

**Fill in this information to identify your case:**

United States Bankruptcy Court for the:  
 EASTERN DISTRICT OF NEW YORK

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Case number (if known) \_\_\_\_\_ Chapter 11

Check if this an amended filing

**Official Form 201**  
**Voluntary Petition for Non-Individuals Filing for Bankruptcy**

4/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name 1 Perry St. Restaurant, Inc.

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2. All other names debtor used in the last 8 years  
 Include any assumed names, trade names and *doing business as* names

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3. Debtor's federal Employer Identification Number (EIN) 32-0262139

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4. Debtor's address
 

	<b>Principal place of business</b>	<b>Mailing address, if different from principal place of business</b>
	<u>c/o Spyros Kekatos &amp; Associates</u>	
	<u>22-76 Steinway Street, Suite 1</u>	
	<u>Astoria, NY 11105</u>	
	Number, Street, City, State & ZIP Code	P.O. Box, Number, Street, City, State & ZIP Code
	<u>Queens</u>	<b>Location of principal assets, if different from principal place of business</b>
	County	<u>1 Perry Street New York, NY 10014</u>
		Number, Street, City, State & ZIP Code

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5. Debtor's website (URL) \_\_\_\_\_

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6. Type of debtor
  - Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
  - Partnership (excluding LLP)
  - Other. Specify: \_\_\_\_\_

Debtor 1 Perry St. Restaurant, Inc.  
Name

Case number (if known) \_\_\_\_\_

- 7. Describe debtor's business**
- A. Check one:**
- Health Care Business (as defined in 11 U.S.C. § 101(27A))
  - Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
  - Railroad (as defined in 11 U.S.C. § 101(44))
  - Stockbroker (as defined in 11 U.S.C. § 101(53A))
  - Commodity Broker (as defined in 11 U.S.C. § 101(6))
  - Clearing Bank (as defined in 11 U.S.C. § 781(3))
  - None of the above
- 
- B. Check all that apply**
- Tax-exempt entity (as described in 26 U.S.C. §501)
  - Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
  - Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))
- 
- C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.**  
 See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

- 8. Under which chapter of the Bankruptcy Code is the debtor filing?**
- Check one:**
- Chapter 7
  - Chapter 9
  - Chapter 11. **Check all that apply.**
    - Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
    - The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
    - A plan is being filed with this petition.
    - Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
    - The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
    - The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.
  - Chapter 12

- 9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**
- No.  
 Yes.
- If more than 2 cases, attach a separate list.
- |                |            |                   |  |
|----------------|------------|-------------------|--|
| District _____ | When _____ | Case number _____ |  |
| District _____ | When _____ | Case number _____ |  |

- 10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?**
- No.  
 Yes.
- List all cases. If more than 1, attach a separate list
- |                |                    |                             |  |
|----------------|--------------------|-----------------------------|--|
| Debtor _____   | Relationship _____ |                             |  |
| District _____ | When _____         | Case number, if known _____ |  |

Debtor 1 Perry St. Restaurant, Inc.  
Name

Case number (if known) \_\_\_\_\_

11. Why is the case filed in this district? *Check all that apply:*
- Debtor has had its domicile, 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.
  - A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?
- No  
 Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.
- Why does the property need immediate attention? (Check all that apply.)**
- It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.  
 What is the hazard? \_\_\_\_\_
  - It needs to be physically secured or protected from the weather.
  - It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
  - Other \_\_\_\_\_
- Where is the property?** \_\_\_\_\_  
Number, Street, City, State & ZIP Code
- Is the property insured?**
- No
  - Yes. Insurance agency \_\_\_\_\_  
 Contact name \_\_\_\_\_  
 Phone \_\_\_\_\_

**Statistical and administrative information**

13. Debtor's estimation of available funds. *Check one:*
- Funds will be available for distribution to unsecured creditors.
  - After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors
- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000   | <input type="checkbox"/> 25,001-50,000     |
| <input type="checkbox"/> 50-99           | <input type="checkbox"/> 5001-10,000   | <input type="checkbox"/> 50,001-100,000    |
| <input type="checkbox"/> 100-199         | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999         |  |  |

15. Estimated Assets
- |  |  |  |
|--|--|--|
| <input type="checkbox"/> \$0 - \$50,000                  | <input type="checkbox"/> \$1,000,001 - \$10 million    | <input type="checkbox"/> \$500,000,001 - \$1 billion     |
| <input checked="" type="checkbox"/> \$50,001 - \$100,000 | <input type="checkbox"/> \$10,000,001 - \$50 million   | <input type="checkbox"/> \$1,000,000,001 - \$10 billion  |
| <input type="checkbox"/> \$100,001 - \$500,000           | <input type="checkbox"/> \$50,000,001 - \$100 million  | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million         | <input type="checkbox"/> \$100,000,001 - \$500 million | <input type="checkbox"/> More than \$50 billion          |

16. Estimated liabilities
- |   |  |  |
|---|--|--|
| <input type="checkbox"/> \$0 - \$50,000                   | <input type="checkbox"/> \$1,000,001 - \$10 million    | <input type="checkbox"/> \$500,000,001 - \$1 billion     |
| <input type="checkbox"/> \$50,001 - \$100,000             | <input type="checkbox"/> \$10,000,001 - \$50 million   | <input type="checkbox"/> \$1,000,000,001 - \$10 billion  |
| <input checked="" type="checkbox"/> \$100,001 - \$500,000 | <input type="checkbox"/> \$50,000,001 - \$100 million  | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million          | <input type="checkbox"/> \$100,000,001 - \$500 million | <input type="checkbox"/> More than \$50 billion          |

Debtor 1 Perry St. Restaurant, Inc.  
Name

Case number (if known) \_\_\_\_\_

**Request for Relief, Declaration, and Signatures**

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature of authorized representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on December 16, 2016  
MM / DD / YYYY

**X** /s/ Beatriz Rodriguez  
Signature of authorized representative of debtor  
Title President

Beatriz Rodriguez  
Printed name

**18. Signature of attorney**

**X** /s/ Lawrence F. Morrison  
Signature of attorney for debtor

Date December 16, 2016  
MM / DD / YYYY

Lawrence Morrison  
Printed name

MORRISON TENENBAUM PLLC  
Firm name

87 Walker Street, Floor 2  
New York, NY 10013  
Number, Street, City, State & ZIP Code

Contact phone 212-620-0938 Email address morrlaw@aol.com, LMORRISON@M-T-LAW.COM

\_\_\_\_\_  
Bar number and State

Fill in this information to identify the case:	
Debtor name	<b>1 Perry St. Restaurant, Inc.</b>
United States Bankruptcy Court for the:	<b>EASTERN DISTRICT OF NEW YORK</b>
Case number (if known):	_____

Check if this is an amended filing

## Official Form 204

### Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
1 Perry Street, LLC c/o Corigin Management LL 505 Fifth Avenue, 22nd Fl New York, NY 10017				\$190,000.00	\$0.00	\$76,504.64
Abarrotes Del Sur LLC 1 Market Street Building 4 Passaic, NJ 07055						\$4,694.00
Ammirati Coffee, Inc. 500 5th Ave Pelham, NY 10803						\$316.00
Best Metropolitan TWL&LIN 60 Madison Ave Hempstead, NY 11551						\$1,177.07
Classic Recycling NY 409 River Road, Suite 1 Clifton, NJ 07014						\$1,796.44
Con Edison Cooper Station PO Box 138 New York, NY 10276						\$3,431.63
DAIEI TRADING Co., Inc. 14-50 128th Street College Point, NY 11356						\$382.10
Despana Brand Foods 60-01 31st Ave Woodside, NY 11377						\$1,311.49

Debtor **1 Perry St. Restaurant, Inc.**

Case number (if known)

Name

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Dos Gardenias Ltd. 332 Bleecker Street Suite D9 New York, NY 10014						\$11,670.17
ECOLAB PO Box 32027 New York, NY 10087						\$581.02
Grapes and Greens Inc. 700 Furrows Rd. Holtsville, NY 11742						\$654.00
Icesurance Inc. 500 Fenimore Road Mamaroneck, NY 10543						\$781.72
Liberty Paper Supplies 633 Court Street Brooklyn, NY 11231						\$1,499.00
Luis Produce 1202 60 Street Brooklyn Brooklyn, NY 11219						\$1,714.00
Open Table, Inc. PO Box 671198 Dallas, TX 75267						\$2,552.17
Peace of Mind Pest Control 142 Bay 44th Street Brooklyn, NY 11214						\$762.00
Peruvian Import Co., Inc. 88 South Street Passaic, NJ 07055						\$419.60
Purelite Candle of New York 302 A W. 12 Street #303 New York, NY 10014						\$407.20
Spyro Kekatos & Associates 22-76 Steinway St Suite #1 Astoria, NY 11105						\$3,250.00
Verizon Attn: Legal/Bankruptcy P.O. Box 15124 Albany, NY 12212						\$329.50

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

In re 1 Perry St. Restaurant, 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 15, 2016 /s/ Beatriz Rodriguez  
Beatriz Rodriguez/President  
Signer/Title

1 Perry Street, LLC  
c/o Corigin Management LL  
505 Fifth Avenue, 22nd Fl  
New York, NY 10017

Abarrotes Del Sur LLC  
1 Market Street  
Building 4  
Passaic, NJ 07055

Ammirati Coffee, Inc.  
500 5th Ave  
Pelham, NY 10803

Best Metropolitan TWL&LIN  
60 Madison Ave  
Hempstead, NY 11551

Central Time Clock, Inc.  
5-23 50th Ave  
Long Island City, NY 11101

Classic Recycling NY  
409 River Road, Suite 1  
Clifton, NJ 07014

Con Edison  
Cooper Station  
PO Box 138  
New York, NY 10276

D'Artagnan Inc.  
PO Box 447  
Union, NJ 07083

DAIEI TRADING Co., Inc.  
14-50 128th Street  
College Point, NY 11356

Despana Brand Foods  
60-01 31st Ave  
Woodside, NY 11377

Dos Gardenias Ltd.  
332 Bleecker Street  
Suite D9  
New York, NY 10014

ECOLAB  
PO Box 32027  
New York, NY 10087

Grapes and Greens Inc.  
700 Furrows Rd.  
Holtsville, NY 11742

Icesurance Inc.  
500 Fenimore Road  
Mamaroneck, NY 10543

Liberty Paper Supplies  
633 Court Street  
Brooklyn, NY 11231

Luis Produce  
1202 60 Street Brooklyn  
Brooklyn, NY 11219

Manhattan Fire & Safety  
242 W. 30th Street  
7th Floor  
New York, NY 10001

Open Table, Inc.  
PO Box 671198  
Dallas, TX 75267

Peace of Mind Pest Control  
142 Bay 44th Street  
Brooklyn, NY 11214

Peruvian Import Co., Inc.  
88 South Street  
Passaic, NJ 07055

Purelite Candle of New York  
302 A W. 12 Street  
#303  
New York, NY 10014

Spicehouse USA  
47 Bloomingdale Rd  
Hicksville, NY 11801-1000

Spyro Kekatos & Associates  
22-76 Steinway St  
Suite #1  
Astoria, NY 11105

Verizon  
Attn: Legal/Bankruptcy  
P.O. Box 15124  
Albany, NY 12212

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

In re:

**1 PERRY ST. RESTAURANT, INC.,**

Debtor.

-----X

Chapter 11

Case No. 16-\_\_\_\_\_ ( )

**CORPORATE RESOLUTION**

At the meeting of the Board of Directors of 1 Perry Restaurant, Inc. ("1 Perry"), it was determined to be in the best interests of 1 Perry to file for bankruptcy under Chapter 11 of the United States Bankruptcy Code.

Dated: New York, New York  
December 16<sup>th</sup>, 2016

By : /s/ Beatriz Rodriguez  
Beatriz Rodriguez  
President

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

In re 1 Perry St. Restaurant, Inc.

Debtor(s)

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>Beatriz Rodrigues</b>	<b>Common Stock</b>	<b>28%</b>	
<b>Ebrahim Sobhan</b>	<b>Common Stock</b>	<b>22%</b>	
<b>Julian Medina</b>	<b>Common Stock</b>	<b>22%</b>	
<b>Luis Skibar</b>	<b>Common Stock</b>	<b>28%</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 16, 2016Signature /s/ Beatriz RodriguezBeatriz Rodriguez

*Penalty for making a false statement of 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

-----X  
IN RE: 1 Perry St. Restaurant, Inc.

Chapter 11

Case No.:

Debtor(s)  
-----X

STATEMENT PURSUANT TO LOCAL RULE 2017

I, **Lawrence Morrison**, an attorney admitted to practice in this Court, state:

1. That I am the attorney for the above-named debtor(s) and am fully familiar with the facts herein.
2. That prior to the filing of the petition herein, my firm rendered the following services to the above-named debtor(s):

<u>Date\Time</u>	<u>Services</u>
December 13, 2016	Initial interview, analysis of financial condition, etc.
December 14, 2016	Preparation and review of Bankruptcy petition

3. That my firm will also represent the debtor(s) at the first meeting of creditors.
4. That all services rendered prior to the filing of the petition herein were rendered by my firm.
5. That my usual rate of compensation of bankruptcy matters of this type is \$ 495.00.

Dated: December 16, 2016

/s/ Lawrence Morrison  
**Lawrence Morrison**  
 Attorney for debtor(s)  
 MORRISON TENENBAUM PLLC  
 87 Walker Street, Floor 2  
 New York, NY 10013

212-620-0938  
 morrlaw@aol.com, LMORRISON@M-T-LAW.COM

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

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

DEBTOR(S): 1 Perry St. Restaurant, 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: \_\_\_\_\_  
CASE STILL PENDING (Y/N): \_\_\_\_\_ [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): \_\_\_\_\_

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: \_\_\_\_\_  
CASE STILL PENDING (Y/N): \_\_\_\_\_ [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): \_\_\_\_\_

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

3. CASE NO.: \_\_\_\_\_ JUDGE: \_\_\_\_\_ DISTRICT/DIVISION: \_\_\_\_\_  
CASE STILL PENDING (Y/N): \_\_\_\_\_ [If closed] Date of closing: \_\_\_\_\_

(OVER)

DISCLOSURE OF RELATED CASES (cont'd)

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

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): \_\_\_\_\_

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 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/ Lawrence Morrison

**Lawrence Morrison**  
Signature of Debtor's Attorney  
**MORRISON TENENBAUM PLLC**  
**87 Walker Street, Floor 2**  
**New York, NY 10013**  
**212-620-0938**

\_\_\_\_\_

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.