Case 09-31448-lbr Doc 1 Entered 11/12/09 15:48:55 Page 1 of 13

B1 (Official Form 1)(1/08)

United States Bankruptcy Court District of Nevada					Voluntary	Petition		
Name of Debtor (if individual, enter Last, First, Middle): PACK, GWENDOLYNE F.				of Joint De	ebtor (Spouse	e) (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 digits of Soc. Sec. or Individual-Taxp (if more than one, state all) xxx-xx-0739	ayer I.D. (ITIN) No./Co	omplete EIN		Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)				
Street Address of Debtor (No. and Street, City, 10620 SOUTHERN HIGHLANDS PL LAS VEGAS, NV			Street	Street Address of Joint Debtor (No. and Street, City, and State):				
		ZIP Code 9141	_					ZIP Code
County of Residence or of the Principal Place		9141	Count	y of Reside	ence or of the	Principal Pla	ce of Business:	
CLARK				-		-		
Mailing Address of Debtor (if different from st	reet address):		Mailir	ig Address	of Joint Debt	tor (if differen	t from street address):	
	Г	ZIP Code						ZIP Code
Location of Principal Assets of Business Debto (if different from street address above):	r							
Type of Debtor	Nature of	Business	Chapter of Bankruptcy Code Under Which					
(Form of Organization)	(Check of	one box)		the Petition is Filed (Check one box)				
(Check one box)	Health Care Busi		- C 1	Chapter 7				
Individual (includes Joint Debtors)	☐ Single Asset Rea in 11 U.S.C. § 10		enneu	Chapt			apter 15 Petition for R a Foreign Main Procee	
See Exhibit D on page 2 of this form.	Railroad			Chapt			hapter 15 Petition for Recognition	
Corporation (includes LLC and LLP)	Stockbroker			Chapt			a Foreign Nonmain Pr	
□ Partnership	Commodity Brok	ker			0115		6	U
□ Other (If debtor is not one of the above entities,	Other			Nature of Debts				
check this box and state type of entity below.)	Tax-Exem	not Entity				(Check	one box)	
	(Check box,	if applicable)	Debts are primarily consumer debts, Debts are primaril					
	under Title 26 of	Debtor is a tax-exempt organiz under Title 26 of the United S Code (the Internal Revenue Co			States "incurred by an individual primarily for			
Filing Fee (Check one box)			Check	one box:		Chapter 11 I	Debtors	
Full Filing Fee attached							defined in 11 U.S.C. §	. ,
□ Filing Fee to be paid in installments (applic	able to individuals only). Must	Check		not a small b	ousiness debtor	r as defined in 11 U.S.	C. § 101(51D).
attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A.				Debtor's	aggregate nor s or affiliates)	ncontingent lid) are less than	quidated debts (exclud \$2,190,000.	ing debts owed
☐ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must				Check all applicable boxes:				
attach signed application for the court's consideration. See Official Form 3B.						ith this petitio		
☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).					e or more b).			
Statistical/Administrative Information *** BARRY EVINSON ESO 006721 *** THIS SPACE IS FOR COURT USE ONLY						USE ONLY		
Statistical/Administrative Information *** BARRY LEVINSON, ESQ. 006721 *** THIS SPACE IS FOR COURT USE ONLY Debtor estimates that funds will be available for distribution to unsecured creditors. THIS SPACE IS FOR COURT USE ONLY								
Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.								
Estimated Number of Creditors		_	-	_	_			
□ □ □ 1- 50- 100- 200- 49 99 199 999	1,000- 5,001-		」 5,001- 0,000	50,001-	OVER			
49 99 199 999 5,000 10,000 25,000 50,00 Estimated Assets				100,000	100,000	-		
]					
\$0 to \$50,001 to \$100,001 to \$500,001 \$50,000 \$100,000 \$500,000 to \$1	\$1,000,001 \$10,000,001	\$50,000,001 \$	100,000,001 \$500		More than			
million			nillion			4		
Estimated Liabilities			1					
\$0 to \$50,001 to \$100,001 to \$500,001	\$1,000,001 \$10,000,001	\$50,000,001 \$	100,000,001	\$500,000,001 to \$1 billion	More than			
\$50,000 \$100,000 \$500,000 to \$1 million			o \$500 nillion		91 OHHOH			

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B1 (Official For	rm 1)(1/08)		Page 2		
	ry Petition	Name of Debtor(s): PACK, GWENDOLY	νe f.		
(This page mi	ust be completed and filed in every case)				
<u>.</u>	All Prior Bankruptcy Cases Filed Within Last				
Location Where Filed:	DISTYRIC T OF NEVADA ((7)	Case Number: 08-21097-lbr	Date Filed: 9/24/09		
Location Where Filed:	See Attachment	Case Number:	Date Filed:		
Pe	ending Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If	f more than one, attach additional sheet)		
Name of Debt - None -	tor:	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.) I, the attorney for the petitioner named in the foregoing petition, declare have informed the petitioner that [he or she] may proceed under chapter 12, or 13 of tile 11, United States Code, and have explained the relief a under each such chapter. I further certify that I delivered to the debtor the required by 11 U.S.C. §342(b). Image: Description of this petition. Image: Description of Attorney for Debtor(s) November 12, 20 Signature of Attorney for Debtor(s) (Date) Image: Description of the securities					
	Exh for own or have possession of any property that poses or is alleged to d Exhibit C is attached and made a part of this petition.	hibit C pose a threat of imminent and	identifiable harm to public health or safety?		
Exhibit If this is a joint	pleted by every individual debtor. If a joint petition is filed, eas D completed and signed by the debtor is attached and made	a part of this petition.			
	Information Regardin	ng the Debtor - Venue			
	(Check any ap Debtor has been domiciled or has had a residence, principa days immediately preceding the date of this petition or for	al place of business, or prin			
	 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 Reside (Check all app		ial Property		
	Landlord has a judgment against the debtor for possession		ox checked, complete the following.)		
	(Name of landlord that obtained judgment)				
	(Address of landlord)				
	Debtor claims that under applicable nonbankruptcy law, the the entire monetary default that gave rise to the judgment f	for possession, after the jud	Igment for possession was entered, and		
	Debtor has included in this petition the deposit with the co after the filing of the petition.	ourt of any rent that would b	become due during the 30-day period		

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

B1 (Official Form 1)(1/08) Page 3					
Voluntary Petition	Name of Debtor(s):				
•	PACK, GWENDOLYNE F.				
(This page must be completed and filed in every case) Signatures					
Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative				
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.	 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. 				
X /s/ GWENDOLYNE F. PACK	X				
X /s/ GWENDOLYNE F. PACK Signature of Debtor GWENDOLYNE F. PACK	Signature of Foreign Representative				
X	Printed Name of Foreign Representative				
Telephone Number (If not represented by attorney)	Signature of Non-Attorney Bankruptcy Petition Preparer				
November 12, 2009	Signature of Non-Attorney bankrupicy retution rreparer				
Date	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				
Signature of Attorney*	compensation and have provided the debtor with a copy of this document				
X /s/ BARRY LEVINSON, ESQ. Signature of Attorney for Debtor(s) BARRY LEVINSON, ESQ. 006721 Printed Name of Attorney for Debtor(s) Law Office Of Barry Levinson Firm Name 2810 S Rainbow Blvd Las Vegas, NV 89146 Address Email: bk@lawbybarry.com 702-836-9696	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.)				
Telephone Number					
November 12, 2009 Date	Address				
*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.	X				
Signature of Debtor (Corporation/Partnership)	Date				
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.	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:				
X					
Signature of Authorized Individual	If more than one person prepared this document, attach additional sheets				
Printed Name of Authorized Individual	conforming to the appropriate official form for each person. A bankruptcy petition preparer's failure to comply with the provisions of				
Title of Authorized Individual	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.				
Date					

In re **GWENDOLYNE F. PACK**

Case No.

Debtor

FORM 1. VOLUNTARY PETITION <u>Prior Bankruptcy Cases Filed Attachment</u>

Location Where Filed

DISTRICT OF NV DISTRICT OF NV Case Number 09-17529-LBR 08-15587-LBR Date Filed 05/11/09 05/30/08 B 1D(Official Form 1, Exhibit D) (12/08)

United States Bankruptcy Court

District of Nevada

In re **GWENDOLYNE F. PACK**

Debtor(s)

Case No. Chapter

11

EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

■ 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.

 \Box 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. *You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.*

 \Box 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

□ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.] Software Copyright (c) 1996-2009 Best Case Solutions - Evanston, IL - (800) 492-8037 Best

Best Case Bankruptcy

B 1D(Official Form 1, Exhibit D) (12/08) - Cont.

 \Box Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);

 \Box Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);

□ Active military duty in a military combat zone.

□ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: /s/ GWENDOLYNE F. PACK GWENDOLYNE F. PACK

Date: November 12, 2009

B4 (Official Form 4) (12/07)

United States Bankruptcy Court

District of Nevada

In re **GWENDOLYNE F. PACK**

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]
Bac Home Loans Servici	Bac Home Loans Servici	Mortgage		332,254.00
450 American St Simi Valley, CA 93065	450 American St Simi Valley, CA 93065			(0.00 secured)
His	His	Mortgage		262,128.00
150 Allegheny Center Mall	150 Allegheny Center Mall	mongage		202,120.00
Pittsburgh, PA 15212	Pittsburgh, PA 15212			(0.00 secured)
Americas Servicing Co	Americas Servicing Co	Mortgage		97,178.00
Po Box 10328	Po Box 10328			
Des Moines, IA 50306	Des Moines, IA 50306			(0.00 secured)
Abn Amro Mortgage Grou	Abn Amro Mortgage Grou	Mortgage		75,000.00
2600 W Big Beaver Rd	2600 W Big Beaver Rd			
Troy, MI 48084	Troy, MI 48084			
Bac Home Loans Servici	Bac Home Loans Servici	Mortgage		50,000.00
450 American St	450 American St			
Simi Valley, CA 93065	Simi Valley, CA 93065			
American	American	Mortgage		47,000.00
10440 Little Patuxent Parkway	10440 Little Patuxent Parkway P.O.			
P.O. Box	Box			
Columbia, MD 21044-3561	Columbia, MD 21044-3561			
PENNI SKATES	PENNI SKATES	MISC.		25,000.00
2525 DATE ST. APT. 1005	2525 DATE ST. APT. 1005			
HONOLULU, HI 96826	HONOLULU, HI 96826	СС		40 500 00
WASHINGTON MUTUAL PO BOX 660548	WASHINGTON MUTUAL PO BOX 660548			12,500.00
DALLAS, TX 75266	DALLAS, TX 75266			
Blair Corporation	Blair Corporation	ChargeAccount		12,500.00
220 Hickory St	220 Hickory St	ShargeAccount		12,000.00
Warren, PA 16366	Warren, PA 16366			
RIVERSIDE COUNTY	RIVERSIDE COUNTY TREASURER			10,000.00
TREASURER	PO BOX 12005			,,
PO BOX 12005	RIVERSIDE, CA 92502			
RIVERSIDE, CA 92502				
DESERT RADIOLOGISTS	DESERT RADIOLOGISTS	MEDICAL BILL		5,343.00
3920 S. EASTERN AVE.	3920 S. EASTERN AVE.			
LAS VEGAS, NV 89119	LAS VEGAS, NV 89119			

B4 (Official Form 4) (12/07) - Cont. In re **GWENDOLYNE F. PACK**

Debtor(s)

Case No.

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]
WELLS FARGO PO BOX 348750 SACRAMENTO, CA 95834	WELLS FARGO PO BOX 348750 SACRAMENTO, CA 95834	cc		5,000.00
Cap One	Cap One	Other Credit Watch		1,903.00
PREMIER RECOVERY 7300 TR FLORENCE, KY 41042	PREMIER RECOVERY 7300 TR FLORENCE, KY 41042	MISC.		1,707.00
Hsbc Bank Po Box 5253 Carol Stream, IL 60197	Hsbc Bank Po Box 5253 Carol Stream, IL 60197	ChargeAccount		1,625.00
VERIZON C/O AFNI PO BOX 3427 BLOOMINGTON, IL 61702	VERIZON C/O AFNI PO BOX 3427 BLOOMINGTON, IL 61702	MISC.		525.00
ALLIED COLLECTIONS 3080 S. DURANGO #208 LAS VEGAS, NV 89117	ALLIED COLLECTIONS 3080 S. DURANGO #208 LAS VEGAS, NV 89117	MEDICAL BILL		193.00
American 10440 Little Patuxent Parkway P.O. Box Columbia, MD 21044-3561	American 10440 Little Patuxent Parkway P.O. Box Columbia, MD 21044-3561	Mortgage		Unknown
Bac Home Loans Servici 450 American St Simi Valley, CA 93065	Bac Home Loans Servici 450 American St Simi Valley, CA 93065	Mortgage		Unknown
Bk Of Amer 10401 Deerwood Par Jacksonville, FL 32256	Bk Of Amer 10401 Deerwood Par Jacksonville, FL 32256	ConventionalRealE stateMortgage		Unknown

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

I, **GWENDOLYNE F. PACK**, 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 November 12, 2009

Signature /s/ GWENDOLYNE F. PACK GWENDOLYNE F. PACK Debtor

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.

GWENDOLYNE F. PACK 10620 SOUTHERN HIGHLANDS PKWY #110310 LAS VEGAS NV 89141

BARRY LEVINSON, ESQ. LAW OFFICE OF BARRY LEVINSON 2810 S RAINBOW BLVD LAS VEGAS, NV 89146

ABN AMRO MORTGAGE GROU Acct No 3300645800654 2600 W BIG BEAVER RD TROY MI 48084

ALLIED COLLECTIONS Acct No 1519228 3080 S. DURANGO #208 LAS VEGAS NV 89117

AMERICAN Acct No 6470010652790 10440 LITTLE PATUXENT PARKWAY P.O. BOX COLUMBIA MD 21044-3561

AMERICAN HOME MTG SVCI Acct No 6470011177235 4600 REGENT BLVD STE 200 IRVING TX 75063

AMERICAS SERVICING CO Acct No 1061100076003 PO BOX 10328 DES MOINES IA 50306

BAC HOME LOANS SERVICI Acct No 43726739 450 AMERICAN ST SIMI VALLEY CA 93065

BK OF AMER Acct No 4667003097495 10401 DEERWOOD PAR JACKSONVILLE FL 32256

BLAIR CORPORATION Acct No 717887174 220 HICKORY ST WARREN PA 16366

CAP ONE Acct No 517805732484 CAP ONE Acct No 486236238639 PO BOX 85520 RICHMOND VA 23285

CHASE Acct No 418586167791 PO BOX 15298 WILMINGTON DE 19850

CHASE Acct No 455990746240 201 N WALNUT STREET MAILSTOP DE1-1027 WILMINGTON DE 19801

CIT BANK/DFS Acct No 79450119009021936 12234 N IH 35 SB BLDG B AUSTIN TX 78753

DESERT RADIOLOGISTS Acct No 6356253 3920 S. EASTERN AVE. LAS VEGAS NV 89119

GMAC MORTGAGE LLC Acct No 436140248 3451 HAMMOND AVE WATERLOO IA 50702

HLS Acct No 7591004210070

150 ALLEGHENY CENTER MALL PITTSBURGH PA 15212

HSBC BANK Acct No 548897502044 PO BOX 5253 CAROL STREAM IL 60197

HSBC MORTGAGE CORP USA Acct No 5475835749 2929 WALDEN AVE DEPEW NY 14043

LITTON LOAN SERVICING Acct No 0000000011564399 4828 LOOP CENTRAL DR HOUSTON TX 77081

NORDSTROMFSB Acct No 3615 PO BOX 13589 SCOTTSDALE AZ 85267 OCWEN LOAN SERVICING L Acct No 36454684 12650 INGENUITY DR ORLANDO FL 32826

OPTION ONE MORTGAGE Acct No 6470013292982 11104 MENAUL BLVD NE ALBUQUERQUE NM 87112

PENNI SKATES Acct No PACK 2525 DATE ST. APT. 1005 HONOLULU HI 96826

PREMIER RECOVERY Acct No 4471637 7300 TR FLORENCE KY 41042

RIVERSIDE COUNTY TREASURER PO BOX 12005 RIVERSIDE CA 92502

SPS Acct No 2777003097495 10401 DEERWOOD PAR JACKSONVILLE FL 32256

VERIZON Acct No 8053831630 C/O AFNI PO BOX 3427 BLOOMINGTON IL 61702

WASHINGTON MUTUAL Acct No 4559905000697992/418586167791 PO BOX 660548 DALLAS TX 75266

WELLS FARGO Acct No 261409 PO BOX 348750 SACRAMENTO CA 95834

WILSHIRE CREDIT CORP Acct No 336147 1776 SW MADISON ST PORTLAND OR 97205

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA

NOTICE TO CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

<u>Chapter 7</u>: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total Fee \$299)

1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

<u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments

over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

<u>Chapter 11</u>: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

Certificate of Attorney

I hereby certify that I delivered to the debtor this notice required by § 342(b) of the Bankruptcy Code.

BARRY LEVINSON, ESQ. 006721

Printed Name of Attorney Address: 2810 S Rainbow Blvd Las Vegas, NV 89146 702-836-9696 bk@lawbybarry.com

Certificate of Debtor

I (We), the debtor(s), affirm that I (we) have received and read this notice.

GWENDOLYNE F. PACK

Printed Name(s) of Debtor(s)

Case No. (if known)

X /s/ GWENDOLYNE F. PACK	November 12, 2009
Signature of Debtor	Date
Х	
 Signature of Joint Debtor (if any)	Date

X /s/ BARRY LEVINSON, ESQ.

Signature of Attorney

November 12, 2009

Date