31 (Official area 10 (60262-abf11 D	<u>oc 1 Filed 0</u> 2	<u>2/12/1</u>	<u>0 Ent</u> e	ered 02/12/	<u>10 16:25:4</u> 2	Des	sc Main
United States Western Dist	Bankr <b>upt</b> eynCo trict of Missour	ntrt ri	Page 1	of 45			etition
Name of Debtor (if individual, enter Last, First, Middle): Grier Trucking, LLC		Na	me of Joint D	ebtor (Spouse) (Las	t, First, Middle):		
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):		All (inc	l Other Names clude married	used by the Joint I , maiden, and trade	Debtor in the last 8 ye names):	ears	
Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITI nore than one, state all): <b>2203</b>	IN) No./Complete EIN(if		st four digits o an one, state al		idual-Taxpayer I.D. (	ITIN) No./	Complete EIN(if more
Street Address of Debtor (No. & Street, City, and State): 1433 Lon Road Rogersville, MO		Str	reet Address o	f Joint Debtor (No.	& Street, City, and S	tate):	
	CODE <b>65742</b>					ZIP COD	DE
County of Residence or of the Principal Place of Business: Greene	:	Co	unty of Reside	ence or of the Princ	ipal Place of Busines	s:	
Mailing Address of Debtor (if different from street address	3):	Ma	ailing Address	of Joint Debtor (if	different from street	address):	
ZIP	CODE					ZIP COD	DE
location of Principal Assets of Business Debtor (if different	t from street address abov	/e):					_
1433 Lon Road, Rogersville, MO Type of Debtor	Noture o	f Busines	a	Char	oter of Bankruptcy	ZIP COD	00112
(Form of Organization) (Check <b>one</b> box.)	(Check one box)		8	-	the Petition is Filed		
<ul> <li>Individual (includes Joint Debtors)</li> <li>See Exhibit D on page 2 of this form.</li> </ul>	<ul> <li>Health Care Busin</li> <li>Single Asset Real U.S.C. § 101(51E</li> </ul>	Estate as	defined in 11	Chapter 7 Chapter 9	-		5 Petition for on of a Foreign eeding
<ul> <li>Corporation (includes LLC and LLP)</li> <li>Partnership</li> <li>Other (If debtor is not one of the above entities,</li> </ul>	<ul> <li>Railroad</li> <li>Stockbroker</li> <li>Commodity Broke</li> </ul>	er		Chapter 12	-	Recognitio	5 Petition for on of a Foreign Proceeding
check this box and state type of entity below.) Limited Liability Company	<ul><li>Clearing Bank</li><li>Other</li></ul>			Chapter 13	Nature of (Check on		
	Tax-Exem (Check box, □ Debtor is a tax-ex under Title 26 of Code (the Interna	cempt organ	ble) nization I States	debts, defin § 101(8) as individual p	rimarily consumer ed in 11 U.S.C. "incurred by an orimarily for a mily, or house-	D D	ebts are primarily usiness debts.
Filing Fee (Check one box)					Chapter 11 Debto	ors	
<ul> <li>Full Filing Fee attached</li> <li>Filing Fee to be paid in installments (applicable to ind signed application for the court's consideration certifyi unable to pay fee except in installments. Rule 1006(b)</li> <li>Filing Fee waiver requested (applicable to chapter 7 in attach signed application for the court's consideration.</li> </ul>	ng that the debtor is See Official Form 3A. ndividuals only). Must	ch	<ul> <li>❑ Debtor</li> <li>Check if:</li> <li>☑ Debtor' insiders</li> <li>Check all a</li> <li>❑ A plan</li> <li>❑ Accept</li> </ul>	is a small business of is not a small busin s aggregate noncon s or affiliates) are le <b>pplicable boxes</b> is being filed with t ances of the plan w		in 11 U.S. ots (excludi  on from on	C. § 101(51D).
<ul> <li>Statistical/Administrative Information</li> <li>□ Debtor estimates that funds will be available for distri</li> <li>☑ Debtor estimates that, after any exempt property is exc expenses paid, there will be no funds available for dist</li> </ul>	cluded and administrative	e			Ŭ		THIS SPACE IS FOR COURT USE ONLY
Estimated Number of Creditors							
1- 50- 100- 200- 1,000- 49 99 199 999 5,000	5,001- 10,001- 10,000 25,000	25,001- 50,000	50,001- 100,000	Over 100,000			
Estimated Assets \$0 to \$50,001 to \$100,001 to \$500,001 to \$1,000 \$50,000 \$100,000 \$500,000 \$1 to \$100 million million	) to \$50 to \$		\$100,000,000 to \$500 million	5500,000,001 to \$1 billion	D More than \$1 billion		
Estimated Liabilities \$0 to \$50,001 to \$100,001 to \$500,001 to \$1,000 \$50,000 \$100,000 \$500,000 \$1 to \$1,000 \$1 to \$100 million million	) to \$50 to \$		\$100,000,00 to \$500 million	<sup>11</sup> \$500,000,001 to \$1 billion	More than \$1 billion		

Voluntary Petiti		2/10 Entered 02/12/10 16:2 Nane 96 2: of s45	25:42 Desc Main B1, Page
(This page must be	e completed and filed in every case)	Grier Trucking, LLC	
	All Prior Bankruptcy Cases Filed Within La	ast 8 Years (If more than two, attach additional she	
	ONE	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, attac	ch additional sheet)
Name of Debtor: NONE		Case Number:	Date Filed:
District:		Relationship:	Judge:
10Q) with the Securiti	<b>Exhibit A</b> ebtor is required to file periodic reports (e.g., forms 10K and les and Exchange Commission pursuant to Section 13 or 15(d) ange Act of 1934 and is requesting relief under chapter 11.)	Exhibit I (To be completed if debto whose debts are primarily I, the attorney for the petitioner named in the for have informed the petitioner that [he or she] may 12, or 13 of title 11, United States Code, and ha available under each such chapter. I further certi debtor the notice required by 11 U.S.C. § 342(b)	or is an individual v consumer debts) regoing petition, declare that I y proceed under chapter 7, 11, ive explained the relief ify that I have delivered to the
Exhibit A is atta	iched and made a part of this petition.	X Not Applicable Signature of Attorney for Debtor(s)	Date
	E	hibit C	
	r have possession of any property that poses or is alleged to pose a t C is attached and made a part of this petition.	threat of imminent and identifiable harm to public	health or safety?
	Ext	hibit D	
(To be completed by e	every individual debtor. If a joint petition is filed, each spouse mus	st complete and attach a separate Exhibit D.)	
Exhibit D co	ompleted and signed by the debtor is attached and made a part of t	his petition.	
If this is a joint petition			
• •		a part of this patition	
Exhibit D al	lso completed and signed by the joint debtor is attached and made Information Regar	ding the Debtor - Venue	
		y applicable box) of business, or principal assets in this District for 18	80 days immediately
	There is a bankruptcy case concerning debtor's affiliate. general p	artner, or partnership pending in this District.	
	Debtor is a debtor in a foreign proceeding and has its principal pla has no principal place of business or assets in the United States bu this 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.)	,
	Landlord has a judgment against the debtor for possession of debto	or's residence. (If box checked, complete the following	ing).
		(Name of landlord that obtained judgment)	
		(Address of landlord)	
		· · · · · · · · · · · · · · · · · · ·	
	Debtor claims that under applicable nonbankruptcy law, there are entire monetary default that gave rise to the judgment for possession		
		on, after the judgment for possession was entered, an	nd

B1(Offic@afsen10(60262-abf11 Doc 1 Filed 02/12	2/10 Entered 02/12/10 16:25:42 Desc Meth B1, Page			
Voluntary Petition Document	Name geo 3t of 45			
(This page must be completed and filed in every case)	Grier Trucking, LLC			
Sign	natures			
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)	Date			
Date				
Signature of Attorney	Signature of Non-Attorney Petition Preparer			
X /s/Raymond I. Plaster 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(b), 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 chargeabl 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.			
Raymond I. Plaster Bar No. 35485				
Printed Name of Attorney for Debtor(s) / Bar No.				
Raymond I. Plaster, P.C.				
Firm Name	as required in that section. Official 1 official 1 official is attached.			
2032 E. Kearney, #107 Springfield, MO 65803				
Address	Not Applicable			
	Printed Name and title, if any, of Bankruptcy Petition Preparer			
417-831-6900 417-831-6901				
Telephone Number	Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or partner of			
2/12/2010	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	Address			
information in the schedules is incorrect.	X Not Applicable			
Signature of Debtor (Corporation/Partnership)	A Tot Appleance			
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			
X /s/ Susan Grier	in preparing this document unless the bankruptcy petition preparer is not an individual.			
Signature of Authorized Individual	If more than one person prepared this document, attach to the appropriate official form for each person.			
Susan Grier 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.			
2/12/2010				
Date				
	<u> </u>			

Case 10-60262-abf11 Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Desc Main Document Page 4 of 45 UNITED STATES BANKRUPTCY COURT Western District of Missouri

In re:	Grier Truckin	g, LLC		, Ci	ase No.	
			Debtor	C	hapter	11
		Ext	nibit "A" to Vol	untary Petitio	n	
1.	If any of debt number is .	or's securities are register	red under section 12 of the Secu	rities and Exchange Act of 1	934, the	SEC file
2.	The following	g financial data is the lates	at available information and refere	s to debtor's condition on .		
a.	Total assets			\$		631,705.39
b.	Total debts (i	including debts listed in 2.	c., below)	\$		1,053,781.14
						Approximate number of holders
c.	Debt securiti	es held by more than 500	holders.			
	secured	unsecured	subordinated			
d.	Number of sl	hares of preferred stock	_			
e.	Number of sl	hares of common stock	-			
	Comments, i	f any:				
		-				

3. Brief description of debtor's business:

### Trucking

4. List the name of any person who directly or indirectly owns, controls, or holds, with power to vote, 5% or more of the voting securities of debtor:

#### Marvin & Susan Grier - 100% ownership

**United States Bankruptcy Court** 

### Western District of Missouri

Case No. Chapter 11

In re:

Grier Trucking, LLC

## STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

I, Susan Grier, declare under penalty of perjury that I am the Member of Grier Trucking, LLC, a Missouri Corporation and that on 02/05/2010 the following resolution was duly adopted by the Susan Grier & Marvin Grier of this Corporation:

"Whereas, it is in the best interest of this Corporation to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that **Susan Grier**, **Managing Member** of this Corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a Chapter 11 voluntary bankruptcy case on behalf of the Corporation; and

Be It Further Resolved, that **Susan Grier**, **Managing Member** of this Corporation, is authorized and directed to appear in all bankruptcy proceedings on behalf of the Corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the Corporation in connection with such bankruptcy case; and

Be It Further Resolved, that Susan Grier, Managing Member of this Corporation, is authorized and directed to employ Raymond I. Plaster, attorney and the law firm of Raymond I. Plaster, P.C. to represent the Corporation in such bankruptcy case."

Executed on: 2/12/2010

Signed: <u>/s/ Susan Grier</u> Susan Grier Case 10-60262-abf11 Doc 1

B4 (Official Form 4) (12/07)

### United States Bankruptcy Court Western District of Missouri

In re Grier Trucking, LLC

Debtor

Case No. \_\_\_\_\_ 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, 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).

(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]
Paccar Financial P. O. Box 642945		Security Agreement	UNLIQUIDATED	\$3,035.44
Pittsburg, PA 15264-2945				SECURED VALUE: \$30,000.00
The Larson Group 3026 N. Mulroy Road Strafford, MO 65757			UNLIQUIDATED	\$3,508.11

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

I, Susan Grier, 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: 2/12/2010

Signature: /s/ Susan Grier

Susan Grier ,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.

B6 Cover (Form 6 Cover) (12/07)

### FORM 6. SCHEDULES

Summary of Schedules Statistical Summary of Certain Liabilities

Schedule A	-	Real Property
Schedule B	-	Personal Property
Schedule C	-	Property Claimed as Exempt
Schedule D	-	Creditors Holding Secured Claims
Schedule E	-	Creditors Holding Unsecured Priority Claims
Schedule F	-	Creditors Holding Unsecured Nonpriority Claims
Schedule G	-	Executory Contracts and Unexpired Leases
Schedule H	-	Codebtors
Schedule I	-	Current Income of Individual Debtor(s)
Schedule J	-	Current Expenditures of Individual Debtor(s)

Unsworn Declaration under Penalty of Perjury

GENERAL INSTRUCTIONS: The first page of the debtor's schedules and the first page of any amendments thereto must contain a caption as in Form 16B. Subsequent pages should be identified with the debtor's name and case number. If the schedules are filed with the petition, the case number should be left blank.

Schedules D, E, and F have been designed for the listing of each claim only once. Even when a claim is secured only in part or entitled to priority only in part, it still should be listed only once. A claim which is secured in whole or in part should be listed on Schedule D only, and a claim which is entitled to priority in whole or in part should be listed on Schedule E only. Do not list the same claim twice. If a creditor has more than one claim, such as claims arising from separate transactions, each claim should be scheduled separately.

Review the specific instructions for each schedule before completing the schedule.

Case 10-60262-abf11 Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Desc Main Page 8 of 45 Document

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

### **United States Bankruptcy Court**

### Western District of Missouri

In re Grier Trucking, LLC

Debtor

Case No.

Chapter

\_\_\_\_\_

# 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 also must 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	NO	1	\$ 0.00		
B - Personal Property	YES	4	\$ 631,705.39		
C - Property Claimed as Exempt	NO				
D - Creditors Holding Secured Claims	YES	5		\$ 1,050,273.03	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	NO	3		\$ 0.00	
F - Creditors Holding Unsecured Nonpriority Claims	YES	1		\$ 3,508.11	
G - Executory Contracts and Unexpired Leases	YES	2			
H - Codebtors	YES	2			
I - Current Income of Individual Debtor(s)	NO	0			\$
J - Current Expenditures of Individual Debtor(s)	NO	0			\$
тот	AL	18	\$ 631,705.39	\$ 1,053,781.14	

Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Desc Main Document Page 9 of 45

United States Bankruptcy Court Western District of Missouri

In re Grier Trucking, LLC

Form 6 - Statistical Summary (12/07)

Debtor	
Deptoi	

Case No. \_\_\_\_\_ Chapter 11

### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	An	nount
Domestic Support Obligations (from Schedule E)	\$	0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$	0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$	0.00
Student Loan Obligations (from Schedule F)	\$	0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E.	\$	0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$	0.00
TOTAL	\$	0.00

### State the following:

Average Income (from Schedule I, Line 16)	\$ 0.00
Average Expenses (from Schedule J, Line 18)	\$ 0.00
Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C Line 20 )	\$ 0.00

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 350,928.47
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$ 0.00
4. Total from Schedule F		\$ 22,175.54
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$ 373,104.01

Case 10-60262-abf11 Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Desc Main Document Page 10 of 45

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

In re: Grier Trucking, LLC

Debtor

Case No.

(If known)

# **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 the 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
	Total	4	0.00	

(Report also on Summary of Schedules.)

Case 10-60262-abf11 Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Desc Main Document Page 11 of 45

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

In re

Grier Trucking, LLC

Case No.

Debtor

(If known)

# **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 the 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).

NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
x			
	Bank of America Checking Acct. #8630		88.15
	Citizens National Bank Checking #6152		31.79
x			
x			
x			
х			
х			
x			
x			
x			
	x x x x x x x x x x x x	X         X         Bank of America Checking Acct. #8630         Citizens National Bank Checking #6152         X	X       Image: Constraint of the system of the

Case 10-60262-abf11 Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Desc Main Document Page 12 of 45

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

In re Grier Trucking, LLC

Case No.

Debtor

(If known)

# **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
<ol> <li>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).)</li> </ol>	x			
<ol> <li>Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.</li> </ol>	x			
<ol> <li>Stock and interests in incorporated and unincorporated businesses. Itemize.</li> </ol>	х			
<ol> <li>14. Interests in partnerships or joint ventures. Itemize.</li> </ol>	Х			
<ol> <li>Government and corporate bonds and other negotiable and nonnegotiable instruments.</li> </ol>	x			
16. Accounts receivable.		Kenneth Dixon for past due lease payments and reimbursement on repair bill		11,585.45
<ol> <li>Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.</li> </ol>	X			
<ol> <li>Other liquidated debts owed to debtor including tax refunds. Give particulars.</li> </ol>	x			
<ol> <li>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.</li> </ol>	X			
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
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.	х			
23. Licenses, franchises, and other general intangibles. Give particulars.	X			
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.		2005 Kenworth W900L VIN: 6767		30,000.00

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

In re Grier Trucking, LLC

Case No.

Debtor

(If known)

# **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

	r			
TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
25. Automobiles, trucks, trailers, and other vehicles and accessories.		2005 Peterbilt 379 VIN: 3756		30,000.00
Automobiles, trucks, trailers, and other vehicles and accessories.		2005 Peterbilt 379 VIN: 4398		30,000.00
Automobiles, trucks, trailers, and other vehicles and accessories.		2006 Kenworth T-600 VIN: 9686		30,000.00
Automobiles, trucks, trailers, and other vehicles and accessories.		2006 Peterbilt 379 VIN: 0472		40,000.00
Automobiles, trucks, trailers, and other vehicles and accessories.		2006 Peterbilt 379 VIN: 2764		40,000.00
Automobiles, trucks, trailers, and other vehicles and accessories.		2006 Peterbilt 379 VIN: 6719		40,000.00
Automobiles, trucks, trailers, and other vehicles and accessories.		2006 Peterbilt 379 VIN: 8628		40,000.00
Automobiles, trucks, trailers, and other vehicles and accessories.		2006 Peterbilt 387 VIN: 6371		30,000.00
Automobiles, trucks, trailers, and other vehicles and accessories.		2006 Peterbilt 387 VIN: 6372		30,000.00
Automobiles, trucks, trailers, and other vehicles and accessories.		2007 Kenworth 900L VIN: 4753		50,000.00
Automobiles, trucks, trailers, and other vehicles and accessories.		2007 Kenworth W900L VIN: 6438		50,000.00
Automobiles, trucks, trailers, and other vehicles and accessories.		2007 Peterbilt 379 VIN: 2456		50,000.00
Automobiles, trucks, trailers, and other vehicles and accessories.		2007 Peterbilt 379 VIN: 9354		50,000.00
Automobiles, trucks, trailers, and other vehicles and accessories.		2007 Peteriblt 379 VIN: 9355		50,000.00
26. Boats, motors, and accessories.	х			
27. Aircraft and accessories.	х			
<ol> <li>Office equipment, furnishings, and supplies.</li> </ol>	х			
29. Machinery, fixtures, equipment and supplies used in business.	х			
30. Inventory.	Х			
31. Animals.	Х			
32. Crops - growing or harvested. Give particulars.	Х			
33. Farming equipment and implements.	Х			
34. Farm supplies, chemicals, and feed.	х			
35. Other personal property of any kind not already listed. Itemize.	X			

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

In re Grier Trucking, LLC

Case No.

(If known)

# SCHEDULE B - PERSONAL PROPERTY

Debtor

(Continuation Sheet)

TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
		3 continuation sheets attached To	al 🍾	\$ 631,705.39

(Include amounts from any continuation sheets attached. Report total also on Summary of Schedules.)

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

In re Grier Trucking, LLC

Case No.

Debtor

(If known)

# 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 the 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 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 Without Deducting Value of Collateral" 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, if Any" 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.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions, Above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. <u>3818</u> GE Capital Solutions 7285 W. 132nd St. #260 Overland Park, KS 66213	x		01/25/2006 Security Agreement 2006 Peterbilt 379 VIN: 0472 VALUE \$40,000.00		X		52,419.40	2,419.40
ACCOUNT NO. 7996 GE Capital Solutions 7285 W. 132nd St. #260 Overland Park, KS 66213	x		09/03/2008 Security Agreement 2005 Peterbilt 379 VIN: 3756 VALUE \$30,000.00		x		78,474.44	38,474.55

4 continuation sheets attached

Subtotal > (Total of this page)

(Use only on last page)

Total >

\$ 130,893.84	\$ 40,893.95
\$	\$

(Report also on Summary of (If applicable, report Schedules) also on Statistical Summary of Certain Liabilities and Related Data.)

Case 10-60262-abf11 Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Desc Main Document Page 16 of 45

B6D (Official Form 6D) (12/07)- Cont.

In re Grier Trucking, LLC

Case No.

(If known)

## **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS** (Continuation Sheet)

Debtor

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions, Above.)	CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions, Above.)		CODEBTOR INCOLUCION INCOLUCIÓN OR COMMUNIC OPECCIMUNT OPECCIÓN OR COMMUNIC OPECCIÓN				UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY	
ACCOUNT NO. 3820 GE Capital Solutions 7285 W. 132nd St. #260 Overland Park, KS 66213	x		01/19/2006 Security Agreement 2006 Peterbilt 379 VIN: 2764 VALUE \$40,000.00		X		56,470.06	39,513.89			
ACCOUNT NO. 6145 GE Capital Solutions 7285 W. 132nd St. #260 Overland Park, KS 66213	x		03/06/2006 Security Agreement 2006 Peterbilt 379 VIN: 6719 VALUE \$40,000.00		x		62,401.45	12,419.40			
ACCOUNT NO. 7583 Key Equipment 11030 Circle Point Rd., 2nd Fl. Westminster, CO 80020	x		08/16/2006 Security Agreement 2007 Peterbilt 379 VIN: 9354 VALUE \$50,000.00		x		87,377.96	27,377.96			
Key Equipment Finance 1000 S. McCaslin Blvd. Superior, CO 80027											
ACCOUNT NO. 7583 Key Equipment Finance 11030 Circle Point Rd., 2nd Fl. Westminster, CO 80020	x		08/16/2006 Security Agreement 2007 Peteriblt 379 VIN: 9355 VALUE \$50,000.00		X		87,262.06	27,262.06			
Key Equipment Finance, Inc. 1000 S. McCaslin Blvd. Superior, CO 80027											

Sheet no.  $\underline{1}$  of  $\underline{4}$  continuation sheets attached to Schedule of Creditors Holding Secured Claims

Subtotal > (Total of this page)

(Use only on last page)

Total >

106,573.31 \$ 293,511.53\$ \$ \$

(Report also on Summary of (If applicable, report also on Statistical Summary of Certain Liabilities and Schedules) Related Data.)

Case 10-60262-abf11 Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Desc Main Document Page 17 of 45

B6D (Official Form 6D) (12/07)- Cont.

In re Grier Trucking, LLC

Case No.

(If known)

## **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS** (Continuation Sheet)

Debtor

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions, Above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. 7583 Key Equipment Finance 11030 Circle Point Rd., 2nd Fl. Westminster, CO 80020 Key Equipment Finance, Inc. 1000 S. McCaslin Blvd.	x		02/21/2007 Security Agreement 2007 Peterbilt 379 VIN: 2456 VALUE \$50,000.00		x		111,017.83	41,017.83
Superior, CO 80027 ACCOUNT NO. 3130 MHC Financial Services P. O. Box 412582 Kansas City, MO 64141-2582	x		02/13/2006 Security Agreement 2006 Kenworth T-600 VIN: 9686 VALUE \$40,000.00		x		29,392.95	0.00
ACCOUNT NO. 5062 MHC Financial Services P. O. Box 412582 Kansas City, MO 64141-2582	x		12/05/2006 Security Agreement 2007 Kenworth 900L VIN: 4753 VALUE \$60,000.00		x		67,862.00	7,862.00
ACCOUNT NO. 6999 Paccar Financial P. O. Box 642945 Pittsburg, PA 15264-2945	x		08/16/2005 Security Agreement 2006 Peterbilt 379 VIN: 2764 		x		52,419.40	12,419.40

Sheet no. 2 of 4 continuation sheets attached to Schedule of Creditors Holding Secured Claims

Subtotal > (Total of this page)

61,299.23 \$ 260,692.18\$ \$ \$

(Report also on Summary of (If applicable, report also on Statistical Summary of Certain Liabilities and Schedules) Related Data.)

Total > (Use only on last page)

Case 10-60262-abf11 Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Desc Main Document Page 18 of 45

B6D (Official Form 6D) (12/07)- Cont.

In re Grier Trucking, LLC

Case No.

(If known)

## **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS** (Continuation Sheet)

Debtor

			(Continuation Sneet)					
CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions, Above.)	ADDRESS INCUR CIP CODE AND INCUR NT NUMBER INCUR ions, Above.) OC OC OC VALUE		DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. 3031 Paccar Financial P. O. Box 642945 Pittsburg, PA 15264-2945	x		09/12/2006 Security Agreement 2005 Peterbilt 379 VIN: 2882 VALUE \$40,000.00				54,678.88	14,678.88
ACCOUNT NO. 9194 Paccar Financial P. O. Box 642945 Pittsburg, PA 15264-2945	x		03/15/2006 Security Agreement 2005 Kenworth W900L VIN: 6767 VALUE \$30,000.00		x		53,535.36	23,535.36
ACCOUNT NO. 3770 Paccar Financial P. O. Box 642945 Pittsburg, PA 15264-2945	x		09/29/2005 Security Agreement 2006 Peterbilt 387 VIN: 6371 VALUE \$30,000.00		x		33,035.44	3,035.44
ACCOUNT NO. 3788 Paccar Financial Corp. P. O. Box 642945 Pittsburgh, PA 15264-2945	x		09/29/2005 Security Agreement 2006 Peterbilt 387 VIN: 6372 VALUE \$30,000.00		x		87,749.52	57,749.52
ACCOUNT NO. 2399 Peterbilt of Springfield dba Capital Lending 3026 N. Mulroy Rd. Strafford, MO 65757	x		08/04/2006 Security Agreement 2006 Peterbilt 379 VIN: 8628 VALUE \$40,000.00		x		52,419.40	12,419.40

Sheet no.  $\underline{3}$  of  $\underline{4}$  continuation sheets attached to Schedule of Creditors Holding Secured Claims

Subtotal > (Total of this page)

(Use only on last page)

Total >

111,418.60 \$ 281,418.60\$ \$ \$

(Report also on Summary of (If applicable, report also on Statistical Summary of Certain Liabilities and Schedules) Related Data.)

B6D (Official Form 6D) (12/07)- Cont.

In re Grier Trucking, LLC

Case No.

(If known)

## **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS** (Continuation Sheet)

Debtor

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions, Above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. 2517 Peterbilt of Springfield dba Capital Lending 3026 N. Mulroy Rd. Strafford, MO 65757	x		05/29/2009 Security Agreement 2005 Peterbilt 379 VIN: 4398 VALUE \$30,000.00		x		83,756.88	53,756.88

Sheet no. 4 of 4 continuation sheets attached to Schedule of Creditors Holding Secured Claims

Subtotal > (Total of this page)

53,756.88 \$ 83,756.88\$ \$ 1,050,273.03 373,941.97 (Report also on Summary of (If applicable, report Schedules)

also on Statistical Summary of Certain Liabilities and Related Data.)

Total > (Use only on last page) Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Desc Main Document Page 20 of 45

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

In re	Grier	Trucking,	LLC

Case No.

(If known)

## 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.

Debtor

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 <u>not</u> 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).

Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Desc Main Document Page 21 of 45

Case No.

B6E (Official Form 6E) (12/07) - Cont.

### In re Grier Trucking, LLC

Debtor

(If known)

### **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.

#### 1 continuation sheets attached

Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Desc Main Page 22 of 45 Document

B6E (Official Form 6E) (12/07) - Cont.

In re Grier Trucking, LLC

Debtor

Case No.

(If known)

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

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
ACCOUNT NO.									\$0.00

Sheet no.  $\underline{1}$  of  $\underline{1}$  continuation sheets attached to Schedule of Creditors Holding Priority Claims

Subtotals > (Totals of this page)

Total >

Total > (Use only on last page of the completed Schedule E. Report also on the Summary of

Schedules.)

Tota (Use only on last page of the completed Schedule E. If applicable, report also on the Statistical Summary of Certain Liabilities and Related Data.)

\$ 0.00	\$ 0.00	\$ 0.00
\$ 0.00		
	\$ 0.00	\$ 0.00

Do

Debtor

c 1	Filed 02/12	/10	Entered 02/12/10 16:25:42	Desc Ma
	Document	Pag	e 23 of 45	

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

In re Grier Trucking, LLC

Case No.

(If known)

in

## 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, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 2683 The Larson Group 3026 N. Mulroy Road Strafford, MO 65757			2009 Parts & Service		X		3,508.11

3,508.11	\$ >	Subtotal
3,508.11	\$	
	۶	Total
		(Use only on last page of the completed Schedule F.)
		(Report also on Summary of Schedules and, if applicable on the Statistical Summary of Certain Liabilities and Related Data.)

Continuation sheets attached 0

Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Desc Main Document Page 24 of 45

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

In re: Grier Trucking, LLC

Case No.

(If known)

## **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).

Debtor

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.
Andre Frank 842 Ellington Houston, TX 77088	Lease Purchase on a 2006 Peterbilt VIN: 6371
Cathleen A. Holmes 1400 W. Austin St. #105 Webb City, MO 64870	Lease Purchase on a 2007 Kenworth W900L VIN: 4753
Darwayne Wright 206 Sutton Hall Rd. Gaston, SC 29053	Lease Purchase on a 2006 Peterbilt VIN: 0472
Elmer Jarnigan 1042 Locust St. Rogersville, TN 37857	Lease Purchase on a 2007 Peterbilt VIN: 9355
Geoffrey Rowland 602 E. Walker St. Wrens, GA 30833	Lease Purchase on a 2005 Peterbilt VIN: 2882
James D. Mitchell 105 Rosewood Court Hendersonville, TN 37075	Lease Purchase on a 2006 Peterbilt VIN: 6719
Jeffery Martin 4115 Kenneth Dr. Petersburg, VA 23803	Lease Purchase on a 2006 Peterbilt VIN: 8628

Case 10-60262-abf11 Dc

B6G (Official Form 6G) (12/07) -Cont.

oc 1	Filed 02/12/	/10	Entered 02/12/1	0 16:25:42	Desc Main
	Document	Pag	e 25 of 45		

In re: Grier Trucking, LLC

Case No.

(If known)

# SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Debtor

(Continuation Sheet)

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.
Kenneth Dixon 1817 W. Earnest Finney Ave. Conway, SC 29527	Lease Purchase on a 2005 Kenworth W900 L VIN: 6767
Kenneth J. Miller 756 S. West Ave. Springfield, MO 65807	Lease Purchase on a 2006 Kenworth T600 VIN: 9686
Linda Provence 170 South Park Ave. Lockesburg, AR 71846	Lease Purchase on a 2007 Kenworth W900L
Marvin Hall 1345 Derhake Rd. Florissant, MO 63033	Lease Purchase on a 2007 Peterbilt VIN: 2456
Mike Mitchell 410 W. Lindsey St. Buffalo, MO 65622	Lease Purchase on 2005 Peterbilt 379 VIN: 3756
Stephen Royster P. O. Box 187 Bullock, NC 27507-0187	Lease Purchase on a 2006 Peterbilt VIN: 2764
Terrance Batchelor 1067 Pinkston St. Henderson, NC 27536	Lease Purchase on a 2005 Peterbilt VIN:4398

Case 10-60262-abf11 Do

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

c 1	Filed 02/12	/10	Entered 02/12/10 16:25:42	. [	<b>Desc Main</b>
	Document	Pag	e 26 of 45		

In re: Grier Trucking, LLC

Case No.

(If known)

# **SCHEDULE H - CODEBTORS**

Debtor

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Marvin & Susan Grier 1433 Lon Road Rogersville, MO 65742	GE Capital Solutions 7285 W. 132nd St. #260 Overland Park, KS 66213
Marvin & Susan Grier 1433 Lon Road Rogersville, MO 65742	
Marvin & Susan Grier 1433 Lon Road Rogersville, MO 65742	
Marvin & Susan Grier 1433 Lon Road Rogersville, MO 65742	
Marvin Grier 1433 Lon Road Rogersville, MO 65742	Key Equipment 11030 Circle Point Rd., 2nd Fl. Westminster, CO 80020
Marvin Grier 1433 Lon Road Rogersville, MO 65742	Key Equipment Finance 11030 Circle Point Rd., 2nd Fl. Westminster, CO 80020
Marvin Grier 1433 Lon Road Rogersville, MO 65742	
Marvin & Susan Grier 1433 Lon Road Rogersville, MO 65742	MHC Financial Services P. O. Box 412582 Kansas City, MO 64141-2582
Marvin & Susan Grier 1433 Lon Road Rogersville, MO 65742	
Marvin & Susan Grier 1433 Lon Road Rogersville, MO 65742	Paccar Financial P. O. Box 642945 Pittsburg, PA 15264-2945
Marvin & Susan Grier 1433 Lon Road Rogersville, MO 65742	
Marvin & Susan Grier 1433 Lon Road Rogersville, MO 65742	
Marvin & Susan Grier 1433 Lon Road Rogersville, MO 65742	
Marvin & Susan Grier 1433 Lon Road Rogersville, MO 65742	Paccar Financial Corp. P. O. Box 642945 Pittsburgh, PA 15264-2945

B6H (Official Form 6H) (12/07) -Cont.

Doc 1	Filed 02/12	/10	Entered 02/12/10 16:25:42	Desc Main
	Document	Pag	ge 27 of 45	

In re: Grier Trucking, LLC

Case No.

(If known)

# **SCHEDULE H - CODEBTORS**

Debtor

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Marvin & Susan Grier 1433 Lon Road Rogersville, MO 65742	Peterbilt of Springfield dba Capital Lending 3026 N. Mulroy Rd. Strafford, MO 65757
Marvin & Susan Grier 1433 Lon Road Rogersville, MO 65742	

Case 10-60262-abf11	Doc 1	Filed 02/12/1	10 Entere	ed 02/12/10	16:25:42	Desc Main
		Document	Page 28 o	f 45		

UNITED STATES BANKRUPTCY COURT

Western District of Missouri

In re: Grier Trucking, LLC

Case No.

Chapter 11

## **BUSINESS INCOME AND EXPENSES**

FINANCIAL REVIEW OF THE DEBTOR'S BUSINESS (NOTE: ONLY INC operation.)	CLUDE information directly related to the business	
PART A - GROSS BUSINESS INCOME FOR PREVIOUS 12 MONTHS:		
1. Gross Income For 12 Months Prior to Filing:	\$401,817.07	
PART B - ESTIMATED AVERAGE FUTURE GROSS MONTHLY INCOME:		
2. Gross Monthly Income:	\$ 30,000.00	<u>0</u>
PART C - ESTIMATED FUTURE MONTHLY EXPENSES:		
<ol> <li>Net Employee Payroll (Other Than Debtor)</li> <li>Payroll Taxes</li> <li>Unemployment Taxes</li> <li>Worker's Compensation</li> <li>Other Taxes</li> <li>Inventory Purchases (Including raw materials)</li> <li>Purchase of Feed/Fertilizer/Seed/Spray</li> <li>Rent (Other than debtor's principal residence)</li> <li>Utilities</li> <li>Office Expenses and Supplies</li> <li>Repairs and Maintenance</li> <li>Vehicle Expenses</li> <li>Travel and Entertainment</li> </ol>	\$ <u>0.00</u> 0.00 0.00 0.00 0.00 0.00 0.00 0.0	
<ul><li>16. Equipment Rental and Leases</li><li>17. Legal/Accounting/Other Professional Fees</li><li>18. Insurance</li><li>19. Employee Benefits (e.g., pension, medical, etc.)</li></ul>	0.00 0.00 0.00 0.00	
20. Payments to Be Made Directly By Debtor to Secured Creditors For Pre-Petition Business Debts (Specify): <b>None</b>		

21. Other (Specify):

Peterbilt of Springfield	2,326.58	
Peterbilt of Springfield	2,490.77	
GE Capital	2,662.77	
GE Capital	2,382.70	
GE Capital	1,931.10	
GE Capital	2,533.19	
MHC Financial Services	2,714.48	
MHC Financial Services	1,959.53	
Paccar	2,146.70	
Paccar	2,436.82	
Paccar	2,166.63	
Paccar	2,670.24	
Paccar	2,154.00	
Key Equipment Finance	2,299.42	
Key Equipment Finance	2,296.37	
Key Equipment Finance	2,581.81	
22. Total Monthly Expenses (Add items 3 - 21)		\$37,753.11_
PART D - ESTIMATED AVERAGE <u>NET</u> MONTHLY INCOME:		
23. AVERAGE NET MONTHLY INCOME (Subtract Item 22 from Item 2)		\$ (7,753.11)

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.

Document

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

In re Grier Trucking, LLC

Debtor

Case No.

## **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

(NOT APPLICABLE)

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

I Susan Grier, the Managing Member of the Corporation named as debtor in this case, declare under penalty of

22 perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_\_\_ sheets (Total shown on summary page plus 1), and that they are true and correct to the best of my knowledge, information, and belief.

Date 2/12/2010

/s/ Susan Grier Signature:

Susan Grier Managing Member

[Print or type name of individual signing on behalf of debtor.]

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

(If known)

Case 10-60262-abf11 Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Desc Main Document Page 31 of 45

B7 (Official Form 7) (12/07)

### UNITED STATES BANKRUPTCY COURT Western District of Missouri

In re: Grier Trucking, LLC

Case No.

Debtor

(If known)

## 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 and 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 guestion 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	FISCAL YEAR PERIOD
2,017,544.00	Operation of Business	2008
401,817.07	Operation of Business	2009
19,537.71	Operation of Business (January)	2010

### 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, 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	FISCAL YEAR PERIOD
--------	--------	--------------------

### 3. Payments to creditors

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

None ☑ 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 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 credit 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 OF	DATES OF	AMOUNT	AMOUNT
CREDITOR	PAYMENTS	PAID	STILL 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 credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other 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 CREDITOR

DATES OF PAYMENTS/ TRANSFERS

AMOUNT PAID OR VALUE OF TRANSFERS AMOUNT STILL OWING

2

None c. 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	DATE OF	AMOUNT	AMOUNT
AND RELATIONSHIP TO DEBTOR	PAYMENT	PAID	STILL OWING

### 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		COURT OR AGENCY
AND CASE NUMBER	NATURE OF PROCEEDING	AND LOCATIO

STATUS OR DISPOSITION None 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		DESCRIPTION
OF PERSON FOR WHOSE	DATE OF	AND VALUE OF
BENEFIT PROPERTY WAS SEIZED	SEIZURE	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  $\mathbf{\nabla}$ 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.)

DESCRIPTION DATE OF REPOSSESSION, NAME AND ADDRESS FORECLOSURE SALE, AND VALUE OF PROPERTY OF CREDITOR OR SELLER TRANSFER OR RETURN

### 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  $\mathbf{\nabla}$ or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

		TERMS OF
NAME AND ADDRESS	DATE OF	ASSIGNMENT
OF ASSIGNEE	ASSIGNMENT	OR SETTLEMENT

None b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year  $\mathbf{\Lambda}$ 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		DESCRIPTION
NAME AND ADDRESS	OF COURT	DATE OF	AND VALUE OF
OF CUSTODIAN	CASE TITLE & NUMBER	ORDER	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  $\mathbf{V}$ 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	RELATIONSHIP		DESCRIPTION
OF PERSON	TO DEBTOR,	DATE	AND VALUE OF
OR ORGANIZATION	IF ANY	OF GIFT	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 V 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	DESCRIPTION OF CIRCUMSTANCES AND, IF	
AND VALUE OF	LOSS WAS COVERED IN WHOLE OR IN PART	DATE OF
PROPERTY	BY INSURANCE, GIVE PARTICULARS	LOSS

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

NAME AND ADDRESS DATE OF PAYMENT, AMOUNT OF MONEY OR OF PAYEE NAME OF PAYOR IF DESCRIPTION AND VALUE OTHER THAN DEBTOR OF PROPERTY **Raymond I. Plaster** \$12,000.00 2/5/10 - Marvin & Susan 2032 E. Kearney #107 Grier Springfield, MO 65803

### 10. Other transfers

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the None 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.)

DESCRIBE PROPERTY NAME AND ADDRESS OF TRANSFEREE, TRANSFERRED RELATIONSHIP TO DEBTOR DATE AND VALUE RECEIVED Peterbilt of Springfield, MO 01/29/2010 Sold 2005 Peterbilt for 3026 N. Mulroy Road \$30,505.63, proceeds used to Strafford, MO 65757 pay off loan at PACCAR

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a None self-settled trust or similar device of which the debtor is a beneficiary. Ø

NAME OF TRUST OR OTHER DEVICE

DATE(S) OF TRANSFER(S)

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR 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,  $\mathbf{\nabla}$ 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.)

	TYPE OF ACCOUNT, LAST FOUR	AMOUNT AND
NAME AND ADDRESS	DIGITS OF ACCOUNT NUMBER,	DATE OF SALE
OF INSTITUTION	AND AMOUNT OF FINAL BALANCE	OR CLOSING

### 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 V 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	NAMES AND ADDRESSES	DESCRIPTION	DATE OF TRANSFER
OF BANK OR	OF THOSE WITH ACCESS	OF	OR SURRENDER,
OTHER DEPOSITORY	TO BOX OR DEPOSITOR	CONTENTS	IF ANY

### 13. Setoffs

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  $\mathbf{\Lambda}$ 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.)

	DATE OF	AMOUNT OF
NAME AND ADDRESS OF CREDITOR	SETOFF	SETOFF

### 14. Property held for another person

List all property owned by another person that the debtor holds or controls. None

$\checkmark$	NAME AND ADDRESS	DESCRIPTION AND VALUE	
	OF OWNER	OF PROPERTY	LOCATION OF PROPERTY

### 15. Prior address of debtor

None If debtor has moved within three years immediately preceding the commencement of this case, list all premises which the  $\mathbf{V}$ 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

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, None Ø 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

### 6

### 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.

None  $\mathbf{Z}$ 

List the name and address of every site for which the debtor has received notice in writing by a governmental unit a. 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.

	SITE NAME AND ADDRESS	NAME AND ADDRESS OF GOVERNMENTAL UN	DATE OF IT NOTICE	ENVIRONMENTAL LAW
None 1		ress of every site for which the debtor p the governmental unit to which the not		
	SITE NAME AND	NAME AND ADDRESS	DATE OF	ENVIRONMENTAL LAW

None List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with C. 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  $\mathbf{V}$ 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 the 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 the 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 the 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 business, 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 the six years immediately preceding the commencement of this case.

Grier Tucking, LLC	2203	1433 Lon Road Rogersville, MO 65742	Trucking	01/09/2004
NAME	OF SOCIAL SECURITY OR OTHER INDIVIDU/ TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN		NATURE OF BUSINESS	BEGINNING AND ENDING DATES

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 None U.S.C. § 101. Ø

#### NAME

ADDRESS

7

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 the six years immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner or more than 5 percent of the voting or equity securities of a corporation; a partner, other than 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 the 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.)

### 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
	Professional Tax Service, LLC 2027 S. Stewart Ave., #B Springfield, MO 65804	Tax Preparation Only
ne	b. List all firms or individuals who within two years immediately prec	eding the filing of this bankruptcy c

Nor his bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.  $\mathbf{\nabla}$ 

NAME	ADDRESS

DATES SERVICES RENDERED

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

NAME

Case 10-60262-abf11 Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Desc Main Document Page 38 of 45

8

20. Inventories			
	wo inventories taken of your pro d the dollar amount and basis of		the person who supervised the
DATE OF INVENTORY	INVENTORY SUPERVISOR	(3	OOLLAR AMOUNT OF INVENTORY Specify cost, market or other asis)
<ul> <li>List the name and addres n a., above.</li> </ul>	s of the person having possession	on of the records o	f each of the inventories reported
			DRESSES OF CUSTODIAN
DATE OF INVENTORY		OF INVENTOR	/ RECORDS
21. Current Partners,	Officers, Directors and S	Shareholders	
a. If the debtor is a partnersl partnership.	hip, list the nature and percentag	ge of partnership ir	terest of each member of the
NAME AND ADDRESS	NATUI	RE OF INTEREST	PERCENTAGE OF INTERES
			NATURE AND PERCENTAG
NAME AND ADDRESS	TITLE		OF STOCK OWNERSHIP
Marvin & Susan Grier I433 Lon Road Rogersville, MO 65742	Membo	ers	100% ownership
a. If the debtor is a partners	ship, list each member who withc		nership within <b>one year</b> immediately
NAME	ADDRESS		DATE OF WITHDRAWA
	List the name and address ATE OF INVENTORY <b>1. Current Partners,</b> If the debtor is a partnerst artnership.     IAME AND ADDRESS     If the debtor is a corporat directly owns, controls, or     IAME AND ADDRESS     Iarvin & Susan Grier 433 Lon Road cogersville, MO 65742 <b>2. Former partners,</b> If the debtor is a partners	List the name and address of the person having possessional, above.      ATE OF INVENTORY <b>1. Current Partners, Officers, Directors and S</b> If the debtor is a partnership, list the nature and percentage artnership.     IAME AND ADDRESS     NATU     If the debtor is a corporation, list all officers and directors and irectors and irectly owns, controls, or holds 5 percent or more of the v IAME AND ADDRESS     TITLE     Iarvin & Susan Grier     Memb     433 Lon Road     cogersville, MO 65742 <b>2. Former partners, officers, directors and sh</b> If the debtor is a partnership, list each member who with oreceding the commencement of this case.	ATE OF INVENTORY INVENTORY SUPERVISOR (5 b . List the name and address of the person having possession of the records of a., above. NAME AND ADD DATE OF INVENTORY OF INVENTORY CH. Current Partners, Officers, Directors and Shareholders . If the debtor is a partnership, list the nature and percentage of partnership in artnership. IAME AND ADDRESS NATURE OF INTEREST . If the debtor is a corporation, list all officers and directors of the corporation, ndirectly owns, controls, or holds 5 percent or more of the voting or equity sec IAME AND ADDRESS TITLE Harvin & Susan Grier Members 433 Lon Road togersville, MO 65742 C2. Former partners, officers, directors and shareholders a. If the debtor is a partnership, list each member who withdrew from the partners a. If the debtor is a partnership, list each member who withdrew from the partners areceding 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
Marvin & Susan Grier 1433 Lon Road Rogersville, MO 65742 Members of LLC	January & February - Owner Draws	\$2,774.13
Marvin & Susan Grier 1433 Lon Road Rogersville, MO 65742 Members of LLC	Jan. 1 through December 2009 - Owner Draws	\$29,805.74

### 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)

9

\* \* \* \* \* \*

[If completed on behalf of a partnership or corporation]

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 2/12/2010

Signature /s/ S

/s/ Susan Grier

Susan Grier, Managing Member

Print Name and Title

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

\_\_\_\_\_ continuation sheets attached

Case 10-60262-abf11	Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Document Page 40 of 45	Desc Main
MOW 1009-1.2 (05/07)		
	UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF MISSOURI	
IN RE: Grier Trucking, LLC	) ) )	
Debtor(s)	) Case No. ) )	

### **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: 2/12/2010

/s/ Susan Grier

Susan Grier, Managing Member Signature of Debtor

UNITED STATES BANKRUPTCY COURT Western District of Missouri

In re: Grier Trucking, LLC

B 203 (12/94)

Debtor

Case No. Chapter 11

## **DISCLOSURE OF COMPENSATION OF ATTORNEY**

				FUR DE	BIUR			
1.	. Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:							
	For legal services, I have agreed to accept					\$	12,000.00	
	Prior to the filing of this statement I have received					\$	12,000.00	
	E	Balance Due				\$	0.00	
2.	The	source of compensation paid to	me was:					
		Debtor	Ø	Other (specify)	Marvin & Susan Grier			
3.	The	source of compensation to be p	aid to me is:					
		Debtor		Other (specify)				
4.	Ø	I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.						
<ul> <li>I have agreed to share the above-disclosed compensation with a person or persons who are not members or association my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation, is attached.</li> <li>In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:</li> </ul>								
	a)	<ul> <li>Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;</li> </ul>						
	b) Preparation and filing of any petition, schedules, statement of affairs, and plan which may be required;							
	c)	c) Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;						
	d)	d) Representation of the debtor in adversary proceedings and other contested bankruptcy matters;						
	e)	e) [Other provisions as needed]						
	See attached fee agreement							
6.	. By agreement with the debtor(s) the above disclosed fee does not include the following services:							
	See attached fee agreement							
				CERTIFICA	TION			
r		rtify that the foregoing is a comp entation of the debtor(s) in this			ngement for payment to me for			
	Dated	2/12/2010						
				•	nd I. Plaster			
				Raymond	I. Plaster, Bar No. 35485			
				Raymond Attorney for	I. Plaster, P.C. Debtor(s)			

# RAYMOND I. PLASTER, P.C. 2032 E. Kearney, #107 Springfield, MO 65803

Email: Raymond Plaster riplaster@rip-pc.com Megan Clines - Paralegal meclines@rip-pc.com

Phone: 417-831-6900 Facsimile: 417-831-6901

February 11, 2010

Marvin & Susan Grier Grier Trucking, LLC 1433 Lon Road Rogersville, MO 65742

Re: Chapter 11

Dear Mr. & Mrs. Grier:

This letter is sent as a result of our meeting whereby you expressed interest in retaining our firm to represent you in a potential case to be initiated under Chapter 11 of the Bankruptcy Code. If retained, our firm will prepare and file your petition, statement of affairs, schedules, plan and disclosure statement and an attorney will attend all hearings in connection to the bankruptcy case.

In consideration of the legal services to be rendered by the firm you agree to pay \$12,000.00 plus \$1,039.00 filing fee in the form of a cashier's check. This will need to be paid before the date a petition is filed on your behalf which initiates a case under the Bankruptcy Code. We will not accept postdated checks. This retainer is a deposit to bill against for the Chapter 11 services and any unearned fees will be returned or applied as instructed by the court. The amount of this retainer should not be considered an estimate of the extent of attorneys fees that may be incurred as each case is unique and the circumstances of some cases necessitate more attention and, as a result, more attorneys fees and expenses are incurred.

In addition, you will be responsible for all expenses, including but not limited to the following: excessive postage, copies, long distance telephone calls, court costs, the addition of any creditors after the filing of said bankruptcy, motion to avoid liens, motions concerning your exemptions, redemption of property or reaffirmation of debt, including any hearings on the foregoing.

It is understood and agreed that the firm has not been retained or employed to represent you in any litigation or contested matter which may be presently pending, or which may be commenced after the date of this agreement either in state, federal or bankruptcy court. Should Mr. & Mrs. Grier Page Two February 11, 2010

you request representation in any litigation, it is understood that any such legal services will be in addition to those described above and will be billed to you at the rate of \$275.00 per hour and will require the deposit of an additional retainer or other satisfactory means for the payment of additional services.

It is understood that the retention of this law firm and the fee charges herein are only for work to be done to the limit of this proceeding. Upon the obtaining of a Discharge from the Court the case shall be deemed to be completed and this file will be closed.

Attorneys fees incurred shall be paid within 30 days of receipt of an invoice or Court order approving the same. Unpaid balances shall bear interest at the rate of 1.5% per month (18% per annum). In the event suit is brought to collect any unpaid attorney's fees, the undersigned agrees to pay all costs of collection, including a reasonable attorney's fee. It is further agreed that venue for any suit brought for the collection of attorney's fees shall be proper if brought in Greene County, Missouri.

### **Client File Rentention**

- A. It is understood and agreed that the client file is property of the client and that the file will be returned to the client upon completion of the case or matter herein, provided that client shall be required to execute a receipt for same.
- B. In the event that client does not elect to have the client's file returned upon completion of the representation in the case or matter, it is agreed that the law firm/attorneys shall have no obligation to preserve and retain same for more than five years after the date of completion of the representation in the case or matter and which date shall be the last date for which said law firm billed for services in said case or matter.
- C. In the event that client does not elect to have client's file returned upon completion of the representation client shall pay a one time service charge of \$25.00 to have said file stored by the law firm and which shall also cover any costs incurred for said law firm to access said file for any purpose during the five year period referred to in paragraph #2 hereof.

### Case 10-60262-abf11 Doc 1 Filed 02/12/10 Entered 02/12/10 16:25:42 Desc Main Document Page 44 of 45

Mr. & Mrs. Grier Page Three February 11, 2010

- D. It is further agreed and understood that after said five year period in paragraph 2 hereof has expired, the law firm shall have the right to destroy the client's file and its contents subject to the following:
  - a. That no legal malpractice claim is pending related to the representation;
  - b. That no criminal or other governmental investigation is pending related to the representation;
  - c. That no complaint is pending under Rule 5 related to the representation;
  - d. That no other litigation is pending related to the representation;
  - e. That no items in the file with intrinsic value shall be destroyed.
  - f. That the method of destruction shall be done in a manner that preserves client confidentiality.

If you agree to the terms of this letter please execute and return this document to my office. If you have any questions or comments, please feel free to contact me.

Very truly yours,

/s/Raymond I. Plaster

Raymond I. Plaster

mec

I have read and understand the foregoing retaining letter which is the only Agreement between Attorney and Client and I hereby agree to its terms and acknowledge receipt of a copy of same.

Executed this 12th day of February, 2010.

GRIER TRUCKING, LLC

<u>/s/Marvin Grier</u> Marvin Grier, Member

Susan Grier

Susan Grier, Member

/s/Marvin Grier Marvin Grier, Individually

/s/Susan Grier Susan Grier, Individually