1/	14	/10	8:09PM

B1 (Official Form 1)(1/08)		14	<b>C</b> 4				
United S		Voluntary Petitic			Voluntary Petition		
Name of Debtor (if individual, enter Last, First, <b>Detroit Avenue Realty Co.</b>	Name	of Joint De	ebtor (Spouse	e) (Last, First,	Middle):		
All Other Names used by the Debtor in the last 8 (include married, maiden, and trade names):	3 years					Joint Debtor in trade names):	n the last 8 years
Last four digits of Soc. Sec. or Individual-Taxpa (if more than one, state all) <b>31-1522440</b>	yer I.D. (ITIN) N	o./Complete EI	N Last fo (if mor	our digits o re than one, s	f Soc. Sec. or state all)	r Individual-Ta	axpayer I.D. (ITIN) No./Complete EIN
Street Address of Debtor (No. and Street, City, a 1210 West Clifton Blvd. Lakewood, OH	nd State):	ZIP Code	Street	Address of	f Joint Debtor	(No. and Stre	eet, City, and State): ZIP Code
County of Residence or of the Principal Place of Cuyahoga	Business:	44107	Count	y of Reside	ence or of the	Principal Plac	ce of Business:
Mailing Address of Debtor (if different from stre	et address):		Mailir	ng Address	of Joint Debt	tor (if differen	t from street address):
	18100 D	ZIP Code					ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above): 18100 Detroit Avenue Lakewood, OH 44107							
<ul> <li>(Form of Organization) (Check one box)</li> <li>Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.</li> <li>Corporation (includes LLC and LLP)</li> <li>Partnership</li> <li>Other (If debtor is not one of the above entities, check this box and state type of entity below.)</li> <li>(Check one box)</li> <li>Health Care Business</li> <li>Single Asset Real Estate as definin 11 U.S.C. § 101 (51B)</li> <li>Railroad</li> <li>Stockbroker</li> <li>Commodity Broker</li> <li>Clearing Bank</li> <li>Other</li> <li>Tax-Exempt Entity (Check box, if applicable)</li> <li>Debtor is a tax-exempt organization</li> </ul>			) nnization	defined	ter 9 ter 11 ter 12 ter 13 are primarily co d in 11 U.S.C. §	of a characteristic c	apter 15 Petition for Recognition a Foreign Main Proceeding apter 15 Petition for Recognition a Foreign Nonmain Proceeding of Debts one box) Debts are primarily business debts.
<ul> <li>under Title 26 of the United S Code (the Internal Revenue Co</li> <li>Filing Fee (Check one box)</li> <li>Full Filing Fee attached</li> <li>Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A.</li> <li>Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.</li> </ul>				a perso cone box: Debtor is Debtor is t if: Debtor's a to insider: call applica A plan is Acceptance	a small busin not a small busin not a small b aggregate nor s or affiliates) ble boxes: being filed w ces of the pla	household purp Chapter 11 I ness debtor as usiness debtor ncontingent lid ) are less than ith this petitio n were solicite	Debtors Debtors defined in 11 U.S.C. § 101(51D). r as defined in 11 U.S.C. § 101(51D). quidated debts (excluding debts owed \$2,190,000.
<ul> <li>Statistical/Administrative Information</li> <li>■ Debtor estimates that funds will be available</li> <li>□ Debtor estimates that, after any exempt properties will be no funds available for distribution</li> </ul>		es paid,		THIS	SPACE IS FOR COURT USE ONLY		
1- 50- 100- 200- 49 99 199 999 5	1,000- 5,000 5,000	□ 10,001- 25,000	□ 25,001- 50,000	□ 50,001- 100,000	OVER 100,000		
\$0 to \$50,001 to \$100,001 to \$500,001 5 \$50,000 \$100,000 \$500,000 to \$1 to million 1	\$1,000,001         \$10,000,0           \$0 \$10         to \$50           million         million	001 \$50,000,001 to \$100 million	\$100,000,001 to \$500 million	500,000,001 to \$1 billion	More than \$1 billion		
\$0 to \$50,001 to \$100,001 to \$500,001 \$ \$50,000 \$100,000 \$500,000 to \$1 t	lities				More than \$1 billion		

B1 (Official Forr	n 1)(1/08)		Page 2	
Voluntary	v Petition	Name of Debtor(s): Detroit Avenue Realty Co.		
(This page mus	st be completed and filed in every case)			
	All Prior Bankruptcy Cases Filed Within Last	<b>8 Years</b> (If more than two, attach ad	ditional sheet)	
Location Where Filed:	- None -	Case Number:	Date Filed:	
Location Where Filed:		Case Number:	Date Filed:	
Per	nding Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If more than	one, attach additional sheet)	
Name of Debto Kenneth Ty:		Case Number: 10-10251	Date Filed: <b>1/14/10</b>	
District:		Relationship:	Judge:	
Northern Di	strict of Ohio	Principal of Corporation	Pat E. Morgenstern-Clarren	
forms 10K ar pursuant to S and is reques	<b>Exhibit A</b> leted if debtor is required to file periodic reports (e.g., ld 10Q) with the Securities and Exchange Commission ection 13 or 15(d) of the Securities Exchange Act of 1934 ting relief under chapter 11.) A is attached and made a part of this petition.	Exhibit B (To be completed if debtor is an individual whose debts are primarily consumer debts.) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b).		
		Signature of Attorney for Debtor(s)	(Date)	
	Exh	ibit C		
	own or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition.	pose a threat of imminent and identifiable	harm to public health or safety?	
	Exh	ibit D		
☐ Exhibit I If this is a joir	eted by every individual debtor. If a joint petition is filed, eac O completed and signed by the debtor is attached and made a	ch spouse must complete and attach a a part of this petition.	separate Exhibit D.)	
	Information Regardin			
	(Check any ap			
	Debtor has been domiciled or has had a residence, principa days immediately preceding the date of this petition or for	al place of business, or principal asset		
	There is a bankruptcy case concerning debtor's affiliate, ge	eneral partner, or partnership pending in this District.		
	Debtor is a debtor in a foreign proceeding and has its princ this District, or has no principal place of business or assets proceeding [in a federal or state court] in this District, or the sought in this District.	in the United States but is a defendar ne interests of the parties will be serve	nt in an action or d in regard to the relief	
	Certification by a Debtor Who Reside (Check all app		ty	
	Landlord has a judgment against the debtor for possession		complete the following.)	
	(Name of landlord that obtained judgment)			
	(Address of landlord)			
	Debtor claims that under applicable nonbankruptcy law, th the entire monetary default that gave rise to the judgment f			
	Debtor has included in this petition the deposit with the co after the filing of the petition.			
Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).				

1/14/10 8:09PM

B1 (Official Form 1)(1/08)		Page 3			
Voluntary Petition		Name of Debtor(s): Detroit Avenue Realty Co.			
(This page must be completed and filed in every case)					
Signatures					
Signature(s) of Debtor(s) (Individual/Joint)		Signature of a Foreign Representative			
I declare under penalty of perjury that the information provided in this petition is true and correct. [If petitioner is an individual whose debts are primarily consumer debts a has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the re available under each such chapter, and choose to proceed under chapter [If no attorney represents me and no bankruptcy petition preparer signs t petition] I have obtained and read the notice required by 11 U.S.C. §3420 I request relief in accordance with the chapter of title 11, United States Cospecified in this petition. X Signature of Debtor	lief 7. he (b).	I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition. (Check only one box.) □ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached. □ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached. X Signature of Foreign Representative			
Signature of Debtor		Signature of Foreign Representative			
<b>X</b> 7		Printed Name of Foreign Representative			
X		rinted Name of Poleign Representative			
Signature of Joint Debion					
		Date			
Telephone Number (If not represented by attorney)		Signature of Non-Attorney Bankruptcy Petition Preparer			
Date		I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for			
Signature of Attorney*		compensation and have provided the debtor with a copy of this document			
X /s/ Susan M. Gray Signature of Attorney for Debtor(s) Susan M. Gray 0062356 Printed Name of Attorney for Debtor(s) Susan M. Gray Firm Name 22255 Center Ridge Road Suite 210 Rocky River, OH 44116 Address		and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached. Printed Name and title, if any, of Bankruptcy Petition Preparer Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)			
<u>(440) 331-3949</u>					
Telephone Number					
January 14, 2010		Address			
Date *In a case in which § 707(b)(4)(D) applies, this signature also constitutes certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.	s a	X			
Signature of Debtor (Corporation/Partnership)		Date			
Signature of Debtor (Corporation/Partnership) I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this pe on behalf of the debtor. The debtor requests relief in accordance with the chapter of title 11, Unit States Code, specified in this petition.		Signature of Bankruptcy Petition Preparer or officer, principal, responsible person,or partner whose Social Security number is provided above. Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:			
${f X}$ /s/ Kenneth Tyson					
Signature of Authorized Individual					
Kenneth Tyson		If more than one person prepared this document, attach additional sheets			
Printed Name of Authorized Individual		conforming to the appropriate official form for each person.			
President		A bankruptcy petition preparer's failure to comply with the provisions of			
Title of Authorized Individual		title 11 and the Federal Rules of Bankruptcy Procedure may result in			
January 14, 2010		fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.			
Date					
Date					

1/14/10 8:09PM

In re Detroit Avenue Realty Co.

Debtor(s)

Case No. Chapter 11

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [*or* chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Aeon Financial 115 South Jefferson Rd; Bldg D1 Whippany, NJ 07981	Aeon Financial 115 South Jefferson Rd; Bldg D1 Whippany, NJ 07981	18100 Detroit Avenue-Investment Real Estat Parcel No. 1 18100 Detroit Avenue Lakewood, Ohio 44107 Situated in the City of Lakewood, County of Cuya		9,037.07 (130,000.00 secured) (216,927.41 senior lien)
Cuyahoga County 1219 Ontario St Cleveland, OH 44113	Cuyahoga County 1219 Ontario St Cleveland, OH 44113	Certificate of deposit subject to lien in favor of Cuyahoga County and also subject to federal tax lien		200,000.00 (108,000.00 secured) (65,000.00 senior lien)
Cuyahoga County Brownfield Fund Attn Director of Development c/o Department of Development 112 Hamilton Ct; 4th Floor Cleveland, OH 44114	Cuyahoga County Brownfield Fund Attn Director of Development c/o Department of Development Cleveland, OH 44114	18110 Detroit Avenue Commercial real estate County auditor legal description PARCEL ID 311-17-013 OWNERS NAME DETROIT AVENUE REALTY CO. ADDRESS		200,000.00 (5,500.00 secured) (13,189.51 senior lien)

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### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Debtor(s)

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Cuyahoga County Brownfield Fund Attn Director of Development c/o Department of Development 112 Hamilton Ct; 4th Floor Cleveland, OH 44114	Cuyahoga County Brownfield Fund Attn Director of Development c/o Department of Development Cleveland, OH 44114	18110 Detroit Avenue Commercial real estate County Auditor legal description PARCEL ID 311-17-012 OWNERS NAME DETROIT AVENUE REALTY CO. ADDRESS		200,000.00 (9,000.00 secured) (18,659.95 senior lien)
Cuyahoga County Brownfield Fund Attn Director of Development c/o Department of Development 112 Hamilton Ct; 4th Floor Cleveland, OH 44114	Cuyahoga County Brownfield Fund Attn Director of Development c/o Department of Development Cleveland, OH 44114	18100 Detroit Avenue-Investment Real Estat Parcel No. 1 18100 Detroit Avenue Lakewood, Ohio 44107 Situated in the City of Lakewood, County of Cuya		200,000.00 (130,000.00 secured) (16,927.41 senior lien)
Douglas A. Booth 1301 S. MoPac Expressway; Suite 420 Austin, TX 78746	Douglas A. Booth 1301 S. MoPac Expressway; Suite 420 Austin, TX 78746	Legal services		2,250.00
Evans, Mechwart, Hambleton & Tilton, Inc c/o Burman & Robinson 601 South High St. Columbus, OH 43215	Evans, Mechwart, Hambleton & Tilton, Inc c/o Burman & Robinson Columbus, OH 43215	Professional services rendered		2,506.21
James Rokakis Cuyahoga County Treasurer PO Box 94547 Cleveland, OH 44101-4547	James Rokakis Cuyahoga County Treasurer PO Box 94547 Cleveland, OH 44101-4547	18110 Detroit Avenue Commercial real estate County auditor legal description PARCEL ID 311-17-013 OWNERS NAME DETROIT AVENUE REALTY CO. ADDRESS		13,189.51 (5,500.00 secured)

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# LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
James Rokakis Cuyahoga County Treasurer PO Box 94547 Cleveland, OH 44101-4547	James Rokakis Cuyahoga County Treasurer PO Box 94547 Cleveland, OH 44101-4547	18100 Detroit Avenue-Investment Real Estat Parcel No. 1 18100 Detroit Avenue Lakewood, Ohio 44107 Situated in the City of Lakewood, County of Cuya		25,777.03 (130,000.00 secured) (225,964.48 senior lien)
James Rokakis Cuyahoga County Treasurer PO Box 94547 Cleveland, OH 44101-4547	James Rokakis Cuyahoga County Treasurer PO Box 94547 Cleveland, OH 44101-4547	18110 Detroit Avenue Commercial real estate County Auditor legal description PARCEL ID 311-17-012 OWNERS NAME DETROIT AVENUE REALTY CO. ADDRESS		18,659.95 (9,000.00 secured)
Shore Bank 540 East 105th Cleveland, OH 44108	Shore Bank 540 East 105th Cleveland, OH 44108	18110 Detroit Avenue Commercial real estate County Auditor legal description PARCEL ID 311-17-012 OWNERS NAME DETROIT AVENUE REALTY CO. ADDRESS	Contingent Unliquidated Disputed	Unknown (9,000.00 secured)
Shore Bank 540 East 105th Cleveland, OH 44108	Shore Bank 540 East 105th Cleveland, OH 44108	18100 Detroit Avenue-Investment Real Estat Parcel No. 1 18100 Detroit Avenue Lakewood, Ohio 44107 Situated in the City of Lakewood, County of Cuya	Contingent Unliquidated Disputed	Unknown (130,000.00 secured) (216,927.41 senior lien)

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Best Case Bankruptcy

Debtor(s)

# LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Debtor(s)

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Shore Bank-Cardmember Service PO Box 790408 Saint Louis, MO 63179-0408	Shore Bank-Cardmember Service PO Box 790408 Saint Louis, MO 63179-0408	Revolving credit		3,973.00
The Vinton County National Bank 112 West Main St. PO Box 460 Mc Arthur, OH 45651	The Vinton County National Bank 112 West Main St. PO Box 460 Mc Arthur, OH 45651	Commercial unsecured loan		5,727.00

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

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

Date January 14, 2010

Signature /s/ Kenneth Tyson Kenneth Tyson

President

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

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In	re

Detroit Avenue Realty Co.

Debtor

Case No.	

Chapter\_\_\_\_\_11

# SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	2	144,500.00		
B - Personal Property	Yes	3	108,200.00		
C - Property Claimed as Exempt	No	0			
D - Creditors Holding Secured Claims	Yes	3		948,590.97	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	1		14,456.21	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	No	0			N/A
J - Current Expenditures of Individual Debtor(s)	No	0			N/A
Total Number of Sheets of ALL Schedules		12			
	Te	otal Assets	252,700.00		
			Total Liabilities	963,047.18	

In re

.

### **Detroit Avenue Realty Co.**

Debtor

Case No.\_\_\_\_\_

Chapter\_\_\_\_\_11\_\_\_\_

# STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C.§ 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

#### This information is for statistical purposes only under 28 U.S.C. § 159.

#### Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	
Student Loan Obligations (from Schedule F)	
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	
TOTAL	

#### State the following:

Average Income (from Schedule I, Line 16)	
Average Expenses (from Schedule J, Line 18)	
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column	
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	
<ol> <li>Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column</li> </ol>	
4. Total from Schedule F	
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)	

In re Detroit Avenue Realty Co. Case No.

Debtor

# **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and **Unexpired Leases.** 

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim." If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim
18110 Detroit Avenue Commercial real estate County Auditor legal description PARCEL ID 311-17-012 OWNERS NAME DETROIT AVENUE REALTY CO. ADDRESS 18110 DETROIT AVE CITY LAKEWOOD ZIP 44107 Field Definitions	Record titleFee SimpleListed by au as Auto repair garag		9,000.00	Unknown
Land Record				
RECORD NUMBER 1 EFFECTIVE FRONT 50 LAND TYPE PRM AVG DEPTH LEGAL FRONT 50 LOT SIZE (SQFT.) 8,483 LEGAL DEPTH 148				
18110 Detroit Avenue Commercial real estate County auditor legal description PARCEL ID 311-17-013 OWNERS NAME DETROIT AVENUE REALTY CO. ADDRESS DETROIT AVE CITY LAKEWOOD ZIP 44107 Field Definitions	Record titlefee simpleListed as Au Repair Garage	- to	5,500.00	213,189.51
Land Record				

**RECORD NUMBER 1 EFFECTIVE FRONT 50** LAND TYPE PRM AVG DEPTH LEGAL FRONT 50 LOT SIZE (SQFT.) 6,391 **LEGAL DEPTH 147.5** 

> Sub-Total > 14,500.00 (Total of this page)

1 continuation sheets attached to the Schedule of Real Property

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Best Case Bankruptcy

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In re **Detroit Avenue Realty Co.** 

Case No.

Debtor

# **SCHEDULE A - REAL PROPERTY**

(Continuation Sheet)

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim
18100 Detroit Avenue-Investment Real Estat Parcel No. 1 18100 Detroit Avenue Lakewood, Ohio 44107 Situated in the City of Lakewood, County of Cuyahoga and State of Ohio, and known as being Sublot No. 135 in C.C. Southern's Re-Subdivision of parts of Sublots Nos. 17, 27, 28 and 29 of Granger End Subdivision of part of Original Rockport Township Section No. 23, as shown by the recorded plat of said Re-Subdivision in Volume 34 of Maps, page 18 of Cuyahoga County Records, and being 100 feet front on the Northerly side of Detroit Avenue, 177 59/100 feet deep on the Westerly line, 150 feet deep on the Easterly line, which is also the Westerly line of Clifton Boulevard, and 96 12/100 feet in the rear, as appears by said plat, be the same more or less, but subject to all legal highways. Permanent Parcel No. 311 17011	Record TitleFee simpleSubject to a lease in favor of Dor Pizza	- natos	130,000.00	Unknown

Sub-Total >

Total >

130,000.00 144,500.00 (Total of this page)

Sheet <u>1</u> of <u>1</u> continuation sheets attached to the Schedule of Real Property

(Report also on Summary of Schedules)

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Best Case Bankruptcy

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In re Detroit Avenue Realty Co.

Case No.

Debtor

# **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
1.	Cash on hand		Cash	-	0.00
2.	Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and		Certificate of deposit subject to lien in favor of Cuyahoga County and also subject to federal tax lien	-	108,000.00
	homestead associations, or credit unions, brokerage houses, or cooperatives.		CheckingShore Bank	-	200.00
3.	Security deposits with public utilities, telephone companies, landlords, and others.	Х			
4.	Household goods and furnishings, including audio, video, and computer equipment.	Х			
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	Х			
6.	Wearing apparel.	X			
7.	Furs and jewelry.	Х			
8.	Firearms and sports, photographic, and other hobby equipment.	Х			
9.	Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	Х			
10.	Annuities. Itemize and name each issuer.	Х			

**2** continuation sheets attached to the Schedule of Personal Property

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108,200.00

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In re **Detroit Avenue Realty Co.** 

Case No.

Debtor

# **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	Х			
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	X			
13.	Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14.	Interests in partnerships or joint ventures. Itemize.	X			
15.	Government and corporate bonds and other negotiable and nonnegotiable instruments.	x			
16.	Accounts receivable.	X			
17.	Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			
18.	Other liquidated debts owed to debtor including tax refunds. Give particulars.	x			
19.	Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	x			
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	x			
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	x			

Sheet <u>1</u> of <u>2</u> continuation sheets attached to the Schedule of Personal Property

Sub-Total > (Total of this page)

0.00

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Best Case Bankruptcy

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In re

Detroit Avenue Realty Co.

Case No.

Debtor

# SCHEDULE B - PERSONAL PROPERTY

(Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
22.	Patents, copyrights, and other intellectual property. Give particulars.	X			
23.	Licenses, franchises, and other general intangibles. Give particulars.	x			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	x			
25.	Automobiles, trucks, trailers, and other vehicles and accessories.	X			
26.	Boats, motors, and accessories.	Х			
27.	Aircraft and accessories.	Х			
28.	Office equipment, furnishings, and supplies.	X			
29.	Machinery, fixtures, equipment, and supplies used in business.	X			
30.	Inventory.	Х			
31.	Animals.	Х			
32.	Crops - growing or harvested. Give particulars.	X			
33.	Farming equipment and implements.	X			
34.	Farm supplies, chemicals, and feed.	х			
35.	Other personal property of any kind not already listed. Itemize.	X			

Sub-Total >	
(Total of this page)	
Total >	

0.00

Best Case Bankruptcy

al > **108,200.00** 

(Report also on Summary of Schedules)

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Detroit Avenue Realty Co.

1/14/10 8:09PM

Case No.

# **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

Debtor

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

other security interests. List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided. If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community". If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.) Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data. Check this box if debtor has no creditors holding secured claims to report on this Schedule D. Check this box if debtor has no creditors holding secured claims to report on this Schedule D. 

	0	Н	usband, Wife, Joint, or Community	C O	U	D	AMOUNT OF	
CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)		) N N	NATURE OF LIEN, AND DESCRIPTION AND VALUE	NH - NG H N	NLLQULDAH	I S P U T E D	CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No. ppn Aeon Financial 115 South Jefferson Rd; Bldg D1 Whippany, NJ 07981		-	6/08-Date of Certificate Notice Real Estate Tax Certificate 18100 Detroit Avenue-Investment Real Estat Parcel No. 1 18100 Detroit Avenue Lakewood, Ohio 44107 Situated in the City of Lakewood, County Value \$ 130,000.00	Т 	TED		9,037.07	9.037.07
Account No.		╈	12/2006				0,001101	0,001101
Cuyahoga County 1219 Ontario St Cleveland, OH 44113	>	< -	Performance lien Certificate of deposit subject to lien in favor of Cuyahoga County and also subject to federal tax lien	_				
		+	Value \$ 108,000.00				0.00	0.00
Account No. Cuyahoga County 1219 Ontario St Cleveland, OH 44113	_ ,	< -	Brownfield grant Certificate of deposit subject to lien in favor of Cuyahoga County and also subject to federal tax lien					
			Value \$ 108,000.00				200,000.00	157,000.00
Account No. Cuyahoga County Brownfield Fund Attn Director of Development c/o Department of Development 112 Hamilton Ct; 4th Floor Cleveland, OH 44114	,	( -	June 30, 2006 Mortgage012 18110 Detroit Avenue Commercial real estate County Auditor legal description PARCEL ID 311-17-012 OWNERS NAME DETROIT AVENUE REALTY CO.					
			Value \$ 9,000.00				200,000.00	200,000.00
<b>2</b> continuation sheets attached			S (Total of t	Subt his 1			409,037.07	366,037.07

(Total of this page)

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In re Detroit Avenue Realty Co.

Debtor

# SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS (Continuation Sheet)

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODEBTOR	J H	usband, Wife, Joint, or Community DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONT I NGEN		S P U T E	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No. Cuyahoga County Brownfield Fund Attn Director of Development c/o Department of Development 112 Hamilton Ct; 4th Floor Cleveland, OH 44114	×		June 30, 2006 Mortgage011 18100 Detroit Avenue-Investment Real Estat Parcel No. 1 18100 Detroit Avenue Lakewood, Ohio 44107 Situated in the City of Lakewood, County Value \$ 130,000.00	т / -	A T E D		200,000.00	86,927.41
Account No. Cuyahoga County Brownfield Fund Attn Director of Development c/o Department of Development 112 Hamilton Ct; 4th Floor Cleveland, OH 44114	x	-	June 30, 2006 Mortgage013 18110 Detroit Avenue Commercial real estate County auditor legal description PARCEL ID 311-17-013 OWNERS NAME DETROIT AVENUE REALTY CO.					
Account No. Department of the Treasury Internal Revenue Service Cincinnati, OH 45999		-	Value \$ 5,500.00         Federal tax lienIncome tax         Certificate of deposit subject to lien in favor of Cuyahoga County and also subject to federal tax lien				200,000.00	200,000.00
Account No. 311 17 013 James Rokakis Cuyahoga County Treasurer PO Box 94547 Cleveland, OH 44101-4547		-	Value \$108,000.00As of 5.25. 2009Real estate taxes01318110 Detroit AvenueCommercial real estateCounty auditor legal descriptionPARCEL ID 311-17-013OWNERS NAME DETROIT AVENUEREALTY CO.Value \$5,500.00				<u>65,000.00</u> 13,189.51	0.00
Account No. <b>311 17 012</b> James Rokakis Cuyahoga County Treasurer PO Box 94547 Cleveland, OH 44101-4547		-	AS of 5/25/2009 Real estate taxes012 18110 Detroit Avenue Commercial real estate County Auditor legal description PARCEL ID 311-17-012 OWNERS NAME DETROIT AVENUE REALTY CO. Value \$ 9,000.00				18,659.95	9,659.95
Sheet <u>1</u> of <u>2</u> continuation sheets att Schedule of Creditors Holding Secured Clair		ed t		Sub this			496,849.46	304,276.87

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Case No.\_\_\_\_\_

In re Detroit Avenue Realty Co.

Debtor

# SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS (Continuation Sheet)

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODEBTOR	H H	NATURE OF LIEN, AND DESCRIPTION AND VALUE	C O N T I N G E N	UNLIQUIDA	I S P U T E D	CLAIM WITHOUT DEDUCTING VALUE OF	UNSECURED PORTION, IF ANY
Account No. 311 17 011 James Rokakis Cuyahoga County Treasurer PO Box 94547 Cleveland, OH 44101-4547		-	As of May 25, 2009 Real estate tax011 18100 Detroit Avenue-Investment Real Estat Parcel No. 1 18100 Detroit Avenue Lakewood, Ohio 44107 Situated in the City of Lakewood, County Value \$ 130,000.00	т	A T E D		16,927.41	0.00
Account No. 311-17-011 James Rokakis Cuyahoga County Treasurer PO Box 94547 Cleveland, OH 44101-4547		-	First half 2009 Property Taxes 18100 Detroit Avenue-Investment Real Estat Parcel No. 1 18100 Detroit Avenue Lakewood, Ohio 44107 Situated in the City of Lakewood, County Value \$ 130,000.00				25,777.03	25,777.03
Account No. 8001094 Shore Bank 540 East 105th Cleveland, OH 44108		-	5/24/2007Disputed as to amount and as to validity of lien Mortgage012 18110 Detroit Avenue Commercial real estate County Auditor legal description PARCEL ID 311-17-012 OWNERS NAME DETROIT AVENUE		x	×		Unknown
Account No. 6301270 Shore Bank 540 East 105th Cleveland, OH 44108		-	5/24/2007Disputed as to amount and as to validity of Lien Mortgage011 18100 Detroit Avenue-Investment Real Estat Parcel No. 1 18100 Detroit Avenue Lakewood, Ohio 44107 Value \$ 130,000.00		x	x	Unknown	Unknown
Account No.			Value \$					
Sheet <u>2</u> of <u>2</u> continuation sheets a Schedule of Creditors Holding Secured Clai		ed t	o S (Total of tl	Subt			42,704.44	25,777.03
				Т	ota	al	948,590.97	696,090.97

(Report on Summary of Schedules)

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In re

#### Detroit Avenue Realty Co.

Case No.

Debtor

# **SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS**

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

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

TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)

#### □ Domestic support obligations

Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).

#### **Extensions of credit in an involuntary case**

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).

#### □ Wages, salaries, and commissions

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

#### **Contributions to employee benefit plans**

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).

#### □ Certain farmers and fishermen

Claims of certain farmers and fishermen, up to \$5,400\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).

#### Deposits by individuals

Claims of individuals up to \$2,425\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).

#### ☐ Taxes and certain other debts owed to governmental units

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).

#### □ Commitments to maintain the capital of an insured depository institution

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).

#### □ Claims for death or personal injury while debtor was intoxicated

Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

\* Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

**0** continuation sheets attached

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Best Case Bankruptcy

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**Detroit Avenue Realty Co.** 

Debtor

Case No.

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. \$112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

□ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) Account No. <b>3900.0641241</b> Douglas A. Booth 1301 S. MoPac Expressway; Suite 420 Austin, TX 78746	C O D E B T O R	Hu W J C	CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFE SO STATE				DISPUTED	AMOUNT OF CLAIM
Account No.		╞	Professional services rendered	+	╞	+	+	2,250.00
Evans, Mechwart, Hambleton & Tilton, Inc c/o Burman & Robinson 601 South High St. Columbus, OH 43215	x	: -						2,506.21
Account No. xxxx6408 Shore Bank-Cardmember Service PO Box 790408 Saint Louis, MO 63179-0408	x	( -	6/2008 Revolving credit					3,973.00
Account No. 780600401 The Vinton County National Bank 112 West Main St. PO Box 460 Mc Arthur, OH 45651		-	3/11/2005 Commercial unsecured loan					5,727.00
continuation sheets attached			(Total of	Sub this				14,456.21
			(Peport on Summary of S	]	Tota	al		14,456.21

(Report on Summary of Schedules)

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S/N:10983-091215 Best Case Bankruptcy

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In re

#### **Detroit Avenue Realty Co.**

Case No.

Debtor

# SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Description of Contract or Lease and Nature of Debtor's Interest. Name and Mailing Address, Including Zip Code, State whether lease is for nonresidential real property. of Other Parties to Lease or Contract State contract number of any government contract. **Cuyahoga County Brownfield** Agreement related to remediation of toxic **Redevelopment Fund** substances on real estate Donatos Pizzeria, LLC **Commercial lease between Donatos and Detroit** Attn: Real Estate Ave Realty 935 Taylor Station Road The premises are located at 18100 Detroit Road; Columbus, OH 43230 Lakewood, OH 44107; ppn 311-17-011 Lease agreement dated May 1, 2007

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In re

**Detroit Avenue Realty Co.** 

Case No.

Debtor

# **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

□ Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Kenneth Tyson	Shore Bank-Cardmember Service PO Box 790408 Saint Louis, MO 63179-0408
Kenneth Tyson	Cuyahoga County 1219 Ontario St Cleveland, OH 44113
Kenneth Tyson	Cuyahoga County Brownfield Fund Attn Director of Development c/o Department of Development 112 Hamilton Ct; 4th Floor Cleveland, OH 44114
Kenneth Tyson	Cuyahoga County 1219 Ontario St Cleveland, OH 44113
Kenneth Tyson	Evans, Mechwart, Hambleton & Tilton, Inc c/o Burman & Robinson 601 South High St. Columbus, OH 43215
Kenneth Tyson	Cuyahoga County Brownfield Fund Attn Director of Development c/o Department of Development 112 Hamilton Ct; 4th Floor Cleveland, OH 44114
Kenneth Tyson	Cuyahoga County Brownfield Fund Attn Director of Development c/o Department of Development 112 Hamilton Ct; 4th Floor Cleveland, OH 44114

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In re Detroit Avenue Realty Co.

Debtor(s)

Case No. Chapter

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### DECLARATION CONCERNING DEBTOR'S SCHEDULES

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the President of the corporation named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of <u>14</u> sheets, and that they are true and correct to the best of my knowledge, information, and belief.

Date January 14, 2010

Signature /s/ Kenneth Tyson Kenneth Tyson

President

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

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In re Detroit Avenue Realty Co.

Debtor(s)

Case No. Chapter

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### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

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

#### DEFINITIONS

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

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

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

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

AMOUNT SOURCE

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

None

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

AMOUNT \$2,524.00	SOURCE 2007 Interest Income
\$-10,939.00	2007 net rental loss
\$-11,573.00	2008 income from renttax returns will be provided

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AMOUNT \$4,712.00	SOURCE 2008 Interest income
\$2,954.00	2009 Income from Interest
\$69,000.00	2009 Gross income from Rent tax return not yet prepared
\$5,250.00	2010 Gross income from rent

#### 3. Payments to creditors

None

#### Complete a. or b., as appropriate, and c.

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

NAME AND ADDRESS	DATES OF		AMOUNT STILL
OF CREDITOR	PAYMENTS	AMOUNT PAID	OWING

None b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within **90 days** immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

		AMOUNT	
	DATES OF	PAID OR	
	PAYMENTS/	VALUE OF	AMOUNT STILL
NAME AND ADDRESS OF CREDITOR	TRANSFERS	TRANSFERS	OWING
Shore Bank	5250/month	\$15,750.00	\$0.00
540 East 105th			
Cleveland, OH 44108			

None c. *All debtors:* List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND			AMOUNT STILL
RELATIONSHIP TO DEBTOR	DATE OF PAYMENT	AMOUNT PAID	OWING

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

None a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT		COURT OR AGENCY	STATUS OR
AND CASE NUMBER	NATURE OF PROCEEDING	AND LOCATION	DISPOSITION
Evans, Mechwart, Hambleton	Complaint for money	Municipal Court of Franklin	Attorney for plaintiff is Burman
& Tilton, Inc. v. Detroit Avenue		County, Ohio	and Robinson
Realty		Clerk of Court; Third Floor	Greggory B. Elzey, Esq.
-		375 South High Street	601 S. High Street
		Columbus, OH 43215	Columbus, OH 43215-5680

None b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

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	ND ADDRESS OF PERSON FOR V NEFIT PROPERTY WAS SEIZED	VHOSE DATE OF SEIZURE	DESCRIPTION AND VALU PROPERTY	JE OF
	5. Repossessions, foreclosures an	d returns		
None	returned to the seller, within one ye	essessed by a creditor, sold at a foreclos ear immediately preceding the commer- tion concerning property of either or b etition is not filed.)	ncement of this case. (Married de	ebtors filing under chapter 12
	ND ADDRESS OF FOR OR SELLER	DATE OF REPOSSESSION FORECLOSURE SALE, TRANSFER OR RETURN	, DESCRIPTION AND VAI PROPERTY	LUE OF
	6. Assignments and receiverships	1		
None	this case. (Married debtors filing ur	erty for the benefit of creditors made w ader chapter 12 or chapter 13 must incl buses are separated and a joint petition	lude any assignment by either or	
NAME A	ND ADDRESS OF ASSIGNEE	DATE OF ASSIGNMENT	TERMS OF ASSIGNMEN	T OR SETTLEMENT
None	preceding the commencement of the	in the hands of a custodian, receiver, o is case. (Married debtors filing under c whether or not a joint petition is filed, u	chapter 12 or chapter 13 must in	clude information concerning
	ND ADDRESS USTODIAN	NAME AND LOCATION OF COURT CASE TITLE & NUMBER	DATE OF DESCI ORDER	RIPTION AND VALUE OF PROPERTY
	7. Gifts			
None	and usual gifts to family members a aggregating less than \$100 per recip	ons made within <b>one year</b> immediatel ggregating less than \$200 in value per pient. (Married debtors filing under ch ot a joint petition is filed, unless the sp	individual family member and capter 12 or chapter 13 must inclu	charitable contributions ude gifts or contributions by
	AND ADDRESS OF OR ORGANIZATION	RELATIONSHIP TO DEBTOR, IF ANY		CRIPTION AND ALUE OF GIFT
	8. Losses			
None	since the commencement of this ca	casualty or gambling within <b>one year</b> ase. (Married debtors filing under chap ion is filed, unless the spouses are sepa	oter 12 or chapter 13 must includ	de losses by either or both
	PTION AND VALUE PROPERTY	LOSS WAS COVE	F CIRCUMSTANCES AND, IF RED IN WHOLE OR IN PART CE, GIVE PARTICULARS	

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

None

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

	ND ADDRESS PAYEE	DATE OF PAYMENT NAME OF PAYOR IF OT THAN DEBTOR	· · · · · · · · · · · · · · · · · · ·	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY	
Susan M. Gray 22255 Center Ridge Road Suite 210 Rocky River, OH 44116		May 19, 2009\$9,000.0 January 13, 2010\$6,00 and \$1,039.00 for filing	00.00 for legal fee	As set forth aboveTotal is \$15,000.00 legal fee and \$1,039.00 filing fee	
	10. Other transfers				
None	a. List all other property, other than property t transferred either absolutely or as security with filing under chapter 12 or chapter 13 must incl spouses are separated and a joint petition is no	in <b>two years</b> immediately pre- ude transfers by either or both	eceding the commence	ment of this case. (Married debtors	
	ND ADDRESS OF TRANSFEREE, ELATIONSHIP TO DEBTOR	DATE		ERTY TRANSFERRED LUE RECEIVED	
None	b. List all property transferred by the debtor w trust or similar device of which the debtor is a		preceding the commen-	cement of this case to a self-settled	
NAME O DEVICE	F TRUST OR OTHER	DATE(S) OF TRANSFER(S)		NEY OR DESCRIPTION AND ERTY OR DEBTOR'S INTEREST	
	11. Closed financial accounts				
None	List all financial accounts and instruments held otherwise transferred within <b>one year</b> immedia financial accounts, certificates of deposit, or of cooperatives, associations, brokerage houses a include information concerning accounts or insu unless the spouses are separated and a joint per	ately preceding the commence ther instruments; shares and sl nd other financial institutions. struments held by or for either	ment of this case. Incl hare accounts held in b (Married debtors filir	ude checking, savings, or other panks, credit unions, pension funds, ng under chapter 12 or chapter 13 must	
NAME A Chase	ND ADDRESS OF INSTITUTION	TYPE OF ACCOUNT, DIGITS OF ACCOUN AND AMOUNT OF FIN. Checking Account	Γ NUMBER,	AMOUNT AND DATE OF SALE OR CLOSING Closed July 2009 with a \$14.00 balance	
	12. Safe deposit boxes				
None	List each safe deposit or other box or depositor immediately preceding the commencement of t				

depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY

NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY

DESCRIPTION OF CONTENTS DATE OF TRANSFER OR SURRENDER, IF ANY

#### 13. Setoffs

None List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

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#### NAME AND ADDRESS OF CREDITOR DATE OF SETOFF AMOUNT OF SETOFF 14. Property held for another person None List all property owned by another person that the debtor holds or controls. NAME AND ADDRESS OF OWNER DESCRIPTION AND VALUE OF PROPERTY LOCATION OF PROPERTY 15. Prior address of debtor None If the debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse. ADDRESS NAME USED DATES OF OCCUPANCY 16. Spouses and Former Spouses None If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state. NAME 17. Environmental Information. For the purpose of this question, the following definitions apply: "Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material. "Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites. "Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable None or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law: NAME AND ADDRESS OF **ENVIRONMENTAL** DATE OF SITE NAME AND ADDRESS GOVERNMENTAL UNIT NOTICE LAW b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous None Material. Indicate the governmental unit to which the notice was sent and the date of the notice. NAME AND ADDRESS OF DATE OF ENVIRONMENTAL SITE NAME AND ADDRESS GOVERNMENTAL UNIT NOTICE LAW None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number. NAME AND ADDRESS OF DOCKET NUMBER STATUS OR DISPOSITION GOVERNMENTAL UNIT

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

None a.  $\Box$  er

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

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

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

	LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL			
NAME Detroit Avenue Realty Company	TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN 2440	ADDRESS 1212 West Clifton Blvd Lakewood, OH 44107	NATURE OF BUSINESS Real Estate Holding Company	BEGINNING AND ENDING DATES March 1997 to the present

None b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

### NAME

ADDRESS

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

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

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

None a. List all bookkeepers and accountants who within **two years** immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

NAME AND ADDRESS Whalen and Company 250 West Old Wilson Bridge Road Suite 300 Columbus, OH 43085 DATES SERVICES RENDERED Prepare tax returns for the years 1997 to the present

DATES SERVICES RENDERED

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

None c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME Whalen and Company

NAME

ADDRESS 250 West Old Wilson Bridge Road Suite 300 Columbus, OH 43085

ADDRESS

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#### None and the dollar amount and basis of each inventory. DOLLAR AMOUNT OF INVENTORY INVENTORY SUPERVISOR (Specify cost, market or other basis) None b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above. NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY DATE OF INVENTORY RECORDS 21 . Current Partners, Officers, Directors and Shareholders None a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership. NAME AND ADDRESS NATURE OF INTEREST PERCENTAGE OF INTEREST None b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation. NATURE AND PERCENTAGE NAME AND ADDRESS TITLE OF STOCK OWNERSHIP President Kenneth Tyson 100% 1210 West Clifton Blvd. Lakewood, OH 44107 22. Former partners, officers, directors and shareholders None a. If the debtor is a partnership, list each member who withdrew from the partnership within **one year** immediately preceding the commencement of this case. ADDRESS DATE OF WITHDRAWAL NAME None b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within one year immediately preceding the commencement of this case. NAME AND ADDRESS TITLE DATE OF TERMINATION 23. Withdrawals from a partnership or distributions by a corporation None If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during one year immediately preceding the commencement of this case. NAME & ADDRESS AMOUNT OF MONEY DATE AND PURPOSE OF RECIPIENT, OR DESCRIPTION AND OF WITHDRAWAL RELATIONSHIP TO DEBTOR VALUE OF PROPERTY

Best Case Bankruptcy

None

NAME AND ADDRESS 20. Inventories

a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory,

d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was

DATE ISSUED

DATE OF INVENTORY

issued by the debtor within two years immediately preceding the commencement of this case.

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#### 24. Tax Consolidation Group.



If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within six years immediately preceding the commencement of the case.

#### NAME OF PARENT CORPORATION

TAXPAYER IDENTIFICATION NUMBER (EIN)

#### 25. Pension Funds.

None If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within **six years** immediately preceding the commencement of the case.

NAME OF PENSION FUND

TAXPAYER IDENTIFICATION NUMBER (EIN)

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

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct to the best of my knowledge, information and belief.

Date January 14, 2010

Signature /s/ Kenneth Tyson

Kenneth Tyson President

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

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

In re	Detroit Avenue Realty Co.		Case No.		
		Debtor(s)	Chapter	11	
	DISCLOSURE OF COMPENS	ATION OF ATTOR	NEY FOR DE	BTOR(S)	
(	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2 compensation paid to me within one year before the filing of be rendered on behalf of the debtor(s) in contemplation of or	of the petition in bankruptcy	, or agreed to be pai	d to me, for services re	
	For legal services, I have agreed to accept		\$	**	
	Prior to the filing of this statement I have receivedPrivate with Application for Employment of Counsel	lease refer to fee agreement	filed \$	15,000.00	
	Balance Due***			***	
2. 7	The source of the compensation paid to me was:				
	Debtor Other (specify): Partly from Avenue Re	n Principal of Detroit Avenue ealty	e Realty and partly f	om parents of Principa	l of Detroit
3. 7	The source of compensation to be paid to me is: Debtor Other (specify):				
4.	$\boxtimes$ I have not agreed to share the above-disclosed compensation	ation with any other person u	unless they are mem	pers and associates of n	ıy law firm.
	I have agreed to share the above-disclosed compensation copy of the agreement, together with a list of the names				' firm. A
5.	In return for the above-disclosed fee, I have agreed to rende	er legal service for all aspects	s of the bankruptcy c	ase, including:	
:	See fee agreement attached to application to employ counsel	1			
		CERTIFICATION			
	I certify that the foregoing is a complete statement of any ag bankruptcy proceeding.	reement or arrangement for j	payment to me for re	presentation of the deb	tor(s) in
Dated	d: January 14, 2010	/s/ Susan M. Gray			_
		Susan M. Gray Susan M. Gray 22255 Center Ridg	e Road		
		Suite 210			

Rocky River, OH 44116 (440) 331-3949

In re

Detroit Avenue Realty Co.

Debtor

Case No.			

Chapter <u>11</u>

# 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	Security	Number	Kind of
or place of business of holder	Class	of Securities	Interest
Kenneth Tyson 1210 West Clifton Blvd. Lakewood, OH 44107	Common stock	100 shares	Common stock

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

I, the President 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 January 14, 2010

Signature <u>/s/ Kenneth Tyson</u> Kenneth Tyson President

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

**0** continuation sheets attached to List of Equity Security Holders

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In re Detroit Avenue Realty Co.

Debtor(s)

Case No. Chapter

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# **VERIFICATION OF CREDITOR MATRIX**

I, the President 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: January 14, 2010

/s/ Kenneth Tyson

Kenneth Tyson/President Signer/Title Aeon Financial 115 South Jefferson Rd; Bldg D1 Whippany, NJ 07981

Cuyahoga County 1219 Ontario St Cleveland, OH 44113

Cuyahoga County Brownfield Redevelopment Fund

Cuyahoga County Brownfield Fund Attn Director of Development c/o Department of Development 112 Hamilton Ct; 4th Floor Cleveland, OH 44114

Cuyahoga County Department of Dev. 112 Hamilton Court Cleveland, OH 44114

Department of the Treasury Internal Revenue Service Cincinnati, OH 45999

Donatos Pizzeria, LLC Attn: Real Estate 935 Taylor Station Road Columbus, OH 43230

Douglas A. Booth 1301 S. MoPac Expressway; Suite 420 Austin, TX 78746

Elan Financial Services PO Box 108 Saint Louis, MO 63166-9801

Evans, Mechwart, Hambleton & Tilton, Inc c/o Burman & Robinson 601 South High St. Columbus, OH 43215 Evans, Mechwart, Hambleton & Tilton, Inc 5500 New Albany Road New Albany, OH 43054

James Rokakis Cuyahoga County Treasurer PO Box 94547 Cleveland, OH 44101-4547

Kenneth Tyson

Shore Bank 540 East 105th Cleveland, OH 44108

Shore Bank-Cardmember Service PO Box 790408 Saint Louis, MO 63179-0408

The Vinton County National Bank 112 West Main St. PO Box 460 Mc Arthur, OH 45651

In re Detroit Avenue Realty Co.

Debtor(s)

Case No. Chapter

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### **CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)**

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for <u>Detroit Avenue Realty Co.</u> in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

■ None [*Check if applicable*]

January 14, 2010

Date

/s/ Susan M. Gray

Susan M. Gray Signature of Attorney or Litigant Counsel for Detroit Avenue Realty Co. Susan M. Gray 22255 Center Ridge Road Suite 210 Rocky River, OH 44116 (440) 331-3949

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