	Dffic@asenO9(69915-abf11 _ E United States Western Dis	Bankrupteentri strict of Missouri	Page 1	of 10		ary Petition	
	e of Debtor (if individual, enter Last, First, Middle): Duntain Valley Water LLC		Name of Joint Debtor (Spouse) (Last, First, Middle):				
(inclu	ther Names used by the Debtor in the last 8 years ide married, maiden, and trade names): ringfield Water Company			s used by the Joint , maiden, and trac	Debtor in the last 8 years le names):	S	
	our digits of Soc. Sec. or Indvidual-Taxpayer I.D. (I' han one, state all): <b>26-1517692</b>	FIN) No./Complete EIN(if	Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN(if more than one, state all):				
21	Address of Debtor (No. & Street, City, and State): 01 West Chesterfield, #100-15 ringfield, MO		Street Address of Joint Debtor (No. & Street, City, and St				
Cour	ZI ty of Residence or of the Principal Place of Busines	P CODE 65807	County of Resid	ence or of the Priv	cipal Place of Business:	ZIP CODE	
	eene		county of reeste		leipui i luce of Busiliess.		
Maili	ng Address of Debtor (if different from street addre	ss):	Mailing Address	s of Joint Debtor (i	f different from street add	dress):	
	ZI	P CODE			2	ZIP CODE	
	on of Principal Assets of Business Debtor (if differe					ZIP CODE 65807	
2101	W. Chesterfield, #100-15, Springfield, Type of Debtor	Nature of Bus	iness	Ch	apter of Bankruptcy C	05007	
	(Form of Organization) (Check <b>one</b> box.)	(Check one box)	mess	Chi	the Petition is Filed (0		
	Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. Corporation (includes LLC and LLP)	<ul> <li>Health Care Business</li> <li>Single Asset Real Estat U.S.C. § 101(51B)</li> <li>Railroad</li> </ul>	e as defined in 11	Chapter 7 Chapter 9	Re M	hapter 15 Petition for ecognition of a Foreign lain Proceeding	
	Partnership Other (If debtor is not one of the above entities, check this box and state type of entity below.)	<ul> <li>Stockbroker</li> <li>Commodity Broker</li> <li>Clearing Bank</li> </ul>		Chapter 1 Chapter 1	2 Re	hapter 15 Petition for ecognition of a Foreign onmain Proceeding	
		Other			Nature of D (Check one b		
		Tax-Exempt E         (Check box, if app         Debtor is a tax-exempt under Title 26 of the U	licable) organization nited States	debts, def § 101(8) a individual	primarily consumer ined in 11 U.S.C. is "incurred by an primarily for a family, or house-	Debts are primarily business debts.	
	Filing Fee (Check one box	Code (the Internal Rev	enue Code.)	hold purpe	ose." Chapter 11 Debtors	<u>.</u>	
	Filing Fee attached	()	Check one	box:		'	
			Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).				
☐ 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.				<ul> <li>Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).</li> <li>Check if:</li> <li>Debtor's aggregate noncontingent liquidated debts (excluding debts owed to</li> </ul>			
☐ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must							
a	ttach signed application for the court's consideration	h. See Official Form 3B.	Check all applicable boxes <ul> <li>A plan is being filed with this petition</li> </ul>				
			Acceptances of the plan were solicited prepetition from one or more classes				
Stati	stical/Administrative Information		of cred	itors, in accordance	ce with 11 U.S.C. § 1126	THIS SPACE IS FOR	
	Debtor estimates that funds will be available for dist Debtor estimates that, after any exempt property is e expenses paid, there will be no funds available for d	xcluded and administrative	s.			COURT USE ONLY	
Estin	ated Number of Creditors						
1- 49	50-100-200-1,000-991999995,000	5,001- 10,001- 25,0 10,000 25,000 50,0	001- 50,001-	Over 100,000			
<b>⊠</b> \$0 to	ated Assets     Image: Constraint of the system     Image: Constraint of the system       \$50,001 to     \$100,001 to     \$500,001 to       \$500,000     \$500,000     \$1     to \$       000     \$100,000     \$500,000     \$1     to \$	0 to \$50 to \$100	,001 \$100,000,00 to \$500 million	1 \$500,000,00 to \$1 billion	I More than \$1 billion		
□ \$0 to	ated Liabilities <b>Solution</b> \$50,001 to \$100,001 to \$500,001 to \$1,0 \$500,000 \$500,000 \$1 to \$1,0 million million m	00,001 \$10,000,001 \$50,000 0 to \$50 to \$100		1 \$500,000,00 to \$1 billion	More than \$1 billion		

Voluntary Petitio		1/09 Entered 08/21/09 14:1 Name 9 2:0 (s) 10	4:44 Des& Mein B1, Page
(This page must be	completed and filed in every case)	Mountain Valley Water LLC	
	All Prior Bankruptcy Cases Filed Within La	st 8 Years (If more than two, attach additional she	,
	DNE	Case Number:	Date Filed:
Location Where Filed:		Case Number:	Date Filed:
	Pending Bankruptcy Case Filed by any Spouse, Partner of	r Affiliate of this Debtor (If more than one, attack	h additional sheet)
Name of Debtor: NONE		Case Number:	Date Filed:
District:		Relationship:	Judge:
10Q) with the Securitie of the Securities Excha	<b>Exhibit A</b> btor is required to file periodic reports (e.g., forms 10K and es and Exchange Commission pursuant to Section 13 or 15(d) nge Act of 1934 and is requesting relief under chapter 11.)	Exhibit B (To be completed if debto whose debts are primarily I, the attorney for the petitioner named in the fore have informed the petitioner that [he or she] may 12, or 13 of title 11, United States Code, and hav available under each such chapter. I further certifi debtor the notice required by 11 U.S.C. § 342(b)	r is an individual consumer debts) egoing petition, declare that I proceed under chapter 7, 11, ve explained the relief y that I have delivered to the
Exhibit A is attac	ched and made a part of this petition.	X Not Applicable Signature of Attorney for Debtor(s)	Date
	Гe	hibit C	
	have possession of any property that poses or is alleged to pose a C is attached and made a part of this petition.	threat of imminent and identifiable harm to public h	nealth or safety?
	Ex	nibit D	
Exhibit D con If this is a joint petition	very individual debtor. If a joint petition is filed, each spouse mus mpleted and signed by the debtor is attached and made a part of t :: so completed and signed by the joint debtor is attached and made	his petition.	
		<b>ding the Debtor - Venue</b> <i>y</i> applicable box)	
	Debtor has been domiciled or has had a residence, principal place receding the date of this petition or for a longer part of such 180	of business, or principal assets in this District for 18	0 days immediately
Г	There is a bankruptcy case concerning debtor's affiliate. general p	artner, or partnership pending in this District.	
h	Debtor is a debtor in a foreign proceeding and has its principal pla tas no principal place of business or assets in the United States bu his District, or the interests of the parties will be served in regard	t is a defendant in an action or proceeding [in a fede	
		des as a Tenant of Residential Property pplicable boxes.)	
	andlord has a judgment against the debtor for possession of debto	or's residence. (If box checked, complete the following	ng).
		or's residence. (If box checked, complete the following (Name of landlord that obtained judgment)	ng).
			ng).
		(Name of landlord that obtained judgment) (Address of landlord) circumstances under which the debtor would be per	nitted to cure the
	Landlord has a judgment against the debtor for possession of debto Debtor claims that under applicable nonbankruptcy law, there are	(Name of landlord that obtained judgment) (Address of landlord) circumstances under which the debtor would be perion, after the judgment for possession was entered, an	nitted to cure the d

B1(Offic@afser09(6/1915-abf11 Doc 1 Filed 08/2)	1/09 Entered 08/21/09 14:14:44 Desc Mein B1, Page 2			
Voluntary Petition Document	$N_{\text{and gebetof}(s)}^{\text{Page}}$			
(This page must be completed and filed in every case)	Mountain Valley Water LLC			
Sign	atures			
Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative			
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	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 <b>one</b> box.)			
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 chapter 15 of Title 11, United States Code. Certified Copies of the documents required by § 1515 of title 11 are attached.			
I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.	Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the Chapter of title 11 specified in the petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.			
X Not Applicable	X Not Applicable			
Signature of Debtor	(Signature of Foreign Representative)			
X Not Applicable				
Signature of Joint Debtor	(Printed Name of Foreign Representative)			
Telephone Number (If not represented by attorney)	<b>D</b>			
Date	Date			
Signature of Attorney	Signature of Non-Attorney Petition Preparer			
X /s/ David E. Schroeder				
Signature of Attorney for Debtor(s)	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			
David E. Schroeder Bar No. 32724				
Printed Name of Attorney for Debtor(s) / Bar No.				
David Schroeder Law Offices, P.C.	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,			
Firm Name	as required in that section. Official Form 19 is attached.			
1524 East Primrose, Suite A Springfield, MO 65804				
Address	Not Applicable			
A delega	Printed Name and title, if any, of Bankruptcy Petition Preparer			
<u>(417) 890-1000</u> (417) 886-8563	Social-Security number (If the bankruptcy petition preparer is not an individual, state			
Telephone Number	the Social-Security number of the officer, principal, responsible person or partner of			
8/21/2009	the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)			
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.	Address			
	X Not Applicable			
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.	Date Signature of bankruptcy petition preparer or officer, principal, responsible person, or			
The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition.	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			
X /s/ John Spitz	individual.			
Signature of Authorized Individual	If more than one person prepared this document, attach to the appropriate official form			
John Spitz	for each person.			
Printed Name of Authorized Individual	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			
Managing Member Title of Authorized Individual	both. 11 U.S.C. § 110; 18 U.S.C. § 156.			
8/21/2009 Date				

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Document

**United States Bankruptcy Court** 

Western District of Missouri

In re:

Case No.		
Chapter	11	

**Mountain Valley Water LLC** 

## STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

I, John Spitz, declare under penalty of perjury that I am the sole general partner of Mountain Valley Water LLC, a Missouri limited partnership, and that I am authorized to file a voluntary petition commencing a chapter 11 voluntary bankruptcy case on behalf of the partnership.

Executed on: 8/21/2009

Signed: /s/ John Spitz

John Spitz

Case 09-61915-abf11 Doc 1

UNITED STATES BANKRUPTCY COURT Western District of Missouri

In re: Mountain Valley Water LLC

Debtor

Case No. Chapter 11

## DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR

1.	and t paid t	hat compe to me, for s	nsation paid to me within one year l	befor	2016(b), I certify that I am the attorney for the above-named de re the filing of the petition in bankruptcy, or agreed to be behalf of the debtor(s) in contemplation of or in	ebtor(s)	
	F	For legal se	ervices, I have agreed to accept			\$	6,460.00
	F	Prior to the	filing of this statement I have receive	ved		\$	6,460.00
	E	Balance Du	Je			\$	0.00
2.	Thes	source of a	compensation paid to me was:				
		🗹 De	btor		Other (specify)		
3.	Thes	source of c	compensation to be paid to me is:				
		🗹 De	btor		Other (specify)		
4.	Q	l have n of my la	-	sed	compensation with any other person unless they are members	s and as	ssociates
5.		my law f attached	irm. A copy of the agreement, toget I.	ther	pensation with a person or persons who are not members or a with a list of the names of the people sharing in the compensa ender legal service for all aspects of the bankruptcy case,		tes of
	a)		of the debtor's financial situation, a n in bankruptcy;	and r	endering advice to the debtor in determining whether to file		
	b)	Preparat	tion and filing of any petition, sched	ules,	statement of affairs, and plan which may be required;		
	c)	Represe	ntation of the debtor at the meeting	of ci	reditors and confirmation hearing, and any adjourned hearing	s therec	of;
	d)	[Other p	rovisions as needed]				
		in the	amount of \$6,460.00.		l be charged at attorney's standard hourly rate an orney Employment Agreement.	d Deb	tor has paid a retainer
6.	By a	greement	with the debtor(s) the above disclos	ed fe	ee does not include the following services:		
		None					
					CERTIFICATION		
		•	e foregoing is a complete statement the debtor(s) in this bankruptcy pro		iny agreement or arrangement for payment to me for ding.		
	Dated:	<u>8/21/20</u>	009				

/s/ David E. Schroeder David E. Schroeder, Bar No. 32724

David Schroeder Law Offices, P.C. Attorney for Debtor(s)

B 203 (12/94)

#### Case 09-61915-abf11 Doc 1 Filed 08/21/09 Entered 08/21/09 14:14:44 Desc Main Document Page 6 of 10 <u>ATTORNEY EMPLOYMENT AGREEMENT</u> (CHAPTER 11 BANKRUPTCY PROCEEDING)

WHEREAS, the undersigned party, hereinafter designated as "Client" is desirous of retaining DAVID SCHROEDER LAW OFFICES, P.C., and the undersigned attorney to represent it with respect to its current legal financial situation and the law firm and attorney is desirous of representing Client, and

WHEREAS, The rules of professional conduct suggests that attorneys have written agreements with clients regarding matters being handled and fees, and

THEREFORE, it is mutually agreed to as follows:

A. The attorney hereby agrees to represent Client with respect to the analysis of Client's financial situation and render advice and assistance to the Client in determining whether to file a Petition under Title 11 of the United States Code. Additional services to be rendered include the preparation and filing of the Petition, Schedules, and Statement of Affairs and other documents required by the Court, together with representation of the Client at the Debtor Interview and Meeting of Creditors. For compensation and for attorney's services, time and attorney fees limited to the service or services described, Client agrees to pay the attorney a prepaid advance payment retainer or fee of \$6,460.00. The prepaid charge paid may, in the law firm's sole discretion, be retained in the law firm trust account or applied against charges for the afore-described services and is deemed earned upon receipt. The source of payment was disclosed in Disclosure of Compensation filed herein.

B. All services rendered or to be rendered in the future beyond the services previously described shall be charged at the law firm's standard hourly rate currently ranging from \$150.00 to \$260.00 for attorneys and \$65.00 for legal assistants or paralegals. Hourly charges shall include telephone conferences, voice mail retrieval and response, research, receipt and review of correspondence and pleadings, drafting of pleadings and correspondence, trial preparation, as well as such other matters that may be necessary for disposition of the matter or matters relating to the representation. In addition to hourly charges, Client agrees to pay for all costs, including but not limited to court costs, filing fees, court reporting costs, transcripts, long distance telephone charges, postage and copy charges and any charges that the firm may in its discretion incur as the result of employment of investigators or appraisals. Client has also advanced the court costs or filing fee of \$1,039.00.

C. Client agrees to pay all fees due upon request and understands that failure to pay attorney fees may be a basis for the attorney withdrawing from the case. Payment is due upon receipt of statements following Bankruptcy Court approval, if applicable. Unpaid balances shall bear interest at the rate of One and Five-Tenths percent (1.5%) per month for each Thirty (30) day period the balance remains unpaid. In the event legal action is taken to collect any past-due balance, Client agrees to pay costs of collection, including court costs and attorney fees.

D. Client may discharge the attorney at any time, subject to Court approval. The attorney may withdraw with the Client's consent or for good cause, subject to Court approval, which includes any breach by the Client of this representation agreement. When the attorney's services conclude, all unpaid charges are immediately due, and the attorney will deliver to Client any funds or other property of Clients in the attorney's possession.

Executed and terms accepted.

MOUNTAIN VALLEY WATER LLC

Dated this 20 day of August, 2009

BY s/s/ John Spitz, Managing Member.

APPROVED:

DAVID SCHROEDER LAW OFFICES, P.C.

BY:/s/ David E. Schroeder

David E. Schroeder Attorney for Debtor Case 09-61915-abf11 Doc 1 Filed 08/21/09 Entered 08/21/09 14:14:44 Desc Main Document Page 7 of 10 Empire Bank Bankcard Center PO Box 8000 Jefferson City MO 65102

> Empire Bank PO Box3397 Springfield MO 65808

Mountain Valley Spring Company LLC 283 Mountain Valley Water Place Hot Springs AR 71909

Case	09-61915-abf11	E
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MOW 1009-1.2 (05/07)

### UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF MISSOURI

IN RE:	)	
Mountain Valley Water LLC	)	
	)	
	)	Case No.
	)	
Debtor(s)	)	
	)	

#### **VERIFICATION OF MAILING MATRIX**

The above-named Debtor(s) hereby verifies that the attached list of creditors is true and correct to the best of my knowledge and includes the name and address of my ex-spouse (if any).

Date: 8/21/2009

/s/ John Spitz

John Spitz,Managing Member Signature of Debtor Case 09-61915-abf11 Doc 1

B4 (Official Form 4) (12/07)

## United States Bankruptcy Court Western District of Missouri

In re Mountain Valley Water LLC

Debtor

Chapter 11

Case No

# LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(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, gov- ernment contract, etc.)	Indicate if claim is contingent, unliquidated, disputed or subject to setoff	Amount of claim [if secured also state value of security]
Mountain Valley Spring Company LLC 283 Mountain Valley Water Place Hot Springs AR 71909		open account	UNLIQUIDATED	\$39,669.69
Empire Bank Bankcard Center PO Box 8000		business credit card	UNLIQUIDATED	\$2,289.38

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

I, John Spitz, Managing Member 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: 8/21/2009

Jefferson City MO 65102

Signature: /s/ John Spitz

John Spitz ,Managing Member

(Print Name and Title)

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 09-61915-abf11 Doc 1 Filed 08/21/09 Entered 08/21/09 14:14:44 Desc Main Document Page 10 of 10

#### IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF MISSOURI SOUTHERN DIVISION

IN RE: ) MOUNTAIN VALLEY WATER LLC ) Case No. Debtor. )

#### LOCAL RULE 2015-2A and B STATEMENT

COMES NOW Debtor herein, and having been duly sworn upon oath, states as follows:

A. Pursuant to Local Rule 2015-2A and B, in the best information and belief of the undersigned, the

#### following is true:

- 1. No prior petition in bankruptcy has been filed on behalf of Debtor.
- 2. There are no judgments pending against Debtor;
- 3. No property of the Debtor is in the hands of a public officer, receiver, trustee, assignee for the benefit of creditors, mortgagee, pledgee, or assignee of rents;
- 4. Following deposits are being held by utility companies: None.
- B. As to projected operating statements, pursuant to Local Rule 2015-2A and B, in the best information and

belief of the undersigned, the following is true:

- 1. No sums of money are proposed to be paid for services for a period of thirty (30) days following the filing of this Petition except for general operations;
- 2. The amounts proposed to be paid for services for a period of thirty (30) days to the Debtor is: None anticipated other than operating expenses.
- 3. The estimated gain in the operation for the Debtor's business for a period of thirty (30) days following the filing of the Petition is unknown at this time.
- 4. Debtor has 1 employee.

#### MOUNTAIN VALLEY WATER LLC

By/S/ John Spitz

Managing Member

STATE OF MISSOURI ) ) ss: COUNTY OF GREENE )

I, Corporate Officer of the above-named Debtor, hereby swear that the statements contained herein are true according to the best of my knowledge, information and belief.

/s/ John Spitz

M anaging Member

Subscribed and sworn to before me, a Notary Public, this 20th day of August, 2009.

/s/Geri Hunt Notary Public

#09480120

My commission expires: July 7, 2013 (seal)