Case 10-40410 Doc 1 Filed 05/14/10 Entered 05/14/10 16:10:22 Desc Main Document Page 1 of 19

	States Bankı n District of No						Voluntary	Petition	
Name of Debtor (if individual, enter Last, First, Ott, Stephanie	Middle):		Name	of Joint De	ebtor (Spouse	e) (Last, First	, Middle):		
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):  DBA Mimosa Inn  Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN				All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):					
(if more than one, state all)	ayer I.D. (ITIN) No./0	Complete EIN	Last fo	our digits of than one, state	f Soc. Sec. or	Individual-	Taxpayer I.D. (ITIN) N	o./Complete EIN	
xxx-xx-1491 Street Address of Debtor (No. and Street, City, a 65 Mimosa Inn Drive Tryon, NC	and State):	ZIP Code	Street	Address of	Joint Debtor	(No. and St	reet, City, and State):	ZIP Code	
		28782	1					Zii Code	
County of Residence or of the Principal Place of <b>Polk</b>	f Business:		Count	y of Reside	nce or of the	Principal Pl	ace of Business:		
Mailing Address of Debtor (if different from street PO Box 279 Lynn, NC	eet address):		Mailin	g Address	of Joint Debt	or (if differe	nt from street address):		
	Г	ZIP Code 28750	-					ZIP Code	
Location of Principal Assets of Business Debtor (if different from street address above):									
Type of Debtor		of Business			Chapter	of Bankruj	otcy Code Under Whi	ch	
(Form of Organization) (Check one box)	(Check	one box)				Petition is Fi	iled (Check one box)		
<ul> <li>Individual (includes Joint Debtors)</li> <li>See Exhibit D on page 2 of this form.</li> <li>□ Corporation (includes LLC and LLP)</li> <li>□ Partnership</li> </ul>	☐ Single Asset Re in 11 U.S.C. § 1 ☐ Railroad ☐ Stockbroker ☐ Commodity Bro	eal Estate as de 101 (51B)					eding ecognition		
Other (If debtor is not one of the above entities,	Other		Nature of Debts						
check this box and state type of entity below.)		of the United S	ty ble) ganization ted States  (Check one box)  □ Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as business debts. □ Debts are primarily business debts. □ Debts are primarily for						
Filing Fee (Check one box	κ)	Check one	e box:		Chap	ter 11 Debt	ors		
Full Filing Fee attached  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 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 3P.  A plan is being filed with this petition.					e years thereafter).				
					S.C. § 1126(b).		n one or more classes of cr		
☐ Debtor estimates that, after any exempt prop	Statistical/Administrative Information  Debtor estimates that funds will be available for distribution to unsecured creditors.  Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.								
1- 50- 100- 200-	1,000- 5,001- 5,000 10,000		] 5,001- 0,000	50,001- 100,000	OVER 100,000				
\$50,000 \$100,000 \$500,000 to \$1	\$1,000,001 \$10,000,001 to \$10 to \$50 million million	to \$100 to	] 100,000,001 5 \$500 nillion	\$500,000,001 to \$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 million	to \$100 to	] 100,000,001 0 \$500 nillion	\$500,000,001 to \$1 billion					

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B1 (Official For	m 1)(4/10)	Page 2 01 19	Page 2				
Voluntar	y Petition	Name of Debtor(s): Ott, Stephanie					
(This page mu	ust be completed and filed in every case)						
	All Prior Bankruptcy Cases Filed Within Last	t 8 Years (If more than two, atta	ch additional sheet)				
Location Where Filed:	- None -	Case Number:	Date Filed:				
Location Where Filed:		Case Number:	Date Filed:				
	ending Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If mor	e than one, attach additional sheet)				
Name of Debt - None -	tor:	Case Number:	Date Filed:				
District:		Relationship:	Judge:				
	Exhibit A	(To be completed if debton is on ind	Exhibit B				
forms 10K a pursuant to 3 and is reque	pleted if debtor is required to file periodic reports (e.g., and 10Q) with the Securities and Exchange Commission Section 13 or 15(d) of the Securities Exchange Act of 1934 sting relief under chapter 11.)  A is attached and made a part of this petition.	(To be completed if debtor is an individual whose debts are primarily consumer debts.)  I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b).					
<u> </u>	77 is attached and made a part of any pennom.	X /s/ R. Kelly Calloway, Signature of Attorney for De R. Kelly Calloway, Jr	btor(s) (Date)				
	Exh	<u>l</u> ibit C					
	or 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 ident	ifiable harm to public health or safety?				
	Exh	ibit D					
_	leted by every individual debtor. If a joint petition is filed, ea	-	tach a separate Exhibit D.)				
Exhibit  If this is a join	D completed and signed by the debtor is attached and made intraction:	a part of this petition.					
	${ m D}$ also completed and signed by the joint debtor is attached a	and made a part of this petition.					
	Information Regardin	g the Debtor - Venue					
	(Check any ap	pplicable box)					
	Debtor has been domiciled or has had a residence, princip days immediately preceding the date of this petition or for						
	There is a bankruptcy case concerning debtor's affiliate, go		•				
	Certification by a Debtor Who Reside		roperty				
	(Check all app Landlord has a judgment against the debtor for possession		ecked, complete the following.)				
	(Name of landlord that obtained judgment)						
	(Name of landord that obtained judgment)						
	(Address of landlord)						
	Debtor claims that under applicable nonbankruptcy law, the						
	the entire monetary default that gave rise to the judgment of Debtor has included in this petition the deposit with the coafter the filing of the petition.		•				
	Debtor certifies that he/she has served the Landlord with the	his certification. (11 U.S.C. § 36	2(1)).				

#### B1 (Official Form 1)(4/10)

## Voluntary Petition

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

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

I declare under penalty of perjury that the information provided in this petition is true and correct.

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

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

### X /s/ Stephanie Ott

Signature of Debtor Stephanie Ott

 $\mathbf{X}$ 

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

May 14, 2010

Date

#### Signature of Attorney\*

#### X /s/ R. Kelly Calloway, Jr.

Signature of Attorney for Debtor(s)

#### R. Kelly Calloway, Jr. 19860

Printed Name of Attorney for Debtor(s)

#### Calloway & Associates Law Firm, P.C.

Firm Name

318 N. Main Street, Suite 9 Hendersonville, NC 28792

Address

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

Telephone Number

## May 14, 2010

Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

#### Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Name of Debtor(s):

Ott, Stephanie

#### Signatures

#### Signature of a Foreign Representative

Page 3

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

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

### Signature of Non-Attorney Bankruptcy Petition Preparer

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

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

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

v		

Date

Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

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B 1D (Official Form 1, Exhibit D) (12/09)

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

In re	Stephanie Ott		Case No.	
		Debtor(s)	Chapter	11

## EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

☐ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]

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B 1D (Official Form 1, Exhibit D) (12/09) - Cont.		P	age 2					
mental deficiency so as to be in financial responsibilities.);	ncapable of rea	109(h)(4) as impaired by reason of mental illness or alizing and making rational decisions with respect to						
☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, of through the Internet.);								
☐ Active military duty	☐ Active military duty in a military combat zone.							
☐ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.								
I certify under penalty of per	rjury that the	information provided above is true and correct.						
Signature of Debtor: /s/ Stephanie Ott								
<u> </u>		Stephanie Ott						
Date:	May 14, 2010							

В

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**B4** (Official Form 4) (12/07)

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

In re	Stephanie Ott	_	Case No.	
		Debtor(s)	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]
America Express PO Box 981535 El Paso, TX 79998-1535	America Express PO Box 981535 El Paso, TX 79998-1535	credit card		1,403.00
Bank of America PO Box 15726 Wilmington, DE 19886-5726	Bank of America PO Box 15726 Wilmington, DE 19886-5726	credit card		4,805.00
Bank of America PO Box 15726 Wilmington, DE 19886-5726	Bank of America PO Box 15726 Wilmington, DE 19886-5726	credit card		25,168.00
Bank of America PO Box 15726 Wilmington, DE 19886-5726	Bank of America PO Box 15726 Wilmington, DE 19886-5726	credit card		9,237.00
Bank of America PO Box 15726 Wilmington, DE 19886-5726	Bank of America PO Box 15726 Wilmington, DE 19886-5726	credit card		6,976.00
Capital One Po Box 30285 Salt Lake City, UT 84130-0285	Capital One Po Box 30285 Salt Lake City, UT 84130-0285	credit card		18,489.00
Chase 800 Brooksedge Blvd Westerville, OH 43081	Chase 800 Brooksedge Blvd Westerville, OH 43081	credit card		8,485.00
Chase 800 Brooksedge Blvd Westerville, OH 43081	Chase 800 Brooksedge Blvd Westerville, OH 43081	credit card		5,796.00
Chase 800 Brooksedge Blvd Westerville, OH 43081	Chase 800 Brooksedge Blvd Westerville, OH 43081	credit card		4,264.00
Chase 800 Brooksedge Blvd Westerville, OH 43081	Chase 800 Brooksedge Blvd Westerville, OH 43081	credit card		898.00
First Citizens Bank PO Box 1580 Roanoke, VA 24007-1580	First Citizens Bank PO Box 1580 Roanoke, VA 24007-1580	credit card		2,401.00
Gemb PO Box 981439 El Paso, TX 79998	Gemb PO Box 981439 El Paso, TX 79998	credit card		842.00

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B4 (Official Form 4) (12/07) - Cont.								
In re	Stephanie Ott	Case No.						
	Debtor(s)							

## 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]
Home Depot Credit Services Processing Center Des Moines, IA 50364-0500	Home Depot Credit Services Processing Center Des Moines, IA 50364-0500	credit card charge off		3,768.00
HSBC Bank PO Box 98706 Las Vegas, NV 89193-8706	HSBC Bank PO Box 98706 Las Vegas, NV 89193-8706	credit card		20,154.00
Midland Credit Management 5775 Roscoe Ct San Diego, CA 92123-1356	Midland Credit Management 5775 Roscoe Ct San Diego, CA 92123-1356	credit card charge-off		15,437.00
Polk County Tax Collector PO Box 308 Columbus, NC 28722	Polk County Tax Collector PO Box 308 Columbus, NC 28722	2008 and 2009 property taxes		3,191.00

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

I, **Stephanie Ott**, 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	May 14, 2010	Signature	/s/ Stephanie Ott
			Stephanie Ott
			Debtor

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

In re	Stephanie Ott	Case No
-		Debtor

### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

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 "Unliquidated". (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	Hu H W J C	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	COZTLZGEZT	UNLLQULDA	E	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No.			65 Mimosa Inn Drive, Tryon, NC 28782	Т	A T E D			
Blue Ridge Savings Bank 20 South Pack Square PO Box 6249 Asheville, NC 28801		-	Value \$ 1,050,000.00		ט		274,299.68	0.00
Account No.							·	
			Value \$					
Account No.	t			$\top$				
			Value \$					
Account No.	-							
			Value \$					
continuation sheets attached			(Total of	Subt			274,299.68	0.00
			(Report on Summary of S	ıl es)	274,299.68	0.00		

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

·		
In re	Stephanie Ott	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 "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Unliquidated." If the claim is disputed, 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 "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 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 sale 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 Federa 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).

<sup>\*</sup> 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.

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

In re	Stephanie Ott	Case No.
-	•	, Debtor

### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

(Continuation Sheet)

Taxes and Certain Other Debts
Owed to Governmental Units

TYPE OF PRIORITY CODEBTOR Husband, Wife, Joint, or Community CONTINGENT UNLIQUIDATED AMOUNT NOT ENTITLED TO PRIORITY, IF ANY CREDITOR'S NAME, SPUTED AND MAILING ADDRESS Н **AMOUNT** DATE CLAIM WAS INCURRED INCLUDING ZIP CODE, W AND CONSIDERATION FOR CLAIM OF CLAIM AMOUNT ENTITLED TO PRIORITY C AND ACCOUNT NUMBER (See instructions.) Account No. xxx-xx-1491 taxes Internal Revenue Service 0.00 **ATTN: Insolvency Unit** 320 Federal Place, Room 315 Greensboro, NC 27401 0.00 0.00 Account No. xxx-xx-1491 taxes **NC** Department of Revenue 0.00 P.O. Box 25000 Raleigh, NC 27640-0002 0.00 0.00 Account No. xxx-xx-1491 2008 and 2009 property taxes **Polk County Tax Collector** 0.00 **PO Box 308** Columbus, NC 28722 3,191.00 3,191.00 Account No. Account No. Subtotal 0.00 Sheet <u>1</u> of <u>1</u> continuation sheets attached to (Total of this page) 3,191.00 Schedule of Creditors Holding Unsecured Priority Claims 3,191.00 0.00 (Report on Summary of Schedules) 3,191.00 3,191.00

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

In re	Stephanie Ott	Case No.
_		Debtor

### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

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.

check and con it decice has no electrons nothing unsecur-							
CREDITOR'S NAME,	C	Hu	sband, Wife, Joint, or Community	Ις	U	D	
MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	C A M		COXH_XGHXH		SPUTED	AMOUNT OF CLAIM
Account No. 2010			credit card	T	T		
America Express PO Box 981535 El Paso, TX 79998-1535		-			E D		1,403.00
Account No. xxxxx9989	t	H	credit card	一	Г		
Bank of America PO Box 15726 Wilmington, DE 19886-5726		-					9,237.00
Account No. xxxxx9002	T	T	credit card	o			
Bank of America PO Box 15726 Wilmington, DE 19886-5726		-					4,805.00
Account No. xxxxx9350			credit card	T	Г		
Bank of America PO Box 15726 Wilmington, DE 19886-5726		-					6,976.00
		<u> </u>		L	L	<u>L</u> 1	
_3 continuation sheets attached			(Total of t				22,421.00

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B6F (Official Form 6F) (12/07) - Cont.

In re	Stephanie Ott	Case No	
_		Debtor	

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)  Account No. xxxxx9816	CODEBTOR	Hu H W J C		CONT I NGENT	DZLLQULDAHE	DISPUTED	AMOUNT OF CLAIM
Account No. XXXXX9816			credit card		E D		
Bank of America PO Box 15726 Wilmington, DE 19886-5726		-					25,168.00
Account No. xxxxxx0287			credit card				
Capital One Po Box 30285 Salt Lake City, UT 84130-0285		-					
							18,489.00
Account No. xxxxx0863  Chase 800 Brooksedge Blvd Westerville, OH 43081		-	credit card				898.00
Account No. xxxxx0149  Chase 800 Brooksedge Blvd Westerville, OH 43081		-	credit card				5,796.00
Account No. xxxxx1837			credit card				
Chase 800 Brooksedge Blvd Westerville, OH 43081		-					8,485.00
Sheet no. 1 of 3 sheets attached to Schedule of				Subt	ota	1	50 000 00
Creditors Holding Unsecured Nonpriority Claims			(Total of t	his j	pag	e)	58,836.00

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B6F (Official Form 6F) (12/07) - Cont.

In re	Stephanie Ott	Case No	_
_		Debtor	

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

	С	Hu	sband, Wife, Joint, or Community	Тс	Τυ	D	
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	H W J C	DATE CLAIM WAS INCLIDED AND	CONTINGEN	L Q	SPUTE	AMOUNT OF CLAIM
Account No. xxxxx1033			credit card	T	ΙE		
Chase 800 Brooksedge Blvd Westerville, OH 43081		-			D		4,264.00
Account No. xxxxxx0019	┢		credit card				
First Citizens Bank PO Box 1580 Roanoke, VA 24007-1580		-					2,401.00
Account No. xxxxxx2306			credit card				2,401.00
Gemb PO Box 981439 El Paso, TX 79998		-					842.00
Account No. xxxxx4156			credit card charge off		<u> </u>		042.00
Home Depot Credit Services Processing Center Des Moines, IA 50364-0500		-					
Account No. xxxxx0092			credit card				3,768.00
HSBC Bank PO Box 98706 Las Vegas, NV 89193-8706		-					
							20,154.00
Sheet no. <b>2</b> of <b>3</b> sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total o	Sub this			31,429.00

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B6F (Official Form 6F) (12/07) - Cont.

In re	Stephanie Ott	Case No.	
		Debtor	

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

		_		_		_	
CREDITOR'S NAME,	CODEBTOR	Hu	usband, Wife, Joint, or Community	16	l U	ΙP	
MAILING ADDRESS	Ď	н		Ņ	Ļ	S	
INCLUDING ZIP CODE,	В	W	CONSIDERATION FOR CLAIM. IF CLAIM	li	Q	Ü	
AND ACCOUNT NUMBER	T	J	IS SUBJECT TO SETOFF, SO STATE.	N	Ų	Ţ	AMOUNT OF CLAIM
(See instructions above.)	Ř	С	is seconder to seron, so simile.	CONTINGENT	Þ	Ď	
Account No. 3328	t	t	credit card charge-off	₽ T	T	DISPUTED	
	1				Ď		
Midland Credit Management							1
5775 Roscoe Ct		_					
San Diego, CA 92123-1356							
Sail Diego, CA 92123-1330							
							15,437.00
Account No.	t	T		十		T	
Tiesdant 110.	ł						
Account No.	┢	$\vdash$		╁	⊢	⊢	
Account No.							
	┡	╀		⊢	_	┝	
Account No.	]						
				上			
Account No.							
	1						
				丄			
Sheet no. <b>3</b> of <b>3</b> sheets attached to Schedule of				Subt	tota	1	
Creditors Holding Unsecured Nonpriority Claims			(Total of t				15,437.00
222222 Ziolania Characta Homphority Claims			(1041)				
					ota		400 400 00
			(Report on Summary of Sc	hec	lule	es)	128,123.00

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Document

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

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

In re	Stephanie Ott			Case No.	
	-		Debtor(s)	Chapter	11
	DECLARATIO	N CONCEDN	INC DERTOR	'C CCHEDIII I	FC
	DECLARATIO	IN CONCERN	ING DEDION	SSCHEDUL	LO .
	DECLARATION UND	DER PENALTY (	NE DER HIRV RV I	NDIVIDITAL DEL	RTOR
	DECLIMATION ONE	EKTEMETT	I I ERGORT DIT	NDI VIDOZIE DEI	JIOK .
	I declare under penalty of perju	•		•	es, consisting of18
	sheets, and that they are true and correct	t to the best of my	knowledge, inforn	nation, and belief.	
Date	May 14, 2010	Signature	/s/ Stephanie Ott		
			Stephanie Ott		

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.

Debtor

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

In re	Stephanie Ott		Case No.		
	<u> </u>	Debtor(s)	Chapter	11	
1	DISCLOSURE OF COMPE			` ,	
С	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-named debtor and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:				
	For legal services, I have agreed to accept		\$	TBD*	
	Prior to the filing of this statement I have received		\$	500.00	
	Balance Due		\$	0.00	
*Atto	rney will be paid at a rate of \$250.00 for legal services a	and \$75.00 for paralegal services	spent on this matter.		
2.	\$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.	☐ I have not agreed to share the above-disclosed comp	reed to share the above-disclosed compensation with any other person unless they are members and associa			
	I have agreed to share the above-disclosed compens copy of the agreement, together with a list of the nat				
6. I	In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:				
	<ul> <li>a. Analysis of the debtor's financial situation, and rende</li> <li>b. Preparation and filing of any petition, schedules, state</li> <li>c. Representation of the debtor at the meeting of credited</li> <li>d. [Other provisions as needed]</li> <li>Negotiations with secured creditors to</li> </ul>	tement of affairs and plan which ors and confirmation hearing, and reduce to market value; exe	may be required; d any adjourned hear	rings thereof;	
7.		e does not include the following schargeability actions, judic	eeded.		
		CERTIFICATION			
	I certify that the foregoing is a complete statement of an pankruptcy proceeding.	y agreement or arrangement for p	payment to me for re	presentation of the debtor(s) in	
Date	d: <b>May 14, 2010</b>				
		R. Kelly Calloway, Calloway & Assoc 318 N. Main Street Hendersonville, N (828) 696-8660 Fa	ciates Law Firm, F t, Suite 9 IC 28792		

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## United States Bankruptcy Court Western District of North Carolina

	Western District of North Carolina				
n re	Stephanie Ott		Case No.		
		Debtor(s)	Chapter	11	
	VE	CRIFICATION OF CREDITOR M	IATRIX		
ne ab	ove-named Debtor hereby verif	ries that the attached list of creditors is true and corn	rect to the best	of his/her knowledge.	
Date:	May 14, 2010	/s/ Stephanie Ott			
		Stephanie Ott	•		

Signature of Debtor

America Express PO Box 981535 El Paso, TX 79998-1535

Bank of America PO Box 15726 Wilmington, DE 19886-5726

Bernhardt and Strawser, P.A. 5821 Fairview Road, Suite 100 Charlotte, NC 28209

Blue Ridge Savings Bank 20 South Pack Square PO Box 6249 Asheville, NC 28801

Capital One Po Box 30285 Salt Lake City, UT 84130-0285

Chase 800 Brooksedge Blvd Westerville, OH 43081

First Citizens Bank PO Box 1580 Roanoke, VA 24007-1580

Gemb PO Box 981439 El Paso, TX 79998

Home Depot Credit Services Processing Center Des Moines, IA 50364-0500

HSBC Bank PO Box 98706 Las Vegas, NV 89193-8706

Internal Revenue Service ATTN: Insolvency Unit 320 Federal Place, Room 315 Greensboro, NC 27401 Juliana Ferguson Substitute Trustee 70 Stamey Road Candler, NC 28715

Midland Credit Management 5775 Roscoe Ct San Diego, CA 92123-1356

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

Polk County Tax Collector PO Box 308 Columbus, NC 28722