| United States Bankruptcy C District of Nevada | | | | | Court | | | | Voluntary | Petition | | |
|--|---|-----------------------------|---------------------------|---|---|--|--|--|------------------------------|-----------------|--------------------------|-----------------|
| | Name of Debtor (if individual, enter Last, First, Middle): Castello Excavation & Grading, Inc. | | | | | Name | of Joint De | ebtor (Spouse) |) (Last, First | , Middle): | | |
| All Other Na (include man | | | or in the last se names): | 8 years | | | | | used by the J maiden, and | | in the last 8 years | |
| Last four dig (if more than one 88-0334 | e, state all) | Sec. or Indi | vidual-Taxpa | yer I.D. (| ITIN) No./ | Complete E | EIN Last f | our digits o | f Soc. Sec. or | Individual-T | Гахрауег I.D. (ITIN) No | o./Complete EIN |
| Street Addre | ess of Debto mmercia | or (No. and S | Street, City, a | and State) | : | | | Address of | Joint Debtor | (No. and Str | reet, City, and State): | |
| | | | | | Г | ZIP Code 89011 | e | | | | | ZIP Code |
| County of R Clark | esidence or | of the Princ | cipal Place of | f Business | | 03011 | Coun | ty of Reside | ence or of the | Principal Pla | ace of Business: | |
| Mailing Add | lress of Deb | otor (if diffe | rent from stro | eet addres | ss): | | Maili | ng Address | of Joint Debte | or (if differen | nt from street address): | |
| | | | | | Г | ZIP Code | e | | | | | ZIP Code |
| Location of (if different) | Principal As from street | ssets of Bus address abo | siness Debtor ve): | | | | • | | | | | • |
| 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.) Nature of Business (Check one box) Health Care Business Single Asset Real Estate as de in 11 U.S.C. § 101 (51B) Railroad Commodity Broker Clearing Bank Other Tax-Exempt Entity (Check box, if applicable) | | | s defined | | the Feer 7 eer 9 eer 11 eer 12 | Petition is Fi | | ecognition ding ecognition | | | | |
| | TO 2 | r E (Cl | | unde Cod | er Title 26 o | of the Unite nal Revenu | ed States ie Code). | States "incurred by an individual primarily for a personal, family, or household purpose." | | | | |
| □ Filing Fee to be paid in installments (applicable to individuals only). Must 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. □ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B. | | | | Debtor is a s Debtor is no if: Debtor's agg are less than all applicabl A plan is bei Acceptances | regate nonco \$2,343,300 (e boxes: ng filed with of the plan w | s debtor as defin ness debtor as d entingent liquida amount subject this petition. | ned in 11 U.S.0 defined in 11 U ated debts (exc to adjustment | | e years thereafter). | | | |
| Statistical/Administrative Information ■ Debtor estimates that funds will be available for distribution to unsecured credit □ Debtor estimates that, after any exempt property is excluded and administrative there will be no funds available for distribution to unsecured creditors. | | | | | | es paid, | | THIS | SPACE IS FOR COURT | USE ONLY | | |
| Estimated N 1- 49 | umber of C 50- 99 | reditors 100- 199 | 200- | 1,000- 5,000 | 5,001- 10,000 | 10,001- 25,000 | 25,001- 50,000 | 50,001- 100,000 | OVER 100,000 | | | |
| Estimated A So to \$50,000 | \$50,001 to \$100,000 | \$100,001 to \$500,000 | \$500,001 to \$1 | \$1,000,001 to \$10 million | \$10,000,001 to \$50 million | \$50,000,001 to \$100 million | \$100,000,00 to \$500 million | \$500,000,001 to \$1 billion | More than \$1 billion | | | |
| Estimated Li \$0 to \$50,000 | \$50,001 to \$100,000 | \$100,001 to \$500,000 | to \$1 | \$1,000,001 \$10,000,001 \$50,000,001 \$1 to \$10 to \$50 to \$100 to | | | \$100,000,000 to \$500 | \$500,000,001 to \$1 billion | | | | |

Case 11-18720-lbr Doc 1 Entered 06/02/11 13:55:00 Page 2 of 10

| BI (Official For | III 1)(4/10) | | rage 2 | | | | |
|--|---|--|------------------------------------|--|--|--|--|
| Voluntary | y Petition | Name of Debtor(s): Castello Excavation & Grading, Inc. | | | | | |
| (This page mu | st be completed and filed in every case) | | | | | | |
| T | All Prior Bankruptcy Cases Filed Within Last | | | | | | |
| Location Where Filed: | - None - | Case Number: | Date Filed: | | | | |
| Location Where Filed: | | Case Number: | Date Filed: | | | | |
| | nding Bankruptcy Case Filed by any Spouse, Partner, or | Affiliate of this Debtor (If more than | | | | | |
| Name of Debte - None - | or: | Case Number: | Date Filed: | | | | |
| District: | | Relationship: | Judge: | | | | |
| forms 10K as pursuant to S and is reques | Exhibit A leted if debtor is required to file periodic reports (e.g., and 10Q) with the Securities and Exchange Commission section 13 or 15(d) of the Securities Exchange Act of 1934 sting relief under chapter 11.) A is attached and made a part of this petition. | Exhibit B (To be completed if debtor is an individual whose debts are primarily consumer debts.) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b). X Signature of Attorney for Debtor(s) (Date) | | | | | |
| | | 7.4.6 | | | | | |
| | r own or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition. | libit C pose a threat of imminent and identifiable | e harm to public health or safety? | | | | |
| ☐ Exhibit I | eted by every individual debtor. If a joint petition is filed, ea D completed and signed by the debtor is attached and made ant petition: | a part of this petition. | a separate Exhibit D.) | | | | |
| L EXIIIOIT | D also completed and signed by the joint debtor is attached a | | | | | | |
| | Information Regardin | _ | | | | | |
| • | (Check any ap Debtor has been domiciled or has had a residence, principal days immediately preceding the date of this petition or for | al place of business, or principal asse | | | | | |
| | There is a bankruptcy case concerning debtor's affiliate, go | eneral partner, or partnership pending | in this District. | | | | |
| | | | | | | | |
| | Certification by a Debtor Who Reside (Check all app | | rty | | | | |
| | 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, the entire monetary default that gave rise to the judgment is | | | | | | |
| | Debtor has included in this petition the deposit with the coafter the filing of the petition. | • | - | | | | |
| | | | | | | | |

B1 (Official Form 1)(4/10) Page 3

Voluntary Petition

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

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.

 \mathbf{X}

Signature of Debtor

 \mathbf{X}

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney*

X /s/ Timothy S. Cory

Signature of Attorney for Debtor(s)

Timothy S. Cory 1972

Printed Name of Attorney for Debtor(s)

Timothy S. Cory & Associates

Firm Name

8831 W. Sahara Ave. Las Vegas, NV 89117

Address

Email: tim.cory@corylaw.us

(702) 388-1996 Fax: (702) 382-7903

Telephone Number

June 2, 2011

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/ Marianne Castello

Signature of Authorized Individual

Marianne Castello

Printed Name of Authorized Individual

President

Title of Authorized Individual

June 2, 2011

Date

Name of Debtor(s):

Castello Excavation & Grading, Inc.

Signatures

Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

| T 2 |
|------------|
| 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.)

| • | 7 | - |
|---|---|---|
| | | |

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 | Castello Excavation & Grading, Inc. | 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] |
| Ally Financial PO Box 380902 Minneapolis, MN 55438-0902 | Ally Financial PO Box 380902 Minneapolis, MN 55438-0902 | Deficiency for 2007 Chevy Tahoe (Returned to Ally Financial) | Disputed | 11,877.85 |
| Ally Financial PO Box 380902 Minneapolis, MN 55438-0902 | Ally Financial PO Box 380902 Minneapolis, MN 55438-0902 | Deficiency for 2007 Chevy Tahoe (Returned to Ally Financial) | Disputed | 7,257.48 |
| American Express c/o GC Services Ltd PO Box 39050 Phoenix, AZ 85069 | American Express c/o GC Services Ltd PO Box 39050 Phoenix, AZ 85069 | Credit card purchases | | 4,302.04 |
| Artemus W. Ham, Esq. Mainor Eglet 400 S. 4th Street, Ste 600 Las Vegas, NV 89101 | Artemus W. Ham, Esq. Mainor Eglet 400 S. 4th Street, Ste 600 Las Vegas, NV 89101 | Legal fees | | 45,689.55 |
| Canon Financial Services 158 Gaither Drive, Suite 200 PO Box 5008 Mount Laurel, NJ 08054 | Canon Financial Services 158 Gaither Drive, Suite 200 PO Box 5008 Mount Laurel, NJ 08054 | Equipment returned to vendor | Disputed | 23,218.97 |
| Capital One Bank PO Box 60599 City of Industry, CA 91716 | Capital One Bank PO Box 60599 City of Industry, CA 91716 | Credit card purchases | | 5,836.72 |
| Capital One Small Business (SBA) Dept. of Treasury Financial Management Service PO Box 830794 Birmingham, AL 35283 | Capital One Small Business (SBA) Dept. of Treasury Financial Management Service Birmingham, AL 35283 | Working Capital | | 39,102.90 |
| Clark County Assessor 500 S. Grand Central Pkwy. Las Vegas, NV 89155-1401 | Clark County Assessor 500 S. Grand Central Pkwy. Las Vegas, NV 89155-1401 | | | 3,059.26 |
| ECCO Equipment 1417 N. Susan Street Santa Ana, CA 92703 | ECCO Equipment 1417 N. Susan Street Santa Ana, CA 92703 | Equipment rental | | 5,000.00 |

| B4 (Offic | cial Form 4) (12/07) - Cont. | | |
|-----------|-------------------------------------|----------|--|
| In re | Castello Excavation & Grading, Inc. | 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] |
| Highway Technologies 4533 Andrew Street North Las Vegas, NV 89081 | Highway Technologies 4533 Andrew Street North Las Vegas, NV 89081 | Job materials Signage and barricades | | 8,061.05 |
| Kalb Industries 5670 Wynn Road Las Vegas, NV 89118 | Kalb Industries 5670 Wynn Road Las Vegas, NV 89118 | Job materials | | 3,600.00 |
| Mabel jean Mann c/o William McGimsey, Esq. 3017 W. Charleston Blvd., Suite 30 Las Vegas, NV 89102 | Mabel jean Mann c/o William McGimsey, Esq. 3017 W. Charleston Blvd., Suite 30 Las Vegas, NV 89102 | | | 30,000.00 |
| Marianne Castello 975 Marigold Court Henderson, NV 89011 | Marianne Castello 975 Marigold Court Henderson, NV 89011 | Shareholder loan | | 568,259.00 |
| Marnell Corrao Associates c/o Holland & Hart, LLP 3800 Howard Hughes Parkway 10th Floor | Marnell Corrao Associates c/o Holland & Hart, LLP 3800 Howard Hughes Parkway Las Vegas, NV 89169 | | | 510,290.00 |
| Las Vegas, NV 89169 NU Equipment, Inc. 2980 Marion Drive Las Vegas, NV 89115 | NU Equipment, Inc. 2980 Marion Drive | Job materials | | 2,891.50 |
| STWMS c/o Black Mountain Commercial Way Builders 7705 Commercial Way, Suite 160 | Las Vegas, NV 89115 STWMS c/o Black Mountain Commercial Way Builders Henderson, NV 89011 | Past due rent | | 17,340.00 |
| Henderson, NV 89011 Three Brothers Masonry, Inc. 3904 Rempart Avenue Las Vegas, NV 89121 | Three Brothers Masonry, Inc. 3904 Rempart Avenue Las Vegas, NV 89121 | Job materials | | 2,345.00 |
| U.S. Treasury Internal Revenue Service Ogden, UT 84201 | U.S. Treasury Internal Revenue Service Ogden, UT 84201 | Payroll Taxes | | 59,118.81 |
| Wells Cargo, Inc. 9127 W. Russell Road, Suite 210 Las Vegas, NV 89148 | Wells Cargo, Inc. 9127 W. Russell Road, Suite 210 Las Vegas, NV 89148 | Job materials | | 350,000.00 |
| Western States 4129 W. Cheyenne Avenue, Suite B North Las Vegas, NV 89032 | Western States 4129 W. Cheyenne Avenue, Suite B North Las Vegas, NV 89032 | Job materials | | 61,022.35 |

| B4 (Official Form 4) (12/07) - Cont. | | | | | | | |
|--------------------------------------|-------------------------------------|----------|--|--|--|--|--|
| In re | Castello Excavation & Grading, Inc. | Case No. | | | | | |
| | Debtor(s) | | | | | | |

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

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

I, the President 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 | June 2, 2011 | Signature | /s/ Marianne Castello |
|------|--------------|-----------|-----------------------|
| | | | Marianne Castello |
| | | | President |

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.

Castello Excavation & Grading, Inc. 7565 Commercial Way, Suite A Henderson, NV 89011

Timothy S. Cory Timothy S. Cory & Associates 8831 W. Sahara Ave. Las Vegas, NV 89117

Ally Financial Acct No 024910331286 PO Box 380902 Minneapolis, MN 55438-0902

American Express Acct No xxxx-xxxxx-x1008 c/o GC Services Ltd PO Box 39050 Phoenix, AZ 85069

Artemus W. Ham, Esq. Acct No 0228-001 Mainor Eglet 400 S. 4th Street, Ste 600 Las Vegas, NV 89101

AT&T Mobility
Acct No 877904033
c/o Southwest Credit Systems
4120 International Pkwy., Suite 100
Carrollton, TX 75007-1958

Balboa Capital 2010 Main Street, 11th Floor Irvine, CA 92614

Canon Financial Services Acct No 001-0546282-001 158 Gaither Drive, Suite 200 PO Box 5008 Mount Laurel, NJ 08054

Capital One Bank Acct No xxxx-xxxx-xxxx-0768 PO Box 60599 City of Industry, CA 91716

Capital One Small Business (SBA) Acct No 2011138826 A Dept. of Treasury Financial Management Service PO Box 830794 Birmingham, AL 35283 Caterpillar Financial Services Corp Acct No 241917 2120 West End Avenue PO Box 340001 Nashville, TN 37203

Clark County Assessor Acct No 084991-99 500 S. Grand Central Pkwy. Las Vegas, NV 89155-1401

Dell Financial Services Acct No 011327643-01-03-56 c/o Valentine & Kebartas, Inc. PO Box 325 Lawrence, MA 01842

DJB Gas Services Acct No 02070 PO Box 98512 Las Vegas, NV 89193-8512

DS Water of America, Inc. Acct No 13944799 PO Box 5013 Hayward, CA 94540-5013

EarthCalc 1111 J Street, G-106 Modesto, CA 95354

ECCO Equipment Acct No 4158 1417 N. Susan Street Santa Ana, CA 92703

First Savings Bank Acct No 3020095 2605 E. Flamingo Road Las Vegas, NV 89121

Highway Technologies Acct No 988398 4533 Andrew Street North Las Vegas, NV 89081

Hughes Calihan Acct No KMB807051 Konica Minolta PO Box 10322 Phoenix, AZ 85064-0322

Ikon Office Solutions
1738 Bass Road
Macon, GA 31210

Kalb Industries 5670 Wynn Road Las Vegas, NV 89118

Mabel jean Mann c/o William McGimsey, Esq. 3017 W. Charleston Blvd., Suite 30 Las Vegas, NV 89102

Marianne Castello 975 Marigold Court Henderson, NV 89011

Marnell Corrao Associates c/o Holland & Hart, LLP 3800 Howard Hughes Parkway 10th Floor Las Vegas, NV 89169

Michael W. Brimley, Esq. Acct No 6/2010 3333 E. Serene Avenue, Suite 200 Henderson, NV 89074

Naylor Publishing Acct No (File No.) 118363 c/o Greenspan & Douglas, Inc. 2921 E. Fort Lwell Road, Suite 113 Tucson, AZ 85716

NU Equipment, Inc. 2980 Marion Drive Las Vegas, NV 89115

Office Max
Acct No xxxxxxxxxxxx1883
c/o HSBC Business Solutions
PO Box 5239
Carol Stream, IL 60197-5239

Peel Brimley, LLP Acct No 0939-012 3333 E. Serene Avenue, Suite 200 Henderson, NV 89074

Pitney Bowes 2225 American Dr Neenah, WI 54956

Republic Services Acct No 3-0620-4708746 770 E. Sahara Avenue Las Vegas, NV 89104 S.T.W.M.S. c/o Black Mountain Commercial Way Builders 7705 Commercial Way, Suite 160 Henderson, NV 89011

Safety Services Co. Acct No C42554 PO Box 6408 Yuma, AZ 85366-6408

Southwest Gas Corp.
Acct No 88005083
PO Box 98512
Las Vegas, NV 89193-8512

STWMS
c/o Black Mountain Commercial
Way Builders
7705 Commercial Way, Suite 160
Henderson, NV 89011

Terminix Acct No 5427385 PO Box 742592 Cincinnati, OH 45274

Three Brothers Masonry, Inc. 3904 Rempart Avenue Las Vegas, NV 89121

U.S. Treasury Acct No 88-0334182 Internal Revenue Service Ogden, UT 84201

Wells Cargo, Inc. 9127 W. Russell Road, Suite 210 Las Vegas, NV 89148

Western States 4129 W. Cheyenne Avenue, Suite B North Las Vegas, NV 89032

Wright Express
Acct No xxxxxxxxxxxxxx9466
c/o Pro Consulting Services
PO Box 66510
Houston, TX 77266-6510