

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 Beaver Dairy Farm 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) 26-3432653

4. Debtor's address

Principal place of business	Mailing address, if different from principal place of business
-----------------------------	----------------------------------------------------------------

3785 Kirk Road
Randolph, NY 14772
Number, Street, City, State & ZIP Code

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

Cattaraugus
County

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

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>.

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	_____	When	_____	Case number	_____
District	_____	When	_____	Case number	_____

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	See Attachment	Relationship	_____
District	_____	When	_____
		Case number, if known	_____

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?

3785 Kirk Road
Randolph, NY, 14772-0000

Number, Street, City, State & ZIP Code

Is the property insured?

☐ No

☒ Yes. Insurance agency Nationwide

Contact name AGRI Business Brokerage Corp.

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 Beaver Dairy Farm 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 November 16, 2018
MM / DD / YYYY

X /s/ Dale F. Beaver
Signature of authorized representative of debtor

Title Owner

Dale F. Beaver
Printed name

18. Signature of attorney

X /s/ Garry M. Graber, Esq.
Signature of attorney for debtor

Date November 16, 2018
MM / DD / YYYY

Garry M. Graber, Esq.
Printed name

Hodgson Russ LLP
Firm name

140 Pearl Street
Suite 100
Buffalo, NY 14202
Number, Street, City, State & ZIP Code

Contact phone (716) 856-4000 Email address ggraber@hodgsonruss.com

1344159 NY
Bar number and State

Debtor Beaver Dairy Farm LLC
Name

Case number (if known) _____

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

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FORM 201. VOLUNTARY PETITION
Pending Bankruptcy Cases Attachment

Debtor	<u>Beaver's Trucking Co., LLC</u>	Relationship to you	<u>Affiliate</u>
District	<u>Western District of New York</u>	When	<u>Case number, if known</u>
Debtor	<u>Dale F. Beaver</u>	Relationship to you	<u>Owner</u>
District	<u>Western District of New York</u>	When	<u>Case number, if known</u>

Fill in this information to identify the case:

Debtor name Beaver Dairy Farm LLC
 United States Bankruptcy Court for the: WESTERN DISTRICT OF NEW YORK
 Case number (if known): _____

☐ Check if this is an
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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
Gramco 299 Waverly Street Springville, NY 14141			Unliquidated	\$949,346.74	\$0.00	\$949,346.74
Grow Mark PO Box 827517 PO Box 768 Marshfield, WI 54449		Fertilizer and Spray	Unliquidated			\$330,566.33
Eagle Dairy Supply 5001 Brittonfield Parkway East Syracuse, NY 13057		Dairy Supplies and Feed	Unliquidated			\$164,889.09
Cattaraugus County 303 Court Street Little Valley, NY 14755		County and Town Taxes	Unliquidated			\$129,285.84
Hudson Valley Insurance P.O. Box 2535 Carol Stream, IL 60197		Insurance	Unliquidated			\$82,722.79
Internal Revenue Service 1111 Constitution Avenue Washington, DC 20224		Payroll Taxes	Unliquidated			\$70,000.00
LandPro Equipment 9710, 1756 Lindquist Drive Falconer, NY 14733		Repair	Unliquidated			\$42,000.00
Randolph School District 18 Main Street Randolph, NY 14772		School Taxes	Unliquidated			\$27,393.57
Elanco 25399 Network Place Chicago, IL 60673		Animal Care	Unliquidated			\$25,926.28

Debtor Beaver Dairy Farm 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
Ortel 268 Liberty Street Arcade, NY 14009		Repair	Unliquidated			\$24,371.87
Jim Dye 8568 South Dayton Silver Creek Road South Dayton, NY 14138		Feed	Unliquidated			\$21,712.00
Attica Vet 116 Prospect Street Attica, NY 14011		Animal Care	Unliquidated			\$20,599.06
Randolph Hardware 263 Main Street Randolph, NY 14772		Supplies	Unliquidated			\$20,000.00
Lunser Insurance 417 Quaker Road PO Box 339 East Aurora, NY 14052		Insurance	Unliquidated			\$20,000.00
National Grid PO Box 11742 Newark, NJ 07101		Utility	Unliquidated			\$15,454.04
Select Sires PO Box 370 Rocky Mount, VA 24151		Animal Care	Unliquidated			\$15,027.82
ADM Crop P.O. Box 3727 Decatur, IL 62524		Insurance	Unliquidated			\$15,003.18
Beaver Boys Const 1689 Southwestern Drive Lakewood, NY 14750		Repair	Unliquidated			\$15,000.00
Southern Tier AI 1242 Frew Run Road Frewsburg, NY 14738		Animal Care	Unliquidated			\$14,900.21
Chaut. Vet PO Box 198 Stow, NY 14785		Animal Care	Unliquidated			\$13,815.39

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

In re Beaver Dairy Farm LLC

Debtor(s)

Case No.

Chapter

11

VERIFICATION OF CREDITOR MATRIX

I, the Owner 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: November 16, 2018

/s/ Dale F. Beaver

Dale F. Beaver/Owner

Signer/Title

Accelerated Genetics
E10890 Penny Lane
Baraboo, WI 53913

ADM Crop
P.O. Box 3727
Decatur, IL 62524

AGRI Business Brokerage Corp.
P.O. Box 339
East Aurora, NY 14052

Agrimax Financial
P.O. Box 4844
Syracuse, NY 13221

Allegany Ag
18138 Maugans Ave
Hagerstown, MD 21740

Attica Vet
116 Prospect Street
Attica, NY 14011

Barmore Sellstrom
1403 E. 2nd Street
Jamestown, NY 14701

Barneys Hoof Trim
2303 Edson Road
Sinclairville, NY 14782

Beaver Boys Const
1689 Southwestern Drive
Lakewood, NY 14750

Beaver's Trucking Co., LLC
3786 Kirk Road
Randolph, NY 14772

Cattaraugus County
303 Court Street
Little Valley, NY 14755

Channel Bio, LLC
P.O. Box 204092
Dallas, TX 75320

Chaut. Vet
PO Box 198
Stow, NY 14785

Clyde Rodgers
7406 North Road Route 83
Cherry Creek, NY 14723

CNH Capital America LLC
100 Brubaker Avenue
New Holland, PA 17557

Commodity Credit Corporation
8 Martha Street
Ellicottville, NY 14731

Dale Beaver
3786 Kirk Road
Randolph, NY 14772

Deere & Company
6400 NE 86th Street
Johnston, IA 50131

Deere Credit, Inc.
6400 NE 86th Street
Johnston, IA 50131

Donna Beaver
P.O. Box 283
Jamestown, NY 14701

Doritex
11980 Walden Avenue
Alden, NY 14004

Duane Beaver
12841 Route 394
Randolph, NY 14772

E.L. Scott
P.O. Box 206
Springville, NY 14141

Eagle Dairy Supply
5001 Brittonfield Parkway
East Syracuse, NY 13057

Elanco
25399 Network Place
Chicago, IL 60673

Empire Energy
380 Southpointe Boulevard
Suite 130
Canonsburg, PA 15317

Express Tire
475 Cayuga Road
#500
Cheektowaga, NY 14225

Farm Credit East
28 E. Chautauqua Street
Mayville, NY 14757

Gramco
299 Waverly Street
Springville, NY 14141

Grow Mark
PO Box 827517
PO Box 768
Marshfield, WI 54449

Growmark FS, LLC
308 NE Front Street
Milford, DE 19963

Hudson Valley Insurance
P.O. Box 2535
Carol Stream, IL 60197

Internal Revenue Service
1111 Constitution Avenue
Washington, DC 20224

Jamestown Mcadam
PO Box 518
Celoron, NY 14720

Jim Dye
8568 South Dayton Silver Creek Road
South Dayton, NY 14138

John Deere Credit
P.O. Box 4450
Carol Stream, IL 60197

Lamb & Webster
601 West Main Street
Springville, NY 14141

Lamb & Webster, Inc.
601 W. Main Street
Springville, NY 14141

LandPro Equipment
9710, 1756 Lindquist Drive
Falconer, NY 14733

Larry Romance
PO Box 38
2769 Route 20
Sheridan, NY 14135

Lunser Insurance
417 Quaker Road
PO Box 339
East Aurora, NY 14052

MAC Truck
2463 Peck Settlement Road
Jamestown, NY 14701

Mike Albert
PO Box 643220
Cincinnati, OH 45264

Mike Albert Leasing Inc.
10340 Evendale Drive
Cincinnati, OH 45241

National Grid
PO Box 11742
Newark, NJ 07101

Nationwide Insurance
P.O. Box 10479
Des Moines, IA 50306

NYS Dept. of Taxation and Finance
State Campus Building 9
WA Harri8man Campus
Albany, NY 12227

Ortel
268 Liberty Street
Arcade, NY 14009

Randolph Auto
18 Jamestown Street
Randolph, NY 14772

Randolph Hardware
263 Main Street
Randolph, NY 14772

Randolph School District
18 Main Street
Randolph, NY 14772

Rodgers and Son, Inc.
7406 North Road Route 83
Cherry Creek, NY 14723

Select Sires
PO Box 370
Rocky Mount, VA 24151

Southern Tier AI
1242 Frew Run Road
Frewsburg, NY 14738

State Insurances
PO Box 5238
New York, NY 10008

Team Ag
120 Lake Street
Ephrata, PA 17522

Wendy Kinsella
Harris Beach PLLC
333 West Washington Street, Suite 200
Syracuse, NY 13202