

United States Bankruptcy Court

District of New Hampshire

Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle): Furniture Plus, Inc.	Name of Joint Debtor (Spouse) (Last, First, 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./Complete EIN or other Tax ID No. (if more than one, state all) 02-0480641	Last four digits of Soc. Sec./Complete EIN or other Tax ID No. (if more than one, state all)
Street Address of Debtor (No. and Street, City, and State): 66 Pleasant Street Claremont, NH <div style="text-align: right;">ZIP Code 03743</div>	Street Address of Joint Debtor (No. and Street, City, and State): <div style="text-align: right;">ZIP Code</div>
County of Residence or of the Principal Place of Business: Sullivan	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address): <div style="text-align: right;">ZIP Code</div>	Mailing Address of Joint Debtor (if different from street address): <div style="text-align: right;">ZIP Code</div>

 Location of Principal Assets of Business Debtor
 (if different from street address above):

Type of Debtor (Form of Organization) (Check one box) <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)	Nature of Business (Check one box) <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other Tax-Exempt Entity (Check box, if applicable) <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).	Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box) <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding Nature of Debts (Check one box) <input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input checked="" type="checkbox"/> Debts are primarily business debts.
--	--	---

Filing Fee (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> 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. <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.	Chapter 11 Debtors Check one box: <input type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input checked="" type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000. Check all applicable boxes: <input type="checkbox"/> A plan is being filed with this petition. <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
---	--

Statistical/Administrative Information

- ☒ Debtor estimates that 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.

Estimated Number of Creditors

<input checked="" type="checkbox"/> 1-49	<input type="checkbox"/> 50-99	<input type="checkbox"/> 100-199	<input type="checkbox"/> 200-999	<input type="checkbox"/> 1,000-5,000	<input type="checkbox"/> 5,001-10,000	<input type="checkbox"/> 10,001-25,000	<input type="checkbox"/> 25,001-50,000	<input type="checkbox"/> 50,001-100,000	<input type="checkbox"/> OVER 100,000
--	--------------------------------	----------------------------------	----------------------------------	--------------------------------------	---------------------------------------	--	--	---	---------------------------------------

Estimated Assets

<input checked="" type="checkbox"/> \$0 to \$50,000	<input type="checkbox"/> \$50,001 to \$100,000	<input type="checkbox"/> \$100,001 to \$500,000	<input type="checkbox"/> \$500,001 to \$1 million	<input type="checkbox"/> \$1,000,001 to \$10 million	<input type="checkbox"/> \$10,000,001 to \$50 million	<input type="checkbox"/> \$50,000,001 to \$100 million	<input type="checkbox"/> \$100,000,001 to \$500 million	<input type="checkbox"/> \$500,000,001 to \$1 billion	<input type="checkbox"/> More than \$1 billion
---	--	---	---	--	---	--	---	---	--

Estimated Liabilities

<input type="checkbox"/> \$0 to \$50,000	<input type="checkbox"/> \$50,001 to \$100,000	<input type="checkbox"/> \$100,001 to \$500,000	<input checked="" type="checkbox"/> \$500,001 to \$1 million	<input type="checkbox"/> \$1,000,001 to \$10 million	<input type="checkbox"/> \$10,000,001 to \$50 million	<input type="checkbox"/> \$50,000,001 to \$100 million	<input type="checkbox"/> \$100,000,001 to \$500 million	<input type="checkbox"/> \$500,000,001 to \$1 billion	<input type="checkbox"/> More than \$1 billion
--	--	---	--	--	---	--	---	---	--

THIS SPACE IS FOR COURT USE ONLY

Voluntary Petition

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

Name of Debtor(s):
Furniture Plus, Inc.**All Prior Bankruptcy Cases Filed Within Last 8 Years** (If more than two, attach additional sheet)

Location Where Filed: - None -	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:

Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet)

Name of Debtor: - None -	Case Number:	Date Filed:
District:	Relationship:	Judge:

Exhibit A

(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.

Exhibit B

(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).

X

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)).

Voluntary Petition*(This page must be completed and filed in every case)*Name of Debtor(s):
Furniture Plus, Inc.**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.

X _____
Signature of Debtor

X _____
Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney*

X /s/ William S. Gannon
Signature of Attorney for Debtor(s)

William S. Gannon 01222
Printed Name of Attorney for Debtor(s)

William S. Gannon PLLC
Firm Name
889 Elm Street, 4th Floor
Manchester, NH 03101

Address

Email: mjoyce@gannonlawfirm.com
(603) 621-0833 Fax: (603) 621-0830

Telephone Number

December 3, 2007

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/ Henry J. Tunkel
Signature of Authorized Individual

Henry J. Tunkel

Printed Name of Authorized Individual

President

Title of Authorized Individual

December 3, 2007

Date

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 _____
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 bankruptcy 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.)

Address

X _____

Date

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.

**United States Bankruptcy Court
District of New Hampshire**

In re Furniture Plus, Inc.

Debtor

NOT APPLICABLE

Case No. _____

Chapter 11

Exhibit "A" to Voluntary Petition

1. If any of debtor's securities are registered under Section 12 of the Securities Exchange Act of 1934, the SEC file number is _____.

2. The following financial data is the latest available information and refers to debtor's condition on _____.

a. Total assets	\$	<u>0.00</u>	
b. Total debts (including debts listed in 2.c., below)	\$	<u>0.00</u>	
c. Debt securities held by more than 500 holders.			Approximate number of holders
secured / /	unsecured / /	subordinated / /	\$ <u>0.00</u> <u>0</u>
secured / /	unsecured / /	subordinated / /	\$ <u>0.00</u> <u>0</u>
secured / /	unsecured / /	subordinated / /	\$ <u>0.00</u> <u>0</u>
secured / /	unsecured / /	subordinated / /	\$ <u>0.00</u> <u>0</u>
secured / /	unsecured / /	subordinated / /	\$ <u>0.00</u> <u>0</u>
d. Number of shares of preferred stock		<u>0</u>	<u>0</u>
e. Number of shares of common stock		<u>0</u>	<u>0</u>

Comments, if any:

3. Brief description of debtor's business:

4. List the name of any person who directly or indirectly owns, controls, or holds, with power to vote, 5% or more of the voting securities of debtor:

**CERTIFICATE OF CORPORATE RESOLUTIONS AND AUTHORITY
OF
FURNITURE PLUS, INC.**

I, Henry J. Tunkel, President of Furniture Plus, Inc., a New Hampshire corporation (the "Corporation"), hereby certify that:


1. The resolutions set forth in the attached Schedule of Resolutions were duly and lawfully adopted by the Board of Directors of the Corporation (the "Board") by unanimous consent pursuant to Section 8.21 of the New Hampshire Business Corporation Act, RSA 293-A as amended, ["NHBCA" and "Resolution(s)", respectively] and became effective as of December 3, 2007 at 10:00 a.m. ("Effective Date and Time").

2. Each of the Resolutions is in full force and effect.

3. There is no provision in the Certificate of Incorporation, Articles of Incorporation, Bylaws or other incorporation papers of the Corporation which limits the power of the Board to adopt the Resolutions.

IN WITNESS WHEREOF I have executed this Certificate of Corporate Resolutions and Authority on this date.

Dated: December 3, 2007



Henry J. Tunkel
Its duly Authorized
President

A
SCHEDULE OF RESOLUTIONS

This schedule is annexed to, forms and integral part of and is incorporated into the Certificate of Corporate Resolutions as fully as if completely set forth in it.

RESOLVED:

That in the judgment of the Board, it is desirable and in the best interests of the Corporation, its creditors, stockholders and other interested parties, that a petition is to be filed by the Corporation seeking relief under the provision of Chapter 11, Title 11, United States Code.

RESOLVED:

That the President of the Corporation is, acting singly, authorized and directed, on behalf of and in the name of the Corporation, to execute and verify a petition substantially in the form set out in the Official Forms of Bankruptcy and to cause the same to be filed with the United States Bankruptcy Court for the District of New Hampshire as soon as practicable.

RESOLVED:

That the President of this Corporation is hereby authorized to execute and file all petitions, schedules, lists and other papers as soon as practicable and to take any and all action which they deem necessary or proper in connection with the Chapter 11 case.

RESOLVED:

That the President is hereby authorized and empowered to retain the law firm of William S. Gannon PLLC to assist with the preparation and filing of a petition under Chapter 11 of the Bankruptcy Code and to represent this Corporation in all matters during such Chapter 11 proceedings.

United States Bankruptcy Court
District of New Hampshire

In re Furniture Plus, Inc.

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) <i>Name of creditor and complete mailing address including zip code</i>	(2) <i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	(3) <i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	(4) <i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	(5) <i>Amount of claim [if secured, also state value of security]</i>
Broyhill Furniture, Inc. PO Box 536753 Atlanta, GA 30353-6753	Broyhill Furniture, Inc. PO Box 536753 Atlanta, GA 30353-6753	Inventory		81,669.88
Best Chairs, Inc. 1195 Solutions Center Chicago, IL 60677-1001	Best Chairs, Inc. 1195 Solutions Center Chicago, IL 60677-1001	Inventory		27,334.18
IPA, Inc. 1250 Barclay Blvd. Buffalo Grove, IL 60089	IPA, Inc. 1250 Barclay Blvd. Buffalo Grove, IL 60089	Services		25,525.52
Serta Mattress Company 61 Leona Drive Middleboro, MA 02346	Serta Mattress Company 61 Leona Drive Middleboro, MA 02346	Inventory		23,443.88
Your Local Directory, Inc. 17 Interchange Drive West Lebanon, NH 03784	Your Local Directory, Inc. 17 Interchange Drive West Lebanon, NH 03784	Advertising		13,956.25
Howard Miller Clock Co. PO 77362 Detroit, MI 48277-0362	Howard Miller Clock Co. PO 77362 Detroit, MI 48277-0362	Inventory		9,198.83
Simmons Company PO Box 945655 Atlanta, GA 30394-5655	Simmons Company PO Box 945655 Atlanta, GA 30394-5655	Inventory		7,836.00
Banner Advertising PO Box 886 Veradale, WA 99037	Banner Advertising PO Box 886 Veradale, WA 99037	Advertising		7,532.70
S.G. Reed Truck Services, Inc. PO Box 989 Claremont, NH 03743-0989	S.G. Reed Truck Services, Inc. PO Box 989 Claremont, NH 03743-0989	Services		6,053.05
Lancer, Inc. PO Box 8 Star, NC 27356	Lancer, Inc. PO Box 8 Star, NC 27356	Inventory		5,971.00
WPTZ-WNNE PO Box 10056 Albany, NY 12201	WPTZ-WNNE PO Box 10056 Albany, NY 12201	Advertising		4,475.00
Eastern Marketing Services PO Box 189 Dover, NH 03821-0189	Eastern Marketing Services PO Box 189 Dover, NH 03821-0189	Advertising		4,262.86

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS
(Continuation Sheet)

(1) <i>Name of creditor and complete mailing address including zip code</i>	(2) <i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	(3) <i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	(4) <i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	(5) <i>Amount of claim [if secured, also state value of security]</i>
Jofran, Inc. 1 Jofran Way Norfolk, MA 02056	Jofran, Inc. 1 Jofran Way Norfolk, MA 02056	Inventory		4,250.38
Forest Designs 3230 E. Roseer Road Phoenix, AZ 85040	Forest Designs 3230 E. Roseer Road Phoenix, AZ 85040	Inventory		3,262.68
United Sleep Products 1156 South US 1 Vero Beach, FL 32962	United Sleep Products 1156 South US 1 Vero Beach, FL 32962	Inventory		3,182.87
Competitive Computers 160 North Street Claremont, NH 03743	Competitive Computers 160 North Street Claremont, NH 03743	Services		2,928.00
Crawford Furniture Mfg. Co. PO Box 668 Jamestown, NY 14702-0668	Crawford Furniture Mfg. Co. PO Box 668 Jamestown, NY 14702-0668	Inventory		2,395.50
Vaughan-Bassett Furniture Co. PO Box 890448 Charlotte, NC 28289-0448	Vaughan-Bassett Furniture Co. PO Box 890448 Charlotte, NC 28289-0448	Inventory		2,117.97
Liberty Furniture 6195 Purdue Drive Atlanta, GA 30336	Liberty Furniture 6195 Purdue Drive Atlanta, GA 30336	Inventory		2,008.00
Bridgman Valliante & Villard PC PO Box 1 Claremont, NH 03743	Bridgman Valliante & Villard PC PO Box 1 Claremont, NH 03743	Services		1,727.54

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

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

Date December 3, 2007Signature /s/ Henry J. Tunkel

Henry J. Tunkel
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.*

**United States Bankruptcy Court
District of New Hampshire**

In re Furniture Plus, Inc.

Debtor(s)

Case No. _____

Chapter 11

VERIFICATION OF CREDITOR MATRIX

I, the President of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date: December 3, 2007

/s/ Henry J. Tunkel

Henry J. Tunkel/President

Signer/Title

**United States Bankruptcy Court
District of New Hampshire**

In re **Furniture Plus, Inc.**

Debtor(s)

Case No.

Chapter

11

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 **Furniture Plus, Inc.** 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:

☒ None [*Check if applicable*]

December 3, 2007

Date

/s/ William S. Gannon

William S. Gannon

Signature of Attorney or Litigant

Counsel for **Furniture Plus, Inc.**

William S. Gannon PLLC

889 Elm Street, 4th Floor

Manchester, NH 03101

(603) 621-0833 Fax: (603) 621-0830

mjoyce@gannonlawfirm.com