| United States Bankruptcy Court SOUTHERN DISTRICT OF NEW YORK | | | | | | Voluntary | Petition | |
|--|---|--|---|--|---|---|------------------|--|
| Name of Debtor (if individual, enter Last, First, M WFB RESTAURANTS, LLC, a Corporation | ddle): | | Name of Joi | nt Debtor (Spot | use)(Last, First, Middle |): | | |
| All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): NONE | | | | 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 Indvidual-Taxpayer I (if more than one, state all): 20-0032905 | .D. (ITIN) No./Complete E | ZIN | Last four digi | | lvidual-Taxpayer I.I | D. (ITIN) No./Complet | te EIN | |
| Street Address of Debtor (No. & Street, City | , and State): | | Street Addre | ess of Joint Debto | r (No. & Street | , City, and State): | | |
| 4362 PALISADES CENTER DRIVE WEST NYACK, NY | F- | | | | | | | |
| | | IPCODE 1 0994 | ZIPCODE | | | | | |
| County of Residence or of the Principal Place of Business: ROCKLA | ND | | | esidence or of the ace of Business: | e | | | |
| Mailing Address of Debtor (if different from s | treet address): | | Mailing Add | dress of Joint Deb | otor (if different | from street address): | | |
| SAME | Z | ZIPCODE . | <u> </u> | | | | ZIPCODE | |
| Location of Principal Assets of Business Deb (if different from street address above): SAME | tor | | | | | | ZIPCODE | |
| Type of Debtor (Form of organization) | Nature of B | | | _ | | de Under Which | <u> </u> | |
| (Check one box.) | (Check one box.) Health Care Business | | | the Petition | | theck one box) | | |
| Individual (includes Joint Debtors) | Single Asset Real Est | | ☐ Chap | | | apter 15 Petition for a Foreign Main Pro | - | |
| See Exhibit D on page 2 of this form. | in 11 U.S.C. § 101 (5 | | | ter 11 | _ | apter 15 Petition for | • | |
| Corporation (includes LLC and LLP) Partnership | Railroad | | | oter 12 oter 13 | | a Foreign Nonmain | | |
| Other (if debtor is not one of the above | Stockbroker | | <u> </u> | Nature of | f Debts (Chec | k one box) | | |
| entities, check this box and state type of | Commodity Broker Clearing Bank | | ☐ Debts are primarily consumer debts, defined ☐ Debts are primarily | | | | | |
| entity below | Other | | | J.S.C. § 101(8) as | s "incurred by an a personal, family | | ess debts. | |
| | | | | sehold purpose" | a personar, rannry | , | | |
| | Tax-Exemp (Check box, if an | | | Chaj | pter 11 Debtors: | | | |
| | Debtor is a tax-exemp | pt organization | Check one b | oox: | | | | |
| under Title 26 of the United States | | | Debtor is a small business as defined in 11 U.S.C. § 101(51D). | | | | | |
| | Code (the Internal Re | evenue Code). | Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). | | | | | |
| Filing Fee (Check | one box) | | Check if: | | | | | |
| ☐ Full Filing Fee attached | | | <u>~~</u> | Debtor's aggregate noncontingent liquidated debts (excluding debts owed | | | | |
| Filing Fee to be paid in installments (applicable signed application for the court's consideration c | • . | | to insiders | to insiders or affiliates) are less than \$2,190,000. | | | | |
| to pay fee except in installments. Rule 1006(b). | , , | naoic | Check all applicable boxes: | | | | | |
| Filing Fee waiver requested (applicable to chapte | er 7 individuals only). Must | attach | A plan is | A plan is being filed with this petition | | | | |
| signed application for the court's consideration. S | - | | Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). | | | | | |
| | | | classes of | creditors, in acco | ordance with 11 C | THIS SPACE IS FOR | COLIDT LISE ONLY | |
| Statistical/Administrative Information Debtor estimates that funds will be available for | r distribution to unsecured o | ereditors | | | | THIS SPACE IS FOR | COOKT USE ONLT | |
| Debtor estimates that, after any exempt propert | | | d, there will be no | funds available for | | | | |
| distribution to unsecured creditors. | | 1 | | | | | | |
| Estimated Number of Creditors | | | | П | | | | |
| 1-49 50-99 100-199 200-99 | | 001- 10,00 ,000 25,00 | | 50,001- 100,000 | Over 100,000 | | | |
| Estimated Assets | | · - | | — | | | | |
| \$0 to \$50,001 to \$100,001 to \$500,000 to \$1 | | | 00,001 \$100,000 to \$500 | 0,001 \$500,000,001 to \$1 billion | More than \$1 billion | | | |
| \$50,000 \$100,000 \$500,000 to \$1 millio | | \$50 to \$10 llion million | | to \$1 billion | \$1 OHHOU | | | |
| Estimated Liabilities | | | | | | | | |
| \$0 to \$50,001 to \$100,001 to \$500,000 \$500,000 to \$1 millio | to \$10 to \$ | 0,000,001 \$50,0 \$50 to \$10 Ilion millio | | 0,001 \$500,000,001 to \$1 billion | More than \$1 billion | | | |

Official Form 1 (1/08) FORM B1. Page Name of Debtor(s): Voluntary Petition WFB RESTAURANTS, LLC, (This page must be completed and filed in every case) Corporation All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Location Where Filed: Case Number: Date Filed: NONE Location Where Filed: Case Number: Date Filed: (If more than one, attach additional sheet) Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor Name of Debtor: Date Filed: District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is required to file periodic reports (To be completed if debtor is an individual (e.g., forms 10K and 10Q) with the Securities and Exchange whose debts are primarily consumer debts) Commission pursuant to Section 13 or 15(d) of the Securities I, the attorney for the petitioner named in the foregoing petition, declare that I Exchange Act of 1934 and is requesting relief under Chapter 11) 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 have delivered to the debtor the notice required by 11 U.S.C. §342(b). \mathbf{X} Exhibit A is attached and made a part of this petition 1/ 7/2008 Signature of Attorney for Debtor(s) Date Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and exhibit C is attached and made a part of this petition. $\overline{\mathsf{X}}$ No Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made part of this petition. If this is a joint petition: Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and

Debtor has included with this petition the deposit with the court of any rent that would become due during the 30-day

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

period after the filing of the petition.

FORM B1, Page 3 Official Form 1 (1/08) Name of Debtor(s): Voluntary Petition WFB RESTAURANTS, LLC, (This page must be completed and filed in every case) a Corporation **Signatures** Signature(s) of Debtor(s) (Individual/Joint) Signature of a Foreign Representative I declare under penalty of perjury that the information provided in this 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 petition is true and correct, that I am the foreign representative of a debtor and has chosen to file under chapter 7] I am aware that I may proceed in a foreign proceeding, and that I am authorized to file this petition. under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to (Check only one box.) proceed under chapter 7. I request relief in accordance with chapter 15 of title 11, United States [If no attorney represents me and no bankruptcy petition preparer Code. Certified copies of the documents required by 11 U.S.C. § 1515 are signs the petition] I have obtained and read the notice required by attached. 11 U.S.C. §342(b) Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the I request relief in accordance with the chapter of title 11, United States chapter of title 11 specified in this petition. A certified copy of the order Code, specified in this petition. granting recognition of the foreign main proceeding is attached. Signature of Debtor (Signature of Foreign Representative) Signature of Joint Debtor (Printed name of Foreign Representative) Telephone Number (if not represented by attorney) 1/7/2008 (Date) Signature of Attorney* Signature of Non-Attorney Bankruptcy Petition Preparer X /s/ ROBERT L. RATTET, ESQ. 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 Signature of Attorney for Debtor(s) compensation and have provided the debtor with a copy of this document ROBERT L. RATTET, ESQ. 2947 and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), Printed Name of Attorney for Debtor(s) 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 RATTET, PASTERNAK & GORDON-OLIVER, LLP bankruptcy petition preparers, I have given the debtor notice of the Firm Name maximum amount before preparing any document for filing for a debtor or 550 MAMARONECK AVENUE accepting any fee from the debtor, as required in that section. Official Form 19 is attached. Address SUITE 510 HARRISON, NY 10528 Printed Name and title, if any, of Bankruptcy Petition Preparer (914) 381-7400 Telephone Number Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal 1/ 7/2008 responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) *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. Address 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. Date Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above. The debtor requests the 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/ DREW M. NETTER

Signature of Authorized Individual

DREW M. NETTER

Printed Name of Authorized Individual

MEMBER

Title of Authorized Individual

1/ 7/2008 Date

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

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

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK SOUTHERN DIVISION

| In re WFB RESTAURANTS, LLC | Case No. |
|----------------------------|------------|
| a Corporation | Chapter 11 |
| | |
| Debtor(s) | |

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 and Fed. R. Bankr. P. 1007(m).

| 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) |
|--|---|--|---|--|
| 1 | Phone: | | | \$ 14,500.00 |
| EKLOCCO NEWCO, LLC | EKLOCCO NEWCO, LLC | | | |
| C/O PYRAMID MANAGEMENT GROUP | C/O PYRAMID MANAGEMENT GROUP | | | |
| 4 CLINTON SQUARE | 4 CLINTON SQUARE | | | |
| SYRACUSE, NY 13203 | SYRACUSE, NY 13203 | | | |
| 2 | Phone: | | | \$ 4,000.00 |
| SYSCO FOOD SERVICE OF CT | SYSCO FOOD SERVICE OF CT | | | |
| PO BOX 4003 | PO BOX 4003 | | | |
| ROCKY HILL, CT 06067 | ROCKY HILL, CT 06067 | | | |
| 3 | Phone: | | | \$ 1,749.88 |
| ZAFAR PRODUCE | ZAFAR PRODUCE | | | |
| 115 CORPORATE DRIVE | 115 CORPORATE DRIVE | | | |
| NEW WINDSOR, NY 12553 | NEW WINDSOR, NY 12553 | | | |
| 4 | Phone: | | | \$ 348.00 |
| ROCKLAND BAKERY | ROCKLAND BAKERY | | | |
| 94 DEMAREST MILL ROAD | 94 DEMAREST MILL ROAD | | | |
| NANUET, NY 10954 | NANUET, NY 10954 | | | |
| 5 | Phone: | | | \$ 332.87 |
| KRUTCHKOFF MECHANICAL SVS COR | PKRUTCHKOFF MECHANICAL SVS CORP | | | |
| PO BOX 207 | PO BOX 207 | | | |
| WASHINGTONVILLE, NY 10992 | WASHINGTONVILLE, NY 10992 | | | |
| | | | | |

Debtor(s)

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

| Mailing Address Including Zip Code | Complete Mailing Address, Including Zip Code, of Employee, Agent, or Department of Creditor Familiar with Claim Who May Be Contacted | (Trade Debt, Bank Loan, Government Contract, etc.) | is Contingent, Unliquidated, Disputed, or Subject to Setoff | Amount of Claim (If Secured Also State Value of Security) | |
|------------------------------------|--|---|---|--|--|
| 5 | Phone: | | | \$ 328.86 | |
| RELIABLE FIRE PROTECTION | RELIABLE FIRE PROTECTION | | | | |
| 349 ESSEX ROAD | 349 ESSEX ROAD | | | | |
| FINTON FALLS, NJ 07753 | TINTON FALLS, NJ 07753 | | | | |
| 7 | Phone: | | | \$ 322.65 | |
| LIBERTY BEER, INC. | LIBERTY BEER, INC. | | | | |
| 33 NORTH LIBERTY DRIVE | 33 NORTH LIBERTY DRIVE | | | | |
| STONY POINT, NY | STONY POINT, NY | | | | |
| 3 | Phone: | | | \$ 310.81 | |
| NHITE PLAINS LINES | WHITE PLAINS LINES | | | | |
| 4 JOHN WALSH BLVD | 4 JOHN WALSH BLVD | | | | |
| PEEKSKILL, NY 10566 | PEEKSKILL, NY 10566 | | | | |
| 9 | Phone: | | | \$ 298.14 | |
| CINTAS CORP. | CINTAS CORP. | | | | |
| 138 BRACKEN ROAD | 138 BRACKEN ROAD | | | | |
| MONTGOMERY, NY 12549 | MONTGOMERY, NY 12549 | | | | |
| 10 | Phone: | | | \$ 99.00 | |
| CRAIG'S COFFEE IMPORTS, INC. | CRAIG'S COFFEE IMPORTS, INC. | | | | |
| 79G EXPRESS STREET | 79G EXPRESS STREET | | | | |
| PLAINVIEW, NY 11803 | PLAINVIEW, NY 11803 | | | | |
| 11 | Phone: | | | \$ 54.14 | |
| ECOLAB | ECOLAB | | | | |
| PO BOX 905327 | PO BOX 905327 | | | | |
| CHARLOTTE, NC 28290-5327 | CHARLOTTE, NC 28290-5327 | | | | |

Debtor(s)

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION

| , DREW | M. NETTER | , | MEMBER | of the | Corporation | named |
|-----------------|--|---------------------------|--------------------------|---------------------|---------------------------|-------|
| | in this case, declare under penalty of per ue and correct to the best of my knowled | , | g List of Creditors Hold | ding Twenty Largest | Unsecured Claims and that | |
| and are are | and and observed the poor of my minimos | o, momator and solio. | | | | |
| Date: <u>1/</u> | | e <u>/s/ DREW M. NETT</u> | ER | | | |
| | Nam | E DREW M. NETTER | | | | |
| | Tit | e: MEMBER | | | | |