

B1 (Official Form 1)(12/11)

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

Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle): CDKP Development, Inc.	Name of Joint Debtor (Spouse) (Last, First, Middle):
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) 56-2105010	Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)
Street Address of Debtor (No. and Street, City, and State): 572 Country Club Dr. West Arapahoe, NC	Street Address of Joint Debtor (No. and Street, City, and State):
ZIP Code 28510	ZIP Code
County of Residence or of the Principal Place of Business: Pamlico	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address):	Mailing Address of Joint Debtor (if different from street address):
ZIP Code	ZIP Code

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

Type of Debtor (Form of Organization) (Check one box) <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)	Nature of Business (Check one box) <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other	Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box) <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding
Chapter 15 Debtors Country of debtor's center of main interests: Each country in which a foreign proceeding by, regarding, or against debtor is pending:	Tax-Exempt Entity (Check box, if applicable) <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).	Nature of Debts (Check one box) <input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input checked="" type="checkbox"/> Debts are primarily business debts.

Filing Fee (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.	Chapter 11 Debtors Check one box: <input type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input checked="" type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter). Check all applicable boxes: <input type="checkbox"/> A plan is being filed with this petition. <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
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Statistical/Administrative Information

Debtor estimates that funds will be available for distribution to unsecured creditors.
 Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.

Estimated Number of Creditors

<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1-49	50-99	100-199	200-999	1,000-5,000	5,001-10,000	10,001-25,000	25,001-50,000	50,001-100,000	OVER 100,000

Estimated Assets

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

Estimated Liabilities

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

THIS SPACE IS FOR COURT USE ONLY

Voluntary Petition <i>(This page must be completed and filed in every case)</i>		Name of Debtor(s): CDKP Development, Inc.	
All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet)			
Location Where Filed: - None -	Case Number:	Date Filed:	
Location Where Filed:	Case Number:	Date Filed:	
Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet)			
Name of Debtor: Christopher B. & Tandra L. Garner	Case Number: 12-00399-8-RDD	Date Filed: 1/17/12	
District: EDNC	Relationship: Officer	Judge: Randy D. Doub	
Exhibit A (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.) <input type="checkbox"/> Exhibit A is attached and made a part of this petition.	Exhibit B (To be completed if debtor is an individual whose debts are primarily consumer debts.) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b). X _____ Signature of Attorney for Debtor(s) (Date)		
Exhibit C			
Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? <input type="checkbox"/> Yes, and Exhibit C is attached and made a part of this petition. <input checked="" type="checkbox"/> No.			
Exhibit D			
(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) <input type="checkbox"/> Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: <input type="checkbox"/> Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.			
Information Regarding the Debtor - Venue (Check any applicable box)			
<input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. <input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. <input type="checkbox"/> Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.			
Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes)			
<input type="checkbox"/> 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)			
<input type="checkbox"/> Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and <input type="checkbox"/> Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. <input type="checkbox"/> Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).			

Voluntary Petition
 (This page must be completed and filed in every case)

Name of Debtor(s):
CDKP Development, Inc.

Signatures

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.
 [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.
 [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).
 I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X _____
 Signature of Debtor

X _____
 Signature of Joint Debtor

 Telephone Number (If not represented by attorney)

 Date

Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.

Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X _____
 Signature of Foreign Representative

 Printed Name of Foreign Representative

 Date

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

 Printed Name and title, if any, of Bankruptcy Petition Preparer

 Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

 Address

X _____

 Date

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.

Signature of Attorney*

X /s/ George Mason Oliver
 Signature of Attorney for Debtor(s)

George Mason Oliver 26587
 Printed Name of Attorney for Debtor(s)

Oliver Friesen Cheek, PLLC
 Firm Name

PO Box 1548
New Bern, NC 28563

 Address

252-633-1930 Fax: 252-633-1950
 Telephone Number

September 26, 2012
 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/ Philip Hedrick
 Signature of Authorized Individual

Philip Hedrick
 Printed Name of Authorized Individual

President
 Title of Authorized Individual

September 26, 2012
 Date

B4 (Official Form 4) (12/07)

United States Bankruptcy Court
Eastern District of North Carolina

In re CDKP Development, Inc.

Debtor(s)

Case No.

Chapter

11

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [or chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

(1)	(2)	(3)	(4)	(5)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
Aston Soil Works, Inc. Attn: Manager or Agent PO Box 86 Simpson, NC 27879	Aston Soil Works, Inc. Attn: Manager or Agent PO Box 86 Simpson, NC 27879			300.00
Bank of America Attn: Manager or Agent PO Box 982235 El Paso, TX 79998	Bank of America Attn: Manager or Agent PO Box 982235 El Paso, TX 79998			11,194.18
Bank of North Carolina Attn: Officer, Mg Agt or Agt 1224 East Chester Drive High Point, NC 27265	Bank of North Carolina Attn: Officer, Mg Agt or Agt 1224 East Chester Drive High Point, NC 27265			2,068,720.00 (1,487,489.00 secured)
Bank of North Carolina Attn: Officer, Mg Agt or Agt 1224 East Chester Drive High Point, NC 27265	Bank of North Carolina Attn: Officer, Mg Agt or Agt 1224 East Chester Drive High Point, NC 27265	Second lien on Breighmere		496,505.00 (0.00 secured)
Bank of North Carolina Attn: Officer, Mg Agt or Agt 1224 East Chester Drive High Point, NC 27265	Bank of North Carolina Attn: Officer, Mg Agt or Agt 1224 East Chester Drive High Point, NC 27265			220,500.00 (132,000.00 secured)
Chase Attn: Manager or Agent PO Box 15298 Wilmington, DE 19850	Chase Attn: Manager or Agent PO Box 15298 Wilmington, DE 19850			19,678.40
Citi Business Card Attn: Manager or Agent PO Box 44180 Jacksonville, FL 32231-4180	Citi Business Card Attn: Manager or Agent PO Box 44180 Jacksonville, FL 32231-4180			14,439.68
Davidson County Tax Office Attn: Officer, Mg Agt or Agt 913 Greensboro Street Lexington, NC 27292	Davidson County Tax Office Attn: Officer, Mg Agt or Agt 913 Greensboro Street Lexington, NC 27292			2,836.00
David Garner 303 Indian Wells Circle Lexington, NC 27295	David Garner 303 Indian Wells Circle Lexington, NC 27295			10,147.00

B4 (Official Form 4) (12/07) - Cont.
 In re **CDKP Development, Inc.**

Case No. _____

Debtor(s)

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS
 (Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
NC Dept of Revenue Attn: Managing Agent PO Box 25000 Raleigh, NC 27640	NC Dept of Revenue Attn: Managing Agent PO Box 25000 Raleigh, NC 27640			372.31
Elizabeth O'Shea 1727 Warf Road Lexington, NC 27292	Elizabeth O'Shea 1727 Warf Road Lexington, NC 27292			105,000.00
Pamlico Co. Tax Office Attn: Officer, Mg Agt or Agt 202 Main Street Bayboro, NC 28515	Pamlico Co. Tax Office Attn: Officer, Mg Agt or Agt 202 Main Street Bayboro, NC 28515			16,542.00
Rives & Associates Attn: Manager or Agent PO Box 1991 Lexington, NC 27293	Rives & Associates Attn: Manager or Agent PO Box 1991 Lexington, NC 27293			4,435.00
Leon Rives PO Box 1991 Lexington, NC 27293	Leon Rives PO Box 1991 Lexington, NC 27293			270,000.00
Leigh Ann Smith 711 Runnymede Road Raleigh, NC 27607	Leigh Ann Smith 711 Runnymede Road Raleigh, NC 27607			100,000.00
Thomas Engineering, PA Attn: Manager or Agent PO Box 1309 New Bern, NC 28563	Thomas Engineering, PA Attn: Manager or Agent PO Box 1309 New Bern, NC 28563			13,396.00

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

In re CDKP Development, Inc.
Debtor(s)

Case No. _____

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 September 26, 2012

Signature /s/ Philip Hedrick
Philip Hedrick
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 CDKP Development, Inc.

Debtor(s)

Case No.

Chapter

11

VERIFICATION OF CREDITOR MATRIX

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

Date: September 26, 2012

/s/ Philip Hedrick

Philip Hedrick/President

Signer/Title

CDKP DEVELOPMENT, INC.
572 COUNTRY CLUB DR. WEST
ARAPAHOE, NC 28510

GEORGE MASON OLIVER
OLIVER FRIESEN CHEEK, PLLC
PO BOX 1548
NEW BERN, NC 28563

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

EMPLOYMENT SECURITY COM.
ATTN: MANAGING AGENT
PO BOX 25903
RALEIGH, NC 27611

NC DEPT OF REVENUE
ATTN: MANAGING AGENT
PO BOX 25000
RALEIGH, NC 27640

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

INTERNAL REVENUE SERVICE
PO BOX 7346
PHILADELPHIA, PA 19101-7346

US SECURITIES & EXCHANGE
ATTN: MANAGER OR AGENT
950 E. PACES FERRY RD., NE STE 900
ATLANTA, GA 30326-1382

ASTON SOIL WORKS, INC.
ATTN: MANAGER OR AGENT
PO BOX 86
SIMPSON, NC 27879

BANK OF AMERICA
ATTN: MANAGER OR AGENT
PO BOX 982235
EL PASO, TX 79998

BANK OF NORTH CAROLINA
ATTN: OFFICER, MG AGT OR AGT
1224 EAST CHESTER DRIVE
HIGH POINT, NC 27265

CHASE
ATTN: MANAGER OR AGENT
PO BOX 15298
WILMINGTON, DE 19850

CITI BUSINESS CARD
ATTN: MANAGER OR AGENT
PO BOX 44180
JACKSONVILLE, FL 32231-4180

CURRITUCK COUNTY TAX DEPT
ATTN: MANAGER OR AGENT
PO BOX 9
CURRITUCK, NC 27929

DAVIDSON COUNTY TAX OFFICE
ATTN: OFFICER, MG AGT OR AG
913 GREENSBORO STREET
LEXINGTON, NC 27292

FIDELITY BANK
ATTN: OFFICER, MG AGT OR AGT
114 WEST 2ND AVENUE
LEXINGTON, NC 27295

FORSYTH COUNTY TAX COLLECTOR
ATTN: MANAGER OR AGENT
PO BOX 82
WINSTON SALEM, NC 27102

CHRISTOPHER GARNER
1615 CARACARA DRIVE
NEW BERN, NC 28560

DAVID GARNER
303 INDIAN WELLS CIRCLE
LEXINGTON, NC 27295

PHILIP HEDRICK
572 COUNTRY CLUB DRIVE WEST
ARAPAHOE, NC 28510

INDUSTRIAL FEDERAL BANK
ATTN: OFFICER, MG AGENT ORA
107 W. CENTER STREET
LEXINGTON, NC 27295

J.T. MLINARCIK
ATTORNEY AT LAW
PO BOX 2047
GOLDSBORO, NC 27533

JAMES LEE
3514 COUNTRY CLUB ROAD
MOREHEAD CITY, NC 28557

FREDA LUPTON
5939 HWY 55 E
NEW BERN, NC 28560

NELSON W. TAYLOR, III
TAYLOR & TAYLOR, P.A.
610 ARENDELL STREET
MOREHEAD CITY, NC 28557

NEWBRIDGE BANK
ATTN: OFFICER, MG AGT OR AGT
27 EAST CENTER STREET
LEXINGTON, NC 27292

ELIZABETH O'SHEA
1727 WARF ROAD
LEXINGTON, NC 27292

GLENN O'SHEA
1727 WARF RD.
LEXINGTON, NC 27292

PAMLICO CO. TAX OFFICE
ATTN: OFFICER, MG AGT OR AGT
202 MAIN STREET
BAYBORO, NC 28515

RIVES & ASSOCIATES
ATTN: MANAGER OR AGENT
PO BOX 1991
LEXINGTON, NC 27293

LEON RIVES
PO BOX 1991
LEXINGTON, NC 27293

LEIGH ANN SMITH
711 RUNNYMEADE ROAD
RALEIGH, NC 27607

THOMAS ENGINEERING, PA
ATTN: MANAGER OR AGENT
PO BOX 1309
NEW BERN, NC 28563