Case 10-48529-KCF Doc 1 Filed 12/14/10 Entered 12/14/10 13:15:34 Desc Main B1 (Official Form 1) (4/10) Document Page 1 of 5 **United States Bankruptcy Court**

District of Ne	ew Jersey, T						Vol	untary Petition
Name of Debtor (if individual, enter Last, First, Mic Our Daily Soup, LLC	Name of Joint Debtor (Spouse) (Last, First, Middle):							
All Other Names used by the Debtor in the last 8 ye (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 EIN (if more than one, state all): 71-1032608	I.D. (ITIN) No./C	Complete	Last four dig EIN (if more				'axpayer I.I	D. (ITIN) No./Complete
Street Address of Debtor (No. & Street, City, State of 701 Lacey Road Forked River, NJ	& Zip Code):		Street Addre	ess of Joi	nt Deb	tor (No. & Stree	et, City, Sta	tte & Zip Code):
Torrod Rivor, No	ZIPCODE 087	731						ZIPCODE
County of Residence or of the Principal Place of Bu Ocean	siness:		County of R	Residence	or of the	he Principal Pla	ce of Busir	ness:
Mailing Address of Debtor (if different from street a	address)		Mailing Add	dress of J	oint De	ebtor (if differer	nt from stre	et address):
	ZIPCODE						Г	ZIPCODE
Location of Principal Assets of Business Debtor (if	l .	eet address abo	ove):					
701 Lacey Road, Forked River, NJ							Г	ZIPCODE 08731
Type of Debtor (Form of Organization)		Nature of Bu						Code Under Which (Check one box.)
(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.) LLC Filing Fee (Check one box) ☑ Full Filing Fee attached ☐ Filing Fee to be paid in installments (Applicable tonly). Must attach signed application for the cour consideration certifying that the debtor is unable to except in installments. Rule 1006(b). See Official	U.S.C. § Railroad Stockbrok Commodi Clearing I Other Debtor is Title 26 o Internal R	Tax-Exempt Tax-Exempt Theck box, if a a tax-exempt of the United S evenue Code) Check one box Debtor is Debtor is Check if:	Entity pplicable.) organization u tates Code (the . oox: a small busine not a small bu	ess debtor usiness de contingen	Chapter as defebtor as	obts are primaril ots, defined in 1 01(8) as "incurrividual primaril sonal, family, o d purpose." oter 11 Debtors fined in 11 U.S. defined in 11 U.S. dated debts owe	Recommendation Mature of (Check one y consume 1 U.S.C. red by an y for a r house-	Debts are primarily business debts. Debts are primarily business debts. Debts are primarily business debts.
Filing Fee waiver requested (Applicable to chapte only). Must attach signed application for the cour consideration. See Official Form 3B.		A plan is Acceptan	pplicable boxed being filed witces of the plan be with 11 U.S	th this pe n were sol	icited p	prepetition from	one or mo	re classes of creditors, in
Statistical/Administrative Information ✓ Debtor estimates that funds will be available for ☐ Debtor estimates that, after any exempt property distribution to unsecured creditors.				d, there w	ill be n	o funds availab	le for	THIS SPACE IS FOR COURT USE ONLY
5,0	5,001 000 10,00		001-	25,001- 50,000		50,001- 100,000	Over 100,000	
Estimated Assets			0,000,001 to	\$100,000 to \$500 n		\$500,000,001 to \$1 billion	More than	
Estimated Liabilities		000,001 \$50 0 million \$10	0,000,001 to	\$100,000 to \$500 n	*	\$500,000,001 to \$1 billion	More than	

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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.	(To be completed whose debts are properties of the petitioner of that I have informed the petition chapter 7, 11, 12, or 13 of tittle explained the relief available unthat I delivered to the debtor of Bankruptcy Code.	xhibit B if debtor is an individual rimarily consumer debts.) named in the foregoing petition, declare ner that [he or she] may proceed under the 11, United States Code, and have der each such chapter. I further certify the notice required by § 342(b) of the
	Signature of Attorney for Debtor(s)	Date
Yes, and Exhibit C is attached and made a part of this petition.		n and identifiable flamin to public fleating
▼ No Exhi (To be completed by every individual debtor. If a joint petition is filed, ea □ Exhibit D completed and signed by the debtor is attached and ma	•	
Yes, and Exhibit C is attached and made a part of this petition. No Exhi (To be completed by every individual debtor. If a joint petition is filed, exhibited by the complete of the comple	ach spouse must complete and atta	nt and identifiable harm to public health
Yes, and Exhibit C is attached and made a part of this petition. Exhi (To be completed by every individual debtor. If a joint petition is filed, explicitly be a point petition in the petition. Exhibit D also completed and signed by the joint debtor is attached in the petition. Information Regarding the petition in the petition i	ach spouse must complete and attaide a part of this petition. ed a made a part of this petition. ng the Debtor - Venue pplicable box.) of business, or principal assets in the	ch a separate Exhibit D.)
Yes, and Exhibit C is attached and made a part of this petition. No	ach spouse must complete and attaide a part of this petition. ed a made a part of this petition. ng the Debtor - Venue pplicable box.) of business, or principal assets in the days than in any other District.	ch a separate Exhibit D.) is District for 180 days immediately
Yes, and Exhibit C is attached and made a part of this petition. Yes, and Exhibit C is attached and made a part of this petition. Exhibit D completed by every individual debtor. If a joint petition is filed, example in the perition is attached and made in the perition in the perit	ach spouse must complete and attained a part of this petition. ed a made a part of this petition. ed a made a part of this petition. ng the Debtor - Venue pplicable box.) of business, or principal assets in the days than in any other District. partner, or partnership pending in lace of business or principal assets but is a defendant in an action or principal assets.	ch a separate Exhibit D.) is District for 180 days immediately this District. in the United States in this District, occeding [in a federal or state court]

(Name of landlord or lessor that obtained judgment)

(Address of 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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filing of the petition.

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

Voluntary Petition

Location

Location

Where Filed:

Where Filed: None

Doc 1

Document

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

Filed 12/14/10 Entered 12/14/10 13:15:34 Desc Main

Date Filed:

Date Filed:

Page 2 of 5 Name of Debtor(s):

Case Number:

Case Number:

Our Daily Soup, LLC

Page 2

Voluntary Petition

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

Our Daily Soup, LLC

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.

Signature of Debtor Χ Signature of Joint Debtor Telephone Number (If not represented by attorney)

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.

Printed Name of Foreign Representative	

Signature of Attorney*

X /s/ Diane Ault Cullen, Esq.

Signature of Attorney for Debtor(s)

December 14, 2010

December 14, 2010

Date

information in the schedules is incorrect.

Date

Diane Ault Cullen, Esq. Reinheimer & Reinheimer 200 Main Street PO Box 1086 Toms River, NJ 08754

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

partner whose social security number is provided above.

Address

Date

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.)

ridaress		

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or

Signature of Debtor (Corporation/Partnership)

*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

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.

<	/s/ Michael P. Consavage
	Signature of Authorized Individual
	Michael P. Consavage
	Printed Name of Authorized Individual
	Title of Authorized Individual

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.

1 continuation sheets attached

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(If known)

IN RE Our Daily Soup, LLC

Debtor(s)

Case No. _____

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data. © 1993-2010 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E. TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets) **Domestic Support Obligations** Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1). Extensions of credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3). Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$11,725* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5). Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,775* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6). **Deposits by individuals** Claims of individuals up to \$2,600* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7). **▼** Taxes and Certain Other Debts Owed to Governmental Units Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8). Commitments to Maintain the Capital of an Insured Depository Institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9). Claims for Death or Personal Injury While Debtor Was Intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

* Amounts are subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

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IN RE Our Daily Soup, LLC

Debtor(s)

_ Case No. _ (If known)

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS (Continuation Sheet)

Taxes and Other Certain Debts Owed to Governmental Units

(Type of Priority for Claims Listed on This Sheet)

			(Type of Phority for Claims Listed on This Sheet						
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
ACCOUNT NO.	t		Sales Taxes						
State of New Jersey Division of Taxation 50 Barrack Street Trenton, NJ 08646-0269							39,000.00	39,000.00	
ACCOUNT NO.									
ACCOUNT NO.									
ACCOUNT NO.									
ACCOUNT NO.	_								
ACCOUNT NO.									
Sheet no 1 of 1 continuation sheets Schedule of Creditors Holding Unsecured Priority	att	ached	to (Totals of th	Sub			\$ 39,000.00	\$ 39,000.00	\$
(Use only on last page of the completed Schedule E. Report also on the Summary of Schedules.) \$ 39,000.00									
(Us	e oı	nly on	last page of the completed Schedule E. If ap al Summary of Certain Liabilities and Relate	plic	Tota able	al e,		\$ 39,000.00	\$

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