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Case 10-34162-KCF Doc 1 Filed 08/05/10 Entered 08/05/10 16:10:54 Desc Main B1 (Official Form 1) (4/10) Document Page 1 of 12

United States Bankruptcy Court District of New Jersey				Voluntary Petition				
Name of Debtor (if individual, enter Last, First, Mid Citta, Michael	dle):		Name of Jo		_	ise) (Last, First,	Middle):	
All Other Names used by the Debtor in the last 8 year (include married, maiden, and trade names):	ırs					e Joint Debtor i nd trade names)		8 years
Last four digits of Soc. Sec. or Individual-Taxpayer EIN (if more than one, state all): 5157	[.D. (ITIN) No./	Complete		-		or Individual-T all): 4930	axpayer I.	D. (ITIN) No./Complete
Street Address of Debtor (No. & Street, City, State & 1205 Steeplechase Ct	k Zip Code):		1205 St	eeplech	nase C		et, City, St	tate & Zip Code):
Toms River, NJ	ZIPCODE 08	755-2217	Toms R	iver, N.	,			ZIPCODE 08755-2217
County of Residence or of the Principal Place of Bus Ocean	siness:		County of Ocean	Residence	e or of the	he Principal Pla	ce of Busi	iness:
Mailing Address of Debtor (if different from street a	ddress)		Mailing A	ddress of	Joint De	ebtor (if differen	nt from str	reet address):
	ZIPCODE							ZIPCODE
Location of Principal Assets of Business Debtor (if o	lifferent from st	reet address	above):				_	
					T			ZIPCODE
Type of Debtor (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.) ✓ Full Filing Fee (Check one box) ✓ Full Filing Fee to be paid in installments (Applicable to only). Must attach signed application for the court consideration certifying that the debtor is unable t except in installments. Rule 1006(b). See Official □ Filing Fee waiver requested (Applicable to chapte only). Must attach signed application for the court consideration. See Official Form 3B.	Single A U.S.C. § Railroad Stockbro Commod Clearing Other Debtor is Title 26 Internal I	Tax-Exem Check box, i s a tax-exem of the United Revenue Cod Check on Debtor Check if: Debtor than \$2 Check all A plan Accept	ne box.) state as defined in the last defined	under he ness debte unsiness d ncontinge unt subjec vith this p un were so	Chap Chap	the Petitionapter 7 supter 7 supter 9 supter 11 supter 12 supter 13 subts are primarillots, defined in 1 01(8) as "incurrividual primaril sonal, family, od purpose." supter 11 Debtors ined in 11 U.S.4 defined in 11 U.S.4 defin	n is Filed Charles Rec Ma Charles Rec Non Nature of (Check on yy consum 1 U.S.C. red by an rhouse- C. § 101(: J.S.C. § 1 d to non-i- ///////////////////////////////////	ne box.) er Debts are primarily business debts. 51D).
Statistical/Administrative Information ✓ Debtor estimates that funds will be available for □ Debtor estimates that, after any exempt property distribution to unsecured creditors.		nsecured cre	editors.	-		o funds availabl	le for	THIS SPACE IS FOR COURT USE ONLY
Estimated Number of Creditors)1- 1		25,001- 50,000		50,001- 100,000	Over 100,000	
		-	550,000,001 to	\$100,000 to \$500		\$500,000,001 to \$1 billion	More tha	
Estimated Liabilities		,000,001	550,000,001 to			\$500,000,001 to \$1 billion	More tha	

	Case Number:		
Location Where Filed: N/A	Case Number.	Date Filed:	
Pending Bankruptcy Case Filed by any Spouse, Partner	or Affiliate of this Debtor	(If more than one, attach a	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., for 10K and 10Q) with the Securities and Exchange Commission pursuant Section 13 or 15(d) of the Securities Exchange Act of 1934 and requesting relief under chapter 11.) Exhibit A is attached and made a part of this petition.	is I, the attorney for the petithat I have informed the chapter 7, 11, 12, or 1 explained the relief avail	Exhibit B Inpleted if debtor is an indivitor are primarily consumer ditioner named in the foregoin petitioner that [he or she] of title 11, United State able under each such chap debtor the notice required	ebts.) ing petition, declar may proceed unde es Code, and have ter. I further certify
	X /s/ Timothy P. Neu	umann, Esq.	8/05/10
	Signature of Attorney for D	Pebtor(s)	Date
(To be completed by every individual debtor. If a joint petition is file ✓ Exhibit D completed and signed by the debtor is attached and If this is a joint petition: ✓ Exhibit D also completed and signed by the joint debtor is attached.	I made a part of this petition.		it D.)
Exhibit D also completed and signed by the joint debtor is at	tached a made a part of this per	Atton.	
			ays immediately
☐ There is a bankruptcy case concerning debtor's affiliate, gene	eral partner, or partnership pend	ding in this District.	
☐ Debtor is a debtor in a foreign proceeding and has its principal or has no principal place of business or assets in the United State in this District, or the interests of the parties will be served in	ites but is a defendant in an action	on or proceeding [in a federa	
Certification by a Debtor Who Re	sides as a Tenant of Reside	ential Property	
(Check all Landlord has a judgment against the debtor for possession of	applicable boxes.) debtor's residence. (If box che	ecked, complete the following	ng.)
(Name of landlord or	lessor that obtained judgment)		
(Addrass o	f landlord or lessor)		

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

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

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Date Filed:

2/4/2040

Citta, Michael & Citta, Jacqueline

Page 2 of 12
Name of Debtor(s):

Case Number:

40 42204

Prior Bankruptcy Case Filed Within Last 8 Years (If more than two, attach additional sheet)

Page 2

Case 10-34162-KCF B1 (Official Form 1) (4/10)

filing of the petition.

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

Voluntary Petition

Location

Doc 1

Document_

Citta, Michael & Citta, Jacqueline

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 State 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. §

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

X /s/ Michael Citta

Signature of Debtor

Michael Citta

/s/ Jacqueline Citta

Jacqueline Citta Signature of Joint Debtor

Telephone Number (If not represented by attorney)

August 5, 2010

Date

Signature of Attorney*

X /s/ Timothy P. Neumann, Esq.

Signature of Attorney for Debtor(s)

Timothy P. Neumann, Esq. TN6429 **Broege Neumann** Fischer & Shaver 25 Abe Voorhees Drive Manasquan, NJ 08736 (732) 223-8484 Fax: (732) 223-2416 btassillo@aol.com

August 5, 2010

*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.

ignature of Authorized	Individual	
rinted Name of Author	ized Individual	
itle of Authorized Indi	vidual	

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.)

Date

Date

- ☐ 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	

Signature of Non-Attorney 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); 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			

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 10-34162-KCF B1D (Official Form 1, Exhibit D) (12/09)

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Date: August 5, 2010

Filed 08/05/10 Entered 08/05/10 16:10:54 Desc Main Doc 1 Document Page 4 of 12 United States Bankruptcy Court

District of New Jersey

IN RE:	Case No
Citta, Michael	Chapter 11
Debtor(s)	-
EXHIBIT D - INDIVIDUAL DEBTOR'S ST CREDIT COUNSELING R	
Warning: You must be able to check truthfully one of the five statemed oso, you are not eligible to file a bankruptcy case, and the court can whatever filing fee you paid, and your creditors will be able to resumand you file another bankruptcy case later, you may be required to pato stop creditors' collection activities.	dismiss any case you do file. If that happens, you will lose e collection activities against you. If your case is dismissed
Every individual debtor must file this Exhibit D. If a joint petition is filed, ed one of the five statements below and attach any documents as directed.	ach spouse must complete and file a separate Exhibit D. Check
1. Within the 180 days before the filing of my bankruptcy case , I recathe United States trustee or bankruptcy administrator that outlined the opperforming a related budget analysis, and I have a certificate from the agen certificate and a copy of any debt repayment plan developed through the	portunities for available credit counseling and assisted me in cy describing the services provided to me. Attach a copy of the
2. Within the 180 days before the filing of my bankruptcy case , I recathe United States trustee or bankruptcy administrator that outlined the opperforming a related budget analysis, but I do not have a certificate from the a copy of a certificate from the agency describing the services provided to the agency no later than 14 days after your bankruptcy case is filed.	portunities for available credit counseling and assisted me in e agency describing the services provided to me. You must file
3. I certify that I requested credit counseling services from an approved days from the time I made my request, and the following exigent circurequirement so I can file my bankruptcy case now. [Summarize exigent circums of the country of the coun	mstances merit a temporary waiver of the credit counseling
If your certification is satisfactory to the court, you must still obtain to you file your bankruptcy petition and promptly file a certificate from the form	te agency that provided the counseling, together with a copy to fulfill these requirements may result in dismissal of your use and is limited to a maximum of 15 days. Your case may
4. I am not required to receive a credit counseling briefing because of: [motion for determination by the court.] Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of realizing and making rational decisions with respect to financial Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically imparticipate in a credit counseling briefing in person, by telephone, and Active military duty in a military combat zone.	on of mental illness or mental deficiency so as to be incapable responsibilities.); ired to the extent of being unable, after reasonable effort, to
5. The United States trustee or bankruptcy administrator has determined ones not apply in this district.	d that the credit counseling requirement of 11 U.S.C. § 109(h)
I certify under penalty of perjury that the information provided above	e is true and correct.
Signature of Debtor: /s/ Michael Citta	

Certificate Number: 01267-NJ-CC-011880752



CERTIFICATE OF COUNSELING

I CERTIFY that on <u>August 4, 2010</u>, at <u>2:23</u> o'clock <u>PM CDT</u>, <u>Michael S Citta</u> received from <u>Money Management International, Inc.</u>, an agency approved pursuant to 11 U.S.C. § 111 to provide credit counseling in the <u>District of New Jersey</u>, an individual [or group] briefing that complied with the provisions of 11 U.S.C. §§ 109(h) and 111.

A debt repayment plan <u>was not prepared</u>. If a debt repayment plan was prepared, a copy of the debt repayment plan is attached to this certificate.

This counseling session was conducted by internet and telephone.

Date: August 4, 2010

By: /s/Roger Redding

Name: Roger Redding

Title:

Counselor

^{*} Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. *See* 11 U.S.C. §§ 109(h) and 521(b).

Case 10-34162-KCF B1D (Official Form 1, Exhibit D) (12/09)

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District of New Jersey

IN RE:	Case No
Citta, Jacqueline	Chapter 11
Debtor(s) EXHIBIT D - INDIVIDUAL DEBTOR'S CREDIT COUNSELING	
Warning: You must be able to check truthfully one of the five stater do so, you are not eligible to file a bankruptcy case, and the court control whatever filing fee you paid, and your creditors will be able to result and you file another bankruptcy case later, you may be required to to stop creditors' collection activities.	ments regarding credit counseling listed below. If you cannot an dismiss any case you do file. If that happens, you will lose me collection activities against you. If your case is dismissed
Every individual debtor must file this Exhibit D. If a joint petition is filed 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 the United States trustee or bankruptcy administrator that outlined the performing a related budget analysis, and I have a certificate from the ag certificate and a copy of any debt repayment plan developed through the	opportunities for available credit counseling and assisted me in ency describing the services provided to me. Attach a copy of the
2. Within the 180 days before the filing of my bankruptcy case , I the United States trustee or bankruptcy administrator that outlined the performing a related budget analysis, but I do not have a certificate from a copy of a certificate from the agency describing the services provided the agency no later than 14 days after your bankruptcy case is filed.	opportunities for available credit counseling and assisted me in the agency describing the services provided to me. You must file
3. I certify that I requested credit counseling services from an approved as from the time I made my request, and the following exigent cirrequirement so I can file my bankruptcy case now. [Summarize exigent]	cumstances merit a temporary waiver of the credit counseling
If your certification is satisfactory to the court, you must still obtain	n the analit counceling buicking within the first 20 days often
you file your bankruptcy petition and promptly file a certificate from of any debt management plan developed through the agency. Failur case. Any extension of the 30-day deadline can be granted only for calso be dismissed if the court is not satisfied with your reasons for counseling briefing.	the agency that provided the counseling, together with a copy te to fulfill these requirements may result in dismissal of your cause and is limited to a maximum of 15 days. Your case may
4. I am not required to receive a credit counseling briefing because of motion for determination by the court.]	f: [Check the applicable statement.] [Must be accompanied by a
☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by re- of realizing and making rational decisions with respect to finance	
 Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically imparticipate in a credit counseling briefing in person, by telephone Active military duty in a military combat zone. 	
5. The United States trustee or bankruptcy administrator has determi does not apply in this district.	ned that the credit counseling requirement of 11 U.S.C. § 109(h)
I certify under penalty of perjury that the information provided ab	ove is true and correct.
Signature of Debtor: /s/ Jacqueline Citta	
Date: August 5, 2010	

Certificate Number: 01267-NJ-CC-011880755



CERTIFICATE OF COUNSELING

I CERTIFY that on <u>August 4, 2010</u>, at <u>2:23</u> o'clock <u>PM CDT</u>, <u>Jacqueline M Citta</u> received from <u>Money Management International</u>, <u>Inc.</u>, an agency approved pursuant to 11 U.S.C. § 111 to provide credit counseling in the <u>District of New Jersey</u>, an individual [or group] briefing that complied with the provisions of 11 U.S.C. §§ 109(h) and 111.

A debt repayment plan <u>was not prepared</u>. If a debt repayment plan was prepared, a copy of the debt repayment plan is attached to this certificate.

This counseling session was conducted by internet and telephone.

Date: August 4, 2010

By: /s/Roger Redding

Name: Roger Redding

Title:

Counselor

^{*} Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. *See* 11 U.S.C. §§ 109(h) and 521(b).

$_{B4\,(Official Form 4)} Case_4) 10.734162\text{-KCF}$ Filed 08/05/10 Entered 08/05/10 16:10:54 Desc Main Doc 1 Document Page 8 of 12 United States Bankruptcy Court

District of New Jersey

IN RE:	Case No.
Citta, Michael & Citta, Jacqueline	Chapter 11
Debtor(s)	•

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,

(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)
Sun National Bank				552,426.00
226 W Landis Ave Vineland, NJ 08360	(800) 691-7701			
James Sciubba 606 Lake Shore Dr Pasadena, MD 21122-5131				150,000.00
Equitable Loan 114 South Main Street PO Box 267 Cadiz, OH 43907-0267	(740) 942-2092			12,000.00
Kitchens By Frank 2345 Route 9 Toms River, NJ 08753	(732) 364-1343			11,000.00
Chase 201 N Walnut St # ST//DE1-1027 Wilmington, DE 19801	(800) 955-9900			6,893.00
Cap One PO Box 85520 Richmond, VA 23285-5520	(800) 955-7070			2,318.00
Sst/columbus Bank And Trus 4315 Pickett Rd Saint Joseph, MO 64503-1600	(816) 671-2836			1,940.00
Cap One PO Box 85520 Richmond, VA 23285-5520	(800) 955-7070			573.00
First Premier Bank 601 S Minnesota Ave Sioux Falls, SD 57104-4824	(605) 357-3440			385.00
Northbrook Spring Water 136 Brighton Ave Deal, NJ 07723	(732) 531-4443			353.64
Gemb/jcp PO Box 984100 El Paso, TX 79998-4100	(800) 542-0800			323.00
Gemb/jcp PO Box 984100 El Paso, TX 79998-4100	(800) 542-0800			323.00
Hsbc Bank PO Box 5253 Carol Stream, IL 60197-5253	(800) 379-7999			308.00
Verizon New Jersey Inc 500 Technology Dr Saint Charles, MO 63304	(877) 325-5156			166.00

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G M A C PO Box 105677 Atlanta, GA 30348-5677

(800) 200-4622

24,159.00 Collateral: 24,000.00 Unsecured: 159.00

Comcast Nj Toms River Cty Serv Eastern Account System 75 Glen Rd Ste 110 55.00

Sandy Hook, CT 06482-1175

(203) 426-7834

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date: August 5, 2010 Signature of Debtor /s/ Michael Citta

Michael Citta

Date: August 5, 2010 Signature /s/ Jacqueline Citta
of Joint Debtor Jacqueline Citta

(if any)

Bac Home Loans Servici Acct# 22678999 450 American St Simi Valley CA 93065-6285

Cap One Acct# 517805235377 PO Box 85520 Richmond VA 23285-5520

Cap One Acct# 486236255579 PO Box 85520 Richmond VA 23285-5520

Chase Acct# 426690201651 201 N Walnut St # ST//DE1-1027 Wilmington DE 19801

Disney Saratoga Spring Resort 1960 Buena Vista Orlando FL 32830

Disney Vacation Development 1960 Broadway Orlando FL 32830

Eastern Account System 75 Glen Rd Ste 110 Sandy Hook CT 06482-1175

Equitable Loan 114 South Main Street PO Box 267 Cadiz OH 43907-0267 First Premier Bank Acct# 4869557107236367 601 S Minnesota Ave Sioux Falls SD 57104-4824

G M A C Acct# 020911835575 PO Box 105677 Atlanta GA 30348-5677

Gemb/jcp Acct# 3327814129 PO Box 984100 El Paso TX 79998-4100

Gemb/jcp Acct# 600889332781 PO Box 984100 El Paso TX 79998-4100

Hsbc Bank Acct# 601138102022 PO Box 5253 Carol Stream IL 60197-5253

Internal Revenue Service PO Box 21126 Philadelphia PA 19114-0326

Internal Revenue Service 4 Paragon Way Freehold NJ 07728-7895

Internal Revenue Service CENTRALIZED iNSOLVENCY OPERATIONS PO Box 21126 Philadelphia PA 19114-0326 James Sciubba 606 Lake Shore Dr Pasadena MD 21122-5131

Kancher Law Firm Grove Professional Center 100 Grove St Haddonfield NJ 08033-1211

Kitchens By Frank 2345 Route 9 Toms River NJ 08753

Northbrook Spring Water 136 Brighton Ave Deal NJ 07723

Sst/columbus Bank And Trus Acct# 4036240007407473 4315 Pickett Rd Saint Joseph MO 64503-1600

Sun National Bank 226 W Landis Ave Vineland NJ 08360

Verizon New Jersey Inc Acct# 505322988 500 Technology Dr Saint Charles MO 63304