B1 (Official Form 1)(1/08) United Eastern Distric	States Bank et of North Ca					Voluntary Petition
Name of Debtor (if individual, enter Last, First, Kelsey Glen, LLC	Middle):		Name	of Joint De	ebtor (Spouse	se) (Last, First, Middle):
All Other Names used by the Debtor in the last (include married, maiden, and trade names):	3 years					Joint Debtor in the last 8 years d trade names):
Last four digits of Soc. Sec. or Individual-Taxpa (if more than one, state all) 20-4863320	ayer I.D. (ITIN) No	/Complete EIN	J Last fo	our digits or re than one, s	f Soc. Sec. or	or Individual-Taxpayer I.D. (ITIN) No./Complete E
Street Address of Debtor (No. and Street, City, a 521 E. Morehead St, Ste 405 Charlotte, NC	ind State):	ZIP Code	Street	Address of	Joint Debtor	or (No. and Street, City, and State):  ZIP Code
County of Residence or of the Principal Place o Greenville, SC	f Business:	28202	Count	y of Reside	ence or of the	e Principal Place of Business:
Mailing Address of Debtor (if different from str	eet address):		Mailin	ig Address	of Joint Debt	otor (if different from street address):
	1	ZIP Code	4			ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above):						
(Form of Organization) (Check one box)  ☐ Health Care Business ☐ Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B)  ☐ Railroad ☐ Stockbroker ☐ Chapter 7 ☐ Chapter 9 ☐ Chapter 9 ☐ Chapter 11 ☐ Chapter 11 ☐ Chapter 12 ☐ Chapter 12 ☐ Chapter 12 ☐ Chapter 12			r of Bankruptcy Code Under Which Petition is Filed (Check one box)  ☐ Chapter 15 Petition for Recognition of a Foreign Main Proceeding ☐ Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding			
Other (If debtor is not one of the above entities, check this box and state type of entity below.)	(Check be Debtor is a tagender Title 26	xempt Entity	cable)  Organization nited States  Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as business defined by an individual primarily for		(Check one box) consumer debts, § 101(8) as vidual primarily for  Debts are primarily business debts.	
Filing Fee (Check one box)  □ Full Filing Fee attached □ 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. □ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B. □ Aplan 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  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.						
1- 50- 100- 200-	1,000- 5,000 5,001- 10,000	10,001- 2	□ 25,001- 50,000	50,001- 100,000	OVER 100,000	
\$50,000 \$100,000 \$500,000 to \$1	\$1,000,001 \$10,000,000 to \$10 to \$50 million	01 \$50,000,001 \$ to \$100 to	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion		
\$50,000 \$100,000 \$500,000 to \$1	\$1,000,001 \$10,000,000 to \$10 to \$50 million million	01 \$50,000,001 \$ to \$100 to	\$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 Kelsey Glen, 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: See Attachment 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)

Name of Debtor(s): Kelsey Glen, LLC

## 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.

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

September 22, 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/ Scott A. Stover

Signature of Authorized Individual

Scott A. Stover

Printed Name of Authorized Individual

Manager/Member of LandCraft Management, LLC

Title of Authorized Individual

September 22, 2008

Date

S	ig	n	a	tı	ır	es

#### 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.

X

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.)

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.

Case No.

Debtor

# FORM 1. VOLUNTARY PETITION

# **Pending Bankruptcy Cases Filed Attachment**

Name of Debtor / District	Case No. / Relationship	Date Filed / Judge
Aumond Glen, LLC	08-04294-8-JRL	06/27/08
EDNC	Affiliate	Leonard
Back Creek Farms Subdivision, LLC	08-04295-8-JRL	06/27/08
EDNC	Affiliate	Leonard
Eagle Creek Subdivision, LLC	08-04292-8-JRL	06/27/08
EDNC	Affiliate	Leonard
Eagles Trace, LLC	08-04293-8-JRL	06/27/08
EDNC	Affiliate	Leonard
Saddlebrook Subdivision, LLC EDNC	08-04296-8-JRL Affiliate	06/27/08 Leonard

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

In re	Kelsey Glen, LLC		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]
Eastwood Construction Co. Attn: Managing Agent 2857 Westport Rd Charlotte, NC 28208	Eastwood Construction Co. Attn: Managing Agent 2857 Westport Rd Charlotte, NC 28208			724,500.00
Greenville Co Tax Coll Attn: Managing Agent PO Box 19114 Greenville, SC 29602-9114	Greenville Co Tax Coll Attn: Managing Agent PO Box 19114 Greenville, SC 29602-9114	Ad Valorem Tax		21,860.53
Kelsey Glen Greenville HOA Attn: Managing Agent 3104 Granview Dr Suite B Simpsonville, SC 29680	Kelsey Glen Greenville HOA Attn: Managing Agent 3104 Granview Dr Suite B Simpsonville, SC 29680			15,200.00
Freeland & Assoc., Inc. Attn: Managing Agent 323 W Stone Ave Greenville, SC 29609	Freeland & Assoc., Inc. Attn: Managing Agent 323 W Stone Ave Greenville, SC 29609			13,000.00
Saluda Hill, Inc. Attn: Managing Agent 2025 Industrial Blvd Lexington, SC 29072	Saluda Hill, Inc. Attn: Managing Agent 2025 Industrial Blvd Lexington, SC 29072			11,177.90
Innovative Landscape Sols Attn: Managing Agent PO Box 427 Mauldin, SC 29662	Innovative Landscape Sols Attn: Managing Agent PO Box 427 Mauldin, SC 29662			7,955.00
Upstate Development Svcs Attn: Managing Agent 100 Hartsdale Ct Greer, SC 29650	Upstate Development Svcs Attn: Managing Agent 100 Hartsdale Ct Greer, SC 29650			2,700.00
A & N Fence and Decks Attn: Managing Agent PO Box 492 Greer, SC 29652	A & N Fence and Decks Attn: Managing Agent PO Box 492 Greer, SC 29652			2,270.00
Leatherwood Walker Todd Attn: Managing Agent PO Box 87 Greenville, SC 29602-0087	Leatherwood Walker Todd Attn: Managing Agent PO Box 87 Greenville, SC 29602-0087			1,913.54

B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	Kelsey Glen, LLC	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]
Eastwood Homes Attn: Managing Agent 2857 Westport Road Charlotte, NC 28208-3647	Eastwood Homes Attn: Managing Agent 2857 Westport Road Charlotte, NC 28208-3647			720.00
Dixon Hughes PLLC Attn: Managing Agent PO Box 3049 Asheville, NC 28802-3049	Dixon Hughes PLLC Attn: Managing Agent PO Box 3049 Asheville, NC 28802-3049			475.00
	DECLADATION UNDER DE			

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

I, the Manager/Member of LandCraft Management, LLC 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	September 22, 2008	Signature	/s/ Scott A. Stover
			Scott A. Stover
			Manager/Member of LandCraft Management, LLC

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		
	VERIFICAT	ION OF CREDITOR MA	ATRIX			
I, the Manager/Member of LandCraft Management, LLC 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:	September 22, 2008	/s/ Scott A. Stover Scott A. Stover/Manager/Member of Signer/Title	LandCraft M	anagement, LLC		

In re Kelsey Glen, LLC

KELSEY GLEN, LLC 521 E. MOREHEAD ST, STE 405 CHARLOTTE, NC 28202

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 A & N FENCE AND DECKS ATTN: MANAGING AGENT PO BOX 492 GREER, SC 29652

ANDERS INC ATTN: MANAGING AGENT 1844 W BLUE RIDGE DR GREENVILLE, SC 29611 STEPHEN B. BROWN, SR VP INVESTORS TITLE PO DRAWER 2687 CHAPEL HILL, NC 27515-2687 CHALLISFORD PARTNERS LLC ATTN: MANAGING AGENT 5417 CHALLISFORD LANE CHARLOTTE, NC 28226

COLVILLE ROAD INVESTMENTS ATTN: MANAGING AGENT 537 COLVILLE RD CHARLOTTE, NC 28207 DIXON HUGHES PLLC ATTN: MANAGING AGENT PO BOX 3049 ASHEVILLE, NC 28802-3049 CHARLES O. DUBOSE 214 N TRYON ST 47TH FLOOR CHARLOTTE, NC 28202

EASTWOOD CONSTRUCTION CO. ATTN: MANAGING AGENT 2857 WESTPORT RD CHARLOTTE, NC 28208 EASTWOOD HOMES ATTN: MANAGING AGENT 2857 WESTPORT ROAD CHARLOTTE, NC 28208-3647 ECS CAROLINAS LLP ATTN: MANAGING AGENT 14026 THUNDERBOLT PL 500 CHANTILLY, VA 20151

ECS CAROLINAS, LLP ATTN: MANAGING AGENT 68 GLOBAL DR SUITE 100 GREENVILLE, SC 29607 ENVIRONMENTAL PERMITTING ATTN: MANAGING AGENT PO BOX 3744 GREENVILLE, SC 29608 FREELAND & ASSOC., INC. ATTN: MANAGING AGENT 323 W STONE AVE GREENVILLE, SC 29609

GREENVILLE CO TAX COLL ATTN: MANAGING AGENT PO BOX 19114 GREENVILLE, SC 29602-9114 HARRY C. GRIMMER 8720 LAKE CHALLIS LANE CHARLOTTE, NC 28226 HAROLD P. HOPE, II 61 WEST 9TH ST, APT 3A NEW YORK, NY 10011

RICHARD M. HUTSON II ATTY FOR EASTWOOD PO DRAWER 2252-A DURHAM, NC 27702 INNOVATIVE LANDSCAPE SOLS ATTN: MANAGING AGENT PO BOX 427 MAULDIN, SC 29662 KELSEY GLEN GREENVILLE HOA ATTN: MANAGING AGENT 3104 GRANVIEW DR SUITE B SIMPSONVILLE, SC 29680 LANDCRAFT MANAGEMENT, LLC ATTN: MANAGING AGENT 521 E MOREHEAD ST STE 405 CHARLOTTE, NC 28202 LANDCRAFT PROPERTIES, INC. ATTN: MANAGING AGENT 521 E MOREHEAD ST STE 405 CHARLOTTE, NC 28202 LEATHERWOOD WALKER TODD ATTN: MANAGING AGENT PO BOX 87 GREENVILLE, SC 29602-0087

J. FRANKLIN MARTIN 855 MUSEUM DRIVE CHARLOTTE, NC 28207 MATTHEW A. MCDONALD 521 E MOREHEAD ST STE 405 CHARLOTTE, NC 28202 MICHAEL T. NORTH 4020 OLD PINEVILLE ROAD CHARLOTTE, NC 28217

JOHN A. NORTHEN ATTY FOR NOTEHOLDER COMM PO BOX 2208 CHAPEL HILL, NC 27515-2208 RICHARD C RAYBURN JR ATTY FOR LANDCRAFT ET ALS 227 W TRADE ST STE 1200 CHARLOTTE, NC 28202-1675 SALUDA HILL, INC. ATTN: MANAGING AGENT 2025 INDUSTRIAL BLVD LEXINGTON, SC 29072

SCOTT A. STOVER 521 E MOREHEAD ST STE 405 CHARLOTTE, NC 28202 JOHN L. SULLIVAN, JR. 101 S. TRYON ST STE 4000 CHARLOTTE, NC 28280-4000 SUMMIT ECS, INC. ATTN: MANAGING AGENT PO BOX 7384 CHARLOTTE, NC 28241

THE FIFTH THIRD BANK ATTN: MANAGING AGENT 6310 FAIRVIEW ROAD CHARLOTTE, NC 28210 JOSEPH A. TRONCO, JR. 1313 LEXINGTON AVE CHARLOTTE, NC 28203 UPSTATE DEVELOPMENT SVCS ATTN: MANAGING AGENT 100 HARTSDALE CT GREER. SC 29650