Case 99 15159 Doc 1	Filed 06/02/09		06/02/09 09:51:27	Desc I	Main	
United States Bankruptcy Document District of Massachusetts		Page 1 c	■ 1.5 A NOUL 1883 VIBE (ART 1887 - YE DISKUIS)			
N. me of Debtor (if individual anten 1 r.:			oluntary Petiti	lon		
Bayberry Marshfield Nominee Trust A Other Names used by the Debtor in the last 8 years	Name of Joint Debtor (Spouse) (Last, First, Middle):					
(include married, maiden, and trade names):	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):					
		(merade mar	ried, maiden, and trade names):			
Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D.	Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN					
(1 more than one, state all): 20-7048979	(if more than one, state all):					
Street Address of Debtor (No. and Street, City, and Sta 2 Bellevue Ave.	Street Address of Joint Debtor (No. and Street, City, and State):					
Braintree, MA				•		
		ZID CODE				
County of Residence or of the Principal Place of Busin Norfolk	County of Residence or of the Principal Place of Business:					
Making Address of Debtor (if different from street add Same	Mailing Address of Joint Debtor (if different from street address):					
			(A different from steet address).			
1 4 2	ZIP CODE			_		
Location of Principal Assets of Business Debtor (if diff	erent from street address above):	:			ZIP CODE	
Type of Debtor	Nature of Busine				ZIP CODE	
(Form of Organization) (Check one box.)	(Check one box.)	ess	Chapter of Banki the Petition is	ruptcy Code U Filed (Check	nder Which	
and vidual (includes Joint Debtors)	Health Care Business Single Asset Real Estate		Chapter 7		'	
see Exhibit D on page 2 of this form	Single Asset Real Estate 11 U.S.C. § 101(51B)	e as defined in	ined in Chapter 9 Recognition of a Foreign			
Corporation (includes LLC and LLP)	Railroad Stockbroker Commodity Broker		Chapter 12	Chapter 12 Chapter 15 Petition for		
Other (If debtor is not one of the above entities, check this box and state type of entity below.)	Commodity Broker		Chapter 13	Recognition Nonmain Pr	of a Foreign	
	Clearing Bank Other		Not	ure of Debts		
Realty Trust	Construction Tax-Exempt Ent	(Charles and I				
	(Check box, if application	ble.) Debts are primarily consumer Debts are primarily				
	organization	ganization debts, defined in 11 U.S.C. business debts.				
	under Title 26 of the Un Code (the Internal Rever	nited States nue Code).	individual primarily for a personal, family, or hous			
Filing Fee (Check one box	K.)		hold purpose."			
☑ all Filing Fee attached.		Check one bo	Chapter 11 Debtors Check one box: Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).			
ling Fee to be paid in installments (applicable to	individuals only). Many and					
"Enco application for the court s consideration on	Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).					
anable to pay fee except in installments. Rule 100	Check if: Debtor's aggregate noncontingent liquidated debts (avaluating a late.)					
Debtor's aggregate noncontingent liquidated debts (excluding debts o insiders or affiliates) are less than \$2,190,000.					cluding debts owed to	
	Check all applicable boxes:					
	│	an is being filed with this petition. pptances of the plan were solicited prepetition from one or more classes reditors, in accordance with 11 H.G. C. a. 1.10 (1).				
Statistical/Administrative Information		of credit	tors, in accordance with 11 U.S	.C. § 1126(b).		
Debtor estimates that funds will be available: Debtor estimates that after any example proper	for distribution to unsecured cred	litors.			THIS SPACE IS FOR COURT USE ONLY	
distribution to unsecured creditors.	rty is excluded and administrativ	e expenses paid,	, there will be no funds available	e for		
Estimated Number of Creditors						
50-99 100-199 200-999	1,000- 5,001- 10	_	,001- 50,001-	□ Over		
Estimated Assets		.·. —-	,000 100,000	100,000		
] [
\$50,001 to \$100,001 to \$500,001 \$	\$1,000,001 \$10,000,001 \$5	0,000,001 \$1	00,000,001 \$500,000,001	☐ More than		
	. 111		\$500 to \$1 billion	\$1 billion	i	
\$50.001 to \$100,001 to \$500,001 \$	\$1,000,001 \$10,000,001 \$5	0,000,001 \$10	00,000,001 \$500,000,001	More than		
	-2112		# FOO	\$1 billion		

1 Oluntary Pe	This class 15159 Doc 1 Filed 06/02/09	Entered 06/02/09 09:51:27	Desc Main		
(his page mu	st be completed and filed in every case.) Document	Page മക്കും Bayberry Marshfield Nominee Tr	Page 2		
Location	All Prior Bankruptcy Cases Filed Within Last 8)	Years (If more than two, attach additional sheet.)	ust		
Winere Filed Creation		Case Number:	Date Filed:		
Where Filea.		Case Number:	Date Filed:		
Name of Debte	Pending Bankruptcy Case Filed by any Spouse, Partner, or Affi	liate of this Debtor (If more than one attach ad-	ditional about)		
		Case Number:	Date Filed:		
D stratt	District of Massachusetts	Relationship:	Judge:		
	Exhibit A		Judge.		
	sted if debtor is required to file periodic reports (e.g., forms 10K and Securities and Exchange Commission pursuant to Section 13 or 15(d) as Exchange Act of 1934 and is requesting relief under chapter 11.)	I, the attorney for the petitioner that [he or she] 12, or 13 of title 11, United States Code, available under each such chapter. I further code to the position of the petitioner that [he or she] 12, or 13 of title 11, United States Code, available under each such chapter. I further code to the potition required by 11-11 (Control of the potition required by 11-11).	foregoing petition, declare that I may proceed under chapter 7, 11, and have explained the relief		
L Espain	A is attached and made a part of this petition.	X	b).		
	Exhibit		Date)		
De la me debtoi					
The sand	own or have possession of any property that poses or is alleged to pose	a threat of imminent and identifiable harm to pul	blic health or safety?		
	Exhibit C is attached and made a part of this petition.				
2 %					
📋 Exhi If this is a jo	eleted by every individual debtor. If a joint petition is filed bit D completed and signed by the debtor is attached and rint petition: bit D also completed and signed by the joint debtor is attached by the joint debtor is attached by the joint debtor is attached.	made a part of this petition.	h a separate Exhibit D.)		
Ø	Information Regarding the (Check any applicable Debtor has been domiciled or has had a residence, principal place of preceding the date of this petition or for a longer part of such 180 day	able box.)	80 days immediately		
[]	There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.				
(5)	Debtor is a debtor in a foreign proceeding and has its principal place has no principal place of business or assets in the United States but is this District, or the interests of the parties will be served in regard to t	of business or principal assets in the United Stat	tes in this District, or eral or state court] in		
	Certification by a Debtor Who Resides as (Check all applicate	a Tenant of Residential Property ble boxes.)			
	Landlord has a judgment against the debtor for possession of debto	r's residence. (If box checked, complete the foll	owing.)		
		(Name of landlord that obtained judgment)			
	Debtor claims that under applicable nonbankruptcy law, there are c entire monetary default that gave rise to the judgment for possessio	(Address of landlord) ircumstances under which the debtor would be p	ermitted to cure the		
	Debtor has included with this petition the deposit with the court of a filing of the petition.	n, after the judgment for possession was entered,	, and		
	Debtor certifies that he/she has served the Landlord with this certifi	cation (11 II S.C. & 362/IV			

B: (Official Form) 1 (1)(8)	Entered 06/02/09 09:51:27 Desc Main				
Voluntary Petition Document	Page 3 of 5				
(I us page must be completed and filed in every case.)	Name of Debtor(s)				
Sia	Bayberry Marshfield Nominee Trust				
Signature(s) of Debtor(s) (Individual/Joint)					
i.e. crare under penalty of perjury that the information provided in this petition is true	Signature of a Foreign Representative				
	I declare under penalty of perjury that the information provided in this petition is true				
(i. petitioner is an individual whose debts are primarily consumer debts and has	the foreign representative of a debtor in a foreign proceeding				
of a of title 11. United States Code, understand the relief available under each such chaoter, and choose to proceed under chapter 7.					
11 no attorney represents me and no bankruptcy petition property along the	I request relief in accordance with chapter 15 of title 11, United States Code.				
takened and read the notice required by 11 U.S.C. § 342(b).	contined copies of the documents required by 11 U.S.C. § 1515 are attached.				
is raised in this patting.	Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the				
specified in this petition.	chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.				
<u> </u>	ſ				
Signature of Debtor	X (Signature of Foreign Representative)				
No.	(o.g. attace of Foreign Representative)				
Signature of Joint Debtor	(Printed Name of Fig. 1)				
elephone Number (if not represented by attorney)	(Printed Name of Foreign Representative)				
	Date				
Date	Date				
Signature of Attorney*	Signature of Non-Attorney Bankruptcy Petition Preparer				
gnature of Attorney for Debtor(s)	· 1				
grantee 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				
conted Name of Attorney for Debtor(s)	provided the debitor will a copy of this document and the notices and the				
ELLINT FIRE AND	guidelines have been promulgated pursuant to 11 U.S.C. §§ 110(b), and 342(b), and, (3) if rules or				
ALOC.	100 101 Services chargeapie by pankringey netition preparers 1 hours mineral				
Udress 10 N. MAIN PT	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				
IHARON MA 02067	attached. Official Form 19 is				
clephone Number					
6/./09	Printed Name and title, if any, of Bankruptcy Petition Preparer				
Pate	·				
fin a case in which § 707(b)(4)(D) applies, this signature also constitutes a	Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or				
cer fleation that the attorney has no knowledge after an inquiry that the information on the schedules is incorrect.	partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)				
The Concedities is incorrect.					
Signature of Debtor (Corporation/Partnership)	Address				
ide stare under penalty of perjury that the information provided in this petition is true	V.				
and correct and that I have been authorized to file this petition on behalf of the	X				
the depto- requests the relief in accordance with the chapter of title 11, United States	Date				
Coo., specified in this petition.	Signature of bankruptcy petition preparer or officer, principal, responsible person, or				
The hours toutee	partner whose Social-Security number is provided above.				
Signature of Authorized Individual	Names and Social-Security numbers of all discussions				
Printed Name of Authorized Individual	Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual.				
Title of Authorized Individual	individual.				
6 1 C 9	If more than one person proposed it.				
Date	If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.				
	I i				
	A bankruptcy petition preparer's failure to comply with the provisions of title 11 and				
	the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. \$ 110-18 U.S.C. \$ 156				

McKenzie Engineering Group. Inc. 150 Longwater Drive Suite 101 Norwell, MA 02061

> Merrill Associates, Inc. 427 Columbia Road Hanover, MA 02339

Scituate Federal Savings Bank 72 Front Street Scituate, MA 02066

THE BAYBERRY MARSHFIELD NOMINEE TRUST TRUSTEES' CERTIFICATE

We, John P. Smith, Sr. and Elaine Trainor, both as Trustees of Bayberry Marshfield Nominee Trust, under a Declaration of Trust dated November 15, 2002, and filed with Plymouth County Registry District of the Land Court as Document No. 519631, as amended by Doc. No. 611075, dated September 6, 2006, and amended by Document No. 575776, dated October 28, 2004 state as follows:

- We are the present Trustees of said Trust.
- The Trust has not been revoked or terminated.
- The Trust is the sole owner of certain land in Marshfield, Plymouth County Massachusetts on which there is an outstanding Mortgage to the Scituate Federal Savings Bank.
- The Trustees have been duly authorized to file a Chapter 11 Bankruptcy petition with the Bankruptcy Court for the District of Massachusetts and to execute such instruments and documents as necessary to effectuate this course of action.
- No beneficiary is a minor, a corporation selling all or substantially all its Massachusetts assets, or personal representative of an estate subject to estate tax liens, or now deceased or under any legal liability.

Date: June 1, 2009

John P. Smith, Sr. Trustee and not Individually

Elaine Trainor, Trustee and not individually