

B1 (Official Form 1)(04/13)

**United States Bankruptcy Court  
Eastern District of New York**

**Voluntary Petition**

Name of Debtor (if individual, enter Last, First, Middle): <b>Westbury Enterprises, Inc.</b>	Name of Joint Debtor (Spouse) (Last, First, Middle):
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all) <b>11-3173562</b>	Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)
Street Address of Debtor (No. and Street, City, and State): <b>864 Carman Avenue Westbury, NY</b> <div style="text-align: right; font-size: small;">ZIP Code <b>11590</b></div>	Street Address of Joint Debtor (No. and Street, City, and State):  <div style="text-align: right; font-size: small;">ZIP Code</div>
County of Residence or of the Principal Place of Business: <b>Nassau</b>	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address): <b>701 Montauk Highway Bay Shore, NY</b> <div style="text-align: right; font-size: small;">ZIP Code <b>11706</b></div>	Mailing Address of Joint Debtor (if different from street address):  <div style="text-align: right; font-size: small;">ZIP Code</div>
Location of Principal Assets of Business Debtor (if different from street address above):	

<b>Type of Debtor</b> (Form of Organization) (Check one box) <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)	<b>Nature of Business</b> (Check one box) <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other	<b>Chapter of Bankruptcy Code Under Which the Petition is Filed</b> (Check one box) <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding
<b>Chapter 15 Debtors</b> Country of debtor's center of main interests:  Each country in which a foreign proceeding by, regarding, or against debtor is pending:	<b>Tax-Exempt Entity</b> (Check box, if applicable) <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).	<b>Nature of Debts</b> (Check one box) <input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input checked="" type="checkbox"/> Debts are primarily business debts.

<b>Filing Fee</b> (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.	<b>Chapter 11 Debtors</b> Check one box: <input type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input checked="" type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,490,925 (amount subject to adjustment on 4/01/16 and every three years thereafter). Check all applicable boxes: <input type="checkbox"/> A plan is being filed with this petition. <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
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<b>Statistical/Administrative Information</b> <input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.	THIS SPACE IS FOR COURT USE ONLY
<b>Estimated Number of Creditors</b> <input checked="" type="checkbox"/> 1-49 <input type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999 <input type="checkbox"/> 1,000-5,000 <input type="checkbox"/> 5,001-10,000 <input type="checkbox"/> 10,001-25,000 <input type="checkbox"/> 25,001-50,000 <input type="checkbox"/> 50,001-100,000 <input type="checkbox"/> OVER 100,000	
<b>Estimated Assets</b> <input checked="" type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion	
<b>Estimated Liabilities</b> <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input checked="" type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion	

<b>Voluntary Petition</b> <i>(This page must be completed and filed in every case)</i>	Name of Debtor(s): <b>Westbury Enterprises, Inc.</b>	
<b>All Prior Bankruptcy Cases Filed Within Last 8 Years</b> (If more than two, attach additional sheet)		
Location Where Filed: <b>- None -</b>	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:
<b>Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor</b> (If more than one, attach additional sheet)		
Name of Debtor: <b>See Attachment</b>	Case Number:	Date Filed:
District:	Relationship:	Judge:
<p style="text-align: center;"><b>Exhibit A</b></p> <p>(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)</p> <p><input type="checkbox"/> Exhibit A is attached and made a part of this petition.</p>	<p style="text-align: center;"><b>Exhibit B</b></p> <p>(To be completed if debtor is an individual whose debts are primarily consumer debts.)</p> <p>I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b).</p> <p><b>X</b> _____          Signature of Attorney for Debtor(s) (Date)</p>	
<b>Exhibit C</b>		
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?		
<input type="checkbox"/> Yes, and Exhibit C is attached and made a part of this petition. <input checked="" type="checkbox"/> No.		
<b>Exhibit D</b>		
(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)		
<input type="checkbox"/> Exhibit D completed and signed by the debtor is attached and made a part of this petition.		
If this is a joint petition:		
<input type="checkbox"/> Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.		
<b>Information Regarding the Debtor - Venue</b> (Check any applicable box)		
<input checked="" type="checkbox"/> 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.		
<input checked="" type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.		
<input type="checkbox"/> 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.		
<b>Certification by a Debtor Who Resides as a Tenant of Residential Property</b> (Check all applicable boxes)		
<input type="checkbox"/> 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)		
<input type="checkbox"/> 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		
<input type="checkbox"/> 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.		
<input type="checkbox"/> Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).		

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

Name of Debtor(s):

**Westbury Enterprises, Inc.****Signatures****Signature(s) of Debtor(s) (Individual/Joint)**

I declare under penalty of perjury that the information provided in this petition is true and correct.  
 [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.  
 [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

**X** \_\_\_\_\_  
 Signature of Debtor

**X** \_\_\_\_\_  
 Signature of Joint Debtor

\_\_\_\_\_  
 Telephone Number (If not represented by attorney)

\_\_\_\_\_  
 Date

**Signature of 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 bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

\_\_\_\_\_  
 Address

**X** \_\_\_\_\_  
 Date

\_\_\_\_\_  
 Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

*A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. §110; 18 U.S.C. §156.*

**Signature of Attorney\***

**X** /s/ Michael J. Macco  
 Signature of Attorney for Debtor(s)

Michael J. Macco 11-3138014  
 Printed Name of Attorney for Debtor(s)

Macco and Stern, LLP  
 Firm Name

135 Pinelawn Rd  
Suite 120 South  
Melville, NY 11747

\_\_\_\_\_  
 Address

631-549-7900 Fax: 631-549-7845  
 Telephone Number

December 24, 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/ Steve Keshtgar  
 Signature of Authorized Individual

Steve Keshtgar  
 Printed Name of Authorized Individual

President  
 Title of Authorized Individual

December 24, 2014  
 Date

In re Westbury Enterprises, Inc.

Case No. \_\_\_\_\_

Debtor

**FORM 1. VOLUNTARY PETITION**  
**Pending Bankruptcy Cases Filed Attachment**

<u>Name of Debtor / District</u>	<u>Case No. / Relationship</u>	<u>Date Filed / Judge</u>
<b>Airport Development Corp. EDNY</b>	<b>Affiliate</b>	<b>12/24/14</b>
<b>Brentwood Development Corp. EDNY</b>	<b>Affiliate</b>	<b>12/24/14</b>
<b>Carman Development Corp. EDNY</b>	<b>Affiliate</b>	<b>12/24/14</b>
<b>Holbrook Development Corp. EDNY</b>	<b>Affiliate</b>	<b>12/24/14</b>
<b>Islandia Development Corp. EDNY</b>	<b>Affiliate</b>	<b>12/24/14</b>
<b>Islip Development Corp. EDNY</b>	<b>Affiliate</b>	<b>12/24/14</b>
<b>Maple Avenue Hauppauge Development Corp. EDNY</b>	<b>Affiliate</b>	<b>12/24/14</b>
<b>Medford Development Corp. EDNY</b>	<b>Affiliate</b>	<b>12/24/14</b>
<b>Motor Parkway Enterprises, Inc. EDNY</b>	<b>Affiliate</b>	<b>12/24/14</b>
<b>Oceanside Enterprises, Inc. EDNY</b>	<b>Affiliate</b>	<b>12/24/14</b>
<b>Port Jefferson Development Corp. EDNY</b>	<b>Affiliate</b>	<b>12/24/14</b>
<b>Ronkonkoma Development Corp. EDNY</b>	<b>Affiliate</b>	<b>12/24/14</b>
<b>Smithtown Development Corp. EDNY</b>	<b>Affiliate</b>	<b>12/24/14</b>
<b>Wheeler Development, LLC EDNY</b>	<b>Affiliate</b>	<b>12/24/14</b>

B4 (Official Form 4) (12/07)

**United States Bankruptcy Court**  
**Eastern District of New York**

In re Westbury Enterprises, Inc.

Debtor(s)

Case No.

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)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
<b>A-Expert Extermination Control 1782 Coney Island Ave Brooklyn, NY 11230</b>	<b>A-Expert Extermination Control 1782 Coney Island Ave Brooklyn, NY 11230</b>			<b>1,026.54</b>
<b>Absolute Control HVAC Corp. PO Box 2301 North Babylon, NY 11703</b>	<b>Absolute Control HVAC Corp. PO Box 2301 North Babylon, NY 11703</b>			<b>789.70</b>
<b>Beverage Works 1800 State Route 34 Suite 203 Wall, NJ 07719</b>	<b>Beverage Works 1800 State Route 34 Suite 203 Wall, NJ 07719</b>			<b>1,193.20</b>
<b>Cablevision PO Box 371378 Pittsburgh, PA 15250-7378</b>	<b>Cablevision PO Box 371378 Pittsburgh, PA 15250-7378</b>			<b>423.40</b>
<b>Core-Mark Midcontinent PO Box 1450 100 West End Rd. Wilkes Barre, PA 18703</b>	<b>Core-Mark Midcontinent PO Box 1450 100 West End Rd. Wilkes Barre, PA 18703</b>			<b>40,000.00</b>
<b>Cumberland Farms, Inc. 100 Crossing Blvd. Framingham, MA 01702</b>	<b>Cumberland Farms, Inc. 100 Crossing Blvd. Framingham, MA 01702</b>			<b>127,596.00</b>
<b>Elite Cellular Accessories Inc. 61 East Industry Court Deer Park, NY 11729</b>	<b>Elite Cellular Accessories Inc. 61 East Industry Court Deer Park, NY 11729</b>			<b>350.00</b>
<b>Garber Bros, Inc. PO Box 296 Randolph, MA 02368</b>	<b>Garber Bros, Inc. PO Box 296 Randolph, MA 02368</b>			<b>188,526.94</b>
<b>Gasda 372 Doughty Blvd Suite 2C Inwood, NY 11096</b>	<b>Gasda 372 Doughty Blvd Suite 2C Inwood, NY 11096</b>			<b>240.00</b>
<b>Internal Revenue Service PO Box 7346 Philadelphia, PA 19101-7346</b>	<b>Internal Revenue Service PO Box 7346 Philadelphia, PA 19101-7346</b>	<b>Payroll Taxes</b>		<b>2,572.62</b>

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

In re **Westbury Enterprises, Inc.**

Case No. \_\_\_\_\_

Debtor(s) \_\_\_\_\_

**LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS**

(Continuation Sheet)

(1) <i>Name of creditor and complete mailing address including zip code</i>	(2) <i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	(3) <i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	(4) <i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	(5) <i>Amount of claim [if secured, also state value of security]</i>
<b>Island Pump &amp; Tank 40 Doyle Court East Northport, NY 11731</b>	<b>Island Pump &amp; Tank 40 Doyle Court East Northport, NY 11731</b>			<b>1,500.00</b>
<b>Jet Sanitation Services Corporation 228 Blydenburg Rd Islandia, NY 11749</b>	<b>Jet Sanitation Services Corporation 228 Blydenburg Rd Islandia, NY 11749</b>			<b>546.92</b>
<b>Kapil Phuyal 864 Carman Ave Westbury, NY 11590</b>	<b>Kapil Phuyal 864 Carman Ave Westbury, NY 11590</b>	<b>Wages</b>		<b>4,352.70</b>
<b>Kul P Gouli 40 Hawthorne St Hicksville, NY 11801</b>	<b>Kul P Gouli 40 Hawthorne St Hicksville, NY 11801</b>	<b>Wages</b>		<b>4,235.52</b>
<b>NYS Department of Taxation and Finance Attn: Office of Counsel Bldg 9 WA Harriman Campus Albany, NY 12227</b>	<b>NYS Department of Taxation and Finance Attn: Office of Counsel Albany, NY 12227</b>			<b>65,468.54</b>
<b>NYS Department of Taxation and Finance Attn: Office of Counsel Bldg 9 WA Harriman Campus Albany, NY 12227</b>	<b>NYS Department of Taxation and Finance Attn: Office of Counsel Albany, NY 12227</b>	<b>Payroll Taxes</b>		<b>484.26</b>
<b>NYS Lottery One Broadway Center PO Box 7500 Schenectady, NY 12301</b>	<b>NYS Lottery One Broadway Center PO Box 7500 Schenectady, NY 12301</b>			<b>7,438.96</b>

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

In re **Westbury Enterprises, Inc.**

Case No. \_\_\_\_\_

Debtor(s)

**LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS**

(Continuation Sheet)

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

I, the President of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date **December 24, 2014**

Signature **/s/ Steve Keshtgar**  
**Steve Keshtgar**  
**President**

*Penalty for making a false statement or concealing property:* Fine of up to \$500,000 or imprisonment for up to 5 years or both.  
18 U.S.C. §§ 152 and 3571.

**United States Bankruptcy Court  
Eastern District of New York**

In re Westbury Enterprises, Inc.

Debtor(s)

Case No.

Chapter 11

**DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR(S)**

1. Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-named debtor and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

For legal services, I have agreed to accept.....	\$	<u>10,283.00</u>
Prior to the filing of this statement I have received.....	\$	<u>10,283.00</u>
Balance Due.....	\$	<u>0.00</u>

2. \$ 1,717.00 of the filing fee has been paid.
3. The source of the compensation paid to me was:  
 Debtor       Other (specify): **Third Party**
4. The source of compensation to be paid to me is:  
 Debtor       Other (specify): **Third Party**
5.  I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.  
 I have agreed to share the above-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation is attached.
6. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:
- a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
  - b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be required;
  - c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;
  - d. [Other provisions as needed]

**Represent the debtor in a Chapter 11 proceeding**

7. By agreement with the debtor(s), the above-disclosed fee does not include the following service:

**CERTIFICATION**

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

Dated: December 24, 2014/s/ Michael J. Macco

**Michael J. Macco**  
**Macco and Stern, LLP**  
**135 Pinelawn Rd**  
**Suite 120 South**  
**Melville, NY 11747**  
**631-549-7900 Fax: 631-549-7845**



**United States Bankruptcy Court  
Eastern District of New York**

In re Westbury Enterprises, Inc.  
Debtor

Case No. \_\_\_\_\_

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 or place of business of holder	Security Class	Number of Securities	Kind of Interest
<b>Steve Keshtgar 701 Montauk Highway Bay Shore, NY 11706</b>			<b>100%</b>

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

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

Date December 24, 2014

Signature /s/ Steve Keshtgar  
**Steve Keshtgar**  
**President**

*Penalty for making a false statement or concealing property:* Fine of up to \$500,000 or imprisonment for up to 5 years or both.  
18 U.S.C §§ 152 and 3571.

**United States Bankruptcy Court  
Eastern District of New York**

In re Westbury Enterprises, Inc.

Debtor(s)

Case No.  
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: December 24, 2014

/s/ Steve Keshtgar

**Steve Keshtgar/President**

Signer/Title

Date: December 24, 2014

/s/ Michael J. Macco

Signature of Attorney

**Michael J. Macco**

**Macco and Stern, LLP**

**135 Pinelawn Rd**

**Suite 120 South**

**Melville, NY 11747**

**631-549-7900 Fax: 631-549-7845**

A-Expert Extermination  
Control  
1782 Coney Island Ave  
Brooklyn, NY 11230

Absolute Control  
HVAC Corp.  
PO Box 2301  
North Babylon, NY 11703

Accu Data Payroll  
95 W Old Country Road  
Hicksville, NY 11801

Beverage Works  
1800 State Route 34  
Suite 203  
Wall, NJ 07719

Cablevision  
PO Box 371378  
Pittsburgh, PA 15250-7378

Core-Mark Midcontinent  
PO Box 1450  
100 West End Rd.  
Wilkes Barre, PA 18703

Cullen & Dykman LLP  
Attn: Matthew Roseman  
100 Quentin Roosevelt  
Boulevard  
Garden City, NY 11530-4850

Cumberland Farms, Inc.  
100 Crossing Blvd.  
Framingham, MA 01702

Elite Cellular  
Accessories Inc.  
61 East Industry Court  
Deer Park, NY 11729

Forchelli, Curto, Deegan,  
Schwartz, Mineo & Terrana  
333 Earle Ovington Blvd  
Suite 1010  
Uniondale, NY 11553

Garber Bros, Inc.  
PO Box 296  
Randolph, MA 02368

Gasda  
372 Doughty Blvd  
Suite 2C  
Inwood, NY 11096

Gulf Oil Limited  
Partnership  
100 Crossing Blvd  
Framingham, MA 01702

Internal Revenue Service  
PO Box 7346  
Philadelphia, PA 19101-7346

Island Pump & Tank  
40 Doyle Court  
East Northport, NY 11731

Jet Sanitation Services  
Corporation  
228 Blydenburg Rd  
Islandia, NY 11749

Kapil Phuyal  
864 Carman Ave  
Westbury, NY 11590

Kul P Gouli  
40 Hawthorne St  
Hicksville, NY 11801

New York Commercial  
Bank  
Attn: Andrew Baltz  
102 Duffy Ave. 4th Floor  
Hicksville, NY 11801

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

NYS Department of  
Taxation and Finance  
Attn: Office of Counsel  
Bldg 9 WA Harriman Campus  
Albany, NY 12227

NYS Department of  
Taxation & Finance  
Bankruptcy Unit  
PO Box 5300  
Albany, NY 12205-5300

NYS Dept Of Taxation &  
Finance Bankruptcy Unit -  
TCD - Building 8, Rm 455  
W.A.Harriman State Campus  
Albany, NY 12227

NYS Lottery  
One Broadway Center  
PO Box 7500  
Schenectady, NY 12301

Westerman, Ball, Ederer,  
Miller, Zucker &  
Sharfstein, LLP  
1201 RXR Plaza  
Uniondale, NY 11556

**United States Bankruptcy Court  
Eastern District of New York**

In re Westbury Enterprises, Inc.  
Debtor(s)

Case No. \_\_\_\_\_  
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 Westbury Enterprises, Inc. 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*]

December 24, 2014  
Date

/s/ Michael J. Macco  
**Michael J. Macco**  
Signature of Attorney or Litigant  
Counsel for Westbury Enterprises, Inc.  
**Macco and Stern, LLP**  
**135 Pinelawn Rd**  
**Suite 120 South**  
**Melville, NY 11747**  
**631-549-7900 Fax:631-549-7845**

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

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

DEBTOR(S): Westbury Enterprises, Inc. CASE NO.: \_\_\_\_\_

Pursuant to Local Bankruptcy Rule 1073-2(b), the debtor (*or any other petitioner*) hereby makes the following disclosure concerning Related Cases, to the petitioner's best knowledge, information and belief:

[NOTE: Cases shall be deemed "Related Cases" for purposes of E.D.N.Y. LBR 1073-1 and E.D.N.Y. LBR 1073-2 if the earlier case was pending at any time within eight years before the filing of the new petition, and the debtors in such cases: (i) are the same; (ii) are spouses or ex-spouses; (iii) are affiliates, as defined in 11 U.S.C. § 101(2); (iv) are general partners in the same partnership; (v) are a partnership and one or more of its general partners; (vi) are partnerships which share one or more common general partners; or (vii) have, or within 180 days of the commencement of either of the Related Cases had, an interest in property that was or is included in the property of another estate under 11 U.S.C. § 541(a).]

NO RELATED CASE IS PENDING OR HAS BEEN PENDING AT ANY TIME.

THE FOLLOWING RELATED CASE(S) IS PENDING OR HAS BEEN PENDING:

1. CASE NO.: JUDGE: DISTRICT/DIVISION: **EDNY**

DEBTOR NAME: **Airport Development Corp.**

CASE STILL PENDING (Y/N): **Y** [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (*Refer to NOTE above*): **Affiliate**

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

2. CASE NO.: JUDGE: DISTRICT/DIVISION: **EDNY**

DEBTOR NAME: **Brentwood Development Corp.**

CASE STILL PENDING (Y/N): **Y** [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (*Refer to NOTE above*): **Affiliate**

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

(OVER)

DISCLOSURE OF RELATED CASES (cont'd)

3. CASE NO.: JUDGE: DISTRICT/DIVISION: **EDNY**

DEBTOR NAME: **Carman Development Corp.**

CASE STILL PENDING (Y/N): **Y** [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): **Affiliate**

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

4. CASE NO.: JUDGE: DISTRICT/DIVISION: **EDNY**

DEBTOR NAME: **Holbrook Development Corp.**

CASE STILL PENDING (Y/N): **Y** [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): **Affiliate**

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

5. CASE NO.: JUDGE: DISTRICT/DIVISION: **EDNY**

DEBTOR NAME: **Islandia Development Corp.**

CASE STILL PENDING (Y/N): **Y** [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): **Affiliate**

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

6. CASE NO.: JUDGE: DISTRICT/DIVISION: **EDNY**

DEBTOR NAME: **Islip Development Corp.**

CASE STILL PENDING (Y/N): **Y** [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): **Affiliate**

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_



DISCLOSURE OF RELATED CASES (cont'd)

7. CASE NO.: JUDGE: DISTRICT/DIVISION: **EDNY**

DEBTOR NAME: **Maple Avenue Hauppauge Development Corp.**

CASE STILL PENDING (Y/N): **Y** [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): **Affiliate**

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

8. CASE NO.: JUDGE: DISTRICT/DIVISION: **EDNY**

DEBTOR NAME: **Medford Development Corp.**

CASE STILL PENDING (Y/N): **Y** [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): **Affiliate**

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

9. CASE NO.: JUDGE: DISTRICT/DIVISION: **EDNY**

DEBTOR NAME: **Motor Parkway Enterprises, Inc.**

CASE STILL PENDING (Y/N): **Y** [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): **Affiliate**

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

10. CASE NO.: JUDGE: DISTRICT/DIVISION: **EDNY**

DEBTOR NAME: **Oceanside Enterprises, Inc.**

CASE STILL PENDING (Y/N): **Y** [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): **Affiliate**

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

DISCLOSURE OF RELATED CASES (cont'd)

11. CASE NO.: JUDGE: DISTRICT/DIVISION: **EDNY**

DEBTOR NAME: **Port Jefferson Development Corp.**

CASE STILL PENDING (Y/N): **Y** [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): **Affiliate**

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

12. CASE NO.: JUDGE: DISTRICT/DIVISION: **EDNY**

DEBTOR NAME: **Ronkonkoma Development Corp.**

CASE STILL PENDING (Y/N): **Y** [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): **Affiliate**

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

13. CASE NO.: JUDGE: DISTRICT/DIVISION: **EDNY**

DEBTOR NAME: **Smithtown Development Corp.**

CASE STILL PENDING (Y/N): **Y** [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): **Affiliate**

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

14. CASE NO.: JUDGE: DISTRICT/DIVISION: **EDNY**

DEBTOR NAME: **Wheeler Development, LLC**

CASE STILL PENDING (Y/N): **Y** [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): **Affiliate**

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

NOTE: Pursuant to 11 U.S.C. § 109(g), certain individuals who have had prior cases dismissed within the preceding 180 days may not  
USBC-17

Rev.8/11/2009

DISCLOSURE OF RELATED CASES (cont'd)

be eligible to be debtors. Such an individual will be required to file a statement in support of his/her eligibility to file.

TO BE COMPLETED BY DEBTOR/PETITIONER'S ATTORNEY, AS APPLICABLE:

I am admitted to practice in the Eastern District of New York (Y/N): Y

CERTIFICATION (to be signed by pro se debtor/petitioner or debtor/petitioner's attorney, as applicable):

I certify under penalty of perjury that the within bankruptcy case is not related to any case now pending or pending at any time, except as indicated elsewhere on this form.

**/s/ Michael J. Macco**

**Michael J. Macco**

Signature of Debtor's Attorney

**Macco and Stern, LLP**

**135 Pinelawn Rd**

**Suite 120 South**

**Melville, NY 11747**

**631-549-7900 Fax:631-549-7845**

\_\_\_\_\_  
Signature of Pro Se Debtor/Petitioner

\_\_\_\_\_  
Signature of Pro Se Joint Debtor/Petitioner

\_\_\_\_\_  
Mailing Address of Debtor/Petitioner

\_\_\_\_\_  
City, State, Zip Code

\_\_\_\_\_  
Area Code and Telephone Number

Failure to fully and truthfully provide all information required by the E.D.N.Y. LBR 1073-2 Statement may subject the debtor or any other petitioner and their attorney to appropriate sanctions, including without limitation conversion, the appointment of a trustee or the dismissal of the case with prejudice.

NOTE: Any change in address must be reported to the Court immediately IN WRITING. Dismissal of your petition may otherwise result.