

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

**Voluntary Petition**

Name of Debtor (if individual, enter Last, First, Middle): <b>1804 Second Ave., NY, LLC</b>	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. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) <b>77-0676300</b>	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): <b>280 Madison Avenue Room 808 New York, NY</b>	Street Address of Joint Debtor (No. and Street, City, and State):
ZIP Code <b>10016</b>	ZIP Code
County of Residence or of the Principal Place of Business: <b>New York</b>	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):

<p align="center"><b>Type of Debtor</b> (Form of Organization) (Check one box)</p> <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)	<p align="center"><b>Nature of Business</b> (Check one box)</p> <input type="checkbox"/> Health Care Business <input checked="" type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input type="checkbox"/> Other <hr/> <p align="center"><b>Tax-Exempt Entity</b> (Check box, if applicable)</p> <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).	<p align="center"><b>Chapter of Bankruptcy Code Under Which the Petition is Filed</b> (Check one box)</p> <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13  <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding <hr/> <p align="center"><b>Nature of Debts</b> (Check one box)</p> <input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input checked="" type="checkbox"/> Debts are primarily business debts.
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<p align="center"><b>Filing Fee</b> (Check one box)</p> <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> 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. <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.	<p align="center"><b>Chapter 11 Debtors</b></p> Check one box: <input type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input checked="" type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 ( <i>amount subject to adjustment on 4/01/13 and every three years thereafter</i> ). Check all applicable boxes: <input type="checkbox"/> A plan is being filed with this petition. <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
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**Statistical/Administrative Information**

Debtor estimates that funds will be available for distribution to unsecured creditors.  
 Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.

Estimated Number of Creditors

<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1-49	50-99	100-199	200-999	1,000-5,000	5,001-10,000	10,001-25,000	25,001-50,000	50,001-100,000	OVER 100,000

Estimated Assets

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion

Estimated Liabilities

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion

THIS SPACE IS FOR COURT USE ONLY

<b>Voluntary Petition</b> <i>(This page must be completed and filed in every case)</i>	Name of Debtor(s): <b>1804 Second Ave., NY, LLC</b>
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**All Prior Bankruptcy Cases Filed Within Last 8 Years** (If more than two, attach additional sheet)

Location Where Filed: <b>- None -</b>	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:

**Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor** (If more than one, attach additional sheet)

Name of Debtor: <b>- None -</b>	Case Number:	Date Filed:
District:	Relationship:	Judge:

<p style="text-align: center;"><b>Exhibit A</b></p> <p>(To be completed 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.)</p> <p><input type="checkbox"/> Exhibit A is attached and made a part of this petition.</p>	<p style="text-align: center;"><b>Exhibit B</b></p> <p>(To be completed if debtor is an individual whose debts are primarily consumer debts.)</p> <p>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).</p> <p><b>X</b> _____ Signature of Attorney for Debtor(s) (Date)</p>
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**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.

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 a 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 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.

**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 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.

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

**Voluntary Petition**

*(This page must be completed and filed in every case)*

Name of Debtor(s):  
**1804 Second Ave., NY, LLC**

**Signatures**

**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.

**X** \_\_\_\_\_  
Signature of Debtor

**X** \_\_\_\_\_  
Signature of Joint Debtor

\_\_\_\_\_  
Telephone Number (If not represented by attorney)

\_\_\_\_\_  
Date

**Signature of a Foreign Representative**

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

\_\_\_\_\_  
Date

**Signature of Attorney\***

**X** /s/ Kim R. Lynch  
Signature of Attorney for Debtor(s)

Kim R. Lynch KL-5866  
Printed Name of Attorney for Debtor(s)

Forman Holt Eliades & Ravin LLC  
Firm Name

80 Route 4 East  
Suite 290  
Paramus, NJ 07652

\_\_\_\_\_  
Address

(201) 845-1000 Fax: (201) 845-9112  
Telephone Number

January 20, 2011  
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.

**Signature of Non-Attorney Bankruptcy Petition Preparer**

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 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 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.

\_\_\_\_\_  
Printed Name and title, if any, of Bankruptcy Petition Preparer

\_\_\_\_\_  
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.)

\_\_\_\_\_  
Address

**X** \_\_\_\_\_  
Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

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:

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.*

**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.

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

**X** /s/ Kenneth Birnbaum  
Signature of Authorized Individual

Kenneth Birnbaum  
Printed Name of Authorized Individual

Managing Member  
Title of Authorized Individual

January 20, 2011  
Date

**RESOLUTION OF SEPCIAL MEETING OF BOARD  
OF DIRECTORS OF 1804 SECOND AVE., NY LLC**

I hereby certify that at a special meeting of the Board of Directors of 1804 Second Ave., NY, LLC a limited liability company of the State of New York, held on the 20<sup>th</sup> day of January, 2011, the following resolution was proposed and unanimously adopted by the sole member, Kenneth J. Birnbaum:

“Resolved that, in view of the financial condition of 1804 Second Ave., NY, LLC, a New York limited liability company, its Managing Member be and is hereby authorized to file a petition pursuant to Chapter 11 of the Bankruptcy Code and retain the services of the firm Forman Holt Eliades & Ravin LLC for the purposes of preparing, filing and prosecuting a petition under Chapter 11 and to take all steps necessary and related thereto, and that Kenneth J. Birnbaum, Managing Member, is hereby authorized to execute the petition and any other pleadings or documents he and counsel deem necessary in connection with the Chapter 11 proceeding of 1804 Second Ave., NY, LLC.”

In certification hereof, I do set my hand and seal this 20<sup>th</sup> day of January, 2011.

1804 SECOND AVE., NY, LLC

By: /s/ *Kenneth J. Birnbaum*  
Kenneth J. Birnbaum  
Managing Member

ATTEST:

/s/ *Kim R. Lynch*  
Kim R. Lynch

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

In re 1804 Second Ave., NY, LLC

Debtor(s)

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

Chapter 11

**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)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
<b>Andrea Betts 1804 Second Avenue Apartment 1B New York, NY 10128</b>	<b>Andrea Betts 1804 Second Avenue Apartment 1B New York, NY 10128</b>	<b>Security Deposit</b>		<b>1,250.00</b>
<b>Brian Howe 1804 Second Avenue Apartment 3D New York, NY 10128</b>	<b>Brian Howe 1804 Second Avenue Apartment 3D New York, NY 10128</b>	<b>Security Deposit</b>		<b>1,300.00</b>
<b>Christine Sullivan 1804 Second Avenue Apartment 1D New York, NY 10128</b>	<b>Christine Sullivan 1804 Second Avenue Apartment 1D New York, NY 10128</b>	<b>Security Deposit</b>		<b>1,300.00</b>
<b>Crowe Management LLC 1804 Second Avenue New York, NY 10128</b>	<b>Crowe Management LLC 1804 Second Avenue New York, NY 10128</b>			<b>37,000.00</b>
<b>Debra Malony 9 Salvatore Circle Swedesboro, NJ 08085</b>	<b>Debra Malony 9 Salvatore Circle Swedesboro, NJ 08085</b>	<b>Security Deposit</b>		<b>1,350.00</b>
<b>Elvira Marin 1804 Second Avenue Apartment 2G New York, NY 10128</b>	<b>Elvira Marin 1804 Second Avenue Apartment 2G New York, NY 10128</b>	<b>Security Deposit</b>		<b>1,300.00</b>
<b>H&amp;L Food Corporation 1804 Second Avenue Store 2 New York, NY 10128</b>	<b>H&amp;L Food Corporation 1804 Second Avenue Store 2 New York, NY 10128</b>	<b>Security Deposit</b>		<b>37,500.00</b>
<b>Jacqueline Aliotti 1804 Second Avenue Apartment 2D New York, NY 10128</b>	<b>Jacqueline Aliotti 1804 Second Avenue Apartment 2D New York, NY 10128</b>	<b>Security Deposit</b>		<b>1,300.00</b>
<b>Jessica Samakow 1804 Second Avenue Apartment 1G New York, NY 10128</b>	<b>Jessica Samakow 1804 Second Avenue Apartment 1G New York, NY 10128</b>	<b>Security Deposit</b>		<b>1,300.00</b>

Debtor(s)

**LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS**  
 (Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
<b>Kathryn Carey 1804 Second Avenue Apartment 1E New York, NY 10128</b>	<b>Kathryn Carey 1804 Second Avenue, Apt 1E New York, NY 10128</b>	<b>Security Deposit</b>		<b>1,350.00</b>
<b>Kristin Patrician 1804 Second Avenue Apartment 3A New York, NY 10128</b>	<b>Kristin Patrician 1804 Second Avenue Apartment 3A New York, NY 10128</b>	<b>Security Deposit</b>		<b>1,300.00</b>
<b>Kristine Kaw 1209 Park Avenue New York, NY 10128</b>	<b>Kristine Kaw 1209 Park Avenue New York, NY 10128</b>	<b>Security Deposit</b>		<b>1,440.65</b>
<b>Laula Nugmanova 1804 Second Avenue Apartment 2F New York, NY 10128</b>	<b>Laula Nugmanova 1804 Second Avenue Apartment 2F New York, NY 10128</b>	<b>Security Deposit</b>		<b>1,200.00</b>
<b>Mallory Staley 306 Hackensack Street, Apt. D Wood Ridge, NJ 07075</b>	<b>Mallory Staley 306 Hackensack Street, Apt. D Wood Ridge, NJ 07075</b>	<b>Security Deposit</b>		<b>1,250.00</b>
<b>Megan Himel 1804 Second Avenue Apartment 1H New York, NY 10128</b>	<b>Megan Himel 1804 Second Avenue Apartment 1H New York, NY 10128</b>	<b>Security Deposit</b>		<b>1,250.00</b>
<b>Ney Tun Department of Field Support One U.N. Plaza, Room DC1-1513D New York, NY 10017</b>	<b>Ney Tun Department of Field Support One U.N. Plaza, Room DC1-1513D New York, NY 10017</b>	<b>Security Deposit</b>		<b>1,525.00</b>
<b>NYC Water Board P.O. Box 410 Church Street Station New York, NY 10008</b>	<b>NYC Water Board P.O. Box 410 Church Street Station New York, NY 10008</b>	<b>Basic Water and Sewer</b>		<b>39,929.06</b>
<b>Rockaway Fuel 729 E. 140th Street Bronx, NY 10454</b>	<b>Rockaway Fuel 729 E. 140th Street Bronx, NY 10454</b>	<b>Oil and Fuel</b>		<b>7,854.88</b>
<b>Tipton Brigitte 2004 Broad Hill Farms Road Coraopolis, PA 15108</b>	<b>Tipton Brigitte 2004 Broad Hill Farms Road Coraopolis, PA 15108</b>	<b>Security Deposit</b>		<b>1,250.00</b>
<b>Yasemine Acar c/o Seuket Acar 1239 Charissglen Circle Highland Ranch, CO 80126</b>	<b>Yasemine Acar c/o Seuket Acar 1239 Charissglen Circle Highland Ranch, CO 80126</b>	<b>Security Deposit</b>		<b>1,462.00</b>

Debtor(s)

**LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS**

(Continuation Sheet)

**DECLARATION UNDER PENALTY OF PERJURY  
ON BEHALF OF A CORPORATION OR PARTNERSHIP**

I, the Managing Member 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 **January 20, 2011**

Signature **/s/ Kenneth Birnbaum**

**Kenneth Birnbaum  
Managing Member**

*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.

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

In re 1804 Second Ave., NY, LLC

Debtor(s)

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

Chapter 11

**DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR(S)**

1. Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-named debtor and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

For legal services, I have agreed to accept as a retainer .....	\$	<u>16,703.20</u>
Prior to the filing of this statement I have received .....	\$	<u>16,703.20</u>
Balance Due .....	\$	<u>TBD by further Court Order</u>

2. \$ 1,039.00 of the filing fee has been paid.

3. The source of the compensation paid to me was:

Debtor       Other (specify):

4. The source of compensation to be paid to me is:

Debtor       Other (specify):

5.  I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.

I have agreed to share the above-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation is attached.

6. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:

a. [Other provisions as needed]

**(a) Advising the Debtor with respect to its powers and duties in the continued management and operation of its business as debtor-in-possession, including the rights and remedies of the Debtor with respect to its assets and claims and with respect to the claims of creditors.**

**(b) Advising the Debtor with respect to preparing and obtaining approval of its Disclosure Statement and Plan.**

**(c) Preparing on behalf of the Debtor, as debtor-in-possession, necessary applications, motions, complaints, answers, orders, reports and other pleadings and documents.**

**(d) Appearing before this Court and other officials and tribunals, if necessary, and protecting the interests of the Debtor in federal, state and foreign jurisdictions and administrative proceedings.**

**(e) Negotiating and preparing documents relating to the liquidation and disposition of assets, as requested by the Debtor.**

**(f) Advising the Debtor concerning the day-to-day operations of its business in conjunction with the administration of his estate as debtor-in-possession.**

**(g) Performing such other legal services for the Debtor, as debtor-in-possession, as may be necessary and appropriate herein.**

**(h) Provide general guidance in connection with the proceeding.**

7. By agreement with the debtor(s), the above-disclosed fee does not include the following service:

**(a) Representation of your interests if the case is converted to a Chapter 7 case.**



In re 1804 Second Ave., NY, LLC

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

Debtor(s)

**DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR(S)**  
(Continuation Sheet)

**CERTIFICATION**

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

Dated: 1/20/2011

/s/ Kim R. Lynch

**Kim R. Lynch KL-5866**  
**Forman Holt Eliades & Ravin LLC**  
**80 Route 4 East**  
**Suite 290**  
**Paramus, NJ 07652**  
**(201) 845-1000 Fax: (201) 845-9112**

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

In re 1804 Second Ave., NY, LLC

Debtor(s)

Case No.  
Chapter

11

**VERIFICATION OF CREDITOR MATRIX**

I, the Managing Member 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.

Date: January 20, 2011

/s/ Kenneth Birnbaum

**Kenneth Birnbaum/Managing Member**  
Signer/Title

ANDREA BETTS  
1804 SECOND AVENUE  
APARTMENT 1B  
NEW YORK, NY 10128

BRIAN HOWE  
1804 SECOND AVENUE  
APARTMENT 3D  
NEW YORK, NY 10128

CAPITAL ONE BANK  
PO BOX 85147  
RICHMOND, VA 23276

CHARLTON RODGERS  
1804 SECOND AVENUE  
APARTMENT 2A  
NEW YORK, NY 10128

CHRISTIAN M. HANNON  
1804 SECOND AVENUE  
APARTMENT 3E  
NEW YORK, NY 10128

CHRISTINE SULLIVAN  
1804 SECOND AVENUE  
APARTMENT 1D  
NEW YORK, NY 10128

CHRISTOPHER BRUGERS  
1804 SECOND AVENUE  
APARTMENT 1C  
NEW YORK, NY 10128

CHRISTOPHER BURGESS  
1804 SECOND AVENUE  
APARTMENT 1C  
NEW YORK, NY 10128

CROWE MANAGEMENT LLC  
1804 SECOND AVENUE  
NEW YORK, NY 10128

DARRYL SHEN  
2 CHAPLIN COURT, RICHMOND HILL  
ONTARIO, CANADA  
L4B2Y1

DEBRA MALONY  
9 SALVATORE CIRCLE  
SWEDESBORO, NJ 08085

ELVIRA MARIN  
1804 SECOND AVENUE  
APARTMENT 2G  
NEW YORK, NY 10128

H&L FOOD CORPORATION  
1804 SECOND AVENUE  
STORE 2  
NEW YORK, NY 10128

JACQUELINE ALIOTTI  
1804 SECOND AVENUE  
APARTMENT 2D  
NEW YORK, NY 10128

JAMES SHAW  
1804 SECOND AVENUE  
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