Case 14-42843 Doc 1 Filed 04/11/14 Entered 04/11/14 12:08:47 Main Document B1 (Official Form 1)(04/13) Pg. 1. of 10

United States Bankruptcy Court Eastern District of Missouri						Voluntary Petition					
	Name of Debtor (if individual, enter Last, First, Middle): Fredo's Management Company, LLC				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 Or (inclu	her Names de married,	used by the J maiden, and	oint Debtor trade names	in the last 8 years ):			
Last four dig (if more than one 43-17653	, state all)	Sec. or Indi	vidual-Taxpa	yer I.D. (	ITIN)/Com	plete EIN	Last f	our digits o than one, state	f Soc. Sec. or	Individual-	Taxpayer I.D. (ITIN) No./Complete EIN
Street Addre	ss of Debto		Street, City, a	and State)	:	ZIP Code		Address of	Joint Debtor	(No. and St	reet, City, and State):  ZIP Code
						63137-18	37	45 11		D	
County of Ro Saint Lo		of the Princ	cipal Place o	f Business	S:		Count	y of Reside	ence or of the	Principal Pla	ace of Business:
Mailing Add	ress of Deb	otor (if diffe	rent from str	eet addres	s):		Mailiı	ng Address	of Joint Debt	or (if differe	nt from street address):
					Г	ZIP Code	<u>:</u>				ZIP Code
Location of I (if different f	Principal As from street	ssets of Bus address abo	siness Debtor ve):		•		•				,
(Form (	• •	f Debtor	one boy)			of Business	S				otcy Code Under Which iled (Check one box)
(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.)  ☐ Commodity Broker ☐ Commodity Broker ☐ Clearing Bank			s defined	☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt	er 7 er 9 er 11 er 12	☐ Cl of ☐ Cl	hapter 15 Petition for Recognition a Foreign Main Proceeding hapter 15 Petition for Recognition a Foreign Nonmain Proceeding				
	-	15 Debtors		Othe		4 E444-	_				e of Debts k one box)
Each country by, regarding,	in which a fo	oreign procee	eding	unde		the United S	le) zation tates	"incurred by an individual primarily for			
_			heck one box	:)			one box:		•	ter 11 Debt	
	to be paid in ned application	installments on for the cou	(applicable to art's considerate in installments.	ion certifyi	ng that the	Check	Debtor is not if: Debtor's agg	a small busing	ntingent liquida	lefined in 11 U	C. § 101(51D).  J.S.C. § 101(51D).  Cluding debts owed to insiders or affiliates)  on 4/01/16 and every three years thereafter).
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.  ☐ A plan ☐ Accept				A plan is bei Acceptances	ng filed with of the plan w		epetition from	one or more classes of creditors,			
Statistical/A				6 11			11.			THIS	SPACE IS FOR COURT USE ONLY
	stimates tha	it, after any	exempt prop	erty is ex	cluded and	administrat		es paid,			
Estimated Nu	umber of C	reditors					_	_	_		
1- 49	50- 99	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 As \$0 to \$50,000	\$50,001 to \$100,000	\$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			
Estimated Li  \$0 to \$50,000	abilities  \$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10	\$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) Pg 2 of 10 Page 2 Name of Debtor(s): Voluntary Petition Fredo's Management Company, LLC (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: Location Date Filed: 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 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 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)

Pg 3 of 10

Name of Debtor(s):

# **Voluntary Petition**

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

## 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/ Rochelle D. Stanton

Signature of Attorney for Debtor(s)

#### Rochelle D. Stanton 49641

Printed Name of Attorney for Debtor(s)

### Rochelle D. Stanton

Firm Name

Attorney at Law, MO. Bar #49641 745 Old Frontenac Square Frontenac, MO 63131

Address

# Email: rstanton@rochelledstanton.com

314-991-1559 Fax: 314-991-1183

Telephone Number

### April 11, 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.

## X /s/ Frederick Whigham

Signature of Authorized Individual

#### Frederick Whigham

Printed Name of Authorized Individual

#### Shareholder

Title of Authorized Individual

#### April 11, 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.

4	7
2	١

Signature of Foreign Representative

Printed Name of Foreign Representative

Fredo's Management Company, LLC

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.)

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 Eastern District of Missouri

In re	Fredo's Management Company, LLC			
		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	Name, telephone number and complete	Nature of claim (trade	Indicate if claim is	Amount of claim
mailing address including zip	mailing address, including zip code, of	debt, bank loan,	contingent,	[if secured, also
code	employee, agent, or department of creditor	government contract,	unliquidated,	state value of
	familiar with claim who may be contacted	etc.)	disputed, or	security]
			subject to setoff	
Ameren IL	Ameren IL	Utility Service		1,000.00
P.O. Box 66893	P.O. Box 66893			
Saint Louis, MO 63166	Saint Louis, MO 63166			
Ameren Missouri	Ameren Missouri	Utility Service		7,000.00
P.O. Box 66700	P.O. Box 66700			
Saint Louis, MO 63166-6700	Saint Louis, MO 63166-6700			
AmerenIP	AmerenIP	Utility Service		3,400.00
P.O.Box 66884	P.O.Box 66884			
Saint Louis, MO 63166	Saint Louis, MO 63166			
AT& T Bankruptcy	AT& T Bankruptcy	Land Line		1,600.00
P.O. Box 769	P.O. Box 769	telephone service		'
Arlington, TX 76004	Arlington, TX 76004			
Belleview Treasurer	Belleview Treasurer	Utility Service		3,100.00
P.O. Box 388	P.O. Box 388			
Belleville, IL 62222	Belleville, IL 62222			
BMO Harris Bank, National	BMO Harris Bank, National Assn.	3422 South		1,100,000.00
Assn.	13205 Manchester Road	Jefferson, St.		' '
13205 Manchester Road	Saint Louis, MO 63131	Louis, MO		(44,000.00
Saint Louis, MO 63131		4130 West Main,		secured)
		Belleville, MO		
Illinois American Water	Illinois American Water	Utility Service		3,500.00
P.O.Box 94551	P.O.Box 94551			
Palatine, IL 60094-4551	Palatine, IL 60094-4551			
Laclede Gas	Laclede Gas	Utility Service		500.00
720 Olive Street	720 Olive Street			
Drawer 2	Drawer 2			
Saint Louis, MO 63171	Saint Louis, MO 63171			
Laclede Gas	Laclede Gas	Utility Service		500.00
720 Olive Street	720 Olive Street			
Drawer 2	Drawer 2			
Saint Louis, MO 63171	Saint Louis, MO 63171			
Metro St.Louis Sewer	Metro St.Louis Sewer District	Utility Service		3,000.00
District	2350 Market St.			
2350 Market St.	Saint Louis, MO 63103			
Saint Louis, MO 63103				1

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B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	Fredo's Management Company, LLC	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]
Missouri Dept. of Revenue	Missouri Dept. of Revenue			90,000.00
Div. of Taxation And Collection P.O.Box 385	Div. of Taxation And Collection P.O.Box 385 Jefferson City, MO 65105			(0.00 secured)
Jefferson City, MO 65105 Prairie Farms Dairy 525 Turner Saint Peters, MO 63376	Prairie Farms Dairy 525 Turner Saint Peters, MO 63376	Wholesaler Account		31,000.00
Precision Analysts Paul Stell 220 Ordieto Court Florissant, MO 63031	Precision Analysts Paul Stell 220 Ordieto Court Florissant, MO 63031	Environmental Study		7,150.00
St. Claire County Collector P.O. Box 8445 Belleville, IL 62222	St. Claire County Collector P.O. Box 8445 Belleville, IL 62222			20,000.00 (0.00 secured)
State of Illinois 15 Executive Square Belleville, IL 62223	State of Illinois 15 Executive Square Belleville, IL 62223			35,000.00 (0.00 secured)
Tyson Foods P.O. Box 2020 Springdale, AR 72765	Tyson Foods P.O. Box 2020 Springdale, AR 72765	Wholesale Account		11,000.00

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

I, the Shareholder 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	April 11, 2014	Signature	/s/ Frederick Whigham
			Frederick Whigham
			Shareholder

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

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# United States Bankruptcy Court Eastern District of Missouri

In 1	re Fredo's Management Company, LLC		Case No.		
		Debtor(s)	Chapter	11	
	DISCLOSURE OF COMPEN	SATION OF ATTO	RNEY FOR D	EBTOR(S)	
1.	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016 compensation paid to me within one year before the filing be rendered on behalf of the debtor(s) in contemplation of	6(b), I certify that I am the attorned of the petition in bankruptcy	torney for the above- y, or agreed to be pai	-named debtor and thatid to me, for services r	
	For legal services, I have agreed to accept		\$	4,787.00	
	Prior to the filing of this statement I have received			0.00	
	Balance Due		\$ <u></u>	4,787.00	
2.	\$ <b>1,213.00</b> of the filing fee has been paid.				
3.	The source of the compensation paid to me was:				
	■ Debtor □ Other (specify):				
4.	The source of compensation to be paid to me is:				
	■ Debtor □ Other (specify):				
5.	■ I have not agreed to share the above-disclosed comper	nsation with any other person	n unless they are me	mbers and associates of	of my law firm.
	☐ I have agreed to share the above-disclosed compensation copy of the agreement, together with a list of the name				law firm. A
6.	In return for the above-disclosed fee, I have agreed to rend	der legal service for all aspec	cts of the bankruptcy	case, including:	
	<ul> <li>a. Analysis of the debtor's financial situation, and rendering</li> <li>b. Preparation and filing of any petition, schedules, statement</li> <li>c. Representation of the debtor at the meeting of creditors</li> <li>d. Representation of the debtor in adversary proceedings</li> <li>e. [Other provisions as needed]</li> </ul>	ment of affairs and plan whic s and confirmation hearing, a	ch may be required; and any adjourned he	•	kruptcy;
7.	By agreement with the debtor(s), the above-disclosed fee of	does not include the following	ng service:		
		CERTIFICATION			
this	I certify that the foregoing is a complete statement of any as bankruptcy proceeding.	agreement or arrangement fo	r payment to me for	representation of the o	debtor(s) in
Dat	ted: April 11, 2014	/s/ Rochelle D. S	Stanton		
		Rochelle D. Star Rochelle D. Star			
		Attorney at Law,	, MO. Bar #49641		
		745 Old Fronten Frontenac, MO 6			
			ax: 314-991-1183		
		rstanton@roche	lledstanton com		

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# United States Bankruptcy Court Eastern District of Missouri

In re Fredo's Management Company, LLC	Dobtonia		Case No.	11
	Debtor(s	)	Chapter	
VERIFICATION (	OF CREI	DITOR MATR	IX	
The above named debtor(s) hereby certifies/c containing the names and addresses of my creditors complete.	•			
		ck Whigham		
		Whigham/Sharel	nolder	
	Signer/T	itle		
	Dated:	April 11, 2014		

Internal Revenue Service ACS Support 2970 Market Street Philadelphia, PA 19104-5002

Missouri Department Of Revenue General Counsels Office P.O.Box 475 Mail Stop 202 Jefferson City, MO 65105-0100

Ameren IL P.O. Box 66893 Saint Louis, MO 63166

Ameren Missouri P.O. Box 66700 Saint Louis, MO 63166-6700

AmerenIP P.O.Box 66884 Saint Louis, MO 63166

AT& T Bankruptcy P.O. Box 769 Arlington, TX 76004

Belleview Treasurer P.O. Box 388 Belleville, IL 62222

BMO Harris Bank, National Assn. 13205 Manchester Road Saint Louis, MO 63131

Gregory FX Daly Collector of Revenue Ccity of St.Louis P.O.BOX 66877 Saint Louis, MO 63166-6877

Illinois American Water P.O.Box 94551 Palatine, IL 60094-4551

Joel A. Kunin, Esq. Mark A. Silvermintz, Esq. 1606 Eastport Plaza Drive Collinsville, IL 62234

Laclede Gas 720 Olive Street Drawer 2 Saint Louis, MO 63171 Metro St.Louis Sewer District 2350 Market St. Saint Louis, MO 63103

Missouri Dept. of Revenue Div. of Taxation And Collection P.O.Box 385 Jefferson City, MO 65105

Prairie Farms Dairy 525 Turner Saint Peters, MO 63376

Precision Analysts Paul Stell 220 Ordieto Court Florissant, MO 63031

St. Claire County Collector P.O. Box 8445 Belleville, IL 62222

State of Illinois 15 Executive Square Belleville, IL 62223

Tyson Foods P.O. Box 2020 Springdale, AR 72765

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# United States Bankruptcy Court Eastern District of Missouri

In re	Fredo's Management Company, LLC		Case No.	
		Debtor(s)	Chapter	11
	CORPORATI	E OWNERSHIP STATEMENT	(RULE 7007.1)	
or recu	ant to Federal Rule of Bankruptcy Prousal, the undersigned counsel for <u>Fr</u> llowing is a (are) corporation(s), othere of any class of the corporation's(s') 1:	redo's Management Company, LLC or than the debtor or a governmenta	in the above call unit, that direc	aptioned action, certifies that etly or indirectly own(s) 10%
■ Nor	ne [Check if applicable]			
	11, 2014	/s/ Rochelle D. Stanton		
Date		Rochelle D. Stanton 49641		
		Signature of Attorney or Litiga		
		Counsel for Fredo's Manager Rochelle D. Stanton	ment Company, I	<u>-LC</u>
		Attorney at Law, MO. Bar #4964	14	
		745 Old Frontenac Square	''	
		Frontenac, MO 63131		
		314-991-1559 Fax:314-991-1183		
		rstanton@rochelledstanton.cor	11	