Unit	ted States Ban District of No		ırt			Voluntai	y Petition
Name of Debtor (if individual, enter Last, First, M W. M. Berry, L.L.C.	fiddle):		Name of J	oint Debtor (Spouse) (I	Last, First, Mi	iddle):	
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):				Names used by the Jo rried, maiden, and trade n		in the last 8 years	
Last four digits of Social Security or Individu No./Complete EIN (if more than one, state all): 85-0442674	al-Taxpayer I.D. (I	ΓIN)		digits of Social Securi blete EIN (if more than o			(ITIN)
Street Address of Debtor (No. & Street, City, ar 1306 Osage Santa Fe, NM 87504	_		Street Add	dress of Joint Debtor (No. & Street,	, City, and State):	
		ZIP CODE 37504-0000					ZIP CODE
County of Residence or of the Principal Plac Santa Fe	e of Business:		County of	Residence or of the P	rincipal Pla	ace of Business:	
Mailing Address of Debtor (if different from str P.O. Box 1367	eet address):		Mailing A	ddress of Joint Debtor	r (if different	from street address):	
Corrales, NM 87048		ZIP CODE 37048-0000					ZIP CODE
Location of Principal Assets of Business Deb Type of Debtor		treet address above): ture of Business				ıptcy Code Under	**** * *
(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.) Filing Fee (Check Full Filing Fee attached	Health Care Bu Single Asset R U.S.C. § 101(5 Railroad Stockbroker Clearing Bank Other Tax . (Check Debtor is a tax 26 of the Uni Revenue Cod	eal Estate as defined i1B) oker -Exempt Entity (box, if applicable.) (-exempt organization ted States Code (the	under Title Internal	the Chapter 7 Chapter 7 Chapter 9 Chapter 11 Chapter 12 Chapter 13 Debts are primarily defined in 11 U.S.C "incurred by an ind a personal, family, Cobox:	Natu (Che 2. § 101(8) as ividual prima or household Chapter 11	Chapter 15 Petiti Foreign Main Pr Chapter 15 Petiti Foreign Nonmai Tre of Debts eck one box) ebts, rily for purpose." Debtors	ox) on for Recognition of a oceeding on for Recognition of a n Proceeding Debts are primarily business debts.
 Filing Fee to be paid in installments (Applicable application for the court's consideration certifyi except in installments. Rule 1006(b). See Offi Filing Fee waiver requested (Applicable to chap signed application for the court's consideration. 	ng that the debtor is un cial Form 3A. oter 7 individuals only).	able to pay fee Must attach	Debtor Check if: Debtor affiliates) an Check all a A plan Accept	 is a small business debto is not a small business de 's aggregate noncontinger re less than \$2,190,000 pplicable boxes: is being filed with this pe tances of the plan were so brdance with 11 U.S.C. § 	ebtor as defin nt liquidated d ctition.	ed in 11 U.S.C. § 101 lebts (excluding debts	(51D). owed to insiders or
Statistical/Administrative Information			-				THIS SPACE IS FOR COURT USE ONLY
Debtor estimates that funds will be available fo Debtor estimates that, after any exempt propert creditors. Estimated Number of Creditors			aid, there will	l be no funds available for	distribution t	to unsecured	COURT USE UNLY
	00-999 1,000- 5,000	5001- 10,000	10,001- 25,000	25,001- 50,000	50,001- 100,000	OVER 100,000	
\$50,000 \$100,000 \$500,000 to m	500,001 \$1,000,0 \$1 to \$10 iillion million	001 \$10,000,001 to \$50 million	\$50,000 to \$100 million	,001 \$100,000,001 to \$500 million	\$500,000,0 to \$1 billion		
\$50,000 \$100,000 \$500,000 to	500,001 \$1,000,0 \$1 to \$10 iillion million	001 \$10,000,001 to \$50 million	\$50,000 to \$100 million	,001 \$100,000,001 to \$500 million	\$500,000,0 to \$1 billion		

B1 (Official Form 1) (1/08)		Page 2		
Voluntary Petition	Name of Debtor(s):			
(This page must be completed and filed in every case)	W. M. Berry, L.L.C.			
All Prior Bankruptcy Cases Filed Within Las Location	t 8 Years (If more than two, attach additional sheet.) Case Number:	Date Filed:		
Where Filed: - None -	Case Number:	Date Flied:		
Location Where Filed:	Case Number:	Date Filed:		
Pending Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If more than one, attach a	dditional sheet.)		
Name of Debtor: - None -	Case Number:	Date Filed:		
District:	Relationship:	Judge:		
Exhibit A	Exhibit B			
 (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. 	I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notic required by 11 U.S.C. § 342(b).			
	Signature of Attorney for Debtor(s)	Date		
Does the debtor own or have possession of any property that poses or is alleged to Yes, and Exhibit C is attached and made a part of this petition. No	bit D			
Exhibit D completed and signed by the debtor is attached and made a part If this is a joint petition: Exhibit D also completed and signed by the joint debtor is attached and ma				
Information Regardin	ng the Debtor - Venue			
	pplicable box) of business, or principal assets in this District for 180 d	ays immediately		
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 debto following.)	r's residence. (If box checked, complete the			
(Name of landlord that obtained judgment)				
(Address of landlord)				
Debtor claims that under applicable nonbankruptcy law, there are c permitted to cure the entire monetary default that gave rise to the ju possession was entered, and				
Debtor has included in this petition the deposit with the court of an period after the filing of the petition.	y rent that would become due during the 30-day			
Debtor certifies that he/she has served the Landlord with this certified	ication. (11 U.S.C. § 362(l))			

B1 (Official Form 1) (1/08)	Page 3
Voluntary Petition	Name of Debtor(s):
(This page must be completed and filed in every case)	W. M. Berry, L.L.C.
	atures
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	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.
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).	 (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.
I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.	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 Debtor	X Signature of Foreign Representative
X Signature of Joint Debtor	
Telephone Number (If not represented by attorney)	Printed Name of Foreign Representative Date
Date	Dut
Signature of Attorney*	Signature of Non-Attorney Bankruptcy Petition Preparer
x /s/ Daniel J. Behles, of Counsel - NM Bar	
Signature of Attorney for Debtor(s) Daniel J. Behles, of Counsel - NM Bar #191	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
Printed Name of Attorney for Debtor(s) Cuddy & McCarthy, LLP	information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, 3) if
Firm Name	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
7770 Jefferson NE, Suite 305 Albuquerque, NM 87109	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
Address	section. Official form 19 is attached.
Email:dan@behles.com	
505-888-1335 Fax:505-888-1369 Telephone Number	Printed Name and title, if any, of Bankruptcy Petition Preparer
July 2, 2009	
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.)
*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.	
information in the schedules is incorrect.	Address
Signature of Debtor (Corporation/Partnership)	X
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.	Date
The debtor requests relief in accordance with the chapter of title 11, United States	
Code, specified in this petition. X /s/ Wayne Berry	Signature of Bankruptcy Petition Preparer or officer, principal, responsible
Signature of Authorized Individual	person, or partner whose social security number is provided above.
Wayne Berry	Names and Social Scounity numbers of all other individuals who proported on
Printed Name 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
Managing Member Title of Authorized Individual	an individual
July 2, 2009	If more than one person property this document attack a different short
Date	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.

B1 (Official Form 1) (1/08)

United States Bankruptcy Court District of New Mexico

In re W. M. Berry, L.L.C.

Debtor(s)

Case No. 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]
Barbara Fuller 4404 Dodge Ave. NW Albuquerque, NM 87114	Barbara Fuller 4404 Dodge Ave. NW Albuquerque, NM 87114	Loans, originallyu secured by mortgage, foreclosed.		188,914.00
Allison & Fisher Law Offices 300 central SW, Suite 2200- East Albuquerque, NM 87102	Allison & Fisher Law Offices 300 central SW, Suite 2200-East Albuquerque, NM 87102	Legal fees		25,926.85
Ernie Vigil Roofing, Inc. 122 Camino De Loas Crucitas Santa Fe, NM 87501	Ernie Vigil Roofing, Inc. 122 Camino De Loas Crucitas Santa Fe, NM 87501	Foreclosed mechanics lien	Contingent Unliquidated Disputed	Unknown

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Best Case Bankruptcy

Case No.

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Debtor(s)

(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]

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 July 2, 2009

Signature /s/ Wayne Berry Wayne Berry 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.

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Best Case Bankruptcy

United States Bankruptcy Court District of New Mexico

In re W. M. Be

Corrales, NM 87048

W. M. Berry, L.L.C.

Debtor

Case No.		
-		

Chapter 11

LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with Rule 1007(a)(3) for filing in this chapter 11 case.

	Class Sole Owner	of Securities	Sole Owner	
Wayne Berry		of Securities		
Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest	

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF 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 of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date July 2, 2009

Signature <u>/s/ Wayne Berry</u> Wayne Berry 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.

United States Bankruptcy Court District of New Mexico

In re W. M. Berry, L.L.C.

Debtor(s)

Case No. Chapter

11

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for <u>W. M. Berry, L.L.C.</u> in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

Wayne Berry P.O. Box 1367 Corrales, NM 87048

□ None [*Check if applicable*]

July 2, 2009

Date

/s/ Daniel J. Behles, of Counsel - NM Bar Daniel J. Behles, of Counsel - NM Bar #191 Signature of Attorney or Litigant Counsel for W. M. Berry, L.L.C. Cuddy & McCarthy, LLP 7770 Jefferson NE, Suite 305 Albuquerque, NM 87109 505-888-1335 Fax:505-888-1369 dan@behles.com

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