Case 09-03468-jw Doc 1 Filed 05/05/09 Entered 05/05/09 19:31:07 Desc Main 5/05/09 7:29PM

Document Page 1 of 17 B1 (Official Form 1)(1/08) **United States Bankruptcy Court** Voluntary Petition District of South Carolina Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): Chastain, Carlee Mark Chastain, Nikki Ruth 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): AKA C Mark Chastain: DBA Chastain Builders AKA Nikki Johnson Chastain Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN xxx-xx-7496 xxx-xx-9513 Street Address of Joint Debtor (No. and Street, City, and State): Street Address of Debtor (No. and Street, City, and State): 310 Shackleburg Road 310 Shackleburg Road Anderson, SC Anderson, SC ZIP Code ZIP Code 29621 29621 County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: Anderson Anderson Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): ZIP Code ZIP Code Location of Principal Assets of Business Debtor (if different from street address above): Type of Debtor Nature of Business **Chapter of Bankruptcy Code Under Which** (Form of Organization) the Petition is Filed (Check one box) (Check one box) (Check one box) ☐ Health Care Business ☐ Chapter 7 Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B) ☐ Chapter 15 Petition for Recognition ☐ Chapter 9 Individual (includes Joint Debtors) of a Foreign Main Proceeding Chapter 11 See Exhibit D on page 2 of this form. ■ Railroad ☐ Chapter 15 Petition for Recognition ☐ Chapter 12 ☐ Stockbroker ☐ Corporation (includes LLC and LLP) of a Foreign Nonmain Proceeding ☐ Chapter 13 Commodity Broker ☐ Partnership ☐ Clearing Bank Other (If debtor is not one of the above entities, ☐ Other Nature of Debts check this box and state type of entity below.) **Tax-Exempt Entity** Debts are primarily consumer debts, ☐ Debts are primarily (Check box, if applicable) defined in 11 U.S.C. § 101(8) as business debts. ☐ Debtor is a tax-exempt organization under Title 26 of the United States "incurred by an individual primarily for Code (the Internal Revenue Code). a personal, family, or household purpose." Chapter 11 Debtors Filing Fee (Check one box) Check one box: Full Filing Fee attached ☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). \square Filing Fee to be paid in installments (applicable to individuals only). Must Check if: attach signed application for the court's consideration certifying that the debtor Debtor's aggregate noncontingent liquidated debts (excluding debts owed is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A to insiders or affiliates) are less than \$2,190,000. ☐ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must Check all applicable boxes: attach signed application for the court's consideration. See Official Form 3B. 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). Statistical/Administrative Information THIS SPACE IS FOR COURT USE ONLY *** Robert H. Cooper 5670 *** 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 5,001-10,000 25,001-50,000 50-100-200-1,000-10,001-50,001-OVER 49 199 999 25,000 100 000 Estimated Assets \$50,001 to \$100,000 \$100,001 to \$500,000 \$10,000,001 to \$50 \$0 to \$50,000 \$500,001 \$1,000,001 \$50,000,001 \$100,000,001 \$500,000,001 to \$1 billion to \$1 million million Estimated Liabilities \$100,001 to \$500,000 \$1,000,001 to \$10 million \$50,001 to \$500,001 \$10,000,001 to \$50 \$50,000,001 \$100,000,001 \$500,000,001 More than to \$500 to \$1 billion \$1 billion \$100,000 million million million

Case 09-03468-jw Doc 1 Filed 05/05/09 Entered 05/05/09 19:31:07 Desc Main 5/05/09 7:29PM

Document Page 2 of 17 B1 (Official Form 1)(1/08) Name of Debtor(s): Voluntary Petition Chastain, Carlee Mark Chastain, Nikki Ruth (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) Location Case Number: Date Filed: Where Filed: - None -Location Case Number: Date Filed: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: C C Construction, Inc. 09-00105-hb 1/07/09 District: Relationship: Judge: **South Carolina Debtor is President of Corp** Helen E. Burris Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, forms 10K and 10Q) with the Securities and Exchange Commission 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. X /s/ Robert H. Cooper May 5, 2009 Signature of Attorney for Debtor(s) (Date) Robert H. Cooper 5670 Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ■ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in П this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

Voluntary Petition

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

Name of Debtor(s):

Chastain, Carlee Mark Chastain, Nikki Ruth

Signatures

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

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

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

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

X /s/ Carlee Mark Chastain

Signature of Debtor Carlee Mark Chastain

X /s/ Nikki Ruth Chastain

Signature of Joint Debtor Nikki Ruth Chastain

Telephone Number (If not represented by attorney)

May 5, 2009

Date

Signature of Attorney*

X /s/ Robert H. Cooper

Signature of Attorney for Debtor(s)

Robert H. Cooper 5670

Printed Name of Attorney for Debtor(s)

Firm Name

Address

Telephone Number

May 5, 2009

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 Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

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 Foreign Representative

Printed Name of Foreign Representative

Date

Signature of Non-Attorney Bankruptcy Petition Preparer

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

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

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

Date

Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

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

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

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

Document

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B 1D(Official Form 1, Exhibit D) (12/08)

United States Bankruptcy Court

| | | District of South Carolina | | |
|-------|---|-----------------------------------|----------|----|
| In re | Carlee Mark Chastain Nikki Ruth Chastain | | Case No. | |
| | | Debtor(s) | Chapter | 11 |
| | | | | |

EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.] ____

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

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B 1D(Official Form 1, Exhibit D) (12/08) - Cont. □ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.] ☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.); □ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.); ☐ Active military duty in a military combat zone. □ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district. I certify under penalty of perjury that the information provided above is true and correct. Signature of Debtor: /s/ Carlee Mark Chastain Carlee Mark Chastain

Date: May 5, 2009

5/05/09 7:29PM

Document

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B 1D(Official Form 1, Exhibit D) (12/08)

United States Bankruptcy Court

| | | District of South Carolina | | |
|-------|---|-----------------------------------|----------|----|
| In re | Carlee Mark Chastain Nikki Ruth Chastain | | Case No. | |
| | | Debtor(s) | Chapter | 11 |
| | | | | |

EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.] ____

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

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B 1D(Official Form 1, Exhibit D) (12/08) - Cont. □ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.] ☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.); □ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.); ☐ Active military duty in a military combat zone. □ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district. I certify under penalty of perjury that the information provided above is true and correct. Signature of Debtor: /s/ Nikki Ruth Chastain Nikki Ruth Chastain

Date: May 5, 2009

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United States Bankruptcy Court District of South Carolina

| In re | Carlee Mark Chastain Nikki Ruth Chastain | | Case No. | |
|-------|---|---------------------|------------|---------|
| | | Debtor(s) | Chapter | 11 |
| | DISCLOSURE OF COMP | PENSATION OF ATTORM | NEY FOR DE | BTOR(S) |

Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-named debtor 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: For legal services, I have agreed to accept..... Prior to the filing of this statement I have received..... 6,980.50 Balance Due 8.019.50 2. 3. The source of the compensation paid to me was: Debtor ☐ Other (specify): The source of compensation to be paid to me is: Debtor ☐ Other (specify): 5. ■ 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. 6. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including: a. [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. 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. Dated: May 5, 2009 /s/ Robert H. Cooper Robert H. Cooper 5670

LOCAL OFFICIAL FORM 1002-1 TO SC LBR 1002-1

UNITED STATES BANKRUPTCY COURT DISTRICT OF SOUTH CAROLINA

NOTICE TO INDIVIDUAL CONSUMER DEBTOR

The purpose of this notice is to acquaint you with the four chapters of the United States Bankruptcy Code (Code) under which you may file a bankruptcy petition. The bankruptcy law is complicated and not easily described. Therefore, you should seek the advice of an attorney to learn of your rights and responsibilities under the law should you decide to file a petition with the court. Neither the judges nor the court's employees may provide you with legal advice.

Chapter 7: Liquidation (\$245 filing fee and \$39 administrative fee and \$15 trustee surcharge fee = \$299 total fee)

Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Under chapter 7, a trustee takes possession of all your property. You may claim certain of your property as exempt under governing federal and state law. The trustee then liquidates the property and uses the proceeds to pay your creditors according to priorities set by the Code.

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 Code, your discharge may be denied by the court, and the purpose for which you filed the bankruptcy petition will be defeated. Even if you receive a discharge, there are some debts that are not discharged under the law. Therefore, you may still be responsible for such debts including, but not limited to, certain taxes and student loans, alimony and child support, criminal restitution, and debts for death or personal injury caused by driving while intoxicated from alcohol or drugs.

Under certain circumstances you may keep property that you have purchased subject to valid security interest. Your attorney can explain the options that are available to you.

Chapter 11: Reorganization (\$1000 filing fee and \$39 administrative fee = \$1039 total fee)

Chapter 11 is designed primarily for the reorganization of a business but is also available to consumer debtors. Its provisions are complex and any decision to file a chapter 11 petition should be made in consultation with an attorney.

Chapter 12: Family Farmer (\$200 filing fee and \$39 administrative fee = \$239 total fee)

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

Chapter 13: Repayment of All or Part of the Debts of an Individual (\$235 filing fee and \$39 administrative fee = \$274 total fee)

Chapter 13 is designed for individuals with regular income who are temporarily unable to pay their debts but would like to pay them 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 Code.

Under chapter 13, you must file a plan with the court to repay your creditors all or part of the money that you owe them, using future earnings. Usually, the period allowed by the court to repay debts is three years, but not more than five years. Your plan must be approved by the court before it can take effect. Under chapter 13, unlike chapter 7, you may keep your property, both exempt and nonexempt, as long as you continue to make payments according to the plan.

After completion of payments under your plan, your debts are discharged except alimony and support payments, student loans, certain debts including criminal fines and restitution and debts for death or personal injury caused by driving while intoxicated from alcohol or drugs, and long term secured obligations.

| | <u>ACKNOWLEDGEMENT</u> | |
|--|------------------------------|--|
| | CASE NO | |
| I hereby certify that I have read this notice. | | |
| Date: May 5, 2009 | /s/ Carlee Mark Chastain | |
| | Debtor | |
| | /s/ Nikki Ruth Chastain | |
| | Joint Debtor (if applicable) | |

<u>INSTRUCTIONS</u>: If the debtor is an individual, a copy of this notice personally signed by the debtor must accompany any bankruptcy petition filed with the clerk. If filed by joint debtors, the notice must be personally signed by each.

Carlee Mark Chastain

LOCAL OFFICIAL FORM 1007-1(b) TO SC LBR 1007-1

United States Bankruptcy Court District of South Carolina

| In re | Nikki Ruth Chastain | | Case No. | |
|-------|--|---|------------------------------------|---|
| | | Debtor(s) | Chapter | 11 |
| | CERTIFIC | CATION VERIFYING CREDIT | TOR MATRIX | <u> </u> |
| CM/EC | aptcy Rule 1007-1 that the master m CF, or conventionally filed in a type | rney for the debtor if applicable, her nailing list of creditors submitted eithe ed hard copy scannable format which ents and lists which are being filed at thi | er on computer d has been compa | liskette, electronically filed via ared to, and contains identical |
| | Master mailing list of creditors subm | nitted via: | | |
| | (a) computer dis | skette | | |
| | (b) scannable ha (number of sheets submitted | | | |
| | (c) X electronic vers | sion filed via CM/ECF | | |
| Date: | May 5, 2009 | /s/ Carlee Mark Chastain | | |
| | | Carlee Mark Chastain | | |
| | | Signature of Debtor | | |
| Date: | May 5, 2009 | /s/ Nikki Ruth Chastain | | |
| | | Nikki Ruth Chastain | | |
| | | Signature of Debtor | | |
| Date: | May 5, 2009 | /s/ Robert H. Cooper | | |
| | | Signature of Attorney Robert H. Cooper 5670 | | |
| | | | | |
| | | Typed/Printed Name/Address/ | Telephone | |

5670

District Court I.D. Number

AG SOUTH FARM CREDIT 1325 PEARMAN DAIRY ROAD PO BOX 1537 ANDERSON SC 29622-1537

AMERICAN CONCRETE AND PRECAST INC PO BOX 4026 ANDERSON SC 29622

AMERICAN HONDA FINANCE CORP PO BOX 105027 ATLANTA GA 30348-5027

ANDERSON COUNTY TAX COLLECTOR P O BOX 4046 ANDERSON SC 29622

BELK PO BOX 981492 EL PASO TX 79998-1492

BELK PO BOX 960012 ORLANDO FL 32896-0012

BLUE RIDGE SAVINGS BANK INC C O JOHN F WYATT ESQ PO BOX 10007 GREENVILLE SC 29603

BLUE TARP FINANCIAL C O MCCARTHY BURGESS AND WOLFF 26000 CANNON ROAD CLEVELAND OH 44146

CAROLINA FIRST BANK PO BOX 1029 GREENVILLE SC 29602

CAROLINA SPECIALTY OF WILLIAMSTON LLC C O BRADLEY K RICHARDSON ESQ 1211 N MAIN STREET ANDERSON SC 29621 CENTRAL CREDIT SERVICES INC PO BOX 15118

JACKSONVILLE FL 32239-5118

CLAYTON TILE DISTRIBUTING CO C O CERTIFIED RECOVERY SERVICE INC 12 WAITE STREET STE B1 GREENVILLE SC 29607-3226

CRAIG ALLEN ESQ PO BOX 10854 GREENVILLE SC 29603

DAVID AND HOLLY SHANNON
C O BLACK BLACK AND MONTGOMERY LLC
9 WASHINGTON PARK
GREENVILLE SC 29601

DISCOVER CARD PO BOX 30943 SALT LAKE CITY UT 84130

FIRST CITIZENS
PO BOX 31068
CHARLOTTE NC 28231-1068

GBS LUMBER
PO BOX 159
MAULDIN SC 29662

GMAC PO BOX 380902 MINNEAPOLIS MN 55438

IRS
CENTRAL INSOLVENCY UNIT
PO BOX 21126
PHILADELPHIA PA 19114

IRS MDP 39 1835 ASSEMBLY ST RM 653 COLUMBIA SC 29201 JC PENNYS PO BOX 960090 ORLANDO FL 32896

JCPENNYS C O BKY DEPT 4580 PARADISE BLVD NW ALBURQUERQUE NM 87114

NATIONWIDE CREDIT 3600 E UNIVERSITY DR STE B 1350 PHOENIX AZ 85034

NCO FINANCIAL PO BOX 4906 DEPT 64 TRENTON NJ 08650

OFFICE OF THE SHERIFF ANDERSON COUNTY PO BOX 5497 ANDERSON SC 29623

REGIONS BANK C O LOUISE JOHNSON ESQ PO BOX 11889 COLUMBIA SC 29211

RMS
PO BOX 5471
MOUNT LAUREL NJ 08054

SC DEPT OF REV TAX PO BOX 125 COLUMBIA SC 29202-0125

SCOTT MCDOWELL C O RICHARD C MOORE PO BOX 606 SIMPSONVILLE SC 29681

SCOTT MCDOWELL 120 BENTWATER TRAIL SIMPSONVILLE SC 29680 SHELL CITI PO BOX 15687 WILMINGTON DE 19850

STEPHEN WILKERSON C O FOSTER LAW FIRM LLC PO BOX 2123 GREENVILLE SC 29602

STOCK BUILDING SUPPLY INC FORMERLY CAROLINA BUILDERS CORP C O STANLEY MCGUFFIN PO BOX 11889 COLUMBIA SC 29211

THE PALMETTO BANK C O SMITH MOORE LEATHERWOOD PO BOX 87 GREENVILLE SC 29602

THE PEOPLES NATIONAL BANK PO BOX 1989 EASLEY SC 29641

TUCKER MATERIALS
101 INDUSTRIAL BLVD
GREENVILLE SC 29607

WFNNB EXPRESS
PO BOX 659728
SAN ANTONIO TX 78265-9728

WORLD FINANCIAL NETWORK NATIONAL BANK PO BOX 182273 COLUMBUS OH 43218-2273 Case 09-03468-jw Doc 1 Filed 05/05/09 Entered 05/05/09 19:31:07 Desc Main

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B4 (Official Form 4) (12/07)

Carles Mark Chastein

United States Bankruptcy CourtDistrict of South Carolina

| In re | Nikki Ruth Chastain | | Case No. | |
|-------|---------------------|-----------|----------|----|
| | | Debtor(s) | Chapter | 11 |

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

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

| (1) | (2) | (3) | (4) | (5) |
|---|---|---|---|--|
| Name of creditor and complete mailing address including zip code | Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted | Nature of claim (trade debt, bank loan, government contract, etc.) | Indicate if claim is contingent, unliquidated, disputed, or subject to setoff | Amount of claim [if secured, also state value of security] |
| Anderson County Tax Collector P.O. Box 4046 Anderson, SC 29622 | Anderson County Tax Collector P.O. Box 4046 Anderson, SC 29622 | Property Taxes | | 2,000.00 |
| Belk PO Box 981492 El Paso, TX 79998-1492 | Belk PO Box 981492 El Paso, TX 79998-1492 | Credit Card | | 900.00 |
| Blue Tarp Financial c/o McCarthy Burgess and Wolff 26000 Cannon Road Cleveland, OH 44146 | Blue Tarp Financial c/o McCarthy Burgess and Wolff 26000 Cannon Road Cleveland, OH 44146 | Business debt with possible personal guarantee, | | 1,662.00 |
| Carolina Specialty of Williamston, LLC c/o Bradley K. Richardson, Esq. 1211 N. Main Street Anderson, SC 29621 | Carolina Specialty of Williamston, LLC c/o Bradley K. Richardson, Esq. 1211 N. Main Street Anderson, SC 29621 | Business debt with possible personal guarantee. | Contingent Unliquidated | Unknown |
| Central Credit Services, Inc. PO Box 15118 Jacksonville, FL 32239-5118 | Central Credit Services, Inc. PO Box 15118 Jacksonville, FL 32239-5118 | Collection Account for GE Capital | | 4,487.00 |
| Clayton Tile Distributing Co. c/o Certified Recovery Service, Inc. 12 Waite Street Ste B1 Greenville, SC 29607-3226 | Clayton Tile Distributing Co. c/o Certified Recovery Service, Inc. 12 Waite Street Ste B1 Greenville, SC 29607-3226 | Business debt with possible personal guarantee. | | 10,609.00 |
| David and Holly Shannon c/o Black Black and Montgomery LLC 9 Washington Park Greenville, SC 29601 | David and Holly Shannon c/o Black Black and Montgomery LLC 9 Washington Park Greenville, SC 29601 | Business debt with possible personal guarante. | Unliquidated Disputed | Unknown |
| Discover Card PO Box 30943 Salt Lake City, UT 84130 | Discover Card PO Box 30943 Salt Lake City, UT 84130 | Credit Card | | 5,253.00 |

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Carlee Mark Chastain
In re Nikki Ruth Chastain

| | Case No. | |
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| Debtor(s) | | |

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

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| Name of creditor and complete mailing address including zip code | Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted | Nature of claim (trade debt, bank loan, government contract, etc.) | Indicate if claim is contingent, unliquidated, disputed, or subject to setoff | Amount of claim [if secured, also state value of security] |
| GMAC PO Box 380902 Minneapolis, MN 55438 | GMAC PO Box 380902 Minneapolis, MN 55438 | Voluntarily surrendered 2006 Denali before end of lease, deficiency amount. | | 16,899.00 |
| IRS Central Insolvency Unit PO Box 21126 Philadelphia, PA 19114 | IRS Central Insolvency Unit PO Box 21126 Philadelphia, PA 19114 | CC Construction Withholding Taxes plus penalties and interest | | 10,000.00 |
| IRS Central Insolvency Unit PO Box 21126 Philadelphia, PA 19114 | IRS Central Insolvency Unit PO Box 21126 Philadelphia, PA 19114 | Personal Income Tax | | 8,173.00 |
| JCPennys C/O Bky Dept 4580 Paradise Blvd NW Alburquerque, NM 87114 | JCPennys C/O Bky Dept 4580 Paradise Blvd NW Alburquerque, NM 87114 | Unsecured Credit Card | | 273.00 |
| Regions Bank c/o Louise Johnson, Esq. PO Box 11889 Columbia, SC 29211 | Regions Bank c/o Louise Johnson, Esq. PO Box 11889 Columbia, SC 29211 | Foreclosure action regarding two parcels of property owned by CC Construction, Inc. with possible personal guarantee. | Contingent Unliquidated | Unknown |
| RMS PO Box 5471 Mount Laurel, NJ 08054 | RMS PO Box 5471 Mount Laurel, NJ 08054 | Collection action for Waste Industries, Inc. Business debt with possible personal guarantee. | | 303.00 |
| SC Dept of Rev. & Tax PO Box 125 Columbia, SC 29202-0125 | SC Dept of Rev. & Tax PO Box 125 Columbia, SC 29202-0125 | CC Construction Withholding Taxes | | 1,500.00 |
| SC Dept of Rev. & Tax PO Box 125 Columbia, SC 29202-0125 | SC Dept of Rev. & Tax PO Box 125 Columbia, SC 29202-0125 | Personal Income Taxes | | 4,348.00 |
| Scott McDowell c/o Richard C. Moore PO Box 606 Simpsonville, SC 29681 | Scott McDowell c/o Richard C. Moore PO Box 606 Simpsonville, SC 29681 | Business debt with possible personal guarantee. | Unliquidated Disputed | Unknown |
| Shell - Citi PO Box 15687 Wilmington, DE 19850 | Shell - Citi PO Box 15687 Wilmington, DE 19850 | Collection Account | | 1,996.00 |

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| Name of creditor and complete mailing address including zip code | Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted | Nature of claim (trade debt, bank loan, government contract, etc.) | Indicate if claim is contingent, unliquidated, disputed, or subject to setoff | Amount of claim [if secured, also state value of security] |
| Stephen Wilkerson c/o Foster Law Firm, LLC PO Box 2123 Greenville, SC 29602 | Stephen Wilkerson c/o Foster Law Firm, LLC PO Box 2123 Greenville, SC 29602 | Collection Action | Contingent Unliquidated Disputed | 1,259.00 |
| WFNNB - Express PO Box 659728 | WFNNB - Express PO Box 659728 | Credit Card | | 265.00 |

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

We, **Carlee Mark Chastain** and **Nikki Ruth Chastain**, the debtors in this case, declare under penalty of perjury that we have read the foregoing list and that it is true and correct to the best of our information and belief.

| Date | May 5, 2009 | Signature | /s/ Carlee Mark Chastain |
|------|-------------|-----------|--------------------------|
| | | | Carlee Mark Chastain |
| | | | Debtor |
| Date | May 5, 2009 | Signature | /s/ Nikki Ruth Chastain |
| | | - | Nikki Ruth Chastain |
| | | | Joint Debtor |

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.