B1 (Official Form 1) (12/a19)e 12-52708-btb Doc 1 Entered 11/30/12 15:41:22 Page 1 of 11 **United States Bankruptcy Court Voluntary Petition** District of Nevada Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): **BAXTER PROPERTIES LLC** All Other Names used by the Debtor in the last 8 years All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more than one, state all): than one, state all): 75-3136813 Street Address of Debtor (No. & Street, City, and State): Street Address of Joint Debtor (No. & Street, City, and State): 9025 SOUTH VIRGINIA STREET RENO, NV ZIP CODE 89511 ZIP CODE County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: WASHOE Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): 4115 BADGER CR RENO, NV ZIP CODE 89511 ZIP CODE Location of Principal Assets of Business Debtor (if different from street address above): 9065 S. VIRGINIA STREET ZIP CODE 89511 RENO, NV Type of Debtor Nature of Business Chapter of Bankruptcy Code Under Which (Form of Organization) the Petition is Filed (Check one box) (Check one box) (Check one box.) ☐ Health Care Business Chapter 7 ☐ Chapter 15 Petition for Single Asset Real Estate as defined in Recognition of a Foreign Individual (includes Joint Debtors) Chapter 9 11 U.S.C. § 101(51B) See Exhibit D on page 2 of this form. Main Proceeding Chapter 11 Railroad Corporation (includes LLC and LLP) ☐ Chapter 15 Petition for Stockbroker Partnership Chapter 12 Recognition of a Foreign Commodity Broker Other (If debtor is not one of the above entities, Nonmain Proceeding Chapter 13 Clearing Bank check this box and state type of entity below.) **✓** Other Nature of Debts **Tax-Exempt Entity Chapter 15 Debtors** (Check box, if applicable) (Check one box) Country of debtor's center of main interests: Debts are primarily consumer ✓ Debts are primarily Debtor is a tax-exempt organization business debts. debts, defined in 11 U.S.C. under Title 26 of the United States § 101(8) as "incurred by an Each country in which a foreign proceeding by, Code (the Internal Revenue Code.) individual primarily for a regarding, or against debtor is pending: personal, family, or household purpose. Chapter 11 Debtors Filing Fee (Check one box) Check one box: ✓ Full Filing Fee attached ☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). ☑ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). 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. Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on Filing Fee waiver requested (applicable to chapter 7 individuals only). Must 4/01/13 and every three years thereafter ). attach signed application for the court's consideration. See Official Form 3B. Check all applicable boxes A plan is being filed with this petition Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). Statistical/Administrative Information THIS SPACE IS FOR COURT USE ONLY ☐ Debtor estimates that funds will be available for distribution to unsecured creditors. ☑ Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors 50-100-200-1,000-5,001-10,001-25,001-50,001-Over 49 199 10,000 100,000 99 5,000 25,000 50,000 100,000 Estimated Assets V \$0 to \$50,001 to \$100,001 to \$500,001 to \$1,000,001 \$10,000,001 \$50,000,001 \$100,000,001 \$500,000,001 More than \$50,000 \$100,000 to \$100 to \$500 \$500,000 to \$10 to \$50 to \$1 billion \$1 billion \$1 million million million million million Estimated Liabilities  $\square$ \$500,001 to \$1,000,001 \$10,000,001 \$50,000,001 \$100,000,001 \$0 to \$50,001 to \$100,001 to \$500,000,001 More than

to \$10

million

\$50,000 \$100,000

\$500,000

to \$50

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to \$100

million

to \$500

million

\$1 billion

to \$1 billion

B1 (Official Form 1) (12/41)e 12-52708-btb Doc 1 Entered 11/30/12 15:41:22 Page 2 of 11 FORM B1, Page 2 Voluntary Petition Name of Debtor(s): (This page must be completed and filed in every case) **BAXTER PROPERTIES LLC** All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.) Case Number: Date Filed: Location Where Filed: NONE Location Case Number: Date Filed: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet) Date Filed: Name of Debtor: Case Number: NONE Relationship: Judge: District: Exhibit A Exhibit B (To be completed if debtor is an individual (To be completed if debtor is required to file periodic reports (e.g., forms 10K and whose debts are primarily consumer debts) 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.) I, the attorney for the petitioner named in the foregoing petition, declare 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 have delivered to the debtor the notice required by 11 U.S.C. § 342(b). Exhibit A is attached and made a part of this petition. Not Applicable 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  $\mathbf{A}$ 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) V 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 

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

Code, specified in this petition.

#### X s/ JEANNE BAXTER

Signature of Authorized Individual

#### JEANNE BAXTER

Printed Name of Authorized Individual

#### MANAGING MEMBER

Title of Authorized Individual

#### 11/30/2012

Date

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 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.

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# United States Bankruptcy Court

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In re:		Case No. Chapter	11
BAXTER PROPERTIES LLC		Спарког	
STATEMENT REGARDING AUTHO	DRITY T	O SIGN AND FILE I	PETITION
I, <b>JEANNE BAXTER</b> , declare under penalty of perjury that I am Corporation and that on <b>11/30/2012</b> the following resolution was du			
"Whereas, it is in the best interest of this Corporation to file a Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United			
Be It Therefore Resolved, that <b>JEANNE BAXTER</b> , <b>MANAGING</b> and deliver all documents necessary to perfect the filing of a Chap			
Be It Further Resolved, that <b>JEANNE BAXTER</b> , <b>MANAGING ME</b> bankruptcy proceedings on behalf of the Corporation, and to other all necessary documents on behalf of the Corporation in connection	rwise do and	d perform all acts and deeds a	
Be It Further Resolved, that <b>JEANNE BAXTER</b> , <b>MANAGING MI Stephen R. Harris, Esq.</b> , attorney and the law firm of <b>Harris &amp; Petro</b>			
Executed on: 11/30/2012	Signed:	S/ JEANNE BAXTER JEANNE BAXTER	

B4 (Official Form 4) (12/07)

**RENO, NV 89509** 

# United States Bankruptcy Court District of Nevada

In re BAXTER PROPERTIES LLC			Case No.			
	Debtor	Cha	pter <u>11</u>			
LIST OF CRED	ITORS HOLDING	20 LARGEST	UNSECURE	D CLAIMS		
(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, gov- ernment contract, etc.)	Indicate if claim is contingent, unliquidated, disputed or subject to setoff	Amount of claim [if secured also state value of security]		
JEANNE BAXTER 4115 BADGER CIRCLE RENO, NV 89519		MONEY LOANED		\$55,000.00		
JEANNE BAXTER 4115 BADGER CIRCLE RENO, NV 89519		MONEY LOANED		\$46,000.00		
TIMOTHY BAXTER 253 SEAGATE COURT DUNEDIN, FL 34698 4228		MONEY LOANED		\$35,000.00		
ETHAN ALLEN INTERIORS 9065 S. VIRGINIA ST RENO, NV 89511		MONEY LOANED		\$18,000.00		
RITA RICKS HAWLEY TROXELL 6572 SO. MCCARRAN BLVD STE 1040 RENO, NV 89509				\$12,000.00		
ALAN HOFFMAN 6900 S. MCCARRAN BLVD STE 1040				\$9,000.00		

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B4 (Official Form 4) (12/07)4 -Cont.

In re BAXTER PROPERTIES LLC		Case No.	
	Debtor	Chapter	<u>11</u>

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(1)

Name of creditor and complete mailing address including zip code (2)

Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted

(3)

Nature of claim (trade debt, bank loan, government contract, etc.) (4)

Indicate if claim is contingent, unliquidated, disputed or subject to setoff (5)

Amount of claim [if secured also state value of security]

JEANNE BAXTER 4115 BADGER CIRCLE RENO, NV 89519 **MONEY LOANED** 

\$5,000.00

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

I, JEANNE BAXTER, MANAGING MEMBER of the Corporation named as the debtor in this case	e, 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: 1	1/30/2012	Signature:	s/ JEANNE BAXTER

#### JEANNE BAXTER, MANAGING MEMBER

(Print Name and Title)

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.

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Name, Address, Telephone No. & I.D. Stephen R. Harris, Esq. Harris & Petroni, Ltd. 417 West Plumb Lane Reno, NV 89509 Phone: 775 786-7600 I.D. No.: 001463	Fax:	
	BANKRUPTCY COURT of Nevada	
In Re BAXTER PROPERTIES LLC		BANKRUPTCY NO. CHAPTER NO. <b>11</b>
	Debtor(s)	
	ECLARATION RE: ELECTRONI SCHEDULES, STATEMENTS AI	
PART I - DECLARATION OF PE	ETITIONER	
JEANNE BAXTER		
electronically filed petition, statements, s filing my petition, this declaration, stater understand that this DECLARATION RE no event, no later than 15 days following	schedules, amendments and plan (if applicab nents, schedules and plan (if applicable) as ir E: ELECTRONIC FILING is to be filed with the	n I have given my attorney and the information provided in the le) as indicated above is true and correct. I consent to my attorney idicated above to the United States Bankruptcy Court. I be Clerk once all schedules have been filed electronically but, in I understand that failure to file the signed original of this ) without further notice.
that I may proceed un	der chapter 7, 11, 12, or 13 of 11 United State	ots and has chosen to file under chapter 7 or 13. I am aware es Code, understand the relief available under each such slief in accordance with the chapter specified in this petition.
	e been authorized to file this petition on beha	y of perjury that the information provided in this petition is true and if of the debtor. The debtor requests relief in accordance with the
Dated: 11/30/2012	-	
Signed:	s/ JEANNE BAXTER  JEANNE BAXTER  (Applicant)	
PART II - DECLARATION OF A	TTORNEY	
	ner named in the foregoing petition, declare the , United States Code, and have explained the	nat, I have informed the petitioner that [he or she] may proceed e relief available under each such chapter.
Dated: 11/30/2012	_	
Signed:	/s/ Stephen R. Harris	
	Stephen R. Harris, Esq. Attorney for Debtor(s)	

B 203 (12/94)

## UNITED STATES BANKRUPTCY COURT District of Nevada

	2.0			
In	n re: BAXTER PROPERTIES LLC	Case No.		
	Debtor	Chapter	11	
	DISCLOSURE OF COMPENSATION OF AT FOR DEBTOR	TORNE	Y	
1.	. Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the ab and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agree paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:		btor(s)	
	For legal services, I have agreed to accept	\$	i	ACTUAL FEES
	Prior to the filing of this statement I have received	\$	;	16,552.25
	Balance Due	9	;	
2.	2. The source of compensation paid to me was:			
	☑ Debtor ☐ Other (specify)			
3.	3. The source of compensation to be paid to me is:			
	□ Debtor □ Other (specify)			
4.	I have not agreed to share the above-disclosed compensation with any other person unless the of my law firm.	y are members	s and as	ssociates
5.	<ul> <li>I have agreed to share the above-disclosed compensation with a person or persons who are no my law firm. A copy of the agreement, together with a list of the names of the people sharing in attached.</li> <li>In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankru including:</li> </ul>	the compensa		es of
	<ul> <li>a) Analysis of the debtor's financial situation, and rendering advice to the debtor in determining wh a petition in bankruptcy;</li> </ul>	ether to file		
	b) Preparation and filing of any petition, schedules, statement of affairs, and plan which may be re-	quired;		
	c) Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjo	urned hearings	s thereof	f;
	d) [Other provisions as needed]  None			
6.	By agreement with the debtor(s) the above disclosed fee does not include the following services:			
	ADVERSARY ACTIONS			
	CERTIFICATION			
r	I certify that the foregoing is a complete statement of any agreement or arrangement for payment to representation of the debtor(s) in this bankruptcy proceeding.	me for		
[	Dated: 11/30/2012			
	Is/ Stephen R. Harris			
	Stephen R. Harris, Esq., Bar No. (	001463		
	Harris & Petroni, Ltd.			

Attorney for Debtor(s)

#### United States Bankruptcy Court District of Nevada

In re	BAXTER PROPERTIES LLC	Case No.	
	Debtor.	Chapter	11

#### STATEMENT OF CORPORATE OWNERSHIP

Comes now **BAXTER PROPERTIES LLC** (the "Debtor") and pursuant to Fed. R. Bankr. P. 1007(a) and 7007.1 state as follows:

#### By //s/ Stephen R. Harris

Stephen R. Harris, Esq. Signature of Attorney

Counsel for BAXTER PROPERTIES LLC

Bar no.: **001463** 

Address.: Harris & Petroni, Ltd.

417 West Plumb Lane

Reno, NV 89509

Telephone No.: **775 786-7600** 

Fax No.: E-mail address:

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# UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA

In re:	`	Bankruptcy No.:	
BAXTER PROPERTIES LLC	) )	Chapter	11
	) )	VERIFICATION MATRIX	N OF CREDITOR
Debtor(s).	) ) )		
The above named Debtor hereby verifies the his/her knowledge.	at the att	ached list of credite	ors is true and correct to the best of
Date 11/30/2012	Siç	gnature <u>s/ JEANNE</u> JEANNE E	

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BAXTER PROPERTIES LLC 4115 BADGER CR RENO, NV 89511

BAXTER ENTERPRISES, INC DBA ETH NV DEPARTMENT OF MOTOR VEHICLES ETHAN ALLEN INTERIORS ATTN: LEGAL DIVISION 9065 S. VIRGINIA ST. 855 WRIGHT WAY RENO, NV 89511 CARSON CITY, NV 89711

Stephen R. Harris, Esq. DEPT. OF TAXATION
Harris & Petroni, Ltd. BANKRUPTCY SECTION
417 West Plumb Lane 555 E. WASHINGTON AV Reno, NV 89509

DEPT. OF TAXATION RITA RICKS
BANKRUPTCY SECTION HAWLEY TROXELL
555 E. WASHINGTON AVE. 6572 SO. MCCARRAN BLVD STE 1040
RENO, NV 89509

4115 BADGER CIRCLE RENO, NV 89519

ETHAN ALLEN INTERIORS JEANNE S. BAXTER FAMILY TRUST 9065 S VIRGINIA STREET RENO, NV 89511

TIMOTHY BAXTER 253 SEAGATE COURT DUNEDIN, FL 34698 4228

SIERRA FURNITURE, DBA BASSET FURNITURE 4115 BADGER CIRCLE RENO, NV 89519

ETHAN ALLEN INTERIORS WASHOE COUNTY TREASU 9065 S. VIRGINIA ST P O BOX 30039 RENO, NV 89511 RENO, NV 89520 3039

WASHOE COUNTY TREASURER

JEANNE BAXTER 4115 BADGER CIRCLE RENO, NV 89519

INTERNAL REVENUE SERVICE WASHOE COUNTY TREASURER
P.O. BOX 7346 P O BOX 30039 PHILADELPHIA, PA 19101-7346 RENO, NV 89521-3039

ALAN HOFFMAN 6900 S. MCCARRAN BLVD STE 1040 4115 BADGER CIRCLE RENO, NV 89509

JEANNE BAXTER RENO, NV 89519

OFFICE OF UNITED STATES TRUSTER 300 BOOTH STREET ROOM 3009 RENO, NV 89509

BANK OF AMERICA 201 EAST WASHINGTON ST 20TH FLOOR PHOENIX AZ 85004

JEANNE S. BAXTER FAMILY TRUST 4115 BADGER CIRCLE RENO, NV 89519

BANK OF AMERICA 201 EAST WASHINGTON ST 20TH FLOOR PHOENIX, AZ 85004

NEV. EMPLOYMENT SECURITY 500 E. THIRD STREET CARSON CITY, NV 89713

BASSETT FURNITURE 9025 S. VIRGINIA ST. RENO, NV 89511

NEVADA LABOR COMMISSION 675 FAIRVIEW DRIVE SUITE 226 CARSON CITY, NV 89710