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B1 (Official Form 1)	(04/13)	TT . 4 . J	04 - 4	D 1	4 -	<u> </u>	90 1 01				
		United		t of Min		Court				Vol	untary Petition
Name of Debtor (if Moe's of Moun			Middle):			Name	of Joint De	ebtor (Spouse)	) (Last, First	, Middle):	
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):					All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):						
Last four digits of So (if more than one, state all) 45-2497909	oc. Sec. or Ind	ividual-Taxpa	yer I.D. (	(ITIN)/Com	plete EIN	Last fo	our digits o	f Soc. Sec. or	Individual-	Гахрауег I.	D. (ITIN) No./Complete EIN
Street Address of De 2400 Highway Mounds View,	10	Street, City, a	and State)	:	ZIP Code		Address of	Joint Debtor	(No. and Str	reet, City, a	nd State):  ZIP Code
				[ :	55112						ZIF Code
County of Residence Ramsey	or of the Prin	icipal Place o	f Business	s:		Count	y of Reside	ence or of the	Principal Pla	ace of Busi	ness:
Mailing Address of I	Debtor (if diffe	erent from str	eet addres	ss):		Mailir	ng Address	of Joint Debte	or (if differe	nt from stre	eet address):
				Г	ZIP Code	:					ZIP Code
Location of Principal (if different from stre						<b>I</b>					<b>'</b>
Type (Form of Organi	e of Debtor	one box)			of Business	1		•	of Bankrup Petition is Fi		Under Which
☐ Individual (incluse Exhibit D on per Corporation (inclused Partnership ☐ Other (If debtor is check this box and	des Joint Debt age 2 of this for udes LLC and not one of the a	ors) m. l LLP) above entities,	Sing in 1 Rail Stoo	lth Care Bugle Asset Re 1 U.S.C. §	siness eal Estate as 101 (51B)	s defined	☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt	er 7 er 9 er 11 er 12	☐ Cl of ☐ Cl	hapter 15 P a Foreign hapter 15 P	etition for Recognition Main Proceeding etition for Recognition Nonmain Proceeding
Chapte	er 15 Debtors	<b>1</b>	Oth							e of Debts	
Country of debtor's cer Each country in which by, regarding, or again	a foreign proce	eding	unde	(Check box tor is a tax-ex er Title 26 of	mpt Entity  i, if applicable cempt organiz the United St  l Revenue Co	e) zation tates	defined in 11 U.S.C. § 101(8) as business debts. ties "incurred by an individual primarily for			■ Debts are primarily business debts.	
	Filing Fee (C	Check one box	:)		Check	one box:	1	Chap	ter 11 Debt	ors	
■ Full Filing Fee attac □ Filing Fee to be pai attach signed applic debtor is unable to Form 3A. □ Filing Fee waiver re	d in installments cation for the co pay fee except i	urt's considerat n installments.	on certifyi Rule 1006(	ng that the (b). See Office	ial Check	Debtor is not if: Debtor's aggrare less than all applicable	a small busing regate nonco \$2,490,925 (ee boxes:		lefined in 11 U	J.S.C. § 1010 cluding debts	
attach signed applic					BB.   🗖 2	Acceptances	of the plan w		epetition from	one or more	e classes of creditors,
Statistical/Administ  ■ Debtor estimates  □ Debtor estimates there will be no f	that funds wil	l be available exempt prop	erty is ex	cluded and	administrat		es paid,		THIS	S SPACE IS 1	FOR COURT USE ONLY
Estimated Number of 1- 50-49 99	f Creditors  100- 199	200-	1,000- 5,000	5,001- 10,000	10,001- 25,000	□ 25,001- 50,000	50,001- 100,000	OVER 100,000			
Estimated Assets  So to \$50,001 \$50,000 \$100,000		\$500,001 to \$1	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion				
Estimated Liabilities	to \$100,001 to \$500,000	\$500,001 to \$1	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion				

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**B1** (Official Form 1)(04/13) Page 2 Name of Debtor(s): Voluntary Petition Moe's of Mounds View, Inc. (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: Location Case Number: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: 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 forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available 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 required by 11 U.S.C. §342(b). and is requesting relief under chapter 11.) ☐ 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 with this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

# **B1** (Official Form 1)(04/13)

**Voluntary Petition** 

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

Name of Debtor(s):

Moe's of Mounds View, Inc.

# Signatures

**Signature(s) of Debtor(s) (Individual/Joint)**I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

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

 $\mathbf{X}_{-}$ 

Signature of Debtor

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

## Signature of Attorney\*

### X /s/ Steven B. Nosek

Signature of Attorney for Debtor(s)

#### Steven B. Nosek 79960

Printed Name of Attorney for Debtor(s)

## Steven B. Nosek, P.A.

Firm Name

Attorney at Law 2855 Anthony Lane S, #201 St. Anthony, MN 55418

Address

# Email: snosek@noseklawfirm.com

612-335-9171 Fax: 612-789-2109

Telephone Number

#### May 14, 2014

Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

#### **Signature of Debtor (Corporation/Partnership)**

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

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

## ▼ /s/ Jeffrey W. Moritko

Signature of Authorized Individual

#### Jeffrey W. Moritko

Printed Name of Authorized Individual

#### President

Title of Authorized Individual

#### May 14, 2014

Date

#### Signature of a Foreign Representative

Page 3

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

(Check only one box.)

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

X

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

# Signature of Non-Attorney Bankruptcy Petition Preparer

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

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

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

_	_		-	
٦	٠	v	•	

Date

Address

Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

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

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

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**B4** (Official Form 4) (12/07)

# United States Bankruptcy Court District of Minnesota

In re	Moe's of Mounds View, Inc.			
		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]
American Fish & Seafood Co	American Fish & Seafood Co			5,913.78
5501 Opportunity Ct Minnetonka, MN 55343	5501 Opportunity Ct Minnetonka, MN 55343			
Chenowirth Floral 563 Old Hwy 8 SW New Brighton, MN 55112	Chenowirth Floral 563 Old Hwy 8 SW New Brighton, MN 55112			1,270.95
Dennys 5th Avenue Bakery 7840 Fifth Ave S Bloomington, MN 55420	Dennys 5th Avenue Bakery 7840 Fifth Ave S Bloomington, MN 55420			1,632.25
Ecolab PO Box 70343 Chicago, IL 60673-0343	Ecolab PO Box 70343 Chicago, IL 60673-0343			2,099.09
Edward Don & Company 2562 Paysphere Circle Chicago, IL 60674	Edward Don & Company 2562 Paysphere Circle Chicago, IL 60674			5,155.31
Gene's Commercial Refrigeratio 3354 Edgerton Street Vadnais Heights, MN 55127	Gene's Commercial Refrigeratio 3354 Edgerton Street Vadnais Heights, MN 55127			1,618.37
Infiniti Properties, LLC Cheng S. Lor 6121 Excelsior Blvd., #210 St. Louis Park, MN 55461-2725	Infiniti Properties, LLC Cheng S. Lor 6121 Excelsior Blvd., #210 St. Louis Park, MN 55461-2725			9,617.67
Midway Party Rental 600 Kasota Ave SE Minneapolis, MN 55414	Midway Party Rental 600 Kasota Ave SE Minneapolis, MN 55414			2,645.14
Phillips Wine & Spirits PO Box 16328 Saint Paul, MN 55116-0328	Phillips Wine & Spirits PO Box 16328 Saint Paul, MN 55116-0328			4,663.05
Ravich Meyer 4545 IDS Center 80 S 8th Street Minneapolis, MN 55402	Ravich Meyer 4545 IDS Center 80 S 8th Street Minneapolis, MN 55402			2,730.00

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B4 (Offic	cial Form 4) (12/07) - Cont.		
In re	Moe's of Mounds View, Inc.	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]
Samco 3499 Lexington Ave N Suite 205 Arden Hills, MN 55126	Samco 3499 Lexington Ave N Suite 205 Arden Hills, MN 55126			1,225.77
Sassy Lassu Trivia 5704 Blaisdell Ave S Minneapolis, MN 55419	Sassy Lassu Trivia 5704 Blaisdell Ave S Minneapolis, MN 55419			2,400.00
Shamrock Group 2900 5th Avenue South Minneapolis, MN 55408-2484	Shamrock Group 2900 5th Avenue South Minneapolis, MN 55408-2484			2,610.29
Southern Wine & Spirits of MN 701 Industrial Blvd ND Suite B	Southern Wine & Spirits of MN 701 Industrial Blvd ND Suite B Minneapolis, MN 55413			2,144.82
Minneapolis, MN 55413 Spruce Linen Supply 9311 Bryance Ave S Bloomington, MN 55420-3403	Spruce Linen Supply 9311 Bryance Ave S Bloomington, MN 55420-3403			7,659.18
St. Agnes Baking Co. 644 Olive Street Saint Paul, MN 55130	St. Agnes Baking Co. 644 Olive Street Saint Paul, MN 55130			8,109.41
US Foods, Inc. NW 6059 PO Box 1450 Minneapolis, MN 55485-6059	US Foods, Inc. NW 6059 PO Box 1450 Minneapolis, MN 55485-6059			80,591.17
Walters Recycling & Refuse PO Box 67 Circle Pines, MN 55014	Walters Recycling & Refuse PO Box 67 Circle Pines, MN 55014			2,517.76
Wirtz Beverage MN PO Box 1433 Minneapolis, MN 55480-1433	Wirtz Beverage MN PO Box 1433 Minneapolis, MN 55480-1433			1,221.50
XCel Energy PO Box 9477 Minneapolis, MN 55484-9477	XCel Energy PO Box 9477 Minneapolis, MN 55484-9477			4,916.46

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B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	Moe's of Mounds View, Inc.	Case No.	
	Debtor(s)		

# LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

# 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	May 14, 2014	Signature	/s/ Jeffrey W. Moritko	
			Jeffrey W. Moritko	
			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.

AMERICAN FISH & SEAFOOD CO 5501 OPPORTUNITY CT MINNETONKA MN 55343

AMTRUST NORTH AMERICA, INC. PO BOX 318004 CLEVELAND OH 44131-8004

BLAINE LOCK & SAFE INC. 12502 CENTRAL AVE NE BLAINE MN 55434

BROTHERS INUDSTRIAL CLEANING 1916 STILLWATER AVE SAINT PAUL MN 55119

CHENOWIRTH FLORAL 563 OLD HWY 8 SW NEW BRIGHTON MN 55112

COZZINI BROS., INC. 350 HOWARD AVENUE DES PLAINES IL 60018

DA SWIFT, INC. 8987 KALDER AVE NE MONTICELLO MN 55362

DENNYS 5TH AVENUE BAKERY 7840 FIFTH AVE S
BLOOMINGTON MN 55420

ECOLAB
PO BOX 70343
CHICAGO IL 60673-0343

EDWARD DON & COMPANY 2562 PAYSPHERE CIRCLE CHICAGO IL 60674

ENGBERG PLUMBGIN, INC. 3030 COUNTY ROAD J MOUNDS VIEW MN 55112

FAORCON SERVICE COMPANY 764 VANDALIA STREET SAINT PAUL MN 55114

FARMER BROTHERS COFFEE PO BOX 79705 CITY OF INDUSTRY CA 91716-9075

FIKES 8172 MONTICELLO LANE N MAPLE GROVE MN 55369

FOREMOST BUSINESS SYSTEMS 4834 PARK GLENN ROAD MINNEAPOLIS MN 55416

GENE'S COMMERCIAL REFRIGERATIO 3354 EDGERTON STREET VADNAIS HEIGHTS MN 55127

GUARDIAN PEST CONTROL 701 EAST FOURTH STREET DULUTH MN 55805-2094

INFINITI PROPERTIES, LLC CHENG S. LOR 6121 EXCELSIOR BLVD., #210 ST. LOUIS PARK MN 55461-2725 INTERSTATE COMPANIES PO BOX 1028 FOREST LAKE MN 55025

JEFFREY W. MORITKO 4690 CHANDLER ROAD SHOREVIEW MN 55126

METRO SALES, INC. 1620 E 78TH STREET MINNEAPOLIS MN 55423

METRO SUPER SAVER 1341 COUNTY ROAD D CIRCLE VADNAIS HEIGHTS MN 55109

MIDWAY PARTY RENTAL 600 KASOTA AVE SE MINNEAPOLIS MN 55414

OLD DUTCH
PO BOX 64627
SAINT PAUL MN 55164-0627

PHILLIPS WINE & SPIRITS PO BOX 16328 SAINT PAUL MN 55116-0328

RAVICH MEYER
4545 IDS CENTER
80 S 8TH STREET
MINNEAPOLIS MN 55402

SAMCO 3499 LEXINGTON AVE N SUITE 205 ARDEN HILLS MN 55126 SANIMAX, LLC 39379 TREASURY CENTER CHICAGO IL 60694

SASSY LASSU TRIVIA 5704 BLAISDELL AVE S MINNEAPOLIS MN 55419

SHAMROCK GROUP 2900 5TH AVENUE SOUTH MINNEAPOLIS MN 55408-2484

SOUTHERN WINE & SPIRITS OF MN 701 INDUSTRIAL BLVD ND SUITE B MINNEAPOLIS MN 55413

SPRUCE LINEN SUPPLY 9311 BRYANCE AVE S BLOOMINGTON MN 55420-3403

ST. AGNES BAKING CO. 644 OLIVE STREET SAINT PAUL MN 55130

ST. MANE SPORTING GOODS, INC. 4159 28TH AVE S
MINNEAPOLIS MN 55406

T-MOBILE PO BOX 790047 SAINT LOUIS MO 63179

TRIO SUPPLY CO 3112 N 2ND STREET MINNEAPOLIS MN 55411

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US FOODS, INC. NW 6059 PO BOX 1450 MINNEAPOLIS MN 55485-6059

WALTERS RECYCLING & REFUSE PO BOX 67 CIRCLE PINES MN 55014

WIRTZ BEVERAGE MN PO BOX 1433 MINNEAPOLIS MN 55480-1433

XCEL ENERGY
PO BOX 9477
MINNEAPOLIS MN 55484-9477

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# United States Bankruptcy Court District of Minnesota

In re Moe's of Mounds View,	Inc.	Case No.	
	Debtor(s)	Chapter	_11
CO	ORPORATE OWNERSHIP STATEMENT (	RULE 7007.1)	
or recusal, the undersigned courfollowing is a (are) corporation	nkruptcy Procedure 7007.1 and to enable the Junsel for <u>Moe's of Mounds View, Inc.</u> in the above, other than the debtor or a governmental unitation's(s') equity interests, or states that there are	oove captioned a	action, certifies that the or indirectly own(s) 10% or
■ None [ <i>Check if applicable</i> ]			
May 14, 2014	/s/ Steven B. Nosek		
Date	Steven B. Nosek 79960		
	Signature of Attorney or Litiga		
	Counsel for Moe's of Mounds Steven B. Nosek, P.A.	view, inc.	
	Attorney at Law		
	2855 Anthony Lane S, #201 St. Anthony, MN 55418		
	612-335-9171 Fax:612-789-2109		

snosek@noseklawfirm.com