

Fill in this information to identify your case:

United States Bankruptcy Court for the:

DISTRICT OF NEW MEXICO

Case number (if known) \_\_\_\_\_ Chapter 11

Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name E.O.S. Rentals LLC, a New Mexico Limited Liability Company

2. All other names debtor used in the last 8 years  
Include any assumed names, trade names and *doing business as* names

3. Debtor's federal Employer Identification Number (EIN) 32-0310516

4. Debtor's address	Principal place of business	Mailing address, if different from principal place of business
	<u>4008 N. Grimes Street #144 Hobbs, NM 88240</u> Number, Street, City, State & ZIP Code	<u>726 East Michigan Suite 330 Hobbs, NM 88240</u> P.O. Box, Number, Street, City, State & ZIP Code
	<u>Lea</u> County	Location of principal assets, if different from principal place of business <u>1120 North West County Road-rear Hobbs, NM 88240</u> Number, Street, City, State & ZIP Code

5. Debtor's website (URL) \_\_\_\_\_

6. Type of debtor

Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

Partnership (excluding LLP)

Other. Specify: \_\_\_\_\_

**7. Describe debtor's business**

A. Check one:

- Health Care Business (as defined in 11 U.S.C. § 101(27A))
- Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- Railroad (as defined in 11 U.S.C. § 101(44))
- Stockbroker (as defined in 11 U.S.C. § 101(53A))
- Commodity Broker (as defined in 11 U.S.C. § 101(6))
- Clearing Bank (as defined in 11 U.S.C. § 781(3))
- None of the above

B. Check all that apply

- Tax-exempt entity (as described in 26 U.S.C. §501)
- Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.  
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

**8. Under which chapter of the Bankruptcy Code is the debtor filing?**

Check one:

- Chapter 7
- Chapter 9

Chapter 11. Check all that apply:

- Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
- The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- A plan is being filed with this petition.
- Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11 (Official Form 201A) with this form.
- The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

Chapter 12

**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

- No.
- Yes.

If more than 2 cases, attach a separate list.

District	_____	When	_____	Case number	_____
District	_____	When	_____	Case number	_____

**10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?**

- No
- Yes.

List all cases. If more than 1, attach a separate list

Debtor	_____	Relationship	_____
District	_____	When	_____
		Case number, if known	_____

**11. Why is the case filed in this district?**

Check all that apply:

- Debtor has had its domicile, 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.
- A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

**12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?**

No

Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

**Why does the property need immediate attention?** (Check all that apply.)

It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? \_\_\_\_\_

It needs to be physically secured or protected from the weather.

It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

Other \_\_\_\_\_

**Where is the property?** \_\_\_\_\_

Number, Street, City, State & ZIP Code

**Is the property insured?**

No

Yes. Insurance agency \_\_\_\_\_

Contact name \_\_\_\_\_

Phone \_\_\_\_\_

**Statistical and administrative information**

**13. Debtor's estimation of available funds**

Check one:

- Funds will be available for distribution to unsecured creditors.
- After any administrative expenses are paid, no funds will be available to unsecured creditors.

**14. Estimated number of creditors**

1-49

50-99

100-199

200-999

1,000-5,000

5001-10,000

10,001-25,000

25,001-50,000

50,001-100,000

More than 100,000

**15. Estimated Assets**

\$0 - \$50,000

\$50,001 - \$100,000

\$100,001 - \$500,000

\$500,001 - \$1 million

\$1,000,001 - \$10 million

\$10,000,001 - \$50 million

\$50,000,001 - \$100 million

\$100,000,001 - \$500 million

\$500,000,001 - \$1 billion

\$1,000,000,001 - \$10 billion

\$10,000,000,001 - \$50 billion

More than \$50 billion

**16. Estimated liabilities**

\$0 - \$50,000

\$50,001 - \$100,000

\$100,001 - \$500,000

\$500,001 - \$1 million

\$1,000,001 - \$10 million

\$10,000,001 - \$50 million

\$50,000,001 - \$100 million

\$100,000,001 - \$500 million

\$500,000,001 - \$1 billion

\$1,000,000,001 - \$10 billion

\$10,000,000,001 - \$50 billion

More than \$50 billion

Debtor **E.O.S. Rentals LLC, a New Mexico Limited Liability Company**  
Name

Case number (if known)

**Request for Relief, Declaration, and Signatures**

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature of authorized representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 4, 2017  
MM / DD / YYYY

**X /s/ Gary L. Jones**  
Signature of authorized representative of debtor  
  
Title Owner

**Gary L. Jones**  
Printed name

**18. Signature of attorney** **X /s/ George Dave Giddens**  
Signature of attorney for debtor

Date **August 4, 2017**  
MM / DD / YYYY

**George Dave Giddens**  
Printed name

**Giddens, Gatton & Jacobus, P.C.**  
Firm name

**10400 Academy N.E. Suite 350  
Albuquerque, NM 87111**  
Number, Street, City, State & ZIP Code

Contact phone (505)271-1053 Email address giddens@giddenslaw.com

**941**  
Bar number and State

**Fill in this information to identify the case:**

Debtor name **E.O.S. Rentals LLC, a New Mexico Limited Liability Company**

United States Bankruptcy Court for the: **DISTRICT OF NEW MEXICO**

Case number (if known): \_\_\_\_\_

Check if this is an amended filing

**Official Form 204**

**Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders** 12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
ATM Rentals, LLC 1612 Millen Drive Hobbs, NM 88240		Business Debt				\$29,700.00
BR Ventures/ William Simon PO Box 131719 Spring, TX 77393		Business Debt				\$299,148.53
C&C Transposrt, LLC PO Box 1352 Hobbs, NM 88241		Business Debt				\$62,696.61
Citi Advantage PO Box 6235 Sioux Falls, SD 57117		Business Debt				\$30,722.88
Clearwater SWD, LLC PO Box 1476 Lovington, NM 88260		Business Debt				\$55,173.48
First American Bank 303 West Main Street Artesia, NM 88210				\$424,787.73	\$0.00	\$424,787.73
Forrest tire Carlsbad 141 S canal Carlsbad, NM 88220		Business Debt				\$44,421.32
Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101-7346		941 tax				\$142,668.82
Johnson & Miller						\$33,385.22

Debtor **E.O.S. Rentals LLC, a New Mexico Limited Liability Company**  
 Name \_\_\_\_\_

Case number (if known) \_\_\_\_\_

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim		
				If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Johnson, Miller & Co. PO Drawer 220 Hobbs, NM 88241		Business Debt				\$33,385.22
Medley Material Handling 2116 Vistra Oeste Bldg. 5 Albuquerque, NM 87120		Business Debt				\$48,651.87
New Mexico Dept of Workforce Solutions P.O. Box 2281 Albuquerque, NM 87103		Business Debt				\$47,726.68
Parts Plus Hobbs 321 S. Turner Hobbs, NM 88240		Business Debt				\$76,872.51
Pyote Water Solutions, LLC 400 W. Illinois		Business Debt				\$52,356.33
Ramsey SWD TX LLC PO Box 1479 Carlsbad, NM 88221		Business Debt				\$25,582.50
RBJ & Associates LP 8501 N. FM 1788 Midland, TX 79707		Business Debt				\$40,133.00
Taxation & Revenue Department PO Box 8390 Santa Fe, NM 87504-8390						\$219,352.52
Texas Franchise Tax PO Box 149348 Austin, TX 78714						\$64,503.94
TSI Flow Products PO Box 38709 Houston, TX 77238		Business Debt				\$63,676.49
Universal Premium Fleet Card PO Box 923928 Norcross, GA 30010		Business Debt				\$48,042.01