Case 15-11242-1-rel Doc 1 Filed 06/11/15 Entered 06/11/15 12:49:12 Desc Main<sub>6/11/15 12:46PM</sub> Form 1)(04/13) Document Page 1 of 35

<b>B1</b> (Official Form	1)(04/13)
<b>DI (Omtai i Orm</b>	1/04/15/

United States Bankruptcy Court Northern District of New York							Voluntary Petition	
Name of Debtor (if individual, enter Last, First, WILLARD MOUNTAIN, INC. d/b/a W	Name	of Joint De	btor (Spouse	e) (Last, First,	Middle):			
All Other Names used by the Debtor in the last (include married, maiden, and trade names):				Joint Debtor i trade names)	in the last 8 years ):			
Last four digits of Soc. Sec. or Individual-Taxpa (if more than one, state all) <b>14-1434694</b>	ayer I.D. (ITIN)/Com	plete EIN	Last fo	our digits of than one, state	f Soc. Sec. or all)	r Individual-T	Faxpayer I.D. (ITIN) No./Complete Ell	N
Street Address of Debtor (No. and Street, City, a 77 The Intervale Road Greenwich, NY	_	ZIP Code	Street	Address of	Joint Debtor	(No. and Str	eet, City, and State): ZIP Code	
County of Residence or of the Principal Place or Washington		12834	Count	y of Reside	nce or of the	Principal Pla	ace of Business:	
Mailing Address of Debtor (if different from stre	eet address):	ZIP Code	Mailin	g Address	of Joint Debt	tor (if differen	nt from street address): ZIP Code	
Location of Principal Assets of Business Debtor (if different from street address above):								
Type of Debtor       Nature of Business         (Form of Organization) (Check one box)       (Check one box)         Individual (includes Joint Debtors)       Health Care Business         See Exhibit D on page 2 of this form.       Single Asset Real Estate as de in 11 U.S.C. § 101 (51B)         Partnership       Railroad         Other (If debtor is not one of the above entities, check this box and state type of entity below.)       Stockbroker			defined	<ul> <li>Chapte</li> <li>Chapte</li> <li>Chapte</li> <li>Chapte</li> <li>Chapte</li> <li>Chapte</li> </ul>	the 1 er 7 er 9 er 11 er 12	Petition is Fi	tcy Code Under Which led (Check one box) hapter 15 Petition for Recognition a Foreign Main Proceeding hapter 15 Petition for Recognition a Foreign Nonmain Proceeding	
Chapter 15 Debtors Country of debtor's center of main interests: Each country in which a foreign proceeding by, regarding, or against debtor is pending:		the United Sta	ation defined in 11 U.S.C. § 101(8) as business debts. ates "incurred by an individual primarily for				Debts are primarily business debts.	
<ul> <li>Filing Fee (Check one box</li> <li>Full Filing Fee attached</li> <li>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.</li> <li>Filing Fee waiver requested (applicable to chapter attach signed application for the court's considerat</li> </ul>	individuals only). Must ion certifying that the Rule 1006(b). See Offic 7 individuals only). Mu	Chapter 11 Debtors         Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).         Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliat are less than \$2,490,925 (amount subject to adjustment on 4/01/16 and every three years there exck all applicable boxes:         A plan is being filed with this petition.         Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).				C. § 101(51D). J.S.C. § 101(51D). luding debts owed to insiders or affiliates) on 4/01/16 and every three years thereafter		
<ul> <li>Statistical/Administrative Information</li> <li>Debtor estimates that funds will be available</li> <li>Debtor estimates that, after any exempt prop there will be no funds available for distribution</li> </ul>	erty is excluded and	administrativ		es paid,		THIS	SPACE IS FOR COURT USE ONLY	
1- 50- 100- 200- 49 99 199 999	1,000-         5,001-           5,000         10,000	10,001-	□ 25,001- 50,000	50,001- 100,000	OVER 100,000			
\$50,000 \$100,000 \$500,000 to \$1	\$1,000,001 \$10,000,001 to \$10 to \$50 million million	\$50,000,001 to \$100	100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion			
\$0 to \$50,001 to \$100,000 to \$500,001 \$50,000 \$100,000 \$500,000 to \$1	\$1,000,001 \$10,000,001 to \$10 to \$50 million million	\$50,000,001 to \$100	100,000,001 to \$500 million		More than \$1 billion			

Case 15-11242-1-rel Doc 1 Filed 06/11/15 Entered 06/11/15 12:49:12 Desc Main 6/11/15 12:46PM

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cument	Pag	P 2	of 35

B1 (Official For	m 1)(04/13) Document	Page 2 of 35	Page 2
	y Petition	Name of Debtor(s): WILLARD MOUNT	AIN, INC. d/b/a WILLARD MOUNTAIN
(This page mu	ust be completed and filed in every case)		<i>.</i>
	All Prior Bankruptcy Cases Filed Within Last	t 8 Years (If more than tw	o, attach additional sheet)
Location Where Filed:	- None -	Case Number:	Date Filed:
Location Where Filed:		Case Number:	Date Filed:
Pe	nding Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (	If more than one, attach additional sheet)
Name of Debt - None -	tor:	Case Number:	Date Filed:
District:		Relationship:	Judge:
forms 10K a pursuant to s and is reque	<b>Exhibit A</b> bleted if debtor is required to file periodic reports (e.g., and 10Q) with the Securities and Exchange Commission Section 13 or 15(d) of the Securities Exchange Act of 1934 sting relief under chapter 11.) A is attached and made a part of this petition.	I, the attorney for the peti have informed the petition 12, or 13 of title 11, United	
	<b>Exh</b> or own or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition.	<b>ibit C</b> pose a threat of imminent an	d identifiable harm to public health or safety?
Exhibit If this is a joint	leted by every individual debtor. If a joint petition is filed, ea D completed and signed by the debtor is attached and made	a part of this petition.	
	Information Regardin	-	
•	(Check any ap Debtor has been domiciled or has had a residence, princip days immediately preceding the date of this petition or for	al place of business, or pri	
	There is a bankruptcy case concerning debtor's affiliate, ge	0	
	Debtor is a debtor in a foreign proceeding and has its print this District, or has no principal place of business or assets proceeding [in a federal or state court] in this District, or th sought in this District.	s in the United States but is	s a defendant in an action or
	Certification by a Debtor Who Reside (Check all app		tial Property
	Landlord has a judgment against the debtor for possession		box checked, complete the following.)
	(Name of landlord that obtained judgment)		
	Debtor claims that under applicable nonbankruptcy law, th	nere are circumstances und	ler which the debtor would be permitted to cure
	the entire monetary default that gave rise to the judgment f Debtor has included with this petition the deposit with the after the filing of the petition.	for possession, after the ju	dgment for possession was entered, and

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

Case 15-11242-1-rel	Doc 1	Filed 06/11/15	Entered 06/11/15 12:49:12	Desc Main 6/11/15 12:46PM

B1 (Official Form 1)(04/13)	Page 3 of 35 Page 3
Voluntary Petition	Name of Debtor(s):
5	WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN
(This page must be completed and filed in every case)	atures
Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative
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	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
XSignature of Joint Debtor	Printed Name of Foreign Representative
Signature of John Deotor	Date
Telephone Number (If not represented by attorney)	Signature of Non-Attorney Bankruptcy Petition Preparer
	I declare under penalty of perjury that: (1) I am a bankruptcy petition
Date	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
Signature of Attorney*         X /s/ Richard L. Weisz, Esq.         Signature of Attorney for Debtor(s)         Richard L. Weisz, Esq. 102807         Printed Name of Attorney for Debtor(s)         Hodgson Russ LLP         Firm Name         677 Broadway, Suite 301         Albany, NY 12207         Address         518-465-2333 Fax: 518-465-1567	<ul> <li>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.</li> <li>Printed Name and title, if any, of Bankruptcy Petition Preparer</li> <li>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.)</li> </ul>
Telephone Number	
June 11, 2015	Address
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.	X
Signature of Debtor (Corporation/Partnership)	Signature of bankruptcy petition preparer or officer, principal, responsible
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.	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:
X /s/ Charles Wilson	
Signature of Authorized Individual         Charles Wilson         Printed Name of Authorized Individual	If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.
President Title of Authorized Individual June 11, 2015	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.
Date	

# CORPORATE RESOLUTION OF THE BOARD OF DIRECTORS OF

# WILLARD MOUNTAIN, INC.

Upon considering the financial condition of Willard Mountain, Inc., a corporation organized and existing under the laws of the State of New York, and upon the majority consent of all of its directors, it is

**RESOLVED**, that the corporation must file a Chapter 11 bankruptcy Petition and the President was given authority to take action as necessary, and Charles Wilson, as its President, shall execute the necessary Petition and Schedules, and that Hodgson Russ LLP be retained to represent the corporation in the bankruptcy proceeding.

DATED: June 11, 2015

### WILLARD MOUNTAIN, INC.

By: Charles Willow

Charles Wilson President

# SPECIAL MEETING OF THE BOARD OF DIRECTORS OF

# WILLARD MOUNTAIN, INC.

A Special meeting of the Board of Directors of Willard Mountain, Inc. was held on June 11, 2015 at 10:00 a.m. at the office of Hodgson Russ LLP, 677 Broadway, Albany, New York, 12207.

The financial condition of the Company was discussed, and questions were answered as to why a bankruptcy Chapter 11 must be filed by the Company to avoid enforcement, collection and seizure actions by creditors.

A motion was made that the corporation file a Chapter 11 bankruptcy Petition and to retain Hodgson Russ LLP as attorneys for the Company.

The motion was passed by the Board of Directors as follows:

		Aye	Nay
Charles Wilson	President	Х	
Kristin Wilson		Х	

### WILLARD MOUNTAIN, INC.

By:

Charles Wilson President

DATED: June 11, 2015

# WAIVER OF NOTICE OF MEETING OF STOCKHOLDERS AND BOARD OF DIRECTORS OF

# WILLARD MOUNTAIN, INC.

I, the undersigned, being the President of Willard Mountain, Inc., a Corporation organized and existing under the laws of the State of New York, hereby agree and consent that the meeting of the Board be held on the date and at the time and place stated below for the purpose of authorizing the Corporation to file a Chapter 11 bankruptcy Petition, and all such other business as may lawfully come before said meeting and hereby waive all notice of the meeting and of any adjournment thereof.

Place of Meeting:

Hodgson Russ LLP 677 Broadway, Suite 301 Albany, New York 12207

Date of Meeting:

Time of Meeting:

10:00 AM.

June 11, 2015

# WILLARD MOUNTAIN, INC.

By:

Charles Wilson President

stin Welson

Kristin Wilson

DATED: June 11, 2015

### Case 15-11242-1-rel Doc 1 Filed 06/11/15 Entered 06/11/15 12:49:12 Desc Main Document Page 7 of 35

#### B 1A (Official Form 1, Exhibit A) (9/97)

[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 of the Bankruptcy Code, this Exhibit "A" shall be completed and attached to the petition.]

### United States Bankruptcy Court Northern District of New York

In re WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN Case No. Debtor(s) Chapter 11

### **EXHIBIT "A" TO VOLUNTARY PETITION**

- 1. If any of the debtor's securities are registered under Section 12 of the Securities Exchange Act of 1934, the SEC file number is N/A.

a. Total as	ssets					\$	1,555,668.00
b. Total d	ebts (i	ncluding debts	s listed	in 2.c., below)		\$	437,428.34
c. Debt se	curitie	es held by mor	e than	500 holders:			Approximate number of holders:
secured		unsecured		subordinated	\$	0.0	00
secured		unsecured		subordinated	\$	0.0	00
secured		unsecured		subordinated	\$	0.0	00
secured		unsecured		subordinated	\$	0.0	00
secured		unsecured		subordinated	\$	0.0	00
d. Numbe	r of sh	ares of prefer	red sto	ck			00
e. Number Comme		ares common	stock			8,70	0 60

Lease Dispute

#### 3. Brief description of Debtor's business: Ski Area

4. List the name of any person who directly or indirectly owns, controls, or holds, with power to vote, 5% or more of the voting securities of debtor:
Charles Wilson and Kristin Wilson
77 The Intervale Road
Greenwich, NY 12834

Case 15-11242-1-rel	Doc 1	Filed 06/11/15	Entered 06/11/15 12:49:12	Desc Main
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Page 8 of 35 Document

B4 (Official Form 4) (12/07)

# **United States Bankruptcy Court** Northern District of New York

In re	WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNT/	AIN	Case No.	
		Debtor(s)	Chapter	11

Debtor(s)

Case NO.	
Chapter	

# 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 mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Direct Energy P.O. Box 70220 Philadelphia, PA 19176	Direct Energy P.O. Box 70220 Philadelphia, PA 19176	Unpaid Utilities		2,140.00
Lynda Keyes c/o James R. Peluso, Esq. Dreyer Boyajian LLP 75 Columbia Street Albany, NY 12110	Lynda Keyes c/o James R. Peluso, Esq. Dreyer Boyajian LLP Albany, NY 12110	Breach of Lease (Estimated Claim) (One-Half of Past Due Lease Claim)	Unliquidated Disputed	150,000.00
Michael J. Catalfimo, Esq. Carter Conboy Law Firm 20 Corporate Woods Boulevard, 5th Floor Albany, NY 12211	Michael J. Catalfimo, Esq. Carter Conboy Law Firm 20 Corporate Woods Boulevard, 5th Floor Albany, NY 12211 518-465-3484	Legal Services		1,692.50
National Grid P.O. Box 1303 Buffalo, NY 14240	National Grid P.O. Box 1303 Buffalo, NY 14240	Unpaid Utility Services		1,640.89
New York State Insurance Fund P.O. Box 5238 New York, NY 10008-5238	New York State Insurance Fund P.O. Box 5238 New York, NY 10008-5238 888-875-5790			3,282.48
Nolan Certified Public Accounting 184 Eddie Road, Suite B Saratoga Springs, NY 12866	Nolan Certified Public Accounting 184 Eddie Road, Suite B Saratoga Springs, NY 12866 518-587-1136	Accounting Services		3,850.00
Philip Kosowsky, Jr. c/o James R. Peluso, Esq. Dreyer Boyajian LLP 75 Columbia Street Albany, NY 12110	Philip Kosowsky, Jr. c/o James R. Peluso, Esq. Dreyer Boyajian LLP Albany, NY 12110	Breach of Lease (Estimated Claim) (One-Half of Past Due Lease Claim)	Unliquidated Disputed	150,000.00

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#### Filed 06/11/15 Entered 06/11/15 12:49:12 Desc Main Doc 1 Page 9 of 35 Document

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

WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN In re

Debtor(s)

# LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]

# **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 June 11, 2015

/s/ Charles Wilson Signature **Charles Wilson** 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.

6/11/15 12:46PM

Case No.

Case 15-11242-1-rel

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF NEW YORK

In re WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN

Debtor

Case No.

11

Chapter Social Security No(s). and all Employer's Tax Identification No(s). *[if any]* 14-1434694

### **CERTIFICATION OF MAILING MATRIX**

( 20 LARGEST UNSECURED CREDITORS )

I,(we), Richard L. Weisz, Esq. , the attorney for the debtor/petitioner (or, if appropriate, the debtor(s) or

petitioner(s)) hereby certify under the penalties of perjury that the above/attached mailing matrix has been compared to and contains the names, addresses and zip codes of all persons and entities, as they appear on the schedules of liabilities/list of creditors/list of equity security holders, or any amendment thereto filed herewith.

Dated: June 11, 2015

Richard L. Weisz, Esq. Attorney for Debtor/Petitioner (Debtor(s)/Petitioner(s))

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### Case 15-11242-1-rel Doc 1 Filed 06/11/15 Entered 06/11/15 12:49:12 Desc Main Document Page 11 of 35

Direct Energy P.O. Box 70220 Philadelphia, PA 19176

Lynda Keyes c/o James R. Peluso, Esq. Dreyer Boyajian LLP 75 Columbia Street Albany, NY 12110

Michael J. Catalfimo, Esq. Carter Conboy Law Firm 20 Corporate Woods Boulevard, 5th Floor Albany, NY 12211

National Grid P.O. Box 1303 Buffalo, NY 14240

New York State Insurance Fund P.O. Box 5238 New York, NY 10008-5238

Nolan Certified Public Accounting 184 Eddie Road, Suite B Saratoga Springs, NY 12866

Philip Kosowsky, Jr. c/o James R. Peluso, Esq. Dreyer Boyajian LLP 75 Columbia Street Albany, NY 12110 Case 15-11242-1-rel Doc 1

B6 Summary (Official Form 6 - Summary) (12/14)

Filed 06/11/15 Entered 06/11/15 12:49:12 Desc Main Document Page 12 of 35

# **United States Bankruptcy Court** Northern District of New York

WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN In re

Debtor(s)

Case No. 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 also must 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 (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$518,868.00		
B - Personal Property	Yes	4	\$1,036,800.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		\$124,822.47	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		\$3,282.48	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	2		\$309,323.39	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	No	0			\$0.00
J - Current Expenditures of Individual Debtor(s)	No	0			\$0.00
TOTAL		13	\$1,555,668.00	\$437,428.34	

B6 Summary (Official Form 6 - Summary) (12/14)

United States Bankruptcy Court Northern District of New York

In re \_\_\_\_\_ WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN

# Debtor(s)

Page 13 of 35

### Case No. Chapter 11

### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

### This information is for statistical purposes only under 28 U.S.C. § 159.

#### Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	\$0
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$3,282.48
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$0
Student Loan Obligations (from Schedule F)	\$0
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$0
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$3,282.48
TOTAL	\$

### State the following:

Average Income (from Schedule I, Line 12)	N/A
Average Expenses (from Schedule J, Line 22)	N/A
Current Monthly Income (from Form 22A-1 Line 11; <b>OR</b> , Form 22B Line 14; <b>OR</b> , Form 22C-1 Line 14 )	N/A

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$0
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$3,282.48	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$0
4. Total from Schedule F		\$309,323.39
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$312,605.87

Filed 06/11/15 Entered 06/11/15 12:49:12 Desc Main

Case 15-11242-1-rel	Doc 1	Filed 06/1
		Document

B6A (Official Form 6A) (12/07)

In re

.

#### WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN

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.

Land with Ski Equipment, located at 77 The Intervale Road, Greenwich, New York ] (Current Value includes Buildings)	Fee	-	518,868.00	64,283.00
Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim

(Fair Market Value Tax Assessment)

Sub-Total > 518,868.00 (Total of this page)

518,868.00

Total >

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

In re

.

#### WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN

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 N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
1.	Cash on hand	x			
2.	Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		king Account (Glens Falls National Bank) gs Account (Glens Falls National Bank)	-	120,000.00 30,000.00
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 objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	x			
6.	Wearing apparel.	X			
7.	Furs and jewelry.	Х			
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 refund value of each.	X			
10.	Annuities. Itemize and name each issuer.	x			

150,000.00

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

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

WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN In re

Case No.

### Debtor

# **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any 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.	х			
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.	X			
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			

Sheet <u>1</u> of <u>2</u> continuation sheets attached to the Schedule of Personal Property

Sub-Total > (Total of this page)

0.00

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

WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN In re

Case No.

# Debtor

# **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any 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.	X			
26.	Boats, motors, and accessories.	Х			
27.	Aircraft and accessories.	Х			
28.	Office equipment, furnishings, and supplies.	X			
29.	Machinery, fixtures, equipment, and supplies used in business.	S	ee Annexed Schedule (Valued at Cost Basis)	-	886,800.00
30.	Inventory.	Х			
31.	Animals.	Х			
32.	Crops - growing or harvested. Give particulars.	X			
33.	Farming equipment and implements.	X			
34.	Farm supplies, chemicals, and feed.	Х			
35.	Other personal property of any kind not already listed. Itemize.	X			

Sub-Total > (Total of this page) Total > 886,800.00

1,036,800.00

(Report also on Summary of Schedules)

# Case 15-11242-1-rel Doc 1 Filed 06/11/15 Entered 06/11/15 12:49:12 Desc Main Document Page 18 of 35

# In re: WILLARD MOUNTAIN, INC. DEBTOR

# (Schedule "B", No. 29)

# EQUIPMENT]

Tubing Park:	\$	40,000.00
Snow Guns, Pipes, Equipment:		200,000.00
Chair Lift:		300,000.00
Air Compressors:		12,000.00
Tractor with Loader:		4,800.00
Miscellaneous Equipment:		100,000.00
Snow Mobiles (2):		10,000.00
Snowmobile (4 x 4):		6,000.00
2 Groomers (Pistenbully and Prinopf):		125,000.00
Crawler Trailer:		34,000.00
IH Farmall 95 with Loader:	8 <del>.</del>	55,000.00
TOTAL:	\$	5 886,800.00

Case 15-11242-1-rel	Doc 1	Filed 06/11/1	5 Entered 06/11/15 12:49:12	Desc Main 6/11/15 12:46PM
		Document	Page 19 of 35	

Best Case Bankruptcy

B6C (Official Form 6C) (4/13)

In re	WILLARD MOUNTAIN, INC. d/b/a WILLARD I	MOUNTAIN	Case No	
_		Debtor		
	SCHEDULE C - PR	OPERTY CLAIMED	AS EXEMPT	
(Check one 11 U.S.	ms the exemptions to which debtor is entitled under: e box) .C. §522(b)(2) .C. §522(b)(3)	\$155,675. (A		<b>Exemption that exceeds</b> (///16, and every three years thereafter on or after the date of adjustment.)
	Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption

NONE.

Case 15-11242-1-rel Doc 1 Filed 06/11/15 Entered 06/11/15 12:49:12 Desc Main<sub>6/11/15 12:46PM</sub> Page 20 of 35 Document

B6D (Official Form 6D) (12/07)

In re

WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN

Case No.

# **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

Debtor

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, gamishments, 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 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.) 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 holding secured claims to report on this Schedule D. П

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) Account No. <b>73077</b>	CODEBTOR	W NATURE J DESCRIPTI c OF I	A WAS INCURRED, OF LIEN, AND ON AND VALUE PROPERTY SCT TO LIEN	G I E C N A T T		AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Balboa Capital 2010 Main Street, 11th Floor Irvine, CA 92614		Equipment	Ĵ		5		
		Value \$	65,000.00			53,000.00	0.00
Account No. 6031250		Mortgage					
Glens Falls National Bank 251 Glen Street Glens Falls, NY 12801		-					
		Value \$	518,868.00			64,283.71	0.00
Account No. 6031255 Glens Falls National Bank 250 Glen Street Glens Falls, NY 12801		Pistenbully					
				-1			
Account No. 1252128-3261958		Value \$ Copier Financing	60,000.00 Lease			7,538.76	0.00
Ricoh USA, Inc. 70 Valley Stream Parkway Malvern, PA 19355		-					
		Value \$	0.00	7		0.00	0.00
<b>0</b> continuation sheets attached			(Total of	Subtot this pa		124,822.47	0.00
				Tot	tal	124.822.47	0.00

B6E (Official Form 6E) (4/13)

In re

#### WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN

Case No.

Debtor

# SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

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).

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 claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts <u>not</u> entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors 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 priority claims to report on this Schedule E.

TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)

#### □ Domestic support obligations

Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).

#### **Extensions of credit in an involuntary case**

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).

#### □ Wages, salaries, and commissions

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$12,475\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

#### **Contributions to employee benefit plans**

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, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).

#### □ Certain farmers and fishermen

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).

\* 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.

In re

### WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN

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 H J C	sband, Wife, Joint, or Community DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDAT	D I S P U T E D	AMOUNT OF CLAIM	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY AMOUNT ENTITLED TO PRIORITY
Account No.				Т	T E D			
New York State Insurance Fund P.O. Box 5238 New York, NY 10008-5238		-						0.00
							3,282.48	3,282.48
Account No.								
Account No.								
Account No.								
Account No.								
Sheet <u>1</u> of <u>1</u> continuation sheets attac	hea	l to	S	Subt	ota	1		0.00
Schedule of Creditors Holding Unsecured Prior						1	3,282.48	3,282.48
			(Report on Summary of Sc		ota ule		3,282.48	0.00 3,282.48

Document Page 23 of 35

B6F (Official Form 6F) (12/07)

In re

WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN

Case No.

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

Debtor

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, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) Account No.	CODEBTOR	Hu J C		CONT INGENT	L I Q U	DISPUTED	AMOUNT OF CLAIM
Direct Energy P.O. Box 70220 Philadelphia, PA 19176		-			D		2,140.00
Account No. Lynda Keyes c/o James R. Peluso, Esq. Dreyer Boyajian LLP 75 Columbia Street Albany, NY 12110		-	Breach of Lease (Estimated Claim) (One-Half of Past Due Lease Claim)		x	x	150,000.00
Account No. Michael J. Catalfimo, Esq. Carter Conboy Law Firm 20 Corporate Woods Boulevard, 5th Floor Albany, NY 12211		-	Legal Services				1,692.50
Account No. 56326-24102 National Grid P.O. Box 1303 Buffalo, NY 14240		-	Unpaid Utility Services				1,640.89
continuation sheets attached		1	(Total of	Sub this			155,473.39

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

In re

WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN

Case No.

Debtor

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

Husband, Wife, Joint, or Community СОДШВНОК UNLLQULDATED DISPUTED CONTINGENT CREDITOR'S NAME, MAILING ADDRESS н 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.) **Accounting Services** Account No. **Nolan Certified Public Accounting** 184 Eddie Road, Suite B Saratoga Springs, NY 12866 3,850.00 Breach of Lease (Estimated Claim) Account No. (One-Half of Past Due Lease Claim) Philip Kosowsky, Jr. XX c/o James R. Peluso, Esq. **Dreyer Boyajian LLP** 75 Columbia Street Albany, NY 12110 150,000.00 Account No. Account No. Account No. Sheet no. \_1\_\_\_ of \_1\_\_\_ sheets attached to Schedule of Subtotal 153,850.00 Creditors Holding Unsecured Nonpriority Claims (Total of this page) Total

(Report on Summary of Schedules)

309,323.39

B6G (Official Form 6G) (12/07)

In re

0

#### WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN

Case No.

### Debtor

# SCHEDULE G - EXECUTORY CONTRACTS 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.

Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract State contract number of any government contract. Lease for approximately 50 acres on west side of Lynda Keyes c/o James R. Peluso, Esq. East Mountain Road, Town of Easton, County of Washington, State of New York -- Lease Term: Dreyer Boyajian LLP April 1, 1958 through April 1, 2057 75 Columbia Street Albany, NY 12110 (Non-Residential) Philip Kosowsky, Jr. Lease for approximately 50 acres on west side of East Mountain Road, Town of Easton, County of Washington, State of New York -- Lease Term: c/o James R. Peluso, Esq. Dreyer Boyajian LLP 75 Columbia Street April 1, 1958 through April 1, 2057 Albany, NY 12110 (Non-Residential) Ricoh USA, Inc. Copier Lease (September 18, 2014) --70 Valley Stream Parkway \$69.49/Month for 48 Months Malvern, PA 19355

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

In re

.

#### WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN

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	NAME AND ADDRESS OF CREDITOR	
Charles Wilson 77 The Intervale Road Greenwich, NY 12834	Philip Kosowsky, Jr. c/o James P. Peluso, Esq. Dreyer Boyajian LLP 75 Columbia Street Albany, NY 12110	
Charles Wilson 77 The Intervale Road Greenwich, NY 12834	Lynda Keyes c/o James R. Peluso, Esq. Dreyer Boyajian LLP 75 Columbia Street Albany, NY 12110	
Charles Wilson 77 The Intervale Road Greenwich, NY 12834	Glens Falls National Bank 251 Glen Street Glens Falls, NY 12801	
Willard Development, Inc. d/b/a Willard Mountain 77 The Intervale Road Greenwich, NY 12834	Philip Kosowsky, Jr. c/o James R. Peluso, Esq. Dreyer Boyajian LLP 75 Columbia Street Albany, NY 12110	
Willard Development, Inc. d/b/a Willard Mountain 77 The Intervale Road Greenwich, NY 12834	Lynda Keyes c/o James R. Peluso, Esq. Dreyer Boyanjian LLP 75 Columbia Street Albany, NY 12110	

Debtor(s)

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

Document Page 27 of 35 6/11/15 12:46PM

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

WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN In re

Case No. Chapter

11

# **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the President of the corporation named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of 15 sheets, and that they are true and correct to the best of my knowledge, information, and belief.

Date June 11, 2015

Signature /s/ Charles Wilson Charles Wilson 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.

Case 15-11242-1-rel	Doc 1	Filed 06/11/	/15	Entered 06/11/15 12:49:12	Desc Main	
		Document	Pa	ge 28 of 35	6/11/15 12:46	iΡM

# United States Bankruptcy Court Northern District of New York

In 1	re WILLIARD MOUNTAIN, INC. d/b/a WILLARD M	IOUNTAIN Debtor(s)	Case No Chapter		
		Debtor(s)	Chapter		
	DISCLOSURE OF COMPEN	SATION OF ATT	ORNEY FOR I	DEBTOR(S)	
1.	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 201 compensation paid to me within one year before the filing be rendered on behalf of the debtor(s) in contemplation o	g of the petition in bankrup	otcy, or agreed to be pa	id to me, for service	
	For legal services, I have agreed to accept		\$	*	
	Prior to the filing of this statement I have received	(See Below)	\$	25,000.00	
	Balance Due			**	
	* As Allowed by Court	The \$25,000.00 Retained		vith Willard Develo	pment, Inc.
		\$17,000.00 is for this c	ase.		
	** To be Determined by Court				
2.	The source of the compensation paid to me was: Debtor Other (specify):				
3.	The source of compensation to be paid to me is: Debtor Other (specify):				
4.	$\checkmark$ I have not agreed to share the above-disclosed compe	ensation with any other per	rson unless they are me	mbers and associate	es of my law firm.
	I have agreed to share the above-disclosed compensat copy of the agreement, together with a list of the name				ny law firm. A
5.	In return for the above-disclosed fee, I have agreed to ren	der legal service for all as	pects of the bankruptc	y case, including:	
	<ul> <li>a. Analysis of the debtor's financial situation, and render</li> <li>b. Preparation and filing of any petition, schedules, state</li> <li>c. Representation of the debtor at the meeting of creditor</li> <li>d. [Other provisions as needed]</li> <li>Negotiations with secured creditors to reduce agreements and applications as needed; prof liens on household goods.</li> </ul>	ment of affairs and plan w rs and confirmation hearin ce to market value; exer	hich may be required; g, and any adjourned h nption planning; prep	earings thereof;	of reaffirmation
6.	By agreement with the debtor(s), the above-disclosed fee Representation of the debtors in any discha other adversary proceeding.			elief from stay act	ions or any
		CERTIFICATION			
this	I certify that the foregoing is a complete statement of any bankruptcy proceeding.	agreement or arrangemen	t for payment to me for	representation of the	he debtor(s) in
Date	ed: June 11, 2015	/s/ Richard L. V	Veisz		
~		Richard L. We Hodgson Russ 677 Broadway	isz, Esq. s LLP		

Albany, NY 12207 518-465-2333 Fax: 518-465-1567

#### Case 15-11242-1-rel Doc 1 Filed 06/11/15 Entered 06/11/15 12:49:12 Desc Main Document Page 29 of 35

**United States Bankruptcy Court** 

Northern District of New York

WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN In re Debtor(s)

### 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 Security Class Number of Securities Kind of Interest business of holder

Charles Wilson and Kristin Wilson 77 The Intervale Road Greenwich, NY 12834

### (SEE ANNEXED LIST FOR OTHER SHAREHOLDERS)

### 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.

June 11, 2015 Date

Signature /s/ Charles Wilson Charles Wilson

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.

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Case 15-11242-1-rel Doc 1 Filed 06/11/15 Entered 06/11/15 12:49:12 Desc Main Document Page 31 of 35

4/15/2015

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF NEW YORK

In re WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN

Debtor

Case No.

11

Chapter Social Security No(s). and all Employer's Tax Identification No(s). *[if any]* 14-1434694

# **CERTIFICATION OF MAILING MATRIX**

I,(we), <u>Richard L. Weisz, Esq.</u>, the attorney for the debtor/petitioner (or, if appropriate, the debtor(s) or petitioner(s)) hereby certify under the penalties of perjury that the above/attached mailing matrix has been compared to and contains the names, addresses and zip codes of all persons and entities, as they appear on the schedules of liabilities/list of creditors/list of equity security holders, or any amendment thereto filed herewith.

Dated: June 11, 2015

/s/ Richard L. Weisz, Esq. Richard L. Weisz, Esq. Attorney for Debtor/Petitioner (Debtor(s)/Petitioner(s))

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### Case 15-11242-1-rel Doc 1 Filed 06/11/15 Entered 06/11/15 12:49:12 Desc Main Document Page 33 of 35

Balboa Capital 2010 Main Street, 11th Floor Irvine, CA 92614

Charles Wilson 77 The Intervale Road Greenwich, NY 12834

Direct Energy P.O. Box 70220 Philadelphia, PA 19176

Glens Falls National Bank 251 Glen Street Glens Falls, NY 12801

Glens Falls National Bank 250 Glen Street Glens Falls, NY 12801

Internal Revenue Service Bankruptcy Insolvency Unit, 5th Floor Leo O'Brien Building, 1 Clinton Avenue Albany, NY 12207

Internal Revenue Service Department of the Treasury Andover, MA 05501-0012

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

Kevin Purcell, Esq. United States Trustee's Office 74 Chapel Street Albany, NY 12207

Lynda Keyes c/o James R. Peluso, Esq. Dreyer Boyajian LLP 75 Columbia Street Albany, NY 12110

### Case 15-11242-1-rel Doc 1 Filed 06/11/15 Entered 06/11/15 12:49:12 Desc Main Document Page 34 of 35

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National Grid P.O. Box 1303 Buffalo, NY 14240

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Nolan Certified Public Accounting 184 Eddie Road, Suite B Saratoga Springs, NY 12866

NYS Department Taxation & Finance Attn: Bankruptcy Insolvency Unit P.O. Box 5300 Albany, NY 12205-0300

Philip Kosowsky, Jr. c/o James R. Peluso, Esq. Dreyer Boyajian LLP 75 Columbia Street Albany, NY 12110

Ricoh USA, Inc. 70 Valley Stream Parkway Malvern, PA 19355

United States Attorney Northern District of New York P.O. Box 7198 Syracuse, NY 13261-7198

Willard Development, Inc. d/b/a Willard Mountain 77 The Intervale Road Greenwich, NY 12834

# United States Bankruptcy Court Northern District of New York

In re WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN

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 <u>WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN</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*]

June 11, 2015

Date

/s/ Richard L. Weisz, Esq. Richard L. Weisz, Esq. Signature of Attorney or Litigant Counsel for WILLARD MOUNTAIN, INC. d/b/a WILLARD MOUNTAIN Hodgson Russ LLP 677 Broadway, Suite 301 Albany, NY 12207 518-465-2333 Fax:518-465-1567