

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

Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle): Spencerport Development LLC	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) 20-3301238	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): 45 Cedarfield Commons Suite FA Rochester, NY	Street Address of Joint Debtor (No. and Street, City, and State):
ZIP Code 14612	ZIP Code
County of Residence or of the Principal Place of Business: Monroe	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): Condominium Lot 10 residential lots, 1 bulk lot Village of Spencerport Spencerport, NY 14559	

Type of Debtor (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.)	Nature of Business (Check one box) <input 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 checked="" type="checkbox"/> Other	Chapter of Bankruptcy Code Under Which the Petition is Filed (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
Chapter 15 Debtors Country of debtor's center of main interests: Each country in which a foreign proceeding by, regarding, or against debtor is pending:	Tax-Exempt Entity (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).	Nature of Debts (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.

Filing Fee (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.	Chapter 11 Debtors Check one box: <input type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input checked="" type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,490,925 (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 <input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.	THIS SPACE IS FOR COURT USE ONLY
Estimated Number of Creditors <input checked="" type="checkbox"/> 1-49 <input type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999 <input type="checkbox"/> 1,000-5,000 <input type="checkbox"/> 5,001-10,000 <input type="checkbox"/> 10,001-25,000 <input type="checkbox"/> 25,001-50,000 <input type="checkbox"/> 50,001-100,000 <input type="checkbox"/> OVER 100,000	
Estimated Assets <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input checked="" type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion	
Estimated Liabilities <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input checked="" type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion	

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

Location Where Filed: - None -	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:

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

Name of Debtor: - None -	Case Number:	Date Filed:
District:	Relationship:	Judge:

<p style="text-align: center;">Exhibit A</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;">Exhibit 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>X _____ 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):
Spencerport Development 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/ David H. Ealy, Esq.
Signature of Attorney for Debtor(s)

David H. Ealy, Esq.
Printed Name of Attorney for Debtor(s)

TREVETT CRISTO SALZER & ANDOLINA P.C.
Firm Name

Two State Street, Suite 1000
Rochester, NY 14614

Address

Email: dealy@trevetlaw.com

(585) 454-2181 Fax: (585) 454-4026
Telephone Number

September 15, 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/ Richard M. Gollel
Signature of Authorized Individual

Richard M. Gollel
Printed Name of Authorized Individual

Managing Member
Title of Authorized Individual

September 15, 2014
Date

United States Bankruptcy Court
Western District of New York

In re Spencerport Development 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>
MONROE HOMES INC. Cedarfield Commons, Suite 1FA Rochester, NY 14612	MONROE HOMES INC. Cedarfield Commons, Suite 1FA Rochester, NY 14612	General contracting		663,878.00
M&T BANK One M&T Plaza Buffalo, NY 14203	M&T BANK One M&T Plaza Buffalo, NY 14203	RE - Condominium lots		1,354,266.00 (1,100,000.00 secured)
CLAIROL DEVELOPMENT, LLC 3001 Brockport Road Spencerport, NY 14559	CLAIROL DEVELOPMENT, LLC 3001 Brockport Road Spencerport, NY 14559	Pump station work		165,494.00
GENESEE REGIONAL BANK 3380 Monroe Avenue Rochester, NY 14618	GENESEE REGIONAL BANK 3380 Monroe Avenue Rochester, NY 14618	RE - Condominium lots		449,905.00 (300,000.00 secured)
MANITOU CONCRETE P.O. Box 22668 Rochester, NY 14692	MANITOU CONCRETE P.O. Box 22668 Rochester, NY 14692	Material supplies		74,405.00
M&T REAL ESTATE TRUST Commerical Real Estate Dept. P.O. Box 4560 Buffalo, NY 14240	M&T REAL ESTATE TRUST Commerical Real Estate Dept. P.O. Box 4560 Buffalo, NY 14240	Loan interest		74,403.00
ALCO PAVING, INC. 34 Empire Blvd. Rochester, NY 14609	ALCO PAVING, INC. 34 Empire Blvd. Rochester, NY 14609	Services rendered		57,727.00
ROCHESTER PLOW P.O. Box 232 Honeoye Falls, NY 14472	ROCHESTER PLOW P.O. Box 232 Honeoye Falls, NY 14472	Excavation work		41,102.00
NORTHVIEW DEVELOPMENT INC. 45 Cedarfield Commons, Suite FA Rochester, NY 14612	NORTHVIEW DEVELOPMENT INC. 45 Cedarfield Commons, Suite FA Rochester, NY 14612	Lawn maintenance and plowing services		30,282.00

Debtor(s)

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
CICERO-RANZENBACH 2688 Brick Schoolhouse Road Hilton, NY 14468	CICERO-RANZENBACH 2688 Brick Schoolhouse Road Hilton, NY 14468	Excavation work		21,850.00
GENESEE REGIONAL BANK 3380 Monroe Avenue Rochester, NY 14618	GENESEE REGIONAL BANK 3380 Monroe Avenue Rochester, NY 14618	Construction interest		14,754.00
M&T BANK Commercial Loan Operations P.O. Box 1302 Buffalo, NY 14240	M&T BANK Commercial Loan Operations P.O. Box 1302 Buffalo, NY 14240	Loan interest		13,338.00
DOLOMITE GROUP P.O. Box 22668 Rochester, NY 14692	DOLOMITE GROUP P.O. Box 22668 Rochester, NY 14692	Foundation materials		12,750.00
CARDINAL LAWN & LANDSCAPE 5112 Ridge Road West Spencerport, NY 14559	CARDINAL LAWN & LANDSCAPE 5112 Ridge Road West Spencerport, NY 14559	Landscaping services		11,615.00
NORTH GREECE HOUSING CORP. 45 Cedarfield Commons, Suite FA Rochester, NY 14612	NORTH GREECE HOUSING CORP. 45 Cedarfield Commons, Suite FA Rochester, NY 14612	Onsite labor		6,259.00
WOODS OVIATT GILMAN, LLP 2 State Street, Suite 700 Rochester, NY 14614	WOODS OVIATT GILMAN, LLP 2 State Street, Suite 700 Rochester, NY 14614	Legal services		3,837.00
P.D.S. CONSTRUCTION 700 Cook Rd. Hamlin, NY 14464	P.D.S. CONSTRUCTION 700 Cook Rd. Hamlin, NY 14464	Transportation and materials		3,835.00
LADIEU ASSOCIATES, P.C. 40 Cedarfield Commons Rochester, NY 14612-2337	LADIEU ASSOCIATES, P.C. 40 Cedarfield Commons Rochester, NY 14612-2337	Engineering services		3,798.00
BR DAMICO, INC. P.O. Box 168 Webster, NY 14580	BR DAMICO, INC. P.O. Box 168 Webster, NY 14580	Refuse removal		3,763.00
RICHARD D. MORRIS, ESQ. 120 Corporate Woods, Suite 240 Rochester, NY 14623	RICHARD D. MORRIS, ESQ. 120 Corporate Woods, Suite 240 Rochester, NY 14623	Legal services		3,456.00

In re Spencerport Development LLC
Debtor(s)

Case No. _____

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

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

I, the Managing Member of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date September 15, 2014

Signature /s/ Richard M. Gollel
Richard M. Gollel
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
Western District of New York**

In re Spencerport Development 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
Richard M. Gollel 15411 Palma Lane Wellington, FL 33414	Member	NA	Sole Member

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 15, 2014

Signature /s/ Richard M. Gollel
Richard M. Gollel
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.

ALA ARCHITECTS
530 Summit Point Drive
Henrietta, NY 14467

ALCO PAVING, INC.
34 Empire Blvd.
Rochester, NY 14609

BR DAMICO, INC.
P.O. Box 168
Webster, NY 14580

CARDINAL LAWN & LANDSCAPE
5112 Ridge Road West
Spencerport, NY 14559

CICERO-RANZENBACH
2688 Brick Schoolhouse Road
Hilton, NY 14468

CLAIROL DEVELOPMENT, LLC
3001 Brockport Road
Spencerport, NY 14559

CRUPI GRAVEL PRODUCTS
979a Mt. Read Blvd.
Rochester, NY 14608

DOLOMITE GROUP
P.O. Box 22668
Rochester, NY 14692

FIVE STAR EQUIPMENT, INC.
P.O. Box 176
Scranton, PA 18512

GENESEE REGIONAL BANK
3380 Monroe Avenue
Rochester, NY 14618

LADIEU ASSOCIATES, P.C.
40 Cedarfield Commons
Rochester, NY 14612-2337

M&T BANK
One M&T Plaza
Buffalo, NY 14203

M&T BANK
Commercial Loan Operations
P.O. Box 1302
Buffalo, NY 14240

M&T REAL ESTATE TRUST
Commerical Real Estate Dept.
P.O. Box 4560
Buffalo, NY 14240

MANITOU CONCRETE
P.O. Box 22668
Rochester, NY 14692

MONROE COUNTY TREASURER
39 West Main Street
Room B-2
Rochester, NY 14614-1467

MONROE HOMES INC.
Cedarfield Commons, Suite 1FA
Rochester, NY 14612

NORTH GREECE HOUSING CORP.
45 Cedarfield Commons, Suite FA
Rochester, NY 14612

NORTHVIEW DEVELOPMENT INC.
45 Cedarfield Commons, Suite FA
Rochester, NY 14612

P.D.S. CONSTRUCTION
700 Cook Rd.
Hamlin, NY 14464

RICHARD D. MORRIS, ESQ.
120 Corporate Woods, Suite 240
Rochester, NY 14623

ROCHESTER PLOW
P.O. Box 232
Honeoye Falls, NY 14472

TERRY TREE SERVICE LLC
225 Ballantyne Road
Rochester, NY 14626

VILLAGE OF SPENCERPORT PROPERTY TAX
27 West Avenue
Spencerport, NY 14559

WESTFALL MANAGEMENT LLC
45 Cedarfield Commons, Suite FA
Rochester, NY 14612

WOODS OVIATT GILMAN, LLP
2 State Street, Suite 700
Rochester, NY 14614

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

In re Spencerport Development 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 Spencerport Development 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 15, 2014

Date

/s/ David H. Ealy, Esq.

David H. Ealy, Esq.

Signature of Attorney or Litigant

Counsel for Spencerport Development LLC

TREVETT CRISTO SALZER & ANDOLINA P.C.

Two State Street, Suite 1000

Rochester, NY 14614

(585) 454-2181 Fax:(585) 454-4026

dealy@trevetlaw.com

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

In re Spencerport Development LLC

Debtor(s)

Case No. _____
Chapter

11

STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

I, **Richard M. Gollel**, declare under penalty of perjury that I am the **Managing Member** of **Spencerport Development LLC**, and that the following is a true and correct copy of the resolutions adopted by the members of said corporation at a special meeting duly called and held on the 15th 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 **Richard M. Gollel, 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 **Richard M. Gollel, 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 **Richard M. Gollel, Managing Member** of this Corporation is authorized and directed to employ **David H. Ealy, Esq.**, attorney and the law firm of **TREVETT CRISTO SALZER & ANDOLINA P.C.** to represent the corporation in such bankruptcy case."

Date September 15, 2014

Signed _____

Richard M. Gollel

Resolution of Members
of
Spencerport Development 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 **Richard M. Gollel, 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 **Richard M. Gollel, 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 **Richard M. Gollel, Managing Member** of this Corporation is authorized and directed to employ **David H. Ealy, Esq.**, attorney and the law firm of **TREVETT CRISTO SALZER & ANDOLINA P.C.** to represent the corporation in such bankruptcy case.

Date **September 15, 2014** _____

Signed _____