B1 (Official Form 1)(4/10)						-		
United South								
Name of Debtor (if individual, enter Last, First, Middle): TMI Wrecking, Inc.				of Joint De	ebtor (Spouse	e) (Last, First, M	Middle):	
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):				All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):				
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) 33-1097522				Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)				
Street Address of Debtor (No. and Street, City, and State): 36 Haven Avenue Mount Vernon, NY ZIP Code				Street Address of Joint Debtor (No. and Street, City, and State): ZIP Code				
Image: Control of the Principal Place of Business: Westchester				County of Residence or of the Principal Place of Business:				
Mailing Address of Debtor (if different from street address):				Mailing Address of Joint Debtor (if different from street address):				
ZIP Code				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) Health Care Business Individual (includes Joint Debtors) Single Asset Real Estate as de in 11 U.S.C. § 101 (51B) See Exhibit D on page 2 of this form. Railroad Corporation (includes LLC and LLP) Stockbroker Partnership Clearing Bank			efined	Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box) Image: Chapter 7 Image: Chapter 9 Image: Chapter 9 Image: Chapter 11 Image: Chapter 12 Image: Chapter 13 Image: Chapter 13				
 ☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.) ☐ Other ☐ Tax-Exempt Entity (Check box, if applicable) ☐ Debtor is a tax-exempt organiz under Title 26 of the United St Code (the Internal Revenue Code) 		States	ates "incurred by an individual primarily for					
 Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B. 				a small busin regate nonco \$2,343,300 (boxes: ng filed with of the plan w	debtor as defin ness debtor as o ntingent liquid: <i>amount subject</i> this petition.	ated debts (exclu t to adjustment of repetition from o	§ 101(51D).S.C. § 101(51D).ading debts owed	to insiders or affiliates) ery three years thereafter). es of creditors,
 Statistical/Administrative Information ■ Debtor estimates that funds will be available □ Debtor estimates that, after any exempt prop there will be no funds available for distributi 	erty is excluded and a	administrativ		es paid,		THIS S	SPACE IS FOR CO	OURT USE ONLY
1- 50- 100- 200- 49 99 199 999	1,000- 5,001- 5,000 10,000] 25,001- 50,000	□ 50,001- 100,000	OVER 100,000			
\$0 to \$50,001 to \$100,001 to \$500,001 \$50,000 \$100,000 \$500,000 to \$1 million	\$1,000,001 \$10,000,001 to \$10 to \$50 million million	to \$100 t		5500,000,001 to \$1 billion				
\$0 to \$50,001 to \$100,001 to \$500,001 \$50,000 \$100,000 \$500,000 to \$1	\$1,000,001 \$10,000,001 \$0\$ to \$50 million	to \$100 t] 100,000,001 5 \$500 nillion	5500,000,001 to \$1 billion				

B1 (Official For	rm 1)(4/10)		Page 2			
Voluntar	y Petition	Name of Debtor(s): TMI Wrecking, Inc.				
(This page mu	- ust be completed and filed in every case)	TMI Wrecking, Inc.				
(This page ha	All Prior Bankruptcy Cases Filed Within Last	1 t 8 Years (If more than two.	attach additional sheet)			
Location Where Filed: - None -		Case Number:	Date Filed:			
Location Where Filed:		Case Number:	Date Filed:			
Pe	ending Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If :	more than one, attach additional sheet)			
Name of Debtor: - None -		Case Number:	Date Filed:			
District:		Relationship:	Judge:			
Exhibit A		Exhibit B (To be completed if debtor is an individual whose debts are primarily consumer debts.)				
forms 10K a pursuant to S and is reques	pleted 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 petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b). X				
	Exh	l nibit C				
	or own or have possession of any property that poses or is alleged to I Exhibit C is attached and made a part of this petition.	pose a threat of imminent and i	dentifiable harm to public health or safety?			
☐ Exhibit If this is a joi	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	ig the Debtor - Venue				
	(Check any ap	-				
	Debtor has been domiciled or has had a residence, princip days immediately preceding the date of this petition or for	a longer part of such 180 da	hys 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 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 a	a defendant in an action or			
	Certification by a Debtor Who Reside		al 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, the entire monetary default that gave rise to the judgment f					
	Debtor has included in this petition the deposit with the co after the filing of the petition.		-			

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

oluntary Petition	Name of Debtor(s):
•	TMI Wrecking, Inc.
his page must be completed and filed in every case)	
	natures Signature of a Foreign Depresentative
Signature(s) of Debtor(s) (Individual/Joint) I declare under penalty of perjury that the information provided in this petition is true and correct. [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b). I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.	Signature of a Foreign Representative I declare under penalty of perjury that the information provided in this petitic is true and correct, that I am the foreign representative of a debtor in a foreig 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 Co Certified copies of the documents required by 11 U.S.C. §1515 are attach □ 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 Debtor	X
Signature of Joint Debtor	Printed Name of Foreign Representative
Signature of Joint Debtor	
	Date
Telephone Number (If not represented by attorney)	Signature of Non-Attorney Bankruptcy Petition Preparer
Date	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*	compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated
/s/ Robert L. Rattet	pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services
Signature of Attorney for Debtor(s)	chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a
Robert L. Rattet 2947	debtor or accepting any fee from the debtor, as required in that section.
Printed Name of Attorney for Debtor(s)	Official Form 19 is attached.
Rattet, Pasternak & Gordon-Oliver, LLP	Delated Manager and tide 10 CD 1 CD 10 CD 2011 D
Firm Name	Printed Name and title, if any, of Bankruptcy Petition Preparer
550 Mamaroneck Avenue Suite 510	
Suite 510 Harrison, NY 10528	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
Address	preparer.)(Required by 11 U.S.C. § 110.)
(914) 381-7400 Fax: (914) 381-7406	
Telephone Number	
August 30, 2010	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	X
information in the schedules is incorrect.	
	Date
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	person, or partner whose Social Security number is provided above.
on behalf of the debtor.	Names and Social-Security numbers of all other individuals who prepared
The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.	assisted in preparing this document unless the bankruptcy petition prepare not an individual:
/s/ Steven Palmiotto	
Signature of Authorized Individual	
Steven Palmiotto	If more than one person prepared this document, attach additional sheets
Printed Name of Authorized Individual	conforming to the appropriate official form for each person.
President	A bankruptcy petition preparer's failure to comply with the provisions of
Title of Authorized Individual	title 11 and the Federal Rules of Bankruptcy Procedure may result in
August 30, 2010	fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

RESOLUTION

The undersigned is chairman of the Board of Directors of TMI Wrecking, Inc., a corporation organized under the laws of New York (the "Company"). On August 23, 2010, the following resolution was duly adopted by the Board of Directors of the Company.

"WHEREAS, it is in the best interests of the Company to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code:

"NOW, THEREFORE BE IT RESOLVED, that Steven Palmiotto, President of the Company, or any of the Officers of the Company, be and hereby is, authorized and directed to execute and deliver all documents necessary to perfect the filing of a Chapter 11 voluntary bankruptcy case in the United States Bankruptcy Court on behalf of the Company; and

"BE IT FURTHER RESOLVED, that Steven Palmiotto, President of the Company, or any of the Officers of the Company, be and hereby is, authorized and directed to appear in all such bankruptcy proceedings on behalf of the Company, and to otherwise do and perform any and all acts and deeds and to execute and deliver all necessary documents on behalf of the Company in connection with said bankruptcy proceedings; and

"BE IT FURTHER RESOLVED, that Steven Palmiotto, President of the Company, or any of the Officers of the Company, be and they hereby are authorized on behalf of the Company to execute and file all petitions, schedules, lists and other papers and to take any and all action which they may deem necessary or proper in connection with such bankruptcy proceedings; and

"BE IT FURTHER RESOLVED, that Steven Palmiotto, President of the Company, or any of the Officers of the Company, be and hereby is, authorized and directed to retain and employ Rattet, Pasternak & Gordon-Oliver, LLP, and to retain and employ all assistance by other legal counsel or otherwise which they may deem necessary or proper with a view to the successful conclusion of such reorganization case."

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION

The below chairman of the Board of Directors of TMI Wrecking, Inc., declare under penalty of perjury that I have read the foregoing resolution and it is true and correct to the best of my knowledge, information and belief.

Date: August 30, 2010

Signature: <u>/s/ Steven Palmiotto</u> Steven Palmiotto, President and Chairman

S:\Docs\CLIENTS\TM1 Wrecking, Inc\Corporate Resolution.doc

VERIFICATION OF CREDITOR MATRIX

Debtor(s)

I, the President of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to

the best of my knowledge.

TMI Wrecking, Inc.

In re

Date: August 30, 2010

/s/ Steven Palmiotto Steven Palmiotto/President Signer/Title

United States Bankruptcy Court Southern District of New York

> Case No. Chapter

11

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A ROYAL FLUSH P.O. BOX 3126 BRIDGEPORT, CT 06605

A.J. RECYCLING, INC. 325 FAILE STREET BRONX, NY 10474

A.R.J.R. TRUCKING CORP. P.O. BOX 1076 YONKERS, NY 10703

ACE MATERIALS LTD 197 STATE ROUTE 18 SUITE 3000 EAST BRUNSWICK, NJ 08816

AIRGAS SAFETY INC. P.O. BOX 951884 DALLAS, TX 75395

ALL STAR EQUIPMENT 460 EAST THIRD STREET MOUNT VERNON, NY 10553

AMERICORE DRILLING & CUTTING 12-11 38TH STREET AVENUE LONG ISLAND CITY, NY 11101

ASHBY FUEL OIL CORP. 99 BEECHWOOD AVENUE NEW ROCHELLE, NY 10801

ASPEN PUBLISHERS 4829 INNOVATION WAY CHICAGO, IL 60682-0048

ASSOCIATED INSURANCE AGENCY 200 BUSINESS PARK DRIVE SUITE 200 ARMONK, NY 10504

B&B ENVIORNMENTAL CONSULTANTS 91 WEST FARM DRIVE MELVILLE, NY 11747 BI-LO INDUSTRIES 145 BROOK AVENUE DEER PARK, NY 11729

BRONX WELDING SUPPLY 94 MARINER STREET FARMINGDALE, NY 11735

CASH ZONE CHECK CASHING CORP. C/O NETWORK RECOVERY ASSOC. P.O. BOX 61 ARDSLEY, NY 10502-0061

CASH ZONE CHECK CASHING CORP. 11 WEST 46TH STREET NEW YORK, NY 10036

CI CONTRACTING CORP. 459 CITY ISLAND AVENUE BRONX, NY 10464

CITI CAPITAL COMMERICAL CORP. 3950 REGENT BLVD, 2ND FLOOR IRVING, TX 75003

CITICAPITAIL COMMERCIAL 3950 REGENT BLVD SOUTH BLDG-2ND FLOOR IRVING, TX 75063

CITICAPITAL COMMERCIAL LEASING 90 MATAWAN ROAD, STE 102 MATAWAN, NJ 07747

CITY CARTING & RECYCLING P.O. BOX 17250 STAMFORD, CT 06907

CNH CAPITAL AMERICA LLC 100 BRUBAKER AVNEUE NEW HOLLAND, PA 17557

CNH CAPITAL AMERICA LLC P.O. BOX 7247-0170 PHILADELPHIA, PA 19170-0170 COHEN HOCHMAN & ALLEN 80 MAIDEN LANE SUITE 506/507 NEW YORK, NY 10038

CON EDISON P.O. BOX 1702 NEW YORK, NY 10116-1702

COVANTA ENERGY CORP. C/O GREENBERG GRANT & RICHARDS 5858 WESTHEIMER RD STE 500 HOUSTON, TX 77057

COVANTA ENERGY CORP. 40 LANE ROAD FAIRFIELD, NJ 07004

CSC P.O. BOX 13397 PHILADELPHIA, PA 19101-3397

DB HYDRAULIC EQUIPMENT, INC. 30 SOUTH SIXTH AVENUE MOUNT VERNON, NY 10550-3005

DURANTE RENTALS, LLC 717 HUTCHINSON RIVER PARKWAY BRONX, NY 10465

DUTCHESS TOOLS & EQ. LLC 31 CARLETON AVENUE MOUNT VERNON, NY 10550

EASTCHESTER CHECK CASHING, INC C/O LAW OFFICE OF JARED TURMAN 1980 BROAD CAST PLAZA MERRICK, NY 11566

EDISON AVE RECYCLE 41 EDISON AVENUE MOUNT VERNON, NY 10550 EDWARD EHRBAR 4 EXECUTIVE PLAZA SUITE 155 YONKERS, NY 10701

EMERALD EQUIPMENT SYSTEM INC. 7600 MORGAN ROAD LIVERPOOL, NY 13090

EVEN AIR, INC. 10-59 JACKSON AVENUE LONG ISLAND CITY, NY 11101

FRANK E. MALARA, CPA 84 BUSINESS PARK DRIVE SUITE 11 ARMONK, NY 10504

GE COMMERCIAL FINANCE P.O. BOX 644479 PITTSBURGH, PA 15264-4479

GE COMMERCIAL FINANCE P.O. BOX 642555 PITTSBURGH, PA 15264-2555

GLOBE FENCE & RAILING INC. 314 CENTER AVENUE MAMARONECK, NY 10543

GOTHAM EQUIPMENT & SUPPLY CORP 1600 STILLWELL AVENUE BRONX, NY 10461

HSBC BANK USA, NA. ONE HSBC CENTER, 29TH FLOOR BUFFALO, NY 14203

IDEARC MEDIA CORP. ATTN: ACCT RECEIVABLE P.O. BOX 619009 DALLAS, TX 75261 INTERNAL REVENUE SERVICE PO BOX 21126 PHILADELPHIA, PA 19114

INTERNAL REVENUE SERVICE P.O. BOX 21126 PHILADELPHIA, PA 19114

JOHN SOZZI WELDING 24 SHAROT STREET NEW ROCHELLE, NY 10801

LAKE STREET GRANITE QUARY 600 LAKE STREET WEST HARRISON, NY 10604

LEASE FINANCE GROUP LLC 65 E. WACKES PLACE, STE 510 CHICAGO, IL 60601

LOCAL 137 JOINT FUND 1360 PLEASANTVILLE ROAD BRIARCLIFFMANOR, NY 10510

LOCAL 60 ADMINISTATIVE FUND 140 BROADWAY HAWTHORNE, NY 10532

LOCAL 60/PAF/IAF 140 BROADWAY HAWTHORNE, NY 10532

LOCAL 79 520 8TH AVENUE, SUITE 679 NEW YORK, NY 10018

LOCAL UNION 15 265 WEST 14TH STREET NEW YORK, NY 10011-7193

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MERRIAM-GRAVES CORPORATION AIRGAS EAST P.O. BOX 827049 PHILADELPHIA, PA 19182-7049

METRO TRUCK & TIRE 3433 DELAVALL AVENUE BRONX, NY 10475

MOUNT VERNON BATTERY CO, INC. 1626-9 LOCUST AVENUE BOHEMIA, NY 11716

MRA ENGINEERING, P.C. 600 HEMPSTEAD TURNPIKE LOWER LEVEL WEST HEMPSTEAD, NY 11552-1036

MT. KISCO TRANSFER STATION P.O. BOX 30896 NEW YORK, NY 10087-0896

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NASTC 104 STUART DRIVE HENDERSONVILLE, TN 37075

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PINNACLE BUSINESS FINANCE, INC 5401 12TH STREET E SUITE A TACOMA, WA 98424

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PITNEY BOWES/PURCHASE POWER P.O. BOX 856042 LOUISVILLE, KY 40285-6042 POLAND SPRING P.O. BOX 856192 LOUISVILLE, KY 40285-6192

PRIDE EQUIPMENT CORP. 150 NASSAU AVENUE ISLIP, NY 11751

RADIO AMERICA P.O. BOX 95379 PALATINE, IL 60095-0379

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ROCKLEDGE SCAFFOLDING 808 NEPPARHAND AVENUE YONKERS, NY 10703

ROGAN BROS. SANITATION P.O. BOX 1076 YONKERS, NY 10703

SECURITY EXCHANGE COMM THE WOOLWORTH BUILDING 233 BROADWAY- JOHN MURRAY NEW YORK, NY 10279

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SNS GROUP INC. 1170 BRIGHRON BEACH BROOKLYN, NY 11235 STEPLIN AUTO SUPPLY 287 EAST 3RD STREET MOUNT VERNON, NY 10550

STEVEN PALMIOTTO 15 SPRINGVALE ROAD CROTON ON HUDSON, NY 10520

STEVEN PALMIOTTO

STEVEN PALMIOTTO 15 SPRINGVALE CROTON ON HUDSON, NY 10520

STILOSKI AUTOMATIC CORP. 155 WILDEY STREET TARRYTOWN, NY 10591

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TEAMSTER LOCAL 456 160 SO. CENTRAL AVENUE ELMSFORD, NY 10523

TEAMSTERS LOCAL 456 160 SOUTH CENTRAL AVENUE ELMSFORD, NY 10523

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UNITED RENTALS (NORTH AMERICA) P.O. BOX 10071 ATLANTA, GA 30384-0711

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UNIVERSAL TOWING INC. 1825 GIVAN AVENUE BRONX, NY 10469-3179

US YELLOW PAGES P.O. BOX 3110 MAIL PROCESSING CENTER JERSEY CITY, NJ 07303-3110

VERIZON P.O. BOX 619009 ATTN: ACCOUNTS RECEIVABLE DEPT DALLAS, TX 75261-9009

VERNON HARDWARE 110 FOURTH AVENUE MOUNT VERNON, NY 10550

W.B. MASON CO., INC. P.O.BOX 55840 BOSTON, MA 02205-5840

W.W. GRAINGER, INC C/O WHOLESALE COLLECTORS P.O. BOX 48146 NILES, IL 60714 WESTCHESTER TEAMSTER ALLIED BENEFIT FUND 160 N. CENTRAL AVENUE ELMSFORD, NY 10523

WESTCHESTER WASTE OIL P.O. BOX 254 WASHINGTONVILLE, NY 10992-0254

WINDHAM CONSTRUCTION CORP. P.O. BOX 331 WOODLAWN STATION BRONX, NY 10470

XTRA LEASE, LLC 15 STOCKTON STREET NEWARK, NJ 07105

YELLO BOOK USA MID ATLANTIC P.O. BOX 11815 NEWARK, NJ 07101

ZANO INDUSTRIES, INC. 20-25 130TH STREET P.O. BOX 560222 COLLEGE POINT, NY 11356