

Fill in this information to identify your case:

United States Bankruptcy Court for the:

DISTRICT OF PUERTO RICO

Case number (if known) Chapter 11

Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, Instructions for Bankruptcy Forms for Non-Individuals, is available.

1. Debtor's name BENITEZ ALL ALUMINUM CORP

2. All other names debtor used in the last 8 years Include any assumed names, trade names and doing business as names

3. Debtor's federal Employer Identification Number (EIN) 66-3561069

4. Debtor's address Principal place of business Mailing address, if different from principal place of business HILL BROS 372 CALLE 11 San Juan, PR 00929 PO BOX 29549 San Juan, PR 00929

5. Debtor's website (URL)

6. Type of debtor Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP)) Partnership (excluding LLP) Other. Specify:

Debtor **BENITEZ ALL ALUMINUM CORP**
Name

Case number (if known)

7. Describe debtor's business

A. Check one:

- Health Care Business (as defined in 11 U.S.C. § 101(27A))
- Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- Railroad (as defined in 11 U.S.C. § 101(44))
- Stockbroker (as defined in 11 U.S.C. § 101(53A))
- Commodity Broker (as defined in 11 U.S.C. § 101(6))
- Clearing Bank (as defined in 11 U.S.C. § 781(3))
- None of the above

B. Check all that apply

- Tax-exempt entity (as described in 26 U.S.C. §501)
- Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- Chapter 7
- Chapter 9

Chapter 11. Check all that apply:

- Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
- The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- A plan is being filed with this petition.
- Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

- No.
- Yes.

If more than 2 cases, attach a separate list.

District _____ When _____ Case number _____

District _____ When _____ Case number _____

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

- No
- Yes.

List all cases. If more than 1, attach a separate list

Debtor _____ Relationship _____

District _____ When _____ Case number, if known _____

Debtor **BENITEZ ALL ALUMINUM CORP**
Name

Case number (if known)

11. Why is the case filed in this district?

Check all that apply:

- Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

No

Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.
What is the hazard? _____

It needs to be physically secured or protected from the weather.

It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

Other _____

Where is the property? _____

Number, Street, City, State & ZIP Code

Is the property insured?

No

Yes. Insurance agency _____

Contact name _____

Phone _____

Statistical and administrative information

13. Debtor's estimation of available funds

Check one:

- Funds will be available for distribution to unsecured creditors.
- After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors

1-49

50-99

100-199

200-999

1,000-5,000

5001-10,000

10,001-25,000

25,001-50,000

50,001-100,000

More than 100,000

15. Estimated Assets

\$0 - \$50,000

\$50,001 - \$100,000

\$100,001 - \$500,000

\$500,001 - \$1 million

\$1,000,001 - \$10 million

\$10,000,001 - \$50 million

\$50,000,001 - \$100 million

\$100,000,001 - \$500 million

\$500,000,001 - \$1 billion

\$1,000,000,001 - \$10 billion

\$10,000,000,001 - \$50 billion

More than \$50 billion

16. Estimated liabilities

\$0 - \$50,000

\$50,001 - \$100,000

\$100,001 - \$500,000

\$500,001 - \$1 million

\$1,000,001 - \$10 million

\$10,000,001 - \$50 million

\$50,000,001 - \$100 million

\$100,000,001 - \$500 million

\$500,000,001 - \$1 billion

\$1,000,000,001 - \$10 billion

\$10,000,000,001 - \$50 billion

More than \$50 billion

Debtor **BENITEZ ALL ALUMINUM CORP**
Name

Case number (if known)

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

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

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **May 8, 2017**
MM / DD / YYYY

X /s/ NOEL BENITEZ CARRASQUILLO
Signature of authorized representative of debtor

Title **PRESIDENT**

NOEL BENITEZ CARRASQUILLO
Printed name

18. Signature of attorney

X /s/ EMILY DARICE DAVILA, ESQ
Signature of attorney for debtor

Date **May 8, 2017**
MM / DD / YYYY

EMILY DARICE DAVILA, ESQ
Printed name

EMILY D DAVILA LAW FIRM
Firm name

**420 PONCE DE LEON AVE
MIDTOWN SUITE 311
San Juan, PR 00918**
Number, Street, City, State & ZIP Code

Contact phone **787 759-8090** Email address **davilaww@prtc.net**

USDC-PR 214503
Bar number and State

Fill in this information to identify the case:

Debtor name **BENITEZ ALL ALUMINUM CORP**

United States Bankruptcy Court for the: **DISTRICT OF PUERTO RICO**

Case number (if known): _____

Check if this is an amended filing

Official Form 204

Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders 12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim		
				If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
DEPARTMENT OF LABOR PRUDENCIO MARTINEZ BLDG 505 MUNOZ RIVERA SAN JUAN, PR 00918		taxes, uNEMPLOYMENT				\$3,000.00
DEPARTMENT OF TREASURY BANKRUPTCY DIVISION PO BOX 9022501 SAN JUAN, PR 00902-2501		IVU TAX	Disputed			\$75,000.00
DEPARTMENT OF TREASURY BANKRUPTCY DIVISION PO BOX 9022501 SAN JUAN, PR 00902-2501		IVU TAX				\$25,000.00
DEPARTMENT OF TREASURY BANKRUPTCY DIVISION PO BOX 9022501 SAN JUAN, PR 00902-2501		INC TAX				\$10,000.00
INTERNAL REVENUE SERV PO BOX 7346 PHILADELPHIA, PA 19101-7346						\$5,500.00

Debtor **BENITEZ ALL ALUMINUM CORP**
Name _____

Case number (if known) _____

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
JOEL COLON MARQUEZ, Y COLON C/O JAIME ALBIZU LAMBOY 1500 AVE ROOSEVELT SUITE 401 San Juan, PR 00929		TORT	Unliquidated Disputed			\$75,000.00
STATE INSURANCE FUND PO BOX 365028 San Juan, PR 00936		taxes				\$2,000.00

B2030 (Form 2030) (12/15)

United States Bankruptcy Court
District of Puerto Rico

In re BENITEZ ALL ALUMINUM CORP

Debtor(s)

Case No.

Chapter 11

DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR(S)

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

Table with 2 columns: Description of compensation and Amount. Rows include: For legal services, I have agreed to accept (\$ 6,000.00); Prior to the filing of this statement I have received (\$ 3,283.00); Balance Due (\$ 2,717.00).

2. The source of the compensation paid to me was:

Debtor (checked) Other (specify):

3. The source of compensation to be paid to me is:

Debtor (checked) Other (specify):

4. I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.

I have agreed to share the above-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation is attached.

5. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:

- a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be required;
c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;
d. [Other provisions as needed]

Negotiations with secured creditors to reduce to market value; exemption planning; preparation and filing of reaffirmation agreements and applications as needed; preparation and filing of motions pursuant to 11 USC 522(f)(2)(A) for avoidance of liens on household goods.

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

Representation of the debtors in any dischargeability actions, judicial lien avoidances, relief from stay actions or any other adversary proceeding.

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 proceeding.

May 8, 2017

Date

/s/ EMILY DARICE DAVILA, ESQ

EMILY DARICE DAVILA, ESQ

Signature of Attorney

EMILY D DAVILA LAW FIRM

420 PONCE DE LEON AVE

MIDTOWN SUITE 311

San Juan, PR 00918

787 759-8090 Fax: 787 759-9620

davilalaww@prtc.net

Name of law firm

**United States Bankruptcy Court
District of Puerto Rico**

In re **BENITEZ ALL ALUMINUM CORP**

Debtor(s)

Case No.
Chapter

11

LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with rule 1007(a)(3) for filing in this Chapter 11 Case

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
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-NONE-

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the **PRESIDENT** of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date **May 8, 2017**

Signature **/s/ NOEL BENITEZ CARRASQUILLO
NOEL BENITEZ CARRASQUILLO**

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

**United States Bankruptcy Court
District of Puerto Rico**

In re BENITEZ ALL ALUMINUM CORP
Debtor

Case No. _____

Chapter 11

Numbered Listing of Creditors

Creditor name and mailing address	Category of Claim	Amount of Claim
1. AMERICAN EXPRESS BANKRUPTCY DIVISION PO BOX 650448 Dallas, TX 75265-0448	Unsecured claims	0.00
2. AUT ACUEDUCTOS Y ALC BANKRUPTCY DIVISION BOX 70101 SAN JUAN, PR 00936	Unsecured claims	0.00
3. DEPARTMENT OF LABOR PRUDENCIO MARTINEZ BLDG 505 MUNOZ RIVERA SAN JUAN, PR 00918	Unsecured claims	3,000.00
4. DEPARTMENT OF TREASURY BANKRUPTCY DIVISION PO BOX 9022501 SAN JUAN, PR 00902-2501	Priority claims	10,000.00
5. DEPARTMENT OF TREASURY BANKRUPTCY DIVISION PO BOX 9022501 SAN JUAN, PR 00902-2501	Unsecured claims	25,000.00
6. DEPARTMENT OF TREASURY BANKRUPTCY DIVISION PO BOX 9022501 SAN JUAN, PR 00902-2501	Unsecured claims Disputed	75,000.00
7. INTERNAL REVENUE SERV PO BOX 7346 PHILADELPHIA, PA 19101-7346	Priority claims	5,500.00
8. JOEL COLON MARQUEZ, Y COLON C/O JAIME ALBIZU LAMBOY 1500 AVE ROOSEVELT SUITE 401 San Juan, PR 00929	Unsecured claims Unliquidated Disputed	75,000.00
9. STATE INSURANCE FUND PO BOX 365028 San Juan, PR 00936	Priority claims	2,000.00

In re BENITEZ ALL ALUMINUM CORP,
Debtor

Case No. _____

DECLARATION

I, NOEL BENITEZ CARRASQUILLO, the PRESIDENT of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing Numbered Listing of Creditors and that it is true and correct to the best of my information and belief.

Date May 8, 2017

Signature /s/ NOEL BENITEZ CARRASQUILLO
NOEL BENITEZ CARRASQUILLO
PRESIDENT

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

**United States Bankruptcy Court
District of Puerto Rico**

In re **BENITEZ ALL ALUMINUM CORP**

Debtor(s)

Case No.

Chapter **11**

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

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

None [*Check if applicable*]

May 8, 2017

Date

/s/ EMILY DARICE DAVILA, ESQ

EMILY DARICE DAVILA, ESQ

Signature of Attorney or Litigant

Counsel for **BENITEZ ALL ALUMINUM CORP**

EMILY D DAVILA LAW FIRM

420 PONCE DE LEON AVE

MIDTOWN SUITE 311

San Juan, PR 00918

787 759-8090 Fax:787 759-9620

davilalaww@prtc.net

**United States Bankruptcy Court
District of Puerto Rico**

In re **BENITEZ ALL ALUMINUM CORP**

Debtor(s)

Case No. _____

Chapter **11**

STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

I, **NOEL BENITEZ CARRASQUILLO**, declare under penalty of perjury that I am the **PRESIDENT** of **BENITEZ ALL ALUMINUM CORP**, and that the following is a true and correct copy of the resolutions adopted by the Board of Directors of said corporation at a special meeting duly called and held on the 8TH_ day of MAY , 2017 .

"Whereas, it is in the best interest of this corporation to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that **NOEL BENITEZ CARRASQUILLO, PRESIDENT** of this Corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the corporation; and

Be It Further Resolved, that **NOEL BENITEZ CARRASQUILLO, PRESIDENT** of this Corporation is authorized and directed to appear in all bankruptcy proceedings on behalf of the corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the corporation in connection with such bankruptcy case, and

Be It Further Resolved, that **NOEL BENITEZ CARRASQUILLO, PRESIDENT** of this Corporation is authorized and directed to employ **EMILY DARICE DAVILA, ESQ**, attorney and the law firm of **EMILY D DAVILA LAW FIRM** to represent the corporation in such bankruptcy case."

Date **May 8, 2017**

Signed **/s/ NOEL BENITEZ CARRASQUILLO**
NOEL BENITEZ CARRASQUILLO

Resolution of Board of Directors
of
BENITEZ ALL ALUMINUM CORP

Whereas, it is in the best interest of this corporation to file a voluntary petition in the the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that **NOEL BENITEZ CARRASQUILLO, PRESIDENT** of this Corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the corporation; and

Be It Further Resolved, that **NOEL BENITEZ CARRASQUILLO, PRESIDENT** of this Corporation is authorized and directed to appear in all bankruptcy proceedings on behalf of the corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the corporation in connection with such bankruptcy case, and

Be It Further Resolved, that **NOEL BENITEZ CARRASQUILLO, PRESIDENT** of this Corporation is authorized and directed to employ **EMILY DARICE DAVILA, ESQ**, attorney and the law firm of **EMILY D DAVILA LAW FIRM** to represent the corporation in such bankruptcy case.

Date **May 8, 2017** _____

Signed _____

Date **May 8, 2017** _____

Signed _____

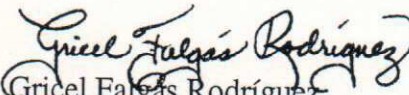


**GOBIERNO DE PUERTO RICO
DEPARTAMENTO DE ESTADO
SAN JUAN, PUERTO RICO**

Yo, **GRICEL FALGAS RODRIGUEZ**, Subdirectora División de Corporaciones del Departamento de Estado del Gobierno de Puerto Rico,

CERTIFICO: Que “**BENITEZ ALL ALLUMINUM CORP.**”, registro **105,627**, es una corporación **con** fines de lucro organizada bajo las leyes de Puerto Rico el **3 de septiembre de 1998 a las 11:45 a.m.**

EN TESTIMONIO DE LO CUAL, firmo la presente y estampo en ella el Gran Sello del Estado Libre Asociado de Puerto Rico, en la Ciudad de San Juan, hoy dos de junio de mil novecientos noventa y nueve.


Grisel Falgas Rodríguez
Subdirectora
División de Corporaciones y Marcas