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## United States Bankruptcy Court District of Puerto Rico

IN	RE:		Case No. <b>10-</b>	
ΝL	JNEZ SANTIAGO, HERIBERTO		Chapter 11	
	Debte	or(s)	•	
	DISCLOSURE OF	F COMPENSATION OF ATTORNEY	FOR DEBTOR	
1.		2016(b), I certify that I am the attorney for the above-nary, or agreed to be paid to me, for services rendered or to lows:		
	For legal services, I have agreed to accept		\$	250.00/hr
	Prior to the filing of this statement I have received .		\$	3,000.00
	Balance Due		\$	
2.	The source of the compensation paid to me was:	Debtor Other (specify):		
3.	The source of compensation to be paid to me is:	Debtor Other (specify):		
4.	I have not agreed to share the above-disclosed co	ompensation with any other person unless they are member	ers and associates of my law firm.	
	I have agreed to share the above-disclosed comp together with a list of the names of the people sh	pensation with a person or persons who are not members of aring in the compensation, is attached.	or associates of my law firm. A copy	of the agreement,
5.	In return for the above-disclosed fee, I have agreed to	render legal service for all aspects of the bankruptcy case	, including:	
	b. Preparation and filing of any petition, schedules,	rendering advice to the debtor in determining whether to fit, statement of affairs and plan which may be required; reditors and confirmation hearing, and any adjourned hear edings and other contested bankruptcy matters;	•	
6.	By agreement with the debtor(s), the above disclosed	fee does not include the following services:		
,	contifue that the foregoing is a contribute statement of	CERTIFICATION	antation of the debter(a) in this barrier	nutev
	certify that the foregoing is a complete statement of an proceeding.	y agreement or arrangement for payment to me for represe	entation of the dedfor(s) in this bankr	upicy
	lung 22, 2010	/s/ Modesto Rigas Mondoz		
_	<b>June 23, 2010</b> Date	/s/ Modesto Bigas Mendez  Modesto Bigas Mendez 129507  MODESTO BIGAS LAW OFFICE  PO BOX 7462  PONCE, PR 00732-7462  (787) 844-1444  modestobigas @yahoo.com		

WARNING: Effective December 1, 2009, the 15-day deadline to file schedules and certain other documents under Bankruptcy Rule 1007(c) is shortened to 14 days. For further information, see note at bottom of page 2

### UNITED STATES BANKRUPTCY COURT

### NOTICE TO CONSUMER DEBTOR(S) UNDER §342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a joint case (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

### **Chapter 7:** Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, the United States trustee (or bankruptcy administrator), the trustee, or creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your

B201A (Form 201A) (12/09) Page 2

discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

## <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for filing them are listed on Form B200, which is posted at <a href="http://www.uscourts.gov/bkforms/bankruptcy\_forms.html#procedure">http://www.uscourts.gov/bkforms/bankruptcy\_forms.html#procedure</a>.

Many filing deadlines change on December 1, 2009. Of special note, 12 rules that set 15 days to act are amended to require action within 14 days, including Rule 1007(c), filing the initial case papers; Rule 3015(b), filing a chapter 13 plan; Rule 8009(a), filing appellate briefs; and Rules 1019, 1020, 2015, 2015.1, 2016, 4001, 4002, 6004, and 6007.

IN RE:		Case No. <b>10-</b>
NUNEZ SANTIAGO, HERIBERTO		Chapter 11
·	Debtor(s)	•

	OTICE TO CONSUMER DEBTOR(S) F THE BANKRUPTCY CODE	
Certificate of [Non-Atto	rney] Bankruptcy Petition Preparer	
I, the [non-attorney] bankruptcy petition preparer signing the notice, as required by § 342(b) of the Bankruptcy Code.	debtor's petition, hereby certify that I delivered to the de	ebtor the attached
Printed Name and title, if any, of Bankruptcy Petition Prepar Address:	petition preparer is not an the Social Security number principal, responsible per the bankruptcy petition pr	individual, state er of the officer, son, or partner of reparer.)
X Signature of Bankruptcy Petition Preparer of officer, princip partner whose Social Security number is provided above.	(Required by 11 U.S.C. §	110.)
Certif	icate of the Debtor	
I (We), the debtor(s), affirm that I (we) have received and re	ad the attached notice, as required by § 342(b) of the Bar	ıkruptcy Code.
NUNEZ SANTIAGO, HERIBERTO	X /s/ HERIBERTO NUNEZ SANTIAGO	6/23/2010
Printed Name(s) of Debtor(s)	Signature of Debtor	Date
Case No. (if known) 10-	X	
	Signature of Joint Debtor (if any)	Date

**Instructions:** Attach a copy of Form B 201A, Notice to Consumer Debtor(s) Under § 342(b) of the Bankruptcy Code.

Use this form to certify that the debtor has received the notice required by 11 U.S.C. § 342(b) **only** if the certification has **NOT** been made on the Voluntary Petition, Official Form B1. Exhibit B on page 2 of Form B1 contains a certification by the debtor's attorney that the attorney has given the notice to the debtor. The Declarations made by debtors and bankruptcy petition preparers on page 3 of Form B1 also include this certification.

### **B22B** (Official Form 22B) (Chapter 11) (01/08)

In re: NUNEZ S	SANTIAGO, HERIBERTO	
	Debtor(s)	
Case Number:	10-	
	(If Improm)	

### CHAPTER 11 STATEMENT OF CURRENT MONTHLY INCOME

In addition to Schedules I and J, this statement must be completed by every individual chapter 11 debtor, whether or not filing jointly. Joint debtors may complete one statement only.

		Part I. (	CALCULATIO	ON OF MO	ONTHLY INCO	OME			
1		ital/filing status. Check the box that Unmarried. Complete only Column Married, not filing jointly. Complete Married, filing jointly. Complete Lines 2 10	ımn A ("Debto olete only Colu	or's Income umn A ("De	e'') for Lines 2-1 ebtor's Income'	10. ') for Lines	2-10.		
	the s	Lines 2-10.  igures must reflect average monthly ix calendar months prior to filing the theore the filing. If the amount of divide the six-month total by six, a	e bankruptcy c f monthly incor	ase, ending ne varied d	on the last day ouring the six more	of the	De	lumn A ebtor's ncome	Column B Spouse's Income
2	Gros	ss wages, salary, tips, bonuses, ov	ertime, commi	ssions.			\$	2,976.00	\$
	Line busii	income from the operation of a but a and enter the difference in the appress, profession or farm, enter aggregate enter a number less than zero.	propriate colun	nn(s) of Lin	e 3. If more than	one			
3	a.	Gross receipts		\$					
	b.	Ordinary and necessary business	expenses	\$					
	c.	Business income		Subtract I Line a	Line b from		\$		\$
		rental and other real property incrence in the appropriate column(s)							
1	a.	Gross receipts		\$					
4	b.	Ordinary and necessary operating	expenses	\$					
	c.	Rental income		Subtract I Line a	Line b from		\$		\$
5	Inte	rest, dividends, and royalties.					\$		\$
6	Pens	sion and retirement income.					\$		\$
7	expe that	amounts paid by another person enses of the debtor or the debtor's purpose. Do not include alimony one debtor's spouse if Column B is contained to the column B i	dependents, i or separate mair	ncluding c	nild support pa	id for	\$		\$
8	How was	mployment compensation. Enter the veer, if you contend that unemployed a benefit under the Social Security Amn A or B, but instead state the am	ment compensa Act, do not list	tion receive the amount	ed by you or you	r spouse			
	cla	employment compensation imed to be a benefit under the cial Security Act	Debtor \$		Spouse \$		\$		s

## B22B (Official Form 22B) (Chapter 11) (01/08)

9	sources on a separate page. Total and maintenance payments paid by you other payments of alimony or separaceived under the Social Security Actives.	cify source and amount. If necessary, list added enter on Line 9. <b>Do not include alimony our spouse if Column B is completed, but in rate maintenance.</b> Do not include any benefict or payments received as a victim of a war of international or domestic terrorism.	r separate clude all fits		
	a.	\$			
	b.	\$		\$	\$
10	Subtotal of current monthly income completed, add Lines 2 through 9 in 0	e. Add Lines 2 thru 9 in Column A, and, if C Column B. Enter the total(s).	Column B is	\$ 2,976.00	\$
11		olumn B has been completed, add Line 10, 0 otal. If Column B has not been completed, e		\$	2,976.00
		Part II. VERIFICATION			
	I declare under penalty of perjury tha both debtors must sign.)	t the information provided in this statement i	is true and con	rrect. (If this a j	oint case,
12	Date: <b>June 23, 2010</b> Si	gnature: /s/ HERIBERTO NUNEZ SANTIAG	(Debtor)		
	Date: Si	gnature:	nt Debtor, if any)		

**B1** (Official Form 1) (4/10)

	ates Bankı rict of Puer		ourt				Volu	untary Petition
Name of Debtor (if individual, enter Last, First, Mid NUNEZ SANTIAGO, HERIBERTO	dle):		Name of Jo	oint Debt	or (Spou	se) (Last, First,	Middle):	
All Other Names used by the Debtor in the last 8 year (include married, maiden, and trade names):  dba HN CONSTRUCTION	nrs					e Joint Debtor ind trade names)		years
Last four digits of Soc. Sec. or Individual-Taxpayer EIN (if more than one, state all): 5141 / 66-0744		Complete	Last four d EIN (if mo				axpayer I.D	D. (ITIN) No./Complete
Street Address of Debtor (No. & Street, City, State & CARR 132 KM 8	& Zip Code):		Street Add	ress of Jo	oint Debt	or (No. & Stree	et, City, Sta	te & Zip Code):
BO SANTO DOMINGO PENUELAS, PR	ZIPCODE 00	624	1					ZIPCODE
County of Residence or of the Principal Place of Bus <b>Penuelas</b>	siness:		County of	Residenc	e or of th	ne Principal Pla	ce of Busin	less:
Mailing Address of Debtor (if different from street a 805 AVE MUNOZ RIVERA PMB 1521	ddress)		Mailing A	ddress of	Joint De	ebtor (if differen	nt from stre	et address):
PENUELAS, PR	ZIPCODE 00	624					2	ZIPCODE
Location of Principal Assets of Business Debtor (if o	lifferent from str	eet address ab	ove):				•	
							2	ZIPCODE
Type of Debtor (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.)  ✓ Full Filing Fee (Check one box)  ✓ Full Filing Fee to be paid in installments (Applicable to only). Must attach signed application for the courconsideration certifying that the debtor is unable to except in installments. Rule 1006(b). See Official	Single As U.S.C. § Railroad Stockbroi Commod Clearing Other  Debtor is Title 26 of Internal F	Tax-Exemp Check box, if a a tax-exempt of the United Sevenue Code  Check one Debtor is Debtor is Check if: Debtor's	t Entity applicable.) organization States Code (ti). box: s a small busins not a small busins aggregate no	under he ness debt usiness destinations desi	Chaper as deflector as	the Petitionapter 7 apter 7 apter 9 apter 11 apter 12 apter 13 bts are primarilits, defined in 1 01(8) as "incurrividual primarilisonal, family, ord purpose." ter 11 Debtors ined in 11 U.S.4 defined in 11 U.S.4 defined in 11 U.S.4	n is Filed (  Chap Recc Mair Chap Recc Non Nature of I (Check one y consumer 1 U.S.C. red by an y for a r house-  C. § 101(5) J.S.C. § 10 d to non-ins	box.)  T Debts are primarily business debts.  Debts are primarily business debts.
Filing Fee waiver requested (Applicable to chapte only). Must attach signed application for the court consideration. See Official Form 3B.	r 7 individuals	Check all a	pplicable box being filed w	xes: vith this p	etition olicited p			re classes of creditors, in
Statistical/Administrative Information  ✓ Debtor estimates that funds will be available for  □ Debtor estimates that, after any exempt property distribution to unsecured creditors.				id, there	will be n	o funds availabl	le for	THIS SPACE IS FOR COURT USE ONLY
Estimated Number of Creditors			,001- ,000	25,001- 50,000		50,001- 100,000	Over 100,000	
		000,001 \$5 50 million \$1	0,000,001 to	\$100,00 to \$500		\$500,000,001 to \$1 billion	More than \$1 billion	1
Estimated Liabilities		000,001 \$5 50 million \$1	0,000,001 to	\$100,00 to \$500		\$500,000,001 to \$1 billion	More than \$1 billion	1

B1 (Official Form 1) (4/10)
<b>Voluntary Petition</b>

Page 2

Voluntary Petition (This page must be completed and filed in every case)	Name of Debtor(s): NUNEZ SANTIAGO, HERIBE	ERTO
Prior Bankruptcy Case Filed Within Last 8	Years (If more than two, attach	additional sheet)
Location Where Filed:None	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:
Pending Bankruptcy Case Filed by any Spouse, Partner or	Affiliate of this Debtor (If mo	re than one, attach additional sheet)
Name of Debtor: None	Case Number:	Date Filed:
District:	Relationship:	Judge:
Exhibit A  (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)  Exhibit A is attached and made a part of this petition.	(To be completed whose debts are properties) I, the attorney for the petitioner in that I have informed the petition chapter 7, 11, 12, or 13 of the explained the relief available until the complete of the	shibit B if debtor is an individual rimarily consumer debts.) named in the foregoing petition, declare ner that [he or she] may proceed under le 11, United States Code, and have der each such chapter. I further certify the notice required by § 342(b) of the
	X /s/ Modesto Bigas Mend	lez 6/23/10
Exhi  (To be completed by every individual debtor. If a joint petition is filed, ea  Exhibit D completed and signed by the debtor is attached and ma  If this is a joint petition:  Exhibit D also completed and signed by the joint debtor is attached.	ach spouse must complete and atta de a part of this petition.	ch a separate Exhibit D.)
Exhibit D also completed and signed by the joint debtor is attached	ed a made a part of this petition.	
Information Regardin  (Check any ag  Check any ag  Debtor has been domiciled or has had a residence, principal place of preceding the date of this petition or for a longer part of such 180  There is a bankruptcy case concerning debtor's affiliate, general place of bettor is a debtor in a foreign proceeding and has its principal place or has no principal place of business or assets in the United States I in this District, or the interests of the parties will be served in reg	oplicable box.) of business, or principal assets in the days than in any other District. opartner, or partnership pending in acce of business or principal assets but is a defendant in an action or principal access to the defendant of the days are the d	this District. in the United States in this District, occeding [in a federal or state court]
Certification by a Debtor Who Reside		Property
(Check all app  Landlord has a judgment against the debtor for possession of deb		omplete the following.)
(Name of landlord or lesso	or that obtained judgment)	
(Name of landlord or lesson  (Address of lan  □ Debtor claims that under applicable nonbankruptcy law, there are the entire monetary default that gave rise to the judgment for possible.)	dlord or lessor)	

filing of the petition.

 $\square$  Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

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

Name of Debtor(s):

### **NUNEZ SANTIAGO, HERIBERTO**

### **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 State 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 /s/ HERIBERTO NUNEZ SANTIAGO

Signature of Debtor

**HERIBERTO NUNEZ SANTIAGO** 

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

June 23, 2010

Date

### Signature of Attorney\*



Signature of Attorney for Debtor(s)

Modesto Bigas Mendez 129507 MODESTO BIGAS LAW OFFICE PO BOX 7462 PONCE, PR 00732-7462 (787) 844-1444 modestobigas@yahoo.com

### June 23, 2010

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.

Signature of Aut	horized Individu	ıal	
Printed Name of	Authorized Indi	ividual	
Title of Authoriz	ed Individual		

### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.
- ☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

Signature of I	Foreign Representa	ttive	
Printed Name	of Foreign Repres	sentative	

### **Signature of Non-Attorney 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); 3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

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

Social Security Number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address		

X	
	Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, opartner whose social security number is provided above.
	Date

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.

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### United States Bankruptcy Court District of Puerto Rico

District of 1 de	1 to Rico
IN RE:	Case No. <u>10-</u>
NUNEZ SANTIAGO, HERIBERTO	Chapter <u>11</u>
EXHIBIT D - INDIVIDUAL DEBTOR'S CREDIT COUNSELING	
Warning: You must be able to check truthfully one of the five states do so, you are not eligible to file a bankruptcy case, and the court contains the state of t	an dismiss any case you do file. If that happens, you will lose ame collection activities against you. If your case is dismissed
Every individual debtor must file this Exhibit D. If a joint petition is filed one of the five statements below and attach any documents as directed.	
1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I the United States trustee or bankruptcy administrator that outlined the performing a related budget analysis, and I have a certificate from the ag certificate and a copy of any debt repayment plan developed through the	opportunities for available credit counseling and assisted me in ency describing the services provided to me. Attach a copy of the
2. Within the 180 days <b>before the filing of my bankruptcy case</b> , I the United States trustee or bankruptcy administrator that outlined the performing a related budget analysis, but I do not have a certificate from a copy of a certificate from the agency describing the services provided the agency no later than 14 days after your bankruptcy case is filed.	opportunities for available credit counseling and assisted me in the agency describing the services provided to me. You must file
3. I certify that I requested credit counseling services from an approved as from the time I made my request, and the following exigent cirrequirement so I can file my bankruptcy case now. [Summarize exigent]	cumstances merit a temporary waiver of the credit counseling
If your certification is satisfactory to the court, you must still obtain you file your bankruptcy petition and promptly file a certificate from of any debt management plan developed through the agency. Failur case. Any extension of the 30-day deadline can be granted only for also be dismissed if the court is not satisfied with your reasons for counseling briefing.  4. I am not required to receive a credit counseling briefing because or	the agency that provided the counseling, together with a copy to to fulfill these requirements may result in dismissal of your cause and is limited to a maximum of 15 days. Your case may filing your bankruptcy case without first receiving a credit
motion for determination by the court.]  [ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by re	
of realizing and making rational decisions with respect to financ  Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically im participate in a credit counseling briefing in person, by telephon  Active military duty in a military combat zone.	paired to the extent of being unable, after reasonable effort, to
5. The United States trustee or bankruptcy administrator has determi does not apply in this district.	ned that the credit counseling requirement of 11 U.S.C. § 109(h)
I certify under penalty of perjury that the information provided ab	ove is true and correct.
Signature of Debtor: /s/ HERIBERTO NUNEZ SANTIAGO	

Date: June 23, 2010

IN RE:		Case No	. <b>10-</b>	
NUNEZ SANTIAGO, HERIBERTO		Chapter	11	
·	btor(s)			
LIST OF CREDIT	TORS HOLDING 20 LARGEST UN	NSECURED (	CLAIMS	
Following is the list of the debtor's creditors holding th chapter 11 [or chapter 9] case. The list does not include the value of the collateral is such that the unsecured defic holding the 20 largest unsecured claims, state the child guardian." Do not disclose the child's name. See, 11 U.S.	(1) persons who come within the definition of "inside tiency places the creditor among the holders of the 20 l's initials and the name and address of the child's pa	er" set forth in 11 U. largest unsecured cla	S.C. § 101, or (2) secutims. If a minor child is	ared creditors unless s one of the creditors
(1) Name of creditor and complete mailing address including zip code	(2) Name, telephone number and complete mailing address, including zip code, of employee, agent or department of creditor familiar with claim who may be contacted	(3) Nature of claim (trade debt, bank loan, government contract, etc.)	(4) Indicate if claim is contingent, unliquidated, disputed or subject to setoff	(5) Amount of claim (if secured also state value of security)
DEPARTAMENTO DE HACIENDA PO BOX 9024140 SAN JUAN, PR 00902-4140				1,705,063.00
INTERNAL REVENUE SERVICE PO BOX 21126 PHILADELPHIA, PA 19114-0326				65,000.00
ASUME PO BOX 330871 PONCE, PR 00733-0871				11,000.00
CONSPRO PO BOX 361628 SAN JUAN, PR 00936-1628				6,000.00
BANCO POPULAR DE PR P O BOX 362708 SAN JUAN, PR 00936-2708				1,827.00
AUTORIDAD DE ENERGIA ELECTRICA PO BOX 363508 SAN JUAN, PR 00936-3508				195.00
DECLARATION	UNDER PENALTY OF PERJURY BY IN			paliaf

Date: June 23, 2010	Signature /s/ HERIBERTO NUNEZ SANTIAGO	
	of Debtor	HERIBERTO NUNEZ SANTIAGO
Date:	Signature	
	of Joint Debtor	
	(if any)	

IN RE:		Case No. <u>10-</u>
NUNEZ SANTIAGO, HERIBERTO		Chapter 11
·	Debtor(s)	•

### **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 also must 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)	NUMBER OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$ 262,000.00		
B - Personal Property	Yes	3	\$ 506,100.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		\$ 60,000.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		\$ 11,000.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	2		\$ 1,778,085.00	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			\$ 2,998.32
J - Current Expenditures of Individual Debtor(s)	Yes	1			\$ 2,856.00
	TOTAL	14	\$ 768,100.00	\$ 1,849,085.00	

IN RE:		Case No. <u>10-</u>
NUNEZ SANTIAGO, HERIBERTO		Chapter 11
·	Debtor(s)	•

### 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)	\$ 11,000.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$ 0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$ 0.00
Student Loan Obligations (from Schedule F)	\$ 0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$ 0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$ 0.00
TOTAL	\$ 11,000.00

### State the following:

Average Income (from Schedule I, Line 16)	\$ 2,998.32
Average Expenses (from Schedule J, Line 18)	\$ 2,856.00
Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C	
Line 20)	\$ 2,976.00

### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 0.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 11,000.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$ 0.00
4. Total from Schedule F		\$ 1,778,085.00
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$ 1,778,085.00

Case No. 10-

Debtor(s)

(If known)

### **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 the 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
LOT AND RESIDENCE LOCATED AT URB. LAS DELICIAS, 3054 CALLE HERMINIA TORRES, PONCE, PR. 5 BEDROOMS, 3 1/2 BATHROOMS, LIVINGROOM, DINNINGROOM, KITCHEN, BALCONY, POOL AND GACEBO.			250,000.00	60,000.00
LOT OF 1.41 CDAS LOCATED AT SECTOR VISTA HERMOSA, COAMO, PR.			12,000.00	0.00

TOTAL

262,000.00

(Report also on Summary of Schedules)

Case No. 10-

Debtor(s)

(If known)

### **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 the 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 ON HAND		100.00
	Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	X			
	Security deposits with public utilities, telephone companies, landlords, and others.	Х			
	Household goods and furnishings, include audio, video, and computer equipment.	X			
	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	X			
6.	Wearing apparel.		CLOTHES AND ACCESSORIES		3,000.00
7.	Furs and jewelry.	Х			
8.	Firearms and sports, photographic, and other hobby equipment.	X			
	Interest in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	Х			
10.	Annuities. Itemize and name each issue.	X			
	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).)	X			
	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	Х			
13.	Stock and interests in incorporated and unincorporated businesses. Itemize.		PRESIDENT AND OWNER OF WHITE CASTLE CONSTRUCTION		0.00
14.	Interests in partnerships or joint ventures. Itemize.	X			

\_ Case No. **10-**

Debtor(s)

(If known)

## 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
15.	Government and corporate bonds and other negotiable and non-negotiable instruments.	Х			
16.	Accounts receivable.		ACCOUNTS RECEIVABLE: -VIVES CONSTRUCTION -\$96,000.00 -CHALLENGE CONSTRUCTION CORP-\$20,000.00(BANKRUPTCY PROCEEDING) -ESTANCIAS CONSTRUCTION CORP- \$158,000.00 (JUDGEMENT ENTERED) -CARIBE GENERAL CONSTRACTORS-\$12,000.00 -DYNAMICS ENGINEERING- \$187,000.00		473,000.00
17.	Alimony, maintenance, support, and property settlements in 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 interest, 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.	Х			
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.		1985 FORD 350(JUNKED)(THIRD PARTY POSSESSION) 1985 LOAD-ALL MODEL JCB OFFICE TRAILER		0.00 10,000.00 15,000.00
26	Boats, motors, and accessories.	х	OTTION TRAILER		10,000.00
	Aircraft and accessories.	X			
28.	Office equipment, furnishings, and supplies.	Х			

Case No. <u>10-</u>

(If known)

Debtor(s)

## 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
29. Machinery, fixtures, equipment, and supplies used in business.		EQUIPMENT AND TOOLS		5,000.00
30. Inventory.	X			
31. Animals.	X			
32. Crops - growing or harvested. Give particulars.	X			
33. Farming equipment and implements.	X			
34. Farm supplies, chemicals, and feed.	X			
35. Other personal property of any kind not already listed. Itemize.	X			
		TO	TAL	506,100.00

	TA T	40
Case	INO.	10

Debtor(s)

(If known)

### SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemptions to which debtor is entitled under:	Check if debtor claims a homestead exemption that exceeds \$146,450. *
(Check one box)	

11 U.S.C. § 522(b)(2) 11 U.S.C. § 522(b)(3)

DESCRIPTION OF PROPERTY	SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTIONS
SCHEDULE A - REAL PROPERTY LOT OF 1.41 CDAS LOCATED AT SECTOR VISTA HERMOSA, COAMO, PR.	11 USC § 522(d)(1)	12,000.00	12,000.00
SCHEDULE B - PERSONAL PROPERTY			
CASH ON HAND	11 USC § 522(d)(5)	100.00	100.00
CLOTHES AND ACCESSORIES	11 USC § 522(d)(3)	3,000.00	3,000.00
ACCOUNTS RECEIVABLE: -VIVES CONSTRUCTION -\$96,000.00 -CHALLENGE CONSTRUCTION CORP-\$20,000.00(BANKRUPTCY PROCEEDING) -ESTANCIAS CONSTRUCTION CORP- \$158,000.00 (JUDGEMENT ENTERED) -CARIBE GENERAL CONSTRACTORS-\$12,000.00 -DYNAMICS ENGINEERING-\$187,000.00	11 USC § 522(d)(5)	9,625.00	473,000.00
1985 LOAD-ALL MODEL JCB	11 USC § 522(d)(2)	3,450.00	10,000.00
EQUIPMENT AND TOOLS	11 USC § 522(d)(2)	2,175.00	5,000.00

<sup>\*</sup> Amount subject to adjustment on 4/1/13 and every three years thereafter with respect to cases commenced on or after the date of adjustment.

### IN RE NUNEZ SANTIAGO, HERIBERTO

Case No. 10-

Debtor(s)

(If known)

### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

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.

List creditors in alphabetical order to the extent practicable. If a minor child is the 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 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 Without Deducting Value of Collateral" 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, if Any" 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.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. 07-101-001-058927-6	Х		MORTGAGE OVER REAL PROPERTY.				60,000.00	
BANCO POPULAR DE PR			DEBTOR IS CO-DEBTOR. INCURRED IN					
P O BOX 362708			DEBT ON 12/97		ļ			
SAN JUAN, PR 00936-2708								
			VALUE \$ 250,000.00	1				
ACCOUNT NO.								
					l			
					!	İ		
			VALUE \$					
ACCOUNT NO.								
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			VALUE \$					
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ocntinuation sheets attached			(Total of th		otota		\$ 60,000.00	\$
			(II ) 1		Γot		\$ 60,000.00	¢
			(Use only on la	st Į	oage	:)	\$ 60,000.00	(If applicable report

also on Statistical Summary of Schedules.) Summary of Certain Liabilities and Related

Case No. 10-

Debtor(s)

(If known)

### 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 \$11,725\* 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 \$5,775\* 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 \$2,600\* 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

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).

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).

\* Amounts are subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

1 continuation sheets attached

Case	No	10

Debtor(s)

(If known)

## SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS (Continuation Sheet)

### **Domestic Support Obligations**

(Type of Priority for Claims Listed on This Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDATED	DISPUTED	ari o tara	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
ACCOUNT NO. <b>0384679</b>			CHILD SUPPORT DEBT UNTIL	T						
ASUME			APRIL 2010							
PO BOX 330871 PONCE, PR 00733-0871										
								11,000.00	11,000.00	
ACCOUNT NO.										
ACCOUNT NO.										
ACCOUNT NO.										
ACCOUNT NO.				$\vdash$		-				
TICCOUNT NO.										
ACCOUNT NO.										
		<u>L</u>		L	L	L				
Sheet no. 1 of 1 continuation sheets Schedule of Creditors Holding Unsecured Priority	att Cla	ached aims	to (Totals of th	Sub	tot ag	al e)	\$	11,000.00	\$ 11,000.00	\$
(Use only on last page of the comp	olete	ed Sch	nedule E. Report also on the Summary of Sch	7	Γot	al	\$	11,000.00		
a.		aler	lost made of the compileted Calculate E. IC		Fot					
			last page of the completed Schedule E. If ap						s 11.000.00	\$

### IN RE NUNEZ SANTIAGO, HERIBERTO

Case No. 10-

Summary of Certain Liabilities and Related Data.)

Debtor(s)

(If known)

### 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 nonpriority claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. <b>54044721</b>			UTILITY DEBT. INCURRED IN DEBT ON 3/05			Ī	
AUTORIDAD DE ENERGIA ELECTRICA PO BOX 363508 SAN JUAN, PR 00936-3508							195.00
ACCOUNT NO. <b>454900090219</b>			CREDIT CARD. INCURRED IN DEBT ON 8/97			1	100.00
BANCO POPULAR DE PR P O BOX 362708 BAN JUAN, PR 00936-2708							1,827.00
ACCOUNT NO. <b>JHCl2006-00616</b>			COMPLAINT AGAINST DEBTOR FOR		_	1	1,021100
CONSPRO PO BOX 361628 SAN JUAN, PR 00936-1628	•		COLLECTION OF MONEY.				
ACCOUNT NO. ***-**- <b>5141</b>			PERSONAL TAXES OWED FOR 2002, 2003, 2004		$\dashv$	-	6,000.00
DEPARTAMENTO DE HACIENDA PO BOX 9024140 SAN JUAN, PR 00902-4140	-		AND 2005				
						_	1,705,063.00
1 continuation sheets attached			(Total of th	Subi is pa			\$ 1,713,085.00
			(Use only on last page of the completed Schedule F. Report	also		n	

Case No. 10-

Debtor(s)

(If known)

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

			Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. ***-**-5141			1040-PR DEBT FOR 2002, 2003, 2004	Н		H	
INTERNAL REVENUE SERVICE PO BOX 21126 PHILADELPHIA, PA 19114-0326							
L GGGVVTVV				Н		$\dashv$	65,000.00
ACCOUNT NO.							
ACCOUNT NO.				H		H	
ACCOUNT NO.							
ACCOUNT NO.							
ACCOUNT NO.				H		$\dashv$	
ACCOUNT NO.							
ACCOUNT NO.				П			
Sheet no1 of1 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of th	Sub	tota	al [	\$ 65,000.00
Schedule of Cleanors Hodding Obsecuted Poliphority Claims			(Use only on last page of the completed Schedule F. Report the Summary of Schedules, and if applicable, on the St Summary of Certain Liabilities and Related	als atis	ota o o tica	al n	\$ 1,778,085.00

### IN RE NUNEZ SANTIAGO, HERIBERTO

	~		
- (	Case	No	10-

Debtor(s)

(If known)

### 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).

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE OF OTHER PARTIES TO LEASE OR CONTRACT	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.  VERBAL CONTRACT ON PROPERTY LOCATED AT CARR 132 KM 8, BO SANTO DOMINGO, PENUELAS, PR. MONTHLY PAYMENT: \$300.00		
LUISA VELAZQUEZ HC 2 BOX 5873 PENUELAS, PR 00624			

### IN RE NUNEZ SANTIAGO, HERIBERTO

Case No. 10-

Debtor(s)

(If known)

### **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 the 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		
DALIA IRIZARRY OLIVIERI JRB LAS DELICIAS 8054 CALLE HERMINIA PONCE, PR 00728	BANCO POPULAR DE PR P O BOX 362708 SAN JUAN, PR 00936-2708		

Case No. 10-

Debtor(s)

(If known)

### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on From 22A, 22B, or 22C.

Debtor's Marital Status		DEPENDENTS OF I	DEBTOR AND	SPOUS	SE		
Single		RELATIONSHIP(S): CONSENSUAL PARTNER				AGE(S): <b>45</b>	
EMPLOYMENT:		DEBTOR			SPOUSE		
Occupation Name of Employer How long employed Address of Employer	6 months	LE CONSTRUCTION CORP					
INCOME: (Estima	ate of average or	r projected monthly income at time case filed)			DEBTOR	S	SPOUSE
		lary, and commissions (prorate if not paid month	ly)	\$	3,224.00	\$	
2. Estimated month	ly overtime			\$		\$	
3. SUBTOTAL				\$	3,224.00	\$	
4. LESS PAYROL	L DEDUCTION	NS	'				
a. Payroll taxes a	nd Social Securi	ity		\$	225.68	\$	
b. Insurance				\$		\$	
<ul><li>c. Union dues</li><li>d. Other (specify)</li></ul>	`			\$		\$	
d. Other (speerry)	<i></i>			\$ ——		\$	
5. SUBTOTAL O	F PAYROLL D	DEDUCTIONS		\$	225.68	\$	
6. TOTAL NET M	MONTHLY TA	KE HOME PAY		\$	2,998.32	\$	
7. Regular income	from operation of	of business or profession or farm (attach detailed	statement)	\$		\$	
8. Income from rea				\$		\$	
9. Interest and divid			,	\$		\$	
that of dependents 11. Social Security	listed above	ort payments payable to the debtor for the debtor	s use or	\$		\$	
		ment assistance		\$		\$	
(-1				\$		\$	
12. Pension or retir 13. Other monthly				\$		\$	
(Specify)				\$		\$	
				\$		\$	
				<b>a</b> —		<b>a</b>	
14. SUBTOTAL C	OF LINES 7 TH	IROUGH 13		\$		\$	
15. AVERAGE M	ONTHLY INC	<b>COME</b> (Add amounts shown on lines 6 and 14)		\$	2,998.32	\$	
16 0016	. TIED 1 05 3 5 6	NAME AND ADDRESS OF THE PARTY O	,				
		ONTHLY INCOME: (Combine column totals from tall reported on line 15)	om line 15;		\$	2,998.32	

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: DEBTOR DOES NOT ANTICIPATE ANY INCREASE OR DECREASE IN HIS INCOME IN THE FOLLOWING YEAR FROM THE FILING OF THIS DOCUMENT

Case No. **10-**

Debtor(s)

(If known)

SCHEDULE J - CURRENT EAPENDITURES OF INDIVIDUAL DEBTOR	7(9)	
Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorat quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the de on Form22A or 22C.	e any payment eductions from	nts made biweekly m income allowed
Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete expenditures labeled "Spouse."	e a separa	te schedule of
1. Rent or home mortgage payment (include lot rented for mobile home)	\$	300.00
a. Are real estate taxes included? Yes No		
b. Is property insurance included? Yes No		
2. Utilities:		
a. Electricity and heating fuel	\$	75.00
b. Water and sewer	\$	50.00
c. Telephone	\$	
d. Other	\$	
	<u>\$</u> _	
3. Home maintenance (repairs and upkeep)	\$	200.00
4. Food	2 —	200.00
5. Clothing 6. Learned was also nine	, —	
6. Laundry and dry cleaning 7. Medical and dental expenses	\$ \$	
8. Transportation (not including car payments)	\$ \$	150.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$ — \$	130.00
10. Charitable contributions	\$ — \$	
11. Insurance (not deducted from wages or included in home mortgage payments)	Ψ	
a. Homeowner's or renter's	\$	
b. Life	\$ —	
c. Health	\$ —	
d. Auto	\$	
e. Other	\$	
	\$	
12. Taxes (not deducted from wages or included in home mortgage payments)		
(Specify)	\$	
	\$	
13. Installment payments: (in chapter 11, 12 and 13 cases, do not list payments to be included in the plan)		
a. Auto	\$	
b. Other	\$	
	\$	
14. Alimony, maintenance, and support paid to others	\$	1,931.00
15. Payments for support of additional dependents not living at your home	\$	
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$	
17. Other CHILD TUITION AND FOOD EXPENSES	\$	150.00
	\$	
	\$	
40.447774.677460477444477747676.677.447.7		
<b>18. AVERAGE MONTHLY EXPENSES</b> (Total lines 1-17. Report also on Summary of Schedules and, if		2.050.00
applicable, on the Statistical Summary of Certain Liabilities and Related Data.	<u>\$ —</u>	2,856.00
19. Describe any increase or decrease in expenditures anticipated to occur within the year following the filing of DEBTOR DOES NOT ANTICIPATE ANY INCREASE OR DECREASE IN HIS INCOME IN THE FOLFROM THE FILING OF THIS DOCUMENT.		
20. STATEMENT OF MONTHLY NET INCOME	<i>A</i> -	0.000.00
a Average monthly income from Line 15 of Schedule I	Ψ.	2 998 32

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a. Average monthly income from Line 15 of Schedule I

b. Average monthly expenses from Line 18 above

c. Monthly net income (a. minus b.)

142.32

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Case No. 10-

Debtor(s)

(If known)

### DECLARATION CONCERNING DEBTOR'S SCHEDULES

### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of **16** sheets, and that they are true and correct to the best of my knowledge, information, and belief. Date: June 23, 2010 Signature: /s/ HERIBERTO NUNEZ SANTIAGO Debtor **HERIBERTO NUNEZ SANTIAGO** Signature: \_ (Joint Debtor, if any) [If joint case, both spouses must sign.] DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110) 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 by that section. Printed or Typed Name and Title, if any, of Bankruptcy Petition Preparer Social Security No. (Required by 11 U.S.C. § 110.) If the bankruptcy petition preparer is not an individual, state the name, title (if any), address, and social security number of the officer, principal, responsible person, or partner who signs the document. Address Signature of Bankruptcy Petition Preparer Date 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 signed sheets conforming to the appropriate Official Form for each person. A bankruptcy petition preparer's failure to comply with the provision 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. DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP (the president or other officer or an authorized agent of the corporation or a member or an authorized agent of the partnership) of the (corporation or partnership) named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_\_ sheets (total shown on summary page plus 1), and that they are true and correct to the best of my knowledge, information, and belief.

(Print or type name of individual signing on behalf of debtor)

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

Signature:

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### United States Bankruptcy Court District of Puerto Rico

IN RE:	Case No. <b>10-</b>
NUNEZ SANTIAGO, HERIBERTO	Chapter 11
Debtor(s)	

### 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 and 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

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

16,368.00 2010 YEAR TO DATE INCOME UNTIL JUNE 15, 2010

0.00 2009 GROSS INCOME

416,787.00 2008 GROSS INCOME

778,823.00 2007 GROSS INCOME

240,839.00 2006 GROSS INCOME

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

State the amount of income received by the debtor other than from employment, trade, profession, 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.)

### 3. Payments to creditors

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

None 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 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 credit 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.)

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 \$5,850.\* 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 credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers 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 subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

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.)

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

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 JAC2001-0419. HN CIVIL ACTION PONCE SUPERIOR COURT JUDGMENT ENTERED CONSTRUCTION VS.

**CHALLENGE CONSTRUCTION** 

**CORP** 

JAC2001-0710, HN **CIVIL ACTION PONCE SUPERIOR COURT** JUDGMENT ENTERED

**CONSTRUCTION VS** 

CHALLENGE CONSTRUCTION

CORP

JHCI2006-00616, CONSPRO **COLLECTION OF MONEY PONCE SUPERIOR COURT PENDING** 

**CORP VS. HN CONSTRUCTION** 

**VS. HN CONSTRUCTION** 

**JACI2007-00743, MAX** PONCE SUPERIOR COURT **JUDGMENT** 

CHEMICHAL, INC.(CROSSCO) **DISMISSING CASE** 

**COLLECTION OF MONEY AND** JCD2005-1255, BPPR VS

HERIBERTO NUNEZ SANTIAGO, FORECLOSURE

**ET ALS** 

KLE2008-0220(Y OTROS), EL HATO REY SUPERIOR COURT **PENDING** 

**PUEBLO DE PUERTO** RICO(DEPTO DE HACIENDA) VS.

**HERIBERTO NUÑEZ** 

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.)

PONCE SUPERIOR COURT

JUDGMENT ENTERED

### 5. Repossessions, foreclosures and returns

None List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, 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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### 6. Assignments and receiverships

None a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and joint petition is not filed.)

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official 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.)

### 7. Gifts

None List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions 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.)

### 8. Losses

None

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses 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.)

### 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 bankruptcy law or preparation of a petition in bankruptcy within **one year** immediately preceding the commencement

NAME AND ADDRESS OF PAYEE **MODESTO BIGAS MENDEZ MODESTO BIGAS LAW OFFICE** PO BOX 7462

DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR 06/22/2010

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY

PONCE, PR 00732-7462

**CONSUMER CREDIT COUNSELING** 1369 CALLE SALUD Ponce, PR 00717

05/06/2010

50.00

3,000.00

### 10. Other transfers

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers 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.)

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

### 11. Closed financial accounts

None List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

### 12. Safe deposit boxes

None List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or 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.)

13. Setoffs
None List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within <b>90 days</b> preceding the commencement of to 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.)
14. Property held for another person
None List all property owned by another person that the debtor holds or controls.
15. Prior address of debtor
None If debtor has moved within <b>three years</b> immediately preceding the commencement of this case, list all premises which the debtor occupied duri 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.
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, Louisia:  Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within <b>eight years</b> immediately preceding the commencement of the calidentify 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 IDALIA IRIZARRY
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 substance.

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 or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

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.

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 TAXPAYER-I.D. NO.

(ITIN)/COMPLETE EIN ADDRESS HC 2 BOX 5873 66-0744250

NATURE OF **BEGINNING AND** BUSINESS **ENDING DATES CONSTRUCTION FROM JAN 1995** 

NAME **HN CONSTRUCTION** 

**BUSINESS** 

UNTIL JUNE 2009

## WHITE CASTLE CONSTRUCTION 66-0737408 CORP

in a trade, profession, or other activity, either full- or part-time.

PMB 1521 CALLE MUNOZ RUVERA 805 PENUELAS, PR 00624 CONSTRUCTION JANUARY 2010
BUSINESS UNTIL PRESENT

None b Identify any business listed in respo

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.

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

(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 the 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 the **two years** immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

**2009 UNTIL PRESENT** 

DATES SERVICES RENDERED

NAME AND ADDRESS
ANGEL J TORRES MERCADO

ATM ACCOUNTING SERVICES & ASSOC, INC. PO BOX 131

PENUELAS, PR 00624-0131

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.

NAME AND ADDRESS
ANGEL J TORRES MERCADO
ATM ACCOUNTING SERVICES & ASSOC, INC.
PO BOX 131

DATES SERVICES RENDERED **2009 UNTIL PRESENT** 

PENUELAS, PR 00624-0131

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.

d. List all financial institutions, creditors, and other parties, including mercantile and trade agencies, to whom a financial statement was issued within the **two years** immediately preceding the commencement of the case by the debtor.

### 20. Inventories

 $\checkmark$ 

None 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, and the dollar amount and basis of each inventory.

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.

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.

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.

24. Tax Consolidation Group		
		mber of the parent corporation of any consolidated group for tax mmediately preceding the commencement of the case.
25. Pension Funds.		
	ual, list the name and federal taxpayer identification tributing at any time within <b>six years</b> immediately p	number of any pension fund to which the debtor, as an employer preceding the commencement of the case.
[If completed by an individual o	or individual and spouse]	
I declare under penalty of perjur thereto and that they are true an		oregoing statement of financial affairs and any attachments
ੈ ਚ Date: <b>June 23, 2010</b>	Signature /s/ HERIBERTO NUNEZ	SANTIAGO
	of Debtor	HERIBERTO NUNEZ SANTIAGO
Date:	Signature	
	of Joint Debtor	
  	(if any)	
Date: June 23, 2010  Date:	continuation pages	attached
13-201		
Penalty for making a false sta	tement: Fine of up to \$500,000 or imprisonme	ent for up to 5 years or both. 18 U.S.C. § 152 and 3571.

None a. If the debtor is a partnership, list each member who withdrew from the partnership within one year immediately preceding the commencement

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

b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within one year immediately

22. Former partners, officers, directors and shareholders

preceding the commencement of this case.

23. Withdrawals from a partnership or distributions by a corporation

of this case.

case.

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## United States Bankruptcy Court District of Puerto Rico

IN RE:		Case No. <u>10-</u>
NUNEZ SANTIAGO, HERIBERTO		Chapter 11
	Debtor(s)	•
	VERIFICATION OF CREDITOR MATR	IX
The above named debtor(s) hereby ve	erify(ies) that the attached matrix listing creditors	s is true to the best of my(our) knowledge.
Date: June 23, 2010	Signature: /s/ HERIBERTO NUNEZ SANTIAGO	
	HERIBERTO NUNEZ SANTIAGO	Debtor
Date:	Signature:	
		Joint Debtor, if any

NUNEZ SANTIAGO HERIBERTO 805 AVE MUNOZ RIVERA PMB 1521 PENUELAS PR 00624

MODESTO BIGAS LAW OFFICE PO BOX 7462 PONCE PR 00732-7462

ASUME PO BOX 330871 PONCE PR 00733-0871

AUTORIDAD DE ENERGIA ELECTRICA PO BOX 363508 SAN JUAN PR 00936-3508

BANCO POPULAR DE PR P O BOX 362708 SAN JUAN PR 00936-2708

CONSPRO PO BOX 361628 SAN JUAN PR 00936-1628

DEPARTAMENTO DE HACIENDA PO BOX 9024140 SAN JUAN PR 00902-4140

IDALIA IRIZARRY OLIVIERI URB LAS DELICIAS 3054 CALLE HERMINIA PONCE PR 00728

INTERNAL REVENUE SERVICE PO BOX 21126 PHILADELPHIA PA 19114-0326

LUISA VELAZQUEZ HC 2 BOX 5873 PENUELAS PR 00624