Case 11-27245-JHW Doc 1 Filed 06/03/11 Entered 06/03/11 10:45:51 Desc Main Document Page 1 of 8

B1 (Official )	Form 1)(4/	10)				, carrior		<u> </u>					
United States Bankruptcy C District of New Jersey					Court				Vo	luntary	Petition		
	ebtor (if ind secon, L.		er Last, First,	Middle):			Name	of Joint De	ebtor (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 dig (if more than one	e, state all)	Sec. or Indi	vidual-Taxpa	ıyer I.D. (	(ITIN) No./(	Complete E	IN Last f	our digits o	f Soc. Sec. or	Individual-	Taxpayer I	.D. (ITIN) N	o./Complete EIN
Street Addre	ess of Debto te Horse		Street, City, a	and State)	):			Address of	Joint Debtor	(No. and St	reet, City,	and State):	
					Г	ZIP Code	:						ZIP Code
County of R	esidence or	of the Prin	cipal Place of	f Business		08201	Count	y of Reside	ence or of the	Principal Pl	ace of Bus	iness:	
Atlantic			1					•		•			
Mailing Add	lress of Deb	otor (if diffe	rent from stre	eet addres	ss):		Mailiı	ng Address	of Joint Debt	or (if differe	nt from str	eet address):	
Truming 1 Iuu		vior (ir uirre			,,,,			-8		(			
						ZIP Code	<u> </u>						ZIP Code
Location of l (if different t													
	Type of	f Debtor			Nature	of Business	;		Chapter	of Bankruj	otcy Code	Under Whi	ch
		rganization)		_	`	one box)		the Petition is Filed (Check one box)					
☐ Individua See Exhi ☐ Corporat ☐ Partnersh	al (includes bit D on pa	ge 2 of this	form.			s defined	☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt	er 9 er 11 er 12	of □ C	a Foreign hapter 15 I	Petition for R Main Procee Petition for R Nonmain Pr	eding ecognition	
Other (If	debtor is not			Othe						Natur	e of Debts		
check this	box and stat	e type of enti	ity below.)	Tax-Exempt Entity (Check box, if applicable) □ Debtor is a tax-exempt organiza under Title 26 of the United Sta Code (the Internal Revenue Cod		e) ganization d States	defined	are primarily continuity in 11 U.S.C. § red by an individual, family, or	onsumer debts, § 101(8) as idual primarily	for		are primarily ess debts.	
	Fil	ling Fee (C	heck one box	;)		Check	one box:	1	Chap	ter 11 Debt	ors		
attach sigr	to be paid in ned application	installments on for the cou	(applicable to	on certifyi	ng that the	Check	Debtor is not if:	a small busi	debtor as definess debtor as contingent liquida	defined in 11 U	U.S.C. § 101	(51D).	lers or affiliates)
Form 3A.		-	n installments.			Check	are less than all applicabl	\$2,343,300 ( e boxes:	amount subject				ee years thereafter).
			able to chapter art's considerati			B.   🗖 1	Acceptances	of the plan w	this petition. were solicited pr S.C. § 1126(b).		n one or moi	re classes of cro	editors,
Statistical/A										THIS	S SPACE IS	FOR COURT	USE ONLY
Debtor e	stimates tha	it, after any	be available exempt prop for distributi	erty is ex	cluded and	administrat		es paid,					
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 As	ssets \$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		More than				
Estimated Li	\$50,001 to \$100,000	\$100,001 to \$500,000	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					

Case 11-27245-JHW Doc 1 Filed 06/03/11 Entered 06/03/11 10:45:51 Desc Main Document Page 2 of 8

B1 (Official Form 1)(4/10) Page 2 Name of Debtor(s): Voluntary Petition RJS Absecon, L.L.C. (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: Location Date Filed: Where Filed: - None -Location Case Number: Date Filed: 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(1)).

## **Voluntary Petition**

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

Name of Debtor(s):

RJS Absecon, L.L.C.

## 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/ Douglas S. Stanger

Signature of Attorney for Debtor(s)

#### Douglas S. Stanger DS5141

Printed Name of Attorney for Debtor(s)

#### Flaster Greenberg PC - Linwood

Firm Name

646 Ocean Heights Ave Linwood, NJ 08221

Address

#### doug.stanger@flastergreenberg.com 609-645-1881 Fax: 609-645-9932

Telephone Number

June 2, 2011

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/ Marc Swarbrick

Signature of Authorized Individual

#### Marc Swarbrick

Printed Name of Authorized Individual

## **Managing Member**

Title of Authorized Individual

June 2, 2011

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.

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.)

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 11-27245-JHW Doc 1 Filed 06/03/11 Entered 06/03/11 10:45:51 Desc Main Document Page 4 of 8

**B4** (Official Form 4) (12/07)

## **United States Bankruptcy Court District of New Jersey**

In re	RJS Absecon, L.L.C.			
		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]
Atlantic City Electric PO Box 13810 Philadelphia, PA 19101	Atlantic City Electric PO Box 13810 Philadelphia, PA 19101	debt for service		600.00
City of Absecon Tax Collector 500 Mill Road Absecon, NJ 08201	City of Absecon Tax Collector 500 Mill Road Absecon, NJ 08201	real estate taxes		71,384.43
JLS Servicing 225 Havana Ave. Egg Harbor City, NJ 08215	JLS Servicing 225 Havana Ave. Egg Harbor City, NJ 08215			1,600.00
New York Community Bank 615 Merrick Avenue Westbury, NY 11590	New York Community Bank 615 Merrick Avenue Westbury, NY 11590	Absecon Courtyard 707 White Horse Pike Absecon, NJ Value bases on current rent roll		3,500,000.00 (1,500,000.00 secured)
S.C. Main Street Associates 3901 Main Street Philadelphia, PA 19127	S.C. Main Street Associates 3901 Main Street Philadelphia, PA 19127	overhead office expense		3,000.00
South Jersey Gas PO Box 3121 Southeastern, PA 19398	South Jersey Gas PO Box 3121 Southeastern, PA 19398	debt for service		100.00

Case 11-27245-JHW Doc 1 Filed 06/03/11 Entered 06/03/11 10:45:51 Desc Main Document Page 5 of 8

B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	RJS Absecon, L.L.C.	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]
<u>L</u>	DECL AD ABION INDED DEL	L	l	1

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

I, the Managing Member 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	June 2, 2011	Signature	/s/ Marc Swarbrick
			Marc Swarbrick
			Managing Member

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.

Atlantic City Electric PO Box 13810 Philadelphia, PA 19101

City of Absecon Tax Collector 500 Mill Road Absecon, NJ 08201

Craig L. Steinfeld, Esq. Riker, Danzig, Scherer Hyland & Perrett Headquarters Plaza One Speedwell Avenue Morristown, NJ 07962-1981

JLS Servicing 225 Havana Ave. Egg Harbor City, NJ 08215

New York Community Bank 615 Merrick Avenue Westbury, NY 11590

Robert Swarbrick 2901B Main Street Suite 302 Philadelphia, PA 19127

S.C. Main Street Associates 3901 Main Street Philadelphia, PA 19127

South Jersey Gas PO Box 3121 Southeastern, PA 19398 Case 11-27245-JHW Doc 1 Filed 06/03/11 Entered 06/03/11 10:45:51 Desc Main Document Page 7 of 8

# **United States Bankruptcy Court**District of New Jersey

In re	RJS Absecon, L.L.C.		Case No.	
		Debtor(s)	Chapter	11
			· · · · · · · · · · · · · · · · · · ·	
	CORPORATE	COWNERSHIP STATEMENT (RU	JLE 7007.1)	
	ant to Federal Rule of Bankruptcy Prod			
	cusal, the undersigned counsel for <u>RJS</u> are) corporation(s), other than the debte			
	lass of the corporation's(s') equity inter			
arry C	inss of the corporation s(s) equity inter	ests, or states that there are no entire	os to report ur	1401 11101 7007.11
■ No	one [Check if applicable]			
luno	2, 2011	/s/ Douglas S. Stanger		
Date	·	Douglas S. Stanger DS5141		
Date		Signature of Attorney or Litigant		
		Counsel for RJS Absecon, L.L.C	<b>:</b> -	
		Flaster Greenberg PC - Linwood		
		646 Ocean Heights Ave Linwood, NJ 08221		
		EIIIWOOD, NJ UOZZI		

doug.stanger@flastergreenberg.com

Case 11-27245-JHW Doc 1 Filed 06/03/11 Entered 06/03/11 10:45:51 Desc Main Document Page 8 of 8

## United States Bankruptcy Court District of New Jersey

In re	RJS Absecon, L.L.C.		Case No.	
		Debtor(s)	Chapter	11

## STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

I, Marc Swarbrick, declare under penalty of perjury that I am the Managing Member of RJS Absecon, L.L.C., and that the following is a true and correct copy of the resolutions adopted by the Board of Directors of said Limited Liability Company at a special meeting duly called and held on the day of June, 2011.

"Whereas, it is in the best interest of this Limited Liability Company to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that Marc Swarbrick, Managing Member of this Limited Liability Company, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the Limited Liability Company; and

Be It Further Resolved, that Marc Swarbrick, Managing Member of this Limited Liability Company is authorized and directed to appear in all bankruptcy proceedings on behalf of the Limited Liability Company, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the Limited Liability Companyin connection with such bankruptcy case, and

Be It Further Resolved, that Marc Swarbrick, Managing Member of this Limited Liability Company is authorized and directed to employ Douglas S. Stanger, Esq. attorney and the law firm of Flaster/Greenberg, P.C. to represent the Limited Liability Company in such bankruptcy case."

Date	June 2, 2011	Signed	/s/ Marc Swarbrick
	<del>-</del>		Marc Swarbrick