# Case 14-07524-5-RDD Doc 1 Filed 12/31/14 Entered 12/31/14 14:07:20 Page 1 of 8

**B1** (Official Form 1)(04/13)

United States Bankruptcy Court Eastern District of North Carolina					Volunt	ary Petition		
Name of Debtor (if individual, enter Last, First, Island Breeze Grill, Inc.	Middle):		Name	of Joint De	ebtor (Spouse	e) (Last, First	, Middle):	
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): FDBA Caribbean Cuisine with Lots of Soul, Inc.			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-Taxpa (if more than one, state all) 20-2173990	yer I.D. (ITIN)/Comp	lete EIN	Last fo	our digits of than one, state	f Soc. Sec. or all)	r Individual-T	Taxpayer I.D. (IT	IN) No./Complete EIN
Street Address of Debtor (No. and Street, City, and State): 220 North Poindexter Street Elizabeth City, NC ZIP Code 27909 County of Residence or of the Principal Place of Business:				Street Address of Joint Debtor (No. and Street, City, and State): ZIP Code County of Residence or of the Principal Place of Business:				
Pasquotank Mailing Address of Debtor (if different from stre			Mailir	Mailing Address of Joint Debtor (if different from street address):				
	Г	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)         Individual (includes Joint Debtors)         See Exhibit D on page 2 of this form.         Corporation (includes LLC and LLP)         Partnership         Other (If debtor is not one of the above entities, check this box and state type of entity below.)	Nature of Business (Check one box)         Health Care Business         Single Asset Real Estate as def in 11 U.S.C. § 101 (51B)         Railroad         Stockbroker         Commodity Broker			□ Chapt □ Chapt □ Chapt □ Chapt □ Chapt	the 1 er 7 er 9 er 11 er 12	9       □ Chapter 15 Petition for Recognition         11       of a Foreign Main Proceeding         12       □ Chapter 15 Petition for Recognition		
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:	<ul> <li>Clearing Bank</li> <li>Other</li> <li>Tax-Exempt Entity (Check box, if applicable)</li> <li>Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).</li> </ul>			defined "incurr	1 in 11 U.S.C. § ed by an indivi	Nature of Debts (Check one box) consumer debts, \$ 101(8) as business debts. vidual primarily for r household purpose."		
<ul> <li>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.</li> <li>Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.</li> </ul>			ebtor is a small business debtor as defined in 11 U.S.C. § 101(51D). ebtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).					
Statistical/Administrative Information Debtor estimates that funds will be available Debtor estimates that, after any exempt properties will be no funds available for distribute	erty is excluded and a	dministrativ		es paid,		THIS	SPACE IS FOR CO	OURT USE ONLY
1- 50- 100- 200- 49 99 199 999	1,000-         5,001-           5,000         10,000	10,001-	25,001- 50,000	□ 50,001- 100,000	OVER 100,000	-		
\$0 to \$50,001 to \$100,001 to \$500,001 to \$50,000 \$100,000 \$500,000 to \$1 tt		\$50,000,001 to \$100	] \$100,000,001 to \$500 nillion	5500,000,001 to \$1 billion	More than \$1 billion			
\$0 to \$50,001 to \$100,001 to \$500,001 to \$50,000 \$100,000 \$500,000 to \$1 tt		\$50,000,001 to \$100	] \$100,000,001 to \$500 nillion	\$500,000,001 to \$1 billion				

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81 (Official Form	m 1)(04/13)		Page 2		
Voluntary	y Petition	Name of Debtor(s): Island Breeze Grill, Inc.			
This page mu	st be completed and filed in every case)	Island Breeze Grill, Inc.			
10	All Prior Bankruptcy Cases Filed Within Last	<b>8 Years</b> (If more than two, atta	ach additional sheet)		
Location Where Filed:	- None -	Case Number:	Date Filed:		
Location Where Filed:		Case Number:	Date Filed:		
Pei	nding Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If mor	re than one, attach additional sheet)		
Name of Debto	or:	Case Number:	Date Filed:		
District:		Relationship:	Judge:		
forms 10K and pursuant to S and is reques	<b>Exhibit A</b> leted if debtor is required to file periodic reports (e.g., nd 10Q) with the Securities and Exchange Commission Section 13 or 15(d) of the Securities Exchange Act of 1934 sting relief under chapter 11.) A is attached and made a part of this petition.	I, the attorney for the petitioner have informed the petitioner tha 12, or 13 of title 11, United Stat	Exhibit B lividual whose debts are primarily consumer debts.) named in the foregoing petition, declare that I at [he or she] may proceed under chapter 7, 11, tes Code, and have explained the relief available er certify that I delivered to the debtor the notice		
☐ Yes, and ■ No. (To be compl ☐ Exhibit I If this is a join	r own or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition. Exhibit C is attached and made a part of this petition. Exhibit C is attached and made a leted by every individual debtor. If a joint petition is filed, each D completed and signed by the debtor is attached and made a	<b>ibit D</b> ch spouse must complete and at a part of this petition.			
	Information Regardin	g the Debtor - Venue			
	(Check any ap	-			
	Debtor has been domiciled or has had a residence, principa days immediately preceding the date of this petition or for				
	There is a bankruptcy case concerning debtor's affiliate, ge	eneral partner, or partnership per	nding in this District.		
	Debtor is a debtor in a foreign proceeding and has its princ this District, or has no principal place of business or assets proceeding [in a federal or state court] in this District, or the sought in this District.	in the United States but is a de	fendant in an action or		
	Certification by a Debtor Who Reside (Check all app		roperty		
	Landlord has a judgment against the debtor for possession	of debtor's residence. (If box che	ecked, complete the following.)		
	(Name of landlord that obtained judgment)				
	(Address of landlord)				
	Debtor claims that under applicable nonbankruptcy law, th the entire monetary default that gave rise to the judgment f				

Debtor has included with 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. 

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

B1 (Official Form 1)(04/13)	Page 3
Voluntary Petition	Name of Debtor(s): Island Breeze Grill, Inc.
(This page must be completed and filed in every case)	
Sign	atures
Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative
his page must be completed and filed in every case) Sig 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. Signature of Debtor	<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> </ul>
I request relief in accordance with the chapter of title 11, United States Code,	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
-	
X	Printed Name of Foreign Representative
Signature of Joint Debtor	
Signiture of contraction	Date
Talashana Nasahan (If sat sama ant dika atta maa)	
Telephone Number (If not represented by attorney)	Signature of Non-Attorney Bankruptcy Petition Preparer
Date	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
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),
-g,	110(h), and 342(b); and, (3) if rules or guidelines have been promulgated
X /s/ Clayton W. Cheek	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
	Timed Nume and the, if any, of Bankrupery Feldon Frepher
New 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
Address	preparer.)(Required by 11 U.S.C. § 110.)
	t-thurst)(thurst)
252-633-1930 Fax: 252-633-1950	
Telephone Number	
December 31. 2014	
	Address
	V
certification that the attorney has no knowledge after an inquiry that the	X
information in the schedules is incorrect.	
Signature of Debter (Corneration/Portnership)	Date
Signature of Debtor (Corporation/ratinersmp)	Signature of bankruptcy petition preparer or officer, principal, responsible
I dealers under populity of paringy that the information provided in this	person, or partner whose Social Security number is provided above.
on behalf of the debtor.	Names and Social-Security numbers of all other individuals who prepared or
The debtor requests relief in accordance with the chapter of title 11, United	assisted in preparing this document unless the bankruptcy petition preparer is not an individual:
V /s/ Daris Johnson	
C C	
	If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.
Printed Name of Authorized Individual	conforming to the appropriate official form for each person.
	A bankruptcy petition preparer's failure to comply with the provisions of
Title of Authorized Individual	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.
	jutes of imprisonment of both. 11 0.S.C. §110, 16 0.S.C. §150.
Date	

B4 (Official Form 4) (12/07)

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

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	Name, telephone number and complete	Nature of claim (trade	Indicate if claim is	Amount of claim
mailing address including zip	mailing address, including zip code, of	debt, bank loan,	contingent,	[if secured, also
code	employee, agent, or department of creditor	government contract,	unliquidated,	state value of
	familiar with claim who may be contacted	etc.)	disputed, or subject to setoff	security]
Abraham Electric	Abraham Electric			6,930.00
Attn: Manager or Agent	Attn: Manager or Agent			
1039 Simpson Ditch Road	1039 Simpson Ditch Road			
Elizabeth City, NC 27909	Elizabeth City, NC 27909			
AW Rayfield Mechanical, Inc.	AW Rayfield Mechanical, Inc.			4,300.00
c/o Pasquotank Co. Sheriff's	c/o Pasquotank Co. Sheriff's Office			
Office	200 E. Colonial Avenue			(0.00 secured)
200 E. Colonial Avenue	Elizabeth City, NC 27909			
Elizabeth City, NC 27909				
Bank of Hampton Roads	Bank of Hampton Roads			25,000.00
Attn: Officer, Mg Agt or	Attn: Officer, Mg Agt or Agent			
Agent	PO Box 1908			
PO Box 1908	Elizabeth City, NC 27909			
Elizabeth City, NC 27909				
Bank of Hampton Roads	Bank of Hampton Roads	Stoves,		87,780.17
Attn: Officer, Mg Agt or	Attn: Officer, Mg Agt or Agent	refrigeration, light		
Agent	PO Box 1908	fixtures, HVAC,		(75,000.00
PO Box 1908	Elizabeth City, NC 27909	food supplies, Ice		secured)
Elizabeth City, NC 27909		Machine		
Elizabeth City Taxd Collector	Elizabeth City Taxd Collector			1,619.40
Attn: Manager or Agent	Attn: Manager or Agent			
203 E. Main Street	203 E. Main Street			
Elizabeth City, NC 27909	Elizabeth City, NC 27909			
Hamilton Restaurant Mngmt	Hamilton Restaurant Mngmt			5,000.00
Attn: Manager or Agent	Attn: Manager or Agent			
2761 Johnathan Lane	2761 Johnathan Lane			
La Grange, NC 28551	La Grange, NC 28551			
IRS	IRS			70,000.00
Attn: Manager or Agent	Attn: Manager or Agent			
PO Box 7346	PO Box 7346			(0.00 secured)
Philadelphia, PA 19101-7346	Philadelphia, PA 19101-7346			
Lamar Billboards	Lamar Billboards		Disputed	1,800.00
Attn: Manager or Agent	Attn: Manager or Agent			
2605 West Broad Street	2605 West Broad Street			(0.00 secured)
Elizabethtown, NC 28337	Elizabethtown, NC 28337			

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Debtor(s)

Case No.

## LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Lowe's Business Credit Card Attn: Manager or Agent PO Box 530970 Atlanta, GA 30353	Lowe's Business Credit Card Attn: Manager or Agent PO Box 530970 Atlanta, GA 30353			785.17
NC Dept. of Commerce, DES Attn: Managing Agent 422 McArthur Street Elizabeth City, NC 27909	NC Dept. of Commerce, DES Attn: Managing Agent 422 McArthur Street Elizabeth City, NC 27909			6,800.00 (0.00 secured)
North Carolina Dept of Revenue Attn: Bankruptcy Unit PO Box 1168 Raleigh, NC 27602-1168	North Carolina Dept of Revenue Attn: Bankruptcy Unit PO Box 1168 Raleigh, NC 27602-1168			27,962.47 (0.00 secured)
Pasquotank County Tax Dept Attn: Manager or Agent 203 E. Main Street Elizabeth City, NC 27909	Pasquotank County Tax Dept Attn: Manager or Agent 203 E. Main Street Elizabeth City, NC 27909			1,719.12
Platinum Plumbing, Inc. Attn: Manager or Agent 3808 Elijah Baum Rd. Kitty Hawk, NC 27949	Platinum Plumbing, Inc. Attn: Manager or Agent 3808 Elijah Baum Rd. Kitty Hawk, NC 27949			7,500.00
Ricky's Welding, Inc. Attn: Manager or Agent PO Box 336 Shiloh, NC 27974	Ricky's Welding, Inc. Attn: Manager or Agent PO Box 336 Shiloh, NC 27974			7,300.00
RO Givens Signs, Inc. Attn: Manager or Agent 209 Delburg Street, Ste 102, Davidson, NC 28036	RO Givens Signs, Inc. Attn: Manager or Agent 209 Delburg Street, Ste 102, Davidson, NC 28036			6,704.49

B4 (Official Form 4) (12/07) - Cont. In re Island Breeze Grill, 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 December 31, 2014

Signature /s/ Doris Johnson Doris Johnson 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.

Date: December 31, 2014

the best of my knowledge.

/s/ Doris Johnson

**Doris Johnson/President** Signer/Title

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

In re Island Breeze Grill, 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

CLAYTON W. CHEEK

NEW BERN, NC 28563

PO BOX 1548

ISLAND BREEZE GRILL, INC. 220 NORTH POINDEXTER STREET ELIZABETH CITY, NC 27909

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

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

BANK OF HAMPTON ROADS DORIS JOHNSON ATTN: OFFICER, MG AGT OR AGENT 801 WEST CHURCH STREET PO BOX 1908 ELIZABETH CITY, NC 27909 ELIZABETH CITY, NC 27909

HAMILTON RESTAURANT MNGMT ATTN: MANAGER OR AGENT 2761 JOHNATHAN LANE LA GRANGE, NC 28551

LOWE'S BUSINESS CREDIT CARD ATTN: MANAGER OR AGENT PO BOX 530970 ATLANTA, GA 30353

PHILADELPHIA, PA 19101-7346 NC DEPT. OF COMMERCE, DES

ATTN: MANAGER OR AGENT

IRS

PO BOX 7346

ATTN: MANAGING AGENT 422 MCARTHUR STREET ELIZABETH CITY, NC 27909 RALEIGH, NC 27602-1168

PASQUOTANK COUNTY TAX DEPT ATTN: MANAGER OR AGENT 203 E. MAIN STREET ELIZABETH CITY, NC 27909

PLATINUM PLUMBING, INC. ATTN: MANAGER OR AGENT 3808 ELIJAH BAUM RD. KITTY HAWK, NC 27949

SECRETARY OF TREASURY OLIVER FRIESEN CHEEK, PLLC ATTN: MANAGING AGENT 1500 PENNSYLVANIA AVE NW WASHINGTON, DC 20220

US SECURITIES & EXCHANGE ATTN: MANAGER OR AGENT NC DEPT OF REVENUE ATTN: A. FOUNTAIN 950 E. PACES FERRY RD., NE STE 900 PO BOX 1168 ATLANTA, GA 30326-1382 RALEIGH, NC 27602-1168

ABRAHAM ELECTRICAW RAYFIELD MECHANICAL, INCATTN: MANAGER OR AGENTC/O PASQUOTANK CO. SHERIFF'O1039 SIMPSON DITCH ROAD200 E. COLONIAL AVENUEELIZABETH CITY, NC 27909ELIZABETH CITY, NC 27909

ELIZABETH CITY TAXD COLLECT ATTN: MANAGER OR AGENT 203 E. MAIN STREET ELIZABETH CITY, NC 27909

> LAMAR BILLBOARDS ATTN: MANAGER OR AGENT 2605 WEST BROAD STREET ELIZABETHTOWN, NC 28337

NORTH CAROLINA DEPT OF RE ATTN: BANKRUPTCY UNIT PO BOX 1168

RICKY'S WELDING, INC. ATTN: MANAGER OR AGENT PO BOX 336 SHILOH, NC 27974

RO GIVENS SIGNS, INC. ATTN: MANAGER OR AGENT 209 DELBURG STREET, STE 102, DAVIDSON, NC 28036