B1 (Official I	Form 1)(1/	08)											
			United Eastern	States n Distr	Banki	ruptcy orth Cai	Court rolina				Volunta	ry Pe	etition
Name of De Munroe,			er Last, First,	Middle):			Name	of Joint Do	ebtor (Spouse	e) (Last, First	, Middle):		
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):							Joint Debtor trade names	in the last 8 years ):					
Last four dig (if more than o	one, state all)		vidual-Taxpa	yer I.D. (	(ITIN) No./	Complete E	IN Last f	our digits or than one, s	of Soc. Sec. o	r Individual-′	Taxpayer I.D. (ITIN	) No./C	omplete EIN
Street Address of Debtor (No. and Street, City, and State): Keeper's Landing #8 Southport, NC ZIP Code					Address of	f Joint Debtor	r (No. and St	reet, City, and State	):	ZIP Code			
County of Ro Brunswic		of the Prin	cipal Place of	f Busines		28461		y of Reside	ence or of the	Principal Pl	ace of Business:		
P. O. Box Southpor	x 3322 rt, NC  Principal A	ssets of Bus	siness Debtor		_	ZIP Code 28461		ng Address	of Joint Deb	tor (if differe	nt from street addre	ss):	ZIP Code
☐ Corporati	(Form of C (Check al (includes bit D on pa ion (includ- nip debtor is not	ge 2 of this es LLC and	form. LLP) bove entities,	Sing in 1 Rail Stoo	(Check lth Care Bu gle Asset Ro 1 U.S.C. § road ckbroker nmodity Br aring Bank er  Tax-Exe (Check become of the second of the se	eal Estate as 101 (51B)	e) anization d States	defined	the ter 7 ter 9 ter 11 ter 12 ter 13 are primarily cod in 11 U.S.C. red by an indiv	Petition is Fi	by for	or Recog oceeding or Recog n Procee	g gnition ding primarily
attach sig is unable  ☐ Filing Fe attach sig	ee to be paid gned applic to pay fee se waiver re gned applic	ched d in installm ation for the except in ir equested (ap	ee (Check or nents (applica e court's cons astallments. R oplicable to cl e court's cons	able to incideration tule 1006	certifying t (b). See Offi ndividuals o	hat the debt cial Form 3A only). Must	tor Check	Debtor is a if: Debtor's to insider all applicate A plan is Acceptan	not a small baggregate not a sor affiliates able boxes: being filed wees of the pla	ncontingent I ) are less than  with this petiti an were solici accordance v	s defined in 11 U.S. or as defined in 11 U.S. or as defined in 11 iquidated debts (excn \$2,190,000.  on. ited prepetition from with 11 U.S.C. § 11	U.S.C. § cluding of one or 26(b).	debts owed more
Debtor es	stimates tha stimates tha l be no fund	at funds will at, after any ds available	ation  I be available exempt prop for distributi	erty is ex	cluded and	administrat		es paid,		THIS	S SPACE IS FOR COU	JRT USE	ONLY
Estimated Nu  1- 49	50- 99	reditors  100- 199	200-	1,000- 5,000	5,001- 10,000	10,001- 25,000	25,001- 50,000	50,001- 100,000	OVER 100,000				
Estimated As	\$50,001 to \$100,000	\$100,001 to \$500,000	to \$1	\$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	abilities  \$50,001 to \$100,000	\$100,001 to \$500,000		\$1,000,001 to \$10	\$10,000,001 to \$50	\$50,000,001 to \$100	\$100,000,001 to \$500	\$500,000,001 to \$1 billion					

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DI (Official For	III 1)(1/08)		rage 2		
Voluntar	y Petition	Name of Debtor(s): Munroe, John Francis Jr.			
(This page mu	ast be completed and filed in every case)				
	All Prior Bankruptcy Cases Filed Within Last	t 8 Years (If more than two, attach ad	lditional sheet)		
Location Where Filed:	- None -	Case Number:	Date Filed:		
Location Where Filed:		Case Number:	Date Filed:		
	nding Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If more than	n one, attach additional sheet)		
Name of Debt - None -	or:	Case Number:	Date Filed:		
District:		Relationship:	Judge:		
forms 10K a pursuant to S and is reque	Exhibit A  Deleted 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.	Exhibit B  (To be completed if debtor is an individual whose debts are primarily consumer debts.)  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 delivered to the debtor the notice required by 11 U.S.C. §342(b).  X /s/ James Oliver Carter State Bar # May 4, 2009 Signature of Attorney for Debtor(s) (Date)			
		James Oliver Carter State	Bar # 6073		
	Exh	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 identifiable	e harm to public health or safety?		
	Exh	ibit D			
_	leted by every individual debtor. If a joint petition is filed, ea D completed and signed by the debtor is attached and made int petition:	-	a separate Exhibit D.)		
☐ Exhibit	D also completed and signed by the joint debtor is attached a	and made a part of this petition.			
	Information Regardin	=			
•	(Check any ap Debtor has been domiciled or has had a residence, principal days immediately preceding the date of this petition or for	al place of business, or principal asse			
	There is a bankruptcy case concerning debtor's affiliate, ge		-		
	Certification by a Debtor Who Reside (Check all app		rty		
	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, the the entire monetary default that gave rise to the judgment for the property of the	for possession, after the judgment for	possession was entered, and		
	Debtor has included in this petition the deposit with the coafter the filing of the petition.	•			
	Debtor certifies that he/she has served the Landlord with the	his 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)

### 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 /s/ John Francis Munroe, Jr.

Signature of Debtor John Francis Munroe, Jr.

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

May 4, 2009

Date

#### Signature of Attorney\*

X /s/ James Oliver Carter State Bar #
Signature of Attorney for Debtor(s)

James Oliver Carter State Bar # 6073

Printed Name of Attorney for Debtor(s)

CARTER & CARTER, P.A.

Firm Name

408 Market Street Wilmington, NC 28401

Address

(910) 763-3626 Fax: (910) 343-8966

Telephone Number

May 4, 2009

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

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Name of Debtor(s):

Munroe, John Francis Jr.

#### Signatures

#### 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.)

X

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.

B 1D(Official Form 1, Exhibit D) (12/08)

## **United States Bankruptcy Court**

		Eastern District of North Carolina		
In re	John Francis Munroe, Jr.		Case No.	
		Debtor(s)	Chapter	11
				-

## EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.] \_\_\_\_

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

□ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]

B 1D(Official Form 1, Exhibit D) (12/08) - Cont.
☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or
mental deficiency so as to be incapable of realizing and making rational decisions with respect to
financial responsibilities.);
☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being
unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or
through the Internet.);
☐ Active military duty in a military combat zone.
☐ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.
I certify under penalty of perjury that the information provided above is true and correct.
Signature of Debtor: /s/ John Francis Munroe, Jr.  John Francis Munroe, Jr.
Date: May 4, 2009

**B4** (Official Form 4) (12/07)

## **United States Bankruptcy Court** Eastern District of North Carolina

In re	John Francis Munroe, Jr.			
		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]
Bald Head Island Limited P. O. Box 3090 Southport, NC 28461	Bald Head Island Limited P. O. Box 3090 Southport, NC 28461	Judgment		5,000.00 (0.00 secured)
Bald Head Island State Two Assoc. P. O. Box 3069 Southport, NC 28461	Bald Head Island State Two Assoc. P. O. Box 3069 Southport, NC 28461	Residence 8 Keeper's Landing Bald Head Island, NC		2,165.00 (500,000.00 secured) (638,470.00 senior lien)
BB&T P. O. Box 698 Rocky Mount, NC 27802-7857	BB&T P. O. Box 698 Rocky Mount, NC 27802-7857	credit card		7,253.90
BB&T c/o Hutchens, Senter & Britton P. O. Box 2505 Fayetteville, NC 28302	BB&T c/o Hutchens, Senter & Britton P. O. Box 2505 Fayetteville, NC 28302	319 Brunswick St. Southport, NC (residence of spouse)		1,221,000.00 (850,000.00 secured) (4,836.00 senior lien)
BB&T c/o Hutchens, Senter & Britton P. O. Box 2505 Fayetteville, NC 28302	BB&T c/o Hutchens, Senter & Britton P. O. Box 2505 Fayetteville, NC 28302	Residence 8 Keeper's Landing Bald Head Island, NC		232,917.00 (500,000.00 secured) (405,553.00 senior lien)
BB&T c/o Hutchens, Senter & Britton P. O. Box 2505 Fayetteville, NC 28302	BB&T c/o Hutchens, Senter & Britton P. O. Box 2505 Fayetteville, NC 28302	319 Brunswick St. Southport, NC (residence of spouse)		100,000.00 (850,000.00 secured) (1,225,836.00 senior lien)
BB&T c/o Hutchens, Senter & Britton P. O. Box 2505 Fayetteville, NC 28302	BB&T c/o Hutchens, Senter & Britton P. O. Box 2505 Fayetteville, NC 28302	214 W. Nash St. Southport, NC		240,000.00 (190,000.00 secured) (2,362.00 senior lien)
Brunswick County Tax Department P. O. Box 29 Bolivia, NC 28422	Brunswick County Tax Department P. O. Box 29 Bolivia, NC 28422	2004 Ford Excursion		8.68

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B4 (Offi	B4 (Official Form 4) (12/07) - Cont.						
In re	John Francis Munroe, Jr.	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]
Brunswick County Tax Department P. O. Box 29 Bolivia, NC 28422	Brunswick County Tax Department P. O. Box 29 Bolivia, NC 28422	personal property tax on 31' Contender Boat		1.09
Merchant's Financial Services P. O. Box 11278 Southport, NC 28461-1278	Merchant's Financial Services P. O. Box 11278 Southport, NC 28461-1278	Bald Head Island HOA		2,165.00
RBC Centura Bank c/o Poyner & Spruill 130 S. Franklin St. Rocky Mount, NC 27804	RBC Centura Bank c/o Poyner & Spruill 130 S. Franklin St. Rocky Mount, NC 27804	84 Marsh Grass Ct. Southport, NC		175,000.00 (170,000.00 secured) (873.00 senior lien)
RBC Centura Bank P. O. Box 2857 Rocky Mount, NC 27802	RBC Centura Bank P. O. Box 2857 Rocky Mount, NC 27802	credit card		10,153.29
Regions Bank c/o Horack Talley, Attorney at Law 301 S. College St., Suite 2600 Charlotte, NC 28202	Regions Bank c/o Horack Talley, Attorney at Law 301 S. College St., Suite 2600 Charlotte, NC 28202	404 1/2 Brunswick St. Southport, NC		475,000.00 (300,000.00 secured) (2,710.00 senior lien)
Wachovia Bank P. O. Box 45038 Jacksonville, FL 32232	Wachovia Bank P. O. Box 45038 Jacksonville, FL 32232	possible deficiency on repossessed boat		64,023.77
Wendy Wilmont Properties P. O. Box 3259 Southport, NC 28461	Wendy Wilmont Properties P. O. Box 3259 Southport, NC 28461			50,000.00 (0.00 secured)

B4 (Offi	B4 (Official Form 4) (12/07) - Cont.					
In re	John Francis Munroe, Jr.	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, John Francis Munroe, Jr., 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	May 4, 2009	Signature	/s/ John Francis Munroe, Jr.
	<del></del>		John Francis Munroe, Jr.
			Debtor

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**

		Eastern District of North Carolina		
In re	John Francis Munroe, Jr.		Case No.	
_		Debtor(s)	Chapter	11
	VERI	IFICATION OF CREDITOR MA	ATRIX	
The abo	ve-named Debtor hereby verifies the	hat the attached list of creditors is true and correct	et to the best	of his/her knowledge.
Date:	May 4, 2009	/s/ John Francis Munroe, Jr.		
_		John Francis Munroe, Jr.	·	

Signature of Debtor

Austin Marxe

City of Southport P. O. Box 10939 Southport, NC 28461 Merchant's Financial Services P. O. Box 11278 Southport, NC 28461-1278

Bald Head Island Limited P. O. Box 3090 Southport, NC 28461 Employment Security Commission P. O. Box 26504 Raleigh, NC 27611 Mr. Michael Mukasey, US Attny G 5137 Robert F. Kennedy Bldg 10th St and Constitutional Ave NW Washington, DC 20530

Bald Head Island State Two Assoc. P. O. Box 3069 Southport, NC 28461 Ginger Munroe 319 W. Brunswick St. Southport, NC 28461 NC Department of Revenue P.O. Box 25000 Raleigh, NC 27640-0150

Bank of America P. O. Box 15220 Wilmington, DE 19886-5220 Ginger Munroe 319 West Brunswick St. Southport, NC 28461 NC Dept of Revenue Office Services Div-Bankruptcy Unit P. O. Box 1168 Raleigh, NC 27602

BB&T c/o Hutchens, Senter & Britton P. O. Box 2505 Fayetteville, NC 28302 Internal Revenue Service Memphis, TN 37501 RBC Centura Bank c/o Poyner & Spruill 130 S. Franklin St. Rocky Mount, NC 27804

BB&T 2661-A Roosevelt Blvd. Monroe, NC 28110-2165 Internal Revenue Service P. O. Box 21126 Philadelphia, PA 19114-0326 RBC Centura Bank P. O. Box 2857 Rocky Mount, NC 27802

BB&T P. O. Box 698 Rocky Mount, NC 27802-7857 Internal Revenue Service Linda K. Beck, Insolvency Operation P. O. Box 21126 Philadelphia, PA 19114-0326 Regions Bank c/o Horack Talley, Attorney at Law 301 S. College St., Suite 2600 Charlotte, NC 28202

BB&T c/o Sessoms & Rogers P. O. Box 52509 Durham, NC 27717 Internal Revenue Service Special Procedures Office 320 Federal Place, Room 335 Greensboro, NC 27401 Secretary of Treasury Washington, DC 20220

Brunswick County Tax Department P. O. Box 29 Bolivia, NC 28422 Marjorie K. Lynch Bankruptcy Administrator P. O. Box 3758 Wilson, NC 27895-3758 Securities & Exchange Commission Branch of Reorganization, Ste 1000 3475 Lennon Rd., NE Atlanta, GA 30327 Smith Debnam Narron Attorneys for BB&T P. O. Box 26268 Raleigh, NC 27611-6268

Smith, Debnam Narron Attorneys for BB&T P. O. Box 26268 Raleigh, NC 27611-6268

SunTrust Bank P. O. Box 85041 Richmond, VA 23285-5041

Wachovia Bank P. O. Box 45038 Jacksonville, FL 32232

Wendy Wilmont Properties P. O. Box 3259 Southport, NC 28461