

Fill in this information to identify your case:

United States Bankruptcy Court for the:

WESTERN DISTRICT OF NEW YORK

Case number (if known) Chapter 11

☐ 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 Pescrillo New York, LLC

2. All other names debtor used in the last 8 years

Include any assumed names, trade names and doing business as names

3. Debtor's federal Employer Identification Number (EIN) 47-3653986

4. Debtor's address Principal place of business Mailing address, if different from principal place of business

714 W Market Street
Niagara Falls, NY 14301

Number, Street, City, State & ZIP Code

Niagara
County

P.O. Box, Number, Street, City, State & ZIP Code

Location of principal assets, if different from principal place of business
Niagara County

Number, Street, City, State & ZIP Code

5. Debtor's website (URL)

6. Type of debtor
☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
☐ Partnership (excluding LLP)
☐ Other. Specify:

7. Describe debtor's business

A. Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ 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. § 781(3))
- ☒ None of the above

B. 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 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 <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

5311

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- ☐ Chapter 7
- ☐ Chapter 9

☒ Chapter 11. Check all that apply:

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ 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).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11 (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

- ☐ No.
- ☒ Yes.

If more than 2 cases, attach a separate list.

District	EDNY; Ch 11, converted	When	10/08/15	Case number	15-bk-74305
District	WDNY; Ch 7, closed	When	10/08/15	Case number	15-bk-12679

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

- ☐ No
- ☒ Yes.

List all cases. If more than 1, attach a separate list

Debtor	Ralph T. Pescrillo	Relationship	Managing Member
District	WDNY; Ch 13, pending	When	9/23/16
		Case number, if known	16-bk-11851

11. Why is the case filed in this district?

Check all that apply:

- ☒ Debtor has had its domicile, 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.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

☒ No

☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard?

☐ It needs to be physically secured or protected from the weather.

☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

☐ Other

Where is the property?

Number, Street, City, State & ZIP Code

Is the property insured?

☐ No

☐ Yes. Insurance agency

Contact name

Phone

Statistical and administrative information

13. Debtor's estimation of available funds

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors

☒ 1-49

☐ 50-99

☐ 100-199

☐ 200-999

☐ 1,000-5,000

☐ 5001-10,000

☐ 10,001-25,000

☐ 25,001-50,000

☐ 50,001-100,000

☐ More than 100,000

15. Estimated Assets

☐ \$0 - \$50,000

☐ \$50,001 - \$100,000

☐ \$100,001 - \$500,000

☐ \$500,001 - \$1 million

☒ \$1,000,001 - \$10 million

☐ \$10,000,001 - \$50 million

☐ \$50,000,001 - \$100 million

☐ \$100,000,001 - \$500 million

☐ \$500,000,001 - \$1 billion

☐ \$1,000,000,001 - \$10 billion

☐ \$10,000,000,001 - \$50 billion

☐ More than \$50 billion

16. Estimated liabilities

☐ \$0 - \$50,000

☐ \$50,001 - \$100,000

☐ \$100,001 - \$500,000

☐ \$500,001 - \$1 million

☒ \$1,000,001 - \$10 million

☐ \$10,000,001 - \$50 million

☐ \$50,000,001 - \$100 million

☐ \$100,000,001 - \$500 million

☐ \$500,000,001 - \$1 billion

☐ \$1,000,000,001 - \$10 billion

☐ \$10,000,000,001 - \$50 billion

☐ More than \$50 billion

Debtor **Pescrillo New York, LLC**
Name

Case number (if known)

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature
of authorized
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **April 6, 2018**
MM / DD / YYYY

X /s/ Ralph T. Pescrillo
Signature of authorized representative of debtor

Title **Managing Member**

Ralph T. Pescrillo
Printed name

18. Signature of attorney

X /s/ Robert B. Gleichenhaus, Esq.
Signature of attorney for debtor

Date **April 6, 2018**
MM / DD / YYYY

Robert B. Gleichenhaus, Esq.
Printed name

Gleichenhaus, Marchese & Weishaar, P.C.
Firm name

**930 Convention Tower
43 Court Street
Buffalo, NY 14202**
Number, Street, City, State & ZIP Code

Contact phone **(716) 845-6446** Email address

NY
Bar number and State

Fill in this information to identify the case:

Debtor name Pescrillo New York, LLC

United States Bankruptcy Court for the: WESTERN DISTRICT OF NEW YORK

Case number (if known) _____

☐ Check if this is an amended filing

Official Form 202

Declaration Under Penalty of Perjury for Non-Individual Debtors

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☒ *Schedule A/B: Assets—Real and Personal Property* (Official Form 206A/B)
- ☒ *Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 206D)
- ☒ *Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 206E/F)
- ☒ *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G)
- ☒ *Schedule H: Codebtors* (Official Form 206H)
- ☒ *Summary of Assets and Liabilities for Non-Individuals* (Official Form 206Sum)
- ☐ Amended Schedule _____
- ☐ Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders (Official Form 204)
- ☐ Other document that requires a declaration _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 6, 2018

X /s/ Ralph T. Pescrillo

Signature of individual signing on behalf of debtor

Ralph T. Pescrillo

Printed name

Managing Member

Position or relationship to debtor

Fill in this information to identify the case:

Debtor name **Pescrillo New York, LLC**

United States Bankruptcy Court for the: **WESTERN DISTRICT OF NEW YORK**

Case number (if known): _____

☐ Check if this is an 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, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Amanda Kissel c/o Robert D. Berkun, Esq. 43 Court Street, Suite 930 Buffalo, NY 14202		Alleged personal injury claim	Contingent Unliquidated Disputed			\$1.00
Carnisha Rogers c/o John D. Hocieniec, Esq. Neighborhood Legal Services 237 Main Street, Ste. 400 Buffalo, NY 14203		Pending personal injury litigation	Contingent Unliquidated Disputed			\$1.00
Chloe Long c/o Thomas M. Mercure, Esq. Lipsitz, Green, Scime & Cambria LLP 42 Delaware Avenue, Suite 120 Buffalo, NY 14202		Alleged personal injury claim	Contingent Unliquidated Disputed			\$1.00
Coleen Atwood c/o Danielle Bruno, Esq. Law Offices of William Mattar 6720 Main Street Buffalo, NY 14221		Pending personal injury litigation	Contingent Unliquidated Disputed			\$1.00
Internal Revenue Service Insolvency Group 1 Niagara Center, 2nd Floor 130 South Elmwood Buffalo, NY 14202		Notice purposes only	Unliquidated			\$1.00

Debtor **Pescrillo New York, LLC**
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	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
John Waldriff 2742 Alder Creek Drive South North Tonawanda, NY 14120		Gurantee				\$250,000.00
Matthew Gulley c/o Robert D. Berkun, Esq. 43 Court Street, Suite 930 Buffalo, NY 14202		Alleged personal injury claim	Contingent Unliquidated Disputed			\$1.00
New York State Department of Labor Building 12, State Campus Albany, NY 12240		Pending NYS DOL action on appeal	Contingent Unliquidated Disputed			\$479,335.00
Niagara County Department of Health 5467 Upper Mountain Rd Lockport, NY 14094		Violations	Contingent Unliquidated Disputed			\$1.00
NYS Dept. of Taxation & Finance Bankruptcy Unit PO Box 5300 Albany, NY 12205-0300		Notice purposes only	Unliquidated			\$1.00
QwaMa'e Clark c/o Andrews, Bernstein, Maranto & Nicotr 420 Franklin Street Buffalo, NY 14202		Alleged personal injury claim	Contingent Unliquidated Disputed			\$1.00

Fill in this information to identify the case:Debtor name **Pescrillo New York, LLC**United States Bankruptcy Court for the: **WESTERN DISTRICT OF NEW YORK**

Case number (if known) _____

☐ Check if this is an amended filing**Official Form 206Sum
Summary of Assets and Liabilities for Non-Individuals****12/15****Part 1: Summary of Assets****1. Schedule A/B: Assets-Real and Personal Property** (Official Form 206A/B)

1a. Real property: Copy line 88 from <i>Schedule A/B</i>	\$ 1,707,012.00
1b. Total personal property: Copy line 91A from <i>Schedule A/B</i>	\$ 13,000.00
1c. Total of all property: Copy line 92 from <i>Schedule A/B</i>	\$ 1,720,012.00

Part 2: Summary of Liabilities

2. Schedule D: Creditors Who Have Claims Secured by Property (Official Form 206D) Copy the total dollar amount listed in Column A, <i>Amount of claim</i> , from line 3 of <i>Schedule D</i>	\$ 1,113,461.00
3. Schedule E/F: Creditors Who Have Unsecured Claims (Official Form 206E/F)	
3a. Total claim amounts of priority unsecured claims: Copy the total claims from Part 1 from line 5a of <i>Schedule E/F</i>	\$ 2.00
3b. Total amount of claims of nonpriority amount of unsecured claims: Copy the total of the amount of claims from Part 2 from line 5b of <i>Schedule E/F</i>	+\$ 729,342.00
4. Total liabilities Lines 2 + 3a + 3b	\$ 1,842,805.00

Fill in this information to identify the case:Debtor name **Pescrillo New York, LLC**United States Bankruptcy Court for the: **WESTERN DISTRICT OF NEW YORK**

Case number (if known) _____

☐ Check if this is an amended filing**Official Form 206A/B****Schedule A/B: Assets - Real and Personal Property**

12/15

Disclose all property, real and personal, which the debtor owns or in which the debtor has any other legal, equitable, or future interest. Include all property in which the debtor holds rights and powers exercisable for the debtor's own benefit. Also include assets and properties which have no book value, such as fully depreciated assets or assets that were not capitalized. In Schedule A/B, list any executory contracts or unexpired leases. Also list them on *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G).

Be as complete and accurate as possible. If more space is needed, attach a separate sheet to this form. At the top of any pages added, write the debtor's name and case number (if known). Also identify the form and line number to which the additional information applies. If an additional sheet is attached, include the amounts from the attachment in the total for the pertinent part.

For Part 1 through Part 11, list each asset under the appropriate category or attach separate supporting schedules, such as a fixed asset schedule or depreciation schedule, that gives the details for each asset in a particular category. List each asset only once. In valuing the debtor's interest, do not deduct the value of secured claims. See the instructions to understand the terms used in this form.

Part 1: Cash and cash equivalents**1. Does the debtor have any cash or cash equivalents?**

- ☐ No. Go to Part 2.
☒ Yes Fill in the information below.

All cash or cash equivalents owned or controlled by the debtor**Current value of debtor's interest**

2. **Cash on hand** **\$1,000.00** **1,000.00**

3. **Checking, savings, money market, or financial brokerage accounts** (Identify all)
 Name of institution (bank or brokerage firm) Type of account

Last 4 digits of account number

4. **Other cash equivalents** (Identify all)

5. **Total of Part 1.**

Add lines 2 through 4 (including amounts on any additional sheets). Copy the total to line 80.

\$1,000.00**Part 2: Deposits and Prepayments****6. Does the debtor have any deposits or prepayments?**

- ☒ No. Go to Part 3.
☐ Yes Fill in the information below.

Part 3: Accounts receivable**10. Does the debtor have any accounts receivable?**

- ☐ No. Go to Part 4.
☒ Yes Fill in the information below.

11. Accounts receivable

11a. 90 days old or less: **1,000.00** **1,000.00** = **1,000.00**
 face amount doubtful or uncollectible accounts

Debtor **Pescrillo New York, LLC**
Name

Case number (If known)

11b. Over 90 days old: **I b** **%\$!** = **\$!**
face amount doubtful or uncollectible accounts

12. **Total of Part 3.**

Current value on lines 11a + 11b = line 12. Copy the total to line 82.

\$0.00

Part 4: Investments

13. **Does the debtor own any investments?**

- ☐ No. Go to Part 5.
☐ Yes Fill in the information below.

Part 5: Inventory, excluding agriculture assets

18. **Does the debtor own any inventory (excluding agriculture assets)?**

- ☐ No. Go to Part 6.
☐ Yes Fill in the information below.

Part 6: Farming and fishing-related assets (other than titled motor vehicles and land)

27. **Does the debtor own or lease any farming and fishing-related assets (other than titled motor vehicles and land)?**

- ☐ No. Go to Part 7.
☐ Yes Fill in the information below.

Part 7: Office furniture, fixtures, and equipment; and collectibles

38. **Does the debtor own or lease any office furniture, fixtures, equipment, or collectibles?**

- ☐ No. Go to Part 8.
☐ Yes Fill in the information below.

Part 8: Machinery, equipment, and vehicles

46. **Does the debtor own or lease any machinery, equipment, or vehicles?**

- ☐ No. Go to Part 9.
☐ Yes Fill in the information below.

Part 9: Real property

54. **Does the debtor own or lease any real property?**

- ☐ No. Go to Part 10.
☒ Yes Fill in the information below.

55. **Any building, other improved real estate, or land which the debtor owns or in which the debtor has an interest**

Description and location of property

Include street address or other description such as Assessor Parcel Number (APN), and type of property (for example, acreage, factory, warehouse, apartment or office building, if available.

Nature and extent of debtor's interest in property

Net book value of debtor's interest (Where available)

Valuation method used for current value

Current value of debtor's interest

Debtor **Pescrillo New York, LLC**
Name

Case number (If known)

55.1. [Property No.: 1]
Rental located at:

610 4th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$20,000.00
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55.2. [Property No.: 2]
Rental located at:

612 4th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$8,000.00
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55.3. [Property No.: 3]
Rental located at:

616 4th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$15,000.00
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55.4. [Property No.: 4] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
Rental located at:

745 4th Street Niagara Falls, NY	fee simple	\$25,000.00	Liquidation	\$1.00 *
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55.5. [Property No.: 5]
Vacant lot located at:

749 4th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$1,000.00
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55.6. [Property No.: 6]
Rental located at:

530 5th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$15,000.00
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55.7. [Property No.: 7]
Rental located at:

548 5th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$18,000.00
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55.8. [Property No.: 8]
Rental located at:

546 7th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$15,000.00
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55.9. [Property No.: 9]
Rental located at:

732 8th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$25,000.00
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Debtor **Pescrillo New York, LLC**

Name

Case number (If known)

55.10 [Property No.: 10]
Rental located at:**464 9th Street
Niagara Falls, NY****fee simple****Unknown****Comparable sale****\$15,000.00**55.11 [Property No.: 11] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
Rental located at:**832 15th Street
Niagara Falls, NY****fee simple****\$12,000.00****Liquidation****\$1.00 ***55.12 [Property No.: 12]
Rental located at:**1017 15th Street
Niagara Falls, NY****fee simple****Unknown****Comparable sale****\$10,000.00**55.13 [Property No.: 13]
Rental located at:**1123 15th Street
Niagara Falls, NY****fee simple****Unknown****Comparable sale****\$15,000.00**55.14 [Property No.: 14]
Rental located at:**1211 15th Street
Niagara Falls, NY****fee simple****Unknown****Comparable sale****\$10,000.00**55.15 [Property No.: 15]
Rental located at:**824 16th Street
Niagara Falls, NY****fee simple****Unknown****Comparable sale****\$17,000.00**55.16 [Property No.: 16] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
Rental located at:**804 17th Street
Niagara Falls, NY****1/2 interest****Unknown****Comparable sale****\$12,000.00 ***55.17 [Property No.: 17]
Rental located at:**416 18th Street
Niagara Falls, NY****fee simple****Unknown****Comparable sale****\$15,000.00**55.18 [Property No.: 18]
Rental located at:**430 18th Street
Niagara Falls, NY****fee simple****Unknown****Comparable sale****\$13,000.00**

Debtor **Pescrillo New York, LLC**
Name

Case number (If known)

55.19 [Property No.: 19]
Rental located at:

513 18th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$10,000.00
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55.20 [Property No.: 20]
Rental located at:

547 18th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$18,000.00
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55.21 [Property No.: 21]
Rental located at:

549 18th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$18,000.00
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55.22 [Property No.: 22]
Rental located at:

1510 18th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$8,000.00
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55.23 [Property No.: 23]
Rental located at:

1803 18th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$10,000.00
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55.24 [Property No.: 24]
Rental located at:

1805 18th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$10,000.00
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55.25 [Property No.: 25]
Rental located at:

459 19th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$10,000.00
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55.26 [Property No.: 26]
Rental located at:

533 19th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$12,000.00
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55.27 [Property No.: 27]
Rental located at:

469 20th Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$10,000.00
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Debtor Pescrillo New York, LLC
Name

Case number (If known) _____

55.28 [Property No.: 28] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
Rental located at:

<u>642 20th Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$18,000.00 *</u>
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55.29 [Property No.: 29]
Rental located at:

<u>824 20th Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$18,000.00</u>
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55.30 [Property No.: 30] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
Rental located at:

<u>1022 20th Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>\$25,000.00</u>	<u>Liquidation</u>	<u>\$1.00 *</u>
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55.31 [Property No.: 31]
Rental located at:

<u>413 21st Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$22,000.00</u>
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55.32 [Property No.: 32]
Rental located at:

<u>2222 21st Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$18,000.00</u>
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55.33 [Property No.: 33]
Rental located at:

<u>417 22nd Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$18,000.00</u>
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55.34 [Property No.: 34]
Rental located at:

<u>822 22nd Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$22,000.00</u>
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55.35 [Property No.: 35]
Rental located at:

<u>2110 22nd Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$10,000.00</u>
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55.36 [Property No.: 36]
Rental located at:

<u>2114 22nd Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$15,000.00</u>
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Debtor Pescrillo New York, LLC
Name

Case number (If known) _____

55.37 [Property No.: 37]
Rental located at:

<u>470 23rd Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$18,000.00</u>
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55.38 [Property No.: 38]
Rental located at:

<u>433 24th Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$4,000.00</u>
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55.39 [Property No.: 39] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
Rental located at:

<u>439 24th Street</u> <u>Niagara Falls, NY</u>	<u>1/2 interest</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$15,000.00 *</u>
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55.40 [Property No.: 40] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
Rental located at:

<u>536 25th Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$15,000.00 *</u>
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55.41 [Property No.: 41]
Rental located at:

<u>413 27th Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$15,000.00</u>
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55.42 [Property No.: 42]
Rental located at:

<u>624 28th Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$25,000.00</u>
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55.43 [Property No.: 43]
Rental located at:

<u>349 71st Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$25,000.00</u>
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55.44 [Property No.: 44] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
Rental located at:

<u>350 71st Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$40,000.00 *</u>
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55.45 [Property No.: 45]
Rental located at:

<u>241 72nd Street</u> <u>Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$35,000.00</u>
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Debtor	Pescrillo New York, LLC		Case number (If known)		
	Name				
55.46	[Property No.: 46] Rental located at:				
	124 73rd Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$20,000.00
55.47	[Property No.: 47] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay Rental located at:				
	161 81st Street Niagara Falls, NY	fee simple	\$15,000.00	Liquidation	\$1.00 *
55.48	[Property No.: 48] Rental located at:				
	640 91st Street Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$25,000.00
55.49	[Property No.: 49] Rental located at:				
	649 Ashland Avenue Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$12,000.00
55.50	[Property No.: 50] Rental located at:				
	1310 Ashland Avenue Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$120,000.00
55.51	[Property No.: 51] Rental located at:				
	1342 Ashland Avenue Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$12,000.00
55.52	[Property No.: 52] Rental located at:				
	1525 Ashland Avenue Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$12,000.00
55.53	[Property No.: 53] Rental located at:				
	1736 Ashland Avenue Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$15,000.00
55.54	[Property No.: 54] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay Rental located at:				
	7318 Buffalo Avenue Niagara Falls, NY	fee simple	\$40,000.00	Liquidation	\$1.00 *

Debtor Pescrillo New York, LLC Case number (If known) _____
 Name

55.55 [Property No.: 55] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
 Rental located at:

662 Chilton Avenue fee simple Unknown Comparable sale \$15,000.00 *
Niagara Falls, NY

55.56 [Property No.: 57]
 Rental located at:

1302 Cleveland
Avenue
Niagara Falls, NY fee simple Unknown Comparable sale \$12,000.00

55.57 [Property No.: 58]
 Rental located at:

1875 Cleveland
Avenue
Niagara Falls, NY fee simple Unknown Comparable sale \$15,000.00

55.58 [Property No.: 59]
 Rental located at:

1879 Cleveland
Avenue
Niagara Falls, NY fee simple Unknown Comparable sale \$15,000.00

55.59 [Property No.: 60] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
 Rental located at:

2413 Cleveland
Avenue
Niagara Falls, NY fee simple Unknown Comparable sale \$18,000.00 *

55.60 [Property No.: 61]
 Rental located at:

432 Elmwood Avenue
Niagara Falls, NY fee simple Unknown Comparable sale \$10,000.00

55.61 [Property No.: 62]
 Rental located at:

1951 East Falls
Niagara Falls, NY fee simple Unknown Comparable sale \$12,000.00

55.62 [Property No.: 63] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
 Rental located at:

1921 Forest Avenue
Niagara Falls, NY fee simple \$30,000.00 Liquidation \$1.00 *

Debtor	Pescrillo New York, LLC	Case number (If known)			
	Name				
55.63	[Property No.: 64] Rental located at:				
	2025 Grand Avenue Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$15,000.00
55.64	[Property No.: 65] Rental located at:				
	2414 Grand Avenue Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$15,000.00
55.65	[Property No.: 66] Rental located at:				
	1186 Haeberle Avenue Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$10,000.00
55.66	[Property No.: 67] Rental located at:				
	812 Hyde Park Boulevard Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$30,000.00
55.67	[Property No.: 68] Rental located at:				
	2216 Independence Avenue Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$15,000.00
55.68	[Property No.: 69] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay Rental located at:				
	3501 Jerauld Niagara Falls, NY	fee simple	\$51,000.00	Liquidation	\$1.00 *
55.69	[Property No.: 70] Rental located at:				
	2236 LaSalle Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$20,000.00
55.70	[Property No.: 71] Rental located at:				
	816 Lincoln Avenue Niagara Falls, NY	fee simple	Unknown	Comparable sale	\$20,000.00

Debtor **Pescrillo New York, LLC**
Name

Case number (If known)

55.71 [Property No.: 72]
Rental located at:

<u>1840 Linwood Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$12,000.00</u>
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55.72 [Property No.: 73]
Rental located at:

<u>1844 Linwood Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$10,000.00</u>
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55.73 [Property No.: 74]
Rental located at:

<u>1869 Linwood Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$15,000.00</u>
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55.74 [Property No.: 75]
Rental located at:

<u>1878 Linwood Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$18,000.00</u>
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55.75 [Property No.: 76]
Rental located at:

<u>442 Memorial Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$20,000.00</u>
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55.76 [Property No.: 77]
Rental located at:

<u>1162 Niagara Avenue Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$10,000.00</u>
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55.77 [Property No.: 78]
Rental located at:

<u>1825 Niagara Avenue Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$10,000.00</u>
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55.78 [Property No.: 79]
Rental located at:

<u>2615 Niagara Avenue Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$12,000.00</u>
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55.79 [Property No.: 80]
Rental located at:

<u>1875 Ontario Avenue Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$12,000.00</u>
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Debtor Pescrillo New York, LLC Case number (If known) _____
 Name

55.80 [Property No.: 81] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
 Rental located at:

630 Orchard Parkway fee simple \$75,000.00 Liquidation \$1.00 *
Niagara Falls, NY

55.81 [Property No.: 82]
 Rental located at:

635 Orchard Parkway fee simple Unknown Comparable sale \$50,000.00
Niagara Falls, NY

55.82 [Property No.: 83]
 Rental located at:

745 Pierce Avenue fee simple Unknown Comparable sale \$10,000.00
Niagara Falls, NY

55.83 [Property No.: 84] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
 Rental located at:

1809 Pierce Avenue fee simple Unknown Comparable sale \$5,000.00 *
Niagara Falls, NY

55.84 [Property No.: 85] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
 Rental located at:

1814 Pierce Avenue fee simple Unknown Comparable sale \$12,000.00 *
Niagara Falls, NY

55.85 [Property No.: 86] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
 Rental located at:

2618 Porter Avenue fee simple \$25,000.00 Liquidation \$1.00 *
Niagara Falls, NY

55.86 [Property No.: 87]
 Rental located at:

9865 Porter Avenue fee simple Unknown Comparable sale \$25,000.00
Niagara Falls, NY

55.87 [Property No.: 88] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
 Rental located at:

2112 Seneca Street 1/2 interest Unknown Comparable sale \$15,000.00 *
Niagara Falls, NY

55.88 [Property No.: 89]
 Rental located at:

1011 South Avenue fee simple Unknown Comparable sale \$12,000.00
Niagara Falls, New York

Debtor Pescrillo New York, LLC
Name

Case number (If known) _____

55.89 [Property No.: 90]
Rental located at:

<u>1818 South Avenue Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$18,000.00</u>
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55.90 [Property No.: 91]
Rental located at:

<u>1827 South Avenue Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$20,000.00</u>
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55.91 [Property No.: 92]
Rental located at:

<u>1853 South Avenue Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$15,000.00</u>
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55.92 [Property No.: 93]
Rental located at:

<u>5726 Stephenson Avenue Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$45,000.00</u>
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55.93 [Property No.: 94]
Rental located at:

<u>7020 Stephenson Avenue Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$20,000.00</u>
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55.94 [Property No.: 95]
Rental located at:

<u>718 Townsend Place Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$15,000.00</u>
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55.95 [Property No.: 96]
Rental located at:

<u>533 Tronolone Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$17,000.00</u>
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55.96 [Property No.: 97]
Rental located at:

<u>2038 Virginia Avenue Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$15,000.00</u>
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55.97 [Property No.: 98]
Rental located at:

<u>1945 Welch Avenue Niagara Falls, NY</u>	<u>fee simple</u>	<u>Unknown</u>	<u>Comparable sale</u>	<u>\$17,000.00</u>
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Debtor Pescrillo New York, LLC
Name

Case number (If known) _____

55.98 [Property No.: 99]
Rental located at:

3015 Welch Avenue
Niagara Falls, NY fee simple Unknown Comparable sale \$20,000.00

55.99 [Property No.: 100]
Rental located at:

1875 Weston Avenue
Niagara Falls, NY fee simple Unknown Comparable sale \$15,000.00

55.10 [Property No.: 101]
0. Rental located at:

2241 Weston Avenue
Niagara Falls, NY fee simple Unknown Comparable sale \$18,000.00

55.10 [Property No.: 102]
1. Rental located at:

1541 Whitney Avenue
Niagara Falls, NY fee simple Unknown Comparable sale \$12,000.00

55.10 [Property No.: 103]
2. Rental located at:

1720 Whitney Avenue
Niagara Falls, NY fee simple Unknown Comparable sale \$13,000.00

55.10 [Property No.: 104]
3. Rental located at:

1955 Whitney Avenue
Niagara Falls, NY fee simple Unknown Comparable sale \$17,000.00

55.10 [Property No.: 105]
4. Rental located at:

1964 Whitney Avenue
Niagara Falls, NY fee simple \$0.00 Comparable sale \$15,000.00

55.10 [Property No.: 106]
5. Rental located at:

1966 Whitney Avenue
Niagara Falls, NY fee simple Unknown Comparable sale \$18,000.00

55.10 [Property No.: 107]
6. Rental located at:

2214 Whitney Avenue
Niagara Falls, NY fee simple Unknown Comparable sale \$15,000.00

Debtor **Pescrillo New York, LLC**
Name

Case number (If known)

55.10 [Property No.: 108]
7. Rental located at:

**1133 Willow Avenue
Niagara Falls, NY**

fee simple

Unknown

Comparable sale

\$3,000.00

55.10 [Property No.: 109]
8. Rental located at:

**1333 Willow Avenue
Niagara Falls, NY**

fee simple

Unknown

Comparable sale

\$10,000.00

55.10 [Property No.: 110] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
9. Rental located at:

**1666 Saunders
Settlement Road
Lewiston, NY**

fee simple

\$80,000.00

Liquidation

\$1.00 *

55.11 [Property No.: 111] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
0. Rental located at:

**425 Lisbon Avenue
Buffalo, NY**

fee simple

Unknown

Comparable sale

\$20,000.00 *

55.11 [Property No.: 112] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
1. Rental located at:

**432 Stockbridge
Avenue
Buffalo, NY**

fee simple

\$20,000.00

Liquidation

\$1.00 *

55.11 [Property No.: 113] * Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay
2. Rental located at:

**436 Stockbridge
Avenue
Buffalo, NY**

fee simple

\$20,000.00

Liquidation

\$1.00 *

56. **Total of Part 9.**

Add the current value on lines 55.1 through 55.6 and entries from any additional sheets.
Copy the total to line 88.

\$1,707,012.00

57. **Is a depreciation schedule available for any of the property listed in Part 9?**

☒ No
☐ Yes

58. **Has any of the property listed in Part 9 been appraised by a professional within the last year?**

☒ No
☐ Yes

Part 10: Intangibles and intellectual property

59. **Does the debtor have any interests in intangibles or intellectual property?**

☒ No. Go to Part 11.

Debtor Pescrillo New York, LLC
Name

Case number (If known) _____

☐ Yes Fill in the information below.

Part 11: All other assets

70. Does the debtor own any other assets that have not yet been reported on this form?

Include all interests in executory contracts and unexpired leases not previously reported on this form.

☐ No. Go to Part 12.

☒ Yes Fill in the information below.

Current value of
debtor's interest

71.	Notes receivable Description (include name of obligor)					
72.	Tax refunds and unused net operating losses (NOLs) Description (for example, federal, state, local)					
73.	Interests in insurance policies or annuities					
74.	Causes of action against third parties (whether or not a lawsuit has been filed) Miscellaneous eviction judgments * cost of collection exceeds potential recovery	\$0.00				
	<table><tbody><tr><td>Nature of claim</td><td>Eviction</td></tr><tr><td>Amount requested</td><td><u>\$0.00</u></td></tr></tbody></table>	Nature of claim	Eviction	Amount requested	<u>\$0.00</u>	
Nature of claim	Eviction					
Amount requested	<u>\$0.00</u>					

75. **Other contingent and unliquidated claims or causes of action of every nature, including counterclaims of the debtor and rights to set off claims**

76.	Trusts, equitable or future interests in property Claim against Daniel MacFarlane * conversion of insurance proceeds	\$12,000.00
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77. **Other property of any kind not already listed** *Examples: Season tickets, country club membership*

78.	Total of Part 11. Add lines 71 through 77. Copy the total to line 90.	\$12,000.00
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79. **Has any of the property listed in Part 11 been appraised by a professional within the last year?**

☒ No

☐ Yes

Debtor **Pescrillo New York, LLC**
Name

Case number (If known)

Part 12: Summary

In Part 12 copy all of the totals from the earlier parts of the form

Type of property	Current value of personal property	Current value of real property
80. Cash, cash equivalents, and financial assets. <i>Copy line 5, Part 1</i>	<u>\$1,000.00</u>	
81. Deposits and prepayments. <i>Copy line 9, Part 2.</i>	<u>\$0.00</u>	
82. Accounts receivable. <i>Copy line 12, Part 3.</i>	<u>\$0.00</u>	
83. Investments. <i>Copy line 17, Part 4.</i>	<u>\$0.00</u>	
84. Inventory. <i>Copy line 23, Part 5.</i>	<u>\$0.00</u>	
85. Farming and fishing-related assets. <i>Copy line 33, Part 6.</i>	<u>\$0.00</u>	
86. Office furniture, fixtures, and equipment; and collectibles. <i>Copy line 43, Part 7.</i>	<u>\$0.00</u>	
87. Machinery, equipment, and vehicles. <i>Copy line 51, Part 8.</i>	<u>\$0.00</u>	
88. Real property. <i>Copy line 56, Part 9.....></i>		<u>\$1,707,012.00</u>
89. Intangibles and intellectual property. <i>Copy line 66, Part 10.</i>	<u>\$0.00</u>	
90. All other assets. <i>Copy line 78, Part 11.</i>	+ <u>\$12,000.00</u>	
91. Total. Add lines 80 through 90 for each column	<u>\$13,000.00</u>	+ 91b. <u>\$1,707,012.00</u>
92. Total of all property on Schedule A/B. Add lines 91a+91b=92		<u>\$1,720,012.00</u>

Fill in this information to identify the case:Debtor name **Pescrillo New York, LLC**United States Bankruptcy Court for the: **WESTERN DISTRICT OF NEW YORK**

Case number (if known) _____

☐ Check if this is an amended filing**Official Form 206D****Schedule D: Creditors Who Have Claims Secured by Property****12/15**

Be as complete and accurate as possible.

1. Do any creditors have claims secured by debtor's property?

- ☐ No. Check this box and submit page 1 of this form to the court with debtor's other schedules. Debtor has nothing else to report on this form.
- ☒ Yes. Fill in all of the information below.

Part 1: List Creditors Who Have Secured Claims

2. List in alphabetical order all creditors who have secured claims. If a creditor has more than one secured claim, list the creditor separately for each claim.

		Column A Amount of claim Do not deduct the value of collateral.	Column B Value of collateral that supports this claim
2.1	City of Niagara Falls, New York Creditor's Name 745 Main Street Niagara Falls, NY 14302 Creditor's mailing address Creditor's email address, if known Date debt was incurred 2015+ Last 4 digits of account number Do multiple creditors have an interest in the same property? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Specify each creditor, including this creditor and its relative priority.	Describe debtor's property that is subject to a lien Aggregate City Tax arreas for proerties 1-109 Describe the lien Delinquent City Tax Is the creditor an insider or related party? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes Is anyone else liable on this claim? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Fill out <i>Schedule H: Codebtors</i> (Official Form 206H) As of the petition filing date, the claim is: Check all that apply <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed	\$514,085.00 \$1,687,010.00
2.2	City of Niagara Falls, New York Creditor's Name 745 Main Street Niagara Falls, NY 14302 Creditor's mailing address Creditor's email address, if known Date debt was incurred 2015+ Last 4 digits of account number Do multiple creditors have an interest in the same property? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Specify each creditor, including this creditor and its relative priority.	Describe debtor's property that is subject to a lien Aggregate School Tax arreas for proerties 1-109 Describe the lien Delinquent School Tax Is the creditor an insider or related party? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes Is anyone else liable on this claim? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Fill out <i>Schedule H: Codebtors</i> (Official Form 206H) As of the petition filing date, the claim is: Check all that apply	\$53,265.00 \$1,687,010.00

Debtor **Pescrillo New York, LLC**
Name

Case number (if know)

☒ No
☐ Yes. Specify each creditor,
including this creditor and its relative
priority.

☐ Contingent
☐ Unliquidated
☐ Disputed

2.3 Niagara County Treasurer

Creditor's Name

**59 Park Avenue
Lockport, NY 14094**

Creditor's mailing address

Creditor's email address, if known

Date debt was incurred

2015+

Last 4 digits of account number

**Do multiple creditors have an
interest in the same property?**

☒ No

☐ Yes. Specify each creditor,
including this creditor and its relative
priority.

Describe debtor's property that is subject to a lien

**Aggregate County Tax arrears for proerties
1-109**

\$219,865.00

\$1,687,010.00

Describe the lien

Delinquent County Tax

Is the creditor an insider or related party?

☒ No

☐ Yes

Is anyone else liable on this claim?

☒ No

☐ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H)

As of the petition filing date, the claim is:

Check all that apply

☐ Contingent

☐ Unliquidated

☐ Disputed

2.4 Niagara Falls Water Board

Creditor's Name

**5815 Buffalo Avenue
Niagara Falls, NY 14304**

Creditor's mailing address

Creditor's email address, if known

Date debt was incurred

2015+

Last 4 digits of account number

**Do multiple creditors have an
interest in the same property?**

☒ No

☐ Yes. Specify each creditor,
including this creditor and its relative
priority.

Describe debtor's property that is subject to a lien

Aggregate water arrears for proerties 1-109

\$326,235.00

\$1,687,010.00

Describe the lien

Water arrears

Is the creditor an insider or related party?

☒ No

☐ Yes

Is anyone else liable on this claim?

☒ No

☐ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H)

As of the petition filing date, the claim is:

Check all that apply

☐ Contingent

☐ Unliquidated

☐ Disputed

2.5 Chase

Creditor's Name

**3415 Vision Drive
Columbus, OH 43219**

Creditor's mailing address

Describe debtor's property that is subject to a lien

**[Property No.: 11] *
Rental located at:**

**832 15th Street
Niagara Falls, NY**

Describe the lien

mortgage

\$1.00

\$1.00

Name

Is the creditor an insider or related party?

☒ No

☐ Yes

Is anyone else liable on this claim?

☒ No

☐ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H)

Creditor's email address, if known

Date debt was incurred

Index No.: 140765

Last 4 digits of account number

Do multiple creditors have an interest in the same property?

☒ No

☐ Yes. Specify each creditor, including this creditor and its relative priority.

As of the petition filing date, the claim is:

Check all that apply

☒ Contingent

☐ Unliquidated

☒ Disputed

2.6 Chase Home Finance

Creditor's Name

Describe debtor's property that is subject to a lien

\$1.00

\$2.00

[Property No.: 54]*

Rental located at:

POB 79072

Phoenix, AZ 85062

Creditor's mailing address

7318 Buffalo Avenue

Niagara Falls, NY

Describe the lien

mortgage

Is the creditor an insider or related party?

☒ No

☐ Yes

Is anyone else liable on this claim?

☒ No

☐ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H)

Date debt was incurred

Index No.: 143200

Last 4 digits of account number

Do multiple creditors have an interest in the same property?

☒ No

☐ Yes. Specify each creditor, including this creditor and its relative priority.

As of the petition filing date, the claim is:

Check all that apply

☒ Contingent

☐ Unliquidated

☒ Disputed

2.7 Citimortgage Inc.

Creditor's Name

Describe debtor's property that is subject to a lien

\$1.00

\$1.00

[Property No.: 86]*

Rental located at:

Attn: Bankruptcy

Department

POB 140489

Irving, TX 75014

Creditor's mailing address

2618 Porter Avenue

Niagara Falls, NY

Describe the lien

mortgage

Is the creditor an insider or related party?

☒ No

☐ Yes

Is anyone else liable on this claim?

☒ No

☐ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H)

Date debt was incurred

Index No.: 151489

Last 4 digits of account number

Do multiple creditors have an interest in the same property?

As of the petition filing date, the claim is:

Check all that apply

Debtor **Pescrillo New York, LLC**
Name

Case number (if know)

☒ No

☐ Yes. Specify each creditor,
including this creditor and its relative
priority.

☒ Contingent

☐ Unliquidated

☒ Disputed

2.8 Citimortgage Inc.

Creditor's Name

**Attn: Bankruptcy
Department
POB 140489
Irving, TX 75014**

Creditor's mailing address

Creditor's email address, if known

Date debt was incurred
Index No.: 134535
Last 4 digits of account number

**Do multiple creditors have an
interest in the same property?**

☒ No

☐ Yes. Specify each creditor,
including this creditor and its relative
priority.

Describe debtor's property that is subject to a lien

\$1.00

\$1.00

[Property No.: 110]*

Rental located at:

**1666 Saunders Settlement Road
Lewiston, NY**

Describe the lien

mortgage

Is the creditor an insider or related party?

☒ No

☐ Yes

Is anyone else liable on this claim?

☒ No

☐ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H)

As of the petition filing date, the claim is:

Check all that apply

☒ Contingent

☐ Unliquidated

☒ Disputed

2.9 HSBC

Creditor's Name

**Suite 3201
Buffalo, NY 14270-3201**

Creditor's mailing address

Creditor's email address, if known

Date debt was incurred
Index No.: 801593/2016
Last 4 digits of account number

**Do multiple creditors have an
interest in the same property?**

☒ No

☐ Yes. Specify each creditor,
including this creditor and its relative
priority.

Describe debtor's property that is subject to a lien

\$1.00

\$1.00

[Property No.: 81]*

Rental located at:

**630 Orchard Parkway
Niagara Falls, NY**

Describe the lien

mortgage

Is the creditor an insider or related party?

☒ No

☐ Yes

Is anyone else liable on this claim?

☐ No

☒ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H)

As of the petition filing date, the claim is:

Check all that apply

☒ Contingent

☐ Unliquidated

☒ Disputed

**2.1
0 HSBC MORTGAGE CORP.**

Describe debtor's property that is subject to a lien

\$1.00

\$1.00

Name	
Creditor's Name	[Property No.: 113]* Rental located at:
2929 WALDEN AVENUE Depew, NY 14043	436 Stockbridge Avenue Buffalo, NY
Creditor's mailing address	Describe the lien mortgage
	Is the creditor an insider or related party? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
Creditor's email address, if known	Is anyone else liable on this claim? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Fill out <i>Schedule H: Codebtors</i> (Official Form 206H)
Date debt was incurred	
Last 4 digits of account number	
Do multiple creditors have an interest in the same property? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Specify each creditor, including this creditor and its relative priority.	As of the petition filing date, the claim is: Check all that apply <input checked="" type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed

2.1 1	HSBC MORTGAGE CORP.	Describe debtor's property that is subject to a lien	\$1.00	\$1.00
Creditor's Name		Rental (Property No.: 112) located at:		
		432 Stockbridge Avenue		
		Buffalo, New York		
		* Property encumbered by mortgage and Debtor will not contest Motion for Relief from Stay		
2929 WALDEN AVENUE Depew, NY 14043		Describe the lien mortgage		
Creditor's mailing address		Is the creditor an insider or related party? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes		
Creditor's email address, if known		Is anyone else liable on this claim? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Fill out <i>Schedule H: Codebtors</i> (Official Form 206H)		
Date debt was incurred				
Index No.: 801593/2016				
Last 4 digits of account number				
Do multiple creditors have an interest in the same property? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Specify each creditor, including this creditor and its relative priority.		As of the petition filing date, the claim is: Check all that apply <input checked="" type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed		

2.1 2	PennyMac Mortgage Investment Trust	Describe debtor's property that is subject to a lien	\$1.00	\$1.00
Creditor's Name		[Property No.: 63]* Rental located at:		
		1921 Forest Avenue Niagara Falls, NY		
6101 Condor Drive, Suite 200 Moorpark, CA 93021				

Name

Creditor's mailing address

Creditor's email address, if known

Date debt was incurred

Index No.: 159637/2016

Last 4 digits of account number

Do multiple creditors have an interest in the same property?

☒ No

☐ Yes. Specify each creditor, including this creditor and its relative priority.

Describe the lien

mortgage by Vivian Carter-Scarborough

Is the creditor an insider or related party?

☒ No

☐ Yes

Is anyone else liable on this claim?

☒ No

☐ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H)

As of the petition filing date, the claim is:

Check all that apply

☒ Contingent

☐ Unliquidated

☒ Disputed

2.1
3

PHH Mortgage Corporation

Creditor's Name

**Attn: Mail Stop SV-01
2001 Bishops Gate Blvd.
Mt. Laurel, NJ 08054-4604**

Creditor's mailing address

Creditor's email address, if known

Date debt was incurred

Index No.: E155972/2015

Last 4 digits of account number

Do multiple creditors have an interest in the same property?

☒ No

☐ Yes. Specify each creditor, including this creditor and its relative priority.

Describe debtor's property that is subject to a lien

[Property No.: 4]*

Rental located at:

**745 4th Street
Niagara Falls, NY**

\$1.00

\$1.00

Describe the lien

Mortgage

Is the creditor an insider or related party?

☒ No

☐ Yes

Is anyone else liable on this claim?

☒ No

☐ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H)

As of the petition filing date, the claim is:

Check all that apply

☒ Contingent

☐ Unliquidated

☒ Disputed

2.1
4

US Bank NA

Creditor's Name

**800 Nicollet Mall
Minneapolis, MN 55402**

Creditor's mailing address

Creditor's email address, if known

Date debt was incurred

Index No.: 163403/2017

Last 4 digits of account number

Describe debtor's property that is subject to a lien

[Property No.: 30]*

Rental located at:

**1022 20th Street
Niagara Falls, NY**

\$1.00

\$1.00

Describe the lien

Mortgage

Is the creditor an insider or related party?

☒ No

☐ Yes

Is anyone else liable on this claim?

☒ No

☐ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H)

Do multiple creditors have an interest in the same property?

- ☒ No
- ☐ Yes. Specify each creditor, including this creditor and its relative priority.

As of the petition filing date, the claim is:

- Check all that apply
- ☒ Contingent
- ☐ Unliquidated
- ☒ Disputed

2.1 5	US Bank NA <small>Creditor's Name</small>	Describe debtor's property that is subject to a lien [Property No.: 47]* Rental located at:	\$1.00	\$1.00
	800 Nicollet Mall Minneapolis, MN 55402 <small>Creditor's mailing address</small>	161 81st Street Niagara Falls, NY		
	<small>Creditor's email address, if known</small>	Describe the lien mortgage Is the creditor an insider or related party? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes Is anyone else liable on this claim? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Fill out <i>Schedule H: Codebtors</i> (Official Form 206H)		
	Date debt was incurred Index No.: 160554/2017 Last 4 digits of account number			

Do multiple creditors have an interest in the same property?

- ☒ No
- ☐ Yes. Specify each creditor, including this creditor and its relative priority.

As of the petition filing date, the claim is:

- Check all that apply
- ☒ Contingent
- ☐ Unliquidated
- ☒ Disputed

3. Total of the dollar amounts from Part 1, Column A, including the amounts from the Additional Page, if any. **\$1,113,461.00**

Part 2: List Others to Be Notified for a Debt Already Listed in Part 1

List in alphabetical order any others who must be notified for a debt already listed in Part 1. Examples of entities that may be listed are collection agencies, assignees of claims listed above, and attorneys for secured creditors.

If no others need to be notified for the debts listed in Part 1, do not fill out or submit this page. If additional pages are needed, copy this page.

Name and address	On which line in Part 1 did you enter the related creditor?	Last 4 digits of account number for this entity
Camille Sarkees, Esq. 730 Main Street Niagara Falls, NY 14301	Line <u>2.7</u>	
Davidson Fink 28 East Main Street, Suite 1700 Rochester, NY 14614	Line <u>2.7</u>	
Fein, Such & Crane, LLP 28 East Main Street, Suite 1800 Rochester, NY 14614	Line <u>2.5</u>	
Gibson, McAskill & Crosby, LLP Attn: Jenna E. McDonnell 69 Delaware Avenue, Suite 900 Buffalo, NY 14202	Line <u>2.6</u>	

Debtor	Pescrillo New York, LLC	Case number (if know)	
	Name		
	Gross Polowy 1775 Wherle Drive, Suite 100 Buffalo, NY 14221	Line <u>2.6</u>	
	Harris Beach PLLC Attn: Kevin Tompsett, Esq. 99 Garnsey Road Pittsford, NY 14534	Line <u>2.4</u>	
	Knuckles, Komosinski & Elliott, LLP 565 Taxter Rd, Sutie 950 Elmsford, NY 10523590	Line <u>2.12</u>	
	Peter T. Roach & Associates, P.C. 6901 Jericho Turnpike #240, Syosset, NY 11791	Line <u>2.8</u>	
	PHH Mortgage Services POB 5449 Mount Laurel, NJ 08054	Line <u>2.13</u>	
	RAS Boriskin 900 Merchants Concourse LL-13 Westbury, NY 11590	Line <u>2.14</u>	
	RAS Boriskin 900 Merchants Concourse LL-13 Westbury, NY 11590	Line <u>2.15</u>	
	Roscetti and DeCastro, P.C. Attn: Damon Decastro, Esq. 730 Main Street Niagara Falls, NY 14301	Line <u>2.5</u>	
	Rosicki, Rosicki & Associates 51 East Bethpage Road Plainview, NY 11803	Line <u>2.9</u>	2763
	Shapiro & DiCaro, LLP 175 Mile Crossing Boulevard Rochester, NY 14624	Line <u>2.10</u>	
	Shapiro & DiCaro, LLP 175 Mile Crossing Boulevard Rochester, NY 14624	Line <u>2.11</u>	
	Shapiro & DiCaro, LLP 175 Mile Crossing Boulevard Rochester, NY 14624	Line <u>2.13</u>	Philopoulos
	Thomas M. O Donnell Deputy Corporation Counsel City Hall, 745 Main Street Niagara Falls, NE 14302	Line <u>2.1</u>	
	Thomas M. O Donnell Deputy Corporation Counsel City Hall, 745 Main Street Niagara Falls, NE 14302	Line <u>2.2</u>	

Debtor **Pescrillo New York, LLC**
Name

Case number (if know) _____

**Tupchik Law Group
Attn: Lana Tupchik, Esq.
43 Court Street
Mezzanine
Buffalo, NY 14202**

Line **2.15**

**US Bancorp/Lyon Financial
1450 Channel Parkway
Marshall, MN 56258**

Line **2.14**

Fill in this information to identify the case:Debtor name **Pescrillo New York, LLC**United States Bankruptcy Court for the: **WESTERN DISTRICT OF NEW YORK**

Case number (if known) _____

☐ Check if this is an amended filing**Official Form 206E/F****Schedule E/F: Creditors Who Have Unsecured Claims**

12/15

Be as complete and accurate as possible. Use Part 1 for creditors with PRIORITY unsecured claims and Part 2 for creditors with NONPRIORITY unsecured claims. List the other party to any executory contracts or unexpired leases that could result in a claim. Also list executory contracts on *Schedule A/B: Assets - Real and Personal Property* (Official Form 206A/B) and on *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G). Number the entries in Parts 1 and 2 in the boxes on the left. If more space is needed for Part 1 or Part 2, fill out and attach the Additional Page of that Part included in this form.

Part 1: List All Creditors with PRIORITY Unsecured Claims

1. Do any creditors have priority unsecured claims? (See 11 U.S.C. § 507).

☐ No. Go to Part 2.☒ Yes. Go to line 2.

2. List in alphabetical order all creditors who have unsecured claims that are entitled to priority in whole or in part. If the debtor has more than 3 creditors with priority unsecured claims, fill out and attach the Additional Page of Part 1.

		Total claim	Priority amount
2.1	Priority creditor's name and mailing address Internal Revenue Service Insolvency Group 1 Niagara Center, 2nd Floor 130 South Elmwood Buffalo, NY 14202 Date or dates debt was incurred 2016+ Last 4 digits of account number Specify Code subsection of PRIORITY unsecured claim: 11 U.S.C. § 507(a) (8)	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input checked="" type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: Notice purposes only Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$1.00 \$1.00
2.2	Priority creditor's name and mailing address NYS Dept. of Taxation & Finance Bankruptcy Unit PO Box 5300 Albany, NY 12205-0300 Date or dates debt was incurred 2016+ Last 4 digits of account number Specify Code subsection of PRIORITY unsecured claim: 11 U.S.C. § 507(a) (8)	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input checked="" type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: Notice purposes only Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$1.00 \$1.00

Part 2: List All Creditors with NONPRIORITY Unsecured Claims

3. List in alphabetical order all of the creditors with nonpriority unsecured claims. If the debtor has more than 6 creditors with nonpriority unsecured claims, fill out and attach the Additional Page of Part 2.

Amount of claim

Name

3.1	Nonpriority creditor's name and mailing address Amanda Kissel c/o Robert D. Berkun, Esq. 43 Court Street, Suite 930 Buffalo, NY 14202 Date(s) debt was incurred ____ Last 4 digits of account number ____	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input checked="" type="checkbox"/> Contingent <input checked="" type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed Basis for the claim: <u>Alleged personal injury claim</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$1.00
3.2	Nonpriority creditor's name and mailing address Carnisha Rogers c/o John D. Hocieniec, Esq. Neighborhood Legal Services 237 Main Street, Ste. 400 Buffalo, NY 14203 Date(s) debt was incurred <u>Docket # CV-457-17</u> Last 4 digits of account number ____	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input checked="" type="checkbox"/> Contingent <input checked="" type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed Basis for the claim: <u>Pending personal injury litigation</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$1.00
3.3	Nonpriority creditor's name and mailing address Chloe Long c/o Thomas M. Mercure, Esq. Lipsitz, Green, Scime & Cambria LLP 42 Delaware Avenue, Suite 120 Buffalo, NY 14202 Date(s) debt was incurred ____ Last 4 digits of account number ____	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input checked="" type="checkbox"/> Contingent <input checked="" type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed Basis for the claim: <u>Alleged personal injury claim</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$1.00
3.4	Nonpriority creditor's name and mailing address Coleen Atwood c/o Danielle Bruno, Esq. Law Offices of William Mattar 6720 Main Street Buffalo, NY 14221 Date(s) debt was incurred <u>Docket #LT-460-1</u> Last 4 digits of account number ____	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input checked="" type="checkbox"/> Contingent <input checked="" type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed Basis for the claim: <u>Pending personal injury litigation</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$1.00
3.5	Nonpriority creditor's name and mailing address John Waldriff 2742 Alder Creek Drive South North Tonawanda, NY 14120 Date(s) debt was incurred <u>2015+</u> Last 4 digits of account number ____	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>Gurantee</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$250,000.00
3.6	Nonpriority creditor's name and mailing address Matthew Gulley c/o Robert D. Berkun, Esq. 43 Court Street, Suite 930 Buffalo, NY 14202 Date(s) debt was incurred ____ Last 4 digits of account number ____	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input checked="" type="checkbox"/> Contingent <input checked="" type="checkbox"/> Unliquidated <input checked="" type="checkbox"/> Disputed Basis for the claim: <u>Alleged personal injury claim</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$1.00

Name

3.7	Nonpriority creditor's name and mailing address New York State Department of Labor Building 12, State Campus Albany, NY 12240 Date(s) debt was incurred <u>Index No.: 16-00363</u> Last 4 digits of account number _____	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>Pending NYS DOL action on appeal</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$479,335.00
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3.8	Nonpriority creditor's name and mailing address Niagara County Department of Health 5467 Upper Mountain Rd Lockport, NY 14094 Date(s) debt was incurred <u>circa 2000</u> Last 4 digits of account number _____	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>Violations</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$1.00
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3.9	Nonpriority creditor's name and mailing address QwaMa'e Clark c/o Andrews, Bernstein, Maranto & Nicotr 420 Franklin Street Buffalo, NY 14202 Date(s) debt was incurred <u>2017</u> Last 4 digits of account number _____	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>Alleged personal injury claim</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$1.00
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Part 3: List Others to Be Notified About Unsecured Claims

4. List in alphabetical order any others who must be notified for claims listed in Parts 1 and 2. Examples of entities that may be listed are collection agencies, assignees of claims listed above, and attorneys for unsecured creditors.

If no others need to be notified for the debts listed in Parts 1 and 2, do not fill out or submit this page. If additional pages are needed, copy the next page.

	Name and mailing address	On which line in Part 1 or Part 2 is the related creditor (if any) listed?	Last 4 digits of account number, if any
4.1	Gary H. Lisowski, Esq. Assistant County Attorney 175 Hawley Street Lockport, NY 14094	Line <u>3.8</u> <input type="checkbox"/> Not listed. Explain _____	—
4.2	Carl Daniels 2216 1/2 Independence Avenue Niagara Falls, NY 14301	Line <u>3.7</u> <input type="checkbox"/> Not listed. Explain _____	—
4.3	Christopher Lee 2618 Porter Road Niagara Falls, NY 14305	Line <u>3.7</u> <input type="checkbox"/> Not listed. Explain _____	—
4.4	Dallas Mort 2414 Grand Avenue Niagara Falls, NY 14301	Line <u>3.7</u> <input type="checkbox"/> Not listed. Explain _____	—
4.5	Gary Chew 1525 Ashland Avenue Niagara Falls, NY 14301	Line <u>3.7</u> <input type="checkbox"/> Not listed. Explain _____	—

Debtor	Name	Case number (if known)
	Pescrillo New York, LLC	
	Name and mailing address	On which line in Part1 or Part 2 is the related creditor (if any) listed?
4.6	Harry Rainer 1736 Ashland Avenue Niagara Falls, NY 14301	Line <u>3.7</u> <input type="checkbox"/> Not listed. Explain _____
4.7	Lindsay Carrier c/o 1525 Ashland Avenue Niagara Falls, NY 14301	Line <u>3.7</u> <input type="checkbox"/> Not listed. Explain _____
4.8	Seth Kupferberg Assistant Attorney General Office of the Attorney General 120 Broadway, 26th Floor New York, NE 10271	Line <u>3.7</u> <input type="checkbox"/> Not listed. Explain _____
4.9	Stephen Engleka 2617 Lockport Road Sanborn, NY 14132	Line <u>3.7</u> <input type="checkbox"/> Not listed. Explain _____
4.10	Steven Langlois 1666 Saunders Settlement Road Niagara Falls, NY 14305	Line <u>3.7</u> <input type="checkbox"/> Not listed. Explain _____

Part 4: Total Amounts of the Priority and Nonpriority Unsecured Claims

5. Add the amounts of priority and nonpriority unsecured claims.

5a. Total claims from Part 1

5b. Total claims from Part 2

5c. Total of Parts 1 and 2
Lines 5a + 5b = 5c.

Total of claim amounts	
5a.	\$ <u>2.00</u>
5b. +	\$ <u>729,342.00</u>
5c.	\$ <u>729,344.00</u>

Fill in this information to identify the case:

Debtor name Pescrillo New York, LLC

United States Bankruptcy Court for the: WESTERN DISTRICT OF NEW YORK

Case number (if known) _____

☐ Check if this is an amended filing

Official Form 206G

Schedule G: Executory Contracts and Unexpired Leases

12/15

Be as complete and accurate as possible. If more space is needed, copy and attach the additional page, number the entries consecutively.

1. Does the debtor have any executory contracts or unexpired leases?

☐ No. Check this box and file this form with the debtor's other schedules. There is nothing else to report on this form.

☒ Yes. Fill in all of the information below even if the contacts of leases are listed on *Schedule A/B: Assets - Real and Personal* (Official Form 206A/B). *Property*

2. List all contracts and unexpired leases

State the name and mailing address for all other parties with whom the debtor has an executory contract or unexpired lease

2.1. State what the contract or lease is for and the nature of the debtor's interest

State the term remaining

List the contract number of any government contract _____

Varuiys month-to-month rental leases (to numerous to list)

Fill in this information to identify the case:Debtor name **Pescrillo New York, LLC**United States Bankruptcy Court for the: **WESTERN DISTRICT OF NEW YORK**

Case number (if known) _____

☐ Check if this is an amended filing**Official Form 206H
Schedule H: Your Codebtors****12/15**

Be as complete and accurate as possible. If more space is needed, copy the Additional Page, numbering the entries consecutively. Attach the Additional Page to this page.

1. Do you have any codebtors?☐ No. Check this box and submit this form to the court with the debtor's other schedules. Nothing else needs to be reported on this form.☒ Yes

2. In Column 1, list as codebtors all of the people or entities who are also liable for any debts listed by the debtor in the schedules of creditors, Schedules D-G. Include all guarantors and co-obligors. In Column 2, identify the creditor to whom the debt is owed and each schedule on which the creditor is listed. If the codebtor is liable on a debt to more than one creditor, list each creditor separately in Column 2.

Column 1: Codebtor

Column 2: Creditor

Name

Mailing Address

Name

Check all schedules that apply:

2.1 **Daniel W.
MacFarlane****HSBC**☒ D **2.9**
☐ E/F _____
☐ G _____2.2 **Darlene
MacFarlane****HSBC**☒ D **2.9**
☐ E/F _____
☐ G _____2.3 **Pescrillo
Niagara, LLC****714 W Market Street
Niagara Falls, NY 14301****New York State
Department of Labor**☐ D _____
☒ E/F **3.7**
☐ G _____2.4 **Pescrillo
Niagara, LLC****714 W Market Street
Niagara Falls, NY 14301****John Waldriff**☐ D _____
☒ E/F **3.5**
☐ G _____2.5 **Ralph Pescrillo****714 W Market Street
Niagara Falls, NY 14301****New York State
Department of Labor**☐ D _____
☒ E/F **3.7**
☐ G _____

Fill in this information to identify the case:Debtor name **Pescrillo New York, LLC**United States Bankruptcy Court for the: **WESTERN DISTRICT OF NEW YORK**

Case number (if known) _____

☐ Check if this is an amended filing**Official Form 207****Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy****04/16**

The debtor must answer every question. 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).

Part 1: Income**1. Gross revenue from business**☐ None.**Identify the beginning and ending dates of the debtor's fiscal year, which may be a calendar year****From the beginning of the fiscal year to filing date:**From **1/01/2018** to **Filing Date****Sources of revenue**
Check all that apply☒ Operating a business☐ Other _____**Gross revenue**
(before deductions and exclusions)**\$250,000.00 (aprox)****For prior year:**From **1/01/2017** to **12/31/2017**☒ Operating a business☐ Other _____**\$900,000.00 (aprox)****For year before that:**From **1/01/2016** to **12/31/2016**☒ Operating a business☐ Other _____**\$850,000.00 (aprox)****2. Non-business revenue**

Include revenue regardless of whether that revenue is taxable. *Non-business income* may include interest, dividends, money collected from lawsuits, and royalties. List each source and the gross revenue for each separately. Do not include revenue listed in line 1.

☒ None.**Description of sources of revenue****Gross revenue from each source**
(before deductions and exclusions)**Part 2: List Certain Transfers Made Before Filing for Bankruptcy****3. Certain payments or transfers to creditors within 90 days before filing this case**

List payments or transfers—including expense reimbursements—to any creditor, other than regular employee compensation, within 90 days before filing this case unless the aggregate value of all property transferred to that creditor is less than \$6,425. (This amount may be adjusted on 4/01/19 and every 3 years after that with respect to cases filed on or after the date of adjustment.)

☒ None.**Creditor's Name and Address****Dates****Total amount of value****Reasons for payment or transfer**
*Check all that apply***4. Payments or other transfers of property made within 1 year before filing this case that benefited any insider**

List payments or transfers, including expense reimbursements, made within 1 year before filing this case on debts owed to an insider or guaranteed

or cosigned by an insider unless the aggregate value of all property transferred to or for the benefit of the insider is less than \$6,425. (This amount may be adjusted on 4/01/19 and every 3 years after that with respect to cases filed on or after the date of adjustment.) Do not include any payments listed in line 3. *Insiders* include officers, directors, and anyone in control of a corporate debtor and their relatives; general partners of a partnership debtor and their relatives; affiliates of the debtor and insiders of such affiliates; and any managing agent of the debtor. 11 U.S.C. § 101(31).

☒ None.

Insider's name and address Relationship to debtor	Dates	Total amount of value	Reasons for payment or transfer
------------------------------------------------------	-------	-----------------------	---------------------------------

5. Repossessions, foreclosures, and returns

List all property of the debtor that was obtained by a creditor within 1 year before filing this case, including property repossessed by a creditor, sold at a foreclosure sale, transferred by a deed in lieu of foreclosure, or returned to the seller. Do not include property listed in line 6.

☐ None

Creditor's name and address	Describe of the Property	Date	Value of property
PHH Mortgage Corporation Attn: Mail Stop SV-01 2001 Bishops Gate Blvd. Mt. Laurel, NJ 08054-4604	681 Chilton Niagara Falls, New York	2017	

6. Setoffs

List any creditor, including a bank or financial institution, that within 90 days before filing this case set off or otherwise took anything from an account of the debtor without permission or refused to make a payment at the debtor's direction from an account of the debtor because the debtor owed a debt.

☒ None

Creditor's name and address	Description of the action creditor took	Date action was taken	Amount
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Part 3: Legal Actions or Assignments

7. Legal actions, administrative proceedings, court actions, executions, attachments, or governmental audits

List the legal actions, proceedings, investigations, arbitrations, mediations, and audits by federal or state agencies in which the debtor was involved in any capacity—within 1 year before filing this case.

☐ None.

	Case title Case number	Nature of case	Court or agency's name and address	Status of case
7.1.	US Bank NA; foreclosure: 161 81st Street Niagara Falls, New York 160554/2017	Foreclosure	NYS Supreme	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
7.2.	US Bank NA; foreclosure: 1022 20th Street Niagara Falls, New York 163403/2017	Foreclosure	NYS Supreme	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
7.3.	PHH Mortgage Corporation; foreclosure: 745 4th Street Niagara Falls, New York E155972/2015	Foreclosure	NYS Supreme	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded

	Case title Case number	Nature of case	Court or agency's name and address	Status of case
7.4.	PennyMac Mortgage Investment Trust; foreclosure: 1921 Forest Avenue Niagara Falls, New York 159637/2016	Foreclosure	NYS Supreme	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
7.5.	HSBC MORTGAGE CORP.; foreclosure: 432 Stockbridge Avenue Buffalo, New York 801593/2016	Foreclosure	NYS Supreme	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
7.6.	HSBC MORTGAGE CORP.; foreclosure: 630 Orchard Parkway Niagara Falls, New York 801593/2016	Foreclosure	NYS Supreme	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
7.7.	Citimortgage Inc.; foreclosure: 1666 Saunders Settlement Road Niagara Falls, New York 134535	Foreclosure	NYS Supreme	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
7.8.	Citimortgage Inc.; foreclosure: 2618 Porter Avenue Niagara Falls, New York 151489	Foreclosure	NYS Supreme	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
7.9.	Chase Home Finance foreclosure: 7318 Buffalo Avenue Niagara Falls, New York 143200	Foreclosure	NYS Supreme	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
7.10	Chase Home Finance foreclosure: 832 15th Street Niagara Falls, New York 140765	Foreclosure	NYS Supreme	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
7.11	New York State Department of Labor - vs. - Pescrillo, et al. 16-00363	Civil prosecution	Industrial Board of Appeals	<input type="checkbox"/> Pending <input checked="" type="checkbox"/> On appeal <input type="checkbox"/> Concluded
7.12	Atwood v. Pescrillo New York LT-460-1	Personal Injury	City Court	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
7.13	Rogers v. Pescrillo New York CV-457-17	Personal Injury	City Court	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded

Case title Case number	Nature of case	Court or agency's name and address	Status of case
7.14 Various Evictions procees	Eviction(s) Non Payment	Niagara County City Court(s)	<input type="checkbox"/> Pending <input type="checkbox"/> On appeal <input checked="" type="checkbox"/> Concluded

8. Assignments and receivership

List any property in the hands of an assignee for the benefit of creditors during the 120 days before filing this case and any property in the hands of a receiver, custodian, or other court-appointed officer within 1 year before filing this case.

☒ None

Part 4: Certain Gifts and Charitable Contributions**9. List all gifts or charitable contributions the debtor gave to a recipient within 2 years before filing this case unless the aggregate value of the gifts to that recipient is less than \$1,000**

☒ None

Recipient's name and address	Description of the gifts or contributions	Dates given	Value
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Part 5: Certain Losses**10. All losses from fire, theft, or other casualty within 1 year before filing this case.**

☒ None

Description of the property lost and how the loss occurred	Amount of payments received for the loss	Dates of loss	Value of property lost
	<p>If you have received payments to cover the loss, for example, from insurance, government compensation, or tort liability, list the total received.</p> <p>List unpaid claims on Official Form 106A/B (Schedule A/B: Assets – Real and Personal Property).</p>		

Part 6: Certain Payments or Transfers**11. Payments related to bankruptcy**

List any payments of money or other transfers of property made by the debtor or person acting on behalf of the debtor within 1 year before the filing of this case to another person or entity, including attorneys, that the debtor consulted about debt consolidation or restructuring, seeking bankruptcy relief, or filing a bankruptcy case.

☐ None.

Who was paid or who received the transfer? Address	If not money, describe any property transferred	Dates	Total amount or value
11.1. Gleichenhau, Marchese & Weishaar, P.C. 930 Convention Tower 43 Court Street Buffalo, NY 14202	Attorney Fees	04/2018	\$10,000.00
Email or website address			
Who made the payment, if not debtor?			

	Who was paid or who received the transfer? Address	If not money, describe any property transferred	Dates	Total amount or value
11.2.	Phillip Milch	General counsel		
	Email or website address			
	Who made the payment, if not debtor?			

12. Self-settled trusts of which the debtor is a beneficiary

List any payments or transfers of property made by the debtor or a person acting on behalf of the debtor within 10 years before the filing of this case to a self-settled trust or similar device.

Do not include transfers already listed on this statement.

☒ None.

Name of trust or device	Describe any property transferred	Dates transfers were made	Total amount or value
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13. Transfers not already listed on this statement

List any transfers of money or other property by sale, trade, or any other means made by the debtor or a person acting on behalf of the debtor within 2 years before the filing of this case to another person, other than property transferred in the ordinary course of business or financial affairs. Include both outright transfers and transfers made as security. Do not include gifts or transfers previously listed on this statement.

☒ None.

Who received transfer? Address	Description of property transferred or payments received or debts paid in exchange	Date transfer was made	Total amount or value
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Part 7: Previous Locations**14. Previous addresses**

List all previous addresses used by the debtor within 3 years before filing this case and the dates the addresses were used.

☐ Does not apply

Address	Dates of occupancy From-To
14.1. 1930 Veterans Highway Suite 12-129 Islandia, NY 11749	10/2015-10/2016

Part 8: Health Care Bankruptcies**15. Health Care bankruptcies**

Is the debtor primarily engaged in offering services and facilities for:

- diagnosing or treating injury, deformity, or disease, or
- providing any surgical, psychiatric, drug treatment, or obstetric care?

☒ No. Go to Part 9.

☐ Yes. Fill in the information below.

Facility name and address	Nature of the business operation, including type of services the debtor provides	If debtor provides meals and housing, number of patients in debtor's care
---------------------------	----------------------------------------------------------------------------------	---------------------------------------------------------------------------

Part 9: Personally Identifiable Information

16. Does the debtor collect and retain personally identifiable information of customers?

- ☒ No.
- ☐ Yes. State the nature of the information collected and retained.

17. Within 6 years before filing this case, have any employees of the debtor been participants in any ERISA, 401(k), 403(b), or other pension or profit-sharing plan made available by the debtor as an employee benefit?

- ☒ No. Go to Part 10.
- ☐ Yes. Does the debtor serve as plan administrator?

Part 10: Certain Financial Accounts, Safe Deposit Boxes, and Storage Units**18. Closed financial accounts**

Within 1 year before filing this case, were any financial accounts or instruments held in the debtor's name, or for the debtor's benefit, closed, sold, moved, or transferred?
Include checking, savings, money market, or other financial accounts; certificates of deposit; and shares in banks, credit unions, brokerage houses, cooperatives, associations, and other financial institutions.

- ☒ None

Financial Institution name and Address	Last 4 digits of account number	Type of account or instrument	Date account was closed, sold, moved, or transferred	Last balance before closing or transfer
----------------------------------------	---------------------------------	-------------------------------	------------------------------------------------------	-----------------------------------------

19. Safe deposit boxes

List any safe deposit box or other depository for securities, cash, or other valuables the debtor now has or did have within 1 year before filing this case.

- ☒ None

Depository institution name and address	Names of anyone with access to it Address	Description of the contents	Do you still have it?
-----------------------------------------	----------------------------------------------	-----------------------------	-----------------------

20. Off-premises storage

List any property kept in storage units or warehouses within 1 year before filing this case. Do not include facilities that are in a part of a building in which the debtor does business.

- ☒ None

Facility name and address	Names of anyone with access to it	Description of the contents	Do you still have it?
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Part 11: Property the Debtor Holds or Controls That the Debtor Does Not Own**21. Property held for another**

List any property that the debtor holds or controls that another entity owns. Include any property borrowed from, being stored for, or held in trust. Do not list leased or rented property.

- ☒ None

Part 12: Details About Environment Information

For the purpose of Part 12, the following definitions apply:

Environmental law means any statute or governmental regulation that concerns pollution, contamination, or hazardous material, regardless of the medium affected (air, land, water, or any other medium).

Site means any location, facility, or property, including disposal sites, that the debtor now owns, operates, or utilizes or that the debtor formerly owned, operated, or utilized.

Hazardous material means anything that an environmental law defines as hazardous or toxic, or describes as a pollutant, contaminant, or a similarly harmful substance.

Report all notices, releases, and proceedings known, regardless of when they occurred.

22. Has the debtor been a party in any judicial or administrative proceeding under any environmental law? Include settlements and orders.

- ☐ No.
☐ Yes. Provide details below.

Case title Case number	Court or agency name and address	Nature of the case	Status of case
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23. Has any governmental unit otherwise notified the debtor that the debtor may be liable or potentially liable under or in violation of an environmental law?

- ☐ No.
☐ Yes. Provide details below.

Site name and address	Governmental unit name and address	Environmental law, if known	Date of notice
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24. Has the debtor notified any governmental unit of any release of hazardous material?

- ☐ No.
☐ Yes. Provide details below.

Site name and address	Governmental unit name and address	Environmental law, if known	Date of notice
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Part 13: Details About the Debtor's Business or Connections to Any Business

25. Other businesses in which the debtor has or has had an interest

List any business for which the debtor was an owner, partner, member, or otherwise a person in control within 6 years before filing this case. Include this information even if already listed in the Schedules.

- ☐ None

Business name address	Describe the nature of the business	Employer Identification number Do not include Social Security number or ITIN. Dates business existed
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26. Books, records, and financial statements

26a. List all accountants and bookkeepers who maintained the debtor's books and records within 2 years before filing this case.

- ☐ None

Name and address	Date of service From-To
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26b. List all firms or individuals who have audited, compiled, or reviewed debtor's books of account and records or prepared a financial statement within 2 years before filing this case.

- ☐ None

26c. List all firms or individuals who were in possession of the debtor's books of account and records when this case is filed.

- ☐ None

Name and address	If any books of account and records are unavailable, explain why
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26d. List all financial institutions, creditors, and other parties, including mercantile and trade agencies, to whom the debtor issued a financial statement within 2 years before filing this case.

- ☐ None

Name and address**27. Inventories**

Have any inventories of the debtor's property been taken within 2 years before filing this case?

- ☒ No
☐ Yes. Give the details about the two most recent inventories.

Name of the person who supervised the taking of the inventory**Date of inventory****The dollar amount and basis (cost, market, or other basis) of each inventory****28. List the debtor's officers, directors, managing members, general partners, members in control, controlling shareholders, or other people in control of the debtor at the time of the filing of this case.**

Name	Address	Position and nature of any interest	% of interest, if any
Ralph Pescrillo	714 W Market Street Niagara Falls, NY 14301	Managing Member	100%

29. Within 1 year before the filing of this case, did the debtor have officers, directors, managing members, general partners, members in control of the debtor, or shareholders in control of the debtor who no longer hold these positions?

- ☒ No
☐ Yes. Identify below.

30. Payments, distributions, or withdrawals credited or given to insiders

Within 1 year before filing this case, did the debtor provide an insider with value in any form, including salary, other compensation, draws, bonuses, loans, credits on loans, stock redemptions, and options exercised?

- ☒ No
☐ Yes. Identify below.

Name and address of recipient**Amount of money or description and value of property****Dates****Reason for providing the value****31. Within 6 years before filing this case, has the debtor been a member of any consolidated group for tax purposes?**

- ☒ No
☐ Yes. Identify below.

Name of the parent corporation**Employer Identification number of the parent corporation****32. Within 6 years before filing this case, has the debtor as an employer been responsible for contributing to a pension fund?**

- ☒ No
☐ Yes. Identify below.

Name of the pension fund**Employer Identification number of the parent corporation**

Part 14: Signature and Declaration

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

I have examined the information in this *Statement of Financial Affairs* and any attachments and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **April 6, 2018**

/s/ Ralph T. Pescrillo

Signature of individual signing on behalf of the debtor

Ralph T. Pescrillo

Printed name

Position or relationship to debtor **Managing Member**

Are additional pages to *Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy* (Official Form 207) attached?

☒ No

☐ Yes

United States Bankruptcy Court
Western District of New York

In re **Pescrillo New York, LLC**

Debtor(s)

Case No.

Chapter **11**

DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR(S)

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

For legal services, I have agreed to accept	\$	35,000.00
Prior to the filing of this statement I have received	\$	15,000.00
Balance Due	\$	20,000.00

2. \$ **1,717.00** of the filing fee has been paid.
3. The source of the compensation paid to me was:
☒ Debtor ☐ Other (specify):
4. The source of compensation to be paid to me is:
☐ Debtor ☒ Other (specify): **Debtor / Managing Member**
5. ☒ I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.
☐ I have agreed to share the above-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation is attached.
6. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:
- Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
 - Preparation and filing of any petition, schedules, statement of affairs and plan which may be required;
 - Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;
 - [Other provisions as needed]
Negotiations with secured creditors to reduce to market value; exemption planning; preparation and filing of reaffirmation agreements and applications as needed; preparation and filing of motions pursuant to 11 USC 522(f)(2)(A) for avoidance of liens on household goods.
7. By agreement with the debtor(s), the above-disclosed fee does not include the following service:
Representation of the debtors in any dischargeability actions, judicial lien avoidances, relief from stay actions or any other adversary proceeding.

CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

April 6, 2018

Date

/s/ Robert B. Gleichenhaus, Esq.**Robert B. Gleichenhaus, Esq.**

Signature of Attorney

Gleichenhaus, Marchese & Weishaar, P.C.**930 Convention Tower****43 Court Street****Buffalo, NY 14202****(716) 845-6446 Fax: (716) 845-6475**

Name of law firm

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

In re **Pescrillo New York, LLC**

Debtor(s)

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
Ralph Pescrillo 714 W Market Street Niagara Falls, NY 14301	Preferred	100%	100%

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 **April 6, 2018**

Signature **/s/ Ralph T. Pescrillo**
Ralph T. Pescrillo

*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.*

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

In re **Pescrillo New York, LLC**

Debtor(s)

Case No.

Chapter

11

VERIFICATION OF CREDITOR MATRIX

I, the Managing Member of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date: **April 6, 2018**

/s/ Ralph T. Pescrillo

Ralph T. Pescrillo/Managing Member

Signer/Title

City of Niagara Falls, New York
745 Main Street
Niagara Falls, NY 14302

Gary H. Lisowski, Esq.
Assistant County Attorney
175 Hawley Street
Lockport, NY 14094

Niagara County Treasurer
59 Park Avenue
Lockport, NY 14094

Niagara Falls Water Board
5815 Buffalo Avenue
Niagara Falls, NY 14304

Amanda Kissel
c/o Robert D. Berkun, Esq.
43 Court Street, Suite 930
Buffalo, NY 14202

Camille Sarkees, Esq.
730 Main Street
Niagara Falls, NY 14301

Carl Daniels
2216 1/2 Independence Avenue
Niagara Falls, NY 14301

Carnisha Rogers
c/o John D. Hocieniec, Esq.
Neighborhood Legal Services
237 Main Street, Ste. 400
Buffalo, NY 14203

Chase
3415 Vision Drive
Columbus, OH 43219

Chase Home Finance
POB 79072
Phoenix, AZ 85062

Chloe Long
c/o Thomas M. Mercure, Esq.
Lipsitz, Green, Scime & Cambria LLP
42 Delaware Avenue, Suite 120
Buffalo, NY 14202

Christopher Lee
2618 Porter Road
Niagara Falls, NY 14305

Citimortgage Inc.
Attn: Bankruptcy Department
POB 140489
Irving, TX 75014

Coleen Atwood
c/o Danielle Bruno, Esq.
Law Offices of William Mattar
6720 Main Street
Buffalo, NY 14221

Dallas Mort
2414 Grand Avenue
Niagara Falls, NY 14301

Daniel W. MacFarlane

Darlene MacFarlane

Davidson Fink
28 East Main Street, Suite 1700
Rochester, NY 14614

Fein, Such & Crane, LLP
28 East Main Street, Suite 1800
Rochester, NY 14614

Gary Chew
1525 Ashland Avenue
Niagara Falls, NY 14301

Gibson, McAskill & Crosby, LLP
Attn: Jenna E. McDonnell
69 Delaware Avenue, Suite 900
Buffalo, NY 14202

Gross Polowy
1775 Wherle Drive, Suite 100
Buffalo, NY 14221

Harris Beach PLLC
Attn: Kevin Tompsett, Esq.
99 Garnsey Road
Pittsford, NY 14534

Harry Rainer
1736 Ashland Avenue
Niagara Falls, NY 14301

HSBC
Suite 3201
Buffalo, NY 14270-3201

HSBC MORTGAGE CORP.
2929 WALDEN AVENUE
Depew, NY 14043

Internal Revenue Service
Insolvency Group 1
Niagara Center, 2nd Floor
130 South Elmwood
Buffalo, NY 14202

John Waldriff
2742 Alder Creek Drive South
North Tonawanda, NY 14120

Knuckles, Komosinski & Elliott, LLP
565 Taxter Rd, Suite 950
Elmsford, NY 10523590

Lindsay Carrier
c/o 1525 Ashland Avenue
Niagara Falls, NY 14301

Matthew Gulley
c/o Robert D. Berkun, Esq.
43 Court Street, Suite 930
Buffalo, NY 14202

New York State Department of Labor
Building 12, State Campus
Albany, NY 12240

Niagara County Department of Health
5467 Upper Mountain Rd
Lockport, NY 14094

NYS Dept. of Taxation & Finance
Bankruptcy Unit
PO Box 5300
Albany, NY 12205-0300

PennyMac Mortgage Investment Trust
6101 Condor Drive, Suite 200
Moorpark, CA 93021

Pescrillo Niagara, LLC
714 W Market Street
Niagara Falls, NY 14301

Peter T. Roach & Associates, P.C.
6901 Jericho Turnpike #240,
Syosset, NY 11791

PHH Mortgage Corporation
Attn: Mail Stop SV-01
2001 Bishops Gate Blvd.
Mt. Laurel, NJ 08054-4604

PHH Mortgage Services
POB 5449
Mount Laurel, NJ 08054

QwaMa'e Clark
c/o Andrews, Bernstein, Maranto & Nicotr
420 Franklin Street
Buffalo, NY 14202

Ralph Pescrillo
714 W Market Street
Niagara Falls, NY 14301

RAS Boriskin
900 Merchants Concourse LL-13
Westbury, NY 11590

Roscetti and DeCastro, P.C.
Attn: Damon Decastro, Esq.
730 Main Street
Niagara Falls, NY 14301

Rosicki, Rosicki & Associates
51 East Bethpage Road
Plainview, NY 11803

Seth Kupferberg
Assistant Attorney General
Office of the Attorney General
120 Broadway, 26th Floor
New York, NE 10271

Shapiro & DiCaro, LLP
175 Mile Crossing Boulevard
Rochester, NY 14624

Stephen Engleka
2617 Lockport Road
Sanborn, NY 14132

Steven Langlois
1666 Saunders Settlement Road
Niagara Falls, NY 14305

Thomas M. O Donnell
Deputy Corporation Counsel
City Hall, 745 Main Street
Niagara Falls, NE 14302

Tupchik Law Group
Attn: Lana Tupchik, Esq.
43 Court Street
Mezzanine
Buffalo, NY 14202

US Bancorp/Lyon Financial
1450 Channel Parkway
Marshall, MN 56258

US Bank NA
800 Nicollet Mall
Minneapolis, MN 55402

Varuiys month-to-month
rental leases (to numerous
to list)

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

In re **Pescrillo New York, 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 **Pescrillo New York, 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*]

April 6, 2018

Date

/s/ Robert B. Gleichenhaus, Esq.

Robert B. Gleichenhaus, Esq.

Signature of Attorney or Litigant

Counsel for **Pescrillo New York, LLC**

Gleichenhaus, Marchese & Weishaar, P.C.

930 Convention Tower

43 Court Street

Buffalo, NY 14202

(716) 845-6446 Fax:(716) 845-6475