Case 10-10895 Doc 1 Filed 07/29/10 Entered 07/29/10 15:11:46 Desc Main Document Page 1 of 11

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| ument    | Page 1 of 11 |           |

| United States Bankruptcy Court       Voluntary Petition         Name of Debroy (if individual, enter Last, Fint, Middly:       Name of Debroy (if individual, enter Last, Fint, Middly:         Buildward Development Group, LLC       All Older Names used by the Dolat Debro (if advidual, enter in the bard 8 years)         All Older Names used by the Dolat Debro (if advidual, enter in the bard 8 years)       All Older Names used by the Dolat Debro (No. and Street, City, and Street)         Part family diagonal family of the Court Debro (No. and Street, City, and Street)       The ort Address of Drive Debro (No. and Street, City, and Street)         Post Address of The Drively Debro (No. and Street, City, and Street)       ZP Code         Courty of Readence or of the Principal Place of Business:       Courty of Readence or of the Principal Place of Business:         P.O. Box 3966       ZP Code       ZP Code         Courty of Readence or of the Principal Place of Business:       Courty of Readence or of the Principal Place of Business:       Courty of Readence or of the Principal Place of Business:         P.O. Box 3966       Place Address of Joint Debtor (No. and Street, City, and Street, Cit  | B1 (Official Fo  | orm 1)(4/1                   | .0)                           |                              |                        | 000  | cument  | гa                              | genor                     | 11                                  |   |                 |                  |                |
|--|--|------------------------------|-------------------------------|------------------------------|------------------------|--|---|---------------------------------|---------------------------|-------------------------------------|---|-----------------|------------------|----------------|
| Boulevard Development Group, LLC         All Other Names used by the Deborr in the last 8 years (nuclear names).           All Other Names used by the Deborr in the last 8 years (nuclear names).         All Other Names used by the Deborr in the last 8 years (nuclear names).           All Other Names used by the Deborr in the last 8 years (nuclear names).         All Other Names used by the Deborr in the last 8 years (nuclear names).           20-5593857         State of the State of Deborr (Nu and Street, City, and State):         Top Oraclear and Street, City, and State):           300 Broadway Street         Top Oraclear and Street, City, and State):         Street Address of John Deborr (Nu and Street, City, and State):           300 Broadway Street         ZP Code         ZP Code           Cause of Readways of Debor (II different from street address):         P.O. Box 3966         Malling Address of John Debor (II different from street address):           P.O. Box 3966         Hickory, NC         ZP Code         ZP Code           Chapter of Baskcopter Code to the Origin Code to t  |  |                              |                               |                              |                        |  |   |                                 |                           |                                     |   | Vol             | untary           | Petition       |
| (include married, mailed, and trade names):       (include married, mailed, and trade names):         Is a four sight of Not. Sec. or Individual Taxpayer LD. (ITIN) No.Complete 1M.       Last four sight of Not. Sec. or Individual Taxpayer LD. (ITIN) No.Complete 1M.         100 Growthan do, use all       (include married, mailed, and trade names):       Internet Married, mailed, and trade names):         20-5599857       Street Address of Debtor (No. and Street, City, and State):       (include married, mailed, and trade names):         100 Growthan do, use all       (include namice):       (include namice):         100 Growthan do, use all       (include namice):       (include namice):         100 Growthan do, use all       (include namice):       (include namice):         100 Growthan do, use all       (include namice):       (include namice):         100 Growthan do, use all       (include namice):       (include namice):         100 Growthan do, use all       (include namice):       (include namice):         101 Growthan do, use all       (include namice):       (include namice):         101 Growthan do, use all       (include namice):       (include namice):         102 Growthan do, use all       (include namice):       (include namice):         101 Growthan do, use all       (include namice):       (include namice):         101 Growthan do, use all       (include namice):   |  |                              |                               |                              |                        |  |   | Name                            | of Joint De               | btor (Spouse                        | e) (Last, Fir                               | st, Middle):    |                  |                |
| for one shared and any provided states of Debtor (No. and Street, City, and State):         Top Graduates of Debtor (No. and Street, City, and State):         Top Graduates of Debtor (No. and Street, City, and State):         Top Graduates of Debtor (I different from street address):         P.O. Box 3966         Hickory, NC         ZIP Code         ZIP Co  |  |                              |                               |                              |                        | All Of<br>(inclu                             | her Names<br>de married,                        | used by the J<br>maiden, and    | loint Debto<br>trade name | r in the last 8<br>es):             | years                                       |                 |                  |                |
| 190 Broadway Street<br>Unit 402<br>Asheville, NC       ZIP Cole       ZIP Cole         County of Residence or of the Principal Place of Business:<br>Buncombe       County of Residence or of the Principal Place of Business:       Mailing Address of Joint Dehtor (if different from street address):<br>P.O. Box 3866<br>Hickory, NC       Mailing Address of Joint Dehtor (if different from street address):<br>P.O. Box 3866<br>Hickory, NC         Type of Dehtor<br>(Pone of Oganization)<br>(Check one box)       Nature of Business<br>(Check one box)       Mailing Address of Joint Dehtor (if different from street address):<br>P.O. Box 3866<br>(Check one box)       Chapter of Bashroupicy Code Under Which<br>the Pettion is Flied (Check one box)         Individual (includes Joint Debtory)<br>See Eddiff Do noge 2 of the dove entities<br>(that his how and state type of entity below)       Health Care Business<br>(Check box fapical Asset Real Fasta as defined<br>in a Foreign Nonamit Proceeding<br>Debtor is a tax exempt reganization<br>(Check box fapical Asset Real Fasta as defined<br>in the Tax Exempt Fasta<br>Other 11 (Exc A tox E Box)       Debtor is a fare region Maint Proceeding<br>Chapter 12       Chapter 13       Chapter 14         Other 17 (Debtor is a tox of the abvec entities<br>check has box and asia type of entry blow)       Debtor is a tax exempt reganization<br>(Check box fapicable)       Debtor is a tax exempt reganization<br>(Check box fapicable)       Debtor is a tax exempt reganization<br>(Check box fapicable)       Debtor is a tax addefined in 11 U.S.C § 101(5).       Debtor is a tax addefined in 11 U.S.C § 101(5).         Filing Fee valuer tax box       Filing Fee valuer tax box       Debtor is anial babices dobta addata tax U.S.C § 101(5).       Debt  | (if more than one, s   | state all)                   | Sec. or Indi                  | vidual-Taxpa                 | yer I.D. (             | ITIN) No./C                                  | Complete El                                     |                                 |                           |                                     | Individual                                  | -Taxpayer I.I   | D. (ITIN) No     | ./Complete EIN |
| County of Residence or of the Principal Place of Business:         County of Residence or of the Principal Place of Business:           Buncombb         Mailing Address of Debror (if different from street address):         P.O. Box 3986           FO. Box 3986         File         P.O. Box 3986           Hickory, NC         ZIP Code         ZIP Code           Type of Debrar         (Check one box)         Execution of Principal Acast of Business         Check one box)           (Check one box)         Balance address of Joint Debtor (if different from street address):         P.O. Box 3986           (Check one box)         Check one box)         Execution of Principal Acast of Business         Check one box)           (Check one box)         Balance address of Joint Debtor (if different from street address):         P.O. Box 3986           (Check one box)         Execution of Principal Acast of Business         Check one box)           (Check one box)         Balance address of Joint Check one box)         Check one box)           (Check one box)         Execution of the Recognition of a Foreign Nominio Proceeding           Other (if dobne is not one of the above antilistical Address of doined in 10 LSC § 101(51):         Check the Internal Revenue Cock).           Other is not one of the above antiper is not one of the above antiper is not one of the above antiper is not one one one one datas of the above antiper is not one antento indere or adifiered in 11 USC § 101(51):   | 190 Broad  |                              |                               | Street, City, a              | und State)             | :  |   | Street                          | Address of                | Joint Debtor                        | (No. and S                                  | Street, City, a | nd State):       |                |
| County of Residence or of the Principal Place of Business:<br>Buncombo<br>Mailing Address of Debtor (if different from street address):<br>P.O. Box 3966<br>Hickory, NC<br>P.O. Box 3966<br>Hickory, NC<br>Type of Debtor<br>(form of Organization)<br>(Check one box)<br>(Check one box)<br>(Check one box)<br>(Check one box)<br>(Check one box)<br>(Check one box)<br>(Check one box)<br>Commodify Broker<br>(Check one box)<br>(Check one box)<br>Commodify Broker<br>(Check one box)<br>(Check one box)<br>Fulling Fee (Check one box)<br>Fulling Fee vacuum transform that correlation on that and one of the debtors is attack-central that statillowing that the debtor is attack-central theorem of Check one box)<br>Full Statical Ministrative transform that correlations that finds will be available for distribution to unsecured creditors.<br>Full Find Fee excetter in statillowing the ordinations by Ministrative captering the prediment from one or more classes of creditors.<br>Full Find Fee excetter requested copplicable to chapter 7 Individuals only) Ministrative capters paid.<br>there wil | Asheville  | , NC                         |                               |                              |                        |  |   | _                               |                           |                                     |   |                 |                  | ZIP Code       |
| P.O. Box 3966<br>Hickory, NC       ZP Code       ZP Code         1       28603       28603       2         Type of Debtor<br>(if different from street address above):       Nature of Business<br>(Check one box)       Chapter of Bankrupty Code Under Which<br>the Petition is Filed (Check one box)       Chapter of Bankrupty Code Under Which<br>the Petition is Filed (Check one box)         Individual (includes Joint Debtors)<br>See Exhibit Do napes 2 of this form.       Health Care Business<br>in 11 US.C \$ 101 (51B)       Chapter 15 Petition for Recognition<br>of a Foreign Main Proceeding         Optarticity of debtor is not one of the above entities;<br>etck. the box and state type of entity below.       Chapter 15 Petition for Recognition<br>of a Foreign Main Proceeding         Other (If debtor is not one of the above entities;<br>etck. the box and state type of entity below.       Chapter 13       Chapter 15 Petition for Recognition<br>of a Foreign Normain Proceeding         Debtor is a trans-exempt organization<br>under Title 2 of the United State<br>check the box and state type of entity below.       Check one box?       East are primarily community for<br>a present. Really (Check one box)         Fulling Fee atched       Chapter 12       Chapter 13       Debtors are primarily community for<br>a present. Really (Check one box)       East are primarily community for<br>a present. Really (Check one box)       East are primarily community for<br>a present. Really (Check one box)       East are primarily community for<br>a present. Really (Check one box)       East are primarily community for<br>a present. Really (Check one box)       East are primarily communi  |  |                              | of the Princ                  | cipal Place of               | f Business             |  | 28802   | Count                           | y of Reside               | nce or of the                       | Principal I                                 | Place of Busin  | ness:            |                |
| Z8603         Type of Debtor<br>(if different from street address above):         Type of Debtor<br>(if different from street address above):         Type of Debtor<br>(Cack one box)<br>(Cack one box)<br>(Cack one box)       Chapter of Bankruptcy Code Under Which<br>the Petition is Filed (Check one box)         Individual (includes Joint Debtors)<br>See Exhibit D ange 2 of this form.       Image 2 of this form.       Image 2 of this form.       Image 2 of this form.         Corporation (includes LLC and LLP)<br>Partnership       Image 2 of this form.       Image 2 of this form.       Image 2 of this form.         Other (If debtar is not one of the above earlies,<br>eteck the box and state type of entity below)       Image 2 of the United State<br>Code (the Internal Revenue Code).       Image 2 of the United State<br>Code (the Internal Revenue Code).       Image 2 of the United State<br>Code (the Internal Revenue Code).       Image 2 of the United State<br>Code (the Internal Revenue Code).       Image 2 of the United State<br>Code (the Internal Revenue Code).       Image 2 of the Order<br>Check one box:       Image 2 of the Order<br>Check one   | P.O. Box   | 3966                         | tor (if diffe                 | rent from stre               | eet addres             | s):  | ZIB Code  | Mailir                          | ng Address                | of Joint Debt                       | or (if differ                               | rent from stre  | et address):     | ZIB Code       |
| Location of Principal Assets of Business Debror<br>(if different from street address above):       Nature of Business<br>(Check one box)       Chapter of Bankruptcy Code Under Which<br>(Deck one box)         Individual (includes Join Debrors)<br>See Existing to no page 2 of his form.       Individual (includes LLC and LLP)       Individual (includes LLC and LLP)         Partnership       Corporation (includes LLC and LLP)       Individual (includes loss of the above entities,<br>check this box and state type of entity below.)       Individual (includes LLC and LLP)       Individual (includes loss of the above entities,<br>check this box and state type of entity below.)       Individual (includes LLC and LLP)       Individual (includes loss of the above entities,<br>check this box and state type of entity below.)       Individual (includes LLC and LLP)       Individual (includes loss of the above entities,<br>check this box and state type of entity below.)       Individual (includes loss of the above entities,<br>check this box and state type of entity below.)       Individual (includes loss of the above entities,<br>check this box and state type of entity below.)       Individual (includes loss of the above entities,<br>check the internal Revenue Code).       Individual (includes loss of the above entities,<br>check the internal Revenue Code).       Individual (includes loss of the above entities,<br>check the internal Revenue Code).       Individual (includes loss of the above entities,<br>check the internal Revenue Code).       Individual (includes loss of the above entities,<br>check the internal Revenue Code).       Individual (includes loss of the above entities,<br>check the internal Revenue Code).       Individual (includes loss of the above entities,<br>check the internal Revenue Code).  |  |                              |                               |                              |                        |  |   | -1                              |                           |                                     |   |                 |                  | ZIF Code       |
| (Form of Organization)<br>(Check one box)       (Check one box)       (Check one box)            Health Care Business<br>See Exhibit D on page 2 of this form.       Single Asset Real Estate as defined<br>in 11 U.S.C. § 101 (51B)            Corporation (includes LLC and LLP)          Health Care Business<br>See Exhibit D on page 2 of this form.       Corporation (includes LLC and LLP)            Patrnership          Check one of the above entities,<br>check this box and state type of entity below.)       Check one form       Chapter 12       Chapter 15         0 Other (If debor is not one of the above entities,<br>check this box and state type of entity below.)       Check this box and state type of entity below.)       Debtor is a tax exempt organization<br>under Title 26 of the United States<br>Code (the Internal Revenue Code).       Debtor are primarily consumer debts,<br>(Check one box)       Debtor are primarily onsumer debts,<br>(Check one box)       Debtor is anall business debtor as defined in 11 U.S.C. § 101(S1D).         1 Entiting Fee tatached          Entiting Fee to be paid in installments (applicable to individuals only). Must<br>attach signed application for the court's consideration certifying that the<br>debtor is anall business debtor as defined in 11 U.S.C. § 101(S1D).          Debtor's argregate noncontingent in usallenses, Rel 100(S1D).            Entities Fee waiver requested (applicable to individuals only). Must<br>attach signed application for the court's consideration certifying that the<br>debtor is unan   |  |                              |                               |                              |                        | ·  |   | -                               |                           |                                     |   |                 |                  |                |
| (Check one box)       □  |  | Type of                      | Debtor                        |                              |                        |  |   |                                 |                           |                                     |   |                 |                  | h              |
| <ul> <li>Individual (includes Joint Debtors)<br/>See Exhibit D on page 2 of this form.<br/>Corporation (includes LLC and LLP)<br/>Partnership Corber (if debtor is not one of the above earlies,<br/>check this box and state type of entity below.) </li> <li>Tax-Exempt Entity<br/>(Check one box) </li> <li>Tax-Exempt Entity<br/>(Check box, if applicable) </li> <li>Debtor is a tax-exempt organization<br/>under Title 26 of the United States<br/>Code (the Internal Revenue Code). </li> <li>Filing Fee (Check one box) </li> <li>Filing Fee (check one box) </li> <li>Filing Fee waiver requested (applicable to individuals only). Must<br/>attach signed application for the court's consideration certifying that the<br/>debtor is intates that, after any exempt program is automose the pay the second subtract of the form second and subject to adjustment on 40/1/3 and every three years thereagence,<br/>in a corolable of the form second and subject to adjustment on 40/1/3 and every three years thereagence,<br/>in a corolable of the second sourd consideration. Sec Official Form 38. </li> <li>Filing Fee waiver requested (applicable to chapter 7 individuals only). Must<br/>attach signed application for the court's consideration. Sec Official Form 38. </li> <li>Filing Fee waiver requested (applicable to chapter 7 individuals only). Must<br/>attach signed application for the court's consideration. Sec Official Form 38. </li> <li>Statistical/Administrative Information </li> <li>Debtor is attached application for the court's consideration. Sec Official Form 38. </li> <li>Statistical/Administrative Information </li> <li>Bettor estimates that, after any exempt property is excludeed and administrative expenses paid,<br/>there will be no funds available for distribution to unsecured creditors. </li> <li>Bettor estimates that, after any exempt property is seculated and administrative expenses paid,<br/>there will be no funds available for distribution to unsecured creditors. </li> <li>Bettor estimates that, after any exempt property</li></ul>  | (  |                              |                               |                              | ☐ Heal                 | `  | ,   |                                 |                           |                                     |   |                 |                  |                |
| See Exhibit D on page 2 of this form.               Raincart C 100 (EU)                Chapter 11  | □ Individual   | (includes                    | Joint Debto                   | ors)                         | Sing                   | le Asset Re                                  | al Estate as                                    | al Estate as defined $\Box$ Cha |                           |                                     |   |                 |                  |                |
| Corporation (includes LLC and LLP)       Disorkorous       Stocknown       Chapter 13       of a Foreign Nonmain Proceeding         Other (If debtor is not one of the above entities,<br>check this box and state type of entity below.)       Tax-Exempt Entity<br>(Check one, if applicable)       To the first of the above entities,<br>outdor Title 26 of the United States<br>Code (the Internal Revenue Code).       Debts are primarily consumer debts,<br>(Check one box)       Debts are primarily consumer debts,<br>(Check one box)       Debts are primarily on<br>a personal, family, or household purpose."         Full Filing Fee (Check one box)       Filing Fee (Check one box)       Check one box:<br>(Check one box)       Check one box:<br>(Check one box)       Debts are primarily consumer debts,<br>(Check one box)       Debts are primarily on<br>a personal, family, or household purpose."         Full Filing Fee attached<br>brow is unable to pay fee except in installments. Rule 1006(b). See Official<br>Form 3A.       Check one box:<br>(Check and purpose)."       Check if<br>Debtor is asmalb business debtor as defined in 11 U.S.C. § 101(51D).<br>(Debtor is asmalb business debtor as defined in 11 U.S.C. § 101(51D).<br>(Debtor is asmalb business debtor as defined in 11 U.S.C. § 101(51D).<br>(Debtor is asmalb business debtor as defined in 11 U.S.C. § 101(51D).<br>(Debtor is asmalb business debtor as defined in 11 U.S.C. § 101(51D).<br>(Debtor is asmalb business debtor as defined in 11 U.S.C. § 101(51D).<br>(Debtor is asmalb business debtor as defined in 11 U.S.C. § 101(51D).<br>(Deck if if<br>Debtor is maillow in the available for distribution to unsecured creditors.         Statistical/Administrative Information<br>In Debtor estimates that funds will be available for distribution to unsecured creditors.   |  |                              |                               | ,                            | 🗖 Rail                 | road   | 01 (JIB)  |                                 |                           |                                     | e   |                 |                  |                |
| □ Partnership       □ Clearing Bank       □ Clearing Bank         □ Other (f debor is not or of the above entitis, check this box and state type of entity below.)       □ Clearing Bank       □ Clearing Bank         □ Other (f debor is not or of the above entitis, check this box and state type of entity below.)       □ Clearing Bank       □ Clearing Bank         □ Debt (bebr is not or of the above entitis, check this box and state type of entity below.)       □ Clearing Bank       □ Clearing Bank         □ Debt (bebr is not or of the above entitis, check this box and state type of entity below.)       □ Clearing Bank       □ Debtor is a star-steempt organization under Title 26 of the United States Code (the Internal Revenue Code).       □ Debtor is a star-steempt organization under Title 26 of the United States Code (the Internal Revenue Code).       □ Debtor is not a small business debtor as defined in 11 US.C. § 101(S1D).       □ Debtor is not a small business debtor as defined in 11 US.C. § 101(S1D).         □ Filing Fee vaiver requested (applicable to individuals only). Must attach signed application for the court's consideration. See Official Form 38.       □ Debtor's aggregat noncontingent liquidated debts (excluding debts over thore shares).       □ Debtor's aggregat noncontingent liquidated debts (excluding debts over the requested (applicable to chapter 7 individuals form).         □ Filing Fee waiver requested (applicable for distribution to unsecured creditors.       □ Debtor's aggregat noncontingent liquidated debts (excluding debts over) the sease of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 US.C. § 112(b). <td>*</td> <td></td> <td>s LLC and</td> <td>LLP)</td> <td></td> <td></td> <td>ker</td> <td></td> <td></td> <td></td> <td colspan="3"></td> <td></td>   | *  |                              | s LLC and                     | LLP)                         |                        |  | ker   |                                 |                           |                                     |   |                 |                  |                |
| check this box and state type of entity below.)       Image: Tax-Exempt Entity<br>(Check box, if applicable)       (Check one box)         Image: Tax-Exempt Entity<br>(Check box, if applicable)       Image: Debts are primarily consumer debts,<br>defined in 11 USC. 5 101(8) as<br>"incurred by an individual primarily for<br>a personal, family, or household purpose."       Image: Debts are primarily consumer debts,<br>defined in 11 USC. 5 101(8) as<br>"incurred by an individual primarily for<br>a personal, family, or household purpose."       Debts are primarily consumer debts,<br>defined in 11 USC. 5 101(51D).         Full Filing Fee to be paid in installments (applicable to individuals only). Must<br>attach signed application for the court's consideration certifying that the<br>debtor is unable to pay fee except in installments. Rule 1006(b). See Official<br>Form 3A.       Check one box:       Chapter 11 Debtors<br>Image: Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates)<br>are less than \$2,243,300 (nonumu subject to adjustment on 401/13 and every three years thereafter).<br>Check all applicable boxes:<br>Image: Debtor estimates that funds will be available for distribution to unsecured creditors.         Statistical/Administrative Information<br>Image: Debtor estimates that, after any exempt property is excluded and administrative expenses paid,<br>there will be no funds available for distribution to unsecured creditors.       THIS SPACE IS FOR COURT USE ONLY         Estimated Number of Creditors<br>Image: Stoppin be of the Stoppin but on to unsecured creditors.       Debtor is stimates bat, after any exempt property is excluded and administrative expenses paid,<br>there will be no funds available for distribution to unsecured creditors.       Stoppin is 5000001 is 5000001 is 51000001 is 51000001 is 5   |  |                              |                               |                              | Clea                   | Clearing Bank                                |   |                                 |                           |                                     |   |                 |                  |                |
| Image: Statistical/Administrative Information       Debtor is statistical/Administrative Information       Debtor distribution to unsecured creditors.         Statistical/Administrative Information       Debtor distribution to unsecured creditors.       Debtor distribution to unsecured creditors.         Statistical/Administrative Information       Debtor distribution to unsecured creditors.       Debtor distribution to unsecured creditors.         Statistical/Administrative Information       Debtor distribution to unsecured creditors.       Debtor distribution to unsecured creditors.         Statistical/Administrative Information       Debtor distribution to unsecured creditors.       Debtor distribution to unsecured creditors.         Statistical/Administrative Information       Debtor distribution to unsecured creditors.       Debtor distribution to unsecured creditors.         Statistical/Administrative Information       Debtor distribution to unsecured creditors.       Debtor distribution to unsecured creditors.         Statistical/Administrative Information       Debtor distribution to unsecured creditors.       Debtor distribution to unsecured creditors.         Statistical/Administrative Information       Debtor distribution to unsecured creditors.       Debtor distribution to unsecured creditors.         Statistical/Administrative Information       Debtor distribution to unsecured creditors.       Debtor distribution to unsecured creditors.         Statistical/Administrative Information       Debtor distribution to unsecured credit   | Check this b   | ebtor is not<br>ox and state | one of the at<br>type of enti | bove entities,<br>ty below.) | Othe                   |  |   |                                 |                           |                                     |   |                 |                  |                |
| Full Filing Fee attached   |  |                              |                               |                              | unde                   | (Check box<br>tor is a tax-<br>or Title 26 c | , if applicable<br>exempt orga<br>of the United | anization<br>d States           | defined<br>"incurr        | l in 11 U.S.C. §<br>ed by an indivi | onsumer deb<br>§ 101(8) as<br>idual primari | ts,<br>ly for   |                  |                |
| □ 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.       □ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).         □ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.       □ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).         □ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.       □ Check all applicable boxes:       □ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).         Statistical/Administrative Information       □ Check all applicable boxes:       □ A plan is being filed with this petition.       □ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).         Statistical/Administrative Information       □ Debtor estimates that, fafer any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.       □ Debtor as that fare any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.       □ Check all application for the court's solution to unsecured creditors.       □ Check all application for the court's solution to unsecured creditors.       □ Check all application for the court's solution to unsecured creditors.         Estimated A   |  | Fil                          | ing Fee (Cl                   | heck one box                 | .)                     |  | Check   | one box:                        |                           | Chap                                | ter 11 Deb                                  | otors           |                  |                |
| □       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.       Check if: <ul> <li>□</li> <li></li></ul>   | Full Filing F  | Fee attached                 |                               |                              |                        |  |   |                                 |                           |                                     |   | · · ·           | ·                |                |
| debtor is unable to pay fee except in installments. Rule 1006(b). See Official<br>Form 3A.       □ Bebtor's aggregate noncontingent iquidated debts (excluding debts owed to insiders or affiliates)<br>are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter).         □ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must<br>attach signed application for the court's consideration. See Official Form 3B.       □ Debtor's aggregate noncontingent iquidated debts (excluding debts owed to insiders or affiliates)<br>are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter).         Statistical/Administrative Information<br>□ Debtor estimates that, after any exempt property is excluded and administrative expenses paid,<br>there will be no funds available for distribution to unsecured creditors.       THIS SPACE IS FOR COURT USE ONLY         Estimated Number of Creditors       □       □       □       □       □         1-       50-       100-       20-       1,000-       50,001-       25,001-       50,001-       0VER<br>to \$100,000         Estimated Assets       □ <td< td=""><td></td><td></td><td></td><td></td><td></td><td></td><td>Check i</td><td>f:</td><td></td><td></td><td></td><td>0 (</td><td></td><td></td></td<>  |  |                              |                               |                              |                        |  | Check i   | f:                              |                           |                                     |   | 0 (             |                  |                |
| □       Filing Fee waiver requested (application for the court's consideration. See Official Form 3B). Must attach signed application for the court's consideration. See Official Form 3B.       Check all applicable boxes: <ul> <li>A plan is being filed with this petition.</li> <li>A cceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).</li> </ul> Statistical/Administrative Information       Image: Check all applicable boxes: <ul> <li>A cceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).</li> </ul> Statistical/Administrative Information       Image: Check all applicable boxes:       A plan is being filed with this petition.       Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).         Statistical/Administrative Information       Image: Check all applicable boxes:       Imag  | debtor is una  |                              |                               |                              |                        |  |   |                                 |                           |                                     |   |                 |                  |                |
| attach signed application for the court's consideration. See Official Form 3B.       A plan is being into whith its petition.         Acceptances of the plan is being into whith its petition.       Acceptances of the plan is being into whith its petition.         Statistical/Administrative Information       Acceptances of the plan is were solicited prepetition from one or more classes of 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.       THIS SPACE IS FOR COURT USE ONLY         Estimated Number of Creditors       Image: plan is being into whith its petition.       THIS SPACE IS FOR COURT USE ONLY         Estimated Assets       Image: plan is being into whith its petition.       Image: plan is being into whith its petition.         Sto to       \$50,000 to       \$100,000 to       \$500,000 to       \$10,000 to       \$500,000 to       \$100,000 to       \$500,000 to       \$10,000 to       \$10,000 to       \$10,00  | _  | vaiver reque                 | sted (applies                 | ble to chapter               | 7 individue            | als only) Mu                                 |   | ••                              |                           | data in stat                        |   |                 |                  |                |
| Statistical/Administrative Information       THIS SPACE IS FOR COURT USE ONLY         Debtor estimates that funds will be available for distribution to unsecured creditors.       THIS SPACE IS FOR COURT USE ONLY         Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.       THIS SPACE IS FOR COURT USE ONLY         Estimated Number of Creditors       Image: Court of the court  |  |                              |                               |                              |                        |  | B. <b>D</b> A                                   | Acceptances                     | of the plan w             | vere solicited pr                   | repetition fro                              | om one or more  | e classes of cre | ditors,        |
| $ \begin{array}{ c c c c c c c c c c c c c c c c c c c$  | Statistical/Ad   | ministrati                   | ive Inform                    | ation                        |                        |  | 11  | accordance                      | : with 11 U.S             | o.c. § 1126(b).                     | ТН  | IS SPACE IS F   | FOR COURT I      | JSE ONLY       |
| $ \begin{array}{c ccccccccccccccccccccccccccccccccccc$   | <ul> <li>Debtor estimates that funds will be available for distribution to unsecured creditors.</li> <li>Debtor estimates that, after any exempt property is excluded and administrative expenses paid,</li> </ul> |                              |                               |                              |                        |  |   |                                 |                           |                                     |   |                 |                  |                |
| $\begin{array}{c ccccccccccccccccccccccccccccccccccc$  | Estimated Nur  |                              |                               |                              | _                      |  |   | _                               |                           |                                     | 1   |                 |                  |                |
| $ \begin{array}{c c c c c c c c c c c c c c c c c c c $  | 49   | 50-<br>99                    | 100-                          | 200-                         | 1,000-                 | 5,001-                                       | 10,001-   | 25,001-                         | 50,001-                   | OVER                                |   |                 |                  |                |
| S0 to       \$50,001 to       \$100,001 to       \$500,001       \$10,000,001       \$50,000,001       \$100,000,001       \$500,000,001       \$500,000,001       More than         \$50,000       \$100,000       to \$10       to \$10       to \$50       to \$100       to \$100       \$100,000,001       \$100,000,001  | \$0 to<br>\$50,000   | \$50,001 to<br>\$100,000     | \$100,001 to                  | \$500,001<br>to \$1          | to \$10                | \$10,000,001<br>to \$50                      | \$50,000,001<br>to \$100                        | \$100,000,001<br>to \$500       | \$500,000,001             | More than                           |   |                 |                  |                |
|  | \$0 to   | □<br>\$50,001 to             | \$100,001 to                  | \$500,001<br>to \$1          | \$1,000,001<br>to \$10 | to \$50                                      | \$50,000,001<br>to \$100                        | \$100,000,001<br>to \$500       | \$500,000,001             | More than                           |   |                 |                  |                |

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| B1 (Official For                               | m 1)(4/10) Document   | Page 2 of 11  | Page 2   |  |  |
|--|---|---|--|--|--|
| Voluntar                                       |   | Name of Debtor(s):<br>Boulevard Development Group, LLC  |  |  |  |
|  | ,<br>st be completed and filed in every case)   | Boulevard Development Group, LLC  |  |  |  |
| (This page ha                                  | All Prior Bankruptcy Cases Filed Within Last  | <b>1</b><br>t 8 Years (If more than two, attach ad  | ditional sheet)  |  |  |
| Location                                       |   | Case Number:  | Date Filed:  |  |  |
| Where Filed:                                   | - None -  |   |  |  |  |
| Location<br>Where Filed:                       |   | Case Number:  | Date Filed:  |  |  |
|  | nding Bankruptcy Case Filed by any Spouse, Partner, or  |   |  |  |  |
| Name of Debt                                   | Dr:   | Case Number:  | Date Filed:  |  |  |
| District:                                      |   | Relationship:   | Judge:   |  |  |
|  | Exhibit A   | Ex<br>(To be completed if debtor is an individual   | hibit B<br>whose debts are primarily consumer debts )  |  |  |
| forms 10K as<br>pursuant to S<br>and is reques | leted if debtor is required to file periodic reports (e.g.,<br>nd 10Q) with the Securities and Exchange Commission<br>fection 13 or 15(d) of the Securities Exchange Act of 1934<br>ting relief under chapter 11.)  | I, the attorney for the petitioner named<br>have informed the petitioner that [he o<br>12, or 13 of title 11, United States Cod<br>under each such chapter. I further certi<br>required by 11 U.S.C. §342(b). | in the foregoing petition, declare that I<br>r she] may proceed under chapter 7, 11,<br>e, and have explained the relief available<br>fy that I delivered to the debtor the notice |  |  |
|  | A is attached and made a part of this petition.   | X<br>Signature of Attorney for Debtor(s)  | (Date)   |  |  |
|  |   | libit C   |  |  |  |
|  | r own or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition.  | pose a threat of imminent and identifiable  | harm to public health or safety?   |  |  |
| Exhibit If this is a joi                       | eted by every individual debtor. If a joint petition is filed, ea<br>D completed and signed by the debtor is attached and made  | a part of this petition.  | separate Exhibit D.)   |  |  |
|  | Information Regardin  | -   |  |  |  |
| •  | (Check any ap<br>Debtor has been domiciled or has had a residence, princip<br>days immediately preceding the date of this petition or for   | al place of business, or principal asset  | s in this District for 180<br>any other District.  |  |  |
|  | There is a bankruptcy case concerning debtor's affiliate, ge  | eneral partner, or partnership pending in this District.  |  |  |  |
|  | Debtor is a debtor in a foreign proceeding and has its print<br>this District, or has no principal place of business or assets<br>proceeding [in a federal or state court] in this District, or th<br>sought in this District.  | s in the United States but is a defendar  | nt in an action or   |  |  |
|  | <b>Certification by a Debtor Who Reside</b><br>(Check all app   |   | ty   |  |  |
|  | Landlord has a judgment against the debtor for possession   |   | 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   | here are circumstances under which the for possession, after the judgment for   | e debtor would be permitted to cure possession was entered, and  |  |  |
|  | <ul> <li>the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and</li> <li>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.</li> </ul> |   |  |  |  |

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

| Case 10-10895 | Doc 1 |
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| (Official Form 1)(4/10) Document  | Name of Debtor(s):   |
|---|--|
| oluntary Petition   | Name of Debtor(s):<br>Boulevard Development Group, LLC   |
| his page must be completed and filed in every case)   |  |
| 0   | atures   |
| Signature(s) of Debtor(s) (Individual/Joint)<br>I declare under penalty of perjury that the information provided in this<br>petition is true and correct.<br>[If petitioner is an individual whose debts are primarily consumer debts and<br>has chosen to file under chapter 7] I am aware that I may proceed under<br>chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief<br>available under each such chapter, and choose to proceed under chapter 7.<br>[If no attorney represents me and no bankruptcy petition preparer signs the<br>petition] I have obtained and read the notice required by 11 U.S.C. §342(b). | <ul> <li>Signature of a Foreign Representative</li> <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 Cod 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</li> </ul> |
| I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.  | of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.   |
| ζ   | X  |
| Signature of Debtor   | Signature of Foreign Representative  |
| 7   | Printed Name of Foreign Representative   |
| Signature of Joint Debtor   | Timed Parise of Polegn Representative  |
|   | Date   |
| 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<br>and the notices and information required under 11 U.S.C. §§ 110(b),<br>110(h), and 342(b); and, (3) if rules or guidelines have been promulgated   |
| /s/ J. Wesley Moore   | 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  |
| Signature of Attorney for Debtor(s)   | of the maximum amount before preparing any document for filing for a   |
| J. Wesley Moore 40933   | debtor or accepting any fee from the debtor, as required in that section.<br>Official Form 19 is attached.   |
| Printed Name of Attorney for Debtor(s)  |  |
| Law Offices of J. Wesley Moore Firm Name  | Printed Name and title, if any, of Bankruptcy Petition Preparer  |
| 1100 Metropolitan Avenue<br>Suite 206<br>Charlotte, NC  | Social-Security number (If the bankrutpcy petition preparer is not<br>an individual, state the Social Security number of the officer,<br>principal, responsible person or partner of the bankruptcy petition   |
| Address   | preparer.)(Required by 11 U.S.C. § 110.)   |
| Email: wes.moore@jwesleymoorelaw.com<br>980-219-7106 Fax: 704-973-9698  |  |
| Telephone Number  |  |
| July 29, 2010   | Address  |
| Date $*I_{\rm D}$ a case in which § 707(h)(4)(D) applies this signature also constitutes a  |  |
| *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.   | X  |
|   | Date   |
| 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  | Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.  |
| on behalf of the debtor.<br>The debtor requests relief in accordance with the chapter of title 11, United   | Names and Social-Security numbers of all other individuals who prepared or<br>assisted in preparing this document unless the bankruptcy petition preparer<br>not an individual:  |
| States Code, specified in this petition.  |  |
| /s/ Dale K. Cline   |  |
| Signature of Authorized Individual  |  |
| Dale K. Cline Printed Name of Authorized Individual   | If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.  |
| Маналан   |  |
| Manager   | A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in   |
| Title of Authorized Individual  | the II and the Federal Rules of Bankrupicy Procedure may result in   |
| Manager         Title of Authorized Individual         July 29, 2010  | fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.  |

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### **CORPORATE RESOLUTION**

I, the undersigned, being a Manager of Boulevard Development Group, LLC, a North Carolina limited liability corporation (the "Company") having a corporate headquarters located at 190 Broadway Street, Unit 402, Asheville, NC 28802, do hereby adopt the following resolutions by signing below to consent to action without holding a formal meeting of the Board of the Company:

RESOLVED, that the filing by the Company of a petition for relief under Chapter 11 of Title 11, United States Code (the "Bankruptcy Code"), in the United States Bankruptcy Court for the Western District of North Carolina is approved; and it is

FURTHER RESOLVED, that the Manager of the Company is authorized, empowered, and directed to execute on behalf of the Company a petition for relief under Chapter 11 of the Bankruptcy Code in the United States Bankruptcy Court for the Western District of North Carolina, and any affidavits, forms, schedules, application or any other pleadings or documents which are necessary or appropriate, including debtor-in-possession financing arrangements; and it is

FURTHER RESOLVED, that the retention on behalf of the Company of J. Wesley Moore, upon such terms and conditions as the Manager of the Company shall approve, to render legal services to, and to represent the Company in connection with such Chapter 11 proceedings and other related matters in connection therewith, is authorized and approved; and it is

FURTHER RESOLVED, that any of the officers of the Company are each severally authorized to retain on behalf of the Company such other professionals as the officers of the Company shall deem necessary or appropriate, upon such terms and conditions as the officers of the Company shall approve, to render services to the Company in connection with such Chapter 11 proceedings and with respect to other related matters in connection therewith; and it is

FURTHER RESOLVED, that any of the officers of the Company are authorized, empowered, and directed to take any and all further action and to execute and deliver any and all such further instruments and documents and to pay all such expenses (subject to bankruptcy court approval), where necessary or appropriate in order to carry out fully the intent and accomplish the purposes of the resolutions adopted herein; and it is

FURTHER RESOLVED, that all actions taken by the officers of the Company prior to the date hereof in connection with the reorganization of the Company or any matter related thereto, or by virtue of these resolutions, are hereby in all respects ratified, confirmed, and approved.

Dated: Asheville, North Carolina July 29, 2010

> By: <u>/s/ Dale K. Cline</u> Name: Dale K. Cline

Title: Manager

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B4 (Official Form 4) (12/07)

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

In re Boulevard Development Group, 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<br>mailing address including zip<br>code               | Name, telephone number and complete<br>mailing address, including zip code, of<br>employee, agent, or department of creditor<br>familiar with claim who may be contacted | Nature of claim (trade<br>debt, bank loan,<br>government contract,<br>etc.) | Indicate if claim is<br>contingent,<br>unliquidated,<br>disputed, or subject<br>to setoff | Amount of claim [if<br>secured, also state<br>value of security] |
| Alternative Real Estate<br>Enterprises<br>PO Box 2239<br>Asheville, NC 28802         | Alternative Real Estate Enterprises<br>PO Box 2239<br>Asheville, NC 28802  |   |   | 184,925.00   |
| Asheville Savings Bank<br>PO Box 652<br>Asheville, NC 28802                          | Asheville Savings Bank<br>PO Box 652<br>Asheville, NC 28802  | 7 residential lots<br>Westover Drive,<br>Montford District<br>Asheville, NC |   | 237,050.00<br>(150,000.00<br>secured)                            |
| Buchanan and Sons, Inc.<br>PO Box 123<br>Whittier, NC 28789                          | Buchanan and Sons, Inc.<br>PO Box 123<br>Whittier, NC 28789  |   |   | 63,547.53  |
| Buncombe County Tax<br>Collector<br>Dept. #903<br>PO Box 1070<br>Charlotte, NC 28201 | Buncombe County Tax Collector<br>Dept. #903<br>PO Box 1070<br>Charlotte, NC 28201  |   |   | 61,263.77  |
| Civil Design Concepts, PA<br>PO Box 5432<br>Asheville, NC 28813                      | Civil Design Concepts, PA<br>PO Box 5432<br>Asheville, NC 28813  |   |   | 12,849.22  |
| Dale & Brenda Cline<br>PO Box 3966<br>Hickory, NC 28603                              | Dale & Brenda Cline<br>PO Box 3966<br>Hickory, NC 28603  |   |   | 8,207,580.65   |
| McCarroll Construction, Inc.<br>PO Box 400<br>Arden, NC 28704                        | McCarroll Construction, Inc.<br>PO Box 400<br>Arden, NC 28704  |   |   | 150,394.60   |
| Sorin Architecture<br>8 Magnolia Avenue<br>Suite G2<br>Asheville, NC 28801           | Sorin Architecture<br>8 Magnolia Avenue<br>Suite G2<br>Asheville, NC 28801   |   |   | 1,980.00   |

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

Boulevard Development Group, LLC In re

Debtor(s)

Case No.

# LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

| (1)  | (2)  | (3)  | (4)   | (5)  |
|--|--|--|---|--|
| Name of creditor and complete<br>mailing address including zip<br>code | Name, telephone number and complete<br>mailing address, including zip code, of<br>employee, agent, or department of creditor<br>familiar with claim who may be contacted | Nature of claim (trade<br>debt, bank loan,<br>government contract,<br>etc.)  | Indicate if claim is<br>contingent,<br>unliquidated,<br>disputed, or subject<br>to setoff | Amount of claim [if<br>secured, also state<br>value of security] |
| SunTrust Bank<br>PO Box 4418<br>MC 0039<br>Atlanta, GA 30302           | SunTrust Bank<br>PO Box 4418<br>MC 0039<br>Atlanta, GA 30302   | *The Pioneer<br>Building<br>190 Broadway<br>Street<br>Asheville, NC<br>*2 Parcels -<br>Broadway Street<br>Asheville, NC<br>*1 Parcel -<br>Elizabeth Place<br>Asheville, NC<br>*R |   | 8,621,003.00<br>(7,437,500.00<br>secured)                        |
|  |  |  |   |  |
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B4 (Official Form 4) (12/07) - Cont.

**Boulevard Development Group, LLC** In re 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 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 29, 2010

Signature \_/s/ Dale K. Cline Dale K. Cline 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 Western District of North Carolina

|      |   |   | western District of North Card   | oma   |  |
|------|---|---|--|---|--|
| In   | re Boulevard De   | velopment Group, LL   |  | Case No.                                      |  |
|      |   |   | Debtor(s)  | Chapter                                       | 11   |
| 1.   |   |   | OMPENSATION OF ATTO<br>ruptcy Rule 2016(b), I certify that I   |   |  |
|      | compensation paid to<br>be rendered on behal                        | o me within one year bef<br>lf of the debtor(s) in conte                    | ore the filing of the petition in bankrupto<br>emplation of or in connection with the ba   | cy, or agreed to be painkruptcy case is as fo | id to me, for services rendered or to                  |
|      | For legal servic  | es, I have agreed to accept   | ٥t   | \$  | 5,000.00   |
|      | Prior to the filir  | ng of this statement I have   | e received   | \$  | 5,000.00   |
|      | Balance Due   |   |  | \$  | 0.00   |
| 2.   | The source of the co  | mpensation paid to me w   | as:  |   |  |
|      | Debtor  | • Other (specify):  | Hamilton Moon Stephens Steele<br>Brenda Cline  | e & Martin PLLC Tr                            | rust Account obo Dale K. and                           |
| 3.   | The source of compe   | ensation to be paid to me   | is:  |   |  |
|      | Debtor  | $\Box  \text{Other (specify):} $  |  |   |  |
| 4.   | ■ I have not agreed   | d to share the above-discl  | osed compensation with any other persor  | n unless they are mem                         | bers and associates of my law firm.                    |
|      |   |   | l compensation with a person or persons<br>t of the names of the people sharing in th  |   |  |
| 5.   | In return for the abo   | ve-disclosed fee, I have a  | greed to render legal service for all aspec  | ets of the bankruptcy of                      | case, including:                                       |
|      | <ul><li>b. Preparation and f</li><li>c. Representation of</li></ul> | filing of any petition, scho<br>f the debtor at the meeting                 | , and rendering advice to the debtor in de<br>edules, statement of affairs and plan whic<br>g of creditors and confirmation hearing, a | h may be required;                            |  |
|      | reaffirmat  | ons with secured creation agreements and a                                  | litors to reduce to market value; ex<br>applications as needed; preparatio<br>ns on household goods.                                   | cemption planning<br>n and filing of mot      | ; preparation and filing of<br>ions pursuant to 11 USC |
| 6.   | Represen  | he debtor(s), the above-di<br>tation of the debtors<br>adversary proceeding | sclosed fee does not include the followin<br>in any dischargeability actions, jud<br>g.  | g service:<br>licial lien avoidanc            | es, relief from stay actions or                        |
|      |   |   | CERTIFICATION  |   |  |
| this | I certify that the fore<br>s bankruptcy proceeding                  |   | nent of any agreement or arrangement fo  | r payment to me for re                        | epresentation of the debtor(s) in                      |
| Dat  | ted: July 29, 2010  |   | /s/ J. Wesley Mo   | ore   |  |
|      |   |   | J. Wesley Moore  |   |  |
|      |   |   | Law Offices of J<br>1100 Metropolita   |   |  |
|      |   |   | Suite 206  |   |  |
|      |   |   | Charlotte, NC<br>980-219-7106 E  | ax: 704-973-9698                              |  |
|      |   |   |  | ax: 704-973-9698<br>esleymoorelaw.cor         | n  |

\_ continuation sheets attached to List of Equity Security Holders Software Copyright (c) 1996-2010 - Best Case Solutions - Evanston, IL - www.bestcase.com

### **United States Bankruptcy Court** Western District of North Carolina

Case No.\_\_\_\_ In re **Boulevard Development Group, LLC** 

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<br>or place of business of holder                         | Security<br>Class | Number<br>of Securities | Kind of<br>Interest |  |
|---|-------------------|-------------------------|---------------------|--|
| Alternative Real Estate Enterprises, LLC<br>37 Montford Avenue<br>Asheville, NC 28801 |                   |                         | 50% Equity          |  |
| Broadway Bulls, LLC<br>1333 2nd Street NE<br>Hickory, NC 28603                        |                   |                         | 50% Equity          |  |

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

I, the 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 29, 2010

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Signature /s/ Dale K. Cline Dale K. Cline 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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Alternative Real Estate Enterprises PO Box 2239 Asheville, NC 28802

Asheville Savings Bank PO Box 652 Asheville, NC 28802

Buchanan and Sons, Inc. PO Box 123 Whittier, NC 28789

Buncombe County Tax Collector Dept. #903 PO Box 1070 Charlotte, NC 28201

Civil Design Concepts, PA PO Box 5432 Asheville, NC 28813

Dale & Brenda Cline PO Box 3966 Hickory, NC 28603

McCarroll Construction, Inc. PO Box 400 Arden, NC 28704

Sorin Architecture 8 Magnolia Avenue Suite G2 Asheville, NC 28801

SunTrust Bank PO Box 4418 MC 0039 Atlanta, GA 30302

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

In re Boulevard Development Group, LLC

Debtor(s)

Case No. Chapter

### **CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)**

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for <u>Boulevard Development Group, LLC</u> in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

/s/ J. Wesley Moore

#### Alternative Real Estate Enterprises, LLC 37 Montford Avenue Asheville, NC 28801

Broadway Bulls, LLC 1333 2nd Street NE Hickory, NC 28603

□ None [*Check if applicable*]

July 29, 2010

Date

J. Wesley Moore 40933 Signature of Attorney or Litigant Counsel for Boulevard Development Group, LLC Law Offices of J. Wesley Moore 1100 Metropolitan Avenue Suite 206 Charlotte, NC 980-219-7106 Fax:704-973-9698 wes.moore@jwesleymoorelaw.com

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