B1 (Official Form 1)(1/08)								
<b>United</b>	States Bank District of No		Court				Voluntary	Petition
Name of Debtor (if individual, enter Last, First, ASPHALT CONCRETE RECYCLING	*		Name	of Joint De	ebtor (Spouse	) (Last, First,	Middle):	
All Other Names used by the Debtor in the last (include married, maiden, and trade names):	8 years				used by the I maiden, and		in the last 8 years ):	
Last four digits of Soc. Sec. or Individual-Taxpa (if more than one, state all)  56-2539223	ayer I.D. (ITIN) No./	Complete EIN		our digits o		· Individual-7	Гахрауег I.D. (ITIN) N	o./Complete EIN
Street Address of Debtor (No. and Street, City, a 65 NEWMAN LANE MOUND HOUSE, NV	and State):	ZIP Code	Street	Address of	Joint Debtor	(No. and Str	eet, City, and State):	ZIP Code
County of Residence or of the Principal Place o		89706	Count	y of Reside	ence or of the	Principal Pla	ace of Business:	
Mailing Address of Debtor (if different from stre	eet address):		Mailir	g Address	of Joint Debt	or (if differen	nt from street address):	
	Г	ZIP Code	4					ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above):			<b>_</b>					
Type of Debtor (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.)	(Checl ☐ Health Care Bu ☐ Single Asset Rin 11 U.S.C. § ☐ Railroad ☐ Stockbroker ☐ Commodity Br ☐ Clearing Bank ☐ Other ☐ Tax-Exe	eal Estate as of 101 (51B)  oker  empt Entity out, if applicable) exempt organof the United	nization States	defined "incurr	the 1 er 7 er 9 er 11 er 12	Petition is Fi	busin	decognition eding decognition
Filing Fee (Check or  Full Filing Fee attached  Filing Fee to be paid in installments (applicattach signed application for the court's cons is unable to pay fee except in installments. For Filing Fee waiver requested (applicable to clattach signed application for the court's constallments. For the court's constallments is the court's constallments is the court's constallments. For the court's constallments is the court's constallments. For the court's constallments is the court's constallments is the court's constallments. For the court's constallments is the court's constallments is the court's constallments. For the court's constallments is the court's constallments is the court's constallments. For the court's constallments is the court's constallments. For the court's constallments is the court's constallments is the court's constallments. For the court's constallments is the court's constallments is the court's constallments. For the court's constallments is the court's constallments is the court's constallments. For the court's constallments is the court's constallments is the court's constallments is the court's constallments.	able to individuals or sideration certifying t Rule 1006(b). See Offi hapter 7 individuals	that the debtoricial Form 3A.	Check	Debtor is if: Debtor's a to insider all applica A plan is Acceptance	a small busin not a small b aggregate nor s or affiliates) able boxes: being filed w ces of the pla	usiness debto necontingent li are less than ith this petition were solici	defined in 11 U.S.C. § or as defined in 11 U.S. equidated debts (exclude \$2,190,000.	C. § 101(51D). ling debts owed e or more
Statistical/Administrative Information ★  □ Debtor estimates that funds will be available  ■ Debtor estimates that, after any exempt prop there will be no funds available for distribution that the stimated Number of Creditors	erty is excluded and	nsecured cred administrativ	itors.			THIS	SPACE IS FOR COURT	USE ONLY
1- 50- 100- 200-	1,000- 5,000 5,001- 10,000	10,001-	25,001- 50,000	50,001- 100,000	OVER 100,000			
\$50,000 \$100,000 \$500,000 to \$1 million	\$1,000,001 \$10,000,001 to \$10 to \$50 million	\$50,000,001 S to \$100 t	3100,000,001 to \$500 million	\$500,000,001 to \$1 billion				
	\$1,000,001 \$10,000,001 to \$10 to \$50	\$50,000,001	\$100,000,001 to \$500	\$500,000,001 to \$1 billion				

Case 10-50910-gwz Doc 1 Entered 03/19/10 16:17:32 Page 2 of 42

B1 (Official Form 1)(1/08) Page 2 Name of Debtor(s): Voluntary Petition ASPHALT CONCRETE RECYCLING CENTER, 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: Location Date Filed: 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 in 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)(1/08)

## **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.

X

Signature of Debtor

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

### Signature of Attorney\*

### X /s/ ALAN R. SMITH, ESQ.

Signature of Attorney for Debtor(s)

#### ALAN R. SMITH, ESQ. SBN 1449

Printed Name of Attorney for Debtor(s)

#### THE LAW OFFICES OF ALAN R. SMITH

Firm Name

**505 RIDGE STREET RENO, NV 89501-1719** 

Address

### Email: mail@asmithlaw.com

(775) 786-4579 Fax: (775) 786-3066

Telephone Number

## March 19, 2010

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/ SCOTT FREIDUS

Signature of Authorized Individual

### SCOTT FREIDUS

Printed Name of Authorized Individual

#### **MANAGING MANAGER**

Title of Authorized Individual

#### March 19, 2010

Date

#### Signature of a Foreign Representative

ASPHALT CONCRETE RECYCLING CENTER, LLC

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):

- ☐ 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.)

	-	,	-
	۰	/	

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.

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

## United States Bankruptcy Court District of Nevada

In re	ASPHALT CONCRETE RECYCLING CENTER, 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]
ZERWECK, JOHN 825 DONNA DRIVE INCLINE VILLAGE, NV 89451	ZERWECK, JOHN 825 DONNA DRIVE INCLINE VILLAGE, NV 89451	LOANS		703,503.53
SMALL BUSINESS ADMIN. 400 SOUTH 4TH STREET SUITE 250 LAS VEGAS, NV 89101	SMALL BUSINESS ADMIN. 400 SOUTH 4TH STREET SUITE 250 LAS VEGAS, NV 89101	65 NEWMAN LANE, MOUND HOUSE, NV 89706 (APN# 16-246-07) CONSISTING OF 28.226 ACRES AND A 4,320 SQUARE FOOT BUILDING		846,789.00 (1,700,000.00 secured) (1,116,135.00 senior lien)
		(FMV IS ESTIMATED AND SUBJECT		
IRWIN UNION BANK/FDIC 500 WASHINGTON ST. COLUMBUS, IN 47201	IRWIN UNION BANK/FDIC 500 WASHINGTON ST. COLUMBUS, IN 47201	CAT 962G FRONT END LOADER (EST VALUE: \$62,500) LOCATED IN MOUND HOUSE, NV; EXTEC 5000 TURBO MOBILE SCREEN PLAN (EST VALUE: \$27,500) AND PARKER 1T1010		341,758.00 (115,000.00 secured)
LITTLE JOHN AUTO WRECKING 45 NEWMAN LANE MOUND HOUSE, NV 89706	LITTLE JOHN AUTO WRECKING 45 NEWMAN LANE MOUND HOUSE, NV 89706	ERNEST MONEY DEPOSIT FOR SALE OF REAL PROPERTY; SALE NOT CONCLUDED; PROSPECTIVE PURCHASER DEMANDS REFUND		60,000.00

	d Form 4) (12/07) - Cont.	(12/07)	) (	Form 4	cial	Offi	<b>B4</b>	I
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In re	ASPHALT CONCRETE RECYCLING CENTER, 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]
NV DEPT OF TAXATION BANKRUPTCY DIVISION 4600 KIETZKE LANE SUITE L-235 RENO, NV 89502	NV DEPT OF TAXATION BANKRUPTCY DIVISION 4600 KIETZKE LANE RENO, NV 89502	SALES TAX		8,500.00
CHISHOLM, JUDITH P.O. BOX 9927 RENO, NV 89507	CHISHOLM, JUDITH P.O. BOX 9927 RENO, NV 89507	GOODS/SERVICES		6,361.69
LYON COUNTY TREASURER 27 S. MAIN STREET YERINGTON, NV 89447	LYON COUNTY TREASURER 27 S. MAIN STREET YERINGTON, NV 89447	REAL PROPERTY TAXES		6,101.13
INTERNAL REVENUE SERVICE STOP 5028 110 CITY PARKWAY LAS VEGAS, NV 89106	INTERNAL REVENUE SERVICE STOP 5028 110 CITY PARKWAY LAS VEGAS, NV 89106	PAYROLL TAX		6,000.00
DIAMONDBACK PROPERTIES 302 N. MINNESOTA ST. CARSON CITY, NV 89703	DIAMONDBACK PROPERTIES 302 N. MINNESOTA ST. CARSON CITY, NV 89703	RENT		3,660.00
F & B, INC. P.O. BOX 3655 STATELINE, NV 89449	F & B, INC. P.O. BOX 3655 STATELINE, NV 89449	GOODS/SERVICES		3,316.00
MUELLER & COMPANY 917 TAHOE BLVD., STE. 100A INCLINE VILLAGE, NV 89451	MUELLER & COMPANY 917 TAHOE BLVD., STE. 100A INCLINE VILLAGE, NV 89451	GOODS/SERVICES		2,755.45
BERNARD, LAW OFFICES EDWARD 1203 N. NEVADA ST. CARSON CITY, NV 89703	BERNARD, LAW OFFICES EDWARD 1203 N. NEVADA ST. CARSON CITY, NV 89703	GOODS/SERVICES		2,500.00
TRI STATE SURVEYING 425 E. LONG STREET CARSON CITY, NV 89706	TRI STATE SURVEYING 425 E. LONG STREET CARSON CITY, NV 89706	GOODS/SERVICES		2,345.00
LES SCHWAB TIRE CENTER 3020 S. CARSON ST. CARSON CITY, NV 89701	LES SCHWAB TIRE CENTER 3020 S. CARSON ST. CARSON CITY, NV 89701	GOODS/SERVICES		2,289.31
LUMOS & ASSOC. 800 E. COLLEGE PKWY CARSON CITY, NV 89706	LUMOS & ASSOC. 800 E. COLLEGE PKWY CARSON CITY, NV 89706	GOODS/SERVICES		1,996.48
D & D TIRE INC. P.O. BOX 2882 SCOTTSDALE, AZ 85252	D & D TIRE INC. P.O. BOX 2882 SCOTTSDALE, AZ 85252	GOODS/SERVICES		1,658.60
FREIDUS, SCOTT 520 LUCILLE DRIVE INCLINE VILLAGE, NV 89451	FREIDUS, SCOTT 520 LUCILLE DRIVE INCLINE VILLAGE, NV 89451	GOODS/SERVICES		1,651.09
LUCINI/PARISH INSURANCE 604 W. MOANA LANE, STE. D RENO, NV 89509	LUCINI/PARISH INSURANCE 604 W. MOANA LANE, STE. D RENO, NV 89509	INSURANCE PREMIUMS		1,278.26

B4 (Offi	Official Form 4) (12/07) - Cont.					
In re	ASPHALT CONCRETE RECYCLING CENTER, 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]
SILVERSTATE INT'L P.O. BOX 1680 SPARKS, NV 89431	SILVERSTATE INT'L P.O. BOX 1680 SPARKS, NV 89431	GOODS/SERVICES		1,179.57
DMV CENTRAL SERVICES & RECORDS DIV 555 WRIGHT WAY CARSON CITY, NV 89711	DMV CENTRAL SERVICES & RECORDS DIV 555 WRIGHT WAY CARSON CITY, NV 89711	REGISTRATION/HI GHWAY FEES		1,092.00

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

I, the MANAGING MANAGER 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	March 19, 2010	Signature	/s/ SCOTT FREIDUS
			SCOTT FREIDUS
			MANAGING MANAGER

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.

B6 Summary (Official Form 6 - Summary) (12/07)

## United States Bankruptcy Court District of Nevada

In re	ASPHALT CONCRETE RECYCLING CENTER, LLC	Case No		
	Debtor			
		Chapter	11	
		Chapter		—

## SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	1,700,000.00		
B - Personal Property	Yes	4	304,530.29		
C - Property Claimed as Exempt	No	0			
D - Creditors Holding Secured Claims	Yes	2		2,353,044.53	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		21,693.13	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	5		799,838.25	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
- Current Income of Individual Debtor(s)	No	0			N/A
- Current Expenditures of Individual Debtor(s)	No	0			N/A
Total Number of Sheets of ALL Schedu	ıles	16			
	To	otal Assets	2,004,530.29		
		l	Total Liabilities	3,174,575.91	

Form 6 - Statistical Summary (12/07)

## **United States Bankruptcy Court** District of Nevada

ASPHALT CONCRETE RECYCLING CENTER, LLC		Case No.	
D	ebtor	Chapter	11
STATISTICAL SUMMARY OF CERTAIN LIA	BILITIES AN	ND RELATED DAT	ΓA (28 U.S.C. §
If you are an individual debtor whose debts are primarily consumer del a case under chapter 7, 11 or 13, you must report all information reque	ots, as defined in § sted below.	101(8) of the Bankruptcy C	Code (11 U.S.C.§ 101(8
☐ Check this box if you are an individual debtor whose debts are Preport any information here.	NOT primarily cons	umer debts. You are not rec	quired to
This information is for statistical purposes only under 28 U.S.C. §			
Summarize the following types of liabilities, as reported in the Scho	edules, and total th	nem.	
Type of Liability	Amount		
Domestic Support Obligations (from Schedule E)			
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)			
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)			
Student Loan Obligations (from Schedule F)			
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E			
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)			
TOTAL			
State the following:			
Average Income (from Schedule I, Line 16)			
Average Expenses (from Schedule J, Line 18)			
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)			
State the following:			
1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column			
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column			
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column			
4. Total from Schedule F			
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)			

101(8)), filing

## Case 10-50910-gwz Doc 1 Entered 03/19/10 16:17:32 Page 9 of 42

B6A (Official Form 6A) (12/07)

In re	ASPHALT CONCRETE RECYCLING CENTER, LLC	Case No.	
•		Debtor ,	

### **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 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.

65 NEWMAN LANE, MOUND HOUSE, NV 89706 (APN# 16-246-07) CONSISTING OF 28.226 ACRES	Fee simple	-	1,700,000.00	1,962,924.00
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

(FMV IS ESTIMATED AND SUBJECT TO OBTAINING A CURRENT APPRAISAL)

**AND A 4,320 SQUARE FOOT BUILDING** 

Sub-Total > **1,700,000.00** (Total of this page)

Total > 1,700,000.00

**0** continuation sheets attached to the Schedule of Real Property

(Report also on Summary of Schedules)

B6B (Official Form 6B) (12/07)

In

re ASPHALT CONCRETE RECYCLING CENTER, L	ъРН	1AL I	CC	NC	KE.	ΙĿ	KE(	CYCI	LING	CEN	IEK.	. L	.L(
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Debtor

### **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether 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 is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

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

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply 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).

	Type of Property	N O Description E	and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property without Deducting any Secured Claim or Exemption
1.	Cash on hand	CASH LOCATED AT MO PROPERTY	UND HOUSE, NV	-	125.00
2.	Checking, savings or other financial accounts, certificates of deposit, or	WELLS FARGO BUSINE XXXXX7229	SS CHKG ACCT.	-	2,644.00
	shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit	WELLS FARGO SAVING	S ACCT XXXXX7578	-	80.00
	unions, brokerage houses, or cooperatives.	FIRST FINANCIAL (IRWI XXXX3718	N UNION) CHKG ACCT	-	1,573.20
3.	Security deposits with public utilities, telephone companies, landlords, and others.	x			
4.	Household goods and furnishings, including audio, video, and computer equipment.	x			
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	x			
6.	Wearing apparel.	x			
7.	Furs and jewelry.	x			
8.	Firearms and sports, photographic, and other hobby equipment.	x			
9.	Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	x			
10.	Annuities. Itemize and name each issuer.	x			

Sub-Total > 4,422.20 (Total of this page)

**<sup>3</sup>** continuation sheets attached to the Schedule of Personal Property

 $B6B\ (Official\ Form\ 6B)\ (12/07)$  - Cont.

In re	ASPHALT CONCRETE RECYCLING CENTER, LLC
111 10	ASPRALI CONCRETE RECTCLING CENTER, LLC

Case No.

Debtor

## **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

	Type of Property	N O N E	Description and Location of Proper	-	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	х				
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	X				
13.	Stock and interests in incorporated and unincorporated businesses. Itemize.	X				
14.	Interests in partnerships or joint ventures. Itemize.	X				
15.	Government and corporate bonds and other negotiable and nonnegotiable instruments.	X				
16.	Accounts receivable.	C	DUTSTANDING ACCOUNTS RECEIVABLE		-	25,108.09
17.	Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X				
18.	Other liquidated debts owed to debtor including tax refunds. Give particulars.	X				
19.	Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X				
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X				
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X				
				(Total o	Sub-Tot of this page)	al > <b>25,108.09</b>

Sheet <u>1</u> of <u>3</u> continuation sheets attached to the Schedule of Personal Property

 $B6B\ (Official\ Form\ 6B)\ (12/07)$  - Cont.

In

					 _
re	ASPHAL T	CONCRETE	RECYCLING	CENTER.	 С

Case No.
Case No.

Debtor

## SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
22.	Patents, copyrights, and other intellectual property. Give particulars.	X			
23.	Licenses, franchises, and other general intangibles. Give particulars.	X			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	C	CUSTOMER LIST LOCATED IN MOUND HOUSE, NV	-	0.00
25.	Automobiles, trucks, trailers, and other vehicles and accessories.		2002 DODGE 1500 RAM PICK UP LOCATED IN MOUND HOUSE, NV	-	10,000.00
			987 KENWORTH WATER TRUCK LOCATED IN MUSTANG, NV	-	15,000.00
			2004 FORD F250 LARIAT PICK UP LOCATED IN MOUND HOUSE, NV	-	15,000.00
			2001 FORD F150 SUPERCREW PICK UP LOCATED N MOUND HOUSE, NV	-	7,000.00
26.	Boats, motors, and accessories.	X			
27.	Aircraft and accessories.	X			
28.	Office equipment, furnishings, and supplies.		COMPUTERS, DESKS AND FILING CABINETS LOCATED AT MOUND HOUSE OFFICE)	-	1,500.00
29.	Machinery, fixtures, equipment, and supplies used in business.		2008 CONCRETE PULVERIZER ATTACHMENT COCATED IN MUSTANG, NV	-	10,000.00
			992 YUTANI EXCAVATOR MD200 LOCATED IN MOUND HOUSE, NV	-	10,000.00
			994 KOLBERG RADIAL STACKING CONVEYOR 0'X24" LOCATED IN MUSTANG, NV	-	10,000.00
			2007 BELT-WAY SCALE SYSTEM FOR STACKER COCATED IN MUSTANG, NV	-	1,000.00
			2001 LOADMAN SCALE SYSTEM FOR LOADER LOCATED IN MOUND HOUSE, NV	-	3,500.00
				Sub-Tota	al > <b>83,000.00</b>

Sheet **2** of **3** continuation sheets attached to the Schedule of Personal Property

 $B6B\ (Official\ Form\ 6B)\ (12/07)$  - Cont.

In re	<b>ASPHALT</b>	CONCRETE	<b>RECYCLING</b>	CENTER	. LLC
111 10	/ . · · · · · · · · · · · · · ·			~	,

Debtor

## **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

Type of Property	N O Description and Location E	Joint, or	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
	2006 RANGER WELDING KIT 305G I MOUND HOUSE, NV	LOCATED IN -	2,500.00
	1985 CAT FRONT END LOADER 980 MUSTANG, NV	C LOCATED IN -	35,000.00
	MISCELLANEOUS MAINTENANCE T LOCATED IN MOUND HOUSE, NV	OOLS -	1,500.00
	CAT 962G FRONT END LOADER (ES \$62,500) LOCATED IN MOUND HOU 5000 TURBO MOBILE SCREEN PLA \$27,500) AND PARKER 1T1010 IMPA (EST VALUE: 25,000) LOCATED IN M	SE, NV; EXTEC N (EST VALUE: ACT CRUSHER	115,000.00
30. Inventory.	RAW DUMPED ASPHALT AND CON FINISHED GOODS, TYPE 2 AGGREG LOCATED IN MOUND HOUSE, NV		8,000.00
	RAW DUMPED ASPHALT AND CON FINISHED GOODS, TYPE 2 AGGREG LOCATED IN MUSTANG, NV	_	30,000.00
	UNPROCESSED RAW MATERIAL @ HOUSE, NV (7500 TON) [NO MARKE WITHOUT PROCESSING; POSSIBLY	T VALUE	0.00
	UNPROCESSED RAW MATERIAL @ [NO MARKET VALUE WITHOUT PRO POSSIBLY A LIABILITY]		0.00
31. Animals.	x		
32. Crops - growing or harvested. Give particulars.	x		
33. Farming equipment and implements.	x		
34. Farm supplies, chemicals, and feed.	x		
35. Other personal property of any kind not already listed. Itemize.	x		

Sub-Total > 192,000.00 (Total of this page)

Total > **304,530.29** 

Sheet <u>3</u> of <u>3</u> continuation sheets attached to the Schedule of Personal Property

(Report also on Summary of Schedules)

B6D (Official Form 6D) (12/07)

•			
In re	ASPHALT CONCRETE RECYCLING CENTER, LLC	Case No.	
	•		

Debtor

## 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.

other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, 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 "Unsecured Portion" on the Statistical Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" 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.

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.)	C O D E B T O R	J H	sband, Wife, Joint, or Community  DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGEN	N L I QU L D	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No. <b>856901</b>			Purchase Money Security	] 🕆	A T E D			
GREATER NEVADA CREDIT UNION PO BOX 2128 CARSON CITY, NV 89702-2128	x	-	2002 DODGE 1500 RAM PICK UP LOCATED IN MOUND HOUSE, NV		D			
			Value \$ 10,000.00			Ш	8,765.00	0.00
Account No. 70230129  IRWIN UNION BANK/FDIC 500 WASHINGTON ST. COLUMBUS, IN 47201		-	First Mortgage 65 NEWMAN LANE, MOUND HOUSE, NV 89706 (APN# 16-246-07) CONSISTING OF 28.226 ACRES AND A 4,320 SQUARE FOOT BUILDING (FMV IS ESTIMATED AND SUBJECT TO OBTAINING A CURRENT APPRAISAL)					
			Value \$ 1,700,000.00				1,116,135.00	0.00
Account No.  IRWIN UNION BANK/FDIC 500 WASHINGTON ST. COLUMBUS, IN 47201	x	-	Purchase Money Security CAT 962G FRONT END LOADER (EST VALUE: \$62,500) LOCATED IN MOUND HOUSE, NV; EXTEC 5000 TURBO MOBILE SCREEN PLAN (EST VALUE: \$27,500) AND PARKER 1T1010 IMPACT CRUSHER (EST VALUE: 25,000) LOCATED IN MUSTANG, NV					
	_		Value \$ 115,000.00			Ш	341,758.00	226,758.00
Account No.  JOHN ZERWECK 821 DONNA DRIVE INCLINE VILLAGE, NV 89451		-	2/2010  Non-Purchase Money Security  UCC-1 SECURITY INTEREST IN INVENTORY					
			Value \$ 38,000.00				24,233.53	0.00
continuation sheets attached			(Total of t	Subt his			1,490,891.53	226,758.00

In re	ASPHALT CONCRETE RECYCLING CENTER, LLC		Case No.		
		Debtor			

## SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS (Continuation Sheet)

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODEBHOR	Hu Hu	sband, Wife, Joint, or Community  DATE CLAIM WAS INCURRED,  NATURE OF LIEN, AND  DESCRIPTION AND VALUE  OF PROPERTY  SUBJECT TO LIEN	4Zm0Z-4Z00	H>U-CD-rzc	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No.  SMALL BUSINESS ADMIN. 400 SOUTH 4TH STREET SUITE 250 LAS VEGAS, NV 89101		-	10/25/2007 Deed of Trust 65 NEWMAN LANE, MOUND HOUSE, NV 89706 (APN# 16-246-07) CONSISTING OF 28.226 ACRES AND A 4,320 SQUARE FOOT BUILDING (FMV IS ESTIMATED AND SUBJECT TO OBTAINING A CURRENT APPRAISAL)	_	-ED			
			Value \$ 1,700,000.00				846,789.00	262,924.00
Account No. 0000-0512-076-322  US BANK P.O. BOX 790179 SAINT LOUIS, MO 63179-0179	x	-	Purchase Money Security  2004 FORD F250 LARIAT PICK UP LOCATED IN MOUND HOUSE, NV					
			Value \$ 15,000.00				15,364.00	364.00
			Value \$					
Account No.			Value \$					
Account No.			Value \$					
Sheet <u>1</u> of <u>1</u> continuation sheets attac Schedule of Creditors Holding Secured Claims		d to	(Total of t	Subt his p		- 1	862,153.00	263,288.00
· ·			(Report on Summary of Sc		ota ule	- 1	2,353,044.53	490,046.00

B6E (Official Form 6E) (12/07)

In re	ASPHALT CONCRETE RECYCLING CENTER, LLC	Case No.

Debtor

## SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

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).

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 claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority

priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data. Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E. TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets) ☐ Domestic support obligations Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1). ☐ Extensions of credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3). ☐ Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). ☐ Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5). ☐ Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6). ☐ Deposits by individuals Claims of individuals up to \$2,425\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7). Taxes and certain other debts owed to governmental units Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8). ☐ Commitments to maintain the capital of an insured depository institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9). ☐ Claims for death or personal injury while debtor was intoxicated

Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or

another substance. 11 U.S.C. § 507(a)(10).

<sup>\*</sup> Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

In re	ASPHALT CONCRETE RECYCLING CENTER, LLC	Case No.			
•	· · · · · · · · · · · · · · · · · · ·	Debtor ,			

## SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

(Continuation Sheet)

Taxes and Certain Other Debts
Owed to Governmental Units

TYPE OF PRIORITY Husband, Wife, Joint, or Community AMOUNT NOT ENTITLED TO PRIORITY, IF ANY CREDITOR'S NAME, ODEBTOR ONTINGENT NLIQUIDATED S P U T E D AND MAILING ADDRESS Н DATE CLAIM WAS INCURRED **AMOUNT** INCLUDING ZIP CODE, W AND CONSIDERATION FOR CLAIM OF CLAIM AMOUNT ENTITLED TO PRIORITY AND ACCOUNT NUMBER J С (See instructions.) **REGISTRATION/HIGHWAY FEES** Account No. DMV 1,092.00 CENTRAL SERVICES & RECORDS DIV **555 WRIGHT WAY CARSON CITY, NV 89711** 1,092.00 0.00 Account No. 56-2539223 **PAYROLL TAX** INTERNAL REVENUE SERVICE 6,000.00 **STOP 5028 110 CITY PARKWAY** LAS VEGAS, NV 89106 6.000.00 0.00 **REAL PROPERTY TAXES** Account No. LYON COUNTY TREASURER 6,101.13 **27 S. MAIN STREET** YERINGTON, NV 89447 6,101.13 0.00 SALES TAX Account No. **NV DEPT OF TAXATION** 8,500.00 **BANKRUPTCY DIVISION 4600 KIETZKE LANE** SUITE L-235 **RENO, NV 89502** 8,500.00 0.00 Account No. **NV DEPT OF TAXATION** Representing: 1550 COLLEGE PARKWAY **NV DEPT OF TAXATION Notice Only SUITE 115 CARSON CITY, NV 89706-7937** Subtotal 21,693.13 Sheet <u>1</u> of <u>1</u> continuation sheets attached to (Total of this page) Schedule of Creditors Holding Unsecured Priority Claims 21,693.13 0.00 Total 21,693.13

(Report on Summary of Schedules)

0.00

21,693.13

B6F (Official Form 6F) (12/07)

In re	ASPHALT CONCRETE RECYCLING CENTER, LLC	LT CONCRETE RECYCLING CENTER, LLC		
-		Debtor	,	

## 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 claims to report on this Schedule F.

(See instructions above.)	CODEBTOR	H W J C	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	NGEN	UNLIQUIDAT	I T	J T	AMOUNT OF CLAIM
Account No.			GOODS/SERVICES	Т	E D			
BERNARD, LAW OFFICES EDWARD 1203 N. NEVADA ST. CARSON CITY, NV 89703		-						2,500.00
Account No.			GOODS/SERVICES			H	$\dagger$	·
BI STATE PROPANE P.O. BOX 661 CARSON CITY, NV 89702		-						377.47
Account No.			GOODS/SERVICES			t	$\dagger$	
CHISHOLM, JUDITH P.O. BOX 9927 RENO, NV 89507		-						
A			COODS/CEDVICES		_	Ļ	$\downarrow$	6,361.69
Account No.  D & D TIRE INC. P.O. BOX 2882 SCOTTSDALE, AZ 85252		-	GOODS/SERVICES					1,658.60
_4 _ continuation sheets attached			(Total of t		tota pag		$\int_{0}^{\infty}$	10,897.76

 $B6F\ (Official\ Form\ 6F)\ (12/07)$  - Cont.

In re	ASPHALT CONCRETE RECYCLING CENTER, LLC		Case No.	
_		Debtor	,	

CDEDITODIC NAME	С	Нι	usband, Wife, Joint, or Community	С	U	D	
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	C A M	CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	NL - QU - DATED	DISPUTED	AMOUNT OF CLAIM
Account No.	1		RENT	T	E		
DIAMONDBACK PROPERTIES 302 N. MINNESOTA ST. CARSON CITY, NV 89703		-			D		3,660.00
Account No.			GOODS/SERVICES	Т	Г		
ESCO SUPPLY 1259 SPICE ISLAND DR. SPARKS, NV 89431		-					960.50
Account No.	┢	╁	GOODS/SERVICES	+	┢	$\vdash$	
F & B, INC. P.O. BOX 3655 STATELINE, NV 89449		-					3,316.00
Account No.	t		GOODS/SERVICES	+	┢		
FREIDUS, SCOTT 520 LUCILLE DRIVE INCLINE VILLAGE, NV 89451		-					1,651.09
Account No.	T	T	GOODS/SERVICES	T	T	H	
FUEL 2001 LLC 14560 VIRGINIA FOOTHILLS RD RENO, NV 89521		_					294.14
Sheet no. 1 of 4 sheets attached to Schedule of		_		Subt	tota	1	0.004.70
Creditors Holding Unsecured Nonpriority Claims			(Total of t	his	pag	ge)	9,881.73

 $B6F\ (Official\ Form\ 6F)\ (12/07)$  - Cont.

In re	ASPHALT CONCRETE RECYCLING CENTER, LLC		Case No.	
_		Debtor	,	

CREDITOR'S NAME,	C	Hu	sband, Wife, Joint, or Community	C	U	D	7	
MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	C J M	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	ΙQ	U T E		AMOUNT OF CLAIM
Account No. 4449 2802 8001 3284	1		Credit card purchases	1'	Ė			
IRWIN UNION BANK/FDIC P.O. BOX 7078 CHARLESTON, WV 25356		-						901.39
Account No.			GOODS/SERVICES	T	Г		T	
LES SCHWAB TIRE CENTER 3020 S. CARSON ST. CARSON CITY, NV 89701		-						2,289.31
Account No.	╁		ERNEST MONEY DEPOSIT FOR SALE OF	+	$\vdash$	$\vdash$	+	·
LITTLE JOHN AUTO WRECKING 45 NEWMAN LANE MOUND HOUSE, NV 89706		-	REAL PROPERTY; SALE NOT CONCLUDED; PROSPECTIVE PURCHASER DEMANDS REFUND					60,000.00
Account No.	T	T	INSURANCE PREMIUMS	T	T	T	†	
LUCINI/PARISH INSURANCE 604 W. MOANA LANE, STE. D RENO, NV 89509		-						1,278.26
Account No.		T	GOODS/SERVICES	T	$\top$	T	†	
LUMOS & ASSOC. 800 E. COLLEGE PKWY CARSON CITY, NV 89706		-						1,996.48
Sheet no. 2 of 4 sheets attached to Schedule of				Sub	tota	ıl	Ť	CC 4CE 44
Creditors Holding Unsecured Nonpriority Claims			(Total of t	his	pas	ze)	, [	66,465.44

In re	ASPHALT CONCRETE RECYCLING CENTER, LLC		Case No.	
_		Debtor	,	

	С	Ни	sband, Wife, Joint, or Community	Тс	u	D	
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	H W J C	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	COXTLXGEXT	Q U I		AMOUNT OF CLAIM
Account No.			GOODS/SERVICES		D A T E D		
MUELLER & COMPANY 917 TAHOE BLVD., STE. 100A INCLINE VILLAGE, NV 89451		-			D		2,755.45
Account No.	╁		GOODS/SERVICES	+			
NEVADA THERMAL SVCS 2600 E. MUSTANG ROAD SPARKS, NV 89434		-					
	╀			$\downarrow$			1,000.00
Account No.  PARSONS WALLS 710 W. SUNSET ROAD #110 HENDERSON, NV 89011		-	GOODS/SERVICES				300.00
Account No.	t		GOODS/SERVICES	$\dagger$			
SILVERSTATE INT'L P.O. BOX 1680 SPARKS, NV 89431		-					1,179.57
Account No. <b>467208633</b>	+	$\vdash$	GOODS/SERVICES	+			-,
SPRINT COMMUNICATIONS P.O. BOX 54977 LOS ANGELES, CA 90054-0977		-					344.71
Sheet no. <b>3</b> of <b>4</b> sheets attached to Schedule of			1	Subt	tota	1	5 570 72
Creditors Holding Unsecured Nonpriority Claims			(Total of	this	pag	e)	5,579.73

In re	ASPHALT CONCRETE RECYCLING CENTER, LLC		Case No.	
		Debtor		

CREDITOR'S NAME,	000		sband, Wife, Joint, or Community	000	N	[	D	
MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	OD E B T O R	C A M	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	NT I NG E N	QU	] ]	D I S P U T E D	AMOUNT OF CLAIM
Account No.			GOODS/SERVICES	٦т	D A T E D			
SUPER HYDRAULICS 1615 MARIETTA WAY SPARKS, NV 89431		-			D			628.01
Account No.	╁	-	GOODS/SERVICES	+	$\vdash$	-	+	020.01
TRI STATE SURVEYING 425 E. LONG STREET CARSON CITY, NV 89706		-						
								2,345.00
Account No.			GOODS/SERVICES	T	T	T	1	
TRUCKEE MEADOWS WATER SYS 245 WINTER STREET RENO, NV 89503		-						
								42.79
Account No.	T		GOODS/SERVICES	T	T	T		
WILSON CONSTRUCTION P.O. BOX 6057 GARDNERVILLE, NV 89460		-						
								494.26
Account No.			LOANS	T		l	1	
ZERWECK, JOHN 825 DONNA DRIVE INCLINE VILLAGE, NV 89451		-						
								703,503.53
Sheet no4 of _4 sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of	Sub			9	707,013.59
Cleanors Holding Chaccared Hollphority Claims			(10tai 01)		Pas Fota		ŀ	
			(Report on Summary of S				- 1	799,838.25

B6G (Official Form 6G) (12/07)

In re	ASPHALT CONCRETE RECYCLING CENTER, LLC	Case No.
-	<u></u>	Debtor ,

## SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, 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).

☐ Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract

Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. State contract number of any government contract.

NEVADA HYDROCARBON, INC. P.O. BOX 9927 RENO, NV 89507 LAND LEASE - CONTRACT EXPIRES 09/01/2012

B6H (Official Form 6H) (12/07)

In re	ASPHALT CONCRETE RECYCLING CENTER, LLC	Case No.	_
_	ת	ehtor	

### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or 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).

☐ Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
JOHN ZERWECK	US BANK P.O. BOX 790179 SAINT LOUIS, MO 63179-0179
JOHN ZERWECK	IRWIN UNION BANK/FDIC 500 WASHINGTON ST. COLUMBUS, IN 47201
SCOTT FREIDUS	IRWIN UNION BANK/FDIC 500 WASHINGTON ST. COLUMBUS, IN 47201
STEVE CRUZ	GREATER NEVADA CREDIT UNION PO BOX 2128 CARSON CITY, NV 89702-2128
STEVE CRUZ	IRWIN UNION BANK/FDIC 500 WASHINGTON ST. COLUMBUS, IN 47201

Case 10-50910-gwz Doc 1 Entered 03/19/10 16:17:32 Page 25 of 42

**B6 Declaration (Official Form 6 - Declaration).** (12/07)

# **United States Bankruptcy Court District of Nevada**

In re	ASPHALT CONCRETE RECYCLING CENTE	R, LLC		Case No.	
			Debtor(s)	Chapter	11
	DEGLADATION GO	NICERN	INIA PEPEADIA AA		R.C.
	DECLARATION CO	NCERN	ING DEBTOR'S SC	CHEDUL	ES
	DECLARATION UNDER PENALTY OF I	PERJURY	ON BEHALF OF CORPO	ORATION (	OR PARTNERSHIP
	I, the MANAGING MANAGER of the				
	perjury that I have read the foregoing summary			_ sheets, and	I that they are true and
	correct to the best of my knowledge, informati	on, and be	nei.		
Data	March 19, 2010	Cianatura	/s/ SCOTT FREIDUS		
Date	10, 2010	Signature	SCOTT FREIDUS		
			MANAGING MANAGER		
Da	naltu fan makina a falsa statament an aanaaalina	nuanautui	Fine of up to \$500,000 or	imprisonmo	ent for up to 5 years or both

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.

B7 (Official Form 7) (12/07)

## United States Bankruptcy Court District of Nevada

In re	ASPHALT CONCRETE RECYCLING CENTER, LLC		Case No.	
		Debtor(s)	Chapter	11

### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, 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).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 1. Income from employment or operation of business

None

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

\$34,686.58 2010 YTD: Business gross receipts \$407,049.25 2009: Business gross receipts \$1,094,376.00 2008: Business gross receipts

#### 2. Income other than from employment or operation of business

None

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the two years immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

**AMOUNT** 

SOURCE

#### 3. Payments to creditors

None

Complete a. or b., as appropriate, and c.

Individual or joint debtor(s) with primarily consumer debts. List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within 90 days immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT STILL NAME AND ADDRESS DATES OF AMOUNT PAID OF CREDITOR **PAYMENTS** OWING

None 

b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR INTERNAL REVENUE SERVICE PO BOX 21126 PHILADELPHIA, PA 19114	DATES OF PAYMENTS/ TRANSFERS PRIOR 90 DAYS	AMOUNT PAID OR VALUE OF TRANSFERS \$9,164.83	AMOUNT STILL OWING \$6,000.00
FUEL 2001 LLC 14560 VIRGINIA FOOTHILLS RD RENO, NV 89521	PRIOR 90 DAYS	\$6,145.59	\$294.14

None П

c. All debtors: List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR

DATE OF PAYMENT 05/31/2009 (\$4.066.62):

AMOUNT STILL AMOUNT PAID OWING

\$14.041.01

**CRUZ CONSTRUCTION** 5/15/2009 (\$4,851.06); **MUTUAL OWNERSHIP WITH PRIOR EQUITY** 

4/30/09 (\$5,123.33)

OWNER/MEMBER

#### 4. Suits and administrative proceedings, executions, garnishments and attachments

None

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT COURT OR AGENCY STATUS OR NATURE OF PROCEEDING AND CASE NUMBER AND LOCATION DISPOSITION

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Best Case Bankruptcy

\$0.00

2

None

b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED

DATE OF SEIZURE

DESCRIPTION AND VALUE OF PROPERTY

#### 5. Repossessions, foreclosures and returns

None

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN

DESCRIPTION AND VALUE OF PROPERTY

#### 6. Assignments and receiverships

None

a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF ASSIGNEE

DATE OF ASSIGNMENT

TERMS OF ASSIGNMENT OR SETTLEMENT

None

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CUSTODIAN NAME AND LOCATION OF COURT CASE TITLE & NUMBER

DATE OF ORDER DESCRIPTION AND VALUE OF

3

PROPERTY

#### 7. Gifts

None

List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION

RELATIONSHIP TO DEBTOR, IF ANY

DATE OF GIFT

DESCRIPTION AND VALUE OF GIFT

#### 8. Losses

None

List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case.** (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY

DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS

DATE OF LOSS

#### 9. Payments related to debt counseling or bankruptcy

None 

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE

ALAN R. SMITH **505 RIDGE STREET RENO, NV 89501** 

DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR 01/26/2010

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY 20.000.00

4

#### 10. Other transfers

None 

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE,

RELATIONSHIP TO DEBTOR St. Mary's Mining Services PO Box 990 Parker, AZ 85344

DESCRIBE PROPERTY TRANSFERRED DATE AND VALUE RECEIVED 3/3/10

DOZER AND TRUCK SCALE SOLD FOR \$44,400

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled None trust or similar device of which the debtor is a beneficiary.

NAME OF TRUST OR OTHER

**DEVICE** 

NONE

DATE(S) OF TRANSFER(S) AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR'S INTEREST

IN PROPERTY

#### 11. Closed financial accounts

None

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION

TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER. AND AMOUNT OF FINAL BALANCE

AMOUNT AND DATE OF SALE OR CLOSING

## 12. Safe deposit boxes

None

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY

NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY

DESCRIPTION OF CONTENTS DATE OF TRANSFER OR SURRENDER, IF ANY

## 13. Setoffs

None

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF

AMOUNT OF SETOFF

5

#### 14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS OF OWNER

DESCRIPTION AND VALUE OF PROPERTY

LOCATION OF PROPERTY

#### 15. Prior address of debtor

None

If the debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS NAME USED DATES OF OCCUPANCY

## 16. Spouses and Former Spouses

None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

#### 17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

SITE NAME AND ADDRESS

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DATE OF

ENVIRONMENTAL

NOTICE LAW

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous

Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME AND ADDRESS

NAME AND ADDRESS OF

DATE OF

**ENVIRONMENTAL** 

GOVERNMENTAL UNIT NOTICE LAW

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which

the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR DISPOSITION

#### 18. Nature, location and name of business

None

a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six vears immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN 56-2539223

ASPHALT CONCRETE RECYCLING CENTER, LLC ADDRESS 65 NEWMAN LANE MOUND HOUSE, NV 89706 NATURE OF BUSINESS

ASPHALT AND

CONCRETE

DISPOSAL/RECYCLING

BEGINNING AND ENDING DATES
10/2005-PRESENT

6

None b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME

NAME ADDRESS

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within **six years** immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor or self-employed in a trade, profession, or other activity, either full- or part-time.

(An individual or joint debtor should complete this portion of the statement **only** if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

### 19. Books, records and financial statements

None

None

a. List all bookkeepers and accountants who within **two years** immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

NAME AND ADDRESS SHANNON WAYMIRE 1600 AIRPORT ROAD #40 CARSON CITY, NV 89701

2005-PRESENT

7/07/2008

SCOTT FREIDUS 520 LUCILLE DRIVE INCLINE VILLAGE, NV 89451

b. List all firms or individuals who within the **two years** immediately preceding the filing of this bankruptcy case have audited the books

DATES SERVICES RENDERED

NAME MUELLER & ASSOCIATES

ADDRESS 917 TAHOE BLVD. SUITE 100A INCLINE VILLAGE, NV 89451

of account and records, or prepared a financial statement of the debtor.

DATES SERVICES RENDERED
TAX PREP AND FINANCIAL
STATEMENTS ONLY; 2005-PRESENT

None c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain. **ADDRESS** NAME None d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within two years immediately preceding the commencement of this case. NAME AND ADDRESS DATE ISSUED **IRWIN UNION BANK/FDIC** ON DEMAND 500 WASHINGTON ST. COLUMBUS, IN 47201 **SMALL BUSINESS ADMIN.** ON DEMAND **400 SOUTH 4TH STREET SUITE 250** LAS VEGAS, NV 89101 20. Inventories None a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory. DOLLAR AMOUNT OF INVENTORY DATE OF INVENTORY INVENTORY SUPERVISOR (Specify cost, market or other basis) 12/30/09 **ANTHONY DORE** \$35,000 (MARKET) 2/12/10 ANTHONY DORE \$38,000 (MARKET) None b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above. NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY DATE OF INVENTORY **RECORDS** 12/30/09 **DEBTOR** 2/12/10 **DEBTOR** 21. Current Partners, Officers, Directors and Shareholders None a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership. NAME AND ADDRESS NATURE OF INTEREST PERCENTAGE OF INTEREST b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, П controls, or holds 5 percent or more of the voting or equity securities of the corporation. NATURE AND PERCENTAGE NAME AND ADDRESS TITLE OF STOCK OWNERSHIP **MAKO INVESTMENTS, LLC MEMBER 80% OWNERSHIP INTEREST 825 DONNA DRIVE INCLINE VILLAGE, NV 89451** SCOTT FREIDUS MEMBER/MANAGING MEMBER 20% OWNERSHIP INTEREST **520 LUCILLE DRIVE INCLINE VILLAGE, NV 89451** 

## 22. Former partners, officers, directors and shareholders

None

a. If the debtor is a partnership, list each member who withdrew from the partnership within one year immediately preceding the commencement of this case.

**ADDRESS** DATE OF WITHDRAWAL NAME

None b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within one year immediately preceding the commencement of this case.

NAME AND ADDRESS DATE OF TERMINATION **MEMBER** 

THE CRUZ FAMILY TRUST DTD. 11/1/04

815 CARANO COURT

**INCLINE VILLAGE, NV 89451** 

ZERWECK, JOHN MANAGING MEMBER 3/1/10

**825 DONNA DRIVE** 

**INCLINE VILLAGE, NV 89451** 

#### 23. Withdrawals from a partnership or distributions by a corporation

None If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation

in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during one year immediately preceding the commencement of this case.

NAME & ADDRESS AMOUNT OF MONEY DATE AND PURPOSE OF RECIPIENT. OR DESCRIPTION AND OF WITHDRAWAL RELATIONSHIP TO DEBTOR VALUE OF PROPERTY

#### 24. Tax Consolidation Group.

None If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated

group for tax purposes of which the debtor has been a member at any time within six years immediately preceding the commencement of the case.

### NAME OF PARENT CORPORATION

TAXPAYER IDENTIFICATION NUMBER (EIN)

2009

#### 25. Pension Funds.

None If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an

employer, has been responsible for contributing at any time within six years immediately preceding the commencement of the case.

NAME OF PENSION FUND TAXPAYER IDENTIFICATION NUMBER (EIN)

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

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct to the best of my knowledge, information and belief.

Date	March 19, 2010	Signature	/s/ SCOTT FREIDUS
	_	•	SCOTT FREIDUS
			MANAGING MANAGER

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

Penalty for making a false statement: 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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In r	ASPHALT CONCRETE RECYCLING CEN		Case No.	
		Debtor(s)	Chapter	_11
	DISCLOSURE OF COM	PENSATION OF ATTORN	NEY FOR DI	EBTOR(S)
1.	Pursuant to 11 U.S.C. § 329(a) and Bankruptc; compensation paid to me within one year before the rendered on behalf of the debtor(s) in contempla	ne filing of the petition in bankruptcy, of	or agreed to be pai	d to me, for services rendered or to
	For legal services, I have agreed to accept		\$	20,000.00
	Prior to the filing of this statement I have received			20,000.00
	Balance Due		\$	0.00
2.	\$ of the filing fee has been paid.			
3.	The source of the compensation paid to me was:			
	■ Debtor □ Other (specify):			
4.	The source of compensation to be paid to me is:			
	■ Debtor □ Other (specify):			
5.	■ I have not agreed to share the above-disclosed	compensation with any other person un	less they are mem	bers and associates of my law firm.
	☐ I have agreed to share the above-disclosed com- copy of the agreement, together with a list of the			
6.	In return for the above-disclosed fee, I have agreed	to render legal service for all aspects o	of the bankruptcy	ease, including:
	<ul> <li>a. Analysis of the debtor's financial situation, and</li> <li>b. Preparation and filing of any petition, schedules</li> <li>c. Representation of the debtor at the meeting of c</li> <li>d. [Other provisions as needed]</li> </ul>	s, statement of affairs and plan which m	ay be required;	
7.	By agreement with the debtor(s), the above-disclose	ed fee does not include the following se	ervice:	
		CERTIFICATION		
this	I certify that the foregoing is a complete statement obankruptcy proceeding.	of any agreement or arrangement for pa	yment to me for re	epresentation of the debtor(s) in
Date	d: March 19, 2010	/s/ ALAN R. SMITH,		
		ALAN R. SMITH, ES THE LAW OFFICES		МІТЫ
		505 RIDGE STREET		VII I I I
		RENO, NV 89501-17		
		(775) 786-4579 Fax mail@asmithlaw.co		6
1		man@asminaw.co	111	

	<b>District of Nevada</b>		
n re ASPHALT CONCRETE RECYCLING (	CENTER, LLC	Case No	
	Debtor	, Chapter	11
LIST O	F EQUITY SECURIT		3) for filing in this chapter 11 case
Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
MAKO INVESTMENTS, LLC 825 DONNA DRIVE INCLINE VILLAGE, NV 89451		80% OWNERSH INTEREST	HIPMEMBER
SCOTT FREIDUS 520 LUCILLE DRIVE INCLINE VILLAGE, NV 89451		20% OWNERSH INTEREST	HIP MEMBER
DECLARATION UNDER PENALTY (  I, the MANAGING MANAGER of that I have read the foregoing List of Equbelief.  Date March 19, 2010	the corporation named as the cuity Security Holders and that i	lebtor in this case, declar	re under penalty of perjury
	N	SCOTT FREIDUS MANAGING MANAGER	
Penalty for making a false statement or conc	ealing property: Fine of up to S 18 U.S.C §§ 152 and 3		nt for up to 5 years or both.

In re	ASPHALT CONCRETE RECYCLING CENT	ER, LLC	Case No.	
-		Debtor(s)	Chapter	11
	VERIFICAT	ION OF CREDITOR	R MATRIX	
	,			
I, the M.	ANAGING MANAGER of the corporation na	amed as the debtor in this case,	hereby verify that t	he attached list of creditors is
true and	correct to the best of my knowledge.			
	,			
Date:	March 19, 2010	/s/ SCOTT FREIDUS		
		SCOTT FREIDUS/MANAGIN	G MANAGER	
		Signer/Title		

ASPHALT CONCRETE RECYCLING CENTER, LLC 65 NEWMAN LANE MOUND HOUSE, NV 89706

ALAN R. SMITH, ESQ. THE LAW OFFICES OF ALAN R. SMITH 505 RIDGE STREET RENO, NV 89501-1719

INTERNAL REVENUE SERVICE STOP 5028 110 CITY PARKWAY LAS VEGAS, NV 89106

NEVADA DEPT TAXATION P.O. BOX 52685 PHOENIX, AZ 85072-2674

NEVADA EMPLOYMENT SEC 500 E. THIRD STREET CARSON CITY, NV 89713-0030

NV DEPT OF MOTOR VEHICLES BANKRUPTCY SECTION 555 WRIGHT WAY CARSON CITY, NV 89711

NV LABOR COMMISSION 675 FAIRVIEW LANE, STE 226 CARSON CITY, NV 89710

OFFICE OF THE U.S. TRUSTEE 300 BOOTH STREET, ROOM 2129 RENO, NV 89509

US EPA REGION 9 BKRPTCY CONTACT LEWIS MALDONADO OFFICE OF REGIONAL COUNSEL-ORC-3 75 HAWTHORNE ST SAN FRANCISCO, CA 94105

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BI STATE PROPANE P.O. BOX 661 CARSON CITY, NV 89702

CHISHOLM, JUDITH P.O. BOX 9927 RENO, NV 89507

D & D TIRE INC. P.O. BOX 2882 SCOTTSDALE, AZ 85252

DIAMONDBACK PROPERTIES 302 N. MINNESOTA ST. CARSON CITY, NV 89703

DMV
CENTRAL SERVICES & RECORDS DIV
555 WRIGHT WAY
CARSON CITY, NV 89711

ESCO SUPPLY 1259 SPICE ISLAND DR. SPARKS, NV 89431

F & B, INC. P.O. BOX 3655 STATELINE, NV 89449

FREIDUS, SCOTT 520 LUCILLE DRIVE INCLINE VILLAGE, NV 89451

FUEL 2001 LLC 14560 VIRGINIA FOOTHILLS RD RENO, NV 89521

GREATER NEVADA CREDIT UNION A/C # 856901 PO BOX 2128 CARSON CITY, NV 89702-2128

IRWIN UNION BANK/FDIC A/C # 70230129 500 WASHINGTON ST. COLUMBUS, IN 47201

IRWIN UNION BANK/FDIC A/C # 4449 2802 8001 3284 P.O. BOX 7078 CHARLESTON, WV 25356

JOHN ZERWECK 821 DONNA DRIVE INCLINE VILLAGE, NV 89451 JOHN ZERWECK

LES SCHWAB TIRE CENTER 3020 S. CARSON ST. CARSON CITY, NV 89701

LITTLE JOHN AUTO WRECKING 45 NEWMAN LANE MOUND HOUSE, NV 89706

LUCINI/PARISH INSURANCE 604 W. MOANA LANE, STE. D RENO, NV 89509

LUMOS & ASSOC. 800 E. COLLEGE PKWY CARSON CITY, NV 89706

LYON COUNTY TREASURER 27 S. MAIN STREET YERINGTON, NV 89447

MAKO INVESTMENTS, LLC 825 DONNA DRIVE INCLINE VILLAGE, NV 89451

MUELLER & COMPANY
917 TAHOE BLVD., STE. 100A
INCLINE VILLAGE, NV 89451

NEVADA HYDROCARBON, INC. P.O. BOX 9927 RENO, NV 89507

NEVADA THERMAL SVCS 2600 E. MUSTANG ROAD SPARKS, NV 89434

NV DEPT OF TAXATION BANKRUPTCY DIVISION 4600 KIETZKE LANE SUITE L-235 RENO, NV 89502

NV DEPT OF TAXATION 1550 COLLEGE PARKWAY SUITE 115 CARSON CITY, NV 89706-7937

PARSONS WALLS 710 W. SUNSET ROAD #110 HENDERSON, NV 89011 SCOTT FREIDUS

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TRUCKEE MEADOWS WATER SYS 245 WINTER STREET RENO, NV 89503

US BANK A/C # 0000-0512-076-322 P.O. BOX 790179 SAINT LOUIS, MO 63179-0179

WILSON CONSTRUCTION P.O. BOX 6057 GARDNERVILLE, NV 89460

ZERWECK, JOHN 825 DONNA DRIVE INCLINE VILLAGE, NV 89451

In re ASPHALT CONCRETE RECYCLING C	ENTER, LLC	Case No.		
	Debtor(s)	Chapter	11	
CORPORATE	OWNERSHIP STATEMENT (F	RULE 7007.1)		
Pursuant to Federal Rule of Bankruptcy Procor recusal, the undersigned counsel for AS	PHALT CONCRETE RECYCLING CEN	ITER, LLC in	the above captioned action,	
certifies that the following is a (are) corpora indirectly own(s) 10% or more of any class or report under FRBP 7007.1:				
■ None [ <i>Check if applicable</i> ]				
March 19, 2010	/s/ ALAN R. SMITH, ESQ.			
Date	ALAN R. SMITH, ESQ.			
	Signature of Attorney or Litigan			
	Counsel for ASPHALT CONCRETE RECYCLING CENTER, LLC			
	THE LAW OFFICES OF ALAN R. S	SMITH		
	RENO, NV 89501-1719			
	(775) 786-4579 Fax:(775) 786-306	6		
	mail@asmithlaw.com			