Official Form 1 (04/07)								
	es Bankruptcy Cour District of New Yor			Voluntary Petition				
Name of Debtor (if individual, enter Last, First, Middl 916 NEPPERHAN LLC.	Name of Joint Debtor (Spouse) (Last, First, Middle):							
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):							
Last four digits of Soc. Sec./Complete EIN or other Ta state all): 42-1567362	Last four digits of Soc. Sec./Complete EIN or other Tax I.D. No. (if more than one, state all):							
Street Address of Debtor (No. & Street, City, and State 916 OLD NEPPERHAN AVENUE YONKERS, NY	e):	Street Address	of Joint Debtor (No. & Stree	et, City, and State	2):			
1 01(KENS, 1) 1	ZIP CODE <b>10703</b>		IP CODE					
County of Residence or of the Principal Place of Busi		County of Resid	lence or of the Principal Pla	ce of Business:				
WESTCHESTER								
Mailing Address of Debtor (if different from street add	lress):	Mailing Addres	s of Joint Debtor (if differen	nt from street add	ress):			
	ZIP CODE	4		7	IP CODE			
Location of Principal Assets of Business Debtor (if diffe								
	ion nom street address above).			ZI	IP CODE			
<b>Type of Debtor</b> (Form of Organization)	Nature of Bu (Check one box)	isiness	-	Bankruptcy Code Under Which tion is Filed (Check one box)				
<ul> <li>(Check one box.)</li> <li>Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.</li> <li>Corporation (includes LLC and LLP)</li> <li>Partnership</li> <li>Other (If debtor is not one of the above entities,</li> </ul>	<ul> <li>Health Care Business</li> <li>Single Asset Real Esta U.S.C. § 101(51B)</li> <li>Railroad</li> <li>Stockbroker</li> <li>Commodity Broker</li> </ul>	ate as defined in 11	<ul> <li>Chapter 7</li> <li>Chapter 9</li> <li>Chapter 9</li> </ul>	Chapter 11 Chapter 12 Chapter 13	Recognition of a Foreign Main Proceeding			
check this box and state type of entity below.)	<ul><li>Clearing Bank</li><li>Other</li></ul>			Nature of De (Check one be				
	Tax-Exempt         (Check box, if ap         Debtor is a tax-exemp         under Title 26 of the         Code (the Internal Res	oplicable) ot organization United States	Debts are primarily debts, defined in 11 § 101(8) as "incurry individual primarily personal, family, or hold purpose."	l U.S.C. ed by an y for a	Debts are primarily business debts.			
Filing Fee (Check one	pox)	Check one	-	ter 11 Debtors				
<ul> <li>Full Filing Fee attached</li> <li>Filing Fee to be paid in installments (applicable to signed application for the court's consideration cer unable to pay fee except in installments. Rule 100</li> <li>Filing Fee waiver requested (applicable to chapter attach signed application for the court's consideration for the court's consideration.</li> </ul>	tifying that the debtor is 6(b) See Official Form 3A. 7 individuals only). Must	☐ Debtor ☑ Debtor Check if: ☐ Debtor insider Check all ☐ A plar ☐ Accep	<ul> <li>is a small business debtor a</li> <li>is not a small business debtor a</li> <li>is not a small business debt</li> <li>is or affiliates) are less than</li> <li>applicable boxes</li> <li>a is being filed with this petitances of the plan were solid</li> <li>ditors, in accordance with 11</li> </ul>	or as defined in 1 liquidated debts ( \$2,190,000.  tion cited prepetition f	11 U.S.C. § 101(51D). (excluding debts owed to			
<ul> <li>Statistical/Administrative Information</li> <li>□ Debtor estimates that funds will be available for diagram of the stimates that, after any exempt property i expenses paid, there will be no funds available for Estimated Number of Creditors</li> </ul>	s excluded and administrative			THIS SPACE	IS FOR COURT USE ONLY			
Estimated Number of Creditors 1- 50- 100- 200- 1,000 49 99 199 999 5,000		,001- 50,001- ,000 100,000	Over 100,000					
\$10,000 \$100,000	\$100,000 to \$1 mill \$1 million \$100 n		More than \$100 million					
Estimated Liabilities $\Box$ \$0 to \$50,000 $\Box$ \$50,000 to \$100,000 $\blacksquare$	\$100,000 to \$1 million	lion to nillion	More than \$100 million					

### Official Form 1 (04/07)

Voluntary Petition (This page must be comp	pleted and filed in every case)	Name of Debtor(s): 916 NEPPERHAN LLC.							
	All Prior Bankruptcy Cases Filed Within La	st 8 Years (If more than two, attach additional sheet.)							
Location Where Filed: NONE		Case Number:	Date Filed:						
Location Where Filed:		Case Number:	Date Filed:						
	ing Bankruptcy Case Filed by any Spouse, Partner o	Affiliate of this Debtor (If more than one, attach ad	lditional sheet)						
Name of Debtor: NONE		Case Number:	Date Filed:						
District:		Relationship:	Judge:						
10Q) with the Securities and	Exhibit A required to file periodic reports (e.g., forms 10K and Exchange Commission pursuant to Section 13 or 15(d) ct of 1934 and is requesting relief under chapter 11.)	Exhibit B (To be completed if debtor is an individual whose debts are primarily consumer debts) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b).							
Exhibit A is attached a	nd made a part of this petition.	X         Not Applicable           Signature of Attorney for Debtor(s)         Date							
	Ext	ibit C							
	possession of any property that poses or is alleged to pose a ttached and made a part of this petition.	threat of imminent and identifiable harm to public heal	th or safety?						
	Exh	ibit D							
(To be completed by every in	dividual debtor. If a joint petition is filed, each spouse must	complete and attach a separate Exhibit D.)							
Exhibit D complete	ed and signed by the debtor is attached and made a part of the	nis petition.							
If this is a joint petition:									
Exhibit D also com	pleted and signed by the joint debtor is attached and made	a part of this petition.							
		ding the Debtor - Venue							
Debtor preced	(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 i	There is a bankruptcy case concerning debtor's affiliate. general partner, or partnership pending in this District.								
Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District. or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.									
		es as a Tenant of Residential Property pplicable 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 in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.								

<b>Voluntary Petition</b> (This page must be completed and filed in every case)	Name of Debtor(s): 916 NEPPERHAN LLC.						
Sign	natures						
Signature(s) of Debtor(s) (Individual/Joint) I declare under penalty of perjury that the information provided in this petition is true	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.	<ul> <li>and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.</li> <li>(Check only one box.)</li> <li>I request relief in accordance with chapter 15 of Title 11, United States Code. Certified Copies of the documents required by § 1515 of title 11 are attached.</li> <li>Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the Chapter of title 11 specified in the petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.</li> </ul>						
X Not Applicable	X Not Applicable						
Signature of Debtor	(Signature of Foreign Representative)						
X Not Applicable Signature of Joint Debtor	(Printed Name of Foreign Representative)						
Telephone Number (If not represented by attorney)	Date						
Date							
Signature of Attorney	Signature of Non-Attorney Petition Preparer						
X /s/ Steven D. Hamburg Signature of Attorney for Debtor(s)	I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) 1 prepared this document for compensation and have						
<b>STEVEN D. HAMBURG, ESQ. Bar No. SH9356</b> Printed Name of Attorney for Debtor(s) / Bar No.	provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §\$110(b), 110(b), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum						
KOEHLER & ISAACS LLP.	fee for services chargeable by bankruptcy petition prepares, 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 19B						
Firm Name 61 Broadway- 25th Floor	is attached.						
Address	Not Applicable						
New York, New York 10006	Printed Name and title, if any, of Bankruptcy Petition Preparer						
(917) 551-1306 (917) 551-0030 Telephone Number	Social Security number(If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. 110.)						
7/7/2008							
Signature of Debtor (Corporation/Partnership)	Address						
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.	X Not Applicable						
The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition.	Date						
X <u>s/</u>	Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or						
Signature of Authorized Individual	partner whose social security number is provided above. Names and Social Security numbers of all other individuals who prepared or assisted in						
Printed Name of Authorized Individual	preparing this document unless the bankruptcy petition preparer is not an individual:						
Title of Authorized Individual	If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.						
7/7/2008 Date	A bankruptcy petition preparer 's failure to comply with the provisions of title 11 ar the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or 11 U.S.C. §110; 18 U.S.C. §156.						

## **United States Bankruptcy Court**

### **Southern District of New York**

In re:

Case No. Chapter 11

#### 916 NEPPERHAN LLC.

## STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

I, Frank LoPriore, declare under penalty of perjury that I am the Member of 916 NEPPERHAN LLC., a New York Corporation and that on 07/07/2008 the following resolution was duly adopted by the Frank LoPriore of this Corporation:

"Whereas, it is in the best interest of this Corporation to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that, of this Corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a Chapter 11 voluntary bankruptcy case on behalf of the Corporation; and

Be It Further Resolved, that, of this Corporation, is authorized and directed to appear in all bankruptcy proceedings on behalf of the Corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the Corporation in connection with such bankruptcy case; and

Be It Further Resolved, that, of this Corporation, is authorized and directed to employ **STEVEN D. HAMBURG, ESQ.**, attorney and the law firm of **KOEHLER & ISAACS LLP.** to represent the Corporation in such bankruptcy case."

Executed on: 7/7/2008

Signed:

Frank LoPriore

FORM B6A (10/05)

#### In re: 916 NEPPERHAN LLC.

Debtor

Case No.

(If known)

# **SCHEDULE A - REAL PROPERTY**

Commercial Office Building and Land located at 916 Old Nepperhan Avenue, Yonkers, New York	Fee Owner		\$ 775,000.00 \$ 775,000.00	\$ 700,000.00	
DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY		CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM	

(Report also on Summary of Schedules.)

Official Form 6D (10/06)

In re 916 NEPPERHAN LLC.

Case No.

(If known)

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

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

Debtor

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions, Above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. NEWELL FUNDING LLC. 245 MAIN STREET SUITE 330 WHITE PLAINS, NY 10601			02/01/2007 Second Lien on Residence Commercial Office Building and Land located at 916 Old Nepperhan Avenue, Yonkers, New York VALUE \$775,000.00				100,000.00	0.00
ACCOUNT NO. 1012254 NORTHEAST BANK 325 HAMILTON AVENUE WHITE PLAINS, NY 10601			09/01/2003 Mortgage Commercial Office Building and Land located at 916 Old Nepperhan Avenue, Yonkers, New York VALUE \$775,000.00				600,000.00	0.00

<u>0</u> continuation sheets attached

Subtotal → (Total of this page)

\$ 700,000.00\$ 0.00 \$ 700,000.00 \$ 0.00

(Report also on Summary of (If applicable, report Schedules) also on Statistical Summary of Certain Liabilities and Related Data.)

Total → (Use only on last page)

### UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re: 916 NEPPERHAN LLC.

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

Debtor

Chapter 11

# VERIFICATION OF CREDITOR MATRIX

The above named debtor(s), or debtor's attorney if applicable, do hereby certify under penalty of perjury that the attached Master Mailing List of creditors, consisting of **1** sheet(s) is complete, correct and consistent with the debtor's schedules pursuant to Local Bankruptcy Rules and I/we assume all responsibility for errors and omissions.

Dated: 7/7/2008

Signed: **s/** 

Signed: /s/ Steven D. Hamburg STEVEN D. HAMBURG, ESQ. Attorney for Debtor(s) Bar no.: SH9356 KOEHLER & ISAACS LLP. 61 Broadway- 25th Floor

NEWELL FUNDING LLC. 245 MAIN STREET SUITE 330 WHITE PLAINS, NY 10601

NORTHEAST BANK 325 HAMILTON AVENUE WHITE PLAINS, NY 10601