

B1 (Official Form 1)(1/08)

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

Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle): K&S Cafeteria at Tower, Inc.	Name of Joint Debtor (Spouse) (Last, First, Middle):
All Other Names used by the Debtor in the last 8 years (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):
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) 56-1541093	Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)
Street Address of Debtor (No. and Street, City, and State): 3609 Maitland Drive Raleigh, NC	Street Address of Joint Debtor (No. and Street, City, and State):
ZIP Code 27610	ZIP Code
County of Residence or of the Principal Place of Business: Wake	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address): P.O. Box 41628 Raleigh, NC	Mailing Address of Joint Debtor (if different from street address):
ZIP Code 27629	ZIP Code

Location of Principal Assets of Business Debtor (if different from street address above):

Type of Debtor (Form of Organization) (Check one box) <ul style="list-style-type: none"> <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.) 	Nature of Business (Check one box) <ul style="list-style-type: none"> <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other 	Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box) <ul style="list-style-type: none"> <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding
Tax-Exempt Entity (Check box, if applicable) <ul style="list-style-type: none"> <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code). 		Nature of Debts (Check one box) <ul style="list-style-type: none"> <input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input checked="" type="checkbox"/> Debts are primarily business debts.

Filing Fee (Check one box) <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> 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. <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B. 	Chapter 11 Debtors Check one box: <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <ul style="list-style-type: none"> <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000. Check all applicable boxes: <ul style="list-style-type: none"> <input type="checkbox"/> A plan is being filed with this petition. <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
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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.

Estimated Number of Creditors

<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1-49	50-99	100-199	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 Assets

<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
\$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	More than \$1 billion

Estimated Liabilities

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$50 million	\$10,000,001 to \$100 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion

THIS SPACE IS FOR COURT USE ONLY

<p>Voluntary Petition</p> <p><i>(This page must be completed and filed in every case)</i></p>		<p>Name of Debtor(s): K&S Cafeteria at Tower, Inc.</p>	
<p>All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet)</p>			
Location Where Filed: - None -	Case Number:	Date Filed:	
Location Where Filed:	Case Number:	Date Filed:	
<p>Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet)</p>			
Name of Debtor: - None -	Case Number:	Date Filed:	
District:	Relationship:	Judge:	
<p style="text-align: center;">Exhibit A</p> <p>(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)</p> <p><input type="checkbox"/> Exhibit A is attached and made a part of this petition.</p>	<p style="text-align: center;">Exhibit B</p> <p>(To be completed if debtor is an individual whose debts are primarily consumer debts.)</p> <p>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).</p> <p>X _____ Signature of Attorney for Debtor(s) (Date)</p>		
<p>Exhibit C</p> <p>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?</p> <p><input type="checkbox"/> Yes, and Exhibit C is attached and made a part of this petition.</p> <p><input checked="" type="checkbox"/> No.</p>			
<p>Exhibit D</p> <p>(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)</p> <p><input type="checkbox"/> Exhibit D completed and signed by the debtor is attached and made a part of this petition.</p> <p>If this is a joint petition:</p> <p><input type="checkbox"/> Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.</p>			
<p>Information Regarding the Debtor - Venue</p> <p>(Check any applicable box)</p> <p><input checked="" type="checkbox"/> 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.</p> <p><input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.</p> <p><input type="checkbox"/> 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.</p>			
<p>Certification by a Debtor Who Resides as a Tenant of Residential Property</p> <p>(Check all applicable boxes)</p> <p><input type="checkbox"/> Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)</p> <p style="margin-left: 40px;">_____</p> <p style="margin-left: 40px;">(Name of landlord that obtained judgment)</p> <p style="margin-left: 40px;">_____</p> <p style="margin-left: 40px;">(Address of landlord)</p> <p><input type="checkbox"/> 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</p> <p><input type="checkbox"/> 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.</p> <p><input type="checkbox"/> Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).</p>			

<p>Voluntary Petition</p> <p><i>(This page must be completed and filed in every case)</i></p>	<p>Name of Debtor(s): K&S Cafeteria at Tower, Inc.</p>
Signatures	
<p style="text-align: center;">Signature(s) of Debtor(s) (Individual/Joint)</p> <p>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).</p> <p>I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.</p> <p>X _____ Signature of Debtor</p> <p>X _____ Signature of Joint Debtor</p> <p>_____ Telephone Number (If not represented by attorney)</p> <p>_____ Date</p>	<p style="text-align: center;">Signature of a Foreign Representative</p> <p>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.</p> <p>(Check only one box.)</p> <p><input type="checkbox"/> 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.</p> <p><input type="checkbox"/> 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.</p> <p>X _____ Signature of Foreign Representative</p> <p>_____ Printed Name of Foreign Representative</p> <p>_____ Date</p>
<p style="text-align: center;">Signature of Attorney*</p> <p>X <u>/s/ Richard D. Sparkman</u> Signature of Attorney for Debtor(s)</p> <p><u>Richard D. Sparkman 6857</u> Printed Name of Attorney for Debtor(s)</p> <p><u>Richard D. Sparkman & Associates, P.A.</u> Firm Name</p> <p><u>P.O. Box 1687</u> <u>Angier, NC 27501</u></p> <p>_____ Address</p> <p style="text-align: right;">Email: mary@sparkmanlaw.com</p> <p><u>919-639-6181 Fax: 919-639-6814</u> Telephone Number</p> <p><u>February 16, 2010</u> Date</p> <p><small>*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.</small></p>	<p style="text-align: center;">Signature of Non-Attorney Bankruptcy Petition Preparer</p> <p>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.</p> <p>_____ Printed Name and title, if any, of Bankruptcy Petition Preparer</p> <p>_____ Social-Security number (If the bankruptcy 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.)</p> <p>_____ Address</p> <p>X _____ Date</p> <p>Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.</p> <p>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:</p> <p>_____ If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.</p> <p><small>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.</small></p>
<p style="text-align: center;">Signature of Debtor (Corporation/Partnership)</p> <p>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.</p> <p>The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.</p> <p>X <u>/s/ Leigh Steinmeyer</u> Signature of Authorized Individual</p> <p><u>Leigh Steinmeyer</u> Printed Name of Authorized Individual</p> <p><u>Secretary/Treasurer</u> Title of Authorized Individual</p> <p><u>February 16, 2010</u> Date</p>	

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

In re **K&S Cafeteria at Tower, Inc.**

Debtor(s)

Case No. _____

Chapter **11**

DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR(S)

1. Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-named debtor and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

For legal services, I have agreed to accept	\$	<u>27,430.40</u>
Prior to the filing of this statement I have received	\$	<u>27,430.40</u>
Balance Due	\$	<u>0.00</u>

2. The source of the compensation paid to me was:

Debtor Other (specify): *** Retainer to be applied against hourly rate of \$350.00 as approved by the Court.**

3. The source of compensation to be paid to me is:

Debtor Other (specify):

4. I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.

I have agreed to share the above-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation is attached.

5. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:

- a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
- b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be required;
- c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;
- d. [Other provisions as needed]

Negotiations with secured creditors to reduce to market value; exemption planning; preparation and filing of reaffirmation agreements and applications as needed; preparation and filing of motions pursuant to 11 USC 522(f)(2)(A) for avoidance of liens on household goods.

6. By agreement with the debtor(s), the above-disclosed fee does not include the following service:

Representation of the debtors in any dischargeability actions, judicial lien avoidances, relief from stay actions or any other adversary proceeding.

CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

Dated: **February 16, 2010**

/s/ Richard D. Sparkman
Richard D. Sparkman 6857
Richard D. Sparkman & Associates, P.A.
P.O. Box 1687
Angier, NC 27501
919-639-6181 Fax: 919-639-6814
mary@sparkmanlaw.com

In re K&S Cafeteria at Tower, Inc.
Debtor(s)

Case No. _____

DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR(S)
(Continuation Sheet)

Other Provisions:

The above disclosed fee does not include the following service: Section 707(b) Motions to Dismiss and Motions to Redeem

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United States Bankruptcy Court
Eastern District of North Carolina

In re **K&S Cafeteria at Tower, Inc.**

Debtor(s)

Case No.

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)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
Bank of America/US Foodservice Attn: Managing Agent P.O. Box 65844 Charlotte, NC 28265-0844	Bank of America/US Foodservice Attn: Managing Agent P.O. Box 65844 Charlotte, NC 28265-0844	Corporate account		41,678.17
Bank of America/US Foodservice Attn: Managing Agent P.O. Box 65844 Charlotte, NC 28265-0844	Bank of America/US Foodservice Attn: Managing Agent P.O. Box 65844 Charlotte, NC 28265-0844	Corporate account		38,909.33
Bank of America/US Foodservice Attn: Managing Agent P.O. Box 65844 Charlotte, NC 28265-0844	Bank of America/US Foodservice Attn: Managing Agent P.O. Box 65844 Charlotte, NC 28265-0844	Corporate account		16,567.06
E. G. Forrest Company Attn: Managing Agent P.O. Box 228 Winston Salem, NC 27102-0228	E. G. Forrest Company Attn: Managing Agent P.O. Box 228 Winston Salem, NC 27102-0228	Corporate account		131,470.05
E. G. Forrest Company Attn: Managing Agent P.O. Box 228 Winston Salem, NC 27102-0228	E. G. Forrest Company Attn: Managing Agent P.O. Box 228 Winston Salem, NC 27102-0228	Corporate account		129,563.16
E. G. Forrest Company Attn: Managing Agent P.O. Box 228 Winston Salem, NC 27102-0228	E. G. Forrest Company Attn: Managing Agent P.O. Box 228 Winston Salem, NC 27102-0228	Corporate account		88,122.48
GMAC Attn: Managing Agent P.O. Box 9001948 Louisville, KY 40290-1948	GMAC Attn: Managing Agent P.O. Box 9001948 Louisville, KY 40290-1948			44,877.53 (0.00 secured)
Internal Revenue Service P.O. Box 21126 Philadelphia, PA 19114	Internal Revenue Service P.O. Box 21126 Philadelphia, PA 19114	Income Tax Debt		52,112.00

B4 (Official Form 4) (12/07) - Cont.

In re **K&S Cafeteria at Tower, Inc.**

Case No. _____

Debtor(s) _____

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1) <i>Name of creditor and complete mailing address including zip code</i>	(2) <i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	(3) <i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	(4) <i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	(5) <i>Amount of claim [if secured, also state value of security]</i>
Lamar Outdoor Advertising Attn: Managing Agent P.O. Box 96030 Baton Rouge, LA 70896	Lamar Outdoor Advertising Attn: Managing Agent P.O. Box 96030 Baton Rouge, LA 70896	Corporate account		26,593.36
Martin Properties Attn: Managing Agent 1201 Buck Jones Road Raleigh, NC 27606	Martin Properties Attn: Managing Agent 1201 Buck Jones Road Raleigh, NC 27606	Lease of building		115,985.05
NC Department of Revenue Office Services Division Bankruptcy Unit P.O. Box 1168 Raleigh, NC 27602-1168	NC Department of Revenue Office Services Division Bankruptcy Unit Raleigh, NC 27602-1168	Sales Tax Debt		37,136.85
Prestige Farms Attn: Managing Agent P.O. Box 740209 Atlanta, GA 30374-0209	Prestige Farms Attn: Managing Agent P.O. Box 740209 Atlanta, GA 30374-0209	Corporate account		9,421.97
Prestige Farms Attn: Managing Agent P.O. Box 740209 Atlanta, GA 30374-0209	Prestige Farms Attn: Managing Agent P.O. Box 740209 Atlanta, GA 30374-0209	Corporate account		7,583.60
Suntrust Attn: Managing Agent P.O. Box 791144 Baltimore, MD 21279-1144	Suntrust Attn: Managing Agent P.O. Box 791144 Baltimore, MD 21279-1144			8,500.00 (0.00 secured)
Tower Marketplace Partners, LLC Attn: Managing Agent 1208 Eastchester Drive, Ste. 205 High Point, NC 27265	Tower Marketplace Partners, LLC Attn: Managing Agent 1208 Eastchester Drive, Ste. 205 High Point, NC 27265	Corporate account		49,637.67
Wachovia Attn: Managing Agent P.O. Box 740502 Atlanta, GA 30374-0502	Wachovia Attn: Managing Agent P.O. Box 740502 Atlanta, GA 30374-0502			204,175.55 (0.00 secured)
Ward's Fruit and Produce Attn: Managing Agent P.O. Box 60689 Charlotte, NC 28260-0689	Ward's Fruit and Produce Attn: Managing Agent P.O. Box 60689 Charlotte, NC 28260-0689	Corporate account		16,787.20
Ward's Fruit and Produce Attn: Managing Agent P.O. Box 60689 Charlotte, NC 28260-0689	Ward's Fruit and Produce Attn: Managing Agent P.O. Box 60689 Charlotte, NC 28260-0689	Corporate account		23,054.00
William W. Terry, III Attorney at Law 6814 Fairway Woods Ct. Roanoke, VA 24018	William W. Terry, III Attorney at Law 6814 Fairway Woods Ct. Roanoke, VA 24018	Officer loan to corporation		50,000.00

B4 (Official Form 4) (12/07) - Cont.

In re **K&S Cafeteria at Tower, Inc.**

Case No. _____

Debtor(s) _____

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
WRI/Raleigh, LP Attn: Managing Agent P.O. Box 203183 Houston, TX 77216-3183	WRI/Raleigh, LP Attn: Managing Agent P.O. Box 203183 Houston, TX 77216-3183	Corporate account		75,676.46

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

I, the Secretary/Treasurer 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 **February 16, 2010**

Signature **/s/ Leigh Steinmeyer**

**Leigh Steinmeyer
Secretary/Treasurer**

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

In re **K&S Cafeteria at Tower, Inc.**

Debtor

Case No. _____

Chapter **11**

LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with Rule 1007(a)(3) for filing in this chapter 11 case.

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
Harris N. Smith 6212 Trevor Drive Raleigh, NC 27613			90% ownership interest
J. Patrick Budd 505 S. Jefferson Street Roanoke, VA 24011			5% ownership interest
William W. Terry, III Attorney at Law 6814 Fairway Woods Ct. Roanoke, VA 24018			5% ownership interest

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the Secretary/Treasurer of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date **February 16, 2010**Signature **/s/ Leigh Steinmeyer**

Leigh Steinmeyer
Secretary/Treasurer

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**

In re **K&S Cafeteria at Tower, Inc.**

Debtor(s)

Case No.
Chapter

11

VERIFICATION OF CREDITOR MATRIX

I, the Secretary/Treasurer 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: **February 16, 2010**

/s/ Leigh Steinmeyer

Leigh Steinmeyer/Secretary/Treasurer

Signer/Title

Richard D. Sparkman
Richard D. Sparkman & Associates, P.A.
P.O. Box 1687
Angier, NC 27501

Barbour Enterprises, Inc.
Attn: Managing Agent
P.O. Box 20693
Raleigh, NC 27619

Creative Colors International
Attn: Managing Agent
P.O. Box 99246
Raleigh, NC 27624-9246

K&S Cafeteria at Tower, Inc.
P.O. Box 41628
Raleigh, NC 27629

Beasley's Safe & Lock
Attn: Managing Agent
2213 Woodnell Drive
Raleigh, NC 27603

D&B Printing Company
Attn: Managing Agent
3000 Trawick Road
Raleigh, NC 27604

Internal Revenue Service
P.O. Box 21126
Philadelphia, PA 19114

Betty Tart
Attn: Managing Agent
73 Tart Town Road
Dunn, NC 28334

E. G. Forrest Company
Attn: Managing Agent
P.O. Box 228
Winston Salem, NC 27102-0228

NC Department of Revenue
Office Services Division
Bankruptcy Unit
P.O. Box 1168
Raleigh, NC 27602-1168

Boiler Masters, Inc.
Attn: Managing Agent
P.O. Box 16105
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Bank of America/US Foodservice
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Bankruptcy Administrator
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Lance, Inc. Attn: Managing Agent P.O. Box 473805 Charlotte, NC 28247-3805	Pepsi-Cola Bottling Co. Attn: Managing Agent P.O. Box 75990 Charlotte, NC 28275-0990	Wachovia Attn: Managing Agent P.O. Box 740502 Atlanta, GA 30374-0502
Lease Corporation of America Attn: Managing Agent P.O. Box 1297 Troy, MI 48099-1297	PFS Sales Co. Attn: Managing Agent P.O. Box 33255 Raleigh, NC 27636	Wachovia Bank Attn: Mr. Mark J. McClelland Consumer General Loan BK/Recove P.O. Box 3099 Winston Salem, NC 27150
Leigh Steinmeyer 2508 Old US 1 Hwy. Apex, NC 27502	Prestige Farms Attn: Managing Agent P.O. Box 740209 Atlanta, GA 30374-0209	WACO Mechanical Attn: Managing Agent 980 Greenfield Pkwy. North Garner, NC 27529
Long Life Lighting, Inc. Attn: Managing Agent P.O. Box 91057 Raleigh, NC 27675	S&D Coffee Attn: Managing Agent P.O. Box 1628 Concord, NC 28026-1628	Wake County Dishwasher Attn: Managing Agent 204 Hinton Street Knightdale, NC 27545
Maola Milk and Ice Cream Attn: Managing Agent P.O. Box 602290 Charlotte, NC 28260-2290	Scruggs Poultry Attn: Managing Agent P.O. Box 305 Rocky Mount, NC 27802-0305	Wake County Revenue Attn: Managing Agent P.O. Box 2719 Raleigh, NC 27602-2719
Martin Properties Attn: Managing Agent 1201 Buck Jones Road Raleigh, NC 27606	Sports & Fashions Attn: Managing Agent 111-B East Chatham Street Cary, NC 27511	Ward's Fruit and Produce Attn: Managing Agent P.O. Box 60689 Charlotte, NC 28260-0689
N. E. McHugh Attn: Managing Agent P.O. Box 32187 Raleigh, NC 27622	Suntrust Attn: Managing Agent P.O. Box 791144 Baltimore, MD 21279-1144	William Creech Contracted Services Attn: Managing Agent 2583 Matthews Road Clayton, NC 27520-3628

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

In re **K&S Cafeteria at Tower, Inc.**

Debtor(s)

Case No.

Chapter **11**

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **K&S Cafeteria at Tower, Inc.** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

**Harris N. Smith
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Raleigh, NC 27613**

**J. Patrick Budd
505 S. Jefferson Street
Roanoke, VA 24011**

**William W. Terry, III
Attorney at Law
6814 Fairway Woods Ct.
Roanoke, VA 24018**

None [Check if applicable]

February 16, 2010

Date

/s/ Richard D. Sparkman

Richard D. Sparkman 6857

Signature of Attorney or Litigant

Counsel for **K&S Cafeteria at Tower, Inc.**

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