B1 (Official Form 1)(4/10)	United States Bankruptcy Western District of New Y		Voluntary Petition	
Name of Debtor (if individual, enter Last, F <b>Pickens Corporation</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 Indvidual-Ta (if more than one, state all): <b>16-1564926</b>	axpayer I.D. (ITIN) No./Complete EIN	Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all):		
Street Address of Debtor (No. & Street, City 527 E Ferry	y, State):	Street Address of Joint Debtor (No., Street, City, State):		
Buffalo, NY	ZIPCODE <b>14208</b>	ZIPCODE		
County of Residence or of the Principal Plan	ce of Business: <b>Erie</b>	County of Residence or of the Principal Place of Business:		
Mailing Address of Debtor (if different):		Mailing Address of Joint Debtor (if different):		
	ZIPCODE		ZIPCODE	
Location of Principal Assets of Business De	ebtor(if different from street address above	ve):	ZIPCODE	
Type of Debtor (Form of Organization) (Check one box.)  ☐ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form  ☑ Corporation (includes LLC and LLP)	Nature of Business (Check one)  ☐ Health Care Business ☐ Single Asset Real Estate as defined in 11 U.S.C. §101 (51B) ☐ Railroad	Chapter or Section of Bankruptcy Code Und the Petition is Filed (Check one box  Chapter 7		
☐ Partnership	☐ Stockbroker	☐ Chapter 12 ☐ Chapter 15 Petition for		
Other (If Debtor is not one of the above entities, check this box and state type of		Chapter 13 Recognition of a Foreign		
entity below.)	☐ Clearing Bank ☑ Other	Nonmain Proceeding Nature of Debts		
State type of entity:	Tax-Exempt Entity (Check box, if applicable)  Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code)	(Check one box)  Debts are primarily consumer		
Filing Fee (Chec	ck one box)	Chapter 11 Debtors Check one box:		
☐ Filing Fee to be paid in installments (App signed application for the court's considerati to pay fee except in installments. Rule 1006 ☐ Filing Fee waiver requested (Applicabl attach signed application for the court's cons	tion certifying that the debtor is unable 6(b) See Official Form 3A.  le to chapter 7 individuals only). Must	Debtor is a small business as defined in 11 U.S.C. § 101(51D)  □ Debtor is not a small business as defined in 11 U.S.C. § 101(51D)  Check if: □ Debtor's aggregate noncontingent liquidated debts owed to non-insiders or affiliates are less than \$2,343,300.  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).		
Statistical/Administrative Information  Debtor estimates that funds will be ava	ailable for distribution to unsecured cred	itors	THIS SPACE IS FOR 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	9 1000- 5000 10,000 25,000	25,001- 50,001- OVER 50,000 100,000 100,000		
Estimated Assets	0,001 \$1,000,001 \$10,000,001 \$5 1 to \$10 to \$50 to	50,000,001 \$100,000,001 \$500,000,001 More than to \$100 to \$500 to \$1 billion million		
Stimated Engineer   Claumater   Claumate	0,001 \$1,000,001 \$10,000,001 \$5	50,000,001 \$100,000,001 \$500,000,001 More than to \$100 to \$500 to \$100		

Case 1-12-13325 Doc 1 Filed 10/28/12 Entered 10/28/12 20:33:42 Desc Main Document Page 1 of 34

Voluntary Petition		B1, Page 2	
(This page must be completed and filed in every case)	Pickens Corporation		
Prior Bankruptcy Case Filed Within Last Location	8 Years (If more than one, attach additional sheet Case Number:	Date Filed:	
Where Filed: See Attachment A	Case Ivanioci.	Date I neu.	
Pending Bankruptcy Case Filed by any Spouse, Partner, o	r Affiliate of this Debtor (If more than one, attac	ch additional sheet)	
Name of Debtor: NONE	Case Number:	Date Filed:	
District:	Relationship:	Judge:	
Exhibit A  (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)  Exhibit A is attached and made a part of this petition.	Exhibit B  (To be completed if debtor whose debts are primarily of the petitioner named in the forinformed the petitioner that [he or she] may proof title 11, U.S.Code, and have explained the relief. I further certifity that I delivered to the debtor the Bankruptcy Code.  X  Signature of Attorney for Debtor(s)	is an individual consumer debts) oregoing petition, declare that I have ceed under chapter 7, 11, 12, or 13 of f available under each such chapter.	
	xhibit C		
Does the debtor own or have possession of any property that poses or is alleged  ☐ Yes, and Exhibit C is attached and made a part of this petition.  ☒ No	•	n to public health or safety?	
	xhibit D	D.)	
(To be completed by every individual debtor. If a joint petition is filed, each spo	Duse must complete and attach a separate Exhibit i	J.)	
☐ Exhibit D completed and signed by the debtor is attached and made a pa	art of this petition.		
☐ Exhibit D also completed and signed by the joint debtor is attached and	=		
Information Regar	rding the Debtor - Venue		
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.			
		s immediately preceding the date of	
		s immediately preceding the date of	
this petition or for a longer part of such 180 days than in any other District.	partnership pending in this District.	is District, or has no principal place	
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  Debtor is a debtor in a foriegn proceeding and has its principal place of bus of business or assets in the United States but is a defendant in an action or privall be served in regard to the relief sought in this District.	partnership pending in this District.  siness or principal assets in the United States in the roceeding [in a federal or state court] in this District.	is District, or has no principal place	
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  Debtor is a debtor in a foriegn proceeding and has its principal place of bus of business or assets in the United States but is a defendant in an action or partial be served in regard to the relief sought in this District.  Certification by a Debtor Who Res	partnership pending in this District.	is District, or has no principal place	
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  Debtor is a debtor in a foriegn proceeding and has its principal place of bus of business or assets in the United States but is a defendant in an action or partial be served in regard to the relief sought in this District.  Certification by a Debtor Who Res	partnership pending in this District.  siness or principal assets in the United States in the roceeding [in a federal or state court] in this Distriction of the sides as a Tenant of Residential Property applicable boxes	is District, or has no principal place ict, or the interests of the parties	
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  Debtor is a debtor in a foriegn proceeding and has its principal place of bus of business or assets in the United States but is a defendant in an action or possible be served in regard to the relief sought in this District.  Certification by a Debtor Who Reserved in this District.	siness or principal assets in the United States in the roceeding [in a federal or state court] in this District.  sides as a Tenant of Residential Property applicable boxes  sion of debtor's residence. (If box checked, complements)	is District, or has no principal place ict, or the interests of the parties	
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  Debtor is a debtor in a foriegn proceeding and has its principal place of bus of business or assets in the United States but is a defendant in an action or possible be served in regard to the relief sought in this District.  Certification by a Debtor Who Reserved in this District.	partnership pending in this District.  siness or principal assets in the United States in the roceeding [in a federal or state court] in this Distriction of the sides as a Tenant of Residential Property applicable boxes	is District, or has no principal place ict, or the interests of the parties	
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  Debtor is a debtor in a foriegn proceeding and has its principal place of bus of business or assets in the United States but is a defendant in an action or possible be served in regard to the relief sought in this District.  Certification by a Debtor Who Reserved in this District.	siness or principal assets in the United States in the roceeding [in a federal or state court] in this District.  sides as a Tenant of Residential Property applicable boxes  sion of debtor's residence. (If box checked, complements)	is District, or has no principal place ict, or the interests of the parties	
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  Debtor is a debtor in a foriegn proceeding and has its principal place of bus of business or assets in the United States but is a defendant in an action or possible be served in regard to the relief sought in this District.  Certification by a Debtor Who Reserved in this District.	siness or principal assets in the United States in the roceeding [in a federal or state court] in this District.  sides as a Tenant of Residential Property applicable boxes  sion of debtor's residence. (If box checked, complements)	is District, or has no principal place ict, or the interests of the parties	
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  Debtor is a debtor in a foriegn proceeding and has its principal place of bus of business or assets in the United States but is a defendant in an action or possible be served in regard to the relief sought in this District.  Certification by a Debtor Who Reserved in this District.	siness or principal assets in the United States in the roceeding [in a federal or state court] in this District.  sides as a Tenant of Residential Property applicable boxes  sion of debtor's residence. (If box checked, complements)	is District, or has no principal place ict, or the interests of the parties	
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  Debtor is a debtor in a foriegn proceeding and has its principal place of bus of business or assets in the United States but is a defendant in an action or possible be served in regard to the relief sought in this District.  Certification by a Debtor Who Reserved in this District.	siness or principal assets in the United States in the roceeding [in a federal or state court] in this District.  sides as a Tenant of Residential Property applicable boxes  sion of debtor's residence. (If box checked, completion of landlord that obtained judgment)  (Name of landlord)  v, there are circumstances under which the debtor	is District, or has no principal place ict, or the interests of the parties  lete the following.)	
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  Debtor is a debtor in a foriegn proceeding and has its principal place of bus of business or assets in the United States but is a defendant in an action or privally be served in regard to the relief sought in this District.  Certification by a Debtor Who Reserved and the debtor for possess of the debtor for possess of the debtor for possess of the debtor claims that under applicable nonbankruptcy law permitted to cure the entire monetary default that gave	siness or principal assets in the United States in the roceeding [in a federal or state court] in this District.  sides as a Tenant of Residential Property applicable boxes  sion of debtor's residence. (If box checked, complete (Name of landlord that obtained judgment)  (Address of landlord)  w, there are circumstances under which the debtor rise to the judgment for possession, after the judgment in the same part of the property of the proper	is District, or has no principal place ict, or the interests of the parties  ete the following.)	

(Off	Ficial Form 1) (4/10)	<b>FORM B1,</b> Page 3	
Voluntary Petition		Name of Debtor(s):	
(This page must be completed and filed in every case)		Pickens Corporation	
	Signature	s	
	Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative	
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 §342(b) of the Bankruptcy Code.		I declare under the 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 § 1511 of title 11, United States Code, I request relief in	
in thi	uest relief in accordance with the chapter of title 11, United States Code, specified s petition.	accordance with the chapter of title 11 specific in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.	
Λ	Signature of Debtor	X Not Applicable	
X	Signature of Joint Debtor	Signature of Authorized Individual	
	Signature of John Deotor	Printed Name of Authorized Individual	
	Telephone Number (If not represented by attorney)	Date	
	Date		
	Signature of Attorney*	Signature of Non-Attorney Petition Preparer	
X	/s/ James Joyce, Esq	I declare under the penalty of perjury that:(1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110(2). (2) I prepared this document for compensation, and that I have provided the debtor with a copy of this	
	Signature of Attorney for Debtor(s)  James Joyce, Esq	document and te 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	
	Printed Name of Attorney for Debtor(s)  James Joyce	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	
	Firm Name 4733 Transit Road	Form19B is attached.	
	Address Lancaster, NY 14043	Printed Name of Bankruptcy Petition Preparer	
	(716) 656-0600	Social Security Number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal,	
	Telephone Number 10/25/12	responsible person or partner of the Bankruptcy petition preparer.) (Required by 11 U.S.C. §110.)	
* I	Date a case in which §707(b)(4)(D) applies, this signature also constitutes a	Address	
certif	ication that the attorney has no knowledge after inquiry that the information in chedules is incorrect.	X	
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.		Date Signature of Bankruptcy Petition Preparer officer, principal, responsible person or partner, whose social security number is provided above.	
The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.		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:	
X		If more than one person prepared this document, attach additional sheets	
Signature of Authorized Individual Charles Pickens		conforming to the appropriate official form for each person.	
_	Printed Name of Authorized Individual President	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	
	Title of Authorized Individual 10/25/12	imprisonment or both 11 U.S.C. § 110; 18 U.S.C. § 156	
	Date		

## Attachment "A" — Prior Bankruptcy Case Filed Within Last 8 Years

Prior Bankruptcy Cases Filed Within Last 8 Years			
Location Where Filed: <b>wdny</b>	Case Number: <b>08-14597</b>	Date Filed: October 17, 2008	
Location Where Filed: <b>wdny</b>	Case Number: <b>09-14980</b>	Date Filed: October 24, 2009	
Location Where Filed: <b>wdny</b>	Case Number: <b>10-14565</b>	Date Filed: October 23, 2010	
Location Where Filed: <b>wdny</b>	Case Number: 11-13434	Date Filed: September 30, 2011	

# UNITED STATES BANKRUPTCY COURT

# **Western District of New York**

In re Pickens Corporation,	Case No.
Debtor	Chapter 11
Pursuant to FRBP §1007(a)(1), or FRBP §7007.1(a) entity:	the undersigned counsel for the following corporate
Pickens Corporation	
in the above captioned case or adversary proceeding of a governmental unit, directly or indirectly owns 10 interest, or states that there are no entities to report u	% or more of any class of the corporation's equity
No entities to report under under FRBP §1007(a)(	1), or FRBP §7007.1(a).
October 25, 2012	/s/ James M. Joyce
Date	Iames M. Iovce

# UNITED STATES BANKRUPTCY COURT Western District of New York

In re Pickens Corporation,	Case No.
Debtor	
	Chapter 11

## STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, 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).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 1. Income from employment or operation of business

None	State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning
	of this calendar year to the date this case was commenced. State also the gross amounts received during the <b>two years</b> immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a
	fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE (if more than one)		
\$15,000.00	2011		
\$15,000.00	2010		

#### 2. Income other than from employment or operation of business

None

 $\square$ 

State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the two years immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 3. Payments to creditors

None

a. *Individual or joint debtor(s)* with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case if the aggregate value of all property that constitutes or is affected by such transfer is not less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None X

b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,850\*. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

\* Amount subject to adjustment on 4/1/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

None



c. *All debtors:* List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

## 4. Suits and administrative proceedings, executions, garnishments and attachments

None



a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

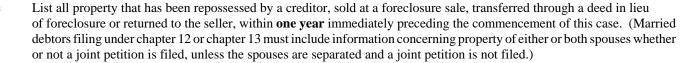
None



b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 5. Repossessions, foreclosures and returns

None



#### 6. Assignments and receiverships

ľ	Vone
	$\overline{X}$

a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

# None X

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 7. Gifts

# None X

List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 8. Losses

# None X

List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case.** (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

### 9. Payments related to debt counseling or bankruptcy

None

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS OF DATE OF PAYMENT, NAME AMOUNT OF MONEY OR DESCRIPTION OF PAYOR IF OTHER THAN AND VALUE OF PROPERTY

DEBTOR

j joyce 10/24/12 \$1,000.00

lancaster, ny

#### 10. Other transfers

None

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF DATE OF DESCRIBE PROPERTY TRANSFERRED AND

TRANSFEREE, RELATIONSHIP TO TRANSFER VALUE RECEIVED

**DEBTOR** 

surrendered

928 fillmore \$0.01

None

b. List all property transferred by the debtor within **ten years** immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

#### 11. Closed financial accounts

None

X

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage homes and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 12. Safe deposit boxes

None

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

List all property owned by another person that the debtor holds or controls.

#### 13. Setoffs

None

X

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 14. Property held for another person

None

## 15. Prior address of debtor

None

X

If the debtor has moved within the **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

## 16. Spouses and Former Spouses

None

X

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the **eight year period** immediately preceding the commencement of the case, identify the name of the debtor's spouse and any former spouse who resides or resided with the debtor in the community property state.

#### 17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, ground water, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant or contaminant or similar term under Environmental Law.

None X

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of notice, and, if known, the Environmental Law:

None X

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

None X

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

#### 18. Nature, location and name of business

None



a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within **six years** immediately preceding the commencement of this case.

*If the debtor is a corporation*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

None



b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within **six years** immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time.

(An individual or joint debtor should complete this portion of the statement **only** if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

#### 19. Books, records and financial statements

None	a. List all bookkeepers and accountants who within the <b>two years</b> immediately preceding the filing of this bankruptcy case
$\boxtimes$	kept or supervised the keeping of books of account and records of the debtor.

b. List all firms or individuals who within the **two years** immediately preceding the filing of this bankruptcy case have None audited the books of account and records, or prepared a financial statement of the debtor. N

c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within the **two years** immediately preceding the commencement of this case.

#### 20. Inventories

None

N

None

X

 $\square$ 

None

 $\square$ 

None

X

None

 $\square$ 

None a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above.

#### 21. Current Partners, Officers, Directors and Shareholders

None a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership. X

b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting securities of the corporation.

#### 22. Former partners, officers, directors and shareholders

None a. If the debtor is a partnership, list each member who withdrew from the partnership within one year immediately preceding the commencement of this case. N

b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within one year immediately preceding the commencement of this case.

#### 23. Withdrawals from a partnership or distributions by a corporation

None If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during one year  $|\mathbf{X}|$ immediately preceding the commencement of this case.

## 24. Tax Consolidation Group.

None	If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of an consolidated group for tax purposes of which the debtor has been a member at any time within <b>six-year</b> immediatel preceding the commencement of the case.				
25. Pensio	on Funds.				
None X	If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within the <b>six-year period</b> immediately preceding the commencement of the case.				
	*****				
	nder penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any is thereto and that they are true and correct to the best of my knowledge, information and belief.				
Date:	/s/ Charles Pickens				
	Charles Pickens, President				
	Print name and Title				
[An indivi	dual signing on behalf of a partnership or corporation must indicate position or relationship to debtor]				

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

\_\_\_\_ continuation sheets attached

#### **B6 Cover (Form 6 Cover) (12/07)**

#### FORM 6. SCHEDULES

Summary of Schedules

Statistical Summary of Certain Liabilities and Related Data (28 U.S.C. § 159)

Schedule A - Real Property

Schedule B- Personal Property

Schedule C - Property Claimed as Exempt

Schedule D - Creditors Holding Secured Claims

Schedule E - Creditors Holding Unsecured Priority Claims

Schedule F - Creditors Holding Unsecured Nonpriority Claims

Schedule G - Executory Contracts and Unexpired Leases

Schedule H - Codebtors

Schedule I - Current Income of Individual Debtor(s)

Schedule J - Current Expenditures of Individual Debtors(s)

Unsworn Declaration Under Penalty of Perjury

GENERAL INSTRUCTIONS: The first page of the debtor's schedules and the first page of any amendments thereto must contain a caption as in Form 16B. Subsequent pages should be identified with the debtor's name and case number. If the schedules are filed with the petition, the case number should be left blank.

Schedules D, E, and F have been designed for the listing of each claim only once. Even when a claim is secured only in part or entitled to priority only in part, it still should be listed only once. A claim which is secured in whole or in part should be listed on Schedule D only, and a claim which is entitled to priority in whole or in part should be listed on Schedule E only. Do not list the same claim twice. If a creditor has more than one claim, such as claims arising from separate transactions, each claim should be scheduled separately.

Review the specific instructions for each schedule before completing the schedule.

# UNITED STATES BANKRUPTCY COURT

# **Western District of New York**

In re Pickens Corporation,

Case No.

Debtor

Chapter 11

# **SUMMARY OF SCHEDULES**

#### AMOUNTS SCHEDULED

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	YES	1	\$ 85,000.00		
B - Personal Property	YES	4	\$ 0.00		
C - Property Claimed as Exempt	YES	1			
D - Creditors Holding Secured Claims	YES	2		\$ 37,500.00	
E - Creditors Holding Unsecured Priority	YES	1		\$ 0.00	
F - Creditors Holding Unsecured Non-Priority	YES	1		\$ 0.00	
G - Executory Contracts and Unexpired Leases	YES	1			
H - Codebtors	YES	1			
I - Current Income of Individual Debtors	YES	1			\$ 2,500.00
J - Current Expenditures of Individual Debtor(s)	YES	1			\$ 1,950.00
TOTAL		14	\$ 85,000.00	\$ 37,500.00	

# SCHEDULE A - REAL PROPERTY

	Total		\$85,000.00	
829 Fillmore Buffalo	tax		\$35,000.00	\$15,000.00
530 E. Ferry, Buffalo	fee		\$25,000.00	\$10,000.00
527 E. Ferry, Buffalo	fee		\$25,000.00	\$12,500.00
DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM

# SCHEDULE B – PERSONAL PROPERTY

			1	
TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1. Cash on hand.	X			
2. Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	X			
3. Security deposits with public utilities, telephone companies, landlords, and others.	X			
4. Household goods and furnishings, including audio, video, and computer equipment.	X			
5. Books, pictures and other art objects; antiques; stamp, coin, record, tape, compact disc, and other collections or collectibles.	X			
6. Wearing apparel.	X			
7. Furs and jewelry.	X			
8. Firearms and sports, photographic, and other hobby equipment.	X			
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X			
10. Annuities. Itemize and name each issuer.	X			

# **SCHEDULE B -- PERSONAL PROPERTY**

TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
11. Interest in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c); Rule 1007(b)).	×			
12. Interest in IRA, ERISA, Keough, or other pension or profit sharing plans. Itemize.	X			
13. Stock and interest in incorporated and unincorporated businesses. Itemize.	X			
14. Interests in partnerships or joint ventures. Itemize.	X			
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	X			
16. Accounts receivable.	X			
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			
18. Other liquidated debts owing debtor including tax refunds. Give particulars.	X			
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule of Real Property.	X			

# SCHEDULE B -- PERSONAL PROPERTY

TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
20. Contingent and non-contingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to set off claims. Give estimated value of each.	X			
22. Patents, copyrights, and other intellectual property. Give particulars.	X			
23. Licenses, franchises, and other general intangibles. Give particulars.	X			
24. Customer lists or other compilations containing personally identifiable information (as defined in 11.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25. Automobiles, trucks, trailers, and other vehicles and accessories.	X			
26. Boats, motors, and accessories.	X			
27. Aircraft and accessories.	X			
28. Office equipment, furnishings, and supplies.	X			

# **SCHEDULE B -- PERSONAL PROPERTY**

TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
29. Machinery, fixtures, equipment, and supplies used in business.	X			
30. Inventory.	X			
31. Animals.	X			
32. Crops growing or harvested. Give particulars.	X			
33. Farming equipment and implements.	X			
34. Farm supplies, chemicals, and feed.	X			
35. Other personal property of any kind not already listed. Itemize.	X			
	-	TO	ΓAL	\$0.00

## SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemption to which do (Check one box)	ebtor is entitled under:					
□ 11 U.S.C. § 522(b)(2)	☐ Check if c \$146,450*	☐ Check if debtor claims a homestead exemption that exceeds \$146.450*				
□ 11 U.S.C. § 522(b)(3):						
DESCRIPTION OF PROPERTY	SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTION			
None						
	Total					

<sup>\*</sup> Amount subject to adjustment on 4/1/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

## SCHEDULE D – CREDITORS HOLDING SECURED CLAIMS

☐ Check here if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER (See Instructions above)	CODEBTOR	H, W, J OR C	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.  Buffalo City Tax City Hall Buffalo, NY 14202			2008-2011; tax; 530 E. Ferry, Buffalo; VALUE \$25,000.00				\$8,000.00	\$0.00
ACCOUNT NO.  Buffalo City Tax City Hall Buffalo, NY 14202			2008-2011; tax; 829 Fillmore; VALUE \$35,000.00				\$12,000.00	\$0.00
ACCOUNT NO.  Buffalo Water 281 exchange Buffalo, NY 14202			2011; water; 527 E. Ferry, Buffalo; VALUE \$25,000.00				\$500.00	\$0.00
ACCOUNT NO.  City of buffalo city hall tax department buffalo, NY 14202			2008-2012; tax; 527 E. Ferry, Buffalo; VALUE \$25,000.00				\$10,000.00	\$0.00
ACCOUNT NO.  Erie County Finance Dept. 95 Franklin Street Buffalo, NY 14202			2008-2012; tax; 829 Fillmore; VALUE \$35,000.00				\$3,000.00	\$0.00
ACCOUNT NO.  Erie County Finance Dept. 95 Franklin Street Buffalo, NY 14202			2008-2011; tax; 530 E. Ferry, Buffalo; VALUE \$25,000.00				\$2,000.00	\$0.00
ACCOUNT NO.  erie county tax 95 franklin St Buffalo, NY 14202			2008; tax; 527 E. Ferry, Buffalo; VALUE \$25,000.00				\$2,000.00	\$0.00
					To	tal	\$37,500.00	\$0.00

## SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

## SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

🗵 Check here if debtor has no creditors holding unsecured claims to report on this Schedule E.

## SCHEDULE F – CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

🗵 Check here if debtor has no creditors holding unsecured non priority claims to report on this Schedule F.

Debtor

## SCHEDULE G – EXECUTORY CONTRACTS AND UNEXPIRED LEASES

 $oxed{\boxtimes}$  Check this box if debtor has no executory contracts or unexpired leases.

## **SCHEDULE H - CODEBTORS**

Check this box if debtor has no codebtors.

## SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by a married debtor in a chapter 7, 11, 12, or 13 case whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child.

Debtor's Marital	DEPENDENTS OF I	DEBTOR AND SPOUS	E
Status:	RELATIONSHIP		AGE
Employment:	DEBTOR	S	POUSE
Occupation			
Name of Employer			
How long employed			
Address of Employer			
INCOME: (Estimate of a 1. Current monthly gross (pro rate if not paid m 2. Estimated monthly over	wages, salary, and commissions onthly.)	DEBTOR \$ 0.00 \$ 0.00	\$ \$
3. SUBTOTAL		\$ 0.00	\$
<ul> <li>4. LESS PAYROLL DEI</li> <li>a. Payroll taxes a</li> <li>b. Insurance</li> <li>c. Union dues</li> <li>d. Other (Specify</li> </ul>	and social security	\$ 0.00 \$ 0.00 \$ 0.00 \$ 0.00	\$ \$ \$ \$
5. SUBTOTAL OF PAY	ROLL DEDUCTION	\$ 0.00	\$
6. TOTAL NET MONTH	HLY TAKE HOME PAY	\$ <u>0.00</u>	\$
(attach detailed stater 8. Income from real prop 9. Interest and dividends 10. Alimony, maintenance	· ·	\$ 0.00 \$ 2,500.00 \$ 0.00 \$ 0.00	\$ \$ \$
11. Social security or oth (Specify) 12. Pension or retirement 13.Other monthly income (Specify)	er government assistance income	\$ 0.00 \$ 0.00 \$ 0.00 \$ 0.00	\$ \$ \$ \$
14. SUBTOTAL OF LIN	IES 7 THROUGH 13	\$ <u>2,500.00</u>	\$
15. TOTAL MONTHLY	INCOME	\$ 2,500.00	\$
16. TOTAL COMBINEI	D MONTHLY INCOME \$ 2,500.00		

<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: NONE

Debtor

## SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Pro rate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the deductions from income allowed on Form 22A or 22C.

☐ Check here if a joint petition is filed expenditures labeled "Spouse."	l and debtor's spo	ouse maintains a separate household. Complet	e a separate schedule of
1. Rent or home mortgage payment (include	e lot rented for m	nobile home)	\$ 0.00
a. Are real estate taxes included?	Yes	No	
b. Is property insurance included?	Yes	No	
2. Utilities a. Electricity and heating fuel			\$ 500.00
b. Water and sewer			\$ 200.00
c. Telephone			\$ 0.00
d. Other			\$ 0.00
3. Home maintenance (repairs and upkeep)			\$ 200.00
4. Food			\$ 0.00
5. Clothing			\$ 0.00
6. Laundry and dry cleaning			\$ 0.00
7. Medical and dental expenses			\$ 0.00
8. Transportation (not including car paymer	nts)		\$ 0.00
9. Recreation, clubs and entertainment, new	spapers, magazii	nes, etc.	\$ 0.00
10. Charitable contributions			\$ 0.00
11. Insurance (not deducted from wages or	included in home	e mortgage payments)	
a. Homeowner's or renter's			\$ 200.00
b. Life			\$ 0.00
c. Health			\$ 0.00
d. Auto			\$ 0.00
e. Other			\$ 0.00
12. Taxes (not deducted from wages or incl	uded in home mo	ortgage payments)	
(Specify)			\$ 700.00
13. Installment payments: (In chapter 12 an	d 13 cases, do no	ot list payments to be included in the plan)	
a. Auto			\$ 0.00
14. Alimony, maintenance, and support paid			\$ 0.00
15. Payments for support of additional depe	endents not living	g at your home	\$ 0.00
16. Regular expenses from operation of bus	siness, profession	, or farm (attach detailed statement)	\$ 150.00
17. Other			\$ 0.00
18. TOTAL MONTHLY EXPENSES			\$ <u>1,950.00</u>
19. Describe any increase or decrease in expe	enditures reasona	bly anticipated to occur within the year followi	ng the filing of this documen

19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document: NONE

## 20. STATEMENT OF MONTHLY NET INCOME

a. Total monthly income from Line 16 of Schedule I	\$ <u>2,500.00</u>
b. Total monthly expenses from Line 18	\$ <u>1,950.00</u>
c. Monthly net income (a minus b)	\$ <u>550.00</u>

# **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

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

I, the President of the corporation named as debtor i	n this case, declare under penalty of perjury that I have read the foregoing
summary and schedules, consisting of 16	sheets, (total shown on summary page plus 2),
and that they are true and correct to the best of my ki	nowledge, information, and belief.
Date: 10/25/12	/s/ Charles Pickens
	Charles Pickens
	[Print or type name of individual signing on behalf of debtor.]
[An individual signing on behalf of a partnership or co	orporation must indicate position or relationship to debtor]

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**

## **Western District of New York**

In re Pickens Corporation,

Case No.

Debtor

Chapter 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)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed or subject to setoff	Amount of claim [if secured also state value of security]

# DECLARATION CONCERNING LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMSDECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the president of the corporation of Pickens Corporation named as debtor in this case, declare under penalty of perjury that I have read the foregoing List of Creditors Holding the 20 Largest Unsecured Claims and that it is true and correct to the best of my knowledge, information, and belief.

/s/ Charles Pickens	October 28, 2012	
Signature of Officer, Title	Date	
(An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.)		

# UNITED STATES BANKRUPTCY COURT

**Western District of New York** 

In re Pickens Corporation,	Case No	

Debtor

	Debtor	
	DISCLOSURE OF COMPEN	NSATION OF ATTORNEY FOR DEBTOR
1.	that compensation paid to me within one year before the f	16(b), I certify that I am the attorney for the above-named debtor(s) and filing of the petition in bankruptcy, or agreed to be paid to me, for services contemplation of or in connection with the bankruptcy case is as follows:
	For legal services, I have agreed to accept	\$ 1,000.00
	Prior to the filing of this statement I have received	\$ 1,000.00
	Balance Due	\$ 0.00
2.	. The source of the compensation paid to me was:	
	□ O     □ O	Other (specify)
3.	. The source of compensation to be paid to me is:	
	☑ Debtor ☐ 0	Other (specify)
4.	I have not agreed to share the above-disclosed comp my law firm.	pensation with any other person unless they are members and associates of
		sation with a person or persons who are not members or associates of my a list of the names of the people sharing in the compensation, is attached.
5.	In return for the above-disclosed fee, I have agreed to ren	nder legal service for all aspects of the bankruptcy case, including:
	<ul> <li>a. Analysis of the debtor's financial situation, and rebankruptcy;</li> </ul>	rendering advice to the debtor in determining whether to file a petition in
	b. Preparation and filing of any petition, schedules.	s, statement of affairs and plan which may be required;
	c. Representation of the debtor at the meeting of cr	reditors and hearing, and any adjourned hearings thereof;
6.	. By agreement with the debtor(s), the above-disclosed fee	does not include the following services:
	CF	ERTIFICATION
	I certify that the foregoing is a complete statement of any debtor(s) in this bankruptcy proceeding.	y agreement or arrangement for payment to me for representation of the
	October 25, 2012	/s/ James M. Joyce
	Date	James M. Joyce
		Attorney at Law, Attorney at Law
1		Name of law firm

## UNITED STATES BANKRUPTCY COURT

**Western District of New York** 

In re Pickens Corporation	Case No.	
	Chapter: Chapter 11	

# **VERIFICATION OF CREDITOR MATRIX**

The above named Debtor hereby verifies that the attached matrix listing of creditors is true and correct to the best of my knowledge.

Date:	/s/
Date:	Signature of Debtor
	Signature of Joint Debtor ( if any)

Buffalo City Tax City Hall Buffalo, NY 14202

Buffalo City Tax City Hall Buffalo, NY 14202

Buffalo Water 281 exchange Buffalo, NY 14202

City of buffalo city hall tax department buffalo, NY 14202

Erie County Finance Dept. 95 Franklin Street Buffalo, NY 14202

Erie County Finance Dept. 95 Franklin Street Buffalo, NY 14202

erie county tax 95 franklin St Buffalo, NY 14202