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Official Form	1 (4/07					ruptcy	Court	igo i	01 10			Vo	luntam	y Dotition
District of New Jersey												V 0	iumai	y Petition
Name of Debto		Name	of Joint	Debtor	(Spouse	e) (Last, Firs	t, Middle):							
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):											Joint Debtor trade names		8 years	
Last four digits xxx-xx-136		Sec./Complet	e EIN or ot	her Tax I	D No. (if mo	re than one, sta	te all) Last 1	our digit	ts of So	c. Sec./C	omplete EIN	or other T	Tax ID No.	(if more than one, state all
Street Address of 116 Marlbo Bridgeton,	oro Ro		reet, City, a	and State)	:	ZIP Code		Address	s of Joir	nt Debtoi	(No. and St	reet, City,	and State):	ZIP Code
C + CD :		Cd D:	1.01	CD :		08302		· CD	• 1	6.4	D: : 1D:	C.D.		
County of Resid		of the Princi	pal Place of	Business	3:		Coun	ty of Res	sidence	or of the	Principal Pl	ace of Bus	iness:	
Mailing Addres	-	otor (if differe	nt from stre	eet addres	s):		Maili	ng Addre	ess of Jo	oint Deb	or (if differe	nt from str	eet address):
								Ü					•	,
					_	ZIP Code	:							ZIP Code
Location of Prin	ncinal A	ssets of Rusin	ess Debtor											
(if different from	n street	address abov	e):											
Œ		f Debtor Organization)				of Business	1				of Bankru Petition is F			nich
(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.) □ Health Care Business □ Single Asset Real Estate as do in 11 U.S.C. § 101 (51B) □ Railroad □ Stockbroker □ Commodity Broker □ Clearing Bank □ Other □ Tax-Exempt Entity					7	□ Ch. □ Ch. □ Ch.	apter 7 apter 9 apter 11 apter 12 apter 13	1 2 3	O O O	f a Foreign hapter 15 l f a Foreign e of Debts k one box)	Main Proce Petition for Nonmain I	Recognition		
				unde Cod	tor is a tax- er Title 26 o	t, if applicable exempt orgof the Unite nal Revenu	anization d States	defi "inc	ined in 1 curred by	1 U.S.C. y y an indiv family, or	§ 101(8) as idual primaril household pu	y for rpose."	_	iness debts.
Full Filing I	See attac	U	e (Check on	ie box)				one box			Chapter 11 less debtor a		n 11 U.S.C.	§ 101(51D).
☐ Filing Fee to attach signe	o be paid		court's cons	ideration	certifying t	hat the deb	tor Check	Debtor c if: Debtor	is not a	a small b	usiness debt	or as defin	ed in 11 U.s debts (exclu	S.C. § 101(51D).
☐ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.							Accept	is being	g filed w	ith this petit n were solic accordance	ited prepet			
Statistical/Adm											THI	S SPACE IS	FOR COUR	T USE ONLY
☐ Debtor esting ☐ Debtor esting there will be	nates tha		xempt prop	erty is ex	cluded and	administrat		es paid,						
Estimated Num			01 415111041								†			
1- 49	50- 99	100- 199	200- 999	1,000- 5,000	5,001- 10,000	10,001- 25,000	25,001- 50,000	50,00 100,00		VER 00,000				
Ě	Ű		<u> </u>	5,000	0,000	25,000	50,000							
Estimated Asset	ts				001:		000 001		· ·					
\$0 to \$10,000		\$10,00 \$100,0		\$100 \$1 n),001 to nillion		000,001 to 00 million		More th \$100 m					
Estimated Liabi	lities	П ф50 cc			001.		000 001							
\$0 to \$50,000		\$50,00 \$100,0			0,001 to nillion		000,001 to 00 million		More th \$100 m					

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FORM RI Page 2

Official Form	l (4/07)		FURM B1, Page 2
Voluntary	Petition	Name of Debtor(s): Shimp, Newton B. III	
(This page mus	st be completed and filed in every case)		
	All Prior Bankruptcy Cases Filed Within Last	t 8 Years (If more than two, attach ad	ditional sheet)
Location Where Filed:	- None -	Case Number:	Date Filed:
Location Where Filed:		Case Number:	Date Filed:
Pen	nding Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If more than	one, attach additional sheet)
Name of Debto	or:	Case Number:	Date Filed:
District:		Relationship:	Judge:
	Exhibit A	Ex	hibit B
forms 10K an pursuant to S	leted if debtor is required to file periodic reports (e.g., and 10Q) with the Securities and Exchange Commission ection 13 or 15(d) of the Securities Exchange Act of 1934 ting relief under chapter 11.)	(To be completed if debtor is an individual I, the attorney for the petitioner named have informed the petitioner that [he o 12, or 13 of title 11, United States Cocunder each such chapter. I further cert required by 11 U.S.C. §342(b).	whose debts are primarily consumer debts.) I in the foregoing petition, declare that I was the foregoing petition, declare to that I delivered to the relief available if y that I delivered to the debtor the notice
☐ Exhibit A	A is attached and made a part of this petition.	Signature of Attorney for Debtor(s)	(Date)
	Fyh	ıibit C	
	r own or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition.		harm to public health or safety?
	Exh	nibit D	
Exhibit I If this is a joir	-	a part of this petition.	separate Exhibit D.)
☐ Exhibit I	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, princips days immediately preceding the date of this petition or for	al place of business, or principal asset	s in this District for 180 any other District.
	There is a bankruptcy case concerning debtor's affiliate, ge	eneral partner, or partnership pending	in this District.
	Debtor is a debtor in a foreign proceeding and has its 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.	s in the United States but is a defendar the interests of the parties will be serve	nt in an action or d in regard to the relief
	Statement by a Debtor Who Resides (Check all app		y
	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, th permitted to cure the entire monetary default that gave rise possession was entered, and		
	Debtor has included in this petition the deposit with the coafter the filing of the petition.	ourt of any rent that would become due	e during the 30-day period

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

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.

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

bankruptcy petition preparer is not an individual:

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Official Form 1, Exhibit D (10/06)

United States Bankruptcy Court District of New Jersey

		•			
In re	Newton B. Shimp, III		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 15 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 five 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. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.] ____

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

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Official Form 1, Exh. D (10/06) - Cont.

☐ 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.]
☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or
mental deficiency so as to be incapable of realizing and making rational decisions with respect to
financial responsibilities.);
☐ 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, or
through the Internet.);
☐ 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 perjury that the information provided above is true and correct.

Signat	ure of Debtor: _	/s/ Newton B. Shimp, III	
_	_	Newton B. Shimp, III	
Date:	April 8, 2009		

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Official Form 6D (10/06)

In re	Newton B. Shimp, III	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, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. § 112. If "a minor child" is stated, also include the name, address, and legal relationship to the minor child of a person described in 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 "Unsecured Portion" on the Statistical 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	sband, Wife, Joint, or Community DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGEN	UNLLQULDAT	S P U T E	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No. Excel Financial Corp. 455 Pennsylvania Ave. Suite 2 LF Fort Washington, PA 19034		-	2/05 Mortgage Blk. 8, Lot 2, Stow Creek Twp., Cumberland Co., NJ Value \$ 950,000.00	Т	T E D		328,227.99	0.00
Account No. 09-859-RBK FCC Equip Financing/Caterpillar Fin. Svc ATTN: Jeffrey Rosenthal, Esq. Greenberg Traurig, LLP 200 Park Ave., PO Box 677		-	2/07 Security Agreement multiple tractors and dump trucks					
Florham Park, NJ 07932 Account No. 12072419 Kubota Credit Corp. 3401 Del Amo Blvd. Torrance, CA 90503		-	Value \$ Unknown 2004 security agreement Model M8200SDNBC tractor				227,102.27	Unknown
Account No. 1112456 Liberty Financial Group PO Box 787 Marshall, MN 56258		-	Value \$ 36,000.00 1/08 security agreement wood burning stove for nursery Value \$ 11,000.00				8,891.48 8,000.00	0.00
continuation sheets attached		<u> </u>	11,000.00	I Subt his j		-	572,221.74	0.00

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Official Form 6D (10/06) - Cont.

In re	Newton B. Shimp, III	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.)	CODEBLOR	H H W C	NATURE OF LIEN, AND DESCRIPTION AND VALUE	CONTLAGENT	DDLCDLCD	SPUTE	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No. 600 0071639-000		Ī	9/07	Ť	A T E D			
U.S. Bank 1450 Channel Pkwy.			Security Agreement		D			
Marshall, MN 56258		-	1992 Ford L9000 tri-axle dump truck					
			Value \$ 11,000.00				15,520.00	4,520.00
Account No.		T	·				·	·
			Value \$					
Account No.								
	4	1	Value \$		<u> </u>			
Account No.	4							
			W. I. O.					
A account No	+	+	Value \$	_	┝			
Account No.	-							
			Value \$					
Sheet 1 of 1 continuation sheets at	to a le	ن ان		Sub	tota	1		
Sheet <u>1</u> of <u>1</u> continuation sheets at Schedule of Creditors Holding Secured Clair		a t	(Total c				15,520.00	4,520.00
				-	Γota	ıl	587,741.74	4,520.00
			(Report on Summary of				307,741.74	4,520.00

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Official Form 6F (10/06)

In re	Newton B. Shimp, III	Case No.
	Γ	ebtor

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, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. § 112. If "a minor child" is stated, also include the name, address, and legal relationship to the minor child of a person described in 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 filing a case under chapter 7, 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 this box it debtor has no creditors holding unsecure			no to report on this senedule 1.				
CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	H W J C		CONTINGENT	DZLLGD_DKHUD	DISPUTED	AMOUNT OF CLAIM
Account No. mult. accts.			1952	Ť	Ť		
Atlantic City Electric ATTN: Pepco Holdings Bankruptcy Dept. 5 College Dr., Suite 2133 Carneys Point, NJ 08069		-	utility service		D		2,848.78
Account No.							
Account No.							
Account No.							
continuation sheets attached			(Total of	Subt			2,848.78
			(Report on Summary of So	Т	ota	.1	2,848.78

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		District of New Jersey		
In re	Newton B. Shimp, III		Case No.	
		Debtor(s)	Chapter	11

VERIFICATION OF CREDITOR MATRIX

The above-named Debtor hereby verifies that the attached list of creditors is true and correct to the best of his/her knowledge.	
Date: _April 8, 2009	/s/ Newton B. Shimp, III
	Newton B. Shimp, III
	Signature of Debtor

AEL Inc. PO Box 2020 Buckhannon, WV 26201

Atlantic City Electric ATTN: Pepco Holdings Bankruptcy Dept. 5 College Dr., Suite 2133 Carneys Point, NJ 08069

Caterpillar fin. Svcs. Corp. 2120 West End Ave. Nashville, TN 37203

Excel Financial Corp. 455 Pennsylvania Ave. Suite 2 LF Fort Washington, PA 19034

Farm-Rite, Inc. 122 Old Cohansey Rd. Shiloh, NJ 08353

FCC Equip Financing/Caterpillar Fin. Svc ATTN: Jeffrey Rosenthal, Esq. Greenberg Traurig, LLP 200 Park Ave., PO Box 677 Florham Park, NJ 07932

Kubota Credit Corp. 3401 Del Amo Blvd. Torrance, CA 90503

Liberty Financial Group PO Box 787 Marshall, MN 56258

U.S. Bank 1450 Channel Pkwy. Marshall, MN 56258