B1 (Official **8-2819640**)d Doc 1 Filed 07/17/13 Entered 07/17/13 17:13:20 Main Document United States Bankruptcy Colot1 of 11 Southern District of New York **Voluntary Petition** Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): IMMIGRANT LIQUORS, INC. All Other Names used by the Debtor in the last 8 years All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more than than one, state all): 13-3858555 one, state all): Street Address of Debtor (No. & Street, City, and State): Street Address of Joint Debtor (No. & Street, City, and State): 393 TARRYTOWN ROAD WHITE PLAINS, NY ZIP CODE ZIP CODE 10607 County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: WESTCHESTER Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): Location of Principal Assets of Business Debtor (if different from street address above): ZIP CODE Type of Debtor Nature of Business Chapter of Bankruptcy Code Under Which (Form of Organization) (Check one box) the Petition is Filed (Check one box) (Check one box.) ☐ Health Care Business Chapter 7 ☐ Chapter 15 Petition for \Box Single Asset Real Estate as defined in 11 Recognition of a Foreign Individual (includes Joint Debtors) Chapter 9 U.S.C. § 101(51B) See Exhibit D on page 2 of this form. Main Proceeding V Chapter 11 □ Railroad Corporation (includes LLC and LLP) ☐ Chapter 15 Petition for Stockbroker Chapter 12 Partnership Recognition of a Foreign Commodity Broker Other (If debtor is not one of the above entities, Nonmain Proceeding Chapter 13 Clearing Bank check this box and state type of entity below.) Nature of Debts Other (Check one box) Tax-Exempt Entity Debts are primarily consumer Debts are primarily (Check box, if applicable) debts, defined in 11 U.S.C. business debts. § 101(8) as "incurred by an ■ Debtor is a tax-exempt organization individual primarily for a under Title 26 of the United States personal, family, or house-Code (the Internal Revenue Code.) hold purpose. Chapter 11 Debtors Filing Fee (Check one box) Check one box: ✓ Full Filing Fee attached Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). 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. Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on ☐ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must 4/01/13 and every three years thereafter). attach signed application for the court's consideration. See Official Form 3B. Check 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). THIS SPACE IS FOR Statistical/Administrative Information COURT USE ONLY 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 V 100-200-1.000-50-5.001-10.001-25.001-50.001-Over 49 99 199 999 5,000 10,000 25,000 50,000 100,000 100,000 Estimated Assets \Box \Box \Box \Box \Box \$100,001 to \$500,001 to \$1,000,001 \$10,000,001 \$50,000,001 \$100,000,001 \$50.001 to \$0 to \$500,000,001 More than \$1 \$50,000 \$100,000 to \$100 to \$500 \$500,000 to \$10 to \$50 to \$1 billion billion \$1 million million million million million Estimated Liabilities V \$500,001 to \$1,000,001 \$10,000,001 \$50,000,001 \$100,000,001 \$50,001 to \$0 to \$100,001 to \$500,000,001 More than \$1 to \$10 to \$50 to \$100 to \$500 \$50,000 \$100,000 \$500,000

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B1 (Officia <u>l</u> B o <u>2</u>			in Docum EMR M B1, Page 2						
Voluntary Peti (This page must	ition Pg t be completed and filed in every case)	2\offstar 11\text{Debtor(s):} IMMIGRANT LIQUORS, INC.							
	All Prior Bankruptcy Cases Filed Within La	ast 8 Years (If more than two, attach additional sheet.)							
Location Where Filed:	NONE	Case Number:	Date Filed:						
Location Where Filed:		Case Number:	Date Filed:						
	Pending Bankruptcy Case Filed by any Spouse, Partner of	· · · · · · · · · · · · · · · · · · ·	<u> </u>						
Name of Debtor: NONE		Case Number:	Date Filed:						
District:		Relationship:	Judge:						
10Q) with the Secur of the Securities Exc	Exhibit A f debtor is required to file periodic reports (e.g., forms 10K and urities and Exchange Commission pursuant to Section 13 or 15(d) schange Act of 1934 and is requesting relief under chapter 11.)	Exhibit B (To be completed if debtor is whose debts are primarily con I, the attorney for the petitioner named in the foregoi have informed the petitioner that [he or she] may pro 12, or 13 of title 11, United States Code, and have e available under each such chapter. I further certify the debtor the notice required by 11 U.S.C. § 342(b).	nsumer debts) ing petition, declare that I sceed under chapter 7, 11, explained the relief						
Exhibit A is a	attached and made a part of this petition.	X Not Applicable Signature of Attorney for Debtor(s)	Date						
	Ex	chibit C							
	on or have possession of any property that poses or is alleged to pose a libit C is attached and made a part of this petition.	threat of imminent and identifiable harm to public heal	th or safety?						
	Exi	hibit D							
(To be completed by	by every individual debtor. If a joint petition is filed, each spouse mus	st complete and attach a separate Exhibit D.)							
Exhibit D	O completed and signed by the debtor is attached and made a part of t	this petition.							
If this is a joint petit	ition:								
Exhibit D	D also completed and signed by the joint debtor is attached and made	a part of this petition.							
		rding the Debtor - Venue y applicable box)							
☑	Debtor has been domiciled or has had a residence, principal place preceding the date of this petition or for a longer part of such 180	of business, or principal assets in this District for 180 days than in any other District.	ays immediately						
	There is a bankruptcy case concerning debtor's affiliate. general pa	artner, or partnership pending in this District.							
	Debtor is a debtor in a foreign proceeding and has its principal pla has no principal place of business or assets in the United States but this District, or the interests of the parties will be served in regard	it is a defendant in an action or proceeding [in a federal							
		des as a Tenant of Residential Property pplicable boxes.)							
	Landlord has a judgment against the debtor for possession of debtor	or'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 entire monetary default that gave rise to the judgment for possession		ed to cure the						
	Debtor has included in this petition the deposit with the court of a filing of the petition.	ny rent that would become due during the 30-day period	l after the						
	Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).								

Signature of a Foreign Representative 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 § 1515 of title 11 are attached. 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. X Not Applicable (Signature of Foreign Representative) Date Signature of Non-Attorney Petition Preparer 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 lebtor with a copy of this document and the notices and information required under 11 J.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 fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount perfore preparing any document for filling for a debtor or accepting any fee from the debtor, is required in that section. Official Form 19 is attached. Not Applicable
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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 Not Applicable
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 to the appropriate official form for each person. A bankruptcy petition preparer's failure to comply with the provisions of title 11 and
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13-23196-rdd Doc 1 Filed 07/17/13 Entered 07/17/13 17:13:20 Main Document Pg 4 of 11

United States Bankruptcy Court

Southern District of New York

In re:		Case No.	
		Chapter	11
IMMIGRANT LIQUORS, INC.			
CTATEMENT DECARDING AUT	LIODITY T	O CION AND EILE D	ETITION
STATEMENT REGARDING AUTH	HURITT	O SIGN AND FILE P	EIIIION
I, STAN KOTLYAR, declare under penalty of perjury that I a Corporation and that on 07/17/2003 the following resolution was			
"Whereas, it is in the best interest of this Corporation to file Bankruptcy Court pursuant to Chapter 11 of Title 11 of the Unit	•		
Be It Therefore Resolved, that STAN KOTYLAR , President of documents necessary to perfect the filing of a Chapter 11 voluments.			
Be It Further Resolved, that STAN KOTYLAR , President of the proceedings on behalf of the Corporation, and to otherwise do necessary documents on behalf of the Corporation in connection	and perform a	II acts and deeds and to execu	
Be It Further Resolved, that STAN KOTYLAR, President of Hamburg, attorney and the law firm of Steven D. Hamburg to re			
Executed on: 7/17/2013	Signed:	s/ STAN KOTYLAR STAN KOTLYAR	

13-23196-rdd Doc 1 Filed 07/17/13 Entered 07/17/13 17:13:20 Main Document Pg 5 of 11

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

In re	IMMIGRANT LIQUORS, INC.		Case No.	
		Debtor	-'	(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.

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. NONE			VALUE					

continuation sheets attached

Subtotal → (Total of this page)

Total > (Use only on last page)

\$ 0.00\$	0.00
\$ 0.00\$	0.00

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

13-23196-rdd Doc 1 Filed 07/17/13 Entered 07/17/13 17:13:20 Main Document Pg 6 of 11

B6E (Official Form 6E) (4/10)

In re	IMMIGRANT LIQUORS, INC.	Case No.	
	Dobtor		(If known)

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

1	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TY	PES 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 consible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in U.S.C. § 507(a)(1).
	Extensions of credit in an involuntary case
арр	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 ointment 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 ependent sales representatives up to \$11,725* per person earned within 180 days immediately preceding the filing of the original petition, or the sation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans
ces	Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the sation 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 \$5,775* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
_	Claims of certain farmers and fishermen, up to \$5,775* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6). Deposits by individuals
	Deposits by individuals Claims of individuals up to \$2,600* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use,
that	Deposits by individuals Claims of individuals up to \$2,600* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, were not delivered or provided. 11 U.S.C. § 507(a)(7).
that	Deposits by individuals Claims of individuals up to \$2,600* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, were not delivered or provided. 11 U.S.C. § 507(a)(7). Taxes and Certain Other Debts Owed to Governmental Units
that	Deposits by individuals Claims of individuals up to \$2,600* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, 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).
that	Deposits by individuals Claims of individuals up to \$2,600* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, 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 vernors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C.
that	Deposits by individuals Claims of individuals up to \$2,600* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, 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 vernors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. 27 (a)(9).

1 continuation sheets attached

13-23196-rdd Doc 1 Filed 07/17/13 Entered 07/17/13 17:13:20 Main Document Pg 7 of 11

B6E	(Official	Form	6E) ((4/10) -	Cont.
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In re	IMMIGRANT LIQUORS, INC.	Case No.	
	Debtor	-,	(If known)

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
ACCOUNT NO.									\$0.00

Sheet no. $\underline{1}$ of $\underline{1}$ continuation sheets attached to Schedule of Creditors Holding Priority Claims

Subtotals ➤ (Totals of this page)

Total >
(Use only on last page of the completed
Schedule E. Report also on the Summary of
Schedules.)

Total >
(Use only on last page of the completed
Schedule E. If applicable, report also on the
Statistical Summary of Certain Liabilities
and Related Data.)

\$ 0.00	\$ 0.00	\$ 0.00
\$ 0.00		
	\$ 0.00	\$ 0.00

13-23196-rdd Doc 1 Filed 07/17/13 Entered 07/17/13 17:13:20 Main Document Pg 8 of 11

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

In re	IMMIGRANT LIQUORS, INC.	Case No.
	Dobtor	(If known)

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

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.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.			02/01/2013	X	Х	Х	0.00
CROSSROADS JOINT VENTURE, LLC. C/O KURZMAN, EISENBERG, CORBIN & LEVER, LLP. ONE NORTH BROADWAY WHITE PLAINS, NY 10601		Rent					

0 Continuation sheets attached

13-23196-rdd Doc 1 Filed 07/17/13 Entered 07/17/13 17:13:20 Main Document Pg 9 of 11 $\,$ Pg 9 of 11

In re: IMMIGRANT LIQUORS, INC. _____, Case No. _____

SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

 $\ \square$ Check this box if debtor has no executory contracts or unexpired leases.

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE, OF OTHER PARTIES TO LEASE OR CONTRACT.	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST, STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.
CROSSROADS JOINT VENTURE, LLC. C/O KURZMAN, EISENBERG CORBIN & LEVER, LLP.` ONE NORTH BROADWAY WHITE PLAINS, NY 10601	Lease Modification Agreement, dated August 28, 2008 including original lease dated 11/16/92 and Assignment and Assumption Agreement dated 2/12/96

13-23196-rdd Doc 1 Filed 07/17/13 Entered 07/17/13 17:13:20 Main Document Pg 10 of 11

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re:	IMMIGRANT LIQUORS, INC.	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: 7/17/2013 Signed: s/ STAN KOTYLAR STAN KOTYLAR

Signed: /s/ Steven D. Hamburg

Steven D. Hamburg

Attorney for Debtor(s)

Bar no.: SH9356 Steven D. Hamburg

2736 Independence Avenue

Suite 1H

Bronx, New York 10463

Telephone No.: (917) 885-8275 Fax No.: (516) 773-4516

E-mail address:

13-23196-rdd Doc 1 Filed 07/17/13 Entered 07/17/13 17:13:20 Main Document

Pg 11 of 11
CROSSROADS JOINT VENTURE, LLC.
C/O KURZMAN, EISENBERG,
CORBIN & LEVER, LLP.
ONE NORTH BROADWAY
WHITE PLAINS, NY 10601