Case 12-24094-TPA Doc 1 Filed 08/17/12 Entered 08/17/12 12:12:13 Desc Main Document Page 1 of 10

United States Bankruptcy Court Western District of Pennsylvania						Voluntai	ry Petition		
Name of Debtor (if individual, enter Last, F Bailey-PVS Oxides (Delta), LLC	irst, Middle)	ı		Name	of Joint De	ebtor (Spouse	(Last, First,	Middle):	
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):							Joint Debtor i trade names)	in the last 8 years	
Last four digits of Soc. Sec. or Individual-T (if more than one, state all) 38-3394288	axpayer I.D.	(ITIN) No./0	Complete E		our digits o		r Individual-T	Taxpayer I.D. (ITIN	) No./Complete EIN
Street Address of Debtor (No. and Street, C 125 Technology Drive, Suite 205 PO Box 70 Southpointe Industrial Park		):	ZIP Code		Address of	Joint Debtor	(No. and Str	reet, City, and State)	: ZIP Code
Canonsburg, PA			15317						Zii code
County of Residence or of the Principal Pla Washington	ee of Busines	ss:		Count	y of Reside	ence or of the	Principal Pla	ace of Business:	
Mailing Address of Debtor (if different from	street addre	ss):		Mailir	ng Address	of Joint Debt	or (if differer	nt from street address	ss):
		Г	ZIP Code						ZIP Code
Location of Principal Assets of Business De (if different from street address above):	btor	•		•					•
Type of Debtor			of Business					tcy Code Under W	
(Form of Organization) (Check one box)  ☐ Individual (includes Joint Debtors)  See Exhibit D on page 2 of this form.  ☐ Corporation (includes LLC and LLP)  ☐ Partnership  ☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.)  ☐ Commodity Broker  ☐ Clearing Bank			defined	fined  the Petition is Filed (Check one box)  Chapter 7  Chapter 9  Chapter 11  Chapter 11  Chapter 12  Chapter 15 Petition for Recognition of a Foreign Main Proceeding  Chapter 12  Chapter 13  Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding					
Chapter 15 Debtors	Oth		4 TO 414					e of Debts cone box)	
Country of debtor's center of main interests:  Each country in which a foreign proceeding by, regarding, or against debtor is pending:  Tax-Exempt Entity (Check box, if applicable)  Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code)		e) zation tates	Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as business debts.  "incurred by an individual primarily for						
Filing Fee (Check one	box)		Check	one box:		Chap	ter 11 Debto	ors	
■ Full Filing Fee attached  □ Filing Fee to be paid in installments (application for the court's considebtor is unable to pay fee except in installments form 3A.  □ Filing Fee waiver requested (applicable to characteris	eration certify nts. Rule 1006 pter 7 individu	ring that the f(b). See Officuals only). Mu	ial Check Check Check BB.	Debtor is not if: Debtor's aggure less than all applicable A plan is bein Acceptances	a small busing regate nonco \$2,343,300 (each boxes: and filed with of the plan week.)	ness debtor as on ntingent liquida amount subject this petition.	ated debts (exc	J.S.C. § 101(51D). luding debts owed to i	three years thereafter).
Statistical/Administrative Information  ■ Debtor estimates that funds will be avail  □ Debtor estimates that, after any exempt there will be no funds available for distr	property is ex	cluded and	administrat		es paid,		THIS	SPACE IS FOR COU	RT USE ONLY
Estimated Number of Creditors	оанон ю ип	secureu crea	11015.				1		
1- 50- 100- 200- 49 99 199 999	1,000- 5,000	5,001- 10,000	10,001- 25,000	25,001- 50,000	50,001- 100,000	OVER 100,000			
Estimated Assets	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion				
Estimated Liabilities	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion				

Case 12-24094-TPA Doc 1 Filed 08/17/12 Entered 08/17/12 12:12:13 Desc Main Document Page 2 of 10

**B1** (Official Form 1)(12/11) Page 2 Name of Debtor(s): Voluntary Petition Bailey-PVS Oxides (Delta), LLC (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Case Number: Location Date Filed: Where Filed: - None -Location Case Number: Date Filed: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission 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 pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. Signature of Attorney for Debtor(s) (Date) Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) ☐ Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

B1 (Official Form 1)(12/11)

Document Page 3 of 10

# **Voluntary Petition**

(This page must be completed and filed in every case)

#### Signatures

#### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X

Signature of Debtor

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

## Signature of Attorney\*

### X /s/ Robert O Lampl

Signature of Attorney for Debtor(s)

#### Robert O Lampl 19809

Printed Name of Attorney for Debtor(s)

#### Robert O Lampl, Attorney at Law

Firm Name

960 Penn Avenue, Suite 1200 Pittsburgh, PA 15222

Address

## 412-392-0330 Fax: 412-392-0335

Telephone Number

# August 17, 2012

Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

#### Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

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

## ▼ /s/ Richard Barcelona

Signature of Authorized Individual

#### Richard Barcelona

Printed Name of Authorized Individual

#### President

Title of Authorized Individual

#### August 17, 2012

Date

#### Signature of a Foreign Representative

Page 3

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.)

Name of Debtor(s):

- ☐ 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

Bailey-PVS Oxides (Delta), LLC

Printed Name of Foreign Representative

Date

## Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the 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.)

Date

Address

Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. §110; 18 U.S.C. §156.

Case 12-24094-TPA Doc 1 Filed 08/17/12 Entered 08/17/12 12:12:13 Desc Main Document Page 4 of 10

**B4** (Official Form 4) (12/07)

# United States Bankruptcy Court Western District of Pennsylvania

In re	Bailey-PVS Oxides (Delta), LLC		Case No.	
		Debtor(s)	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)
(1)	(2)	(3)	(4)	(3)
Name of creditor and complete	Name, telephone number and complete	Nature of claim (trade	Indicate if claim is	Amount of claim
mailing address including zip	mailing address, including zip code, of	debt, bank loan,	contingent,	[if secured, also
code	employee, agent, or department of creditor	government contract,	unliquidated,	state value of
code	familiar with claim who may be contacted	etc.)	disputed, or	security]
	Jumiliar with claim who may be contacted	<i>eic.)</i>	subject to setoff	security
Allied Waste Services	Allied Waste Services	Business Debt	Unliquidated	2,586.56
PO Box 9001099	PO Box 9001099			'
Louisville, KY 40290-1099	Louisville, KY 40290-1099			
BB&T Financial	BB&T Financial	Business Debt	Unliquidated	6,001.55
PO Box 580340	PO Box 580340		•	,
Charlotte, NC 28258-0340	Charlotte, NC 28258-0340			
Business & Legal Reports	Business & Legal Reports	Business Debt	Unliquidated	1,431.38
141 Mill Rock Road, East	141 Mill Rock Road, East		•	,
Old Saybrook, CT 06475	Old Saybrook, CT 06475			
Cintas Corporation	Cintas Corporation	<b>Business Debt</b>	Unliquidated	4,448.52
28140 Cedar Oark Blvd	28140 Cedar Oark Blvd			
Perrysburg, OH 43551	Perrysburg, OH 43551			
Delta Hardware & Industrial,	Delta Hardware & Industrial, Inc.	<b>Business Debt</b>	Unliquidated	3,674.11
Inc.	310 Main Street			
310 Main Street	Delta, OH 43515			
Delta, OH 43515				
Edwards FRP Tank & Repair,	Edwards FRP Tank & Repair, Inc	<b>Business Debt</b>	Unliquidated	20,642.00
Inc	31197 Wingate Road			
31197 Wingate Road	Sedalia, MO 65301			
Sedalia, MO 65301				
Exopack, LLC	Exopack, LLC	Business Debt	Unliquidated	3,146.85
4643 Collections Center	4643 Collections Center Drive			
Drive	Chicago, IL 60693			
Chicago, IL 60693				
Frank's Sawmill Inc	Frank's Sawmill Inc	Business Debt	Unliquidated	1,879.66
PO Box 4600	PO Box 4600			
Stryker, OH 43557	Stryker, OH 43557			
Free & Son Plumbing &	Free & Son Plumbing & Heating	Business Debt	Unliquidated	2,272.78
Heating	435 E. Linfoot Street			
435 E. Linfoot Street	Wauseon, OH 43567			
Wauseon, OH 43567				
GFS Chemicals	GFS Chemicals	Business Debt	Unliquidated	2,397.07
Dept L-1694	Dept L-1694			
Columbus, OH 43260	Columbus, OH 43260			

Case 12-24094-TPA Doc 1 Filed 08/17/12 Entered 08/17/12 12:12:13 Desc Main Document Page 5 of 10

B4 (Offic	rial Form 4) (12/07) - Cont.	
In re	Bailey-PVS Oxides (Delta), LLC	Case No.
	Debtor(s)	

# 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]
Harrington Industrial Plastics PO Box 991099 Louisville, KY 40269	Harrington Industrial Plastics PO Box 991099 Louisville, KY 40269	Business Debt	Unliquidated	9,648.00
Hodan Associates, Inc. PO Box 361669 Strongsville, OH 44136-0028	Hodan Associates, Inc. PO Box 361669 Strongsville, OH 44136-0028	Business Debt	Unliquidated	3,400.00
Maumee Valley Fabricators, Inc 4801 Bennett Road Toledo, OH 43612	Maumee Valley Fabricators, Inc 4801 Bennett Road Toledo, OH 43612	Business Debt	Unliquidated	13,995.00
Merit Contracting, Inc. 1428 Delbert Drive Monongahela, PA 15063	Merit Contracting, Inc. 1428 Delbert Drive Monongahela, PA 15063	Business Debt	Unliquidated	66,500.00
Midwestern Bag & Supply 1710 Guthrie Ave, Suite 0 Des Moines, IA 50316	Midwestern Bag & Supply 1710 Guthrie Ave, Suite 0 Des Moines, IA 50316	Business Debt	Unliquidated	9,415.58
Snelling 10677 PO Box 650765 Dallas, TX 75265-0765	Snelling 10677 PO Box 650765 Dallas, TX 75265-0765	Business Debt	Unliquidated	1,917.00
Tracing, Controls and Valve Company 24232 West Second Street Grand Rapids, OH 43522	Tracing, Controls and Valve Company 24232 West Second Street Grand Rapids, OH 43522	Business Debt	Unliquidated	2,500.00
Trailer Leasing & Rental 7150 SH 108 Wauseon, OH 43567	Trailer Leasing & Rental 7150 SH 108 Wauseon, OH 43567	Business Debt	Unliquidated	2,565.00
Universal Blower Pac, Inc. 440 Park 32 West Drive Noblesville, IN 46062-9252	Universal Blower Pac, Inc. 440 Park 32 West Drive Noblesville, IN 46062-9252	Business Debt	Unliquidated	7,102.38
ZFI Welding & Industrial Maintenance 12563 County Road 8 Delta, OH 43515	ZFI Welding & Industrial Maintenance 12563 County Road 8 Delta, OH 43515	Business Debt	Unliquidated	2,707.00

# 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	August 17, 2012	Signature	/s/ Richard Barcelona
			Richard Barcelona
			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.

Case 12-24094-TPA Doc 1 Filed 08/17/12 Entered 08/17/12 12:12:13 Desc Main Document Page 6 of 10

# United States Bankruptcy Court Western District of Pennsylvania

In re Bailey-PVS Oxides (Delta), LLC		Case No.	
	Debtor(s)	Chapter	11
CORPO	RATE OWNERSHIP STATEMENT	(RULE 7007.1)	
or recusal, the undersigned counsel for following is a (are) corporation(s), other	cy Procedure 7007.1 and to enable the J or <u>Bailey-PVS Oxides (Delta), LLC</u> in the her than the debtor or a governmental ur (s') equity interests, or states that there a	ne above caption it, that directly o	ed action, certifies that the or indirectly own(s) 10% or
■ None [ <i>Check if applicable</i> ]			
August 17, 2012	/s/ Robert O Lampl		
Date	Robert O Lampl 19809	ont	
	Signature of Attorney or Litig Counsel for Bailey-PVS Oxid		
	Robert O Lampl, Attorney at La		
	960 Penn Avenue, Suite 1200		
	Pittsburgh, PA 15222		
	412-392-0330 Fax:412-392-0335	Ď	

Ace Hardware 1495 North Shoop Avenue Wauseon, OH 43567

All Spray, Ltd. 7024 County 1-3 PO Box 345 Swanton, OH 43558

Allied Waste Services PO Box 9001099 Louisville, KY 40290-1099

ATT Wireless Business Pool PO Box 6463 Carol Stream, IL 60197

Bailey Technical Services 125 Technology Drive Canonsburg, PA 15317

Baker's Gas & Welding Supplies, Inc. 1300 Howard Street Lincoln Park, MI 48146

BB&T PO Box 580340 Charlotte, NC 28258-0340

BB&T Financial PO Box 580340 Charlotte, NC 28258-0340

Business & Legal Reports 141 Mill Rock Road, East Old Saybrook, CT 06475

Cintas Corporation 28140 Cedar Oark Blvd Perrysburg, OH 43551

Classic Automation, LLC 795 Monroe Avenue Rochester, NY 14607

CPE Filters, Inc. 5 Earl Court Suite 130 Woodridge, IL 60517

Culligan of Northwest Ohio PO Box 168
Bowling Green, OH 43402

Delta Hardware & Industrial, Inc. 310 Main Street Delta, OH 43515

Eastman & Smith, Ltd. One Seagate, 24th FLoor PO Box 10032 Toledo, OH 43699-0034

Edwards FRP Tank & Repair, Inc 31197 Wingate Road Sedalia, MO 65301

Exopack, LLC 4643 Collections Center Drive Chicago, IL 60693

FedEx Freight
PO Box 223125
Pittsburgh, PA 15250

Frank's Sawmill Inc PO Box 4600 Stryker, OH 43557

Free & Son Plumbing & Heating 435 E. Linfoot Street Wauseon, OH 43567

Fulton County Health Center PO Box 3500 Columbus, OH 43260

GFS Chemicals Dept L-1694 Columbus, OH 43260

Guardian PO Box 95101 Chicago, IL 60694

Harrington Industrial Plastics PO Box 991099 Louisville, KY 40269

Hodan Associates, Inc. PO Box 361669 Strongsville, OH 44136-0028

Industrial Controls & Equipment PO Box 12709 Pittsburgh, PA 15241

Maumee Valley Fabricators, Inc 4801 Bennett Road Toledo, OH 43612

Merit Contracting, Inc. 1428 Delbert Drive Monongahela, PA 15063

Midwestern Bag & Supply 1710 Guthrie Ave, Suite 0 Des Moines, IA 50316

N&R&G Recycling 471 Freedom Drive Napoleon, OH 43545

National Safety Compliance 509 S. Cavalier Avenue Springfield, MO 65802

Nexeo Solutions, LLC 62190 Collections Center Drive Chicago, IL 60677-1003

Office Depot Credit Plan Dept. 56-4240503648 PO Box 689020 Des Moines, IA 50368

Pitt Ohio LTL PO Box 643271 Pittsburgh, PA 15264

Progressive Business Publications 370 Technology Drive PO Box 3019 Malvern, PA 19355

Romanoff 5570 Enterprise Blvd Toledo, OH 43612

Shaw's Clothing PO Box 28 1075-4 N Shoop Avenue Wauseon, OH 43567

Snelling 10677
PO Box 650765
Dallas, TX 75265-0765

Snow's Fire Protection Service, Inc. PO Box 794 Bryan, OH 43506 STR Industries PO Box 566 Centereach, NY 11720

Tomahawk Printing, Inc. PO Box 413 Wauseon, OH 43567

Tracing, Controls and Valve Company 24232 West Second Street Grand Rapids, OH 43522

Trailer Leasing & Rental 7150 SH 108 Wauseon, OH 43567

Ulline Attn: Accounts Payable 2200 S Lakeside Drive Waukegan, IL 60085

Universal Blower Pac, Inc. 440 Park 32 West Drive Noblesville, IN 46062-9252

UPS PO Box 7247-0244 Philadelphia, PA 19170-0001

Valve Express, LLC 1902 Sunny Creek Court Grove City, OH 43123

Verizon Wireless PO Box 15062 Albany, NY 12212

West Equipment Company, Inc. 1545 East Broadway Toledo, OH 43605

Williams County Landfill PO Box 99816 Chicago, IL 60696-7616

ZFI Welding & Industrial Maintenance 12563 County Road 8 Delta, OH 43515