**B1 (Official Form 1)(12/11)** 

United States Bankruptcy Court Eastern District of North Carolina - Greenville Division						Volunt	ary Petition	
Name of Debtor (if individual, enter Last, First, H P D, LLC	Middle):		Name	of Joint De	ebtor (Spouse	e) (Last, First	, Middle):	
111 0, 220								
All Other Names used by the Debtor in the last 3 (include married, maiden, and trade names):	3 years				used by the J maiden, and		in the last 8 years ):	S
Last four digits of Soc. Sec. or Individual-Taxpa (if more than one, state all) 26-1434002	yer I.D. (ITIN) No./	Complete EI	N Last fo	our digits of than one, state	f Soc. Sec. or all)	r Individual-′	Taxpayer I.D. (IT	IN) No./Complete EIN
Street Address of Debtor (No. and Street, City, a 507 Westchester Drive	nd State):		Street	Address of	Joint Debtor	(No. and St	reet, City, and Sta	ate):
Greenville, NC		7ID Code						ZID Code
	Г	ZIP Code 27858	-					ZIP Code
County of Residence or of the Principal Place of Pitt	Business:		Count	y of Reside	nce or of the	Principal Pl	ace of Business:	
Mailing Address of Debtor (if different from stree P.O. Box 8589	eet address):		Mailin	g Address	of Joint Debt	tor (if differe	nt from street add	lress):
Greenville, NC								
	Г	ZIP Code 27835	-					ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above):	2810 Josi Greenville		4					·
<b>Type of Debtor</b> (Form of Organization) (Check one box)		of Business k one box)					otcy Code Under	
□ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.	Health Care Bu	isiness		Chapt	er 7		iled (Check one b	
Corporation (includes LLC and LLP)	Single Asset R in 11 U.S.C. §		defined	Chapt			hapter 15 Petition a Foreign Main	n for Recognition Proceeding
<ul><li>Partnership</li><li>Other (If debtor is not one of the above entities,</li></ul>	☐ Railroad ☐ Stockbroker			Chapt	er 12		hapter 15 Petition a Foreign Nonm	n for Recognition
check this box and state type of entity below.)	Commodity Bi	oker			61 15		-	
Chapter 15 Debtors Country of debtor's center of main interests:	Tax-Exe	empt Entity				(Checl	e of Debts k one box)	
Each country in which a foreign proceeding by, regarding, or against debtor is pending:	(Check box Debtor is a tax-e under Title 26 of	1 0	ation	defined	tre primarily co in 11 U.S.C. § ed by an indivi	§ 101(8) as		Debts are primarily business debts.
	Code (the Interna			a perso	nal, family, or	-		
<b>Filing Fee</b> (Check one box Full Filing Fee attached	)		one box: Debtor is a sr	nall business	-	oter 11 Debt ned in 11 U.S.	ors C. § 101(51D).	
☐ Filing Fee to be paid in installments (applicable to		t Check i		a small busi	ness debtor as a	defined in 11 U	U.S.C. § 101(51D).	
attach signed application for the court's considerati debtor is unable to pay fee except in installments.								to insiders or affiliates) ery three years thereafter).
Form 3A. <ul> <li>Filing Fee waiver requested (applicable to chapter</li> </ul>	7 individuals only) M	Check a	ull applicable	boxes:		, in the second s		·
attach signed application for the court's considerati		<sup>3B.</sup>	cceptances	of the plan w	this petition. were solicited pro- S.C. § 1126(b).		n one or more classe	es of creditors,
Statistical/Administrative Information Debtor estimates that funds will be available	for distribution to u	nsecured cre	ditors			THIS	S SPACE IS FOR C	OURT USE ONLY
<ul> <li>Debtor estimates that, after any exempt prop there will be no funds available for distribution</li> </ul>	erty is excluded and	administrati		es paid,				
Estimated Number of Creditors								
1- 50- 100- 200-	1,000- 5,001- 5,000 10,000	10,001- 25,000	25,001- 50,000	50,001- 100,000	OVER 100,000			
Estimated Assets		_	_	_		1		
\$50,000 \$100,000 \$500,000 to \$1	\$1,000,001 \$10,000,001 to \$10 to \$50 million million	50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion			
\$50,000 \$100,000 \$500,000 to \$1	\$1,000,001 \$10,000,001 to \$10 to \$50 million million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion				

# Case 12-05036-8-RDD Doc 1 Filed 07/11/12 Entered 07/11/12 15:44:06 Page 2 of 31

B1 (Official Fo Voluntar	y Petition	Name of Debtor(s):	Page 2
	•	H P D, LLC	
(This page mi	ust be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Las	t & Voors (If more than two	a attach additional shoot)
Location	An Frior Banki upicy Cases Filed Within Las	Case Number:	Date Filed:
Where Filed:	- None -		
Location Where Filed:		Case Number:	Date Filed:
	ending Bankruptcy Case Filed by any Spouse, Partner, or		
Name of Deb - None -	tor:	Case Number:	Date Filed:
District:		Relationship:	Judge:
	Exhibit A		<b>Exhibit B</b> an individual whose debts are primarily consumer debts.)
forms 10K a pursuant to and is reque	pleted 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 esting relief under chapter 11.)	I, the attorney for the petition have informed the petition 12, or 13 of title 11, Unite	tioner named in the foregoing petition, declare that I her that [he or she] may proceed under chapter 7, 11, ed States Code, and have explained the relief available I further certify that I delivered to the debtor the notice 12(b).
■ No. (To be comp	pleted by every individual debtor. If a joint petition is filed, ea D completed and signed by the debtor is attached and made		and attach a separate Exhibit D.)
🛛 Exhibit	D also completed and signed by the joint debtor is attached	and made a part of this peti	tion.
	Information Regardin	-	
	(Check any a) Debtor has been domiciled or has had a residence, princip days immediately preceding the date of this petition or for		
	There is a bankruptcy case concerning debtor's affiliate, g	0.1	
	Debtor is a debtor in a foreign proceeding and has its prin this District, or has no principal place of business or asset proceeding [in a federal or state court] in this District, or t sought in this District.	s in the United States but is	a defendant in an action or
	Certification by a Debtor Who Reside	es as a Tenant of Resident blicable boxes)	tial Property
	Landlord has a judgment against the debtor for possession	,	ox 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		
	Debtor has included in this petition the deposit with the co after the filing of the petition.		

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

Case 12-05036-8-RDD Doc 1 Filed 07/11/12 Entered 07/11/12 15:44:06 Page 3 of 31

B1 (Official	Form 1)(12/11)	Page 3		
Volunt	ary Petition	Name of Debtor(s): H P D, LLC		
(This page	must be completed and filed in every case)			
(This page		atures		
	Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative		
petition [If petit has cho chapter availabl [If no a petition I reques	e under penalty of perjury that the information provided in this is true and correct. ioner is an individual whose debts are primarily consumer debts and sen to file under chapter 7] I am aware that I may proceed under 7, 11, 12, or 13 of title 11, United States Code, understand the relief le under each such chapter, and choose to proceed under chapter 7. ttorney represents me and no bankruptcy petition preparer signs the ] I have obtained and read the notice required by 11 U.S.C. §342(b). st relief in accordance with the chapter of title 11, United States Code, d in this petition.	<ul> <li>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.</li> <li>(Check only one box.)</li> <li>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.</li> <li>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.</li> </ul>		
x		X		
Signat	ure of Debtor	Signature of Foreign Representative		
x		Printed Name of Foreign Representative		
Signat	ure of Joint Debtor			
		Date		
Teleph	none Number (If not represented by attorney)	Signature of Non-Attorney Bankruptcy Petition Preparer		
		I declare under penalty of perjury that: (1) I am a bankruptcy petition		
Date		preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for		
	Signature of Attorney*	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),		
Traw	awick H. Stubbs, Jr. ure of Attorney for Debtor(s) ick H. Stubbs, Jr. 4221 d Name of Attorney for Debtor(s)	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.		
<u>Stubl</u> Firm N	os & Perdue, P.A.	Printed Name and title, if any, of Bankruptcy Petition Preparer		
PO B	Box 1654 Bern, NC 28563	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.)		
252-6	633-2700			
Teleph	none Number			
	11, 2012	Address		
Date	ase in which § 707(b)(4)(D) applies, this signature also constitutes a			
certifica	ation that the attorney has no knowledge after an inquiry that the	X		
informa	tion in the schedules is incorrect.	Dete		
	Signature of Debtor (Corporation/Partnership)	Date		
petition	e under penalty of perjury that the information provided in this is true and correct, and that I have been authorized to file this petition of the debtor.	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		
The deb	ptor requests relief in accordance with the chapter of title 11, United Code, specified in this petition.	assisted in preparing this document unless the bankruptcy petition preparer is not an individual:		
X_/s/Ha	arold P. Dew			
	ure of Authorized Individual			
	ld P. Dew	If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.		
	d Name of Authorized Individual			
Title o	ber-Manager f Authorized Individual	A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in		
	11, 2012	fines or imprisonment or both. 11 U.S.C. §110; 18 U.S.C. §156.		
Date				

B4 (Official Form 4) (12/07)

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

In re HPD, LLC

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)
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]
Geneva Martin 105-A Pineland Circle Raleigh, NC 27606-1312	Geneva Martin 105-A Pineland Circle Raleigh, NC 27606-1312	Westwood Village Mobile Home Park located at 2810 Josie Lane, Greenville, NC, consisting of 3 parcels described as 16.94 acres on Martin Luther King H		606,000.00 (1,700,000.00 secured) (1,715,471.85 senior lien)
Harold P. Dew 507 Westchester Drive Greenville, NC 27858	Harold P. Dew 507 Westchester Drive Greenville, NC 27858			26,046.00
East Carolina Bank Attn: Manager, Officer, Agent PO Box 337 Engelhard, NC 27824	East Carolina Bank Attn: Manager, Officer, Agent PO Box 337 Engelhard, NC 27824	Westwood Village Mobile Home Park located at 2810 Josie Lane, Greenville, NC, consisting of 3 parcels described as 16.94 acres on Martin Luther King H		338,858.21 (1,700,000.00 secured) (1,376,613.64 senior lien)
Christy Waide 2024 Fairview Avenue Raleigh, NC 27608	Christy Waide 2024 Fairview Avenue Raleigh, NC 27608	Stihl HS-46CE Hedge Clipper W/22" Cutter S/N: 289120004		500.00 (335.00 secured)
William & Margarette Waide 6550 Gresham Lane Washington, NC 27889	William & Margarette Waide 6550 Gresham Lane Washington, NC 27889	Stihl FS-11 Weedeater/Trimmer S/N: 288833322		500.00 (435.00 secured)
City of Greenville Attn: Manager or Agent PO Box 7207 Greenville, NC 27835	City of Greenville Attn: Manager or Agent PO Box 7207 Greenville, NC 27835			Unknown
Pitt County Tax Collector Attn: Manager or Agent PO Box 875 Greenville, NC 27835	Pitt County Tax Collector Attn: Manager or Agent PO Box 875 Greenville, NC 27835			Unknown

Case 12-05036-8-RDD Doc 1 Filed 07/11/12 Entered 07/11/12 15:44:06 Page 5 of 31

B4 (Official Form 4) (12/07) - Cont. In re H P D, LLC

Debtor(s)

Case No.

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(2)	(3)	(4)	(5)
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]
	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor government contract,	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contactedNature of claim (trade debt, bank loan, government contract, etc.)Indicate if claim is contingent, unliquidated, disputed, or

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

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

Date July 11, 2012

Signature /s/ Harold P. Dew

Harold P. Dew Member-Manager

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

B6 Summary (Official Form 6 - Summary) (12/07)

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

In re H P D, LLC

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Debtor

Chapter\_\_\_\_\_ 11

# SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	1,700,000.00		
B - Personal Property	Yes	3	1,704.92		
C - Property Claimed as Exempt	Yes	3			
D - Creditors Holding Secured Claims	Yes	2		2,322,971.85	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	1		120,421.56	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	No	0			N/A
J - Current Expenditures of Individual Debtor(s)	No	0			N/A
Total Number of Sheets of ALL Schedules		14			
	Te	otal Assets	1,701,704.92		
			Total Liabilities	2,443,393.41	

Form 6 - Statistical Summary (12/07)

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

In re H P D, LLC

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Debtor

Case No.

Chapter\_\_\_\_\_11

### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C.§ 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

□ Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

### This information is for statistical purposes only under 28 U.S.C. § 159.

### Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	
Student Loan Obligations (from Schedule F)	
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	
TOTAL	

### State the following:

Average Income (from Schedule I, Line 16)	
Average Expenses (from Schedule J, Line 18)	
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20 )	

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column	
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column	
4. Total from Schedule F	
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)	

B6A (Official Form 6A) (12/07)

In re H P D, LLC

Case No.

### Debtor

# **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim." If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim
Westwood Village Mobile Home Park located at 2810 Josie Lane, Greenville, NC, consisting of 3 parcels described as 16.94 acres on Martin Luther King Hwy,		-	1,700,000.00	2,321,471.85

described as 16.94 acres on Martin Luther King Hwy, 41.57 acres on 711 Bubba Blvd, and 2.92 acres on 102 Rawl Road.

Sub-Total > 1,700,000.00 (Total of this page)

Total > 1,700,000.00

B6B (Official Form 6B) (12/07)

In re

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H P D, LLC

Case No.

Debtor

# **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply 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 and Fed. R. Bankr. P. 1007(m).

	Type of Property	N O N E Description and Location of Property E	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
1.	Cash on hand	Petty Cash	-	100.00
2.	Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	ECB checking account ending in 2712	-	159.92
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X		
4.	Household goods and furnishings, including audio, video, and computer equipment.	X		
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	X		
6.	Wearing apparel.	x		
7.	Furs and jewelry.	Х		
8.	Firearms and sports, photographic, and other hobby equipment.	x		
9.	Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X		
10.	Annuities. Itemize and name each issuer.	X		

259.92

2 continuation sheets attached to the Schedule of Personal Property

B6B (Official Form 6B) (12/07) - Cont.

In re H P D, LLC

Case No.

# **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

Debtor

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	Х			
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	Х			
13.	Stock and interests in incorporated and unincorporated businesses. Itemize.	Х			
14.	Interests in partnerships or joint ventures. Itemize.	Х			
15.	Government and corporate bonds and other negotiable and nonnegotiable instruments.	Х			
16.	Accounts receivable.	Х			
17.	Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	Х			
18.	Other liquidated debts owed to debtor including tax refunds. Give particulars.	Х			
19.	Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	Х			
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	Х			
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			

Sheet 1 of 2 continuation sheets attached to the Schedule of Personal Property

Sub-Total > (Total of this page)

0.00

B6B (Official Form 6B) (12/07) - Cont.

In re H P D, LLC

Debtor

Case No.

## SCHEDULE B - PERSONAL PROPERTY

(Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
22.	Patents, copyrights, and other intellectual property. Give particulars.	Х			
23.	Licenses, franchises, and other general intangibles. Give particulars.	Х			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25.	Automobiles, trucks, trailers, and other vehicles and accessories.	Х			
26.	Boats, motors, and accessories.	Х			
27.	Aircraft and accessories.	Х			
28.	Office equipment, furnishings, and supplies.	Х			
29.	Machinery, fixtures, equipment, and supplies used in business.		FS-11 Weedeater/Trimmer 288833322	-	435.00
			ıvarna 3100 Pressure Washer 107015127	-	675.00
			HS-46CE Hedge Clipper W/22" Cutter 289120004	-	335.00
30.	Inventory.	Х			
31.	Animals.	Х			
32.	Crops - growing or harvested. Give particulars.	Х			
33.	Farming equipment and implements.	Х			
34.	Farm supplies, chemicals, and feed.	х			
35.	Other personal property of any kind not already listed. Itemize.	х			
				Cash Tak	1 445 00

Sub-Total >

Total >

(Total of this page)

1,445.00

1,704.92

B6D (Official Form 6D) (12/07)

In re

H P D, LLC

Case No.\_\_\_\_\_

# **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

Debtor

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, gamishments, statutory liens, mortgages, deeds of trust, and other security interests.

other security interests. List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, 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 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided. If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community". If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.) Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data. Check this box if debtor has no creditors holding secured claims to report on this Schedule D. Check this box if debtor has no creditors holding secured claims to report on this Schedule D. П

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR		Asband, Wife, Joint, or Community DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGEN		I S P U T E D	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No.			Notice Purposes Only	Т	A T E D			
Creditor #: 1 Carolina Properties of Pitt Co. c/o C. Ray Joyner, Trustee PO Box 2311 Rocky Mount, NC 27802-2311		-			D			
			Value \$ 0.00				0.00	0.00
Account No.			UCC					
Creditor #: 2 Christy Waide 2024 Fairview Avenue Raleigh, NC 27608		-	Stihl HS-46CE Hedge Clipper W/22" Cutter S/N: 289120004					
			Value \$ 335.00				500.00	165.00
Account No. xxxx0148 Creditor #: 3 East Carolina Bank Attn: Manager, Officer, Agent PO Box 337 Engelhard, NC 27824	×	-	1st D/T Westwood Village Mobile Home Park located at 2810 Josie Lane, Greenville, NC consisting of 3 parcels described as 16.94 acres on Martin Luther King Hwy, 41.57 acres on 711 Bubba Blvd, and 2.92 acres on 102 Rawl Road.	· ,				
			Value \$ 1,700,000.00				1,376,613.64	0.00
Account No. xxxx0149			2nd D/T					
Creditor #: 4 East Carolina Bank Attn: Manager, Officer, Agent PO Box 337 Engelhard, NC 27824	x	-	Westwood Village Mobile Home Park located at 2810 Josie Lane, Greenville, NC consisting of 3 parcels described as 16.94 acres on Martin Luther King Hwy, 41.57 acres on 711 Bubba Blvd, and 2.92 acres on 102 Rawl Road.	,				
			Value \$ 1,700,000.00				338,858.21	15,471.85
_1 continuation sheets attached	. –		(Total of	Sub			1,715,971.85	15,636.85

(Total of this page)

B6D (Official Form 6D) (12/07) - Cont.

H P D, LLC In re

Debtor

Case No.\_\_\_\_\_

# SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS (Continuation Sheet)

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	C O D E B T O R	Hı M J C	USBAND, Wife, Joint, or Community DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGEN		S P U T E	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No. Creditor #: 5 Geneva Martin 105-A Pineland Circle Raleigh, NC 27606-1312		-	3rd D/T Westwood Village Mobile Home Park located at 2810 Josie Lane, Greenville, NC consisting of 3 parcels described as 16.94 acres on Martin Luther King Hwy, 41.57 acres on 711 Bubba Blvd, and 2.92 acres on 102 Rawl Road. Value \$ 1,700,000.00	Т	D A T E D		606,000.00	606,000.00
Account No. Creditor #: 6 Geneva Martin 105-A Pineland Circle Raleigh, NC 27606-1312		-	UCC Husqvarna 3100 Pressure Washer S/N: 107015127					
Account No. Creditor #: 7 Hazel H. Powell Attn: Mgr, Agent, Officer 3904 Oak Level Rd Rocky Mount, NC 27803		-	Value \$ 675.00 Notice Purposes Only				500.00	0.00
Account No. Creditor #: 8 New Westwood, LLC Attn: Mgr, Agent, Officer 1611 E. 10th St Roanoke Rapids, NC 27870		-	Value \$ 0.00 Notice Purposes Only				0.00	0.00
Account No. Creditor #: 9 William & Margarette Waide 6550 Gresham Lane Washington, NC 27889	_	-	Value \$     0.00       UCC       Stihl FS-11 Weedeater/Trimmer       S/N: 288833322				0.00	0.00
Sheet <u>1</u> of <u>1</u> continuation sheets at Schedule of Creditors Holding Secured Clai		d to	Value \$ 435.00 (Total of	Sub this			500.00 607,000.00	65.00 606,065.00
Total2,322,971.85621,701.85(Report on Summary of Schedules)621,701.85							621,701.85	

B6E (Official Form 6E) (4/10)

In re H P D, LLC

Case No.

# SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

Debtor

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, 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 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts <u>not</u> entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.

TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)

#### □ Domestic support obligations

Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).

#### **Extensions of credit in an involuntary case**

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).

#### □ Wages, salaries, and commissions

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$11,725\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

#### **Contributions to employee benefit plans**

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).

#### □ Certain farmers and fishermen

Claims of certain farmers and fishermen, up to \$5,775\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).

#### Deposits by individuals

Claims of individuals up to \$2,600\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).

#### Taxes and certain other debts owed to governmental units

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).

#### □ Commitments to maintain the capital of an insured depository institution

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).

#### □ Claims for death or personal injury while debtor was intoxicated

Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. 507(a)(10).

\* Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

# Case 12-05036-8-RDD Doc 1 Filed 07/11/12 Entered 07/11/12 15:44:06 Page 15 of 31

B6E (Official Form 6E) (4/10) - Cont.

In re H P D, LLC

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### **SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS**

Debtor

(Continuation Sheet)

Taxes and Certain Other Debts Owed to Governmental Units

Case No.\_\_\_\_\_

							TYPE OF PRIORITY	7
CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	C O D E B T O R	Hu H J C	sband, Wife, Joint, or Community DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONT I NGEN	UNLIQUIDA	E	AMOUNT OF CLAIM	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY AMOUNT ENTITLED TO PRIORITY
Account No. Creditor #: 1 City of Greenville Attn: Manager or Agent PO Box 7207 Greenville, NC 27835		-		- T	DATED		Unknown	Unknown
Account No. Creditor #: 2 Pitt County Tax Collector Attn: Manager or Agent PO Box 875 Greenville, NC 27835	-	-					Unknown	Unknown
Account No.							UIRIOWI	Unknowr
Account No.								
Account No.								
Sheet <u>1</u> of <u>1</u> continuation sheets atta Schedule of Creditors Holding Unsecured Pri						ge)	0.00	0.00 0.00
			(Report on Summary of S				0.00	0.00

B6F (Official Form 6F) (12/07)

In re

H P D, LLC

Case No.

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

Debtor

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, 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 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

		1.	1.1	aband Wife laint on Community		1		
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	F V	Hus H J C	sband, Wife, Joint, or Community DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.		UNLIQUIDATED	D I S P U T E D	AMOUNT OF CLAIM
Account No. Creditor #: 1 Harold P. Dew 507 Westchester Drive Greenville, NC 27858		-	-			ED		04.075.50
Account No.			_					94,375.56
Creditor #: 2 Harold P. Dew 507 Westchester Drive Greenville, NC 27858		-	-					26,046.00
Account No.		+	_		+	+	+	
Account No.								
_0 continuation sheets attached				(Total of	Sub this			120,421.56
				(Report on Summary of S		Tot dul		120,421.56

B6G (Official Form 6G) (12/07)

In re H P D, LLC

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Debtor

# SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, 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 and Fed. R. Bankr. P. 1007(m).

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. State contract number of any government contract.

Case No.

Contract with Able Realty to manage all of Debtor's rentals

Able Realty Attn: Manager PO Box 8589 Greenville, NC 27835 B6H (Official Form 6H) (12/07)

In re

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H P D, LLC

Case No.

# **SCHEDULE H - CODEBTORS**

Debtor

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, 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 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR	
Bettie P. Dew 507 Westchester Drive Greenville, NC 27858	East Carolina Bank Attn: Manager, Officer, Agent PO Box 337 Engelhard, NC 27824	
Bettie P. Dew 507 Westchester Drive Greenville, NC 27858	East Carolina Bank Attn: Manager, Officer, Agent PO Box 337 Engelhard, NC 27824	
Harold P. Dew 507 Westchester Drive Greenville, NC 27858	East Carolina Bank Attn: Manager, Officer, Agent PO Box 337 Engelhard, NC 27824	
Harold P. Dew 507 Westchester Drive Greenville, NC 27858	East Carolina Bank Attn: Manager, Officer, Agent PO Box 337 Engelhard, NC 27824	

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B6 Declaration (Official Form 6 - Declaration). (12/07)

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

In re H P D, LLC

	Case No.	
Debtor(s)	Chapter	11

### DECLARATION CONCERNING DEBTOR'S SCHEDULES

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the Member-Manager of the corporation named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of <u>16</u> sheets, and that they are true and correct to the best of my knowledge, information, and belief.

Date July 11, 2012

Signature /s/ Harold P. Dew Harold P. Dew

Member-Manager

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571. B7 (Official Form 7) (04/10)

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

In re H P D, LLC

Debtor(s)

Case No. Chapter

11

### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, 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).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

### DEFINITIONS

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

### 1. Income from employment or operation of business

None State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT \$119,483.00	SOURCE 2010 Gross Income
\$111,985.00	2011 Gross Income
\$57,000.00	2012 Gross Income YTD * Note: Income is estimated to be approx. \$57,000.00, plus unknown rents collected directly by East Carolina Bank

### 2. Income other than from employment or operation of business

None State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

### 3. Payments to creditors

None Complete a. or b., as appropriate, and c.

a. *Individual or joint debtor(s) with primarily consumer debts.* List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS	DATES OF		AMOUNT STILL
OF CREDITOR	PAYMENTS	AMOUNT PAID	OWING

None b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within **90 days** immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,850<sup>\*</sup>. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR East Carolina Bank Attn: Manager, Officer, Agent PO Box 337 Engelhard, NC 27824 DATES OF PAYMENTS/ TRANSFERS East Carolina Bank has collected rental proceeds from tenants directly to be applied towards their outstanding debt. Amount collected in unknown. See additional information in Statement of Financial Affairs, #6a. AMOUNT PAID OR VALUE OF TRANSFERS \$0.00

AMOUNT STILL OWING \$1,376,613.64

None c. *All debtors:* List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR

DATE OF PAYMENT

AMOUNT PAID

AMOUNT STILL OWING

\* Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

### 4. Suits and administrative proceedings, executions, garnishments and attachments

None a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AND CA 12-SP-30 In the ma from H P dated No	N OF SUIT SE NUMBER 00 atter of the Foreclosure of a Deed of P D, LLC to Michael M. Wooles, Trust ovember 21, 2007, recorded in Book 5, Pitt County Registry	tee,	COURT OR AGENCY AND LOCATION Superior Court Division Pitt County, North Carolina	STATUS OR DISPOSITION pending
None	b. Describe all property that has been a preceding the commencement of this c property of either or both spouses whe filed.)	case. (Married debtors filing up	nder chapter 12 or chapter 13 m	ust include information concerning
	ND ADDRESS OF PERSON FOR WH NEFIT PROPERTY WAS SEIZED	OSE DATE OF SEIZUR	DESCRIPTION AND V E PROPERTY	VALUE OF
	5. Repossessions, foreclosures and r	returns		
None	List all property that has been reposses returned to the seller, within <b>one year</b> or chapter 13 must include information spouses are separated and a joint petiti	immediately preceding the concorning property of eithe	mmencement of this case. (Mar	ried debtors filing under chapter 12
	ND ADDRESS OF FOR OR SELLER	DATE OF REPOSSES FORECLOSURE SA TRANSFER OR RET	LE, DESCRIPTION AND	
	6. Assignments and receiverships			
None	a. Describe any assignment of property this case. (Married debtors filing under joint petition is filed, unless the spouse	r chapter 12 or chapter 13 mus	st include any assignment by eith	
		DATE OF		
East Car Attn: Mar PO Box 3	ND ADDRESS OF ASSIGNEE rolina Bank nager, Officer, Agent 337 rd, NC 27824	ASSIGNMENT March 15, 2012		MENT OR SETTLEMENT al proceeds from tenants
None	b. List all property which has been in t preceding the commencement of this c property of either or both spouses whe filed.)	case. (Married debtors filing up	nder chapter 12 or chapter 13 m	ust include information concerning
	ND ADDRESS	NAME AND LOCATION OF COURT CASE TITLE & NUMBER	DATE OF D ORDER	ESCRIPTION AND VALUE OF PROPERTY

3

4 7. Gifts None List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.) **RELATIONSHIP TO** DESCRIPTION AND NAME AND ADDRESS OF DATE OF GIFT PERSON OR ORGANIZATION DEBTOR, IF ANY VALUE OF GIFT 8. Losses None List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.) DESCRIPTION OF CIRCUMSTANCES AND, IF DESCRIPTION AND VALUE LOSS WAS COVERED IN WHOLE OR IN PART DATE OF LOSS OF PROPERTY BY INSURANCE, GIVE PARTICULARS 9. Payments related to debt counseling or bankruptcy None List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within one year immediately preceding the commencement of this case. DATE OF PAYMENT, AMOUNT OF MONEY NAME AND ADDRESS NAME OF PAYOR IF OTHER OR DESCRIPTION AND VALUE OF PAYEE THAN DEBTOR OF PROPERTY Stubbs & Perdue, P.A. June 28, 2012 by Harold P. Dew \$26,046.00 310 Craven Street PO Box 1654 \*See additional information contained in the New Bern, NC 28563-1654 Affidavit attached to the Application for Employment of Attorney for the Debtor. 10. Other transfers None a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.) NAME AND ADDRESS OF TRANSFEREE, DESCRIBE PROPERTY TRANSFERRED DATE RELATIONSHIP TO DEBTOR AND VALUE RECEIVED b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled None trust or similar device of which the debtor is a beneficiary. NAME OF TRUST OR OTHER AMOUNT OF MONEY OR DESCRIPTION AND DATE(S) OF DEVICE VALUE OF PROPERTY OR DEBTOR'S INTEREST TRANSFER(S) IN PROPERTY

				5
	11. Closed financial accounts			
None	List all financial accounts and instrumen otherwise transferred within <b>one year</b> im financial accounts, certificates of deposit cooperatives, associations, brokerage hou include information concerning accounts unless the spouses are separated and a jo	mediately preceding the comm t, or other instruments; shares a uses and other financial institut t or instruments held by or for e	encement of this case. Incl nd share accounts held in b ions. (Married debtors filin	ude checking, savings, or other panks, credit unions, pension funds, g under chapter 12 or chapter 13 must
NAME A	AND ADDRESS OF INSTITUTION	TYPE OF ACCOU DIGITS OF ACCO AND AMOUNT OF	UNT NUMBER,	AMOUNT AND DATE OF SALE OR CLOSING
	12. Safe deposit boxes			
None	List each safe deposit or other box or dep immediately preceding the commenceme depositories of either or both spouses wh filed.)	ent of this case. (Married debto	rs filing under chapter 12 o	r chapter 13 must include boxes or
	AND ADDRESS OF BANK OF T	ES AND ADDRESSES HOSE WITH ACCESS OX OR DEPOSITORY	DESCRIPTION OF CONTENTS	DATE OF TRANSFER OR SURRENDER, IF ANY
	13. Setoffs			
None	List all setoffs made by any creditor, inc commencement of this case. (Married de spouses whether or not a joint petition is	btors filing under chapter 12 or	chapter 13 must include in	nformation concerning either or both
NAME A	AND ADDRESS OF CREDITOR	DATE OF SETOFF		AMOUNT OF SETOFF
	14. Property held for another person			
None	List all property owned by another perso	n that the debtor holds or contr	ols.	
NAME A	AND ADDRESS OF OWNER DESC	CRIPTION AND VALUE OF F	PROPERTY LOCATIO	DN OF PROPERTY
	15. Prior address of debtor			
None	If the debtor has moved within <b>three yea</b> occupied during that period and vacated address of either spouse.			
ADDRE	SS	NAME USED		DATES OF OCCUPANCY
	16. Spouses and Former Spouses			
None	If the debtor resides or resided in a comm Idaho, Louisiana, Nevada, New Mexico, commencement of the case, identify the the community property state.	Puerto Rico, Texas, Washingto	on, or Wisconsin) within ei	ght years immediately preceding the

NAME

17. Environmental Inform	ation.
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For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be None liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

SITE NAM	ME AND ADDRESS	NAME AND ADDRESS OF GOVERNMENTAL UNIT	DATE OF NOTICE	ENVIRONMENTAL LAW
None	<ul> <li>b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous</li> <li>Material. Indicate the governmental unit to which the notice was sent and the date of the notice.</li> </ul>			release of Hazardous

	NAME AND ADDRESS OF	DATE OF	ENVIRONMENTAL
SITE NAME AND ADDRESS	GOVERNMENTAL UNIT	NOTICE	LAW

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR DISPOSITION

#### 18. Nature, location and name of business

LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL

TAXPAYER-I.D. NO.

None a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NATURE OF BUSINESS

#### NAME

None

(ITIN)/ COMPLETE EIN ADDRESS

NAME

ADDRESS

**BEGINNING AND** 

ENDING DATES

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within **six years** immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time.

(An individual or joint debtor should complete this portion of the statement **only** if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

19. Books, records and financial statements None a. List all bookkeepers and accountants who within two years immediately preceding the filing of this bankruptcy case kept or п supervised the keeping of books of account and records of the debtor. NAME AND ADDRESS DATES SERVICES RENDERED Angela M. Cayton, CPA preparation of annual tax returns Cayton Collins Asbell Ward & Greene PO Box 4127 Greenville, NC 27836 None b. List all firms or individuals who within the two years immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor. NAME ADDRESS DATES SERVICES RENDERED c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records None of the debtor. If any of the books of account and records are not available, explain. ADDRESS NAME None d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within two years immediately preceding the commencement of this case. NAME AND ADDRESS DATE ISSUED 20. Inventories None a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory. DOLLAR AMOUNT OF INVENTORY DATE OF INVENTORY INVENTORY SUPERVISOR (Specify cost, market or other basis) None b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above. NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY DATE OF INVENTORY RECORDS 21. Current Partners, Officers, Directors and Shareholders None a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership. NATURE OF INTEREST NAME AND ADDRESS PERCENTAGE OF INTEREST

7

#### b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, None controls, or holds 5 percent or more of the voting or equity securities of the corporation.

Harold P 507 Wes	AND ADDRESS P. Dew stchester Drive le, NC 27858	TITLE member-manager	NATURE AND PERCENTAGE OF STOCK OWNERSHIP 50%		
Bettie P. Dew 507 Westchester Drive Greenville, NC 27858		member	50%		
1	22 . Former partners, office	rs, directors and shareholders			
None	a. If the debtor is a particularly freeduling the who withdrew from the particularly preceding the				
NAME		ADDRESS	DATE OF WITHDRAWAL		
None					
NAME A	AND ADDRESS	TITLE	DATE OF TERMINATION		
	23 . Withdrawals from a pa	rtnership or distributions by a corporation			
None			ns credited or given to an insider, including compensation her perquisite during <b>one year</b> immediately preceding the		
OF RECI RELATIO Mary Ru 2810 Jos Greenvil	ONSHIP TO DEBTOR th Robosson	DATE AND PURPOSE OF WITHDRAWAL salary	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY \$40,000.00 annually		
None	<b>24. Tax Consolidation Grou</b> If the debtor is a corporation,	•	n number of the parent corporation of any consolidated		

group for tax purposes of which the debtor has been a member at any time within six years immediately preceding the commencement of the case.

### NAME OF PARENT CORPORATION

TAXPAYER IDENTIFICATION NUMBER (EIN)

#### 25. Pension Funds.

None If the debtor is not an individual, list the name and federal taxpayer-identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within six years immediately preceding the commencement of the case.

### NAME OF PENSION FUND

### TAXPAYER IDENTIFICATION NUMBER (EIN)

8

### 9

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

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct to the best of my knowledge, information and belief.

Date July 11, 2012

Signature /s/ Harold P. Dew

Harold P. Dew Member-Manager

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

Penalty for making a false statement: 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 - Greenville Division

Debtor

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
Bettie P. Dew 507 Westchester Drive Greenville, NC 27858		50%	
Harold P. Dew 507 Westchester Drive Greenville, NC 27858		50%	

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

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

Date July 11, 2012

Signature /s/ Harold P. Dew

Harold P. Dew Member-Manager

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

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

In re H P D, LLC

Debtor(s)

Case No. Chapter

11

# **VERIFICATION OF CREDITOR MATRIX**

I, the Member-Manager of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date: July 11, 2012

/s/ Harold P. Dew Harold P. Dew/Member-Manager Signer/Title

### Case 12-05036-8-RDD Doc 1 Filed 07/11/12 Entered 07/11/12 15:44:06 Page 31 of 31

H P D, LLC P.O. BOX 8589 GREENVILLE, NC 27835

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

UNITED STATES ATTORNEY 310 NEW BERN AVENUE FEDERAL BLDG SUITE 800 RALEIGH, NC 27601-1461

ABLE REALTY ATTN: MANAGER PO BOX 8589 GREENVILLE, NC 27835

CHRISTY WAIDE 2024 FAIRVIEW AVENUE RALEIGH, NC 27608

GENEVA MARTIN 105-A PINELAND CIRCLE RALEIGH, NC 27606-1312

NEW WESTWOOD, LLC ATTN: MGR, AGENT, OFFICER 1611 E. 10TH ST ROANOKE RAPIDS, NC 27870

WILLIAM & MARGARETTE WAIDE 6550 GRESHAM LANE WASHINGTON, NC 27889

TRAWICK H. STUBBS, JR. STUBBS & PERDUE, P.A. PO BOX 1654 NEW BERN, NC 28563

NC DEPT OF REVENUE ATTN: MANAGING AGENT PO BOX 1168 RALEIGH, NC 27602

INTERNAL REVENUE SERVICE ATTN: MANAGING AGENT PO BOX 7346 PHILADELPHIA, PA 19101-7346

BETTIE P. DEW 507 WESTCHESTER DRIVE GREENVILLE, NC 27858

CITY OF GREENVILLE ATTN: MANAGER OR AGENT PO BOX 7207 GREENVILLE, NC 27835

HAROLD P. DEW 507 WESTCHESTER DRIVE GREENVILLE, NC 27858

PITT COUNTY TAX COLLECTOR ATTN: MANAGER OR AGENT PO BOX 875 GREENVILLE, NC 27835

WILLIAM F. HILL ATTNY FOR EAST CAROLINA BANK P OBOX 2517 GREENVILLE, NC 27836 SECURITIES & EXCHANGE COM OFFICE OF REORGANIZATION 950 E PACES RD SUITE 900 ATLANTA, GA 30326-1382

EMPLOYMENT SECURITY COM. ATTN: MANAGING AGENT PO BOX 26504 RALEIGH, NC 27611-6504

IRS ALAMANCE BLDG MAIL STOP 24 4905 KOGER BLVD GREENSBORO, NC 27407-2734

CAROLINA PROPERTIES OF PITC C/O C. RAY JOYNER, TRUSTEE PO BOX 2311 ROCKY MOUNT, NC 27802-2311

EAST CAROLINA BANK ATTN: MANAGER, OFFICER, AGE PO BOX 337 ENGELHARD, NC 27824

HAZEL H. POWELL ATTN: MGR, AGENT, OFFICER 3904 OAK LEVEL RD ROCKY MOUNT, NC 27803

STEPHEN BEAMAN PLLC ATTN: J. BENNINGTON, ATTY PO BOX 1907 WILSON, NC 27894