| Official Form 1 (4/07) | | | | | | |
|--|--|--|--|---|--|--|
| | States Bankruptcy C tern District of New York | | | Voluntary Petition | | |
| Name of Debtor (if individual, enter Last, First E&F Trucking, Inc. | , Middle): | Name of Joint Debt | or (Spouse) (Last, First, | Middle): | | |
| All Other Names used by the Debtor in the last (include married, maiden, and trade names): | 8 years | All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): | | | | |
| Last four digits of Soc. Sec./Complete EIN or o | other Tax ID No. (if more than one, state all | Last four digits of S | Soc. Sec./Complete EIN | or other Tax ID No. (if more than one, state all): | | |
| Street Address of Debtor (No. and Street, City, 15 Grumman Road West Suite 5 | and State): | Street Address of Jo | oint Debtor (No. and Stre | eet, City, and State): | | |
| Bethpage, NY | ZIP Code 11714 | | ZIP Code | | | |
| County of Residence or of the Principal Place of Nassau | | County of Residence | ee or of the Principal Plac | ce of Business: | | |
| Mailing Address of Debtor (if different from str | reet address): | Mailing Address of | Joint Debtor (if differen | t from street address): | | |
| | ZIP Code | | | ZIP Code | | |
| Location of Principal Assets of Business Debto (if different from street address above): | r | 1 | | <u>l</u> | | |
| 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 Stockbroker Commodity Broker Clearing Bank Other Tax-Exempt Entity (Check box, if applicable) Debtor is a tax-exempt organi under Title 26 of the United S Code (the Internal Revenue C | Chapter Chapter Chapter Chapter Chapter | the Petition is File 7 9 □ Ch 11 □ of a 12 □ Ch 13 □ of a | | | |
| Filing Fee (Check o Full Filing Fee attached Filing Fee to be paid in installments (applic attach signed application for the court's con is unable to pay fee except in installments. I Filing Fee waiver requested (applicable to cattach signed application for the court's con | able to individuals only). Must sideration certifying that the debtor Rule 1006(b). See Official Form 3A. chapter 7 individuals only). Must | Debtor is not Check if: Debtor's ag to insiders of Check all applicabl Aplan is be Acceptance: | or a small business debtor gregate noncontingent lie or affiliates) are less than e boxes: ing filed with this petitio | defined in 11 U.S.C. § 101(51D). r as defined in 11 U.S.C. § 101(51D). quidated debts (excluding debts owed \$2,190,000. n. ed prepetition from one or more | | |
| Statistical/Administrative Information ■ Debtor estimates that funds will be available □ Debtor estimates that, after any exempt properthere will be no funds available for distributed. | perty is excluded and administrative | | THIS | SPACE IS FOR COURT USE ONLY | | |
| Estimated Number of Creditors 1- 50- 100- 200- 49 99 199 999 | | 5,001- 100,001- 0,000 100,000 | OVER 100,000 | | | |
| Estimated Assets \$ \$0 to \$ \$10,000 to \$100,000 | \$100,001 to \$1,000, \$1 million \$100 m | | than million | | | |
| Estimated Liabilities \$0 to | □ \$100,001 to □ \$1,000, | | than million | | | |

Official Form 1 (4/07) FORM B1, Page 2 Name of Debtor(s): Voluntary Petition E&F Trucking, Inc. (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) Location Case Number: Date Filed: 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) Name of Debtor: Case Number: Date Filed: E&F Warehousing Corp. 8-07-72009 6/04/07 District: Relationship: Judge: **Eastern District of New York Affiliate** 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 and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ 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. П 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. Statement 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.

Official Form 1 (4/07) FORM B1, Page 3

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.

 \mathbf{X}

Signature of Debtor

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney

X /s/ Anthony F. Giuliano

Signature of Attorney for Debtor(s)

Anthony F. Giuliano 2460

Printed Name of Attorney for Debtor(s)

Pryor & Mandelup, L.L.P.

Firm Name

675 Old Country Road Westbury, NY 11590

Address

516-997-0999 Fax: 516-333-7333

Telephone Number

June 4, 2007

Date

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/ Lawrence Frisina

Signature of Authorized Individual

Lawrence Frisina

Printed Name of Authorized Individual

President

Title of Authorized Individual

June 4, 2007

Date

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.)

Name of Debtor(s):

E&F Trucking, Inc.

- ☐ 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 19B 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.)

Address

Date

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.

Form 4 (10/05)

United States Bankruptcy Court Eastern District of New York

| In re | E&F Trucking, Inc. | | | |
|-------|--------------------|-----------|---------|----|
| | | 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, indicate that by stating "a minor child" and 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] |
| @Road Dept. 33209 PO Box 39000 San Francisco, CA 94139- 3209 | @Road Dept. 33209 PO Box 39000 San Francisco, CA 94139-3209 | trade debt | | 568.98 |
| Bernard Wildenberg 211 Mamaroneck Ave. Mamaroneck, NY 10543 | Bernard Wildenberg 211 Mamaroneck Ave. Mamaroneck, NY 10543 | trade debt | | Unknown |
| Best Transport PO Box 931402 Cleveland, OH 44193 | Best Transport PO Box 931402 Cleveland, OH 44193 | trade debt | | 25.00 |
| Catherine A. Gilfand 1038 Grand Isle Terrace Palm Beach Gardens, FL 33418 | Catherine A. Gilfand 1038 Grand Isle Terrace Palm Beach Gardens, FL 33418 | Disputed Equity Holder | Contingent Unliquidated Disputed | Unknown |
| GPI Interim, Inc. c/o Invensys Inc. 33 Commercial Street Mail Stop 51-2C East Walpole, MA 02032 | GPI Interim, Inc. c/o Invensys Inc. 33 Commercial Street East Walpole, MA 02032 | rent | Contingent Unliquidated Disputed | Unknown |
| Keyspan P O Box 9037 Hicksville, NY 11802-9037 | Keyspan P O Box 9037 Hicksville, NY 11802-9037 | utilities | | Unknown |
| Peerless Insurance Company 62 Maple Avenue Keene, NH 03431 | Peerless Insurance Company 62 Maple Avenue Keene, NH 03431 | insurance | | Unknown |
| Penske Truck Leasing PO Box 827380 Philadelphia, PA 19182-7380 | Penske Truck Leasing PO Box 827380 Philadelphia, PA 19182-7380 | trade debt | | Unknown |
| Ryder Transportation PO Box 96723 Chicago, IL 60693 | Ryder Transportation PO Box 96723 Chicago, IL 60693 | trade debt | Contingent Unliquidated Disputed | 9,421.00 |

| In re | E&F Trucking, Inc. | | Case | No. | | |
|---------------------------------|--|--|---|---|--|--|
| | | Debtor(s) | | | | |
| | LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS (Continuation Sheet) | | | | | |
| | (1) | (2) | (3) | (4) | (5) | |
| | of creditor and complete g address including zip | 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] | |
| Trust Comp Manag PO Bo | portation Industry WC ensation Risek gement ox 1634 y, NY 12201-1634 | Transportation Industry WC Trust Compensation Risek Management PO Box 1634 Albany, NY 12201-1634 | trade debt | | 45,628.80 | |
| Tyler 315 No | Transportation, LLC orth 14th Street vorth, NJ 07033 | Tyler Transportation, LLC 315 North 14th Street Kenilworth, NJ 07033 | trade debt | | 4,500.00 | |
| Wolfie 115 B | es Brake & Clutch loomingdale Road ville, NY 11801 | Wolfies Brake & Clutch 115 Bloomingdale Road Hicksville, NY 11801 | trade debt | | 50.58 | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | DECLARATION UNDER PE ON BEHALF OF A CORPORAT | | | | |
| | | t of the corporation named as the debtor in nd that it is true and correct to the best of r | | | nat I have | |

President

Penalty for making a false statement or concealing property. Fine of up to \$500,000 or imprisonment for up to 5 years or bo

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.

Signature /s/ Lawrence Frisina

Lawrence Frisina

Date **June 4, 2007**

United States Bankruptcy Court Eastern District of New York

| In re E&F Trucking, Inc. | | Case No. | | | |
|--|---------------|-------------|----|--|--|
| | Debtor(s) | Chapter | 11 | | |
| VERIFICATION O | F CREDITOR MA | <u>TRIX</u> | | | |
| The above named debtor(s) or attorney for the debtor(s) hereby verify that the attached matrix (list of creditors) is true and correct to the best of their knowledge. | | | | | |

/s/ Lawrence Frisina

Signer/Title

Lawrence Frisina/President

Is/ Anthony F. Giuliano
Signature of Attorney
Anthony F. Giuliano
Pryor & Mandelup, L.L.P.
675 Old Country Road
Westbury, NY 11590
516-997-0999 Fax: 516-333-7333

USBC-44 Rev. 9/17/98

June 4, 2007

Date: June 4, 2007

Date:

@Road Dept. 33209 PO Box 39000 San Francisco, CA 94139-3209

Bernard Wildenberg 211 Mamaroneck Ave. Mamaroneck, NY 10543

Best Transport PO Box 931402 Cleveland, OH 44193

Catherine A. Gilfand 1038 Grand Isle Terrace Palm Beach Gardens, FL 33418

GPI Interim, Inc. c/o Invensys Inc. 33 Commercial Street Mail Stop 51-2C East Walpole, MA 02032

Jay Katz, Esq. McElroy, Deutsch, Mulvaney Carpenter LLP 88 Pine St., 24th Floor New York, NY 10005

Keyspan P O Box 9037 Hicksville, NY 11802-9037

Peerless Insurance Company 62 Maple Avenue Keene, NH 03431

Penske Truck Leasing PO Box 827380 Philadelphia, PA 19182-7380

Ryder Transportation PO Box 96723 Chicago, IL 60693

Transportation Industry WC Trust Compensation Risek Management PO Box 1634 Albany, NY 12201-1634

Tyler Transportation, LLC 315 North 14th Street Kenilworth, NJ 07033

Wolfies Brake & Clutch 115 Bloomingdale Road Hicksville, NY 11801