BI (Official			United Easter		Bankı ict of No						Vol	untary	Petition
	ebtor (if ind vestments		er Last, First	Middle):			Name	of Joint De	ebtor (Spouse	e) (Last, First,	Middle):		
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):							used by the I maiden, and			years			
Last four dig (if more than on	ne, state all)	Sec. or Indi	vidual-Taxp	ayer I.D. (ITIN) No./0	Complete E	IN Last fo	our digits o	f Soc. Sec. or	r Individual-7	Taxpayer I.I	D. (ITIN) No	o./Complete EIN
Street Addre 302 Bec		•	Street, City,	and State)	: 	ZIP Code		Address of	Joint Debtor	(No. and Str	reet, City, an	nd State):	ZIP Code
County of F	Residence or	of the Princ	cipal Place o	f Business		27870	Count	y of Reside	nce or of the	Principal Pla	ace of Busir	ness:	
Halifax			1					•		•			
Mailing Ado	dress of Deb	otor (if diffe	rent from str	eet addres	s):		Mailir	g Address	of Joint Debt	tor (if differe	nt from stre	et address):	
					г	ZIP Code							ZIP Code
Location of (if different				· Va	arious ac	Idresses	in Halifa	x Count	y, NC				<u>.I</u>
		f Debtor				of Business			-	of Bankrup Petition is Fi	•		ch
☐ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. ☐ Corporation (includes LLC and LLP) ☐ Partnership ☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.)			Sing in 1 Rail Stoo	ekbroker nmodity Brouring Bank er Tax-Exe	eal Estate as 101 (51B) bker mpt Entity , if applicable exempt org	e) ganization	defined "incurr	er 9 er 11 er 12 er 13 are primarily collin 11 U.S.C. § ed by an indivi	of Check onsumer debts, \$ 101(8) as idual primarily	a Foreign Mapter 15 Pe a Foreign Me of Debts cone box)		eding Recognition	
	Total	Ľ E (C			e (the Inter			a perso	nal, family, or				
Filing Fedutach sig debtor is Form 3A.	e to be paid in gned application unable to pay to waiver reque	n installments on for the cou fee except in	(applicable to trt's considerat i installments. able to chapter trt's considerat	individualsion certifyi Rule 1006(7 individus	ng that the (b). See Office als only). Mu	Check Check BB.	Debtor is not if: Debtor's aggrare less than all applicable A plan is bein Acceptances	regate nonco \$2,343,300 (e.e. boxes: ag filed with of the plan w	debtor as definess debtor as on the debtor as on the debtor as on the debtor as on the debtor as definition as debtor as deb	defined in 11 U ated debts (exc to adjustment	C. § 101(51D J.S.C. § 101(: luding debts on 4/01/13 a	51D). owed to insic and every thre	ders or affiliates) se years thereafter). editors,
☐ Debtor e	estimates tha	t funds will it, after any	ation be available exempt proper for distribute the street of the street	erty is ex	cluded and	administrat		es paid,		THIS	SPACE IS F	FOR COURT	USE ONLY
Estimated N 1- 49	Number of Ci 50- 99	reditors 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 A	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion					
Estimated L \$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					

Case 10-02711-8-JRL Doc 1 Filed 04/06/10 Entered 04/06/10 11:24:39 Page 2 of 9

BI (Official For	iii 1)(4/10)		rage 2		
Voluntary	y Petition	Name of Debtor(s): MTD Investments,			
(This page mu	st be completed and filed in every case)	·			
	All Prior Bankruptcy Cases Filed Within Last				
Location Where Filed:	- None -	Case Number:	Date Filed:		
Location Where Filed:		Case Number:	Date Filed:		
Per	nding Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If more than	n one, attach additional sheet)		
Name of Debte Michael T. I	or: Davis and Debra W. Davis	Case Number: 09-10198-8	Date Filed: 11/23/09		
District: EDNC		Relationship: officer and stockholder	Judge: J. Rich Leonard		
	Exhibit A		hibit B		
forms 10K as pursuant to S	leted 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.)	I, the attorney for the petitioner named have informed the petitioner that [he o 12, or 13 of title 11, United States Cod	whose debts are primarily consumer debts.) I in the foregoing petition, declare that I is r she] may proceed under chapter 7, 11, le, and have explained the relief available ify that I delivered to the debtor the notice		
☐ Exhibit	A is attached and made a part of this petition.	X			
		Signature of Attorney for Debtor(s)	(Date)		
		ibit C			
	r 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	harm to public health or safety?		
No.					
	Exh	ibit D			
_	eted by every individual debtor. If a joint petition is filed, ear D completed and signed by the debtor is attached and made and to petition:	•	separate Exhibit D.)		
_	D also completed and signed by the joint debtor is attached a	and made a part of this petition.			
	Information Regardin	g the Debtor - Venue			
	(Check any ap Debtor has been domiciled or has had a residence, principal content of the content	al place of business, or principal asset	s in this District for 180		
_	days immediately preceding the date of this petition or for				
_	There is a bankruptcy case concerning debtor's affiliate, ge				
	Debtor is a debtor in a foreign proceeding and has its princ this District, or has no principal place of business or assets proceeding [in a federal or state court] in this District, or the sought in this District.	in the United States but is a defendar	nt in an action or		
	Certification by a Debtor Who Reside (Check all app		ty		
	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 entire monetary default that gave rise to the judgment f				
	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	nis certification. (11 U.S.C. § 362(l)).			

B1 (Official Form 1)(4/10)

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.

 \mathbf{X}

Signature of Debtor

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney*

X /s/ Michael P. Peavey

Signature of Attorney for Debtor(s)

Michael P. Peavey 6330

Printed Name of Attorney for Debtor(s)

Michael P. Peavey, Attorney at Law

Firm Name

404 Broad St PO Box 1115 Wilson, NC 27894-1115

Address

Email: mpeavey@peaveylaw.com

252-291-8020 Fax: 252-291-8309

Telephone Number

March 18, 2010

Date

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

Signature of Debtor (Corporation/Partnership)

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

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

X /s/ Michael T. Davis

Signature of Authorized Individual

Michael T. Davis

Printed Name of Authorized Individual

President

Title of Authorized Individual

March 18, 2010

Date

Name of Debtor(s):

MTD Investments,

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.

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.)

•

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.

B4 (Official Form 4) (12/07)

United States Bankruptcy Court Eastern District of North Carolina

In re	MTD Investments,	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]
A. W. Powell, Jr.	A. W. Powell, Jr.			100,000.00
227 Hunting Ridge Road Roanoke Rapids, NC 27870	227 Hunting Ridge Road Roanoke Rapids, NC 27870			
Chalome & John Pierce	Chalome & John Pierce		Disputed	64,000.00
883 Moonlight Road	883 Moonlight Road		Disputed	04,000.00
Smithfield, VA 23430	Smithfield, VA 23430			
Clifton Bradley	Clifton Bradley		Disputed	35,000.00
65 Patriot Drive	65 Patriot Drive		2.00	33,333.33
Roanoke Rapids, NC 27870	Roanoke Rapids, NC 27870			
Cowling Brothers	Cowling Brothers			12,927.85
P. O. Box 6	P. O. Box 6			
Waverly, VA 23890	Waverly, VA 23890			
Cynthia Fowler	Cynthia Fowler			20,000.00
c/o Mildred Medlin	c/o Mildred Medlin			
800 Raleigh Street	800 Raleigh Street			
Roanoke Rapids, NC 27870	Roanoke Rapids, NC 27870			
Dex Yellow Pages	Dex Yellow Pages			1,639.52
P. O. Box 660834	P. O. Box 660834			
Dallas, TX 75266-0834	Dallas, TX 75266-0834			
Esther Bull	Esther Bull			127,094.00
19185 Gilliam Road	19185 Gilliam Road			
Yale, VA 23897	Yale, VA 23897			
Fox Print Direct	Fox Print Direct			2,300.00
5801 River Road	5801 River Road			
New Orleans, LA 70123	New Orleans, LA 70123			
G. C. Warren	G. C. Warren	1.17 acre lot,		65,000.00
P. O. Box 1181	P. O. Box 1181	Ironwood Drive,		(22,850.00
Roanoke Rapids, NC 27870	Roanoke Rapids, NC 27870	Roanoke Rapids, NC 27870		secured) (223.94 senior
		NC 2/0/U		lien)
Gateway Bank	Gateway Bank	8.05 acres, Downs		94,611.24
112 Corporate Drive	112 Corporate Drive	Brook Drive,		34,011.24
Elizabeth City, NC 27909	Elizabeth City, NC 27909	Roanoke Rapids,		(32,800.00
		NC 27870		secured)

B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	MTD Investments,	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]
Gateway Bank 112 Corporate Drive Elizabeth City, NC 27909	Gateway Bank 112 Corporate Drive Elizabeth City, NC 27909	4.4 acre mobile home park, Ironwood Drive, Roanoke Rapids, NC 27870		442,782.00 (191,450.00 secured) (7,597.34 senior lien)
GE Capital c/o Kenneth G. Schivone 1942 Lexington Ave. N., Ste. 1 Saint Paul, MN 55113	GE Capital c/o Kenneth G. Schivone 1942 Lexington Ave. N., Ste. 1 Saint Paul, MN 55113			31,905.09
GE Capital c/o Kenneth G. Schivone 1942 Lexington Ave. N., Ste. 1 Saint Paul, MN 55113	GE Capital c/o Kenneth G. Schivone 1942 Lexington Ave. N., Ste. 1 Saint Paul, MN 55113			21,642.97
GE Commercial Distribution Finance 5595 Trillium Blvd. Hoffman Estates, IL 60192	GE Commercial Distribution Finance 5595 Trillium Blvd. Hoffman Estates, IL 60192			242,211.92
Larry and Lawrence Monahn P. O. Box 593 Wakefield, VA 23888	Larry and Lawrence Monahn P. O. Box 593 Wakefield, VA 23888			15,000.00
Mildred Medlin 800 Raleigh Street Roanoke Rapids, NC 27870	Mildred Medlin 800 Raleigh Street Roanoke Rapids, NC 27870			143,958.75
RBC Centura Richard Ramsay P. O. Box 1220 Rocky Mount, NC 27802-1220	RBC Centura Richard Ramsay P. O. Box 1220 Rocky Mount, NC 27802-1220	Multi-use office building, 622 Roanoke Avenue, Roanoke Rapids, NC		128,239.56 (125,100.00 secured) (1,894.01 senior lien)
Soil and Environmental Consultants c/o The Sigmon Law Firm P. O. Box 17249 Raleigh, NC 27619	Soil and Environmental Consultants c/o The Sigmon Law Firm P. O. Box 17249 Raleigh, NC 27619			4,400.00
Valencia Williams c/o Gerald Poindexter 12207 Rolfe Hwy. Surry, VA 23883-2811	Valencia Williams c/o Gerald Poindexter 12207 Rolfe Hwy. Surry, VA 23883-2811			3,500.00
Valencia Williams c/o Gerald Poindexter 12207 Rolfe Hwy. Surry, VA 23883-2811	Valencia Williams c/o Gerald Poindexter 12207 Rolfe Hwy. Surry, VA 23883-2811			65,000.00

B4 (Offi	B4 (Official Form 4) (12/07) - Cont.							
In re	MTD Investments,	Case No.						
	Debtor(s)							

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

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

I, the President of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date	March 18, 2010	Signature	/s/ Michael T. Davis	
			Michael T. Davis	
			President	

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

United States Bankruptcy Court Eastern District of North Carolina

In re	MTD Investments,		Case No.	
		Debtor(s)	Chapter	11
	VERI	FICATION OF CREDITOR	MATRIX	
I, the Pr	resident of the corporation named as	s the debtor in this case, hereby verify that t	the attached list of	creditors is true and correct to
the best	of my knowledge.			
Date:	March 18, 2010	/s/ Michael T. Davis		
		Michael T. Davis/President		
		Signer/Title		

A. W. Powell, Jr. 227 Hunting Ridge Road Roanoke Rapids, NC 27870 Esther Bull 19185 Gilliam Road Yale, VA 23897 Marvin Shearin P. O. Box 8315 Rocky Mount, NC 27804

Brown & Saunders 10231 Warwick Blvd., Ste. 200 Newport News, VA 23601 Fox Print Direct 5801 River Road New Orleans, LA 70123 Microbilt 1640 Airport Road, Ste. 115 Kennesaw, GA 30144

Capital Mortgage Services 4212 50th Street Lubbock, TX 79413 G. C. Warren
P. O. Box 1181
Roanoke Rapids, NC 27870

Mildred Medlin 800 Raleigh Street Roanoke Rapids, NC 27870

Chalome & John Pierce 883 Moonlight Road Smithfield, VA 23430 Gateway Bank 112 Corporate Drive Elizabeth City, NC 27909 National Tenant Network P. O. Box 66 Winchester, VA 22604

Clifton Bradley 65 Patriot Drive Roanoke Rapids, NC 27870 GE Capital c/o Kenneth G. Schivone 1942 Lexington Ave. N., Ste. 1 Saint Paul, MN 55113 New Republic Savings Bank 420 Becker Drive Roanoke Rapids, NC 27870

Cowling Brothers P. O. Box 6 Waverly, VA 23890

GE Commercial Distribution Finance 5595 Trillium Blvd. Hoffman Estates, IL 60192 Principal Financial Group 711 High Street Des Moines, IA 50392

Cynthia Fowler c/o Mildred Medlin 800 Raleigh Street Roanoke Rapids, NC 27870 Halifax Co. Tax Collector P. O. Box 68 Halifax, NC 27839-0068 RBC Centura Richard Ramsay P. O. Box 1220 Rocky Mount, NC 27802-1220

Dex Yellow Pages P. O. Box 660834 Dallas, TX 75266-0834 Larry and Lawrence Monahn P. O. Box 593 Wakefield, VA 23888 Riverview Townhouse Association 100 Piedmont Court Roanoke Rapids, NC 27870

Ernest Thomas Jones, Jr. Erica Parsons 6807 Georgetown Road Waverly, VA 23890 London Computer Systems 1007 Cottonwood Drive Loveland, OH 45140 Ruby Davis 211 Rollingwood Road Roanoke Rapids, NC 27870 Soil and Environmental Consultants c/o The Sigmon Law Firm P. O. Box 17249 Raleigh, NC 27619

Valencia Williams c/o Gerald Poindexter 12207 Rolfe Hwy. Surry, VA 23883-2811

William Brown 30 Longstreet Road Weldon, NC 27890