167

ELECTRONIC WITHDRAWALS (continued)

DATE	DESCRIPTION	AMOUNT
03/28	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	5.24
03/28	Central Payment DI Fee SEP 84870019955010 CCD ID: 9470259043	4.51
03/29	Blue Rhino Webpay 000000808511535 Web ID: 9208000001	208.00
Total Electronic Withdrawals		\$3,078.05

OTHER WITHDRAWALS

DATE	DESCRIPTION	AMOUNT
03/01	Imperial Beverag Fintecheft 27-0573714 CCD ID: 38-1994427 (see Feb 855 for 2/16)	\$1,894.50
03/01	ADT Security Ser Adtpapach 3612164 Tel ID: 8881323080	274.81
03/17	03/17 Withdrawal	1,500.00
03/21	03/21 Withdrawal	918.27
Total Other Withdrawals		\$4,587.58

FEES

DATE	DESCRIPTION	AMOUNT
03/03	Service Charges For The Month of February (see Feb 855 for 2/16)	\$2,230.00
Total Fees		\$2,230.00

You were charged a monthly service fee of \$20.00 this period. You can avoid this fee in the future by maintaining a relationship balance (combined business deposits) of \$50,000.00. Your relationship balance was \$791.00.

DAILY ENDING BALANCE

DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT
03/01	-\$1,113.64	03/14	5,550.63	03/23	1,021.75
03/03	-3,343.64	03/15	2,799.39	03/24	-787.20
03/06	-1,668.34	03/16	3,629.33	03/27	7,161.97
03/07	-1,566.34	03/17	2,436.53	03/28	428.93
03/09	1,109.08	03/20	6,828.95	03/29	380.53
03/10	1,572.73	03/21	830.73	03/30	123.82
03/13	2,875.42	03/22	2,527.14		

SERVICE CHARGE SUMMARY

Chase Performance Business Checking Accounts Included: 0000000000881750512

Maintenance Fee	\$20.00
Excess Product Fees	\$0.00
Other Service Charges	\$574.00
Total Service Charges	\$594.00 Will be assessed on 4/5/17

TRANSACTIONS FOR SERVICE FEE CALCULATION	NUMBER OF TRANSACTIONS
Checks Paid / Debits	71
Deposits / Credits	25
Deposited Items	10
Total Transactions	106

FORM 5



JPMorgan Chase Bank, N.A.
 P O Box 659754
 San Antonio, TX 78265 - 9754

March 01, 2017 through March 31, 2017
 Account Number: **00000881750512**

00012315 DRE 021 142 09517 NNNNNNNNNNN T 1 000000000 D6 0000
BARIA AND SONS, LLC
 14785 CLEVELAND ST
 SPRING LAKE MI 49456-9011

CUSTOMER SERVICE INFORMATION

Web site: **www.Chase.com**
 Service Center: **1-877-425-8100**
 Deaf and Hard of Hearing: 1-800-242-7383
 Para Espanol: 1-888-622-4273
 International Calls: 1-713-262-1679



00123150100000021

102

CHECKING SUMMARY

Chase Performance Business Checking

	INSTANCES	AMOUNT
Beginning Balance		\$396.26
Deposits and Additions	1	610.50
Checks Paid	2	-325.70
ATM & Debit Card Withdrawals	2	-319.00
Electronic Withdrawals	2	-526.51
Ending Balance	7	-164.45

DEPOSITS AND ADDITIONS

DATE	DESCRIPTION	AMOUNT
03/07	ATM Check Deposit 03/07 101 W Savidge St Spring Lake MI Card 8691	\$610.50
Total Deposits and Additions		\$610.50

CHECKS PAID

(all personal)

CHECK NO.	DESCRIPTION	DATE PAID	AMOUNT
2194 ^		03/09	\$150.70
2195 ^		03/06	175.00
Total Checks Paid			\$325.70

If you see a description in the Checks Paid section, it means that we received only electronic information about the check, not the original or an image of the check. As a result, we're not able to return the check to you or show you an image.

^ An image of this check may be available for you to view on Chase.com.

ATM & DEBIT CARD WITHDRAWALS

DATE	DESCRIPTION	AMOUNT
03/08	Card Purchase 03/06 Bikram Yoga Traverse C 231-3924798 MI Card 8691	\$50.00
03/09	Card Purchase 03/08 Isagenix Int'l 877-877-8111 AZ Card 8691	269.00
Total ATM & Debit Card Withdrawals		\$319.00

ATM & DEBIT CARD SUMMARY

Hansneet K Minhas Card 8691



March 01, 2017 through March 31, 2017
 Account Number: 00000881750512

Total ATM Withdrawals & Debits \$0.00
 Total Card Purchases \$319.00
 Total Card Deposits & Credits \$610.50

ATM & Debit Card Totals

Total ATM Withdrawals & Debits \$0.00
 Total Card Purchases \$319.00
 Total Card Deposits & Credits \$610.50

ELECTRONIC WITHDRAWALS

DATE	DESCRIPTION	AMOUNT
03/03	Att Retry Pymt 407124002lvr3X Tel ID: 9864031003	\$401.51
03/03	Tempoe LLC 8889496680 PPD ID: 1800793299	125.00
Total Electronic Withdrawals		\$526.51

The fees for this account are included in the fee information for account ----- 000000813152167.

DAILY ENDING BALANCE

DATE	AMOUNT
03/03	-\$130.25
03/06	-305.25
03/07	305.25
03/08	255.25
03/09	-164.45

IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR ELECTRONIC FUNDS TRANSFERS: Call or write us at the phone number or address on the front of this statement (non-personal accounts contact Customer Service) if you think your statement or receipt is incorrect or if you need more information about a transfer listed on the statement or receipt. We must hear from you no later than 60 days after we sent you the FIRST statement on which the problem or error appeared. Be prepared to give us the following information:

- Your name and account number
- The dollar amount of the suspected error
- A description of the error or transfer you are unsure of, why you believe it is an error, or why you need more information.

We will investigate your complaint and will correct any error promptly. If we take more than 10 business days (or 20 business days for new accounts) to do this, we will credit your account for the amount you think is in error so that you will have use of the money during the time it takes us to complete our investigation.

IN CASE OF ERRORS OR QUESTIONS ABOUT NON-ELECTRONIC TRANSACTIONS: Contact the bank immediately if your statement is incorrect or if you need more information about any non-electronic transactions (checks or deposits) on this statement. If any such error appears, you must notify the bank in writing no later than 30 days after the statement was made available to you. For more complete details, see the Account Rules and Regulations or other applicable account agreement that governs your account.



JPMorgan Chase Bank, N.A. Member FDIC

FORM 5

Chemical **BARIA AND SONS, LLC**
Bank Account Reconciliation Worksheet

General

Cash in Bank - 101
 March 1, 2017 - March 31, 2017

Reference	Date	GL Account	Description	Amount
Reconciled Bank Information				
			Ending Bank Balance	6,557.43
Open Deposits & Additions				
			Total	<u>0.00</u>
Open Checks & Payments				
1001	03/31/17	130		228.95
1002	03/31/17	133		3,396.36
1003	03/31/17	133		5,570.03
1004	03/31/17	132		329.52
1005	03/31/17	130		114.01
1006	03/31/17	104	250.25	3,800.00
1007	03/31/17	132		496.82
1008	03/31/17	205	WILLIAM PIZUNSKI	526.70
			Total	<u>14,462.39</u>
			Reconciled Bank Balance	<u><u>(7,904.96)</u></u>

Bank Account Reconciliation Summary

Bank Statement Information

Beginning Bank Balance	0.00
+ Cleared Deposits & Additions	7,352.84
- Cleared Checks & Payments	<u>795.41</u>
Ending Bank Balance	6,557.43

Reconciled Bank Information

+ Open Deposits & Additions	0.00
- Open Checks & Payments	<u>14,462.39</u>
Reconciled Bank Balance	<u><u>(7,904.96)</u></u>

General Ledger Information

Unadjusted General Ledger Balance	(7,904.96)
+/- Total Adjustments	<u>0.00</u>
Adjusted General Ledger Balance	<u><u>(7,904.96)</u></u>

Unreconciled Amount

0.00

Cleared Deposits & Additions count = 0
 Cleared Checks & Payments count = 0
 Open Deposits & Additions count = 0
 Open Checks & Payments count = 8
 General Ledger Adjustment count = 0

Tuesday, April 18, 2017

Page 1 of 1

CHEMICAL BANK 01 (0001)

BARIA AND SONS LLC
DEBTOR-IN-POSSESSION
CASE #BG17-00970
14785 CLEVELAND ST
SPRING LAKE, MI 49456

Checking Activity

Account Number ******5457**
SMALL BUS CK

Transactions From Statement Period Ending 3/31/2017

101

Account Summary

Ending Statement Balance on Friday, March 31, 2017

→ **\$6,557.43**

Account Activity

Date	Description	Debit	Credit	Balance
03/14/2017	DEPOSIT		\$137.67	\$137.67
03/17/2017	AC-DELUXE BUS SYS. -BUS PRODS	523 \$127.61		\$10.06
03/28/2017	AC-CENTRAL PAYMENT -PMT PROC		\$1,715.95	\$1,726.01
03/28/2017	AC-CENTRAL PAYMENT -DL FEE SEP	521 \$37.73		\$1,688.28
03/29/2017	AC-CENTRAL PAYMENT -PMT PROC		\$1,160.15	\$2,848.43
03/29/2017	AC-CENTRAL PAYMENT -DL FEE SEP	\$29.20		\$2,819.23
03/30/2017	AC-CENTRAL PAYMENT -PMT PROC		\$1,994.84	\$4,814.07
03/30/2017	AC-CENTRAL PAYMENT -DL FEE SEP	\$47.14		\$4,766.93
03/31/2017	AC-CENTRAL PAYMENT -PMT PROC		\$2,344.23	\$7,111.16
03/31/2017	WTHDRL DDA 6723 03/31 13:04 101 W SAVIDGE S SPRING LAKE MI	102 \$503.00		\$6,608.16
03/31/2017	FOREIGN ATM CHARGE 1 AT 2.00	521 \$2.00		\$6,606.16
03/31/2017	AC-CENTRAL PAYMENT -DL FEE SEP	524 \$48.73		\$6,557.43

BSE → 795.41 7352.84 ← Debit

Balance By Day

1.	3/14/2017: \$137.67	2.	3/17/2017: \$10.06	3.	3/28/2017: \$1,688.28
4.	3/29/2017: \$2,819.23	5.	3/30/2017: \$4,766.93	6.	3/31/2017: \$6,557.43

CHEMICAL BANK 01
GRAND HAVEN DOWNTOWN
111 NORTH THIRD ST
GRAND HAVEN MI 49417

104

TELEPHONE 616-935-1020

STATEMENT DATE

03/31/17

BARIA AND SONS LLC
14785 CLEVELAND ST
SPRING LAKE MI 49456

ACCOUNT NUMBER
0006150862

PG 1

CLOSED

*** CHECKING *** CB BUSINESS CHECKING

ACCOUNT NUMBER	0006150862	
PREVIOUS STATEMENT BALANCE AS OF 02/28/17	37.67
PLUS 0 DEPOSITS AND OTHER CREDITS00
LESS 1 CHECKS AND OTHER DEBITS	37.67
CURRENT STATEMENT BALANCE AS OF 03/31/1700
NUMBER OF DAYS IN THIS STATEMENT PERIOD	31	

*** CHECKING ACCOUNT TRANSACTIONS ***

DATE	DESCRIPTION	DEBITS	CREDITS
03/14	CLOSING WITHDRAWAL	37.67	

109

*** BALANCE BY DATE ***

02/28	37.67	03/14	.00
-------	-------	-------	-----

IS YOUR CONTACT INFORMATION CORRECT? KEEPING YOUR INFO
CURRENT HELPS US BETTER COMMUNICATE WITH YOU. SPEAK
WITH A REPRESENTATIVE TODAY TO REVIEW YOUR INFORMATION.

Tax

Tuesday, April 18, 2017

Page 1 of 1

CHEMICAL BANK 01 (0001)

BARIA AND SONS LLC
DEBTOR-IN-POSSESSION CASE #GB 17
-00970
ESCROW TAX ACCOUNT
14785 CLEVELAND ST
SPRING LAKE, MI 49456

Checking Activity

Account Number ****5523
SMALL BUS CK

Transactions From Statement Period Ending 3/31/2017

103

Account Summary

Ending Statement Balance on Friday, March 31, 2017 \$100.00 ✓

Account Activity

Date	Description	Debit	Credit	Balance
03/14/2017	DEPOSIT		\$100.00	\$100.00

Balance By Day

1. 3/14/2017: \$100.00

FORM 51

MONTHLY STATEMENT OF INSIDER COMPENSATION/PAYMENTS

Period Ending:

3/31/17

Case No: 17-000970-jwb

The following information is to be provided for each shareholder, officer, director, manager, insider, or owner that is employed by the debtor in possession. Attach additional pages if necessary.

Name: Hansuet Minhac Capacity: Officer
(Angie) Shareholder
 Director
 Insider

Detailed Description of Duties: Co-General Manager Administration

Current Compensation Paid:	Weekly	or	Monthly
	_____		<u>0</u>

Current Benefits Paid:	Weekly	or	Monthly
Health Insurance	_____		_____
Life Insurance	_____		_____
Retirement	_____		_____
Company Vehicle	_____		_____
Entertainment	_____		_____
Travel	_____		_____
other Benefits	_____		_____
Total Benefits	_____		<u>0</u>

Current Other Payments Paid:	Weekly	or	Monthly
Rent Paid	_____		_____
Loans	_____		_____
other (Describe)	_____		_____
Other (Describe)	_____		_____
Other (Describe)	_____		_____
Total Other Payments	_____		<u>0</u>

CURRENT TOTAL OF ALL PAYMENTS:	Weekly	or	Monthly
	_____		<u>0</u>

Dated: 4/21/17 _____
 Principal, Officer, Director, or Insider

MONTHLY STATEMENT OF INSIDER COMPENSATION/PAYMENTS

Period Ending:

3/31/17

Case No: 17-000970-jwb

The following information is to be provided for each shareholder, officer, director, manager, insider, or owner that is employed by the debtor in possession. Attach additional pages if necessary.

Name: Gurinder Baria
(Ricky)

Capacity: Officer
 Shareholder
 Director
 Insider

Detailed Description of Duties: Co - General Manager
Sales / Supply Operations

Current Compensation Paid:	Weekly	or	Monthly
	_____		_____ Φ

Current Benefits Paid:	Weekly	or	Monthly
Health Insurance	_____		_____
Life Insurance	_____		_____
Retirement	_____		_____
Company Vehicle	_____		_____
Entertainment	_____		_____
Travel	_____		_____
other Benefits	_____		_____
Total Benefits	_____		_____ Φ

Current Other Payments Paid:	Weekly	or	Monthly
Rent Paid	_____		_____
Loans	_____		_____
other (Describe)	_____		_____
Other (Describe)	_____		_____
Other (Describe)	_____		_____
Total Other Payments	_____		_____ Φ

CURRENT TOTAL OF ALL PAYMENTS:	Weekly	or	Monthly
	_____		_____ Φ

Dated: 4/21/17 _____
Principal, Officer, Director, or Insider

TRANSMITTAL OF FINANCIAL REPORTS AND
CERTIFICATION OF COMPLIANCE WITH
UNITED STATES TRUSTEE OPERATING REQUIREMENTS FOR
THE PERIOD ENDED:

3/31/17

IN RE:

CASE NO.: 17-000970-jwb
Chapter 11
Judge: Hon. Thomas W. Boyd

Baria and Sons, LLC
Debtor

As debtor in possession, I affirm:

1. That I have reviewed the financial statements attached hereto, consisting of:

- Operating Statement (Form 2)
- Balance Sheet (Form 3)
- Summary of Operations (Form 4)
- Monthly Cash Statement (Form 5)
- Statement of Compensation (Form 6)
- Schedule of In-Force Insurance (Form 7)

and that they have been prepared in accordance with normal and customary accounting practices, and fairly and accurately reflect the debtor's financial activity for the period stated;

- 2. That the insurance, including workers' compensation and unemployment insurance, as described in Section 4 of the Reporting Requirements For Chapter 11 Cases is in effect; and, (If not, attach a written explanation) Yes No
- 3. That all post petition taxes as described in Sections 1 and 14 of the Operating Instructions and Reporting Requirements For Chapter 11 cases are current. (If not, attach a written explanation) Yes No
- 4. No professional fees (attorney, accountant, etc.) have been paid without specific court authorization. (If not, attach a written explanation) Yes No
- 5. All United States Trustee Quarterly fees have been paid and are current. Yes No
- 6. Have you filed your prepetition tax returns. (If not, attach a written explanation) Yes No

I hereby certify, under penalty of perjury, that the information provided above and in the attached documents is true and correct to the best of my information and belief.

Dated: 4/21/17

[Signature] *
Debtor In Possession

Manager
Title
(616) 846-0088
Phone

MONTHLY CASH STATEMENT
Period Ending: March 31, 2017

Cash Activity Analysis (Cash Basis Only):

Case No: 17-000970-jwb

	<u>Chase General Acct.</u>	<u>Chemical General Acct.</u>	<u>Payroll Acct.</u>	<u>Tax Acct.</u>	<u>Cash Coll. Acct.</u>	<u>Total</u>
A. Beginning Balance	(12,772.22)	37.67	0.00	0.00	40,972.00	28,237.45
B. Receipts (Attach separate schedule)	0.00	0.00	0.00	0.00	106,711.08	106,711.08
C. Transfers In (from other accounts)	44,458.34	7,352.84		100.00		51,911.18
D. Balance Available (A + B + C)	31,686.12	7,390.51	0.00	100.00	147,683.08	186,859.71
E. Less Disbursements (Attach separate schedule)	36,540.53	15,295.47			32,837.47	84,673.47
F. Transfers Out (to other accounts)					51,911.18	51,911.18
G. ENDING BALANCE (D - E - F)	(4,854.41)	(7,904.96)	0.00	100.00	62,934.43	50,275.06

(PLEASE ATTACH COPIES OF MOST RECENT RECONCILED BANK STATEMENTS FROM EACH ACCOUNT)

General Account:

1. Depository Name & Location Chase Bank, Spring Lake, MI Chemical Bank, Spring Lake, MI
2. Account Number 813152167 & 881750512 6150862 & ****5457

Payroll Account:

1. Depository Name & Location n/a
2. Account Number n/a

Tax Account:

1. Depository Name & Location Chemical Bank, Spring Lake, MI
2. Account Number ****5523

Other monies on hand (specify type and location) i.e., CD's, bonds, etc.):

Date: 4/21/17

[Signature]
 Debtor in Possession

*

MONTHLY STATEMENT OF INSIDER COMPENSATION/PAYMENTS

Period Ending:

3/31/17

Case No: 17-000970-jwb

The following information is to be provided for each shareholder, officer, director, manager, insider, or owner that is employed by the debtor in possession. Attach additional pages if necessary.

Name: Gurinder Baria
(Ricky)

Capacity: Officer
 Shareholder
 Director
 Insider

Detailed Description of Duties: Co - General Manager
Sales / Supply Operations

Current Compensation Paid: Weekly or Monthly

Current Benefits Paid: Weekly or Monthly

Health Insurance	_____	_____
Life Insurance	_____	_____
Retirement	_____	_____
Company Vehicle	_____	_____
Entertainment	_____	_____
Travel	_____	_____
Other Benefits	_____	_____
Total Benefits	_____	_____ <input checked="" type="checkbox"/>

Current Other Payments Paid: Weekly or Monthly

Rent Paid	_____	_____
Loans	_____	_____
Other (Describe)	_____	_____
Other (Describe)	_____	_____
Other (Describe)	_____	_____
Total Other Payments	_____	_____ <input checked="" type="checkbox"/>

CURRENT TOTAL OF ALL PAYMENTS: Weekly or Monthly

Dated: 4/21/17


 Principal, Officer, Director, or Insider

MONTHLY STATEMENT OF INSIDER COMPENSATION/PAYMENTS

Period Ending:

3/31/17

Case No: 17-000970-jwb

The following information is to be provided for each shareholder, officer, director, manager, insider, or owner that is employed by the debtor in possession. Attach additional pages if necessary.

Name: Hansneet Minhas Capacity: Officer
(Angie) Shareholder
 Director
 Insider

Detailed Description of Duties: Co. General Manager Administration

Current Compensation Paid:	Weekly	or	Monthly
	_____		<u>0</u>

Current Benefits Paid:	Weekly	or	Monthly
Health Insurance	_____		_____
Life Insurance	_____		_____
Retirement	_____		_____
Company Vehicle	_____		_____
Entertainment	_____		_____
Travel	_____		_____
Other Benefits	_____		_____
Total Benefits	_____		<u>0</u>

Current Other Payments Paid:	Weekly	or	Monthly
Rent Paid	_____		_____
Loans	_____		_____
Other (Describe)	_____		_____
Other (Describe)	_____		_____
Other (Describe)	_____		_____
Total Other Payments	_____		<u>0</u>

CURRENT TOTAL OF ALL PAYMENTS:	Weekly	or	Monthly
	_____		<u>0</u>

Dated: 4/21/17 Hansneet Minhas
Principal, Officer, Director, or Insider

**UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF MICHIGAN**

IN RE:

BARIA AND SONS, LLC.

Debtor.

CHAPTER 11

CASE NO. 17-00970-jwb

HON. JAMES W. BOYD

SCHEDULE OF INSURANCE

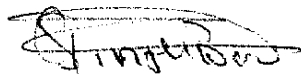
Debtor maintains the following Insurance Coverage:

Real Property and Casualty: Michigan Insurance Company / Arlington Roe
Limits: \$600,000.00 Real / \$150,000.00 Personal
Policy # CPS2663928
Effective through March 17, 2018
Certificate Holders: United States Trustee / Chemical Bank

Commercial General Liability: Michigan Insurance Company / Arlington Roe
Limits: \$1,000,000.00 per occur. / \$2,000,000.00 Aggregate
Policy # CPS2663928
Effective through March 17, 2018
Certificate Holders: United States Trustee / Chemical Bank

Liquor Liability: Star Insurance Co. – Policy Number LL0920324

Workers Compensation: To be assigned through Michigan High Risk Pool
Effective date March 11, 2017



	<u>Net sales</u>	<u>Cash</u>	<u>CC</u>	-	<u>Sales Tax</u>
<u>24th</u> -	5378.77	1647.52	3731.25	-	249.11
<u>26th</u>	2324.71	833.07	1491.64	-	104.54
<u>27th</u>	2945.75	1246.21	1699.54	-	122.59
<u>28th</u>	2092.38	944.34	1148.04	-	92.67
<u>29th</u>	3579.18	1297.35	2281.83	-	159.84
<u>30th</u>	3363.39	1357.50	2005.89	-	158.23
<u>31st</u>	5663.18	1804.70	3858.48	-	262.74
<u>Total</u>	<u>25'347.36</u>	<u>9130.69</u>	<u>16'216.67</u>	-	<u>1149.72</u>

Net sales → Cash - Credit Card - Sales Tax -

^{1st}
1st - 4607.21 - 1967.43 - 2639.78 - 221.21 -

2nd - 2220.46 - 950.84 - 1269.62 - 101.39

3rd - 2506.99 - 1035.76 - 1471.23 - 109.33

4th - 2282.52 - 1018.49 - 1264.03 - 106.39

5th - 3099.25 - 1061.51 - 2037.74 - 148.06

6th - 2879.02 - 1171.09 - 1707.93 - 129.95

7th - 4877.98 - 1881.23 - 2996.75 - 226.91

8th - 4603.81 - 1468.95 - 3134.86 - 210.84

27'077.24 10'555.30 16'521.94

