| B1 (Official Form 1)(04/13)  |   |                                  |  |   |  |                             |   | 1419                     |
|--|---|----------------------------------|--|---|--|-----------------------------|---|--------------------------|
|  | States Bankı<br>tern District of  |                                  |  |   |  |                             | Voluntary   | Petition                 |
| Name of Debtor (if individual, enter Last, First. Drive Train Truck Parts Corp.  | , Middle):  |                                  | 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 J<br>maiden, and   |                             | in the last 8 years   |                          |
| Last four digits of Soc. Sec. or Individual-Taxps (if more than one, state all)  11-2786106  | ayer I.D. (ITIN)/Com  | plete EIN                        |  | our digits o                                    |  | Individual-7                | Γaxpayer I.D. (ITIN) N  | o./Complete EIN          |
| Street Address of Debtor (No. and Street, City, a 763 Blue Point Road Holtsville, NY   | 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  |   | 11742                            | Count                                      | y of Reside                                     | ence or of the   | Principal Pla               | ace of Business:  | ZH Couc                  |
| Suffolk  |   |                                  |  |   |  |                             |   |                          |
| Mailing Address of Debtor (if different from str   | eet address):   |                                  | Mailin                                     | g Address                                       | of Joint Debt  | or (if differer             | nt from street address):  |                          |
|  |   | ZIP Code                         |  |   |  |                             |   | ZIP Code                 |
| Location of Principal Assets of Business Debtor  | 763 Blue F  | Point Road                       |  |   |  |                             |   |                          |
| (if different from street address above):  | Holtsville,   | NY 11742                         |  |   |  |                             |   |                          |
| Type of Debtor (Form of Organization) (Check one box)  |   | of Business<br>one box)          |  |   |  |                             | otcy Code Under Whice led (Check one box)   | ch                       |
| <ul> <li>☐ Individual (includes Joint Debtors)         See Exhibit D on page 2 of this form.</li> <li>☐ Corporation (includes LLC and LLP)</li> <li>☐ Partnership</li> <li>☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.)</li> </ul> | ☐ Health Care Bu☐ Single Asset Rein 11 U.S.C. § ☐ Railroad☐ Stockbroker☐ Commodity Bro☐ Clearing Bank | eal Estate as d<br>101 (51B)     | efined                                     | ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt | er 9<br>er 11<br>er 12   | of<br>□ Cl                  | napter 15 Petition for R<br>a Foreign Main Procee<br>napter 15 Petition for R<br>a Foreign Nonmain Pr | eding<br>ecognition      |
| Chapter 15 Debtors Country of debtor's center of main interests:   | Other Tax-Exe   | mpt Entity                       |  | _   |  | (Check                      | e of Debts<br>c one box)  |                          |
| Each country in which a foreign proceeding by, regarding, or against debtor is pending:  | Check box Debtor is a tax-ex under Title 26 of Code (the Interna                                      | the United State                 | es   | defined<br>"incurr                              | are primarily contains and in 11 U.S.C. § and individual, family, or | 101(8) as<br>dual primarily | busine  | are primarily ess debts. |
| Filing Fee (Check one box  Full Filing Fee attached  Filing Fee to be paid in installments (applicable to attach signed application for the court's considerat debtor is unable to pay fee except in installments. Form 3A.  | individuals only). Must   | Check if:                        | btor is a sr<br>btor is not<br>btor's aggi | a small busi                                    | debtor as definess debtor as dentingent liquida                      | lefined in 11 U             |   |                          |
| Filing Fee waiver requested (applicable to chapter attach signed application for the court's considerat  |   | BB.                              | ceptances                                  | ng filed with<br>of the plan w                  | this petition.<br>vere solicited pr<br>S.C. § 1126(b).               | epetition from              | one or more classes of cre  | editors,                 |
| Statistical/Administrative Information   Debtor estimates that funds will be available  Debtor estimates that, after any exempt properthere will be no funds available for distribut   | erty is excluded and  | nsecured credi<br>administrative | itors.                                     | es paid,  |  | THIS                        | SPACE IS FOR COURT  | USE ONLY                 |
| Estimated Number of Creditors  | 1,000- 5,001-<br>5,000 10,000   | 10,001- 2                        | 5,001-<br>0,000                            | 50,001-<br>100,000                              | OVER 100,000   |                             |   |                          |
| Estimated Assets   | \$1,000,001 \$10,000,001 to \$10 to \$50 million  | \$50,000,001 \$ to \$100 to      |  |   | More than  |                             |   |                          |
| Estimated Liabilities  | \$1,000,001 \$10,000,001 to \$10 to \$50  |                                  | ]<br>100,000,001<br>0,\$500                | \$500,000,001 to \$1 billion                    |  |                             |   |                          |

4419

**B1** (Official Form 1)(04/13) Page 2 Name of Debtor(s): Voluntary Petition **Drive Train Truck Parts Corp.** (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 with 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)).

4419

B1 (Official Form 1)(04/13) 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.

X

Signature of Debtor

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

### Signature of Attorney\*

### X /s/ Ronald D. Weiss

Signature of Attorney for Debtor(s)

### Ronald D. Weiss 4419

Printed Name of Attorney for Debtor(s)

### Ronald D. Weiss, P.C.

Firm Name

734 Walt Whitman Road Suite 203 Melville, NY 11747

Address

Email: weiss@ny-bankruptcy.com (631) 271-3737 Fax: (631) 271-3784

Telephone Number

## September 2, 2014

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/ George Hallahan, Sr.

Signature of Authorized Individual

### George Hallahan, Sr.

Printed Name of Authorized Individual

### President & 100% Shareholder

Title of Authorized Individual

September 2, 2014

Date

Name of Debtor(s):

**Drive Train Truck Parts Corp.** 

### **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.

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.)

 $\mathbf{v}$ 

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.

# UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF NEW YORK

# STATEMENT PURSUANT TO LOCAL BANKRUPTCY RULE 1073-2(b)

| <b>DEBTOR(S):</b>   | Drive Train Truck Parts Corp   | CASE NO.:   |
|---|--|---|
| Pursuant to concerning Related  | Local Bankruptcy Rule 1073-20<br>Cases, to the petitioner's best known   | (b), the debtor (or any other petitioner) hereby makes the following disclosure owledge, information and belief:  |
| was pending at any tage spouses or ex-spous partnership and one have, or within 180 | time within eight years before the<br>es; (iii) are affiliates, as defined<br>or more of its general partners; ( | purposes of E.D.N.Y. LBR 1073-1 and E.D.N.Y. LBR 1073-2 if the earlier case e filing of the new petition, and the debtors in such cases: (i) are the same; (ii) are in 11 U.S.C. § 101(2); (iv) are general partners in the same partnership; (v) are a (vi) are partnerships which share one or more common general partners; or (vii) ther of the Related Cases had, an interest in property that was or is included in the l |
| ■ NO RELATED  | CASE IS PENDING OR HAS B   | EEN PENDING AT ANY TIME.  |
| ☐ THE FOLLOWI   | NG RELATED CASE(S) IS PE   | NDING OR HAS BEEN PENDING:  |
| 1. CASE NO.:  | JUDGE: DISTRICT  | T/DIVISION:   |
| CASE STILL PENI   | DING (Y/N):  | [If closed] Date of closing:  |
| CURRENT STATU   | JS OF RELATED CASE:  |   |
|   |  | (Discharged/awaiting discharge, confirmed, dismissed, etc.)   |
| MANNER IN WHI   | ICH CASES ARE RELATED (A   | Refer to NOTE above):   |
|   | LISTED IN DEBTOR'S SCHE<br>F RELATED CASE:   | DULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN   |
| 2. CASE NO.:  | JUDGE: DISTRICT  | T/DIVISION:   |
| CASE STILL PENI   | DING (Y/N):  | [If closed] Date of closing:  |
| CURRENT STATU   | JS OF RELATED CASE:  |   |
|   |  | (Discharged/awaiting discharge, confirmed, dismissed, etc.)   |
| MANNER IN WHI   | ICH CASES ARE RELATED (F   | Refer to NOTE above):   |
|   | LISTED IN DEBTOR'S SCHE<br>F RELATED CASE:   | DULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN   |
| 3. CASE NO.:  | JUDGE: DISTRICT  | C/DIVISION:   |
| CASE STILL PENI   | DING (Y/N):  | [If closed] Date of closing:  |
| CURRENT STATU   | JS OF RELATED CASE:  | (Discharged/awaiting discharge, confirmed, dismissed, etc.)   |
|   |  | (Discharged/awaiting discharge, confirmed, dismissed, etc.)   |
| MANNER IN WHI   | ICH CASES ARE RELATED (F   | Refer to NOTE above):   |
| REAL PROPERTY   | LISTED IN DEBTOR'S SCHE  | DULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN (OVER)  |

| DISCLOSURE OF RELATED CASES (cont'd) SCHEDULE "A" OF RELATED CASE:  |   |
|---|---|
| <i>NOTE:</i> Pursuant to 11 U.S.C. § 109(g), certain individuals who have habe eligible to be debtors. Such an individual will be required to file a st                                     |   |
| TO BE COMPLETED BY DEBTOR/PETITIONER'S ATTORNEY, A  | AS APPLICABLE:  |
| I am admitted to practice in the Eastern District of New York (Y/N):  | <u>Y</u>  |
| CERTIFICATION (to be signed by pro se debtor/petitioner or debtor/p   | petitioner's attorney, as applicable):                            |
| I certify under penalty of perjury that the within bankruptcy case is not as indicated elsewhere on this form.  | related to any case now pending or pending at any time, except    |
| /s/ Ronald D. Weiss   |   |
| Ronald D. Weiss 4419 Signature of Debtor's Attorney Ronald D. Weiss, P.C. 734 Walt Whitman Road   | Signature of Pro Se Debtor/Petitioner                             |
| Suite 203<br>Melville, NY 11747<br>(631) 271-3737 Fax:(631) 271-3784  | Signature of Pro Se Joint Debtor/Petitioner                       |
|   | Mailing Address of Debtor/Petitioner                              |
|   | City, State, Zip Code   |
| Failure to fully and truthfully provide all information required by the E. other petitioner and their attorney to appropriate sanctions, including we dismissal of the case with prejudice. | ithout limitation conversion, the appointment of a trustee or the |
| NOTE: Any change in address must be reported to the Court immediate result.   | ery in wki fiing. Dismissai of your petition may otherwise        |

USBC-17 Rev.8/11/2009

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

# **United States Bankruptcy Court**

4419

**Eastern District of New York** 

| In re | Drive Train Truck Parts Corp. |           | 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<br>mailing address including zip<br>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<br>debt, bank loan,<br>government contract,<br>etc.)   | Indicate if claim is<br>contingent,<br>unliquidated,<br>disputed, or<br>subject to setoff | Amount of claim<br>[if secured, also<br>state value of<br>security] |
| Amerisource Funding, Inc.   | Amerisource Funding, Inc.   | Secured lien  |   | Unknown   |
| 7225 Langtry Streetq  | 7225 Langtry Streetq  | against all   |   |   |
| Houston, TX 77040   | Houston, TX 77040   | business assets   |   | (0.00 secured)  |
| Bayshore Radiator<br>1926 Union Blvd<br>Bay Shore, NY 11706                     | Bayshore Radiator<br>1926 Union Blvd<br>Bay Shore, NY 11706   | Purchases   |   | 2,873.60  |
| Capital One Bank<br>P.O. Box 85015<br>Richmond, VA 23285                        | Capital One Bank<br>P.O. Box 85015<br>Richmond, VA 23285  | Purchases   |   | 11,009.21   |
| Card Payment Services LLC<br>247 West 35th Street, 8th FI<br>New York, NY 10001 | Card Payment Services LLC<br>247 West 35th Street, 8th FI<br>New York, NY 10001   | Suffolk County<br>Supreme Court<br>Index # 653237/13;<br>Card Payment<br>Svcs. LLC v Drive<br>Train & George<br>Hallahan Sr.;<br>Lawsuit filed<br>September 18,<br>2013 - alleged | Unliquidated<br>Disputed  | 40,000.00   |
| Chase<br>PO Box 15153<br>Wilmington, DE 19886-5650                              | Chase<br>PO Box 15153<br>Wilmington, DE 19886-5650  | Purchases   |   | 12,321.66   |
| Choice Distribution<br>111 Bell Ave<br>West Babylon, NY 11704                   | Choice Distribution<br>111 Bell Ave<br>West Babylon, NY 11704   | Purchases   |   | 14,149.75   |
| Circle Lubricants, Inc.<br>35 Drexel Drive<br>Bay Shore, NY 11706               | Circle Lubricants, Inc.<br>35 Drexel Drive<br>Bay Shore, NY 11706   | Purchases   |   | 5,600.27  |
| Huss, LLC<br>77524 El Duna Court<br>Palm Desert, CA 92211                       | Huss, LLC<br>77524 El Duna Court<br>Palm Desert, CA 92211   | Purchases   |   | 29,000.00   |
| Internal Revenue Service<br>P.O. Box 7346<br>Philadelphia, PA 19101-7346        | Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101-7346  | Tax Lien  | Disputed  | 366,461.13  |
| J&M Towing & Recovery<br>116 Dorsa Ave<br>Wayne, NJ 07470                       | J&M Towing & Recovery<br>116 Dorsa Ave<br>Wayne, NJ 07470   | Purchases   |   | 2,040.00  |

| B4 (Offi | cial Form 4) (12/07) - Cont.  |          | 4419 |
|----------|-------------------------------|----------|------|
| In re    | Drive Train Truck Parts Corp. | Case No. |      |
|          | Debtor(s)                     |          |      |

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

| (1)   | (2)   | (3)   | (4)   | (5)   |
|---|---|---|---|---|
| Name of creditor and complete<br>mailing address including zip<br>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<br>debt, bank loan,<br>government contract,<br>etc.) | Indicate if claim is<br>contingent,<br>unliquidated,<br>disputed, or<br>subject to setoff | Amount of claim<br>[if secured, also<br>state value of<br>security] |
| Long Island Truck Parts<br>3060 Route 112<br>Medford, NY 11763                                      | Long Island Truck Parts<br>3060 Route 112<br>Medford, NY 11763  | Purchases   |   | 27,235.56   |
| McNelius Truck & Man<br>524 County Rd 34 East<br>PO Box 70<br>Dodge Center, MN 55927                | McNelius Truck & Man<br>524 County Rd 34 East<br>PO Box 70<br>Dodge Center, MN 55927  | Purchases   |   | 3,045.85  |
| Michael J. Berger and Co.,<br>LLP<br>3425 Veterans Memorial<br>Hwy, Suite B<br>Ronkonkoma, NY 11779 | Michael J. Berger and Co., LLP<br>3425 Veterans Memorial Hwy, Suite B<br>Ronkonkoma, NY 11779   | Accounting<br>Services  |   | 25,158.75   |
| NYS Assessment<br>Receivables<br>PO Box 4127<br>Binghamton, NY 13902-4127                           | NYS Assessment Receivables<br>PO Box 4127<br>Binghamton, NY 13902-4127  | Tax Lien  | Disputed  | 221,394.08  |
| Truck King International<br>2222 Smithtown Ave<br>Ronkonkoma, NY 11779                              | Truck King International<br>2222 Smithtown Ave<br>Ronkonkoma, NY 11779  | Purchases   |   | 7,679.75  |
| Trux, Inc.<br>1365 Lakeland Ave<br>Bohemia, NY 11716  | Trux, Inc.<br>1365 Lakeland Ave<br>Bohemia, NY 11716  | Purchases   |   | 5,388.23  |
| Wells Fargo<br>PO Box 660041<br>Dallas, TX 75266-0041   | Wells Fargo<br>PO Box 660041<br>Dallas, TX 75266-0041   | Purchases   |   | 14,079.69   |
|   |   |   |   |   |
|   |   |   |   |   |

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

I, the President & 100% Shareholder 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 | September 2, 2014 | Signature | /s/ George Hallahan, Sr.     |
|------|-------------------|-----------|------------------------------|
|      |                   |           | George Hallahan, Sr.         |
|      |                   |           | President & 100% Shareholder |

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.

| B6A (Offici | al Form 6A) (12/07)           |        |         |      |
|-------------|-------------------------------|--------|---------|------|
|             |                               |        |         | 4419 |
| In re       | Drive Train Truck Parts Corp. |        | 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.

Description and Location of Property

Nature of Debtor's Interest in Property

Nature of Debtor's Wife, Joint, or Community

Nature of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption

Amount of Secured Claim

None

Sub-Total > **0.00** (Total of this page)

Total > **0.00** 

(Report also on Summary of Schedules)

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

| 7713 | 4 | 4 | 1 | 9 |
|------|---|---|---|---|
|------|---|---|---|---|

In re Drive Train Truck Parts Corp.

| Case No. |  |
|----------|--|
| _        |  |

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 and Location of Property E                                      | Husband,<br>Wife,<br>Joint, or<br>Community | Current Value of<br>Debtor's Interest in Property,<br>without Deducting any<br>Secured Claim or Exemption |
|-----|---|---|---|---|
| 1.  | Cash on hand  | Cash on hand  | -   | 100.00  |
| 2.  | Checking, savings or other financial  | Chase (account no. 9541 - used for payroll)                                     | -   | 3,000.00  |
|     | accounts, certificates of deposit, or<br>shares in banks, savings and loan,<br>thrift, building and loan, and<br>homestead associations, or credit<br>unions, brokerage houses, or<br>cooperatives. | Chase (account no. 8092 - used for parts)                                       | -   | 8,000.00  |
| 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<br>objects, antiques, stamp, coin,<br>record, tape, compact disc, and<br>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   | Workers Compensation Insurance through Guard Insurance Group                    | -   | 0.00  |
|     | refund value of each.   | United Healthcare - Oxford; group healthcare insurance policy for employees     | -   | 0.00  |
|     |   | General Liability Insurance through Universal<br>Underwriters Insurance Company | -   | 0.00  |
| 10. | Annuities. Itemize and name each issuer.  | х   |   |   |
|     |   |   | Sub-Tota                                    | al > 11,100.00  |

3 continuation sheets attached to the Schedule of Personal Property

(Total of this page)

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

4419

| In re | Drive | <b>Train</b> | <b>Truck</b> | <b>Parts</b> | Corp |
|-------|-------|--------------|--------------|--------------|------|
|-------|-------|--------------|--------------|--------------|------|

Case No.

Debtor

# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

| Type of Property  | N<br>O<br>N<br>E | Description and Location of Property | Husband,<br>Wife,<br>Joint, or<br>Community | Current Value of<br>Debtor's Interest in Property,<br>without Deducting any<br>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).) | X                |                                      |   |   |
| 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.  | A                | ccounts Receivable                   | -   | 248,857.00  |
| 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   | <b>X</b>         |                                      |   |   |
| 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                |                                      |   |   |
|   |                  | (To                                  | Sub-Tota of this page)                      | al > <b>248,857.00</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.

4419

| In re Drive Train Truck Parts ( | Corp. |
|---------------------------------|-------|
|---------------------------------|-------|

| Case No. |  |
|----------|--|
|          |  |

Debtor

# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

|     | Type of Property  | N<br>O<br>N<br>E | Description and Location of Property  | Husband,<br>Wife,<br>Joint, or<br>Community | Current Value of<br>Debtor's Interest in Property,<br>without Deducting any<br>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. | X                |   |   |   |
| 25. | Automobiles, trucks, trailers, and other vehicles and accessories.  |                  | Truck list: 1. 1995 GMC Top Kick - \$3,500; 2. 2001 Dodge Ram (JUNK) - \$200; 3. 2002 Dodge Pick Up - \$1,200; 4. 2002 Dodge Full Size (JUNK) - \$200; 5. 2004 Chrysler Concorde - \$700; 6. 2004 GMC Sierra (Engine no good) - \$1,500; 7. 2008 GMC 2500HD - \$5,000 Approximate total value for trucks - \$12,300.00  | -   | 12,300.00   |
| 26. | Boats, motors, and accessories.   | X                |   |   |   |
| 27. | Aircraft and accessories.   | X                |   |   |   |
| 28. | Office equipment, furnishings, and supplies.  |                  | Office Furniture (computers, phones, server, desks, chairs, copy machines, printers, lap top, tables) - \$75,000  | , <del>-</del>                              | 75,000.00   |
| 29. | Machinery, fixtures, equipment, and supplies used in business.  |                  | Equipment List: 1. Fork Lift TCM (Y2000) - \$11,000; 2. Clark Fork Lift (Y2000) - \$11,000; 3. Fork Lift Hyster H150 - \$19,000 4. Cleaning Machine Mart Y1998 - \$19,000; 5. Cleaning Machine Mart Y1998 - \$14,000; 6. Cleaning Machine Mart Y1998 - \$12,500; 7. Truck Chassis Dyno - \$34,000; 8. Truck Lifts SeFac Set - \$34,000; 9. Nuggent Steering Machine - \$39,000; 10. Value Body Mache Addico - \$39,000; 11. Drive Shaft Mache Westport - \$34,000 Approximate total value for equipment - \$266,500 | ;   | 266,500.00  |
| 30. | Inventory.  |                  | New truck parts and inventory   | -   | 797,489.00  |
| 31. | Animals.  | X                |   |   |   |
|     |   |                  | (Total  | Sub-Tota of this page)                      | al > 1,151,289.00   |

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

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

4419

| In re | Drive Train Truck Parts Corp. | Case No. |
|-------|-------------------------------|----------|
| _     |                               | ,        |

Debtor

## **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

|     | Type of Property   | N<br>O<br>N<br>E | Description and Location of Property | Husband,<br>Wife,<br>Joint, or<br>Community | Current Value of<br>Debtor's Interest in Property,<br>without Deducting any<br>Secured Claim or Exemption |
|-----|--|------------------|--------------------------------------|---|---|
| 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 > 0.00 | | (Total of this page) | | Total > 1,411,246.00 |

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

(Report also on Summary of Schedules)

| B6D (Officia | al Form 6D) (12/07)           |        |          | 4419 |
|--------------|-------------------------------|--------|----------|------|
| In re        | Drive Train Truck Parts Corp. |        | 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 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 "Amount of Claim" also on the 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 nothing secured chains to report on this seriedate D.      |                 |              |  |               |              |            |  |                                 |
|--|-----------------|--------------|--|---------------|--------------|------------|--|---------------------------------|
| CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | C O D E B T O R | Hu<br>H<br>C | sband, Wife, Joint, or Community  DATE CLAIM WAS INCURRED,  NATURE OF LIEN, AND  DESCRIPTION AND VALUE  OF PROPERTY  SUBJECT TO LIEN | COXF-ZGEZF    | UNLIQUIDATED | D I SPUTED | AMOUNT OF<br>CLAIM<br>WITHOUT<br>DEDUCTING<br>VALUE OF<br>COLLATERAL | UNSECURED<br>PORTION, IF<br>ANY |
| Account No.  |                 |              | Business Asset Lien  | T             | E            |            |  |                                 |
| Amerisource Funding, Inc.<br>7225 Langtry Streetq<br>Houston, TX 77040                               |                 | -            | Secured lien against all business assets   |               | D            |            |  |                                 |
|  | L               |              | Value \$ 0.00  | Ш             |              | Ш          | Unknown  | Unknown                         |
| Account No.  |                 |              | Value \$ Value \$  |               |              |            |  |                                 |
| Account No.  |                 |              |  |               |              |            |  |                                 |
|  |                 |              | Value \$   |               |              |            |  |                                 |
| continuation sheets attached   |                 |              | S<br>(Total of th  | ubto<br>nis p |              |            | 0.00   | 0.00                            |
|  |                 |              | (Report on Summary of Sc   |               | ota<br>ule   | - 1        | 0.00   | 0.00                            |

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,

Claims of certain farmers and fishermen, up to \$6,150\* 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 \$2,775\* 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> Amount subject to adjustment on 4/01/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

B6E (Official Form 6E) (4/13) - Cont.

4419

| In re | Drive Train Truck Parts Corp. | Case No |  |
|-------|-------------------------------|---------|--|
| -     |                               | Debtor  |  |

# SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS (Continuation Sheet)

**Taxes and Certain Other Debts Owed to Governmental Units** 

|   |          |                        |                          |            |                       | ,        | TYPE OF PRIORITY   | 7  |
|---|----------|------------------------|--------------------------|------------|-----------------------|----------|--------------------|--|
| CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.) | CODEBTOR | Hu<br>H<br>W<br>J<br>C |                          | CONTINGENT |                       | DISPUTED | AMOUNT<br>OF CLAIM | AMOUNT NOT<br>ENTITLED TO<br>PRIORITY, IF ANY  AMOUNT<br>ENTITLED TO<br>PRIORITY |
| Account No.   |          |                        | 2011-2012                | T          | D<br>A<br>T<br>E<br>D |          |                    |  |
| Internal Revenue Service<br>P.O. Box 7346<br>Philadelphia, PA 19101-7346                        | х        | -                      | Tax Lien                 |            |                       | x        | 366,461.13         | 366,461.13   |
| Account No.   | t        | $\vdash$               | 2011-2012                |            |                       |          |                    | 0.00   |
| NYS Assessment Receivables<br>PO Box 4127<br>Binghamton, NY 13902-4127                          | x        | -                      | Tax Lien                 |            |                       | X        |                    | 221,394.08   |
|   |          |                        |                          | Ш          |                       |          | 221,394.08         | 0.00   |
| Account No.   |          |                        |                          |            |                       |          |                    |  |
| Account No.   |          |                        |                          |            |                       |          |                    |  |
| Sheet _1 of _1 continuation sheets atta   |          |                        |                          | ubt        |                       |          |                    | 587,855.21   |
| Schedule of Creditors Holding Unsecured Price   | rity     | Cl                     | aims (Total of the       |            | oag<br>ota            | - 1      | 587,855.21         | 0.00<br>587,855.21   |
|   |          |                        | (Report on Summary of Sc |            |                       |          | 587,855.21         | 0.00   |

| B6F (Offic | ial Form 6F) (12/07)          |          | 4419 |
|------------|-------------------------------|----------|------|
| In re      | Drive Train Truck Parts Corp. | Case 1   | No   |
|            | <u> </u>                      | 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.

| CREDITOR'S NAME,  | c         | Hu           | sband, Wife, Joint, or Community  | Č         | Ü           | P           | ŀΤ       |                 |
|---|-----------|--------------|---|-----------|-------------|-------------|----------|-----------------|
| MAILING ADDRESS<br>INCLUDING ZIP CODE,<br>AND ACCOUNT NUMBER<br>(See instructions above.) | CODEBTOR  | J C<br>H W J | DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.   | COZHLZGEZ | UNLIQUIDAT  | U<br>T<br>F |          | AMOUNT OF CLAIM |
| Account No. 4548  | $\Box$    |              | 2014<br>Purchases   | T         | T<br>E<br>D |             |          |                 |
| Bayshore Radiator<br>1926 Union Blvd<br>Bay Shore, NY 11706                               |           | -            |   |           |             |             |          | 2,873.60        |
| Account No. xxxx-xxxx-x047  | $\forall$ | $\dashv$     | 2014  | $\dagger$ | $\vdash$    | r           | †        |                 |
| Capital One Bank<br>P.O. Box 85015<br>Richmond, VA 23285                                  |           | -            | Purchases   |           |             |             |          | 11,009.21       |
| Account No.  Card Payment Services LLC 247 West 35th Street, 8th FI New York, NY 10001    |           | -            | Suffolk County Supreme Court Index # 653237/13; Card Payment Svcs. LLC v Drive Train & George Hallahan Sr.; Lawsuit filed September 18, 2013 - alleged damages due to chargebacks |           | x           | ×           | <b>\</b> | 40,000,00       |
| Account No. xxxx-xxxx-2646  | $\dashv$  | _            | 2014  | $\vdash$  | L           | Ł           | +        | 40,000.00       |
| Chase PO Box 15153 Wilmington, DE 19886-5650  |           | -            | Purchases   |           |             |             |          | 12,321.66       |
| 2 continuation sheets attached  |           |              | S<br>(Total of t  | Subt      |             |             | Ţ        | 66,204.47       |

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

|       |                               |        |          | 4419 |
|-------|-------------------------------|--------|----------|------|
| In re | Drive Train Truck Parts Corp. |        | Case No. |      |
|       | <u> </u>                      | Debtor |          |      |

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | C O D E B T O R | Hu<br>H<br>C | CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE. | CONTINGENT | UNLIQUIDATE | P<br>U<br>T<br>E | AMOUNT OF CLAIM |
|---|-----------------|--------------|---|------------|-------------|------------------|-----------------|
| Account No. xxxxxx-xx4295   | 1               |              | 2014<br>Purchases   | 1'         | Ė           |                  |                 |
| Choice Distribution<br>111 Bell Ave<br>West Babylon, NY 11704                                     |                 | -            | Furchases   |            |             |                  | 14,149.75       |
| Account No. xxxxxx-xx9708   |                 |              | 2014  |            |             |                  |                 |
| Circle Lubricants, Inc.<br>35 Drexel Drive<br>Bay Shore, NY 11706                                 |                 | -            | Purchases   |            |             |                  | 5,600.27        |
| Account No.   | ┞               |              | 2014  | $\perp$    |             |                  | 5,000.21        |
| Huss, LLC<br>77524 El Duna Court<br>Palm Desert, CA 92211   |                 | -            | Purchases   |            |             |                  | 29,000.00       |
| Account No. xxxxx-x7618   |                 |              | 2014  |            |             |                  |                 |
| J&M Towing & Recovery<br>116 Dorsa Ave<br>Wayne, NJ 07470   |                 | -            | Purchases   |            |             |                  | 2,040.00        |
| Account No. xx1731  | T               | T            | 2014  |            |             |                  |                 |
| Long Island Truck Parts<br>3060 Route 112<br>Medford, NY 11763                                    |                 | -            | Purchases   |            |             |                  | 27,235.56       |
| Sheet no. 1 of 2 sheets attached to Schedule of   |                 |              |   | Sub        |             |                  | 78,025.58       |
| Creditors Holding Unsecured Nonpriority Claims  |                 |              | (Total of t   | his        | pag         | ge)              | 10,020.00       |

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

| In re | Drive Train Truck Parts Corp. | Case No.    |  |
|-------|-------------------------------|-------------|--|
| -     |                               | ,<br>Debtor |  |

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

Husband, Wife, Joint, or Community CODEBTOR UNLIQUIDATED CONTINGENT CREDITOR'S NAME, MAILING ADDRESS DATE CLAIM WAS INCURRED AND INCLUDING ZIP CODE, W CONSIDERATION FOR CLAIM. IF CLAIM AND ACCOUNT NUMBER J AMOUNT OF CLAIM IS SUBJECT TO SETOFF, SO STATE. С (See instructions above.) Account No. xxx0212 2014 **Purchases** McNelius Truck & Man 524 County Rd 34 East PO Box 70 Dodge Center, MN 55927 3,045.85 2014 Account No. xx3114 **Accounting Services** Michael J. Berger and Co., LLP 3425 Veterans Memorial Hwy, Suite B Ronkonkoma, NY 11779 25,158.75 Account No. xxx651S 2014 **Purchases Truck King International** 2222 Smithtown Ave Ronkonkoma, NY 11779 7,679.75 2014 Account No. xxxxxx-xx6425 **Purchases** Trux, Inc. 1365 Lakeland Ave Bohemia, NY 11716 5,388.23 2014 Account No. xxxx-xxxx-xxxx-0050 **Purchases** Wells Fargo PO Box 660041 Dallas, TX 75266-0041 14,079.69 Sheet no. 2 of 2 sheets attached to Schedule of Subtotal 55,352.27 Creditors Holding Unsecured Nonpriority Claims (Total of this page) Total 199,582.32 (Report on Summary of Schedules)

4419

| B6G (Officia | al Form 6G) (12/07)           |                            |
|--------------|-------------------------------|----------------------------|
|              |                               | 4419                       |
| In re        | Drive Train Truck Parts Corp. | Case No                    |
| _            | De                            | ebtor ,                    |
|              | SCHEDULE G - EXECUTORY CONT   | RACTS 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.

Hallahan Realty, LLC 734 Blue Point Rd Holtsville, NY 11742 No formal lease with Hallahan Realty, LLC, although debtor will obtain one next month.

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

4419

In re

**Drive Train Truck Parts Corp.** 

Case No. Debtor

### **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

George Hallahan, Sr. 2668 Route 104 East Quoque, NY 11942 Tax Debt; potentially responsible

George Hallahan, Sr. 2668 Route 104 East Quogue, NY 11942 Tax Debt; potentially responsible

George Hallahan, Sr. 2668 Route 104 East Quoque, NY 11942 Alleged personal guarantee for credit card processing agreement

### NAME AND ADDRESS OF CREDITOR

**NYS Assessment Receivables** PO Box 4127 Binghamton, NY 13902-4127

**Internal Revenue Service** P.O. Box 7346 Philadelphia, PA 19101-7346

**Card Payment Services LLC** 247 West 35th Street, 8th FI New York, NY 10001

B 6 Summary (Official Form 6 - Summary) (12/13)

| •     |                               | <b>United States Bankruptcy Court Eastern District of New York</b> |         | 4419 |
|-------|-------------------------------|--|---------|------|
| In re | Drive Train Truck Parts Corp. |  | Case No |      |
| _     |                               | Debtor   |         |      |
|       |                               |  | Chapter | 11   |

## **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<br>(YES/NO) | NO. OF<br>SHEETS | ASSETS            | LIABILITIES | OTHER |
|--|----------------------|------------------|-------------------|-------------|-------|
| A - Real Property  | Yes                  | 1                | 0.00              |             |       |
| B - Personal Property  | Yes                  | 4                | 1,411,246.00      |             |       |
| C - Property Claimed as Exempt   | No                   | 0                |                   |             |       |
| D - Creditors Holding Secured Claims   | Yes                  | 1                |                   | 0.00        |       |
| E - Creditors Holding Unsecured<br>Priority Claims (Total of Claims on Schedule E) | Yes                  | 2                |                   | 587,855.21  |       |
| F - Creditors Holding Unsecured<br>Nonpriority Claims                              | Yes                  | 3                |                   | 199,582.32  |       |
| G - Executory Contracts and<br>Unexpired Leases                                    | Yes                  | 1                |                   |             |       |
| H - Codebtors  | Yes                  | 1                |                   |             |       |
| I - Current Income of Individual<br>Debtor(s)                                      | No                   | 0                |                   |             | N/A   |
| J - Current Expenditures of Individual<br>Debtor(s)                                | No                   | 0                |                   |             | N/A   |
| Total Number of Sheets of ALL Schedu   | ıles                 | 13               |                   |             |       |
|  | To                   | otal Assets      | 1,411,246.00      |             |       |
|  |                      | 1                | Total Liabilities | 787,437.53  |       |

B 6 Summary (Official Form 6 - Summary) (12/13)

|  | ankruptcy Court<br>ct of New York            |                         | 4419                         |
|--|--|-------------------------|------------------------------|
| Drive Train Truck Parts Corp.  |  | Case No.                |                              |
|  | Debtor                                       | Chapter                 | 11                           |
| STATISTICAL SUMMARY OF CERTAIN   | LIABILITIES AND                              | RELATED DA              | TA (28 U.S.C. § 159          |
| If you are an individual debtor whose debts are primarily consume a case under chapter 7, 11 or 13, you must report all information re | r debts, as defined in § 101 equested below. | (8) of the Bankruptcy   | Code (11 U.S.C.§ 101(8)), fi |
| ☐ Check this box if you are an individual debtor whose debts report any information here.  | are NOT primarily consum                     | er debts. You are not r | equired to                   |
| This information is for statistical purposes only under 28 U.S.  | C. § 159.                                    |                         |                              |
| Summarize the following types of liabilities, as reported in the   |  | •                       |                              |
| 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<br>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 12)  |  |                         |                              |
| Average Expenses (from Schedule J, Line 22)  |  |                         |                              |
| Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)   |  |                         |                              |
| State the following:   |  |                         |                              |
| 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)   |  |                         |                              |

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

# **United States Bankruptcy Court**

4419

|       | J   | Eastern Disti  | rict of New York                                       |          |  |
|-------|---|----------------|--|----------|--|
| In re | Drive Train Truck Parts Corp.   |                |  | Case No. |  |
|       |   |                | Debtor(s)  | Chapter  |  |
|       | <b>DECLARATION</b> DECLARATION UNDER PENALTY OF   |                |  |          |  |
|       | I, the President & 100% Sharehol of perjury that I have read the foregoing su and correct to the best of my knowledge, in | ımmary and scl | nedules, consisting of                                 |          |  |
| Date  | September 2, 2014   | Signature      | /s/ George Hallahan, Seorge Hallahan, President & 100% | Sr.      |  |

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.

# **United States Bankruptcy Court**

4419

Eastern District of New York

| In re | Drive Train Truck Parts Corp. |           | 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 persons in control of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; and any managing agent of the debtor. 11 U.S.C. § 101(2), (31).

### 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   |
|---------------|--|
| \$58,593.47   | 2014 YTD: Debtor Business Income (Gross income: \$21,416.28; Net income: 21,416.28)    |
| \$233,926.00  | 2013: Debtor Business Income (Gross Income: \$3,330,898; Net Income: \$-231,926)       |
| \$-177,690.00 | 2012: Debtor Business Income (Gross Income: \$3,316,535.00; Net Income: \$-177,690.00) |

### 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.

a. 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 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 credit 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

DATES OF **PAYMENTS** 

AMOUNT PAID

AMOUNT STILL **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 \$6,225\*. 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 credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other 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

DATES OF

**AMOUNT** PAID OR VALUE OF

AMOUNT STILL

NAME AND ADDRESS OF CREDITOR

PAYMENTS/ **TRANSFERS** 

OWING TRANSFERS

None

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

AMOUNT PAID

AMOUNT STILL **OWING** 

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

None П

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.)

AND CASE NUMBER Card Payment Sycs, LLC v Drive Train Truck NATURE OF PROCEEDING COURT OR AGENCY AND LOCATION

STATUS OR DISPOSITION

Parts Corp. and George Hallahan Sr. Index No. 653237/13

Collection

Supreme Court of the State of New York; County of Suffolk

Pendina

Huss, LLC vs. Drive Train Truck Parts Corp and Collection Supreme Court of the State of New

Pending

George Hallahan Sr.

CAPTION OF SUIT

York; County of Suffolk

<sup>\*</sup> Amount subject to adjustment on 4/01/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

3

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 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

4

### 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

Ronald D. Weiss, P.C. 734 Walt Whitman Road Suite 203 Melville, NY 11747 DATE OF PAYMENT, NAME OF PAYER IF OTHER THAN DEBTOR Debtor paid \$15,717 AMOUNT OF MONEY
OR DESCRIPTION AND VALUE
OF PROPERTY
Paid \$14,000 legal fee and
\$1,717 Court filing fee prior to
Court filing

### 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

DATE

DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED

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

NAME OF TRUST OR OTHER

DEVICE

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

ANSFER(S) 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

### 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.

NAME USED **ADDRESS** 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

None

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 **years** 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

**ADDRESS** 

NATURE OF BUSINESS

**BEGINNING AND ENDING DATES** 

**Drive Train Truck** Parts Corp.

11-2786106

763 Blue Point Road Holtsville, NY 11742

Truck parts sales and

1985-Current

service

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

**ADDRESS** NAME

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 

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 Michael J. Berger and Co., LLP 3425 Veterans Memorial Hwy, Suite B Ronkonkoma, NY 11779

DATES SERVICES RENDERED

None b. List all firms or individuals who within the two years immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

**ADDRESS** NAME

DATES SERVICES RENDERED

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.

7

NAME AND ADDRESS DATE ISSUED

#### 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)

NATURE AND PERCENTAGE

DATE OF TERMINATION

None b. List the name and address of the person having possession of the records of each of the inventories reported in a., above.

NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY RECORDS

DATE OF INVENTORY

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

None b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NAME AND ADDRESS George Hallahan Sr. 2668 Route 104 Eastport, NY 11941

NAME AND ADDRESS

TITLE President

OF STOCK OWNERSHIP 100% Shareholder

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.

NAME ADDRESS DATE OF WITHDRAWAL

TITLE

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.

- minimum processing the commencement of this custo

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 OF RECIPIENT, RELATIONSHIP TO DEBTOR

DATE AND PURPOSE OF WITHDRAWAL

AMOUNT OF MONEY OR DESCRIPTION AND 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)

8

### 25. Pension Funds.

None If the debtor is not an

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)

\*\*\*\*\*

0

### 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 | September 2, 2014 | Signature | /s/ George Hallahan, Sr.     |  |
|------|-------------------|-----------|------------------------------|--|
|      |                   |           | George Hallahan, Sr.         |  |
|      |                   |           | President & 100% Shareholder |  |

[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

## United States Bankruntcy Court

|      | United States Bankruptcy Court   |                          | 4419                                |  |
|------|--|--------------------------|-------------------------------------|--|
|      | Eastern District of New York   | ~ .v                     |                                     |  |
| In   | re Drive Train Truck Parts Corp.  Debtor(s)  | Case No.<br>Chapter      | 11                                  |  |
|      |  | -                        |                                     |  |
|      | DISCLOSURE OF COMPENSATION OF ATTORNEY   | FOR DE                   | EBTOR(S)                            |  |
| 1.   | Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy of   | d to be paid             | to me, for services rendered or to  |  |
|      | For legal services, I have agreed to accept \$   |                          | 14,000.00                           |  |
|      | Prior to the filing of this statement I have received \$   |                          | 14,000.00                           |  |
|      | Balance Due \$   |                          | 0.00                                |  |
| 2.   | \$1,717.00 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.   | $\square$ I have not agreed to share the above-disclosed compensation with any other person unless the   | ey are meml              | bers and associates of my law firm. |  |
|      | ■ I have agreed to share the above-disclosed compensation with a person or persons who are no copy of the agreement, together with a list of the names of the people sharing in the compensannexed hereto  |                          |                                     |  |
| 6.   | n return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:   |                          |                                     |  |
|      | <ul> <li>a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining</li> <li>b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be reduced.</li> <li>c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any add.</li> <li>d. Representation of the debtor in adversary proceedings and other contested bankruptcy matters</li> <li>e. [Other provisions as needed]</li> <li>Necessary bankruptcy legal services in the Chapter 11 Case.</li> </ul> | required;<br>journed hea |                                     |  |
| 7.   | By agreement with the debtor(s), the above-disclosed fee does not include the following service: <b>Non-bankruptcy legal services.</b>   |                          |                                     |  |
|      | CERTIFICATION  |                          |                                     |  |
| this | I certify that the foregoing is a complete statement of any agreement or arrangement for payment s bankruptcy proceeding.  | to me for re             | epresentation of the debtor(s) in   |  |
| Da   | ted: September 2, 2014 /s/ Ronald D. Weiss   |                          |                                     |  |
|      | Ronald D. Weiss 4419<br>Ronald D. Weiss, P.C.  |                          |                                     |  |

734 Walt Whitman Road

Suite 203

Melville, NY 11747

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weiss@ny-bankruptcy.com

|       |                               | United States Bankruptcy Court<br>Eastern District of New York |          | 4419 |
|-------|-------------------------------|--|----------|------|
| In re | Drive Train Truck Parts Corp. |  | Case No. |      |
| _     |                               | Debtor   |          |      |
|       |                               |  | Chapter  | 11   |
|       |                               |  |          |      |

## LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with Rule 1007(a)(3) for filing in this chapter 11 case.

| Name and last known address                                 | Security | Number of Securities | Kind of                           |
|---|----------|----------------------|-----------------------------------|
| or place of business of holder                              | Class    |                      | Interest                          |
| George Hallahan Sr.<br>2668 Route 104<br>Eastport, NY 11941 |          |                      | 100%<br>Shareholder/Presi<br>dent |

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

I, the President & 100% Shareholder of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

| Date September 2, 2014 Signature / |  | Signature_/s/ George Hallahan, Sr. |
|------------------------------------|--|------------------------------------|
|                                    |  | George Hallahan, Sr.               |
|                                    |  | President & 100% Shareholder       |

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.

# United States Bankruptcy Court

4419

**Eastern District of New York** 

| In re | Drive Train Truck Parts Corp. |           | Case No. | Case No. |  |
|-------|-------------------------------|-----------|----------|----------|--|
|       |                               | Debtor(s) | Chapter  | 11       |  |

### **VERIFICATION OF CREDITOR MATRIX**

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.

Date: September 2, 2014

Date: September 2, 2014

Date: September 2, 2014

September 2, 2014

September 2, 2014

/s/ George Hallahan, Sr./President & 100% Shareholder
Signer/Title

/s/ Ronald D. Weiss
Signature of Attorney
Ronald D. Weiss 4419

Ronald D. Weiss, P.C. 734 Walt Whitman Road Suite 203 Melville, NY 11747 (631) 271-3737 Fax: (631) 271-3784

USBC-44 Rev. 9/17/98

Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101-7346

NYS Dept of Taxation & Finance Bankruptcy Unit-TCD Bldg 8 Room 455 W. A Harriman State Campus Albany, NY 12227

United States Attorney Attn: Chief of Bankruptcy Litigation One Pierrepont Plaza 4th Floor Brooklyn, NY 11201

US Department of Justice Tax Division Box 55 Ben Franklin Station Washington, DC 20044

State of New York Office of the Attorney General 120 Broadway New York, NY 10271

Amerisource Funding, Inc. 7225 Langtry Streetq Houston, TX 77040

Bayshore Radiator 1926 Union Blvd Bay Shore, NY 11706

Capital One Bank P.O. Box 85015 Richmond, VA 23285

Card Payment Services LLC 247 West 35th Street, 8th Fl New York, NY 10001

Chase PO Box 15153 Wilmington, DE 19886-5650

Choice Distribution 111 Bell Ave West Babylon, NY 11704

Circle Lubricants, Inc. 35 Drexel Drive Bay Shore, NY 11706

George Hallahan, Sr. 2668 Route 104 East Quoque, NY 11942

Hallahan Realty, LLC 734 Blue Point Rd Holtsville, NY 11742

Huss, LLC 77524 El Duna Court Palm Desert, CA 92211

J&M Towing & Recovery 116 Dorsa Ave Wayne, NJ 07470

Long Island Truck Parts 3060 Route 112 Medford, NY 11763

McNelius Truck & Man 524 County Rd 34 East PO Box 70 Dodge Center, MN 55927

Michael J. Berger and Co., LLP 3425 Veterans Memorial Hwy, Suite B Ronkonkoma, NY 11779

NYS Assessment Receivables PO Box 4127 Binghamton, NY 13902-4127

Truck King International 2222 Smithtown Ave Ronkonkoma, NY 11779

Trux, Inc. 1365 Lakeland Ave Bohemia, NY 11716

Wells Fargo PO Box 660041 Dallas, TX 75266-0041

### Disclosure Pursuant to 11 U.S.C. §527(a)(2)

### You are notified:

- 1. All information that you are required to provide with a petition and thereafter during a case under the Bankruptcy Code is required to be complete, accurate, and truthful.
- 2. All assets and all liabilities are required to be completely and accurately disclosed in the documents filed to commence the case. Some places in the Bankruptcy Code require that you list the replacement value of each asset. This must be the replacement value of the property at the date of filing the petition, without deducting for costs of sale or marketing, established after a reasonable inquiry. For property acquired for personal, family, or household use, replacement value means the price a retail merchant would charge for property of that kind, considering the age and condition of the property.
- 3. The following information, which appears on Official Form 22, Statement of Current Monthly Income, is required to be stated after reasonable inquiry: current monthly income, the amounts specified in section 707(b)(2), and, in a case under chapter 13 of the Bankruptcy Code, disposable income (determined in accordance with section 707(b)(2)).
- 4. Information that you provide during your case may be audited pursuant to provisions of the Bankruptcy Code. Failure to provide such information may result in dismissal of the case under this title or other sanction, including criminal sanctions.

# United States Bankruptcy Court Eastern District of New York

4419

| In re | Drive Train Truck Parts Corp. |           |         |    |
|-------|-------------------------------|-----------|---------|----|
|       |                               | Debtor(s) | Chapter | 11 |

### **CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)**

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for <u>Drive Train Truck Parts Corp.</u> in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

■ None [*Check if applicable*]

September 2, 2014

Date

/s/ Ronald D. Weiss

Ronald D. Weiss 4419

Signature of Attorney or Litigant Counsel for Drive Train Truck Parts Corp.

Ronald D. Weiss, P.C. 734 Walt Whitman Road Suite 203 Melville, NY 11747 (631) 271-3737 Fax:(631) 271-3784 weiss@ny-bankruptcy.com