Case	10-10964	Doc 1	Filed	08/13

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B1 (Official Form 1)(4/10)	Doc	ument	Pa	ge 1 of	33		
United States Bankruptcy Court Western District of North CarolinaVoluntary Petition							
Name of Debtor (if individual, enter Last, First, Middle): Arbor Mountain Builders, LLC				of Joint De	ebtor (Spouse	e) (Last, First,	Middle):
All Other Names used by the Debtor in the last a (include married, maiden, and trade names):	8 years					Joint Debtor i trade names)	n the last 8 years :
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) 53-02520				our digits of than one, state	f Soc. Sec. or all)	r Individual-T	[°] axpayer I.D. (ITIN) No./Complete EIN
Street Address of Debtor (No. and Street, City, a 79 Huckleberry Lane Lake Junaluska, NC		ZIP Code	Street	Address of	Joint Debtor	(No. and Str	eet, City, and State): ZIP Code
County of Residence or of the Principal Place of Haywood	f Business:	8745	Count	y of Reside	ence or of the	Principal Pla	ce of Business:
Mailing Address of Debtor (if different from stra PO Box 372 Lake Junaluska, NC	2	ZIP Code 8745		0	of Joint Debt	or (if differer	nt from street address): ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above):	11 Wilson (Waynesvill	Cove Roa	d				
Type of Debtor Nature of Business (Form of Organization) (Check one box) (Check one box) Health Care Business Individual (includes Joint Debtors) Health Care Business See Exhibit D on page 2 of this form. Railroad Corporation (includes LLC and LLP) Railroad Partnership Cother (If debtor is not one of the above entities, check this box and state type of entity below.) Other Tax-Exempt Entity (Check box, if applicable) Debtor is a tax-exempt organi under Title 26 of the United S Code (the Internal Revenue C			ization	defined "incurr	the I er 7 er 9 er 11 er 12 er 13 are primarily cc d in 11 U.S.C. § red by an indivi	Petition is Fil	
 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. Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B. 			otor is a sn otor is not otor's aggr less than \$ applicable lan is bein ceptances of	a small busin egate noncos \$2,343,300 (a boxes: ag filed with of the plan w	debtor as defin ness debtor as c ntingent liquid: <i>amount subject</i> this petition.	ated debts (exc t <i>to adjustment</i> repetition from	 C. § 101(51D). S.C. § 101(51D). luding debts owed to insiders or affiliates) on 4/01/13 and every three years thereafter). one or more classes of creditors,
1- 50- 100- 200-	erty is excluded and a on to unsecured credi	dministrative tors.	e expense	□ 50,001-	OVER	THIS	SPACE IS FOR COURT USE ONLY
Estimated Assets Image: Stress stresstres	\$1,000,001 \$10,000,001 to \$10 to \$50	\$50,000,001 \$ to \$100 to	0,000] 100,000,001 \$500 iillion	100,000	100,000 More than \$1 billion		
\$0 to \$50,001 to \$100,001 to \$500,001 \$50,000 \$100,000 \$500,000 to \$1	\$1,000,001 \$10,000,001 to \$10 to \$50	to \$100 to] 100,000,001) \$500 iillion	500,000,001 to \$1 billion			

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B1 (Official For	m 1)(4/10) Document	Page 2 of 33	Page 2
Voluntar	y Petition	Name of Debtor(s): Arbor Mountain Builders, Ll	<u> </u>
(This page mu	ust be completed and filed in every case)		
	All Prior Bankruptcy Cases Filed Within Last	8 Years (If more than two, attach ac	lditional sheet)
Location Where Filed:	- None -	Case Number:	Date Filed:
Location Where Filed:		Case Number:	Date Filed:
	nding Bankruptcy Case Filed by any Spouse, Partner, or		
Name of Debte - None -	or:	Case Number:	Date Filed:
District:		Relationship:	Judge:
	Exhibit A		hibit B whose debts are primarily consumer debts.)
 (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.) Exhibit A is attached and made a part of this petition. Katcher Alexandre Action 1934 (10 be completed if debtor is an individual whose debts are primarily of 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.) Exhibit A is attached and made a part of this petition. 			
■ No. (To be compl	leted by every individual debtor. If a joint petition is filed, ear D completed and signed by the debtor is attached and made	• •	a separate Exhibit D.)
-	D also completed and signed by the joint debtor is attached a	and made a part of this petition.	
	Information Regardin (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 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.	plicable box) al place of business, or principal asse a longer part of such 180 days than i eneral partner, or partnership pending cipal place of business or principal as in the United States but is a defenda he interests of the parties will be serve	n any other District. in this District. sets in the United States in nt in an action or ed in regard to the relief
	Certification by a Debtor Who Reside (Check all app		rty
	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		
	the entire monetary default that gave rise to the judgment f Debtor has included in this petition the deposit with the co after the filing of the petition.		

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

Case 10-10964 Doc 1 Filed 08/13/10 B1 (Official Form 1)(4/10) Document	Entered 08/13/10 16:54:29 Desc Main Page 3 of 33 Page 3
Voluntary Petition	Name of Debtor(s):
voluntary retution	Arbor Mountain Builders, LLC
(This page must be completed and filed in every case)	
Sign	atures
 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 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
X	X
Signature of Debtor	Signature of Foleign Representative
X	Printed Name of Foreign Representative
X	Timed Name of Foreign Representative
Signature of Joint Debtor	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
Signature of Attorney.	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
X _/s/ R. Kelly Calloway, Jr.	pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services
Signature of Attorney for Debtor(s)	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.
R. Kelly Calloway, Jr. 19860 Printed Name of Attorney for Debtor(s)	Official Form 19 is attached.
• • • • • • • • • • • • • • • • • • • •	
Calloway & Associates Law Firm, P.C.	Printed Name and title, if any, of Bankruptcy Petition Preparer
Firm Name	
318 N. Main Street, Suite 9 Hendersonville, NC 28792	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.)
(929) EDE 9550, Eavy (929) EDE 9592	
(828) 696-8660 Fax: (828) 696-8683 Telephone Number	
-	
August 13, 2010 Date	Address
*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
Signature of Debtor (Corporation/Partnership)	Date
	Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.
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.	Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is
The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.	not an individual:
$\mathbf{X}_{\mathbf{A}}$ /s/ Thad Williams	
Signature of Authorized Individual	
Thad Williams	If more than one person prepared this document, attach additional sheets
Printed Name of Authorized Individual	conforming to the appropriate official form for each person.
Managing Member	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
August 13, 2010	fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.
Date	

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B4 (Official Form 4) (12/07)

United States Bankruptcy Court Western District of North Carolina

In re Arbor Mountain Builders, LLC

Debtor(s)

Case No.	
Chapter	11

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

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

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Brooks Engineering 17 Arlington St Asheville, NC 28801	Brooks Engineering 17 Arlington St Asheville, NC 28801	Land Planning	Disputed	3,000.00
Jewell Sparks 109 Hillside Dr Tupelo, MS 38804	Jewell Sparks 109 Hillside Dr Tupelo, MS 38804	5.335 Acres, surrounding 600 Pidgen Ford Rd		150,000.00 (85,000.00 secured)
Malus Investment Co, LLC PO Box 372 Lake Junaluska, NC 28745	Malus Investment Co, LLC PO Box 372 Lake Junaluska, NC 28745	2.8 Acres @ Wilson Cove Road, Canton, NC 28716		110,000.00 (50,000.00 secured)
Malus Investment Co, LLC PO Box 372 Lake Junaluska, NC 28745	Malus Investment Co, LLC PO Box 372 Lake Junaluska, NC 28745	3.555 Acres, surrounding 600 Pidgen Ford Rd		100,000.00 (50,000.00 secured)
Marilyn Jarisch PO Box 372 Lake Junaluska, NC 28745	Marilyn Jarisch PO Box 372 Lake Junaluska, NC 28745	personal loan		20,000.00

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B4 (Official Form 4) (12/07) - Cont. Arbor Mountain Builders, 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 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]

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

I, the Managing Member 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 August 13, 2010

/s/ Thad Williams Signature Thad Williams **Managing Member**

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.

Case 10-10964 Doc 1

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

United States Bankruptcy Court Western District of North Carolina

In re

.

Arbor Mountain Builders, LLC

Debtor

Chapter 11

SUMMARY OF SCHEDULES

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

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	752,000.00		
B - Personal Property	Yes	3	5,250.00		
C - Property Claimed as Exempt	No	0			
D - Creditors Holding Secured Claims	Yes	2		608,100.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	1		23,000.00	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	No	0			N/A
J - Current Expenditures of Individual Debtor(s)	No	0			N/A
Total Number of Sheets of ALL Schedules		11			
	Te	otal Assets	757,250.00		
			Total Liabilities	631,100.00	

Case 10-10964

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Form 6 - Statistical Summary (12/07)

.

United States Bankruptcy Court Western District of North Carolina

In re Arbor Mountain Builders, LLC

Debtor

Case No.

Chapter___ 11

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

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

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

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

Doc 1

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

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

State the following:

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

State the following:

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

Document

Doc 1

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

In re

Arbor Mountain Builders, LLC

Case No.

Debtor

SCHEDULE A - REAL PROPERTY

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

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

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

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim
600 Pidgen Ford Road, Canton NC 28716		-	117,000.00	20,000.00
19.5 Acres surround 600 Pidgen Ford Rd		-	400,000.00	200,000.00
5.335 Acres, surrounding 600 Pidgen Ford Rd		-	85,000.00	150,000.00
3.555 Acres, surrounding 600 Pidgen Ford Rd		-	50,000.00	100,000.00
2.29 Acres @ Pidgen Ford Rd		-	50,000.00	28,100.00
2.8 Acres @ Wilson Cove Road, Canton, NC 28716		-	50,000.00	110,000.00

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

In re

Arbor Mountain Builders, LLC

Case No.

Debtor

SCHEDULE B - PERSONAL PROPERTY

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

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

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
1.	Cash on hand	x			
2.	Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	Unit	ted Community Bank - Checking Account	-	5,250.00
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X			
4.	Household goods and furnishings, including audio, video, and computer equipment.	X			
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	x			
6.	Wearing apparel.	х			
7.	Furs and jewelry.	х			
8.	Firearms and sports, photographic, and other hobby equipment.	X			
9.	Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	x			
10.	Annuities. Itemize and name each issuer.	X			

5,250.00

2 continuation sheets attached to the Schedule of Personal Property

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

In re

Arbor Mountain Builders, LLC

Case No.

SCHEDULE B - PERSONAL PROPERTY

Debtor

(Continuation Sheet)

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

Sheet <u>1</u> of <u>2</u> continuation sheets attached to the Schedule of Personal Property

0.00

Sub-Total >

(Total of this page)

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

In re

Arbor Mountain Builders, LLC

Case No.

SCHEDULE B - PERSONAL PROPERTY

(Continuation Sheet)

Debtor

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

0.00

5,250.00

(Report also on Summary of Schedules)

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Document

In re

Arbor Mountain Builders, LLC

Case No._____

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

Debtor

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

other security interests. List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided. If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community". If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.) Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data. Check this box if debtor has no creditors holding secured claims to report on this Schedule D. П Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

Husband, Wife, Joint, or Community AMOUNT OF CONTINGENT DISPUTED CREDITOR'S NAME O D E B T O R CLAIM DATE CLAIM WAS INCURRED, н AND MAILING ADDRESS **UNSECURED** WITHOUT W NATURE OF LIEN, AND PORTION, IF INCLUDING ZIP CODE, DEDUCTING DESCRIPTION AND VALUE J ANY AND ACCOUNT NUMBER VALUE OF С OF PROPERTY (See instructions above.) COLLATERAL SUBJECT TO LIEN Account No. First Mortgage 19.5 Acres surround 600 Pidgen Ford Rd **Barbara Carter** 378 Pidgeon Ford Road Canton, NC 28716 Value \$ 400,000.00 200.000.00 0.00 Account No. First Mortgage 600 Pidgen Ford Road, Canton NC **Bob and Nadine Feller** 28716 49 Magnolia Way Canton, NC 28716 Value \$ 117,000.00 20,000.00 0.00 First Mortgage Account No. 2.29 Acres @ Pidgen Ford Rd **David Carter** 378 Pidgeon Ford Rd Canton, NC 28716 Value \$ 50,000.00 28,100.00 0.00 Account No. First Mortgage 5.335 Acres, surrounding 600 Pidgen Jewell Sparks Ford Rd 109 Hillside Dr Tupelo, MS 38804 Value \$ 85,000.00 150,000.00 65.000.00 Subtotal 398,100.00 65,000.00 1 continuation sheets attached (Total of this page)

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

Arbor Mountain Builders, LLC In re

Case No._____

Debtor

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS (Continuation Sheet)

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	C O D E B T O R	Hu H W J C		C O N T I N G E N		D I S P U T E D	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No.			First Mortgage	Ť	D A T E D			
Malus Investment Co, LLC PO Box 372 Lake Junaluska, NC 28745		-	3.555 Acres, surrounding 600 Pidgen Ford Rd					
			Value \$ 50,000.00				100,000.00	50,000.00
Account No.			First Mortgage					
Malus Investment Co, LLC PO Box 372			2.8 Acres @ Wilson Cove Road, Canton, NC 28716					
Lake Junaluska, NC 28745		-						
			Value \$ 50,000.00	1			110,000.00	60,000.00
Account No.								
			Value \$					
Account No.			Value \$					
Account No.								
			Value \$					
Sheet <u>1</u> of <u>1</u> continuation sheets attac Schedule of Creditors Holding Secured Claims		d to		L Subt his j			210,000.00	110,000.00
			(Report on Summary of Sc	Т	ota	.1	608,100.00	175,000.00

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In re

Arbor Mountain Builders, LLC

Case No.

Debtor

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

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

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

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

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

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

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

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

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

□ Domestic support obligations

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

Extensions of credit in an involuntary case

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

□ Wages, salaries, and commissions

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

Contributions to employee benefit plans

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

□ Certain farmers and fishermen

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

Deposits by individuals

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

Taxes and certain other debts owed to governmental units

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

□ Commitments to maintain the capital of an insured depository institution

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

□ Claims for death or personal injury while debtor was intoxicated

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

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

1 continuation sheets attached

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Document

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

Arbor Mountain Builders, LLC In re

Case No.

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

Debtor

(Continuation Sheet)

Taxes and Certain Other Debts Owed to Governmental Units

							TYPE OF PRIORITY	7
CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODEBTOR	Hu H H	sband, Wife, Joint, or Community DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGEN		D I S P U T E D	AMOUNT OF CLAIM	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY AMOUNT ENTITLED TO PRIORITY
Account No.				T	D A T E D			
Haywood County Tax Collector Haywood County Courthouse 215 N. Main Street Waynesville, NC 28786		-					0.00	0.00
Account No.			taxes					
Internal Revenue Service ATTN: Insolvency Unit 320 Federal Place, Room 315 Greensboro, NC 27401		-					0.00	0.00
Account No.			taxes				0.00	0.00
NC Department of Revenue P.O. Box 25000 Raleigh, NC 27640-0002		-						0.00
							0.00	0.00
Account No.								
Account No.								
Sheet <u>1</u> of <u>1</u> continuation sheets	attache	d to)	Subt				0.00
Schedule of Creditors Holding Unsecured							0.00	0.00
			(Report on Summary of So		'ota lule		0.00	0.00

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

In re

Arbor Mountain Builders, LLC

Case No._____

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

Debtor

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

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

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

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

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

CREDITOR'S NAME,	C	Hư	Isband, Wife, Joint, or Community	C	U	D	<i>i</i>
MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	L C H	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.		UNLLQULDATED	UT	AMOUNT OF CLAIM
Account No.			Land Planning	Ť	TE		
Brooks Engineering 17 Arlington St Asheville, NC 28801		-				x	
Account No.	┝	╞	personal loan	╞	╞	╞	3,000.00
Marilyn Jarisch PO Box 372 Lake Junaluska, NC 28745		-					20,000.00
Account No.							
Account No.							
0 continuation sheets attached	-		(Total of t	Sub this			23,000.00
			(Report on Summary of S		Fota		23,000.00

(Report on Summary of Schedules)

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

In re

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Arbor Mountain Builders, LLC

Case No.

Debtor

SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

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

Chuck and Joan Judd 143 Magnolia Way Waynesville, NC 28786 Contract to Ioan \$10,000 to be secured by Deed of Trust on 600 Pidgen Ford Road, Canton, NC 28716, Ioan has been recently made, deed of trust has not been completed on asset. **B6H (Official Form 6H) (12/07)**

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In re Arbor Mountain Builders, LLC

Case No.

Debtor

SCHEDULE H - CODEBTORS

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR

NAME AND ADDRESS OF CREDITOR

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

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United States Bankruptcy Court Western District of North Carolina

In re Arbor Mountain Builders, LLC

Debtor(s)

Case No. Chapter

11

DECLARATION CONCERNING DEBTOR'S SCHEDULES

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the Managing Member of the corporation named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of 13 sheets, and that they are true and correct to the best of my knowledge, information, and belief.

Date August 13, 2010

Signature /s/ Thad Williams Thad Williams

Managing Member

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. Case 10-10964 Doc 1

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B7 (Official Form 7) (04/10)

United States Bankruptcy Court Western District of North Carolina

In re Arbor Mountain Builders, LLC

Debtor(s)

Case No. Chapter

11

STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

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

DEFINITIONS

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

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

1. Income from employment or operation of business

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

AMOUNT	SOURCE
\$-24,000.00	2009 - Renovation of home
\$1,200.00	2010 - Rental Home
\$1,000.00	2010 - Farm Rental Income

2. Income other than from employment or operation of business

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

AMOUNT SOURCE

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3. Payments to creditors

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

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

NAME AND ADDRESS	DATES OF	AMOUNT PAID	AMOUNT STILL
OF CREDITOR	PAYMENTS		OWING
of elebrick			0,1110

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

		AMOUNT	
	DATES OF PAYMENTS/	PAID OR	AMOUNT STILL
NAME AND ADDRESS OF CREDITOR	TRANSFERS	VALUE OF TRANSFERS	OWING

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

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR

DATE OF PAYMENT

AMOUNT PAID

AMOUNT STILL OWING

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

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

AND CA In re Fo Trust by Builders	N OF SUIT SE NUMBER reclosure of Deed of / Arbor Mountain s, LLC to Trustee for efit of David Carter	NATURE OF PROCI Foreclosure	EEDING AND LOCA	R AGENCY ATION County, North	STATUS OR DISPOSITION Foreclosure sale o	n 8/5/10
Trust by Builders	reclosure of Deed of / Arbor Mountain s, LLC to Trustee for efit of Barbara Carter	Foreclosure	Haywood Carolina	County, North	Foreclosure sale o	n 8/5/10
None	preceding the commend	cement of this case. (Ma	urried debtors filing under	chapter 12 or chapte	le process within one year is r 13 must include information re separated and a joint petit	on concerning
	ND ADDRESS OF PER		DATE OF SEIZURE	DESCRIPTION PROPI	AND VALUE OF ERTY	

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

2

				3
	5. Repossessions, foreclosures and	d returns		
None	returned to the seller, within one ye	essessed by a creditor, sold at a foreclosure ear immediately preceding the commence tion concerning property of either or both etition is not filed.)	ment of this case. (Ma	arried debtors filing under chapter 12
	AND ADDRESS OF TOR OR SELLER	DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN	DESCRIPTION AN PROPE	
	6. Assignments and receiverships	3		
None	this case. (Married debtors filing ur	erty for the benefit of creditors made with nder chapter 12 or chapter 13 must includ buses are separated and a joint petition is	e any assignment by e	
NAME A	AND ADDRESS OF ASSIGNEE	DATE OF ASSIGNMENT	TERMS OF ASSIC	GNMENT OR SETTLEMENT
None	preceding the commencement of the	in the hands of a custodian, receiver, or c is case. (Married debtors filing under cha whether or not a joint petition is filed, unle	pter 12 or chapter 13	must include information concerning
	AND ADDRESS USTODIAN	NAME AND LOCATION OF COURT CASE TITLE & NUMBER	DATE OF ORDER	DESCRIPTION AND VALUE OF PROPERTY
	7. Gifts			
None	and usual gifts to family members a aggregating less than \$100 per recip	ions made within one year immediately p tggregating less than \$200 in value per in- pient. (Married debtors filing under chapt ot a joint petition is filed, unless the spou	dividual family memb er 12 or chapter 13 m	er and charitable contributions ust include gifts or contributions by
	E AND ADDRESS OF I OR ORGANIZATION	RELATIONSHIP TO DEBTOR, IF ANY	DATE OF GIFT	DESCRIPTION AND VALUE OF GIFT
	8. Losses			
None	since the commencement of this ca	casualty or gambling within one year im ase. (Married debtors filing under chapter ion is filed, unless the spouses are separat	: 12 or chapter 13 mus	st include losses by either or both
	PTION AND VALUE PROPERTY	DESCRIPTION OF C LOSS WAS COVERE BY INSURANCE		PART DATE OF LOSS
	9. Payments related to debt count	seling or bankruptcy		
None		transferred by or on behalf of the debtor ef under the bankruptcy law or preparatio is case.		
OF 1 Callowa 318 N. M	AND ADDRESS PAYEE by & Associates Law Firm, P.C. Main Street, Suite 9 sonville, NC 28792	DATE OF PAYMENT NAME OF PAYOR IF OT THAN DEBTOR 8/2/10; 8/5/10		AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY \$3,500.00

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	10. Other transfers			
None	transferred either absolutely or a	than property transferred in the ordinar as security within two years immediate er 13 must include transfers by either o it petition is not filed.)	ly preceding the commenceme	nt of this case. (Married debtors
	ND ADDRESS OF TRANSFERE ELATIONSHIP TO DEBTOR	EE, DATE	DESCRIBE PROPER AND VALU	FY TRANSFERRED E RECEIVED
unknow 200 Pidg	n jen Ford Road NC 28716	September, 2009	\$127,000.00 (\$24,00	
None	b. List all property transferred b trust or similar device of which	by the debtor within ten years immedia the debtor is a beneficiary.	tely preceding the commencen	nent of this case to a self-settled
NAME O DEVICE	F TRUST OR OTHER	DATE(S) OF TRANSFER(S)		Y OR DESCRIPTION AND IY OR DEBTOR'S INTEREST
	11. Closed financial accounts			
None	otherwise transferred within one financial accounts, certificates o cooperatives, associations, broke include information concerning	nstruments held in the name of the debt e year immediately preceding the comm of deposit, or other instruments; shares a erage houses and other financial institu accounts or instruments held by or for and a joint petition is not filed.)	nencement of this case. Include and share accounts held in ban tions. (Married debtors filing u	checking, savings, or other ks, credit unions, pension funds, under chapter 12 or chapter 13 mus
NAME A	ND ADDRESS OF INSTITUTIO	TYPE OF ACCOU DIGITS OF ACCO N AND AMOUNT OF	OUNT NUMBER,	AMOUNT AND DATE OF SALE OR CLOSING
	12. Safe deposit boxes			
None	immediately preceding the comr	ox or depository in which the debtor has mencement of this case. (Married debto ouses whether or not a joint petition is	rs filing under chapter 12 or ch	hapter 13 must include boxes or
	ND ADDRESS OF BANK HER DEPOSITORY	NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY	DESCRIPTION OF CONTENTS	DATE OF TRANSFER OR SURRENDER, IF ANY
	13. Setoffs			
None	List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)			
NAME A	ND ADDRESS OF CREDITOR	DATE OF SETOFF		AMOUNT OF SETOFF
	14. Property held for another	person		
None	List all property owned by anoth	her person that the debtor holds or cont	rols.	
-	ND ADDRESS OF OWNER	DESCRIPTION AND VALUE OF	PROPERTY LOCATION	OF PROPERTY

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	15. Prior address of debto)r		
None		thin three years immediately preceding the c and vacated prior to the commencement of		
ADDRE	SS	NAME USED		DATES OF OCCUPANCY
	16. Spouses and Former S	pouses		
None	If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.			
NAME				
	17. Environmental Inform	nation.		
	For the purpose of this ques	stion, the following definitions apply:		
"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but is statutes or regulations regulating the cleanup of these substances, wastes, or material.				
		ion, facility, or property as defined under an the debtor, including, but not limited to, disp		ther or not presently or formerly
		means anything defined as a hazardous wast ant or similar term under an Environmental l		tic substance, hazardous material,
None		s of every site for which the debtor has recei or in violation of an Environmental Law. Ind		
SITE NA	AME AND ADDRESS	NAME AND ADDRESS OF GOVERNMENTAL UNIT	DATE OF NOTICE	ENVIRONMENTAL LAW
None		s of every site for which the debtor provided rnmental unit to which the notice was sent ar		unit of a release of Hazardous
David (378 Pid	AME AND ADDRESS Carter geon Ford Rd , NC 28716	NAME AND ADDRESS OF GOVERNMENTAL UNIT	DATE OF NOTICE 2009	ENVIRONMENTAL LAW Asbestos Removal-local law
None		istrative proceedings, including settlements of Indicate the name and address of the govern		

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR DISPOSITION

None a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a

ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

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

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

	LAST FOUR DIGITS OF SOCIAL-SECURITY OR			
NAME	OTHER INDIVIDUAL TAXPAYER-I.D. NO.	ADDRESS	NATURE OF DUCINESS	BEGINNING AND
NAME	(ITIN)/ COMPLETE EIN	ADDRESS	NATURE OF BUSINESS	ENDING DATES

None b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

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

ADDRESS

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

19. Books, records and financial statements

ADDRESS

18. Nature, location and name of business

None \square a. List all bookkeepers and accountants who within **two years** immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

NAME AND ADDRESS Thadeus E. Williams PO Box 372 Lake Junaluska, NC 28745

None b. List all firms or individuals who within the **two years** immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

None c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME Thadeus E. Williams

NAME

ADDRESS PO Box 372 Lake Junaluska, NC 28745

None d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within **two years** immediately preceding the commencement of this case.

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DATES SERVICES RENDERED September, 2006 to present

DATES SERVICES RENDERED

NAME

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NAME AND ADDRESS		DA	TE ISSUED		
	20. Inventories				
None	a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.				
DATE OF INVENTORY INVENTORY SUPERVISOR DOLLAR AMOUNT OF INVENTOR (Specify cost, market or other basis)			DOLLAR AMOUNT OF INVENTORY (Specify cost, market or other basis)		
None	b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above.				
DATE O	TE OF INVENTORY RECORDS				
	21 . Current Partners, Off	ficers, Directors and Shareholders			
None	a. If the debtor is a partners	ship, list the nature and percentage of partnership intere	est of each member of the partnership.		
NAME A	AND ADDRESS	NATURE OF INTEREST	PERCENTAGE OF INTEREST		
None	· · · · · · · · · · · · · · · ·				
NAME AND ADDRESS Marilyn Jarisch PO Box 372		TITLE Member	NATURE AND PERCENTAGE OF STOCK OWNERSHIP 90%		
Thadeu PO Box	inaluska, NC 28745 s E. Williams 372 inaluska, NC 28745	Managing Member	10%		
	22 . Former partners, offic	cers, directors and shareholders			
None	a. If the debtor is a partners commencement of this case	ship, list each member who withdrew from the partners	hip within one year immediately preceding the		
NAME		ADDRESS	DATE OF WITHDRAWAL		
None		tion, list all officers, or directors whose relationship we commencement of this case.	ith the corporation terminated within one year		
NAME A	AND ADDRESS	TITLE	DATE OF TERMINATION		
	23. Withdrawals from a partnership or distributions by a corporation				
None	e If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during one year immediately preceding the commencement of this case.				
NAME & ADDRESSAMOUNT OF MONEYOF RECIPIENT,DATE AND PURPOSEOR DESCRIPTION ANDRELATIONSHIP TO DEBTOROF WITHDRAWALVALUE OF PROPERTY			OR DESCRIPTION AND		

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24. Tax Consolidation Group.

None

If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within **six years** immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION

TAXPAYER IDENTIFICATION NUMBER (EIN)

25. Pension Funds.

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

NAME OF PENSION FUND

TAXPAYER IDENTIFICATION NUMBER (EIN)

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

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

Date August 13, 2010

Signature

ture /s/ Thad Williams Thad Williams Managing Member

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

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

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United States Bankruptcy Court Western District of North Carolina

	western Distr	ict of North Carol	ina	
In r	Arbor Mountain Builders, LLC		Case No.	
		Debtor(s)	Chapter	11
	DISCLOSURE OF COMPENSAT	ION OF ATTOR	NEY FOR DE	BTOR(S)
1.	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016 compensation paid to me within one year before the filing of the be rendered on behalf of the debtor(s) in contemplation of or in c	petition in bankruptcy,	or agreed to be paid	d to me, for services rendered or to
	For legal services, I have agreed to accept			*TBD
	Prior to the filing of this statement I have received			3,500.00
	Balance Due			*TBD
*Deb	tor paid a retainer of \$3,500.00 and shall pay \$250.00 per hour fo the U.S. Bankruptcy Court.	r attorney fees and \$75.0	00 per hour for para	-legal fees subject to approval of
2.	1,039.00 of the filing fee has been paid.			
3.	The source of the compensation paid to me was:			
	Debtor Other (specify):			
4.	The source of compensation to be paid to me is:			
	Debtor Other (specify):			
5.	\square I have not agreed to share the above-disclosed compensation	with any other person u	nless they are memb	pers and associates of my law firm.
	I have agreed to share the above-disclosed compensation with copy of the agreement, together with a list of the names of the			
6.	In return for the above-disclosed fee, I have agreed to render lega	al service for all aspects	of the bankruptcy c	ase, including:
	a. Analysis of the debtor's financial situation, and rendering advb. Preparation and filing of any petition, schedules, statement of	affairs and plan which i	may be required;	
	c. Representation of the debtor at the meeting of creditors and code.[Other provisions as needed]	onfirmation hearing, and	l any adjourned hea	rings thereof;
	Negotiations with secured creditors to reduce t reaffirmation agreements and applications as n		mption planning;	preparation and filing of
7.	By agreement with the debtor(s), the above-disclosed fee does no Representation of the debtors in any discharge any other adversary proceeding; preparation ar of liens on household goods.	ability actions, judic	ial lien avoidance	
	CERT	TIFICATION		
this	I certify that the foregoing is a complete statement of any agreem bankruptcy proceeding.	ent or arrangement for p	ayment to me for re	presentation of the debtor(s) in
Date	d: August 13, 2010			
		R. Kelly Calloway, Calloway & Assoc 318 N. Main Street	iates Law Firm, F	P.C.

Hendersonville, NC 28792

(828) 696-8660 Fax: (828) 696-8683

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

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United States Bankruptcy Court Western District of North Carolina

Arbor Mountain Builders, LLC

Debtor

Chapter	11	

Case No._____

LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with Rule 1007(a)(3) for filing in this chapter 11 case.

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
Marilyn Jarisch PO Box 372 Lake Junaluska, NC 28745	Member		90% Membership interest
Thadeus E. Williams PO Box 372 Lake Junaluska, NC 28745	Managing Member		10% Membership Interest

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the Managing Member 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 August 13, 2010

Signature **/s/ Thad Williams** Thad Williams **Managing Member**

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.

In re

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United States Bankruptcy Court Western District of North Carolina

Debtor(s)

Arbor Mountain Builders, LLC In re

VERIFICATION OF CREDITOR MATRIX

I, the Managing Member 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.

August 13, 2010 Date:

/s/ Thad Williams

Thad Williams/Managing Member Signer/Title

Case No. Chapter

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Barbara Carter 378 Pidgeon Ford Road Canton, NC 28716

Bob and Nadine Feller 49 Magnolia Way Canton, NC 28716

Brooks Engineering 17 Arlington St Asheville, NC 28801

Chuck and Joan Judd 143 Magnolia Way Waynesville, NC 28786

David Carter 378 Pidgeon Ford Rd Canton, NC 28716

Haywood County Tax Collector Haywood County Courthouse 215 N. Main Street Waynesville, NC 28786

Internal Revenue Service ATTN: Insolvency Unit 320 Federal Place, Room 315 Greensboro, NC 27401

Jeffrey W. Norris & Associates, PLLC 177 N. Main Street Waynesville, NC 28786

Jewell Sparks 109 Hillside Dr Tupelo, MS 38804

Malus Investment Co, LLC PO Box 372 Lake Junaluska, NC 28745

Marilyn Jarisch PO Box 372 Lake Junaluska, NC 28745

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NC Department of Revenue P.O. Box 25000 Raleigh, NC 27640-0002

Van Winkle Law Firm PO Box 7376 Asheville, NC 28802

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United States Bankruptcy Court Western District of North Carolina

In re Arbor Mountain Builders, LLC

Debtor(s)

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 Arbor Mountain Builders, LLC 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:

Marilyn Jarisch		
PO Box 372		
Lake Junaluska, NC 28745		
Thadeus E. Williams		
PO Box 372		
Lake Junaluska, NC 28745		

□ None [*Check if applicable*]

August 13, 2010

Date

/s/ R. Kelly Calloway, Jr. R. Kelly Calloway, Jr. 19860 Signature of Attorney or Litigant Counsel for Arbor Mountain Builders, LLC Calloway & Associates Law Firm, P.C. 318 N. Main Street. Suite 9 Hendersonville, NC 28792 (828) 696-8660 Fax:(828) 696-8683

Case No. 11