B1 (Official	l Form 1)(1/0	08)										
			United S rn District					vision			Voluntary Petit	ion
	Name of Debtor (if individual, enter Last, First, Middle): Gurganus Milling, LLC						Name	of Joint De	ebtor (Spouse	e) (Last, First,	, Middle):	
	Names used b arried, maide		or in the last 8 e names):	years					used by the J, maiden, and		in the last 8 years):	
	n one, state all)		ividual-Taxpa	yer I.D. (ITIN) No./(Complete EI	N Last for	our digits of e than one, st	f Soc. Sec. or	r Individual-?	Гахрауег I.D. (ITIN) No./Compl	lete EIN
Street Addr	ress of Debto Commerce		Street, City, and	nd State):	:	ZID Code		Address of	Joint Debtor	(No. and Str	reet, City, and State):	2 - 12
Ctry of I	D. Marian ar	Cale Dain	1 Dines of	D inage		ZIP Code 28472		-f Davide	or of the	Deir singl Dle		P Code
County of F Columb		of the Princ	cipal Place of	Business	:		County) of Kesiae.	nce or or the	Principal Fix	ace of Business:	
Mailing Ad	idress of Deb	otor (if diffe	erent from stre	et addres	s):		Mailin	g Address	of Joint Debt	tor (if differen	nt from street address):	
					Г	ZIP Code					ZIF	P Code
Location of (if different	f Principal As at from street a	ssets of Bus address abo	siness Debtor ove):									
Type of Debtor (Form of Organization) (Check one box) 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 11 Railr Stocl Com Clear Othe	(Check lth Care Bu: gle Asset Re 1 U.S.C. § 1 road ckbroker modity Bro ming Bank er Tax-Exe: (Check box tor is a tax- er Title 26 of	eal Estate as 101 (51B)	Chapter 11 of a Foreign Main Proceeding Chapter 12 Chapter 15 Petition for Recog Chapter 13 of a Foreign Nonmain Proceed Nature of Debts (Check one box) Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as business de "incurred by an individual primarily for			hapter 15 Petition for Recognition in American Main Proceeding hapter 15 Petition for Recognition in American Nonmain Proceeding in American Nonmain Proceeding in American in	on g arily		
☐ Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. ☐ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B. ☐ Check all ☐ A ☐ A ☐ A ☐ A ☐ A ☐ A ☐ A ☐ ☐ ☐ A ☐ ☐ ☐ A ☐					Debtor is a Debtor is a if: Debtor's a to insiders all applical A plan is b Acceptance	a small busin not a small bu aggregate nor s or affiliates) able boxes: being filed w ces of the plan	ncontingent li are less than with this petition were solici	s defined in 11 U.S.C. § 101(511) or as defined in 11 U.S.C. § 101 iquidated debts (excluding debts a \$2,190,000.	s owed			
■ Debtor o	Statistical/Administrative Information 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.						.Y					
Estimated N	Number of Cr 50- 99	Creditors 100- 199	200- 1	1,000- 5,000	5,001- 10,000	10,001-	25,001- 50,000	50,001- 100,000	OVER 100,000			
Estimated A \$0 to \$50,000	Assets \$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 \$ to \$1 to	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100	\$100,000,001 to \$500 million					
Estimated L \$0 to \$50,000	Liabilities \$50,001 to \$100,000	\$100,001 to \$500,000	to \$1 to	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion				

B1 (Official Form 1)(1/08) Page 2 Name of Debtor(s): Voluntary Petition Gurganus Milling, LLC (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: Location Date Filed: Where Filed: - None -Location Case Number: Date Filed: 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 B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission 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 pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) 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. 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 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 Debtor has included in 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 Form 1)(1/08)

Voluntary Petition

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

Gurganus	Milling,	LLC

Name of Debtor(s):

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

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.

X	_

Signature of Debtor

 \mathbf{X}

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney*

X /s/ Trawick H. Stubbs, Jr.

Signature of Attorney for Debtor(s)

Trawick H. Stubbs, Jr. 4221

Printed Name of Attorney for Debtor(s)

Stubbs & Perdue, P.A.

Firm Name

PO Box 1654

New Bern, NC 28563

Address

252-633-2700

Telephone Number

July 7, 2008

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/ John Paul Smith

Signature of Authorized Individual

John Paul Smith

Printed Name of Authorized Individual

Member-Manager

Title of Authorized Individual

July 7, 2008

Date

- 05				
	Signature	of a	Foreign	Representative

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.)

- ☐ 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.

7	7
- 2	٩
_	-

Signature of Foreign Representative

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.)

Address

Date

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.

United States Bankruptcy Court Eastern District of North Carolina-Wilson Division

In re	Gurganus Milling, LLC			
		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]
R&B Fisher 2006 Smyrna Road Whiteville, NC 28472	R&B Fisher 2006 Smyrna Road Whiteville, NC 28472	Judgment		216,007.51
Midstate Attn: Manager or Agent P.O. Box 350 Newton, NC 28658	Midstate Attn: Manager or Agent P.O. Box 350 Newton, NC 28658			81,000.00
Honeycutt Pig Farms Attn: Manager or Agent 28376 Millingport Road Albemarle, NC 28001	Honeycutt Pig Farms Attn: Manager or Agent 28376 Millingport Road Albemarle, NC 28001			60,000.00
Internal Revenue Service Attn: Insolvency I 320 Federal Place Greensboro, NC 27402	Internal Revenue Service Attn: Insolvency I 320 Federal Place Greensboro, NC 27402			42,634.75
Trexler Farms Attn: Manager or Agent 12955 Highway 52 Gold Hill, NC 28071	Trexler Farms Attn: Manager or Agent 12955 Highway 52 Gold Hill, NC 28071			38,220.85
Patrick Lovette 6500 Swamp Fox Hwy W Tabor City, NC 28463	Patrick Lovette 6500 Swamp Fox Hwy W Tabor City, NC 28463			34,725.89
Dale Burleson 28015 Fink Road Albemarle, NC 28001	Dale Burleson 28015 Fink Road Albemarle, NC 28001			31,045.98
Dejim Attn: Manager or Agent 902 East 5th Street Tabor City, NC 28463	Dejim Attn: Manager or Agent 902 East 5th Street Tabor City, NC 28463			28,942.00
Soybean Association Attn: Manager or Agent 211 Six Fords Rd, Ste 102 Raleigh, NC 27609	Soybean Association Attn: Manager or Agent 211 Six Fords Rd, Ste 102 Raleigh, NC 27609			25,701.86
BB&T Bankcard Corporation Attn: Manager or Agent PO Box 200 Wilson, NC 27894	BB&T Bankcard Corporation Attn: Manager or Agent PO Box 200 Wilson, NC 27894			24,704.14

B4 (Offic	ial Form 4) (12/07) - Cont.
In re	Gurganus Milling, LLC

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]
Ivesco	Ivesco			20,082.55
Attn: Manager or Agent P.O. Box 8232 Des Moines, IA 50301	Attn: Manager or Agent P.O. Box 8232 Des Moines, IA 50301			·
Sam Black 2020 Morgan Road Gold Hill, NC 28071	Sam Black 2020 Morgan Road Gold Hill, NC 28071			20,000.00
N.C. Dept. of Revenue Attn: Managing Agent P.O. Box 25000 Raleigh, NC 27640	N.C. Dept. of Revenue Attn: Managing Agent P.O. Box 25000 Raleigh, NC 27640			19,874.79
Eugene McKeithan 160 McKeithan Lane Nakina, NC 28455	Eugene McKeithan 160 McKeithan Lane Nakina, NC 28455			19,589.71
Hardwick & Sons Attn: Manager or Agent 282 Poley Bridge ChurchRd Nakina, NC 28455	Hardwick & Sons Attn: Manager or Agent 282 Poley Bridge ChurchRd Nakina, NC 28455			19,391.91
Carolina Eastern-Whtevile Attn: Manager or agent P.O. Box 1960 Smithfield, NC 27577	Carolina Eastern-Whtevile Attn: Manager or agent P.O. Box 1960 Smithfield, NC 27577			14,576.18
Citi Cards Attn: Manager or Agent P.O. Box 183059 Columbus, OH 43218	Citi Cards Attn: Manager or Agent P.O. Box 183059 Columbus, OH 43218			13,836.69
Tri-Chek Attn: Manager or Agent P.O. Bopx 5280 Augusta, GA 30916	Tri-Chek Attn: Manager or Agent P.O. Bopx 5280 Augusta, GA 30916			13,367.48
Hanes Geo Components Attn: Manager or Agent P.O. Box 60984 Charlotte, NC 28260	Hanes Geo Components Attn: Manager or Agent P.O. Box 60984 Charlotte, NC 28260			11,486.00
Midsouth Attn: Manager or Agent P.O. Box 178 Alma, GA 31510	Midsouth Attn: Manager or Agent P.O. Box 178 Alma, GA 31510			11,216.00

B4 (Official Form 4) (12/07) - Cont.					
In re	Gurganus Milling, LLC	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 Member-Manager 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 7, 2008	Signature	/s/ John Paul Smith
			John Paul Smith
			Member-Manager

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.

United States Bankruptcy Court Eastern District of North Carolina-Wilson Division

Case No.

	Debtor(s)	Chapter	11					
VERIFICATION OF CREDITOR MATRIX								
I, the Member-Manager of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.								
Date: July 7, 2008	/s/ John Paul Smith John Paul Smith/Member-Mana Signer/Title	ager						

In re Gurganus Milling, LLC

GURGANUS MILLING, LLC 138 E. COMMERCE STREET WHITEVILLE, NC 28472 TRAWICK H. STUBBS, JR. STUBBS & PERDUE, P.A. PO BOX 1654
NEW BERN, NC 28563

SECRETARY OF TREASURY ATTN: MANAGING AGENT 1500 PENNSYLVANIA AVE NW WASHINGTON, DC 20220

BRANCH OF REORGANIZATION ATTN: MANAGING AGENT 3475 LENOX ROAD NE #1000 ATLANTA, GA 30326 INTERNAL REVENUE SERVICE PO BOX 21126 PHILADELPHIA, PA 19114 EMPLOYMENT SECURITY COM. ATTN: MANAGING AGENT PO BOX 25903 RALEIGH, NC 27611

NC DEPT. OF REVENUE ATTN: MANAGING AGENT PO BOX 25000 RALEIGH, NC 27640 UNITED STATES ATTORNEY 310 NEW BERN AVENUE FEDERAL BLDG SUITE 800 RALEIGH, NC 27601-1461

ATTN: MANAGER OR AGENT 800 OAK RIDGE TURNPIKE OAK RIDGE, TN 37830

AIG

APS FARMS, LLC ATTN: MANAGER OR AGENT 138 E. COMMERCE STREET WHITEVILLE, NC 28472 ATLANTIC COAST FORKLIFT ATTN: MANAGER OR AGENT P.O. BOX B HIGH POINT, NC 27260 BB&T ATTN: MANAGER OR AGENT 200 W. 2ND STREET WINSTON SALEM, NC 27101

BB&T ATTN: JACK R. HAYES PO BOX 1847 WILSON, NC 27894-1847

ATTN: MANAGER OR AGENT 306 S. MADISON STREET WHITEVILLE, NC 28472 BB&T BANKCARD CORPORATION ATTN: MANAGER OR AGENT PO BOX 200 WILSON, NC 27894

SAM BLACK 2020 MORGAN ROAD GOLD HILL, NC 28071 DALE BURLESON 28015 FINK ROAD ALBEMARLE, NC 28001

BB&T

CAPITAL ONE ATTN: MANAGER OR AGENT P.O. BOX 70884 CHARLOTTE, NC 28272

CAROLINA EASTERN-WHTEVILE ATTN: MANAGER OR AGENT P.O. BOX 1960 SMITHFIELD, NC 27577 CITI CARDS
ATTN: MANAGER OR AGENT
P.O. BOX 183059
COLUMBUS, OH 43218

CITY OF WHITEVILLE ATTN: MANAGING AGENT P.O. BOX 607 WHITEVILLE, NC 28472

DEJIM ATTN: MANAGER OR AGENT 902 EAST 5TH STREET TABOR CITY, NC 28463 EVERGREEN SEED ATTN: MANAGER OR AGENT P.O. BOX 669 WILLOW SPRING, NC 27592 FATON, INC. ATTN: MANAGER OR AGENT 1440 CORAL RIDGE DR. #110 POMPANO BEACH, FL 33071

FIRST CITIZENS BANK ATTN: MANAGER OR AGENT 422 S. MADISON STREET WHITEVILLE, NC 28472 FIRST CITIZENS BANK ATTN: J. BARRY DUMSER DAC36, POBOX 25187 RALEIGH, NC 27611

HANES GEO COMPONENTS ATTN: MANAGER OR AGENT P.O. BOX 60984 CHARLOTTE, NC 28260 HARDWICK & SONS ATTN: MANAGER OR AGENT 282 POLEY BRIDGE CHURCHRD NAKINA, NC 28455

INTERNAL REVENUE SERVICE ATTN: INSOLVENCY I 320 FEDERAL PLACE GREENSBORO, NC 27402

JPS FARMS, LLC ATTN: MANAGER OR AGENT 1877 BALDWIN ROAD WHITEVILLE, NC 28472

KIM HARSEY ATTORNEY FOR BB&T 201 N. TRYON ST, STE 3000 CHARLOTTE, NC 28202

MIDSOUTH ATTN: MANAGER OR AGENT P.O. BOX 178 ALMA, GA 31510

R&B FISHER 2006 SMYRNA ROAD WHITEVILLE, NC 28472

TRI-CHEK ATTN: MANAGER OR AGENT P.O. BOPX 5280 AUGUSTA, GA 30916 HONEYCUTT PIG FARMS ATTN: MANAGER OR AGENT 28376 MILLINGPORT ROAD ALBEMARLE, NC 28001

IVESCO ATTN: MANAGER OR AGENT P.O. BOX 8232 DES MOINES, IA 50301

JPS HOLDINGS, LLC ATTN: MANAGER OR AGENT 138E. COMMERCE STREET WHITEVILLE, NC 28472

PATRICK LOVETTE 6500 SWAMP FOX HWY W TABOR CITY, NC 28463

MIDSTATE ATTN: MANAGER OR AGENT P.O. BOX 350 NEWTON, NC 28658

SOYBEAN ASSOCIATION ATTN: MANAGER OR AGENT 211 SIX FORDS RD, STE 102 RALEIGH, NC 27609

VEREENS ATTN: MANAGER OR AGENT 8862 HIGHWAY 90 LONGS, SC 29568 IDEAL ATTN: MANAGER OR AGENT P.O. BOX 591 CAMERON, TX 76520

JOHN PAUL SMITH 1902 BALDWIN ROAD WHITEVILLE, NC 28472

JPS TRUCKING, LLC ATTN: MANAGER OR AGENT 138 EAST COMMERCE STREET WHITEVILLE, NC 28472

EUGENE MCKEITHAN 160 MCKEITHAN LANE NAKINA, NC 28455

N.C. DEPT. OF REVENUE ATTN: MANAGING AGENT P.O. BOX 25000 RALEIGH, NC 27640

TREXLER FARMS ATTN: MANAGER OR AGENT 12955 HIGHWAY 52 GOLD HILL, NC 28071

WHITEVILLE READY MIX ATTN: MANAGER OR AGENT 110 LEGION DR ESTENSION WHITEVILLE, NC 28472