Case 12-50158 Doc 1 Filed 02/15/12 Entered 02/15/12 17:25:19 Desc Main Document Page 1 of 12

United States Bankruptcy Court Western District of North Carolina						Voluntary Petition					
	ebtor (if ind Mortgage		er Last, First	Middle):			Name	of Joint De	ebtor (Spouse) (Last, First	t, Middle):
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):					All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):						
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)				Last f	Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)						
56-1474644 Street Address of Debtor (No. and Street, City, and State): 317 1st Avenue, NW Hickory, NC ZIP Code					Street Address of Joint Debtor (No. and Street, City, and State):			reet, City, and State): ZIP Code			
County of R	esidence or	of the Princ	cinal Place o	f Business		28601	Count	y of Reside	ence or of the	Principal Pl	ace of Business:
Catawba		or the Time	erpar i iace o	i Dusines.	,.			y or reside			ace of Businessi
Mailing Add	lress of Deb	otor (if diffe	rent from str	eet addres	s):		Mailii	ng Address	of Joint Debt	or (if differe	nt from street address):
					_	ZIP Code	;				ZIP Code
Location of (if different)	Principal A from street	ssets of Bus address abo	siness Debtorve):	•	.						
Œ	• •	f Debtor	1)			of Business	3				ptcy Code Under Which iled (Check one box)
(Form of Organization) (Check one box) ☐ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. ☐ Corporation (includes LLC and LLP) ☐ Partnership ☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.) ☐ Clearing Bank			lth Care Bugle Asset Re 1 U.S.C. § road kbroker nmodity Broring Bank	siness eal Estate a 101 (51B)	s defined	cfined ☐ Chapter 7 ☐ Chapter 9 ☐ Chapter 15 Petition for Recognition of a Foreign Main Proceeding ☐ Chapter 12 ☐ Chapter 13 ☐ Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding ☐ Chapter 13 ☐ Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding			hapter 15 Petition for Recognition f a Foreign Main Proceeding hapter 15 Petition for Recognition f a Foreign Nonmain Proceeding		
Country of de	-	15 Debtors		Othe		mpt Entity	7	Nature of Debts (Check one box)			
Country of do Each country by, regarding	in which a fe	oreign procee	ding	(Check box, if applicable) Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).			le) zation tates	defined in 11 U.S.C. § 101(8) as business debts. "incurred by an individual primarily for			business debts.
		•	heck one box	K)			one box:		-	ter 11 Debt	
attach sign	e to be paid in ned application	n installments on for the cou	(applicable to art's considerate in installments.	ion certifyi	ng that the	Check	Debtor is not if: Debtor's agg are less than	a small busing regate nonco \$2,343,300 (ntingent liquida	defined in 11 V	C. § 101(51D). U.S.C. § 101(51D). cluding debts owed to insiders or affiliates) t on 4/01/13 and every three years thereafter).
			able to chapter art's considerat			BB.	Acceptances	ng filed with of the plan w	this petition. were solicited pr S.C. § 1126(b).	repetition from	n one or more classes of creditors,
	stimates tha	nt funds will	ation be available exempt prop					es paid.		THIS	S SPACE IS FOR COURT USE ONLY
there wil	l be no fun	ds available	for distribut					r,			
Estimated N 1- 49	50- 99	100- 199	200-	1,000- 5,000	5,001- 10,000	10,001- 25,000	25,001- 50,000	50,001- 100,000	OVER 100,000		
Estimated A \$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion			
Estimated Li \$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion			

Case 12-50158 Doc 1 Filed 02/15/12 Entered 02/15/12 17:25:19 Desc Main Document Page 2 of 12

B1 (Official Form 1)(12/11) Page 2 Name of Debtor(s): Voluntary Petition Granite Mortgage, Inc. (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Case Number: Date Filed: Location Where Filed: - None -Date Filed: Location Case Number: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission 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 pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b). and is requesting relief under chapter 11.) ☐ Exhibit A is attached and made a part of this petition. Signature of Attorney for Debtor(s) (Date) **Exhibit C** Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) ☐ Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

Page 3 of 12 Document **B1** (Official Form 1)(12/11)

Voluntary Petition

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

Signatures

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

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

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

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

Signature of Debtor

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney*

X /s/ Andrew T. Houston

Signature of Attorney for Debtor(s)

Andrew T. Houston 36208

Printed Name of Attorney for Debtor(s)

Moon, Wright & Houston, PLLC

Firm Name

227 West Trade Street **Suite 1800** Charlotte, NC 28202

Address

704-944-6560 Fax: 704-944-0380

Telephone Number

February 15, 2012

Date

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

Signature of Debtor (Corporation/Partnership)

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

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

X /s/ Darrell Rogers

Signature of Authorized Individual

Darrell Rogers

Printed Name of Authorized Individual

President

Title of Authorized Individual

February 15, 2012

Date

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.)

Name of Debtor(s):

Granite Mortgage, Inc.

- ☐ 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.

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.)

	_		-	
٦	٠	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.

Case 12-50158 Doc 1 Filed 02/15/12 Entered 02/15/12 17:25:19 Desc Main Document Page 4 of 12

B4 (Official Form 4) (12/07)

United States Bankruptcy CourtWestern District of North Carolina

In re	Granite Mortgage, Inc.			
		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]
301 Cameron Associates, LLC PO Box 3027	301 Cameron Associates, LLC PO Box 3027 Hicksville, NY 11802			11,004.00
Hicksville, NY 11802 Aurora Bank, FSB 3131 S. Vaughn Way Suite 500 Aurora, CO 80014	Aurora Bank, FSB 3131 S. Vaughn Way Suite 500 Aurora, CO 80014	Notice Only		Unknown
Chase Manhattan Mortgage 10151 Deerwood Park Blvd. Bldg #300, 4th Floor Jacksonville, FL 32256	Chase Manhattan Mortgage 10151 Deerwood Park Blvd. Bldg #300, 4th Floor Jacksonville, FL 32256	Notice Only		Unknown
CitiMortgage, Inc. 1000 Technology Drive MS 800 O Fallon, MO 63368	CitiMortgage, Inc. 1000 Technology Drive MS 800 O Fallon, MO 63368	Notice Only		Unknown
Data Chambers Record Management 3302 Old Lexington Road Winston Salem, NC 27107	Data Chambers Record Management 3302 Old Lexington Road Winston Salem, NC 27107			669.77
Fannie Mae 950 East Paces Ferry Road Suite 1900 Atlanta, GA 30326-1161	Fannie Mae 950 East Paces Ferry Road Suite 1900 Atlanta, GA 30326-1161	Notice Only		Unknown
Fifth Third Bank 5001 Kingsley Drive Cincinnati, OH 45263	Fifth Third Bank 5001 Kingsley Drive Cincinnati, OH 45263	Notice Only		Unknown
Georgia Department of Revenue Bankruptcy Section 1800 Century Blvd. NE, Suite 17200 Atlanta, GA 30345-3205	Georgia Department of Revenue Bankruptcy Section 1800 Century Blvd. NE, Suite 17200 Atlanta, GA 30345-3205			147.05
Global Financial Services, LLC PO Box 371887 Pittsburgh, PA 15250	Global Financial Services, LLC PO Box 371887 Pittsburgh, PA 15250			2,556.04

Case 12-50158 Doc 1 Filed 02/15/12 Entered 02/15/12 17:25:19 Desc Main Document Page 5 of 12

B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	Granite Mortgage, Inc.	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]
GMAC 1100 Virginia Drive	GMAC 1100 Virginia Drive			97,861.00
Fort Washington, PA 19034 JP Morgan Chase Bank, N.A. 111 Polaris Parkway Columbus, OH 43240	Fort Washington, PA 19034 JP Morgan Chase Bank, N.A. 111 Polaris Parkway Columbus, OH 43240	Notice Only		Unknown
Muhammad Akhtar Supervisory Forensic Auditor Office of Inspector General USDHUD 77 W. Jackson Boulevard, Room 2201	Muhammad Akhtar Supervisory Forensic Auditor Office of Inspector General USDHUD Chicago, IL 60604	Notice Only		Unknown
Chicago, IL 60604 Muzak, LLC 3318 Lakemont Blvd. Fort Mill, SC 29708	Muzak, LLC 3318 Lakemont Blvd. Fort Mill, SC 29708			216.96
US Bank Home Mortgage 3501 Del Prado Boulevard Suite 308 Cape Coral, FL 33904	US Bank Home Mortgage 3501 Del Prado Boulevard Suite 308 Cape Coral, FL 33904	Notice Only		Unknown
US Bank Home Mortgage 4801 Frederica Street Owensboro, KY 42301	US Bank Home Mortgage 4801 Frederica Street Owensboro, KY 42301	Notice Only		Unknown
US Dept of Agriculture Rural Housing Programs 1606 Santa Rosa Road Culpeper Building, Suite 238 Henrico, VA 23229	US Dept of Agriculture Rural Housing Programs 1606 Santa Rosa Road Henrico, VA 23229	Notice Only		Unknown
Wells Fargo Bank 4800 W. Wabash Avenue Springfield, IL 62711	Wells Fargo Bank 4800 W. Wabash Avenue Springfield, IL 62711			22.38
Wells Fargo Funding, Inc. 2701 Wells Fargo Way Minneapolis, MN 55467	Wells Fargo Funding, Inc. 2701 Wells Fargo Way Minneapolis, MN 55467			192,340.00
Wells Fargo Funding, Inc. 2701 Wells Fargo Way Minneapolis, MN 55467	Wells Fargo Funding, Inc. 2701 Wells Fargo Way Minneapolis, MN 55467			156,125.00

Case 12-50158 Doc 1 Filed 02/15/12 Entered 02/15/12 17:25:19 Desc Main Document Page 6 of 12

B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	Granite Mortgage, Inc.	Case No.	
	Debtor(s)		

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

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

I, the President of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date	February 15, 2012	Signature	/s/ Darrell Rogers
			Darrell Rogers
			President

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

Case 12-50158 Doc 1

United States Bankruptcy Court

Wes	stern District of North Car	olina	
n re Granite Mortgage, Inc.		Case No.	
	Debtor	, Chapter	11
LIST OF Following is the list of the Debtor's equity security by	F EQUITY SECURITY rolders which is prepared in accor)(3) for filing in this chapter 11 ca
Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
Bank of Granite Corp.		100%	Common Stock
DECLARATION UNDER PENALTY O I, the President of the corporation na foregoing List of Equity Security Holders	amed as the debtor in this case,	declare under penalty	of perjury that I have read the

Case 12-50158 Doc 1 Filed 02/15/12 Entered 02/15/12 17:25:19 Desc Main Document Page 8 of 12

United States Bankruptcy Court Western District of North Carolina

In re	Granite Mortgage, Inc.	Debtor(s)	Case No. Chapter	11
		_ 3333(4)	1	
	VERIFI	CATION OF CREDITOR	R MATRIX	
I, the P	resident of the corporation named as the	e debtor in this case, hereby verify that	the attached list of	creditors is true and correct to
the best	t of my knowledge.			
Date:	February 15, 2012	/s/ Darrell Rogers		
		Darrell Rogers/President Signer/Title		

301 Cameron Associates, LLC PO Box 3027 Hicksville, NY 11802

Aurora Bank, FSB 3131 S. Vaughn Way Suite 500 Aurora, CO 80014

Chase Manhattan Mortgage 10151 Deerwood Park Blvd. Bldg #300, 4th Floor Jacksonville, FL 32256

CitiMortgage, Inc. 1000 Technology Drive MS 800 O Fallon, MO 63368

Data Chambers Record Management 3302 Old Lexington Road Winston Salem, NC 27107

Data Chambers Records Management 3302 Old Lexington Road Winston Salem, NC 27107

Fannie Mae 950 East Paces Ferry Road Suite 1900 Atlanta, GA 30326-1161

Fifth Third Bank 5001 Kingsley Drive Cincinnati, OH 45263

Georgia Department of Revenue Bankruptcy Section 1800 Century Blvd. NE, Suite 17200 Atlanta, GA 30345-3205

Global Financial Services, LLC PO Box 371887 Pittsburgh, PA 15250

GMAC 1100 Virginia Drive Fort Washington, PA 19034

JP Morgan Chase Bank, N.A. 111 Polaris Parkway Columbus, OH 43240

Muhammad Akhtar Supervisory Forensic Auditor Office of Inspector General USDHUD 77 W. Jackson Boulevard, Room 2201 Chicago, IL 60604

Muzak, LLC 3318 Lakemont Blvd. Fort Mill, SC 29708

Muzak, LLC 3318 Lakemont Boulevard Fort Mill, SC 29708

Pitney Bowes Global Financial Services PO Box 371887 Pittsburgh, PA 15250

US Bank Home Mortgage 3501 Del Prado Boulevard Suite 308 Cape Coral, FL 33904

US Bank Home Mortgage 4801 Frederica Street Owensboro, KY 42301

US Dept of Agriculture Rural Housing Programs 1606 Santa Rosa Road Culpeper Building, Suite 238 Henrico, VA 23229

Wells Fargo Bank 4800 W. Wabash Avenue Springfield, IL 62711 Wells Fargo Funding, Inc. 2701 Wells Fargo Way Minneapolis, MN 55467 Case 12-50158 Doc 1 Filed 02/15/12 Entered 02/15/12 17:25:19 Desc Main Document Page 12 of 12

United States Bankruptcy Court Western District of North Carolina

In re	Granite Mortgage, Inc.			Case No.	
		Deb	tor(s)	Chapter	11
	CORPORATE O	OWNERSHIP ST	TATEMENT (RUL	E 7007.1)	
or rec	ant to Federal Rule of Bankruptcy Procedusal, the undersigned counsel for <u>Granity</u> of any class of the corporation's(s') equit	ite Mortgage, Inc. the debtor or a go	in the above caption vernmental unit, that	oned action at directly o	, certifies that the r indirectly own(s) 10% or
■ No	ne [Check if applicable]				
Febru	uary 15, 2012	/s/ Andrew T. Ho	uston		
Date		Andrew T. Houst	on 36208		
			orney or Litigant		
			ranite Mortgage, Inc.		
		Moon, Wright & I 227 West Trade S	•		
		Suite 1800	Jii GG (

Charlotte, NC 28202

704-944-6560 Fax:704-944-0380