Case:12-09558-11 Doc#:1 Filed:12/03/12 Entered:12/03/12 13:38:36 Desc: Main Document Page 1 of 9

B1 (Official Form 1) (12/11) UNITED STATES BANKRUPTCY COURT VOLUNTARY PETITION District of Puerto Rico Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): CANTERA DORADO, INC. All Other Names used by the Joint Debtor in the last 8 years All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): Last four digits of Soc. Sec. of Individual-Taxpayer I.D. (ITIN)/Complete EIN Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all): (if more than one, state all): 66-026-1066 Street Address of Joint Debtor (No. and Street, City, and State): Street Address of Debtor (No. and Street, City, and State): Carr. #2 Km. 25 Hm. 5 Bo. Maguayo Dorado, PR ZIP CODE 00646 ZIP CODE County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: Dorado Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): PO Box 4217 Bayamon Gardens Sta., Bayamon, PR 00958-1217 ZIP CODE 00958 ZIP CODE Location of Principal Assets of Business Debtor (if different from street address above) ZIP CODE Chapter of Bankruptcy Code Under Which Type of Debtor Nature of Business the Petition is Filed (Check one box.) (Check one box.) (Form of Organization) (Check one box.) Health Care Business Chapter 7 Chapter 15 Petition for Single Asset Real Estate as defined in Recognition of a Foreign Chapter 9 Individual (includes Joint Debtors) Z See Exhibit D on page 2 of this form. 11 U.S.C. § 101(51B) Chapter 11 Main Proceeding Chapter 12 Chapter 15 Petition for Corporation (includes LLC and LLP) Railroad Chapter 13 Stockbroker Recognition of a Foreign Partnership Other (If debtor is not one of the above entities, check Commodity Broker Nonmain Proceeding this box and state type of entity below.) Clearing Bank Other Tax-Exempt Entity Nature of Debts **Chapter 15 Debtors** (Check box, if applicable.) (Check one box.) Country of debtor's center of main interests: ☐ Debts are primarily consumer Debts are debts, defined in 11 U.S.C. primarily Debtor is a tax-exempt organization under title 26 of the United States § 101(8) as "incurred by an business debts. Each country in which a foreign proceeding by, regarding, or against debtor is pending. Code (the Internal Revenue Code). individual primarily for a personal, family, or household purpose. Chapter 11 Debtors Filing Fee (Check one box.) Check one box: Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). Full Filing Fee attached. Z V Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is Check if: unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment Filing Fee waiver requested (applicable to chapter 7 individuals only). Must on 4/01/13 and every three years thereafter). attach signed application for the court's consideration. See Official Form 3B. Check all applicable boxes: A plan is being filed with this petition. Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b) THIS SPACE IS FOR Statistical/Administrative Information COURT USE ONLY Debtor estimates that funds will be available for distribution to unsecured creditors. Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors 50-99 100-199 200-999 1,000-5,001-10,001-25,001-50,001-Over 1-49 100,000 100,000 10,000 25,000 50,000 5,000 Estimated Assets V \$100,000,001 \$500,000,001 \$10,000,001 \$50,000,001 More than \$50,001 to \$100,001 to \$500,001 \$1,000,001 \$0 to to \$1 billion \$1 billion to \$500 \$50,000 \$100,000 \$500,000 to \$1 to \$10 to \$50 to \$100 million million million million million Estimated Liabilities  $\mathbf{V}$ П \$100,000,001 \$50,001 to \$100,001 to \$500,001 \$1,000,001 \$10,000,001 \$50,000,001 \$500,000,001 More than \$0 to to \$500 to \$1 billion \$1 billion to \$50 to \$100 to \$1 to \$10 \$50,000 \$100,000 \$500,000

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Page 2 B1 (Official Form 1) (12/11) Voluntary Petition Name of Debtor(s): CANTERA DORADO, INC. (This page must be completed and filed in every case.) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.) Date Filed: Location Case Number: NONE Where Filed: Case Number: Date Filed: Location Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet. Name of Debtor: Case Number: Date Filed: N/A Relationship: District: Judge: Exhibit A Exhibit B (To be completed if debtor is required to file periodic reports (e.g., forms 10K and (To be completed if debtor is an individual 100) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) whose debts are primarily consumer debts.) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that the or shell may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b). Exhibit A is attached and made a part of this petition. Signature of Attorney for Debtor(s) (Date) Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. Ø No. **Exhibit D** (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D, completed and signed by the debtor, is attached and made a part of this petition. If this is a joint petition: Exhibit D, also completed and signed by the joint debtor, is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box.) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately V preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included with this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. П Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

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B1 (Official Form 1) (12/11)	Page 3 OF 9
Voluntary Petition	Name of Debtor(s): CANTERA DORADO, INC.
(This page must be completed and filed in every case.)	
	Signature of a Favoign Danges antative
Signature(s) of Debtor(s) (Individual/Joint)  I declare under penalty of perjury that the information provided in this petition is true	Signature of a Foreign Representative  I declare under penalty of perjury that the information provided in this petition is true
and correct. [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12	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.)
or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.  [If no attorney represents me and no bankruptcy petition preparer signs the petition] I	☐ I request relief in accordance with chapter 15 of title 11, United States Code.
have obtained and read the notice required by 11 U.S.C. § 342(b).	Certified copies of the documents required by 11 U.S.C. § 1515 are attached.  Pursuant to 11 U.S.C. § 1511, 1 request relief in accordance with the
I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.	chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.
X Signature of Debtor	X (Signature of Foreign Representative)
X Signature of Joint Debtor	(Printed Name of Foreign Representative)
Telephone Number (if not represented by attorney)	
Date	Date:
Signature of Attorney*	Signature of Non-Attorney Bankruptcy Petition Preparer
X Signature of Attorney for Debtor(s) WINSTON VIDAL GAMBARO Printed Name of Attorney for Debtor(s) WINSTON VIDAL LAW OFFICE Firm Name PO BOX 193673	I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is
SAN JUAN, PR 00919-3673  Address 787-751-2864	attached.
Telephone Number 11/30/2012 Date	Printed Name and title, if any, of Bankruptcy Petition Preparer
*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.	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.)
Siguature 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.	Address
The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition.	X Signature
X Signature Authorized Individual	Date •
JÄVIER CABRERA RIVERA Printed Name of Authorized Individual PRESIDENT	Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.
Title of Authorized Individual 11/30/2012  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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B 4 (Official Form 4) (12/07)

### UNITED STATES BANKRUPTCY COURT

District of Puerto Rico

In re	CANTERA DORADO, INC.	• • • • • • • • • • • • • • • • • • •	Case No.
	Debtor		
			Chapter 11

#### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

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

(1)	(2)	(3)	(4)
Name of creditor and complete mailing address, including zip code	complete mailing address,	1047., 60.007.	Indicate if claim Amount of claim is contingent, [if secured also unliquidated, state value of disputed or security] subject to setoff

				<u> </u>
CRIM-DORADO PO BOX 588 DORADO, PR 00646-0588	787-196-1230			302,102.23
AUTORIDAD ENERGIA ELECTRICA PO BOX 363508 SAN JUAN, PR 00936-3508	#02500035290017 787-289-3434	ELECTRICITY	DISPUTED	47,195.00
DEPARTAMENTO DE HACIENDA PO BOX 9022501 SAN JUAN, PR 00902-2501				43,727.87
AMERICAN PETROLEUM CO. PO BOX 2529 TOA BAJA, PR 00951-2663	NELSON SOTO 787-794-3515	FUEL •		33,526.50
KANE CARIBBEAN, INC. PO BOX 366307 SAN JUAN, PR 00936-6307	MR. OLMEDO 787-798-6600	EQUIPMENT PARTS		20,500.00
DIVEDCO RENTA, INC. PO BOX 2351 TOA BAJA, PR 00951-2351	JUAN RIVERA 787-794-0015	HEAVY EQUIPMENT PARTS	1	19,631.78
ACC CONSULTANT GROUP PO BOX 1681 BARCELONETA, PR 00617	ABEL CARMONA 787-846-6963	ENVIRONMENTAL ADV	ISOR	19,450.00
INDUSTRIAL DORADO PO BOX 953 DORADO, PR 00646	DAVID CABRERA 787-883-1172	HYDRAULIC HOSES		18,163.48
INTERNAL REVENUE SERVICE PO BOX 7346 PHILADELPHIA, PA 19101-7346				15,643.47

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막힌 불빛을 보고하다 하다 하다.			
CARLOS M. ORTIZ, CPA PO BOX 366007 SAN JUAN, PR 00936-6007	CARLOS ORTIZ 787-722-7958	CPA	11,500.00
DEPARTAMENTO DEL TRABAJO 505 AVE. MUÑOZ RIVERA – PISO 12 SAN JUAN, PR 00918	MARIA RIVERA		10,968.63
TALLER EL TORNERO HC. 80, BOX 7303 DORADO, PR 00646	OSVALDO BARRETO 787-883-1628	REPAIR OF PARTS	9,156.00
INDUSTRIAL QUARRY PRODUCTS PMB 69 HC-01 BOX 29030 CAGUAS, PR 00725-8900	VICTOR SALGADO 787-720-6311	EQUIPMENT PARTS	8,419.70
DORADO SERVICE STATION BO. ESPINOSA CARR. #2, Km. 24.5 DORADO, PR 00961	SAMMY ABRAHAM 787-270-4499	GASOLINE	6,820.19
VALCARCE CORP. 2139 WEST 60TH STREET HIALEAH, FL 33016	GASPAR VALCARCE 305-821-1802	PARTS	5,753.30
ROYAL SECURITY, INC. PMB 386 NO. 425, CARR. 693 DORADO, PR 00646	FABIAN PABELLON 787-74088705	SECURITY	5,013.90
DORADO CONCRETE, INC. PO BOX 360620 SAN JUAN, PR 00936-0620	JOSE RIVERA 787-796-0365	CONCRETE	4,072.00
GASCOT AUTO ELECTRIC PO BOX 51686 TOA BAJA, PR 00950-1686	JUNIOR GASCOT 787-798-8116	ELECTROMECHANIC	3,011.75
MAS TIRE DISTRIBUTORS HC 01 BOX 5472 TOA BAJA, PR 00949	MARCOS ACEVEDO 787-780-2177	PURCHASE & MAINTENANCE OF TIRES	2,627.32
AUTORIDAD ACUEDUCTOS PO BOX 70101 SAN JUAN, PR 00936-8101	#10449686-001-6 787-620-2482	WATER	2,497.22

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

I, [the president or other officer or an authorized agent of the corporation] [or a member or an authorized agent of the partnership] named as the debtor in this case, declare under penalty of perjury that I have read the foregoing [list or schedule or amendment or other document (describe)] and that it is true and correct to the best of my information and belief.

Date 11-30 - 12

Signature 👱

JAVIER CABRERA RIVERA

(Print Name and Title) PRESIDENT

# RESOLUTION OF THE BOARD OF DIRECTORS OF CANTERA DORADO INC.

#### I, LAURA CABRERA RIVERA, secretary state as follows:

A discussion was held about the financial condition of the Corporation on November 15, 2012. Thereupon, on motion duly made and seconded, the following Resolution was adopted unanimously:

WHEREAS, the affairs of the business of this Corporation have not been successfully conducted for several months and unable to pay its debts as they arise and;

WHEREAS, reasonable possibility appears for rehabilitation;

Be it therefore resolved, that this Corporation file its Voluntary Petition for Relief under Chapter 11 of Title 11 in the United States Bankruptcy Court and;

Be it further resolved, that **JAVIER CABRERA RIVERA**, the President is hereby authorized to prepare the necessary Petition for Relief and by his single signature execute all necessary documents and bind this Corporation thereby and;

Be it further resolved, that JAVIER CABRERA RIVERA, the President is authorized to engage the services as shall appear necessary of attorney WINSTON VIDAL GÁMBARO and any accountant or both to assist in said matter and to reimburse said person or persons out of the assets of the Corporation.

That this resolution is in full force and effect and has not been revoked, modified, annulled or amended in any manner whatsoever.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Corporation.

There being no further business to come before the meeting, on motion duly made and seconded, the meeting was adjourned.

Oon Borado, Puerto Rico on this 15<sup>th,</sup> day of November, 2012.

LAURA CABRERA RIVERA

Secretary

## UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF PUERTO RICO

RE:

CASE NO:

CANTERA DORADO, INC.

**CHAPTER 11** 

**DEBTOR** 

#### **LIST OF STOCKHOLDERS, OFFICERS AND DIRECTORS**

NAME NUMBER OF SHARES OWNED % OF OWNERSHIP

EMERITA RIVERA CABRERA 7622 ISSUED 100%

#### LIST OF OFFICERS AND DIRECTORS

#### <u>NAME</u>

JAVIER CABRERA RIVERA DIRECTOR PRESIDENT &

**TREASURER** 

LAURA CABRERA RIVERA DIRECTOR SECRETARY

EMERITA RIVERA CABRERA DIRECTOR

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B 203 (12/94)

## United States Bankruptcy Court

Dis	trict Of <u>PUERTO RICO</u>
In re CANTERA DORADO, INC.	
	Case No.
Debtor	Chapter 11
DISCLOSURE OF COMPENSAT	TION OF ATTORNEY FOR DEBTOR
named debtor(s) and that compensation paid to r	2. 2016(b), I certify that I am the attorney for the above- ne within one year before the filing of the petition in ces rendered or to be rendered on behalf of the debtor(s) ankruptcy case is as follows:
For legal services, I have agreed to accept	\$\frac{175.00 per hour}{}
Prior to the filing of this statement I have received  Balance Due	\$7,000.00 Plus Filing Fees\$1,213.00 roval \$\frac{175.00}{00}\$ per hour
2. The source of the compensation paid to me was:	
<b>™</b> Debtor □ Other (specify)	
3. The source of compensation to be paid to me is:	
<b>X</b> X Debtor ☐ Other (specify)	
4. XX I have not agreed to share the above-disclose members and associates of my law firm.	d compensation with any other person unless they are
	ompensation with a other person or persons who are not by of the agreement, together with a list of the names of tached.
<ol><li>In return for the above-disclosed fee, I have agre case, including:</li></ol>	ed to render legal service for all aspects of the bankruptcy
<ul> <li>Analysis of the debtor's financial situation, ar to file a petition in bankruptcy;</li> </ul>	nd rendering advice to the debtor in determining whether
b. Preparation and filing of any petition, schedu	les, statements of affairs and plan which may be required;
<ul> <li>Representation of the debtor at the meeting of the hearings thereof;</li> </ul>	of creditors and confirmation hearing, and any adjourned

CANTURA 2D08498-1INC Doc#:1 Filed:12/03/12 Entered:12/03/12.13:38:36 Desc: Mair Document Page 9 of 9

### DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR (Continued)

d.	Representation	of the debtor i	n adversary	proceedings	and other	contested bank	cruptcy matters;

e. [Other provisions as needed]

6. By agreement with the debtor(s), the above-disclosed fee does not include the following services:

#### CERTIFICATION

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

11/30/2012

Date

Signature of Attorney

WINSTON VIDAL GAMBARO

WINSTON VIDAL LAW OFFICE

Name of law firm