Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 1 of 33

United States Bankruptcy Court District of Minnesota					Voluntary	Petition Petition		
Name of Debtor (if individual, enter Last, First, Hage Construction Company	Middle):	. =	Name	of Joint De	btor (Spouse)	(Last, First	, Middle):	
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):					used by the Jomaiden, and t		in the last 8 years ):	
Last four digits of Soc. Sec. or Individual-Taxpa (if more than one, state all) 41-0903292	yer I.D. (ITIN) No./Co	omplete EIN	Last fo	our digits of than one, st	Soc. Sec. or ate all)	Individual-	Taxpayer I.D. (ITIN) N	No./Complete EIN
Street Address of Debtor (No. and Street, City, a 5200 W. 74th St. Edina, MN		ZIP Code	Street	Address of	Joint Debtor	(No. and St	reet, City, and State):	ZIP Code
County of Residence or of the Principal Place of		5439	Count	y of Resider	nce or of the	Principal Pl	ace of Business:	
Hennepin						(10.1100		
Mailing Address of Debtor (if different from stre	eet address):		Mailin	g Address o	of Joint Debto	or (if differe	nt from street address)	:
		ZIP Code						ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above):								
Type of Debtor (Form of Organization) (Check one box)  Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. Corporation (includes LLC and LLP) Partnership Other (If debtor is not one of the above entities, check this box and state type of entity below.)	Nature of (Check of Health Care Busi Single Asset Rea in 11 U.S.C. § 10 Railroad Stockbroker Commodity Brok Clearing Bank Other Tax-Exem	one box) ness 1 Estate as d 1 (51B)  cer	efined	☐ Chapte ☐ Chapte ☐ Chapte ☐ Chapte ☐ Chapte	the Per 7 er 9 er 11 er 12 er 13	Petition is F	ptcy Code Under Whiled (Check one box) Chapter 15 Petition for fa Foreign Main Proce Chapter 15 Petition for fa Foreign Nonmain Fore of Debts Ck one box)	Recognition edding Recognition Proceeding
	(Check box, i Debtor is a tax-ex under Title 26 of Code (the Interna	the United	States	defined "incurr	re primarily co in 11 U.S.C. § ed by an indivi- nal, family, or i	101(8) as dual primarily	busi y for	ts are primarily ness debts.
Filing Fee (Check one box)  Full Filing Fee attached  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 unable to pay fee except in installments. Rule 1006(b). See Official Form 3A.  Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.  Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.  Check one box:  Debtor is a small business debtor as defined in 11 U.S.C. § 101(51)  Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51)  Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51)  Check if:  Debtor's aggregate noncontingent liquidated debts (excluding debt to insiders or affiliates) are less than \$2,190,000.  Check all applicable boxes:  A plan is being filed with this petition.  Acceptances of the plan were solicited prepetition from one or mor classes of creditors, in accordance with 11 U.S.C. § 1126(b).				S.C. § 101(51D).  Iding debts owed  one or more				
Statistical/Administrative Information  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.					T USE ONLY			
1- 50- 100- 200-	1,000- 5,001-	10,001-	<b>]</b> 25,001- 50,000	50,001- 100,000	OVER 100,000			
\$0 to \$50,001 to \$100,001 to \$500,001 \$50,000 \$100,000 \$500,000 to \$1	to \$10 to \$50	\$50,000,001 to \$100	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion			
\$50,000 \$100,000 \$500,000 to \$1	\$1,000,001 \$10,000,001 to \$10 to \$50	\$50,000,001 to \$100	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion			

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 2 of 33 Page 2 B1 (Official Form 1)(1/08) Name of Debtor(s): Voluntary Petition **Hage Construction Company** (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Case Number: Date Filed: Location Where Filed: - None -Date Filed: Case Number: Location Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Case Number: Date Filed: Name of Debtor: - None -Relationship: Judge: District: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., 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, forms 10K and 10Q) with the Securities and Exchange Commission 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. Signature of Attorney for Debtor(s) (Date) Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. 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 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

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

after the filing of the petition.

Signature of Authorized Individual

#### Oliver M. Hage

Printed Name of Authorized Individual

#### President

Title of Authorized Individual

July 21, 2009

Date

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 4 of 33

B4 (Official Form 4) (12/07)

## United States Bankruptcy Court District of Minnesota

In re	Hage Construction Company		Case No.	
		Debtor(s)	Chapter	11

#### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [or chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Alliance Bank 322 N Minnesota St New Ulm, MN 56073	Alliance Bank 322 N Minnesota St New Ulm, MN 56073	All personal property of Debtor, including Bank Accounts, Accounts Receivables, Equipment, and Goodwill (if any).		1,151,646.00 (553,300.52 secured)
Granite Re, Inc 14011 Quailbrook Drive Oklahoma City, OK 73134	Granite Re, Inc 14011 Quailbrook Drive Oklahoma City, OK 73134		Contingent Unliquidated	707,008.47 (0.00 secured) 707,008.47
Granite Re, Inc 14011 Quailbrook Drive Oklahoma City, OK 73134	Granite Re, Inc 14011 Quailbrook Drive Oklahoma City, OK 73134			707,006.47
The Hartford P.O. Box 2907 Hartford, CT 06104	The Hartford P.O. Box 2907 Hartford, CT 06104			10,992.95
Medica NW 7958 P.O. Box 1450 Minneapolis, MN 55485-7958	Medica NW 7958 P.O. Box 1450 Minneapolis, MN 55485-7958			2,000.00
Liturgical Publications, Inc. P.O. Box 510817 New Berlin, WI 53151-0817	Liturgical Publications, Inc. P.O. Box 510817 New Berlin, WI 53151-0817			1,351.94
J.S. Paluch Co P.O. Box 2703 Schiller Park, IL 60176	J.S. Paluch Co P.O. Box 2703 Schiller Park, IL 60176			1,185.00
IDEARC Acct Receivable Dept P.O. Box 61900	IDEARC Acct Receivable Dept P.O. Box 61900			728.00
Dallas, TX 75261  Dex East P.O. Box 78041	Dallas, TX 75261  Dex East P.O. Box 78041			678.50
Phoenix, AZ 85062-8041 Verizon Wireless P.O. Box 25505 Lehigh Valley, PA 18002-5505	Phoenix, AZ 85062-8041 Verizon Wireless P.O. Box 25505 Lehigh Valley, PA 18002-5505			500.00

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 5 of 33

B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	Hage Construction Company	Case No.	
	Debtor(s)		

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
HSBC Business Solutions P.O. Box 4160 Carol Stream, IL 60197	HSBC Business Solutions P.O. Box 4160 Carol Stream, IL 60197			149.00
Qwest P.O. Box 17360 Denver, CO 80217-0360	Qwest P.O. Box 17360 Denver, CO 80217-0360			114.00

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

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

Date	July 21, 2009	Signature	/s/ Oliver M. Hage
			Oliver M. Hage
			President

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

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 6 of 33

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

## United States Bankruptcy Court District of Minnesota

In re	Hage Construction Company		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 must also 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	LIABILITIES	OTHER
A - Real Property	Yes	1	0.00		
B - Personal Property	Yes	3	573,746.26		
C - Property Claimed as Exempt	No	0			
D - Creditors Holding Secured Claims	Yes	1		1,874,349.47	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	3		724,707.86	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	No	0		A COMME	N/A
J - Current Expenditures of Individual Debtor(s)	No	0		A Company of the Comp	N/A
Total Number of Sheets of ALL Sched	ules	11			
	Т	otal Assets	573,746.26		
			Total Liabilities	2,599,057.33	

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 7 of 33

Form 6 - Statistical Summary (12/07)

## United States Bankruptcy Court District of Minnesota

Hage Construction Company		Case No	
	Debtor	Chanter	11
		Chapter	
STATISTICAL SUMMARY OF CERTAIN L	LABILITIES AN	D RELATED DA	TA (28 U.S.C. § 159
f you are an individual debtor whose debts are primarily consumer case under chapter 7, 11 or 13, you must report all information records.	debts, as defined in § 10 quested below.	1(8) of the Bankruptcy (	Code (11 U.S.C.§ 101(8)), 1
☐ Check this box if you are an individual debtor whose debts a report any information here.	re NOT primarily consu	mer debts. You are not re	equired to
This information is for statistical purposes only under 28 U.S.C Summarize the following types of liabilities, as reported in the S	-	m.	
Type of Liability	Amount		
Domestic Support Obligations (from Schedule E)			
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)			
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)			
Student Loan Obligations (from Schedule F)			
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E			
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)			
TOTAL			
State the following:			
Average Income (from Schedule I, Line 16)			
Average Expenses (from Schedule J, Line 18)			
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)			
State the following:	and the MAN Markey	Sycama and with society	
Total from Schedule D, "UNSECURED PORTION, IF ANY" column			
Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY"     column			
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column			
4. Total from Schedule F			
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)			

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 8 of 33

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

In re	Hage Construction Company	Case No.	
		Debtor	

#### **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim." If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

	Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim
None			-	0.00	0.00

Sub-Total > 0.00 (Total of this page)

Total >

0.00

(Report also on Summary of Schedules)

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 9 of 33

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

In re	Hage Construction Company	Case No	
_		Debtor	

#### SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
1.	Cash on hand	X			
2.	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.	Check	ing Acct	-	45,081.42
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X			
4.	Household goods and furnishings, including audio, video, and computer equipment.	X			
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	X			
6.	Wearing apparel.	X			
7.	Furs and jewelry.	x			
8.	Firearms and sports, photographic, and other hobby equipment.	X			
9.	Interests in insurance policies.	The H	artford (Liability Insurance)	-	0.00
	Name insurance company of each policy and itemize surrender or refund value of each.	Builde	ers Group (Worker's Compensation Insurance	e) -	0.00
10.	Annuities. Itemize and name each issuer.	x			
			(Tata	Sub-Tot	

2 continuation sheets attached to the Schedule of Personal Property

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

In re	Hage Construction Company		Case No.
•		Debtor	

## SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

Type of Property	N O Description and Location of Property E	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property without Deducting any Secured Claim or Exemption
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). 11 U.S.C. § 521(c).)	x		
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	x		
13. Stock and interests in incorporated and unincorporated businesses. Itemize.	X		
14. Interests in partnerships or joint ventures. Itemize.	x		
15. Government and corporate bonds and other negotiable and nonnegotiable instruments.	x		
16. Accounts receivable.	Accounts Receivable	-	72,919.00
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	x		
18. Other liquidated debts owed to debtor	Corporate Estimated Tax deposit	-	500.00
including tax refunds. Give particulars.	Due From Highland Electric, face value \$468,000 Value = Worthless	-	0.00
	Due From Highland Electric fave value \$850,000 Value = Worthless	-	0.00
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		
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	x		
			ral > 73,419.00

Sheet 1 of 2 continuation sheets attached to the Schedule of Personal Property

(Total of this page)

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

In re	Hage Construction Company		Case No.	
_		Debtor ,		

### **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
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.	Goodwill		•	150,000.00
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.	Honda Civi	c	-	19,945.74
26.	Boats, motors, and accessories.	X			
27.	Aircraft and accessories.	X			
28.	Office equipment, furnishings, and supplies.	X			
29.	Machinery, fixtures, equipment, and supplies used in business.	Equipment Computers	, Furniture, and Vehicles, Copier,	-	285,300.10
30.	Inventory.	X			
31.	Animals.	X			
32.	Crops - growing or harvested. Give particulars.	X			
33.	Farming equipment and implements.	X			
34.	Farm supplies, chemicals, and feed.	X			
35.	Other personal property of any kind not already listed. Itemize.	X			
				Sub-Tot (Total of this page)	
C1	4 2 of 2 continuation sheets				tal > <b>573,746.26</b>

Sheet  $\underline{\ 2\ }$  of  $\underline{\ 2\ }$  continuation sheets attached to the Schedule of Personal Property

(Report also on Summary of Schedules)

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main

Document

Page 12 of 33

B6D (Official Form 6D) (12/07)

In re	Hage Construction Company	Case No.	
		Debtor	

### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

ODEDITORIO NA ME	C	Hu	sband, Wife, Joint, or Community	P	AMOUNT OF			
CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	C H M	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONFINGER	UNLIQUIDATED	. S P U T E D	CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No.			Honda Civic	T	E			
AHFC P.O. Box 60001 City Of Industry, CA 91716-0001		•	Value \$ 19,945.74				15,695.00	0.00
Account No.	_	╁╌	All personal property of Debtor,	t	$\vdash$		10,000.00	0.00
Alliance Bank 322 N Minnesota St New Ulm, MN 56073		_	including Bank Accounts, Accounts Receivables, Equipment, and Goodwill (if any).					
			Value \$ 553,300.52				1,151,646.00	59 <i>8,345</i> ,48
Account No.			Contingent lien					
Granite Re, Inc 14011 Quailbrook Drive Oklahoma City, OK 73134		-	Value \$ 0.00	x	x		707,008.47	707,008.47
Account No.		T		T	Γ			
			Value \$	Sub	otot	al		
0 continuation sheets attached			(Total of				1,874,349.47	1,305,353.99
			(Report on Summary of S		Tot		1,874,349.47	1,305,353.95

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Page 13 of 33 Document

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

In re	Hage Construction Company	Case No	
		<del></del>	
		Debtor	

#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian. Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.

TYPES 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 responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1). ☐ Extensions of credit in an involuntary case 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 appointment 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 independent sales representatives up to \$10,950\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation 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 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, that were not

delivered or provided. 11 U.S.C. § 507(a)(7).

☐ 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 Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (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.

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Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 14 of 33

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

In re	<b>Hage Construction Company</b>	Case No.	
-		Debtor	

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME,	Ç	F	Hu	sband, Wife, Joint, or Community	Ţς	Ü	P	
MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	ODEBTOR	l V J	H & J C	sband, Wife, Joint, or Community  DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.			SPUTED	AMOUNT OF CLAIM
Account No.						E		
Dex East P.O. Box 78041 Phoenix, AZ 85062-8041		-	•					678.50
Account No.	$\dagger$	t			十	$\dagger$	t	
Granite Re, Inc 14011 Quailbrook Drive Oklahoma City, OK 73134		-	-					707,008.47
Account No.	1	t			十	Ť	Ť	
HSBC Business Solutions P.O. Box 4160 Carol Stream, IL 60197			-					440.00
Account No.	+	$\downarrow$			+	+	+	149.00
IDEARC Acct Receivable Dept P.O. Box 61900 Dallas, TX 75261		•	•					728.00
2 continuation sheets attached				(Total o	-	bto s pa		708,563.97

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 15 of 33

B6F (Official Form 6F) (12/07) - Cont.

In re	Hage Construction Company		Case No.	
•		Debtor	•	

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

	С	Тн	Hus	band, Wife, Joint, or Community	To	Tu	Ιn	· · · · · ·
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	0	) C H M	H W J	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	NL QU L DA	DISPUTED	AMOUNT OF CLAIM
Account No.					٦,	ED	ı	
J.S. Paluch Co P.O. Box 2703 Schiller Park, IL 60176		-	-					1,185.00
Account No.		$\dagger$	$\dashv$		+	t		
Liturgical Publications, Inc. P.O. Box 510817 New Berlin, WI 53151-0817		-	-					1,351.94
Account No.	$\vdash$	+	$\frac{1}{1}$		+	+	ł	1,331.34
Medica NW 7958 P.O. Box 1450 Minneapolis, MN 55485-7958		_	-				!	2,000.00
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Qwest P.O. Box 17360 Denver, CO 80217-0360		-	-					114.00
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The Hartford P.O. Box 2907 Hartford, CT 06104		-	-					10,992.95
Sheet no. <u>1</u> of <u>2</u> sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims	1_			(Total of	Sul			15,643.89

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 16 of 33

B6F (Official Form 6F) (12/07) - Cont.

In re	Hage Construction Company		Case No.	
-		Debtor	•	

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

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Creditors Holding Unsecured Nonpriority Claims				(Total of	tnis	pa	ge)	
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				(Report on Summary of				724,707.86

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 17 of 33

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

In re	Hage Construction Company	Case N	No
-		Debtor	

### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

☐ 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.

**Builder's Group** 

HD Properties, Inc 5200 W. 74th St Edina, MN 55439

The Hartford P.O. Box 2907 Hartford, CT 06104 **Worker's Compensation Insurance** 

Lease of land and building located at 5200 W. 74th St, Edina, MN 55439 Non Residential Property

**Liability Insurance** 

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 18 of 33

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

In re	Hage Construction Company		Case No.
•		Debtor	

#### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. 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 the eight year period 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, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

☐ Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Linne Hage 5200 W. 74th St	Granite Re, Inc 14011 Quailbrook Drive
Edina, MN 55439	Oklahoma City, OK 73134
Linne Hage	Alliance Bank 322 N Minnesota St
	New Ulm, MN 56073
Oliver Hage	Granite Re, Inc
5200 W. 74th St	14011 Quailbrook Drive
Minneapolis, MN 55439	Oklahoma City, OK 73134
Oliver Hage	Alliance Bank
•	322 N Minnesota St
	New Ulm, MN 56073

Case 09-44755 Doc 1

Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main

B6 Declaration (Official Form 6 - Declaration). (12/07)

Document Page 19 of 33

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

ln re	Hage Construction Company			Case No.	
			Debtor(s)	Chapter	
	DECLARATION C	CONCERN	ING DEBTOR	'S SCHEDUL	ES
	DECLARATION UNDER PENALTY O	F PERJURY	ON BEHALF OF C	CORPORATION (	OR PARTNERSHIP
	I, the President of the corporation read the foregoing summary and schedules, of my knowledge, information, and belief.				
Date	July 21, 2009	Signature	/s/ Oliver M. Hage Oliver M. Hage President		

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

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 20 of 33

B7 (Official Form 7) (12/07)

## United States Bankruptcy Court District of Minnesota

In re	Hage Construction Company		Case No.	
		Debtor(s)	Chapter	11

#### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. If the answer to an applicable question is "None," mark the box labeled "None." If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 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

\$2,484,110.00 2008: Gross Income - Business \$2.662,519.00 2007: Gross Income - Business

#### 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, or 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

#### 3. Payments to creditors

#### None

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

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 (\*) 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 creditor 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	DATES OF		AMOUNT STILL
OF CREDITOR	PAYMENTS	AMOUNT PAID	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 creditor 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.)

		AMOUNT	
	DATES OF	PAID OR	
	PAYMENTS/	VALUE OF	AMOUNT STILL
NAME AND ADDRESS OF CREDITOR	TRANSFERS	TRANSFERS	OWING
Advantage Stone	07/01/09	\$42,181.30	\$0.00
<b>U</b>			
Aggregate Industries	07/20/09	\$11,004.13	\$0.00
Buckcrete	07/01/09	\$5,770.00	\$0.00
Cavanaugh Masonry, Inc	07/20/09	\$5,980.00	\$0.00
HD Properties, Inc	04/26/09	\$22,000.00	\$0.00
5200 W. 74th St	05/18/09	<b>4,</b>	*****
Edina, MN 55439	06/25/09		
	07/20/09		
Hinshaw & Culbertson LLP 333 South Seventh Street Suite 2000	06/02/09	\$30,000.00	\$0.00
Minneapolis, MN 55402			
Howell Enterprises	05/22/09	\$6,980.00	\$0.00
M.J. Lorenz Concrete, Inc	05/04/09	\$50,703.00	\$0.00
M.O. LOTCHE Controls, mo	05/22/09	******	
	07/01/09		
	07/20/09		
Mohler Chimney	05/14/09	\$5,520.00	\$0.00
Stattman/Nelson Construction	04/30/09	\$6,900.00	\$0.00
Statunan/14/50/1 Construction	0-1100100	40,000.00	43.34
The Builders Group of MN P.O. Box 2550 Saint Paul, MN 55102	06/09/09	\$6,261.00	\$0.00

Page 22 of 33

None

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

3

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

Granite Re, Inc. v. Highland Electric, Inc et al. Case Number 27-CV-09-315

NATURE OF PROCEEDING

**Contract - Indemnification** on Performance Bonds

COURT OR AGENCY AND LOCATION

Minnesota District Court, Fourth Judicial District -**Hennepin County** 

STATUS OR DISPOSITION

Filed in 2009. Plaintiff filed **Motion for Summary Judgment** in 2009. Judgment Pending.

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

DATE OF SEIZURE

DESCRIPTION AND VALUE OF **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 OF CREDITOR OR SELLER

DATE OF REPOSSESSION. FORECLOSURE SALE. TRANSFER OR RETURN

DESCRIPTION AND VALUE OF **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.)

DATE OF

NAME AND ADDRESS OF ASSIGNEE

ASSIGNMENT

TERMS OF ASSIGNMENT OR SETTLEMENT

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year immediately None

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 CUSTODIAN

NAME AND LOCATION OF COURT CASE TITLE & NUMBER

DATE OF ORDER

DESCRIPTION AND VALUE OF **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 OF PERSON OR ORGANIZATION **RELATIONSHIP TO** DEBTOR, IF ANY

DATE OF GIFT

DESCRIPTION AND VALUE OF 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

4

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

NAME AND ADDRESS OF PAYEE Hinshaw & Culbertson LLP 333 South Seventh Street **Suite 2000** Minneapolis, MN 55402

DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY

30,000.00

#### 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

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'S 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.)

NAME AND ADDRESS OF INSTITUTION

TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER, AND AMOUNT OF FINAL BALANCE

AMOUNT AND DATE OF SALE OR CLOSING

## Document

#### 5

#### 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 OF BANK OR OTHER DEPOSITORY

NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY

DESCRIPTION OF CONTENTS DATE OF TRANSFER OR SURRENDER, IF ANY

#### 13. Setoffs

None

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.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF

AMOUNT OF SETOFF

#### 14. Property held for another person

List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS OF OWNER

DESCRIPTION AND VALUE OF **PROPERTY** 

LOCATION OF PROPERTY

#### 15. Prior address of debtor

None

If the 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

Document

6

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:

NAME AND ADDRESS OF

DATE OF

**ENVIRONMENTAL** 

SITE NAME AND ADDRESS

**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.

NAME AND ADDRESS OF

DATE OF

**ENVIRONMENTAL** 

SITE NAME AND ADDRESS

NOTICE

**GOVERNMENTAL UNIT** 

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 OF **GOVERNMENTAL UNIT** 

DOCKET NUMBER

STATUS OR 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 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 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 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 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 six years immediately preceding the commencement of this case.

> LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL TAXPAYER-I.D. NO.

**NAME** (ITIN)/ COMPLETE EIN **Hage Construction** 

41-0903292

**ADDRESS** 5200 W. 74th St Edina, MN 55439 NATURE OF BUSINESS **Concrete Contractor** 

**BEGINNING AND ENDING DATES** 

January 1, 1966 through present

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. None

Company

NAME **ADDRESS** 

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within six years immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor or self-employed in a trade, profession, or other activity, either full- or part-time.

(An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 26 of 33

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
Franny Hage
May 17, 2008 to Present

5200 W. 74th St Edina, MN 55439

July 1, 2007 or earlier to May 16, 2008

7

5200 W. 74th St Edina, MN 55439

Carol Hage

None b. List all firms or individuals who within the **two years** immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

NAME ADDRESS DATES SERVICES RENDERED
La Fayette & Company, Ltd 6625 Lyndale Ave S 2007 or earlier to present

Minneapolis, MN 55423-2378

None c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME ADDRESS

None d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within **two years** immediately preceding the commencement of this case.

NAME AND ADDRESS

Alliance Bank

322 N Minnesota St

April, 2008

April, 2009

New Ulm, MN 56073

Elavon Merchant Services April, 2009

1 Concourse Parkway, Suite 300

Atlanta, GA 30328

20. Inventories

None a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory,

and the dollar amount and basis of each inventory.

DOLLAR AMOUNT OF INVENTORY

DATE OF INVENTORY INVENTORY SUPERVISOR (Specify cost, market or other basis)

None b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above.

NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY

DATE OF INVENTORY RECORDS

21. Current Partners, Officers, Directors and Shareholders

None a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

NAME AND ADDRESS NATURE OF INTEREST PERCENTAGE OF INTEREST

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 27 of 33

None b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NAME AND ADDRESS Oliver Hage 5200 West 74th St Minneapolis, MN 55439 TITLE OF STOCK OWNERSHIP
President, CEO 98% Stock Ownership

### 22. Former partners, officers, directors and shareholders

None a. If the debtor is a partnership, list each member who withdrew from the partnership within **one year** immediately preceding the commencement of this case.

NAME ADDRESS DATE OF WITHDRAWAL

None b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS TITLE DATE OF TERMINATION

#### 23. Withdrawals from a partnership or distributions by a corporation

None If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during **one year** immediately preceding the commencement of this case.

NAME & ADDRESS OF RECIPIENT, RELATIONSHIP TO DEBTOR

DATE AND PURPOSE OF WITHDRAWAL

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY

NATURE AND PERCENTAGE

#### 24. Tax Consolidation Group.

None If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within six years immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION

TAXPAYER IDENTIFICATION NUMBER (EIN)

#### 25. Pension Funds.

None If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within six years immediately preceding the commencement of the case.

NAME OF PENSION FUND

TAXPAYER IDENTIFICATION NUMBER (EIN)

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

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct to the best of my knowledge, information and belief.

Date July 21, 2009 Signature /s/ Oliver M. Hage
Oliver M. Hage

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

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

President

8

## Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main

Form 1007-1 - Statement Of Compensation By Debtor's Attorney

## United States Bankruptcy Court District of Minnesota

		District of Minnesota
In re	Hage C	Construction Company Case No.
		Debtor(s) Chapter 11
		STATEMENT OF COMPENSATION BY ATTORNEY FOR DEBTOR(S)
The ur that:	ndersign	ed, pursuant to Local Rule 1007-1, Bankruptcy Rule 2016(b) and § 329(a) of the Bankruptcy Code, states
	1.	The undersigned is the attorney for the debtor(s) in this case and files this statement as required by applicable rules.
	2.	(a) The filing fee paid by the undersigned to the clerk for the debtor(s) in this case is: \$
		(b) The compensation paid or agreed to be paid by the debtor(s) to the undersigned is: \$ 30,000.00
		(c) Prior to filing this statement, the debtor(s) paid to the undersigned: \$ 30,000.00
		(d) The unpaid balance due and payable by the debtor(s) to the undersigned is:  \$
	3.	<ul> <li>(a) analysis of the financial situation and rendering advice and assistance to the debtor in determining whether to file a petition under Title 11 of the United States Code;</li> <li>(b) preparation and filing of the petition, exhibits, attachments, schedules, statements and lists and other documents required by the court;</li> <li>(c) representation of the debtor(s) at the meeting of creditors;</li> <li>(d) other services reasonably necessary to represent the debtor(s) in this case.</li> </ul>
	4.	The source of all payments by the debtor(s) to the undersigned was or will be from earnings or other current compensation of the debtor(s), and the undersigned has not received and will not receive any transfer of property other than such payments by the debtor(s), except as follows:
	5.	The undersigned has not shared or agreed to share with any other person other than with members of undersigned's law firm any compensation paid or to be paid.
Dated	]: July 2	Signed: /s/ Jamie R. Pierce  Jamie R. Pierce 0305054  Attorney for Debtor(s)

Minneapolis, MN 55402 612-333-3434 Fax: 612-334-8888

**Suite 2000** 

Hinshaw & Culbertson LLP 333 South Seventh Street

LOCAL RULE REFERENCE: 1007-1

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 29 of 33

## United States Bankruptcy Court District of Minnesota

	District of Minnesota		
re Hage Construction Company		Case No.	
-	Debtor	, Chapter	11
LIST OF I	EQUITY SECURITY ders which is prepared in acco		<ol> <li>for filing in this chapter 11 ca</li> </ol>
Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
Oliver M. Hage 5200 West 74th St Minneapolis, MN 55439	Common	98%	
DECLARATION UNDER PENALTY OF  I, the President of the corporation name foregoing List of Equity Security Holders as	ed as the debtor in this case,	declare under penalty o	f perjury that I have read the
1011802 = 101 01 = 1-11 =			

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.

Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 30 of 33

## United States Bankruptcy Court District of Minnesota

		District of Williamsour		
In re	Hage Construction Company		Case No.	
		Debtor(s)	Chapter	11
	VERIFIC	CATION OF CREDITOR	MATRIX	
I, the P	resident of the corporation named as the	debtor in this case, hereby verify that the	he attached list of	creditors is true and correct to
the bes	t of my knowledge.			
	,			
Date:	July 21, 2009	/s/ Oliver M. Hage		
		Oliver M. Hage/President		

Signer/Title

AHFC P.O. BOX 60001 CITY OF INDUSTRY CA 91716-0001

ALLIANCE BANK 322 N MINNESOTA ST NEW ULM MN 56073

BUILDER'S GROUP

DEX EAST P.O. BOX 78041 PHOENIX AZ 85062-8041

GRANITE RE, INC 14011 QUAILBROOK DRIVE OKLAHOMA CITY OK 73134

HD PROPERTIES, INC 5200 W. 74TH ST EDINA MN 55439

HSBC BUSINESS SOLUTIONS P.O. BOX 4160 CAROL STREAM IL 60197

IDEARC
ACCT RECEIVABLE DEPT
P.O. BOX 61900
DALLAS TX 75261

J.S. PALUCH CO P.O. BOX 2703 SCHILLER PARK IL 60176 LINNE HAGE 5200 W. 74TH ST EDINA MN 55439

LINNE HAGE

LITURGICAL PUBLICATIONS, INC. P.O. BOX 510817
NEW BERLIN WI 53151-0817

MEDICA NW 7958 P.O. BOX 1450 MINNEAPOLIS MN 55485-7958

OLIVER HAGE 5200 W. 74TH ST MINNEAPOLIS MN 55439

OLIVER HAGE

QWEST P.O. BOX 17360 DENVER CO 80217-0360

THE HARTFORD P.O. BOX 2907 HARTFORD CT 06104

VERIZON WIRELESS P.O. BOX 25505 LEHIGH VALLEY PA 18002-5505 Case 09-44755 Doc 1 Filed 07/21/09 Entered 07/21/09 14:05:46 Desc Main Document Page 33 of 33

## United States Bankruptcy Court District of Minnesota

In re Hage Construction Company		Case No.			
	Debtor(s)	Chapter	11		
CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)					
Pursuant to Federal Rule of Bankruptcy Pro or recusal, the undersigned counsel for Ha following is a (are) corporation(s), other the more of any class of the corporation's(s') equation of the corporation	age Construction Company in the a an the debtor or a governmental uni	above captioned t, that directly o	action, certifies that the r indirectly own(s) 10% or		
■ None [Check if applicable]					
July 21, 2009	/s/ Jamie R. Pierce				
Date	Jamie R. Pierce 0305054				
	Signature of Attorney or Litiga	nt			
	Counsel for Hage Construction	n Company			
	Hinshaw & Culbertson LLP				
	333 South Seventh Street Suite 2000				
	Minneapolis, MN 55402				

612-333-3434 Fax:612-334-8888 jpierce@hinshawlaw.com