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United States Bankruptcy Cou District of New Jersey					Court				Voluntary Petition		
Name of De Park Ave			er Last, First, <b>LLC</b>	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 Or (include	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):			
Last four dig	, state all)	Sec. or Indi	vidual-Taxpa	yer I.D. (	ITIN)/Com	plete EIN	Last for	Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)			
20-19421 Street Addres 3417 Pai Union Ci	ss of Debto	r (No. and S	Street, City, a	nd State)	:	ZIP Code		Address of	Joint Debtor	(No. and St	reet, City, and State):  ZIP Code
						07087					
County of Re Hudson	esidence or	of the Princ	cipal Place of	Business	s:		Count	y of Reside	ence or of the	Principal Pla	ace of Business:
Mailing Add	ress of Deb	otor (if diffe	rent from stro	eet addres	s):		Mailir	ng Address	of Joint Debte	or (if differe	nt from street address):
					Г	ZIP Code	<u>:</u>				ZIP Code
Location of I (if different f	Principal A From street	ssets of Bus address abo	siness Debtor ve):		<u>'</u>		•				
(Form (		Debtor	one boy)			of Business	S				otcy Code Under Which iled (Check one box)
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.)				Sing in 1 Rail Stoo	<ul> <li>☐ Health Care Business</li> <li>☐ Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B)</li> <li>☐ Railroad</li> <li>☐ Stockbroker</li> <li>☐ Commodity Broker</li> <li>☐ Clearing Bank</li> </ul>		s defined	☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt	er 7 er 9 er 11 er 12	☐ Cl of ☐ Cl	hapter 15 Petition for Recognition a Foreign Main Proceeding hapter 15 Petition for Recognition a Foreign Nonmain Proceeding
	Chapter 1	5 Debtors		Other							e of Debts k one box)
Country of debtor's center of main interests:  Each country in which a foreign proceeding by, regarding, or against debtor is pending:			Tax-Exempt Entity (Check box, if applicable)  ☐ Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).			le) zation tates	"incurred by an individual primarily for				
_			heck one box	.)			one box:		-	ter 11 Debt	
☐ 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. Pule 1006(b). See Official				Debtor is not if: Debtor's agg are less than	a small busing regate nonco \$2,490,925 (	ntingent liquida	lefined in 11 U	C. § 101(51D).  U.S.C. § 101(51D).  Cluding debts owed to insiders or affiliates)  t on 4/01/16 and every three years thereafter).			
Filing Fee attach sign			able to chapter art's considerati			BB.		ng filed with of the plan w		epetition from	n one or more classes of creditors,
Statistical/A				£ 11:-41	L4: 4		4:4			THIS	S SPACE IS FOR COURT USE ONLY
Debtor es	stimates tha	t, after any	be available exempt prop for distributi	erty is ex	cluded and	administrat		es paid,			
Estimated Nu	□ 50-	100-	200-	1,000-	5,001-	10,001-	□ 25,001-	□ 50,001-	OVER		
Estimated As  So to \$50,000	99 ssets \$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1	5,000 \$1,000,001 to \$10 million	10,000 \$10,000,001 to \$50 million	25,000 \$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion			
Estimated Lis	abilities  \$50,001 to \$100,000	\$100,001 to \$500,000	to \$1	\$1,000,001 to \$10	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion			

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**B1** (Official Form 1)(04/13) Page 2 Name of Debtor(s): Voluntary Petition Park Avenue Bar & Grill, LLC (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: Date Filed: Location Where Filed: - None -Date Filed: Location Case Number: 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 with 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)).

B1 (Official Form 1)(04/13) Document Page 3 of 10

## **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 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.

 $\mathbf{X}_{-}$ 

Signature of Debtor

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

## Signature of Attorney\*

## X /s/ BRUCE H. LEVITT, ESQ.

Signature of Attorney for Debtor(s)

#### BRUCE H. LEVITT, ESQ. BL9302

Printed Name of Attorney for Debtor(s)

### Levitt & Slafkes, P.C.

Firm Name

76 South Orange Avenue Suite 305 South Orange, NJ 07079

Address

## (973) 313-1200 Fax: (973)313-1240

Telephone Number

## April 4, 2014

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/ Harry Hodkinson

Signature of Authorized Individual

#### Harry Hodkinson

Printed Name of Authorized Individual

## **Managing Member**

Title of Authorized Individual

#### April 4, 2014

Date

#### Signature of a Foreign Representative

Page 3

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.)

Name of Debtor(s):

Park Avenue Bar & Grill, LLC

- ☐ 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 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.)

X

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.

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

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

In re	Park Avenue Bar & Grill, LLC	Case No.		
		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]
Acme American Environmental	Acme American Environmental			481.50
Anheuser-Busch Sales of NJ 101 Linden Ave E. Jersey City, NJ 07305	Anheuser-Busch Sales of NJ 101 Linden Ave E. Jersey City, NJ 07305			3,052.15
Arkay Linen Supply 400 County Ave Secaucus, NJ 07094	Arkay Linen Supply 400 County Ave Secaucus, NJ 07094			600.00
Belmont Unico Corporation 87 Hermon St. Newark, NJ 07114	Belmont Unico Corporation 87 Hermon St. Newark, NJ 07114			1,533.78
H&H Real Estate Investments, LLC 3417 Park Avenue Union City, NJ 07087	H&H Real Estate Investments, LLC 3417 Park Avenue Union City, NJ 07087		Unliquidated	996,000.00
Hobart Service 4 Gloria Lane Fairfield, NJ 07004	Hobart Service 4 Gloria Lane Fairfield, NJ 07004			872.05
J.F. Morena Company 408 Whiton Street Jersey City, NJ 07304	J.F. Morena Company 408 Whiton Street Jersey City, NJ 07304			1,400.00
Jersey National Capitol Wine 56 S Hackensack Ave. Kearny, NJ 07032	Jersey National Capitol Wine 56 S Hackensack Ave. Kearny, NJ 07032			3,284.33
Karl Halligan 36 Hilliard Avenue Edgewater, NJ 07087	Karl Halligan 36 Hilliard Avenue Edgewater, NJ 07087		Contingent Unliquidated Disputed	873,000.00
Metropolitan Capitol 1 Harding Road Red Bank, NJ 07701	Metropolitan Capitol 1 Harding Road Red Bank, NJ 07701			13,200.00
Mister Bread Bakeries Distribution 9 Luxoro Unit 2 Fairview, NJ 07022	Mister Bread Bakeries Distribution 9 Luxoro Unit 2 Fairview, NJ 07022			1,718.36

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B4 (Official Form 4) (12/07) - Cont.							
In re	Park Avenue Bar & Grill, LLC	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]
Nash Distributors Inc. 801 Washington Ave. Carlstadt, NJ 07072	Nash Distributors Inc. 801 Washington Ave. Carlstadt, NJ 07072			583.00
North Hudson Sewage 1600 Adams St. Hoboken, NJ 07030	North Hudson Sewage 1600 Adams St. Hoboken, NJ 07030			3,513.54
Peerless Beverage Co. 1000 Floral Ave Union City, NJ 07083	Peerless Beverage Co. 1000 Floral Ave Union City, NJ 07083			2,616.10
PSEG 80 Park Plaza Newark, NJ	PSEG 80 Park Plaza Newark, NJ			10,244.28
R & R Marketing LLC 10 Patton Drive West Caldwell, NJ 07006	R & R Marketing LLC 10 Patton Drive West Caldwell, NJ 07006			5,350.14
Royal Carbonic Gas 28 Ogden Ter. Butler, NJ 07405	Royal Carbonic Gas 28 Ogden Ter. Butler, NJ 07405			523.00
Sea Breeze 441 Main Road Towaco, NJ 07082	Sea Breeze 441 Main Road Towaco, NJ 07082			723.69
Verizon 500 Technology Drive Suite 550 Weldon Spring, MO 63304	Verizon 500 Technology Drive Suite 550 Weldon Spring, MO 63304			698.25
Wells Fargo 3522 Park Avenue Weehawken, NJ 07086	Wells Fargo 3522 Park Avenue Weehawken, NJ 07086		Unliquidated Disputed	46,100.00

## 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 April 4, 2014	Signature	/s/ Harry Hodkinson
		Harry Hodkinson
		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.

Acme American Environmental

Anheuser-Busch Sales of NJ 101 Linden Ave E. Jersey City, NJ 07305

Arkay Linen Supply 400 County Ave Secaucus, NJ 07094

Belmont Unico Corporation 87 Hermon St. Newark, NJ 07114

Cintas Corporation 546 Green Lane Union, NJ 07083

Direct TV P.O. Box 11732 Newark, NJ 07101-4732

Frank Canzona Metropolitan Capital Tax & Wealth Mgt. 157 Broad Street, Suite 109 Red Bank, NJ 07701

Gallo Wine Sales 520 Division Street Elizabeth, NJ 07201

H&H Real Estate Investments, LLC 3417 Park Avenue Union City, NJ 07087

Harry Hodkinson 76 Hackensack Plank Road Weehawken, NJ 07087

Hobart Service 4 Gloria Lane Fairfield, NJ 07004 HPC Pest Control 45 Cross Avenue Midland Park, NJ 07432

J.F. Morena Company 408 Whiton Street Jersey City, NJ 07304

Jersey National Capitol Wine 56 S Hackensack Ave. Kearny, NJ 07032

John O'Connor 330 East 38th Street, No. 25D New York, NY 10022

Karl Halligan 36 Hilliard Avenue Edgewater, NJ 07087

Metropolitan Capitol 1 Harding Road Red Bank, NJ 07701

Micros Retail Systems, Inc. 1500 Harbor Blvd. New York, NY 10025

Mister Bread Bakeries Distribution 9 Luxoro Unit 2 Fairview, NJ 07022

Mr Pavinelli Knife Sharping 318 9th Street Fairview, NJ 07022

Nash Distributors Inc. 801 Washington Ave. Carlstadt, NJ 07072

New Jersey Division of Taxation Sales and Use Tax P.O. Box 999 Trenton, NJ 08646-0999 North Hudson Sewage 1600 Adams St. Hoboken, NJ 07030

Palermo Bakery 619 Elizabeth Ave Elizabeth, NJ 07206

Peerless Beverage Co. 1000 Floral Ave Union City, NJ 07083

PSEG 80 Park Plaza Newark, NJ

PSEG P.O. Box 14444 New Brunswick, NJ 08906

R & R Marketing LLC 10 Patton Drive West Caldwell, NJ 07006

Royal Carbonic Gas 28 Ogden Ter. Butler, NJ 07405

Sea Breeze 441 Main Road Towaco, NJ 07082

State of New Jersey Division of Taxation 50 Barrack Street P.O. Box 269 Trenton, NJ 08695

State of New Jersey Department of Labor Division od Wage and Hour Compliance P.O. Box 389 Trenton, NJ 08625-0389 Steven Menaker, Esq. Chasen, Leyner & Lamparello, PC 300 Harmom Meadows Boulevard, 6th Fl. Secaucus, NJ 07094

United Water 110 Oak Street Bayonne, NJ 07030

Verizon 500 Technology Drive Suite 550 Weldon Spring, MO 63304

Wells Fargo 3522 Park Avenue Weehawken, NJ 07086

Wells Fargo Bank, N.A. 45 Fremont Street 26th Floor MACA0194-267 San Francisco, CA 94105

William Swanson 3284 Park Avenue Weehawken, NJ 07086 Case 14-16736-DHS Doc 1 Filed 04/04/14 Entered 04/04/14 18:17:39 Desc Main Document Page 10 of 10

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

In re	Park Avenue Bar & Grill, LLC		Case No.	
		Debtor(s)	Chapter 11	
	CORPORA	TE OWNERSHIP STATEMENT	(RULE 7007.1)	
or recu follow	usal, the undersigned counsel for <u>F</u> ving is a (are) corporation(s), other t	Procedure 7007.1 and to enable the Jark Avenue Bar & Grill, LLC in the a han the debtor or a governmental unequity interests, or states that there a	pove captioned action, certiful, it, that directly or indirectly	fies that the own(s) 10% or
■ Nor	ne [Check if applicable]			
April 4	4, 2014	/s/ BRUCE H. LEVITT, ESQ.		
Date		BRUCE H. LEVITT, ESQ. BL930:		
		Signature of Attorney or Litig Counsel for Park Avenue Bar		
		Levitt & Slafkes, P.C.	·	
		76 South Orange Avenue Suite 305		
		South Orange, NJ 07079		
		(973) 313-1200 Fax:(973)313-124	40	