

B1 (Official Form 1)(04/13)

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

**Voluntary Petition**

Name of Debtor (if individual, enter Last, First, Middle): <b>Executive Park Orthopedic &amp; Sports Physical Therapy 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)/Complete EIN (if more than one, state all) <b>20-4915264</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>1034 North Broadway, Suite 11 Yonkers, NY</b>	Street Address of Joint Debtor (No. and Street, City, and State):
ZIP Code <b>10701-1329</b>	ZIP Code
County of Residence or of the Principal Place of Business: <b>Westchester</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):

<b>Type of Debtor</b> (Form of Organization) (Check one box) <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.)	<b>Nature of Business</b> (Check one box) <input checked="" type="checkbox"/> Health Care Business <input 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	<b>Chapter of Bankruptcy Code Under Which the Petition is Filed</b> (Check one box) <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
<b>Chapter 15 Debtors</b> Country of debtor's center of main interests:  Each country in which a foreign proceeding by, regarding, or against debtor is pending:	<b>Tax-Exempt Entity</b> (Check box, if applicable) <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).	<b>Nature of Debts</b> (Check one box) <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.

<b>Filing Fee</b> (Check one box) <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.	<b>Chapter 11 Debtors</b> Check one box: <input checked="" type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input 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 \$2,490,925 (amount subject to adjustment on 4/01/16 and every three years thereafter). 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 checked="" type="checkbox"/>	<input 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>Executive Park Orthopedic &amp; Sports Physical Therapy 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>Ivan Hernandez</b>	Case Number: <b>14-23133</b>	Date Filed: <b>8/08/14</b>
District: <b>Southern District of New York</b>	Relationship: <b>100% Owner &amp; Managing Member</b>	Judge: <b>Hon. Robert D. Drain</b>

<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><input checked="" type="checkbox"/> _____ 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 with 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):

**Executive Park Orthopedic & Sports Physical Therapy 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/ Bruce R. Alter** \_\_\_\_\_  
Signature of Attorney for Debtor(s)

**Bruce R. Alter 0457** \_\_\_\_\_  
Printed Name of Attorney for Debtor(s)

**Alter & Brescia, LLP** \_\_\_\_\_  
Firm Name

**550 Mamaroneck Avenue**  
**Suite 401**  
**Harrison, NY 10528**

\_\_\_\_\_  
Address

**Email: info@altergoldlaw.com**

**(914) 670-0030 Fax: (914) 670-0031** \_\_\_\_\_  
Telephone Number

**September 2, 2014** \_\_\_\_\_  
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/ Ivan Hernandez** \_\_\_\_\_  
Signature of Authorized Individual

**Ivan Hernandez** \_\_\_\_\_  
Printed Name of Authorized Individual

**Managing Member** \_\_\_\_\_  
Title of Authorized Individual

**September 2, 2014** \_\_\_\_\_  
Date

B4 (Official Form 4) (12/07)

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

In re Executive Park Orthopedic & Sports Physical Therapy 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>1034 North Broadway Realty LLC 1250 Waters Place PH1 Bronx, NY 10461</b>	<b>1034 North Broadway Realty LLC 1250 Waters Place PH1 Bronx, NY 10461</b>	<b>Lease for Premises known as 1034 North Broadway, 2nd Floor, Yonkers, NY 10701</b>	<b>Disputed</b>	<b>242,923.00</b>
<b>Banleaco Equipment Lease Bankers Leasing Company PO Box 7740 Urbandale, IA 50322</b>	<b>Banleaco Equipment Lease Bankers Leasing Company PO Box 7740 Urbandale, IA 50322</b>	<b>Equipment Lease</b>	<b>Disputed</b>	<b>5,905.00</b>
<b>Blue Bauner Inc. Fitness Equipment Services 430 Nepperhan Avenue Yonkers, NY 10701</b>	<b>Blue Bauner Inc. Fitness Equipment Services 430 Nepperhan Avenue Yonkers, NY 10701</b>			<b>373.00</b>
<b>Gary S. Staab, LLC The Kennedy Building Suite 304 White Plains, NY 10601</b>	<b>Gary S. Staab, LLC The Kennedy Building Suite 304 White Plains, NY 10601</b>			<b>1,212.50</b>
<b>Michael Mazzola CPA 278 Route 202 Somers, NY 10589</b>	<b>Michael Mazzola CPA 278 Route 202 Somers, NY 10589</b>			<b>818.64</b>
<b>PMR Newkirk Inc. 22 Railroad Avenue Albany, NY 12205</b>	<b>PMR Newkirk Inc. 22 Railroad Avenue Albany, NY 12205</b>			<b>1,146.00</b>
<b>Staples Advantage Dept. NY P.O. Box 415256 Boston, MA 02241-5256</b>	<b>Staples Advantage Dept. NY P.O. Box 415256 Boston, MA 02241-5256</b>			<b>918.28</b>
<b>W. Main LLC 10 West Main Street Elmsford, NY 10523</b>	<b>W. Main LLC 10 West Main Street Elmsford, NY 10523</b>	<b>Lease for premises in Elmsford, NY.</b>	<b>Disputed</b>	<b>396,960.00</b>
<b>Worldwide Medical Services 3820 Northdale Blvd. Suite 309B Tampa, FL 33624</b>	<b>Worldwide Medical Services 3820 Northdale Blvd. Suite 309B Tampa, FL 33624</b>			<b>871.88</b>

B4 (Official Form 4) (12/07) - Cont.

In re Executive Park Orthopedic & Sports Physical Therapy LLC  
Debtor(s)

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

**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>

**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 September 2, 2014

Signature /s/ Ivan Hernandez  
**Ivan Hernandez**  
**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 Executive Park Orthopedic & Sports Physical Therapy LLC,  
Debtor

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

Chapter 11

**LIST OF EQUITY SECURITY HOLDERS**

Following is the list of the Debtor's equity security holders which is prepared in accordance with Rule 1007(a)(3) for filing in this chapter 11 case.

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
<b>Ivan Hernandez 151 Greenvale Avenue Yonkers, NY 10703</b>			<b>100% and Managing Member</b>

**DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF 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 of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date September 2, 2014

Signature /s/ Ivan Hernandez  
**Ivan Hernandez  
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 Executive Park Orthopedic & Sports Physical Therapy LLC Case No. \_\_\_\_\_  
Debtor(s) 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: September 2, 2014

/s/ Ivan Hernandez  
**Ivan Hernandez/Managing Member**  
Signer/Title

1034 NORTH BROADWAY REALTY LLC  
1250 WATERS PLACE  
PH1  
BRONX, NY 10461

BANLEACO EQUIPMENT LEASE  
BANKERS LEASING COMPANY  
PO BOX 7740  
URBANDALE, IA 50322

BLUE BAUNER INC.  
FITNESS EQUIPMENT SERVICES  
430 NEPPERHAN AVENUE  
YONKERS, NY 10701

GARY S. STAAB, LLC  
THE KENNEDY BUILDING  
SUITE 304  
WHITE PLAINS, NY 10601

INTERNAL REVENUE SERVICE  
CENTRALIZED INSOLVENCY OPERATI  
P.O. BOX 7346  
PHILADELPHIA, PA 19101-7346

MARK S. TULIS  
OXMAN TULIS KIRKPATRICK WHYATT  
120 BLOOMINGDALE ROAD  
WHITE PLAINS, NY 10605

MICHAEL MAZZOLA CPA  
278 ROUTE 202  
SOMERS, NY 10589

NYC DEPT. OF FINANCE  
345 ADAMS STREET, 3RD FLO  
LEGAL AFFAIRS DIVISION  
BROOKLYN, NY 11201-3719

NYS DEPT. OF TAXATION & FINANC  
BANKRUPTCY/SPECIAL PROCEDURES  
P.O. BOX 5300  
ALBANY, NY 12205-0300



NYS UNEMPLOYMENT INSURANCE FUN  
P.O. BOX 551  
ALBANY, NY 12201

PARKING VIOLATIONS BUREAU  
210 JORALEMON AVENUE  
BROOKLYN, NY 11201

PAUL D. JAFFE, ESQ.  
202 MAMARONECK AVENUE  
WHITE PLAINS, NY 10601

PMR NEWKIRK INC.  
22 RAILROAD AVENUE  
ALBANY, NY 12205

STAPLES ADVANTAGE  
DEPT. NY  
P.O. BOX 415256  
BOSTON, MA 02241-5256

UNITED STATES TRUSTEE'S OFFICE  
SOUTHERN DISTRICT OF NEW YORK  
201 VARICK STREET, ROOM 1006  
NEW YORK, NY 10004

W. MAIN LLC  
10 WEST MAIN STREET  
ELMSFORD, NY 10523

WORLDWIDE MEDICAL SERVICES  
3820 NORTHDALD BLVD.  
SUITE 309B  
TAMPA, FL 33624

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

In re Executive Park Orthopedic & Sports Physical Therapy LLC

Debtor(s)

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

Chapter 11

**CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)**

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for Executive Park Orthopedic & Sports Physical Therapy LLC in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

None [*Check if applicable*]

**September 2, 2014**

Date

**/s/ Bruce R. Alter**

**Bruce R. Alter 0457**

Signature of Attorney or Litigant

Counsel for Executive Park Orthopedic & Sports Physical Therapy LLC

**Alter & Brescia, LLP**

**550 Mamaroneck Avenue**

**Suite 401**

**Harrison, NY 10528**

**(914) 670-0030 Fax:(914) 670-0031**

**info@altergoldlaw.com**

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

In re **Executive Park Orthopedic & Sports Physical Therapy LLC**  
Debtor(s)

Case No. \_\_\_\_\_  
Chapter **11**

**STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION**

I, **Ivan Hernandez**, declare under penalty of perjury that I am the **Managing Member** of **Executive Park Orthopedic & Sports Physical Therapy LLC**, and that the following is a true and correct copy of the resolutions adopted by the Board of Directors of said corporation at a special meeting duly called and held on the 2nd day of September, 2014.

"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 **Ivan Hernandez, Managing Member** 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 **Ivan Hernandez, Managing Member** 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 **Ivan Hernandez, Managing Member** of this Corporation is authorized and directed to employ **Bruce R. Alter 0457**, attorney and the law firm of **Alter & Brescia, LLP** to represent the corporation in such bankruptcy case."

Date **September 2, 2014**

Signed */s/ Ivan Hernandez*  
**Ivan Hernandez**

Resolution of Board of Directors  
of  
**Executive Park Orthopedic & Sports Physical Therapy LLC**

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

Be It Therefore Resolved, that **Ivan Hernandez, Managing Member** 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 **Ivan Hernandez, Managing Member** 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 **Ivan Hernandez, Managing Member** of this Corporation is authorized and directed to employ **Bruce R. Alter 0457**, attorney and the law firm of **Alter & Brescia, LLP** to represent the corporation in such bankruptcy case.

Date **September 2, 2014** \_\_\_\_\_

Signed */s/ Ivan Hernandez* \_\_\_\_\_

Date **September 2, 2014** \_\_\_\_\_

Signed \_\_\_\_\_