Case 10-13309 Doc 1 Filed 07/09/10 Entered 07/09/10 11:40:16 Desc Main Document Page 1 of 8

| BI (Official | FOFIII 1 1(4/ | | United Nort | | S Banki istrict of | | | <u> </u> | | | Voluntar | y Petition |
|--|--|---|---|--|--|-------------------------------------|--|---|---|---|---|-------------------------|
| | ebtor (if ind Equipmen | | er Last, First Inc. | , Middle): | | | Name | of Joint De | ebtor (Spouse | e) (Last, First | , Middle): | |
| All Other Na (include man | | | | 8 years | | | | | used by the J maiden, and | | in the last 8 years): | |
| Last four dig (if more than one | e, state all) | Sec. or Indi | vidual-Taxp | ayer I.D. (| (ITIN) No./ | Complete E | | our digits o | | r Individual- | Taxpayer I.D. (ITIN) | No./Complete EIN |
| Street Addre | | rive | Street, City, | and State) |): | ZIP Code | | Address of | Joint Debtor | (No. and Str | reet, City, and State): | ZIP Code |
| | | | | | [; | 38654 | | | | | | ZH Code |
| County of R DeSoto | tesidence or | of the Prin | cipal Place o | of Business | s: | | | - | | | ace of Business: | |
| Mailing Add | dress of Deb | otor (if diffe | rent from str | eet addres | ss): | | Mailir | g Address | of Joint Debt | tor (if differe | nt from street address | s): |
| | | | | | | ZIP Code | | | | | | ZIP Code |
| Location of (if different | | | | r | | | | | | | | |
| ☐ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. ☐ Corporation (includes LLC and LLP) ☐ Partnership ☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.) | | | Sing in 1 Rail Stoo | Nature of Business (Check one box) Health Care Business Single Asset Real Estate as defi in 11 U.S.C. § 101 (51B) Railroad Stockbroker Commodity Broker | | | ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt | the I er 7 er 9 er 11 er 12 | Petition is Fi □ Cl of □ Cl | otcy Code Under Willed (Check one box) hapter 15 Petition for a Foreign Main Prochapter 15 Petition for a Foreign Nonmain | Recognition ceeding | |
| | | | Clearing Bank Other Tax-Exempt Entity (Check box, if applicable) Debtor is a tax-exempt organiz under Title 26 of the United St. Code (the Internal Revenue Co | | e) anization d States | defined "incurr | are primarily co I in 11 U.S.C. § ed by an indivi onal, family, or | (Check consumer debts, § 101(8) as idual primarily | bu: | bts are primarily siness debts. | | |
| | | | heck one bo | x) | | Check | one box: | | Chap | ter 11 Debt | ors | |
| attach sign debtor is u Form 3A. | e to be paid in ned application unable to pay e waiver requ | n installments on for the cou fee except in ested (applica | s (applicable to unt's considera n installments. able to chapter unt's considera | tion certifyi Rule 1006(7 individu | ing that the (b). See Office als only). Mu | Check Check Check BB. | Debtor is not if: Debtor's aggrate less than all applicable A plan is bein Acceptances | a small busing regate nonco \$2,343,300 (each boxes: any filed with of the plan w | ness debtor as on ntingent liquida amount subject this petition. | defined in 11 U ated debts (exc t to adjustment | C. § 101(51D). J.S.C. § 101(51D). cluding debts owed to in a on 4/01/13 and every to a one or more classes of | hree years thereafter). |
| Debtor e | estimates that estimates that | at funds will at, after any | ation I be available exempt proper for distribute | erty is ex | cluded and | administrat | | es paid, | | THIS | S SPACE IS FOR COUF | RT USE ONLY |
| Estimated N 1- 49 | | | 200- 999 | 1,000- 5,000 | 5,001- 10,000 | 10,001- 25,000 | 25,001- 50,000 | 50,001- 100,000 | OVER 100,000 | | | |
| Estimated A \$0 to \$50,000 | \$50,001 to \$100,000 | \$100,001 to \$500,000 | \$500,001 to \$1 million | \$1,000,001 to \$10 million | \$10,000,001 to \$50 million | \$50,000,001 to \$100 million | \$100,000,001 to \$500 million | \$500,000,001 to \$1 billion | | | | |
| Estimated Li \$0 to \$50,000 | \$50,001 to \$100,000 | \$100,001 to \$500,000 | \$500,001 to \$1 million | \$1,000,001 to \$10 million | \$10,000,001 to \$50 million | \$50,000,001 to \$100 million | \$100,000,001 to \$500 million | \$500,000,001 to \$1 billion | | | | |

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| B1 (Official For | $rm\ 1)(4/10)$ | Page 2 01 6 | Page 2 |
|--|---|---|--|
| Voluntar | y Petition | Name of Debtor(s): | noir Inc |
| (This page mu | ust be completed and filed in every case) | Teeco Equipment Re | pair, inc. |
| (This page no | All Prior Bankruptcy Cases Filed Within Las | t 8 Years (If more than two, a | attach additional sheet) |
| Location Where Filed: | | Case Number: | Date Filed: |
| Location Where Filed: | | Case Number: | Date Filed: |
| Pe | ending Bankruptcy Case Filed by any Spouse, Partner, or | Affiliate of this Debtor (If n | nore than one, attach additional sheet) |
| Name of Debt - None - | tor: | Case Number: | Date Filed: |
| District: | | Relationship: | Judge: |
| | Exhibit A | | Exhibit B |
| forms 10K a pursuant to s and is reque | pleted if debtor is required to file periodic reports (e.g., and 10Q) with the Securities and Exchange Commission Section 13 or 15(d) of the Securities Exchange Act of 1934 sting relief under chapter 11.) A is attached and made a part of this petition. | I, the attorney for the petition have informed the petitioner 12, or 13 of title 11, United S | |
| | Ext | ibit C | |
| | or own or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition. | pose a threat of imminent and ic | lentifiable harm to public health or safety? |
| | Ext | nibit D | |
| | leted by every individual debtor. If a joint petition is filed, ea | - | l attach a separate Exhibit D.) |
| l | D completed and signed by the debtor is attached and made | a part of this petition. | |
| If this is a joi ☐ Exhibit | D also completed and signed by the joint debtor is attached a | and made a part of this petitio | n. |
| | Information Regardin | _ | |
| _ | (Check any ap | • | 1 4 4 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 |
| • | Debtor has been domiciled or has had a residence, princip days immediately preceding the date of this petition or for | | |
| | There is a bankruptcy case concerning debtor's affiliate, go | eneral partner, or partnership | pending in this District. |
| | Debtor is a debtor in a foreign proceeding and has its print this District, or has no principal place of business or assets proceeding [in a federal or state court] in this District, or the sought in this District. | s in the United States but is a | defendant in an action or |
| | Certification by a Debtor Who Reside | | l Property |
| | (Check all app Landlord has a judgment against the debtor for possession | | checked, complete the following.) |
| | (Name of landlord that obtained judgment) | | |
| | | | |
| | (Address of landlord) | | |
| | Debtor claims that under applicable nonbankruptcy law, the entire monetary default that gave rise to the judgment | | |
| | Debtor has included in this petition the deposit with the coafter the filing of the petition. | · | · , , |
| I 🗆 | Debtor certifies that he/she has served the Landlord with t | his certification. (11 U.S.C. 8 | 362(1)). |

B1 (Official Form 1)(4/10)

Voluntary Petition

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

Signatures

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

 \mathbf{X}_{-}

Signature of Debtor

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney*

X /s/ James W. Amos

Signature of Attorney for Debtor(s)

James W. Amos 1559

Printed Name of Attorney for Debtor(s)

James W. Amos, Attorney at Law

Firm Name

2430 Caffey Street Hernando, MS 38632

Address

Email: jwamos@aol.com

(662) 429-7873 Fax: (662) 429-3938

Telephone Number

July 9, 2010

Date

*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X /s/ James B. Columbia

Signature of Authorized Individual

James B. Columbia

Printed Name of Authorized Individual

President

Title of Authorized Individual

July 9, 2010

Date

Signature of a Foreign Representative

Page 3

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

Name of Debtor(s):

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X

Signature of Foreign Representative

Teeco Equipment Repair, Inc.

Printed Name of Foreign Representative

Date

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

v

Date

Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

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B4 (Official Form 4) (12/07)

United States Bankruptcy Court Northern District of Mississippi

| In re | Teeco Equipment Repair, Inc. | Case No. | | |
|-------|------------------------------|-----------|---------|----|
| | | Debtor(s) | Chapter | 11 |

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [or chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

| (1) | (2) | (3) | (4) | (5) |
|---|---|--|---|--|
| Name of creditor and complete 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] |
| BancorpSouth 6955 Goodman Road Olive Branch, MS 38654 | BancorpSouth 6955 Goodman Road Olive Branch, MS 38654 888-797-7711 | loan | | 74,759.79 |
| BMC Welding 980 Richland Dr. Memphis, TN 38116 | BMC Welding 980 Richland Dr. Memphis, TN 38116 901-485-8777 | | | 450.00 |
| Carquest P.O. Box 503887 Saint Louis, MO 63150-3887 | Carquest P.O. Box 503887 Saint Louis, MO 63150-3887 662-893-2020 | | | 3,444.79 |
| Cherokee Tire P.O. Box 437 Lexington, SC 29071 | Cherokee Tire P.O. Box 437 Lexington, SC 29071 800-732-2285 | | | 241.96 |
| CNH Capital Credit Card P.O. Box 1083 Evansville, IN 47706 | CNH Capital Credit Card P.O. Box 1083 Evansville, IN 47706 800-357-1837 | credit card | | 5,047.29 |
| D&H Haulers 7461 Apple Valley Rd. Germantown, TN 38138 | D&H Haulers 7461 Apple Valley Rd. Germantown, TN 38138 901-546-0507 | | | 615.00 |
| Darby's Tire 9040 Pigeon Roost Olive Branch, MS 38654 | Darby's Tire 9040 Pigeon Roost Olive Branch, MS 38654 662-895-2125 | | | 1,112.18 |
| DeSoto County Tax Collector 365 Losher Street, Suite 110 Hernando, MS 38632 | DeSoto County Tax Collector 365 Losher Street, Suite 110 Hernando, MS 38632 662-429-1341 | personal property tax | | 344.59 |
| First Security Bank 295 Hwy 6 West Batesville, MS 38606-0690 | First Security Bank 295 Hwy 6 West Batesville, MS 38606-0690 662-563-9311 | | | 3,791.86 (0.00 secured) |

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| B4 (Offi | cial Form 4) (12/07) - Cont. | | |
|----------|------------------------------|----------|--|
| In re | Teeco Equipment Repair, Inc. | Case No. | |
| | Debtor(s) | | |

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

| (1) | (2) | (3) | (4) | (5) |
|---|---|---|---|--|
| Name of creditor and complete mailing address including zip code | Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted | Nature of claim (trade debt, bank loan, government contract, etc.) | Indicate if claim is contingent, unliquidated, disputed, or subject to setoff | Amount of claim [if secured, also state value of security] |
| Fluid Air 2373 Chiswood Memphis, TN 38134 | Fluid Air 2373 Chiswood Memphis, TN 38134 901-384-6555 | | | 769.90 |
| Ford Motor Credit P.O. Box 542000 Omaha, NE 68154-8000 | Ford Motor Credit P.O. Box 542000 Omaha, NE 68154-8000 800-727-7000 | | | 24,080.53 |
| Internal Revenue Service P.O. Box 21126 Official address for all bk filings Philadelphia, PA 19114-0326 | Internal Revenue Service P.O. Box 21126 Official address for all bk filings Philadelphia, PA 19114-0326 | taxes due | | 47,269.34 |
| Magtec 828 South Pine St. Waconia, MN 55387 | Magtec 828 South Pine St. Waconia, MN 55387 888-624-8320 | | | 384.88 |
| Mississippi State Tax Commission Bankruptcy Section P.O. Box 22808 Jackson, MS 39225-2808 | Mississippi State Tax Commission Bankruptcy Section P.O. Box 22808 Jackson, MS 39225-2808 | MS withholding | | 6,539.00 |
| Napa P.O. Box 409043 Atlanta, GA 30384-9043 | Napa P.O. Box 409043 Atlanta, GA 30384-9043 662-893-2965 | | | 1,223.04 |
| Nes Rentals 5440 N. Cumberland Ave., Suite 200 Chicago, IL 60656 | Nes Rentals 5440 N. Cumberland Ave., Suite 200 Chicago, IL 60656 773-695-3999 | rental | | 14,097.17 |
| Precision Metal Works 64 Chase St. Byhalia, MS 38611 | Precision Metal Works 64 Chase St. Byhalia, MS 38611 662-893-4605 | | | 689.79 |
| Veeco 4195 Lamar Ave. Memphis, TN 38118 | Veeco 4195 Lamar Ave. Memphis, TN 38118 901-795-7312 | | | 1,594.38 |
| Williams Equipment P.O. Box 1000, Dept. 295 Memphis, TN 38148-0295 | Williams Equipment P.O. Box 1000, Dept. 295 Memphis, TN 38148-0295 901-366-9195 | | | 966.41 |

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| B4 (Offi | cial Form 4) (12/07) - Cont. | | |
|----------|------------------------------|----------|--|
| In re | Teeco Equipment Repair, Inc. | Case No. | |
| | Debtor(s) | | |

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

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

I, the President 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 | July 9, 2010 | Signature | /s/ James B. Columbia | |
|------|--------------|-----------|-----------------------|--|
| | | | James B. Columbia | |
| | | | President | |

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.

BancorpSouth 6955 Goodman Road Olive Branch, MS 38654

BMC Welding 980 Richland Dr. Memphis, TN 38116

Carquest P.O. Box 503887 Saint Louis, MO 63150-3887

Cherokee Tire P.O. Box 437 Lexington, SC 29071

CNH Capital Credit Card P.O. Box 1083 Evansville, IN 47706

D&H Haulers 7461 Apple Valley Rd. Germantown, TN 38138

Darby's Tire 9040 Pigeon Roost Olive Branch, MS 38654

DeSoto County Tax Collector 365 Losher Street, Suite 110 Hernando, MS 38632

First Security Bank 295 Hwy 6 West Batesville, MS 38606-0690

Fluid Air 2373 Chiswood Memphis, TN 38134

Ford Motor Credit P.O. Box 542000 Omaha, NE 68154-8000 Internal Revenue Service P.O. Box 21126 Official address for all bk filings Philadelphia, PA 19114-0326

Magtec 828 South Pine St. Waconia, MN 55387

Mississippi State Tax Commission Bankruptcy Section P.O. Box 22808 Jackson, MS 39225-2808

Napa P.O. Box 409043 Atlanta, GA 30384-9043

Nes Rentals 5440 N. Cumberland Ave., Suite 200 Chicago, IL 60656

Precision Metal Works 64 Chase St.
Byhalia, MS 38611

Veeco 4195 Lamar Ave. Memphis, TN 38118

Williams Equipment P.O. Box 1000, Dept. 295 Memphis, TN 38148-0295