B1 (Official F Gas e) 415)-30380-can11 Doc 1 Filed 07/20/15 Entered 07/20/15 17:11:12 Desc Main UNITED STATES BANKRUPTCY DOUTMENT Page 1 of 12 **VOLUNTARY PETITION WESTERN DISTRICT OF MISSOURI** Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): Indian Point Resort, L.L.C. All Other Names used by the Debtor in the last 8 years All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): Indian Point Resort; Indian Point Resorts; Indian Point Lodge; Indian Point See Attachment 1 Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all): 43-1834858 (if more than one, state all): Street Address of Debtor (No. and Street, City, and State): Street Address of Joint Debtor (No. and Street, City, and State): 71 Dogwood Park Trail Branson, Missouri 65616 ZIP CODE ZIP CODE County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: STONE Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): ZIP CODE ZIP CODE Location of Principal Assets of Business Debtor (if different from street address above): ZIP CODE Type of Debtor Nature of Business Chapter of Bankruptcy Code Under Which (Form of Organization) (Check one box.) the Petition is Filed (Check one box.) (Check one box.) Health Care Business Chapter 7 Chapter 15 Petition for Individual (includes Joint Debtors) Х Single Asset Real Estate as defined in Chapter 9 Recognition of a Foreign Х Chapter 11 See Exhibit D on page 2 of this form. 11 U.S.C. § 101(51B) Main Proceeding х Chapter 12 Chapter 15 Petition for Corporation (includes LLC and LLP) Railroad П Chapter 13 Recognition of a Foreign Partnership Stockbroker Other (If debtor is not one of the above entities, check Commodity Broker Nonmain Proceeding this box and state type of entity below.) Clearing Bank Other Tax-Exempt Entity Nature of Debts **Chapter 15 Debtors** (Check box, if applicable.) (Check one box.) Country of debtor's center of main interests: ☐ Debts are primarily consumer Debts are Debtor is a tax-exempt organization debts, defined in 11 U.S.C. primarily Each country in which a foreign proceeding by, regarding, or under title 26 of the United States § 101(8) as "incurred by an business debts. against debtor is pending: Code (the Internal Revenue Code). individual primarily for a personal, family, or household purpose." Filing Fee (Check one box.) Chapter 11 Debtors Check one box: X Full Filing Fee attached. Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is Check if: unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,490,925 (amount subject to adjustment Filing Fee waiver requested (applicable to chapter 7 individuals only). Must on 4/01/16 and every three years thereafter). attach signed application for the court's consideration. See Official Form 3B. Check all applicable boxes: A plan is being filed with this petition. Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). Statistical/Administrative Information THIS SPACE IS FOR COURT USE ONLY Debtor estimates that funds will be available for distribution to unsecured creditors. ▤ Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors 50-99 100-199 200-999 5.001-10.001-25,001-50.001-1-49 1.000-Over 50,000 100,000 5,000 10,000 25,000 100,000 Estimated Assets Х \$0 to \$50,001 to \$100,001 to \$500,001 \$1,000,001 \$10,000,001 \$50,000,001 \$100,000,001 \$500,000,001 More than \$50,000 \$500,000 to \$1 billion \$1 billion \$100,000 to \$1 to \$10 to \$50 to \$100 to \$500 million million million million million Estimated Liabilities П  $\Box$ Х П П П П \$0 to \$50,001 to \$100,001 to \$500,001 \$1,000,001 \$10,000,001 \$50,000,001 \$100,000,001 \$500,000,001 More than \$50,000 \$100,000 \$500,000 to \$1 to \$10 to \$50 to \$100 to \$500 to \$1 billion \$1 billion

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B1 (Official F Case 04/5) 30380-can11 Filed 07/20/15 Entered 07/20/15 17:11:12 Desc MainPage 2 Doc 1 Voluntary Petition Page മേർപ്2Indian Point Resort, L.L.C. (This page must be completed and filed in every case.) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.) Case Number: Date Filed: Location NONE Where Filed: Location Date Filed: Case Number: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet.) Name of Debtor: Case Number: Date Filed: **NONE** District: Relationship: Judge: Exhibit A Exhibit B (To be completed if debtor is required to file periodic reports (e.g., forms 10K and (To be completed if debtor is an individual 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) whose debts are primarily consumer debts.) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b). Exhibit A is attached and made a part of this petition. Signature of Attorney for Debtor(s) (Date) Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. Х No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D, completed and signed by the debtor, is attached and made a part of this petition. If this is a joint petition: Exhibit D, also completed and signed by the joint debtor, is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box.) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately х preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and П Debtor has included with this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

B1 (Official F Gase 01/5) 30380-can11 Doc 1 Filed 07/20/15 Entered 07/20/15 17:11:12 Desc Main Rager Beofr 12 Indian Point Resort, L.L.C. Document **Voluntary Petition** (This page must be completed and filed in every case.) **Signatures** 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 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 correct. and that I am authorized to file this petition. [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 (Check only one box.) or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. ☐ I request relief in accordance with chapter 15 of title 11, United States Code. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I Certified copies of the documents required by 11 U.S.C. § 1515 are attached. have obtained and read the notice required by 11 U.S.C. § 342(b). Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the I request relief in accordance with the chapter of title 11, United States Code, chapter of title 11 specified in this petition. A certified copy of the specified in this petition. order granting recognition of the foreign main proceeding is attached. Χ Signature of Debtor (Signature of Foreign Representative) X 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 Bankruptcy Petition Preparer** /s/David E. Schroeder 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 Signature of Attorney for Debtor(s) David E. Schroeder provided the debtor with a copy of this document and the notices and information Printed Name of Attorney for Debtor(s)

David Schroeder Law Offices, P.C. required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum Firm Name fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor 1524 East Primrose, Suite A or accepting any fee from the debtor, as required in that section. Official Form 19 is Springfield, Missouri 65804 attached. Address (417) 890-1000 Telephone Number July 20, 2015 Printed Name and title, if any, of Bankruptcy Petition Preparer Date Bar No.: 32724 Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or Fax: (417) 886-8563 partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) E-mail: bk1@dschroederlaw.com \*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect. Address Signature of Debtor (Corporation/Partnership) Χ I declare under penalty of perjury that the information provided in this petition is true Signature and correct, and that I have been authorized to file this petition on behalf of the debtor. Date The debtor requests the relief in accordance with the chapter of title 11, United States

Signature of bankruptcy petition preparer or officer, principal, responsible person, or

Names and Social-Security numbers of all other individuals who prepared or assisted

in preparing this document unless the bankruptcy petition preparer is not an

If more than one person prepared this document, attach additional sheets conforming

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

partner whose Social-Security number is provided above.

to the appropriate official form for each person.

both. 11 U.S.C. § 110; 18 U.S.C. § 156.

individual.

Code, specified in this petition.

**Managing Member** 

July 20, 2015

Date

Title of Authorized Individual

/s/Gregory D. Maycock

Signature of Authorized Individual **Gregory D. Maycock** 

Printed Name of Authorized Individual

### **Attachment**

#### **Attachment 1**

Lodge & Condominiums; Trail's End Resort; Eagle's View Condominiums; Eagle's View Cottages; Eagle's View Cottages & Condominiums; Trail's End Resort & RV Park

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#### United States Bankruptcy Court Western District of Missouri

In Re:	Case No
	Chapter 11

**INDIAN POINT RESORT, L.L.C.** 

#### STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

"I, **Gregory D. Maycock**, declare under penalty of perjury that I am a managing member of **INDIAN POINT RESORT, L.L.C.**, a Missouri limited liability entity and that I am authorized to file a voluntary petition commencing a Chapter 11 voluntary bankruptcy case on behalf of the LLC."

Executed on: 7-20-2015 /s/ Gregory D. Maycock
Gregory D. Maycock, Managing Member

B 4 (Official Form 4) (12/07)

Missouri Department

Jefferson City, MO

of Revenue

PO Box 3390

65105-3360

### UNITED STATES BANKRUPTCY COURT

#### WESTERN DISTRICT OF MISSOURI

In re Indian Point Reso	ort, L.L.C.,		Case No.	
	Debtor	_	Chapter	11
LIST OF C	CREDITORS HOLDI	NG 20 LARGEST	UNSECURED (	CLAIMS
(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address, including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed or subject to setoff	Amount of claim [if secured also state value of security]
Indian Point Resort Properties LLC 71 Dogwood Park Trail Branson, MO 65616		None		\$2,064,401.68
Indian Point Resort Management LLC 71 Dogwood Park Trail Branson, MO 65616		None		\$192,729.69
Gregory D. and Brenda A. Maycock 298 E. Chinquapin Circle Branson, MO 65616		None		\$192,445.69
Google c/o CCC of New York PO Box 288 Tonawanda, NY 14151-0288		None		\$46,111.67

taxes and certain

other debts owed

to governmental

units

\$41,198.18

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B 4 (Official Form 4) (12/07)

Indian Point Condominium Association 71 Dogwood Park Trail Branson, MO 65616	None	\$33,989.00
VIP Development Corp 71 Dogwood Trail Park Branson, MO 65616	None	\$26,774.99
Labor Today 122 Veterans Blvd Branson, MO 65616	None	\$26,107.23
Missouri Department of Revenue PO Box 3390 Jefferson City, MO 65105-3360	taxes and certain other debts owed to governmental units	\$22,481.00
Wood Petroleum Co. PO Box 1720 Forsyth, MO 65653	None	\$12,697.52
US Department of Treasury Ogden, UT 84201- 0005	taxes and certain other debts owed to governmental units	\$10,973.72
Indian Point Chamber of Commerce Inc PO Box 997 Branson, MO 65616	None	\$7,000.00
Stone County Collector PO Box 256 Galena, MO 65656	taxes and certain other debts owed to governmental units	\$4,046.38
Tri-Lakes Petroleum Co. PO Box 7500 Branson, MO 65616	None	\$2,933.06
Missouri Division of Employment Security PO Box 999 Jefferson City, MO 65108-0999	taxes and certain other debts owed to governmental units	\$1,464.27

Missouri Department of Revenue PO Box 999 Jefferson City, MO 65108-0999	taxes and certain other debts owed to governmental units	\$1,047.00
Internal Revenue Service PO Box 21126 Philadelphia, PA 19114-0326	taxes and certain other debts owed to governmental units	\$478.32
Date: July 20, 2015	/s/Gregory D. Maycock	

Document

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Case 15-30380-can11

B 4 (Official Form 4) (12/07)

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

Debtor

I, Gregory D. Maycock, of Indian Point Resort, L.L.C. named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Creditors Holding 20 Largest Unsecured Claims and that it is true and correct to the best of my information and belief.

Date:	July 20, 2015	/s/Gregory D. Maycock
		Gregory D. Maycock,

### UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF MISSOURI

In	Re	•

Indian Point Resort, L.L.C., Debtor

Case No.

#### LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with Rule 1007, Fed. R. Bank. P. for filing in this Chapter 11 case.

Security Holder's Registered Name and Last Known Address or Place of Business	Class of Security	Number of Securities or Percentage	Kind of Interest
Gregory D. Maycock 298 E. Chinquapin Circle Branson, MO 65616		51%	Managing Member
Brenda A. Maycock 298 E. Chinquapin Circle Branson, MO 65616		49%	Member

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

I, <u>Gregory D. Maycock, Managing Member</u> of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing **List of Equity Security Holders** and that it is true and correct to the best of my information and belief.

Date: July 20, 2015 Signature: /s/Gregory D. Maycock

Printed Name: Gregory D. Maycock

Title: Managing Member

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.

B 203 (12/94)

### United States Bankruptcy Court

### WESTERN DISTRICT OF MISSOURI

ln	n re			
	Indian Point Resort, L	.L.C.	Case No.	
D	ebtor		Chapter <b>11</b>	
	DISCLOSURE (	OF COMPENSATION	ON OF ATTORNEY FOR DEI	<b>3TOR</b>
1.	named debtor(s) and that co	mpensation paid to me paid to me, for services	2016(b), I certify that I am the attorney within one year before the filing of the s rendered or to be rendered on behal cruptcy case is as follows:	ne petition in
	For legal services, I have ago	reed to accept		\$ <u>24,932.77</u>
	Prior to the filing of this state	ement I have received		\$ <u>24,932.77</u>
2.	. The source of the compensa			
	Debtor	X Other (specify) C	onsolidated Charges with VIP Dev	elopment Corp.
3.	. The source of compensation	to be paid to me is:		
	X Debtor	Other (specify)		
4.	I have not agreed to shar members and associates		compensation with any other person u	ınless they are
		f my law firm. A copy	pensation with a other person or person of the agreement, together with a list other.	
5.	. In return for the above-discle case, including:	osed fee, I have agreed	to render legal service for all aspects	of the bankruptcy
	a. Analysis of the debtor's f to file a petition in bankr		rendering advice to the debtor in dete	rmining whether
	b. Preparation and filing of	any petition, schedules	s, statements of affairs and plan which	may be required;
	c. Representation of the de hearings thereof;	btor at the meeting of c	reditors and confirmation hearing, and	d any adjourned

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#### DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR (Continued)

d. Representation of the debtor-in-adversary proceedings and other contested bankruptcy matters;
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e. [Other provisions as needed]

dvise the Debtor with respect to its powers and duties as Debtor and Debtor-in-Possession in the continued management and operation of its business; prepare on behalf of Debtor all motions, applications, answers, orders, reports and papers necessary to the administration of the estate; negotiate and prosecute on the Debtor's behalf all contracts for the sale of assets, plan of reorganization, disclosure statement, and all related agreements and/or documents, and take any action that is necessary for the Debtor to obtain confirmation of its Plan of Reorganization; perform all other necessary legal services and provide all other necessary legal advice to the Debtor in connection with this Chapter 11 proceeding

CERT	IH	CA	HC	N

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceedings.

July 20, 2015

/s/David E. Schroeder

Date

**David E. Schroeder** Signature of Attorney

David Schroeder Law Offices, P.C.

Name of law firm

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

IN RE:		)	
Indian Point Resort, L.L.C.  Debtor(s)		) ) )	Case No.
	VERIFICAT	ION BY	DEBTOR(S)
I/W declare und	Ve, Indian Point Resort, der the penalty of perjury that I/w	<b>L.L.C.</b> e have re	named as the debtor(s) in this case ead the
and that the	Statement/Amended Stateme Statement/Amended Stateme Statement/Amended Stateme Matrix Amended Matrix	nt of Fin nt of Into nt of Cu	ent
Date: <u>July</u>	20, 2015		/s/Gregory D. Maycock Signature of Debtor
			Signature of Joint Debtor

Instructions: File with original schedules or matrix not filed with the original petition or amended schedules/statements/matrix. Must be prepared as a separate document and must contain image of the debtor(s)' signature(s). Docket as a separate event or as a separate attachment to the schedules/statements/matrix.

ECF Event: If not filed as an attachment to the schedules/statements/matrix, but filed as a separate document use the event – Bankruptcy>Other>Verification by Debtor