Case 09-29150-mkn Doc 1 Entered 10/12/09 14:34:56 Page 1 of 9 B1 (Official Form 1) (1/08)

United St Di	Court		Volu	ıntary Petition		
Name of Debtor (if individual, enter Last, First, Mid BELLA SPOSA, LLC	dle):	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):	ars		es used by the Joint Debtor d, maiden, and trade names		years	
Last four digits of Soc. Sec. or Individual-Taxpayer EIN (if more than one, state all): 26-2538693	_	of Soc. Sec. or Individual-7	Taxpayer I.D	. (ITIN) No./Complete		
Street Address of Debtor (No. & Street, City, State of B601 CANYON VIEW DRIVE	Street Address	Street Address of Joint Debtor (No. & Street, City, State & Zip Code):				
LAS VEGAS, NV	ZIPCODE 89117			7	ZIPCODE	
County of Residence or of the Principal Place of Bu	County of Resi	dence or of the Principal Pla				
Mailing Address of Debtor (if different from street a	Mailing Addres	s of Joint Debtor (if differe	nt from stree	et address):		
	ZIPCODE			Z	ZIPCODE	
Location of Principal Assets of Business Debtor (if	different from street address	above):				
8601 CANYON VIEW DRIVE, LAS VEGA	AS, NV			Z	ZIPCODE 89117	
Type of Debtor (Form of Organization)	Nature of (Check o			ankruptcy (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.)	Single Asset Real Es U.S.C. § 101(51B) Railroad Stockbroker Commodity Broker Clearing Bank	Railroad Stockbroker Commodity Broker Clearing Bank		Chapter 7 ☐ Chapter 15 Petition Chapter 9 ☐ Recognition of a F Chapter 11 ☐ Chapter 12 ☐ Chapter 15 Petition Chapter 12 ☐ Chapter 15 Petition Recognition of a F Nonmain Proceedi Nature of Debts		
	Tax-Exen (Check box, i Debtor is a tax-exem Title 26 of the Unite Internal Revenue Co	f applicable.) pt organization unde l States Code (the	Debts are primari debts, defined in 1 \$ 101(8) as "incur	1 U.S.C. red by an ly for a	· /	
Filing Fee (Check one be	ox)		Chapter 11	Debtors		
Full Filing Fee attached Filing Fee to be paid in installments (Applicable t	•	Check one box: ☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). ☐ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if:				
attach signed application for the court's considera is unable to pay fee except in installments. Rule 1 3A.		Debtor's aggregate noncontingent liquidated debts owed to non-insiders or affiliates are less than \$2,190,000.				
Filing Fee waiver requested (Applicable to chapte attach signed application for the court's consideration	Check all appli A plan is bei Acceptances			om one or more classes of		
Statistical/Administrative Information Debtor estimates that funds will be available for Debtor estimates that, after any exempt property distribution to unsecured creditors.			ere will be no funds availab	le for	THIS SPACE IS FOR COURT USE ONLY	
Estimated Number of Creditors	5,001-		001- 50,001- 000 100,000	Over 100,000		
Estimated Assets	000,001 to \$10,000,001 million to \$50 million		0,000,001 \$500,000,001 500 million to \$1 billion	More than \$1 billion		
Estimated Liabilities Solution Solution State Solution State			0,000,001 \$500,000,001 5500 million to \$1 billion	More than		

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D1 (Official Politi 1) (1/08)		rage 2
Voluntary Petition (This page must be completed and filed in every case)	Name of Debtor(s): BELLA SPOSA, LLC	-
Prior Bankruptcy Case Filed Within Last 8	Years (If more than two, attach	additional sheet)
Location Where Filed: None	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:
Pending Bankruptcy Case Filed by any Spouse, Partner or	Affiliate of this Debtor (If mor	re than one, attach additional sheet)
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 pr I, the attorney for the petitioner r that I have informed the petition chapter 7, 11, 12, or 13 of tit explained the relief available un that I delivered to the debtor the Bankruptcy Code.	chibit B if debtor is an individual imarily consumer debts.) named in the foregoing petition, declare that [he or she] may proceed under le 11, United States Code, and have der each such chapter. I further certify ne 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. No Exhi To be a smalled by a small distributed by the first partition is filled.		ah a annanda Embilió D
(To be completed by every individual debtor. If a joint petition is filed, e. ☐ Exhibit D completed and signed by the debtor is attached and ma		ch a separate Exhibit D.)
If this is a joint petition: Exhibit D also completed and signed by the joint debtor is attach	ed a made a part of this petition.	
	ng the Debtor - Venue	
(Check any a) Debtor has been domiciled or has had a residence, principal place of preceding the date of this petition or for a longer part of such 180		is District for 180 days immediately
There is a bankruptcy case concerning debtor's affiliate, general	•	his District.
Debtor is a debtor in a foreign proceeding and has its principal pl or has no principal place of business or assets in the United States in this District, or the interests of the parties will be served in reg	but is a defendant in an action or pro	oceeding [in a federal or state court]
Certification by a Debtor Who Reside (Check all app ☐ Landlord has a judgment against the debtor for possession of deb	licable boxes.)	
(Name of landlord or less	or that obtained judgment)	
(Address of lan	dlord or lessor)	
☐ Debtor claims that under applicable nonbankruptcy law, there are the entire monetary default that gave rise to the judgment for pos		
Debtor has included in this petition the deposit with the court of filing of the petition.	any rent that would become due du	ring the 30-day period after the
☐ Debtor certifies that he/she has served the Landlord with this cert	ification. (11 U.S.C. § 362(l)).	

Voluntary Petition

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

Name of Debtor(s):

BELLA SPOSA, 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. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

orgnatur	e of Debtor			
Signatur	e of Joint Debtor			
Геlepho	ne Number (If not re	presented 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.

Signa	ature of F	oreign Re	presentati	ve		
 Print	ed Name	of Foreigi	n Represe	ntative		

Signature of Attorney*

X /s/ LEO P. FLANGAS, ESQ.

Signature of Attorney for Debtor(s)

LEO P. FLANGAS, ESQ. 5637 Flangas & Leventhal, LLP 600 S. THIRD STREET LAS VEGAS, NV 89101 (702) 384-1990 Fax: (702) 384-1009

October 12, 2009

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.

Χ	/s/ NADINE E. VILLAREALE					
	Signature of Authorized Individual					
	NADINE E. VILLAREALE					
	Printed Name of Authorized Individual					
	MANAGER					

Title of Authorized Individual October 12, 2009

Date

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

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.)

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.

B4 (Official Form 4) (12/07) se 09-29150-mkn Doc 1 Entered 10/12/09 14:34:56 Page 4 of 9

United States Bankruptcy Court District of Nevada

IN RE:		Case No.
BELLA SPOSA, LLC		Chapter 11
	Debtor(s)	1

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 and Fed. R. Bankr. P. 1007(m).

(1) Name of creditor and complete mailing address including zip code	(2) Name, telephone number and complete mailing address, including zip code, of employee, agent or department of creditor familiar with claim who may be contacted	(3) Nature of claim (trade debt, bank loan, government contract, etc.)	(4) Indicate if claim is contingent, unliquidated, disputed or subject to setoff	(5) Amount of claim (if secured also state value of security)
HOME EQ P O BOX 13716 SACRAMENTO, CA 95853-3716		Bank loan	Unliquidated	1,270,000.00 Collateral: 800,000.00 Unsecured: 470,000.00
MARTIN BARRETT 4035 EL CAPITAN AVE LAS VEGAS, NV 89147		Bank loan	Unliquidated	300,000.00 Collateral: 800,000.00 Unsecured: 300,000.00
CANYON GATE MASTER ASSOC 8700 W. SAHARA AVE LAS VEGAS, NV 89117		Bank Ioan	Unliquidated	3,000.00 Collateral: 0.00 Unsecured: 3,000.00
REPUBLIC SERVICES P O BOX 98508 LAS VEGAS, NV 89193-8508		Bank Ioan	Unliquidated	250.00 Collateral: 0.00 Unsecured: 250.00

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

I, [the president or other officer or an authorized agent of the corporation][or a member or an authorized agent of the partnership] 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:	October 12, 2009	Signature:	/s/ NADINE E. VILLAREALE
Duic.		Digitature.	· · · · · · · · · · · · · · · · · · ·

NADINE E. VILLAREALE, MANAGER

(Print Name and Title)

R6A (Official Form 6A Case 09-29150-mkn	Doc 1	Entered 10/12/09 14:34:56	Page 5 of 9

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	Case No	
Debtor(s)		

SCHEDULE A - REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
SINGLE ASSET 8601 CANYON VIEW DR, LV NV 89117			800,000.00	1,570,000.00
The state of the s			330,000.00	1,070,000.00

TOTAL

800,000.00

(Report also on Summary of Schedules)

(If known)

B6D (Official Form 6D) Case 09-29150-mkn	Doc 1	Entered 10/12/09 14:34:56	Page 6 of 9
BOD (Unicial Form of) (12/07)			

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	KH.	BEI	IΑ	SPUSA	4. II U

	Case No.			
Debtor(s)				

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. 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. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the 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 all secured creditors will not fit on this page, use the continuation sheet provided.

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.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. UNKNOWN			ASSOC FEES		X		3,000.00	3,000.00
CANYON GATE MASTER ASSOC 8700 W. SAHARA AVE LAS VEGAS, NV 89117								
			VALUE \$					
ACCOUNT NO. 0326124088 HOME EQ P O BOX 13716 SACRAMENTO, CA 95853-3716			HOME LOCATED AT 8601 CANYON VEIW DR, LV NV - 1ST MORTGAGE		Х		1,270,000.00	470,000.00
			VALUE \$ 800,000.00					
ACCOUNT NO. UNKNOWN			2ND MORTGAGE		Х		300,000.00	300,000.00
MARTIN BARRETT 4035 EL CAPITAN AVE LAS VEGAS, NV 89147								
			VALUE \$ 800,000.00					
ACCOUNT NO. UNKNOWN			TRASH		X		250.00	250.00
REPUBLIC SERVICES P O BOX 98508 LAS VEGAS, NV 89193-8508								
			VALUE \$					
0 continuation sheets attached			(Total of t		otot		\$ 1,573,250.00	\$ 773,250.00
					Tot	al		

|\$ 1,573,250.00|\$ **773,250.00** (Use only on last page) (Report also on

Summary of Schedules.)

(If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.)

(If known)

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Case No.

Debtor(s)

(If known)

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. 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). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

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 all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured nonpriority claims to report on this Schedule F.

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. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							
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ACCOUNT NO.							
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ACCOUNT NO.							
				+		_	
ACCOUNT NO.	-						
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ocontinuation sheets attached			(Total of this				\$
				T	ota	ıl	
			(Use only on last page of the completed Schedule F. Report a	alsc	01	n	
			the Summary of Schedules and, if applicable, on the Sta Summary of Certain Liabilities and Related	tist	ica	ıl	\$
			Summary of Certain Liabilities and Related	υa	ua.	, [φ

United States Bankruptcy Court District of Nevada

IN RE:		Case No.
BELLA SPOSA, LLC		Chapter 11
·	Debtor(s)	
	VERIFICATION OF CREDITOR MATR	IX
The above named debtor(s) hereby v	erify(ies) that the attached matrix listing creditor	s is true to the best of my(our) knowledge.
Date: October 12, 2009	Signature: /s/ NADINE E. VILLAREALE	
	NADINE E. VILLAREALE, MANAGE	R Debtor
Date:	Signature:	
·		Joint Debtor, if any

BELLA SPOSA, LLC 8601 CANYON VIEW DRIVE LAS VEGAS, NV 89117

Flangas & Leventhal, LLP 600 S. THIRD STREET LAS VEGAS, NV 89101

CANYON GATE MASTER ASSOC 8700 W. SAHARA AVE LAS VEGAS, NV 89117

HOME EQ P O BOX 13716 SACRAMENTO, CA 95853-3716

MARTIN BARRETT 4035 EL CAPITAN AVE LAS VEGAS, NV 89147

REPUBLIC SERVICES P O BOX 98508 LAS VEGAS, NV 89193-8508