16-13449	Doc 1	Filed 12/09/16	Entered 12/09/16 19:48: 1 of 15	15 Main Document	Pg
Fill in this information to ide	entify your cas	se:			
United States Bankruptcy Cou	urt for the:				
SOUTHERN DISTRICT OF N	EW YORK				
Case number (if known)			Chapter 11		
L				Check if this an amended filing	

# Official Form 201 Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, Instructions for Bankruptcy Forms for Non-Individuals, is available.

1.	Debtor's name	Its Bashert LLC d/b/a Senses New York Sa	Ion and Spa
2.	All other names debtor used in the last 8 years		
	Include any assumed names, trade names and <i>doing business as</i> names		
3.	Debtor's federal Employer Identification Number (EIN)	30-0489276	
4.	Debtor's address	Principal place of business	Mailing address, if different from principal place of business
		138 Fifth Avenue, Second Floor New York, NY 10019	
		Number, Street, City, State & ZIP Code	P.O. Box, Number, Street, City, State & ZIP Code
		New York	Location of principal assets, if different from principal
		County	place of business
			Number, Street, City, State & ZIP Code
5.	Debtor's website (URL)		
6.	Type of debtor	Corporation (including Limited Liability Compan	y (LLC) and Limited Liability Partnership (LLP))
		Partnership (excluding LLP)	
		□ Other. Specify:	
		· ·	

District When Case number	Debtor Its Bashert LLC d/b/a	2 of 15	Case number ( <i>if known</i> )
Image: State Stat	Describe debtor's business	0 <b>0</b> 0	
8.       Under which chapter of the Check one:         8.       Under which chapter of the Check one:         8.       Under which chapter of the Check one:         9.       Check one:	. Boombe debtor a business		8 101/274))
B.       Under which chapter of the Bahrupto Case in 10 USC 5 101(63)         C. NuCCS (North American Industry Classification System) 4 delta case delta in 10 USC 5 101(6)         C. NuCCS (North American Industry Classification System) 4 delta case delta in 15 USC 5 (11)         Investment advior (as defined in 11 USC 5 (10)         C. NuCCS (North American Industry Classification System) 4 delta case.         B.       Under which chapter of the Bohre         B.       Under which chapter of the Chapter 7         C. Chapter 7       Chapter 9         B.       Check all that apply:         The debtor's aggregate noncontingent liquidated debts (excluding debts awaet to insiders or are less than 32,566,050 (amount subject to adjustment on 40/119 and every 3 years all to beltor's aggregate noncontingent liquidated debts (excluding debts awaet to insiders or are less than 32,566,050 (amount subject to adjustment on 40/119 and every 3 years all to beltor's aggregate noncontingent liquidated debts (excluding debts awaet to insiders or are less than 32,566,050 (amount subject to adjustment on 40/119 and every 3 years all to beltor's aggregate noncontingent liquidated debts (excluding debts awaet to insiders or are less than 32,566,050 (amount subject to adjustment on 40/119 and every 3 years all accome tas events or of all of these documents do not exist, follow procedure in 11 USC. 5 (116)([N])         Check all that apply:       The debtor is a smalt business debtor, attach addition and every 3 years all accome tas events or of all of these documents do not exist, follow procedure in 11 USC. 5 (116)([N])         Check onc:       The debtor is a			
Stockbroker (as defined in 11 U.S.C. § 101(53A))         Commodity Broker (as defined in 11 U.S.C. § 101(6))         Clearing Bank (as defined in 11 U.S.C. § 101(3))         None of the above         E. Check all that apply         Tax-exempt entity (as described in 26 U.S.C. §501)         Investment advisor (as defined in 11 U.S.C. § 102(52))         Investment advisor (as defined in 15 U.S.C. §502-2(a)(1))         C. MAICS (Noth American Industry Classification System (A + dipt code that best describes debtor. See http://www.uscourts.gov/four-digit-national-association-nalce-codes.         8. Under which chapter of the Bankruptcy Code is the Check one:         Bankruptcy Code is the Check one:         Chapter 7         Chapter 7         Chapter 7         Chapter 11. Check all that apply:         The debtor filing?         E. Check in the statement, and federal income tax return or if all of these documents do not exist, follow procedure in 11 U.S.C. § 1102(N).         A plan is being filed with this patilion.         Acceptances of the plan were solicited propetition from one or more classes of creditor, according to 11 SUS.C. § 1126(N).         A plan is being filed with this patilion.         Acceptances of the plan were solicited propetition from one or more classes of creditor, according to 11 SUS.C. § 1126(N).         A plan is being filed with this patilion.         Acceptances of the plan were solicited propeti			
Commodity Broker (as defined in 11 U.S.C. § 101(6)) Clearing Bank (as defined in 11 U.S.C. § 781(3)) None of the above B. Check all that apply Tax-except entity (as described in 26 U.S.C. §501) Investment entity (as described in 15 U.S.C. §501) Investment advisor (as defined in 15 U.S.C. §502-2(a)(11)) C. NAICS (Worth American Industry Classification System) 4-digit code that best describes debtor. See http://www.uscourts.gov/four-digit-national-association-makes-codes. 6. Under which chapter of the Bankruptcy Code is the debtor is aggregate noncontingent liquidated debts (excluding debts owed to insiders or are less than \$2,566,050 (amount subject to adjustment of AD11) and avery 3 years a debtor is aggregate noncontingent liquidated debts (excluding debts owed to insiders or are less than \$2,566,050 (amount subject to adjustment of AD11) and avery 3 years a debtor is aggregate noncontingent liquidated debts (excluding debts owed to insiders or are less than \$2,566,050 (amount subject to adjustment of AD11) and avery 3 years a debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash it debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash it datement, and federal income tax return or if all of these documents do not exist, follow proceedure in 11 U.S.C. § 1101(1)0). A plan is being field with this petition. A plan is being field with this petition. A cogregatores of the plan were solicited prepetition from one or more classes of oreditors, according explances of the plan were solicited for example, 10K and 100) with the Securities Exchange Act of 1934 Rule 1 Chapter 12 9. Were prior bankruptcy cases, attach a planting is a shell company as defined in the Securities Exchange Act of 1934 Rule 1 Chapter 12 9. Were prior bankruptcy cases, attach a plantic is a shell company as defined in the Securities Exch			))
Clearing Bank (as defined in 11 U.S.C. § 781(3)) None of the above 8. Check all that apply Tax-exempt entity (as described in 26 U.S.C. §501) Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3) Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3) Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11)) C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See			

Det	otor <u>Its Bashert LLC d/</u>	DUC I			3 of 15	
	Name	D/a Sens	es new	rork Salon and Sp	Case number (if know	vn}
11.	Why is the case filed in	Check a	ll that app	ly:		
	this district?	🔳 De	ebtor has	had its domicile prind	cipal place of business, or principal assets	a in this district for 190 days immediately
		pr	eceding th	ne date of this petition	or for a longer part of such 180 days tha	n in any other district.
		D A	bankrupto	y case concerning de	ebtor's affiliate, general partner, or partner	ship is pending in this district.
12.	Does the debtor own or have possession of any	No No				
	real property or personal property that needs	🛛 Yes.	Answer	below for each prope	rty that needs immediate attention. Attach	additional sheets if needed.
	immediate attention?		Why do	es the property nee	d immediate attention? (Check all that a	apply.)
			🛛 It pos	es or is alleged to po	se a threat of imminent and identifiable h	azard to public health or safety.
				is the hazard?		-
		☐ It needs to be physically secured or protected from the weather.				
			Lt incl	udes perishable good ock. seasonal goods.	ds or assets that could quickly deteriorate meat, dairy, produce, or securities-related	or lose value without attention (for example,
			C Other			. ,
			Where is	s the property?		
					Number, Street, City, State & ZIP Code	3
			ls the pi	operty insured?		
			🗆 No			
			🛛 Yes.	Insurance agency		
				Contact name		
				Phone		
	Statistical and admin	ietrativo ir	formatio			
42	· · · · · · · · · · · · · · · · · · ·					
13.	Debtor's estimation of available funds		heck one. -			
			Funds w	ill be available for dis	stribution to unsecured creditors.	
		Γ.	After an	y administrative expe	nses are paid, no funds will be available t	to unsecured creditors.
14.	Estimated number of	<b>1</b> -49			□ 1,000-5,000	□ 25.001-50.000
	creditors	□ 50-99			□ 5001-10,000	
		<b>100-1</b>			□ 10,001-25,000	☐ More than100,000
	_	200-9	99			
15.	Estimated Assets	<b>\$</b> \$0 - \$	50,000		□ \$1,000,001 - \$10 million	□ \$500,000,001 - \$1 billion
			01 - \$100,		□ \$10,000,001 - \$50 million	□ \$1,000,000,001 - \$10 billion
			001 - \$500		□ \$50,000,001 - \$100 million	☐ \$10,000,000,001 - \$50 billion
		□ \$500,0	001 - \$1 m	illion	☐ \$100,000,001 - \$500 million	☐ More than \$50 billion
16.	Estimated liabilities	□ \$0 - \$			□ \$1,000,001 - \$10 million	□ \$500,000,001 - \$1 billion
			01 - \$100,		🛛 \$10,000,001 - \$50 million	🖾 \$1,000,000,001 - \$10 billion
			001 - \$500		□ \$50,000,001 - \$100 million	□ \$10,000,000,001 - \$50 billion
		□ \$500,0	001 - \$1 m	illion	🗖 \$100,000,001 - \$500 million	☐ More than \$50 billion

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Debtor	Its Bashert LLC d/t	ola Senses	New York Salon and S	pa Caso n	umber (ii known)	11 <b>47</b> ,	
	Request for Relief, D	eclaration, a	1d Signatures				
WARNI	VG Benkrupicy fraud is Imprisonment for U	a serious arl p to 20 years	me. Making a false statem , or both. 18 U.S.C. §§ 152	ent in connection with a bankru , 1341, 1519, and 3571.	iptoy case can ret	sult in fines up to \$500,000 or	
of ar	aration and signature ultorized esentative of debtor S JON ALLEN ANDERSON NOTARY PUBlic - State of New York NO. 01ANDE230067	I have been I have exam I declare un Executed of Signature o	authorized to file this petiti nined the information in this der peaelty of perjury that i		le belief that the l		t.
ູ່ <del>ໃນທູແຊ</del> 16. Sign	nature of attorney	Signature o Lawrence Printed nam MORRISO Firm name 87 Walker New York	N TENENBAUM PLLC Street, Floor 2 <u>NY 10013</u> eet, City, Stale & ZIP Code ne 212-620-0938		Date MM/DD	LMORRISON@M-T-LAV	

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Fill in this information to identify the case	9.	
Debtor name Its Bashert LLC d/b/a S	Senses New York Salon and Spa	
United States Bankruptcy Court for the:	SOUTHERN DISTRICT OF NEW YORK	Check if this is an
Case number (if known):		amended filing

# Official Form 204 Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	claim is partially secu	ecured, fill in only unsecur ed, fill in total claim amour etoff to calculate unsecure	nt and deduction for
		and government contracts)		Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
138 NY Realty Corp. 3516 154th Street Flushing, NY 11354		Commercial Lease	and the second			\$38,763.06
Amtech Heating and Air 4809 Avenue N Suite 122 Brooklyn, NY 11234		Trade Debt				\$2,449.69
Bruce Conroy 100 Christopher Columbus Dr. #2320 Jersey City, NJ 07302		Wages				\$35,000.00
Chase Bank USA NA Bankruptcy Dept. PO Box 15298 Wilmington, DE 19850		Credit Debt				\$7,981.58
Chelsea Window Cleaning Po Box 171 Englishtown, NJ 07726		Trade Debt				\$609.72
Consolidated Edison 4 Irving Plaza New York, NY 10003		Utilities				\$1,913.33
Demar Plumbing Corp. 147 Attorney Street New York, NY 10002		Trade Debt				\$590.10
Emblem Health 55 Water Street New York, NY 10041		Health Benefits				\$3,266.49

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#### Debtor Its Bashert LLC d/b/a Senses New York Salon and Spa Name

### Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	claim is partially secur	ecured, fill in only unsecu ed, fill in total claim amou etoff to calculate unsecure	nt and deduction for
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Evolve Salon Systems 252 Willow Street Manchester, NH 03103		Trade Debt				\$1,882.50
Long Island Beauty 90-31 160 Street Jamaica, NY 11432		Trade Debt				\$447.48
One Source Water 6 Two Mile Road Suite 102 Farmington, CT 06032		Trade Debt				\$1,374.23
Ronald M. Rudolph 76 Christopher Street Montclair, NJ 07042		Loan				\$80,000.00
Spa Technologies 175 North Route 9W Unit 8 Congers, NY 10920		Trade Debt				\$791.11
Symbiotic Salon Services 60 Seaview Bvld Port Washington, NY 11050		Trade Debt				\$5,469.48
The Hartford PO Box 660916 Dallas, TX 75266		Trade Debt		<u></u>		\$2,988.40

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United States Bankruptcy Court Southern District of New York									
ln re	Its Bashert LL	C d/b/a Şen	ses New York Salon a	nd Spa Debtor(s)	Case No. Chaptor	11			
		v	ERIFICATION	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.

109/20 Date:

Brace Conroy Managing Member

S JON ALLEN ANOERSON Notary Public - State of New York NO. 01AN6230067 Qualified in Kings County My Commission Expires Oct 25, 2018

. . . .

138 NY REALTY CORP. 3516 154TH STREET FLUSHING, NY 11354

AMTECH HEATING AND AIR 4809 AVENUE N SUITE 122 BROOKLYN, NY 11234

BRUCE CONROY 100 CHRISTOPHER COLUMBUS DR. #2320 JERSEY CITY, NJ 07302

CHASE BANK USA NA BANKRUPTCY DEPT. PO BOX 15298 WILMINGTON, DE 19850

CHELSEA WINDOW CLEANING PO BOX 171 ENGLISHTOWN, NJ 07726

CONSOLIDATED EDISON 4 IRVING PLAZA NEW YORK, NY 10003

DEMAR PLUMBING CORP. 147 ATTORNEY STREET NEW YORK, NY 10002

EMBLEM HEALTH 55 WATER STREET NEW YORK, NY 10041

EVOLVE SALON SYSTEMS 252 WILLOW STREET MANCHESTER, NH 03103

LONG ISLAND BEAUTY 90-31 160 STREET JAMAICA, NY 11432 ONE SOURCE WATER 6 TWO MILE ROAD SUITE 102 FARMINGTON, CT 06032

RONALD M. RUDOLPH 76 CHRISTOPHER STREET MONTCLAIR, NJ 07042

SPA TECHNOLOGIES 175 NORTH ROUTE 9W UNIT 8 CONGERS, NY 10920

SYMBIOTIC SALON SERVICES 60 SEAVIEW BVLD PORT WASHINGTON, NY 11050

THE HARTFORD PO BOX 660916 DALLAS, TX 75266 16-13449 Doc 1 Filed 12/09/16 Entered 12/09/16 19:48:15 Main Document Pg 10 of 15

### MORRISON-TENENBAUM, PLLC

87 Walker Street, Floor 2
New York, New York 10013
Lawrence F. Morrison, Esq.
(212) 620-0938
Proposed Attorneys for the Debtors

To re:

......

Chapter 11

ITS BASHERT LLC, D/B/A SENSES NEW YORK SALON & SPA,

.....

Index No. 16-\_\_\_\_

Debtor.

## CORPORATE RESOLUTION

At the meeting of the Board of Directors of Its Bashert LLC, d/b/a Senses New York

Salon & Spa ("Senses"), it was determined to be in the best interests of Senses to file for

bankruptcy under Chapter 11 of the United States Bankruptcy Code.

Dated: New York, New York December \_\_\_\_\_, 2016

Bruce Con /Managing Member

# UNITED STATES BANKRUPTCY COURT

# SOUTHERN DISTRICT OF NEW YORK

---X

In re:

Chapter 11

ITS BASHERT LLC, D/B/A SENSES NEW YORK SALON & SPA,

Case No. 16-\_\_\_\_( )

Debtor.

----X

# AFFIDAVIT PURSUANT TO S.D.N.Y. LOCAL BANKRUPTCY RULE 1007-2

STATE OF NEW YORK ) ) ss: COUNTY OF NEW YORK )

I, Bruce Conroy, duly sworn, depose and say:

1. I am the Managing Member of Its Bashert LLC, d/b/a Senses New York Salon & Spa ("Debtor"), and as such I am familiar with the operations, business and financial affairs of the Debtor. I submit this Affidavit in accordance with the S.D.N.Y. Local Bankruptcy Rules in support of the voluntary petition filed by the Debtor under Chapter 11of title 11 of the United States Code ("Bankruptcy Code").

2. There is no pending bankruptcy case against the Debtor and this petition is filed as a voluntary Chapter 11 proceeding.

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3. The Debtor operates a beauty salon at the premises located at 138 Fifth Avenue, floor 2, New York, NY 10019. The Debtor was incorporated on May 30, 2008.

4. The Debtor is filing a voluntary petition under Chapter 11 of the Bankruptcy Code due to the debts owed to vendors and disputes arising from its commercial lease.

5. I have 55 % of the ownership interest as Managing Member of the Debtor.

6. A list of the Debtor's top twenty (20) largest unsecured creditors was filed.

7. Currently, the average monthly revenue is about \$120,000. The Debtor has 43 employees, and the average monthly payroll is approximately \$82,000 a month, including payroll taxes. The other expenses are as follows:

- a. Officer compensation: about \$0.00 a month
- b. COGS: about \$10,000 a month
- c. Operating expenses, incl. rent: about \$40,000 a month

8. All required schedules, if not filed with the voluntary petition on the date of filing, will be filed within fourteen (14) days of the date filing the Debtor's voluntary petition, which will provide a list of the Debtor's assets, secured creditors and other information required.

Dated: New York, New York December <u>9</u><sup>th</sup>, 2016

vy: Bluce Conroy Managing Member

Sworn to before me this  $\underline{qth}$  day of December, 2016

HON Notary Public, State of New York

S JON ALLEN ANDERSON Notary Public - State of New York NO. 01 AN6230067 Qualified in Kings County My Commission Expires Oct 25, 2018 ζ,

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**United States Bankruptcy Court** 

Southern District of New York

In re Its Bashert LLC d/b/a Senses New York Salon and Spa

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	
Bruce Conroy 100 Christopher Columbus Dr. #2320 Jersey City, NJ 07302	Membership Units	55%		
Ronald M. Rudolph 76 Christopher Street Montclair. NJ 07042	Membership Units	45%		

# 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 December 9, 2016

Signature /s/ Bruce Conroy Bruce Conroy

Penalty for making a false statement of concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

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# United States Bankruptcy Court Southern District of New York

In re Its Bashert LLC d/b/a Senses New York Salon and Spa

Debtor(s)

### Case No. Chapter

# **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 <u>Its Bashert LLC d/b/a Senses New York Salon and Spa</u> 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*]

December 9, 2016

Date

/s/ Lawrence Morrison Lawrence Morrison Signature of Attorney or Litigant Counsel for Its Bashert LLC d/b/a Senses New York Salon and Spa MORRISON TENENBAUM PLLC 87 Walker Street, Floor 2 New York, NY 10013 212-620-0938 morrlaw@aol.com, LMORRISON@M-T-LAW.COM

No. ter **11**