Case 11-03591-hb Doc 1 Filed 06/02/11 Entered 06/02/11 20:47:16 Desc Main 6/02/11 8:43PM Document Page 1 of 13

B1 (Official For	m 1)(4/10	0)				Jannon		90 . 0.					
		,	United S Dis		Bankr f South						Vo	luntary	Petition
Name of Debto Kobe Real			er Last, First,	Middle):			Name	of Joint De	ebtor (Spouse	e) (Last, First	, Middle):		
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):						used by the J maiden, and			8 years				
Last four digits (if more than one, sta		ec. or Indi	vidual-Taxpa	yer I.D. (ITIN) No./C	Complete E	Last f	our digits o	f Soc. Sec. or	r Individual-'	Taxpayer I	.D. (ITIN) No	o./Complete EIN
Street Address of 212 Hamm Greenwood	of Debtor ond Rd		Street, City, a	and State)	:	ZIP Code		Address of	Joint Debtor	(No. and St	reet, City,	and State):	ZIP Code
					2	29646							237 0040
County of Resid	d		•					•	ence or of the	•			
Mailing Addres	s of Debto	or (if diffe	rent from stre	eet addres	s):		Mailii	ng Address	of Joint Debt	or (if differe	nt from str	eet address):	
					_	ZIP Code	;						ZIP Code
Location of Prir (if different from	Location of Principal Assets of Business Debtor (if different from street address above):												
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.)		form. LLP) oove entities,	Nature of Business (Check one box) ☐ Health Care Business ☐ Single Asset Real Estate as def in 11 U.S.C. § 101 (51B) ☐ Railroad ☐ Stockbroker ☐ Commodity Broker ☐ Clearing Bank ☐ Other				☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt	the I er 7 er 9 er 11 er 12	Petition is Fi	hapter 15 l a Foreign hapter 15 l	Petition for R Main Procee Petition for R Nonmain Pro	ecognition eding ecognition	
		ty below.)	Tax-Exempt Entity (Check box, if applicable) □ Debtor is a tax-exempt organiz under Title 26 of the United St Code (the Internal Revenue Co		ed States	defined "incurr	are primarily co l in 11 U.S.C. § ed by an indivi onal, family, or	onsumer debts § 101(8) as idual primarily	for	_	are primarily ess debts.		
_	Fili	ng Fee (Cl	neck one box)			one box:		-	ter 11 Debt			
☐ 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 unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. ☐ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.				Debtor is not if: Debtor's agg are less than all applicabl A plan is bei Acceptances	a small busing regate nonco \$2,343,300 (color boxes: a filed with of the plan w		defined in 11 to atted debts (exort to adjustment) are petition from	U.S.C. § 101 cluding debt t on 4/01/13	(51D). as owed to inside and every three	ders or affiliates) we years thereafter). editors,			
Statistical/Administrative Information 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.				USE ONLY									
1- 5	ber of Cre	editors 100- 199	200-	1,000- 5,000	5,001- 10,000	10,001- 25,000	25,001- 50,000	50,001- 100,000	OVER 100,000				
\$50,000 \$	550,001 to 6100,000	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion				
Estimated Liabi SO to \$ \$50,000 \$	_	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion					

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B1 (Official Form 1)(4/10) Name of Debtor(s): **Voluntary Petition** Kobe Real Estate, LLC (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Case Number: Date Filed: Location Where Filed: - None -Date Filed: Location Case Number: 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: See Attachment District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b). and is requesting relief under chapter 11.) ☐ Exhibit A is attached and made a part of this petition. Signature of Attorney for Debtor(s) (Date) **Exhibit C** Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) ☐ Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. П Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

B1 (Official Form 1)(4/10)

Document

Page 3 of 13

Voluntary Petition

Name of Debtor(s): Kobe Real Estate, LLC

Signatures

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

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.

Signature of Debtor

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

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)

The Cooper Law Firm

Firm Name

3523 Pelham Rd., Suite B Greenville,, SC 29615

Address

thecooperlawfirm@thecooperlawfirm.com 864-271-9911 Fax: 864-232-5236

Telephone Number

June 2, 2011

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.

X /s/ Keith A. Kobe

Signature of Authorized Individual

Keith A. Kobe

Printed Name of Authorized Individual

Member

Title of Authorized Individual

June 2, 2011

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.)

	_			
٩	٧	v	•	
	١,	8		

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.

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In re	Kobe Real Estate, LLC	Case No
	•	•

Debtor

FORM 1. VOLUNTARY PETITION Pending Bankruptcy Cases Filed Attachment

Name of Debtor / District Case No. / Relationship Date Filed / Judge

Janice Kay Kobe11-00721-hb02/04/11District of South CarolinaMember/Owner 50%Helen E. Burris

Keith Arnold Kobe 11-00721-hb 02/04/11
District South Carolina Member/Owner 50% Helen E. Burris

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United States Bankruptcy Court District of South Carolina

	D	istrict of South Carolina		
In re	Kobe Real Estate, LLC		Case No.	
		Debtor(s)	Chapter	
	DISCLOSURE OF COMPE	ENSATION OF ATTOI	RNEY FOR DI	EBTOR(S)
	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy R compensation paid to me within one year before the file be rendered on behalf of the debtor(s) in contemplation	ling of the petition in bankruptcy	y, or agreed to be pai	d to me, for services rendered or to
	For legal services, I have agreed to accept		\$	15,000.00
	Prior to the filing of this statement I have received			15,000.00
	Balance Due		\$	0.00
2.	\$			
3.	The source of the compensation paid to me was:			
	■ Debtor □ Other (specify):			
4.	The source of compensation to be paid to me is:			
	■ Debtor □ Other (specify):			
5.	■ I have not agreed to share the above-disclosed com	pensation with any other person	unless they are mem	bers and associates of my law firm.
	☐ I have agreed to share the above-disclosed compensopy of the agreement, together with a list of the na			
6.	In return for the above-disclosed fee, I have agreed to r	render legal service for all aspect	ts of the bankruptcy o	ease, including:
	a. Analysis of the debtor's financial situation, and rend b. Preparation and filing of any petition, schedules, sta c. Representation of the debtor at the meeting of credid. [Other provisions as needed] Negotiations with secured creditors to reaffirmation agreements and applicati 522(f)(2)(A) for avoidance of liens on he	atement of affairs and plan which tors and confirmation hearing, an reduce to market value; ex- tions as needed; preparation	n may be required; nd any adjourned hea emption planning	rings thereof;
7.	By agreement with the debtor(s), the above-disclosed for Representation of the debtors in any diany other adversary proceeding.			es, relief from stay actions or
		CERTIFICATION		
	I certify that the foregoing is a complete statement of an ankruptcy proceeding.	ny agreement or arrangement for	payment to me for re	epresentation of the debtor(s) in
Date	i: <u>June 2, 2011</u>	/s/ Robert H. Coo		
		Robert H. Coope The Cooper Law 3523 Pelham Rd. Greenville,, SC 2 864-271-9911 Fa	Firm , Suite B 9615	

the cooper law firm @the cooper law firm.com

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B4 (Official Form 4) (12/07)

United States Bankruptcy Court District of South Carolina

In re	Kobe Real Estate, LLC			
		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]
GE Money Bank c/o Midland Credit Management Po Box 939019 San Diego, CA 92193	GE Money Bank c/o Midland Credit Management Po Box 939019 San Diego, CA 92193	FactoringCompany Account Ge Money Bank	Disputed	3,202.00
Elliott-Davis, LLC PO Box 6286 Greenville, SC 29606	Elliott-Davis, LLC PO Box 6286 Greenville, SC 29606	Judgement for UnPaid Accounting Services against: Kobe Real Estate, LLC.: \$1,350.00	Disputed	1,350.00
Bank Of America Po Box 17054 Wilmington, DE 19850	Bank Of America Po Box 17054 Wilmington, DE 19850	** Notice Purpose ** 29,267.00	Unliquidated	Unknown
Greenwood County Tax Collector 528 Monument Street Suite 101 Greenwood, SC 29646	Greenwood County Tax Collector 528 Monument Street Suite 101 Greenwood, SC 29646	** Notice Purpose **		Unknown
Internal Revenue Service Insolvency Group 6 MDP 39 1835 Assembly Street Columbia, SC 29201	Internal Revenue Service Insolvency Group 6 MDP 39 Columbia, SC 29201	** Notice Purpose **		Unknown
Palmetto Bank 701 Montague Avenue Greenwood, SC 29646	Palmetto Bank 701 Montague Avenue Greenwood, SC 29646			Unknown (Unknown secured)
SC Dept of Rev. & Tax PO Box 12265 Columbia, SC 29211	SC Dept of Rev. & Tax PO Box 12265 Columbia, SC 29211	** Notice Purpose		Unknown
The Bureaus Inc 1717 Central St Evanston, IL 60201	The Bureaus Inc 1717 Central St Evanston, IL 60201	** Notice Purpose ** 11,195.00	Unliquidated	Unknown
Tnb-visa Po Box 560284 Dallas, TX 75356	Tnb-visa Po Box 560284 Dallas, TX 75356	** Notice Purpose ** 15,166.00	Unliquidated	Unknown

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B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	Kobe Real Estate, LLC	Case No.	
	Debtor(s)		

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
-	DECL ADAMIONATION DEL	•		

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

I, the Member of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date	June 2, 2011	Signature	/s/ Keith A. Kobe
		-	Keith A. Kobe
			Member

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.

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

United States Bankruptcy CourtDistrict of South Carolina

In re	Kobe Real Estate, LLC		Case No.	
		Debtor(s)	Chapter 11	
	CERTIFICA	ATION VERIFYING CREDIT	OR MATRIX	
CM/E	The above named debtor, or attornuptcy Rule 1007-1 that the master ma CF, or conventionally filed in a type cation to, the debtor's schedules, statemen	l hard copy scannable format which	er on computer diskette, electronica has been compared to, and conta	lly filed via ins identical
	Master mailing list of creditors submi-	tted via:		
	(a) computer disk	rette		
	(b) scannable har (number of sheets submitted	1.		
	(c) X electronic version	on filed via CM/ECF		
Date:	June 2, 2011	/s/ Keith A. Kobe		
		Keith A. Kobe/Member Signer/Title		
Date:	June 2, 2011	/s/ Robert H. Cooper		
		Signature of Attorney		
		Robert H. Cooper 5670 The Cooper Law Firm		
		3523 Pelham Rd., Suite B		
		Greenville,, SC 29615		
		864-271-9911 Fax: 864-232-		
		Typed/Printed Name/Address/	l'elephone	

5670

District Court I.D. Number

America Express P.O. Box 7804 Fort Lauderdale FL 33329-7804

Bank Of America Po Box 17054 Wilmington DE 19850

Chase P.o. Box 15298 Wilmington DE 19850

Citibank Usa Citicard Credit Srvs/Centralized Bankrup Po Box 20507 Kansas City MO 64195

Elliott-Davis, LLC PO Box 6286 Greenville SC 29606

GE Money Bank c/o Midland Credit Management Po Box 939019 San Diego CA 92193

Greenwood County Tax Collector 528 Monument Street Suite 101 Greenwood SC 29646

Greenwood Realty Inc. Renee' Simchon Greenwood SC 29649

Hsbc Bank Po Box 5253 Carol Stream IL 60197

HSBC Bank c/o Ltd Financial Svcs Lp 7322 Southwest Fwy Ste 1 Houston TX 77074 Internal Revenue Service Insolvency Group 6 MDP 39 1835 Assembly Street Columbia SC 29201

INTERNAL REVENUE SERVICE CENTRALIZED INSOLVENCY OPERATIONS PO BOX 21126 PHILADELPHIA PA 19114-0326

Manning Law Firm 315 West Cambridge Ave. Greenwood SC 29646

Metal Garage, Inc. Gonzalo Chavez Magnoir Castillo 2441 Hwy 72/221 E. Greenwood SC 29649

Nicholson & Anderson Attys. PO Box 457 Greenwood SC 29648

Palmetto Bank 701 Montague Avenue Greenwood SC 29646

Palmetto Bank 301 Hillcrest Dr Laurens SC 29360

Palmetto Bank c/o Roe Cassidy Coates & Price, PA PO Box 10529 Greenville SC 29603

Palmetto Bank/Korn Law c/o Korn Law Firm Attn.: John Kelchner, Esq. P.O. Box 11264 Columbia SC 29211-1264

Portfolio RC aka. Ge Money Bank Attn: Bankruptcy Po Box 41067 Norfolk VA 23541

Renee' Simchon Greenwood SC 29649

S.C. Employment Security Commission P.O. Box 995 Columbia SC 29202

SC Dept of Rev. & Tax PO Box 12265 Columbia SC 29211

The Bureaus Inc 1717 Central St Evanston IL 60201

Tnb-visa Po Box 560284 Dallas TX 75356

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United States Bankruptcy Court

	District of South Carolin	a	
re Kobe Real Estate, LLC		Case No	
	Debtor	, Chapter	11
	F EQUITY SECURIT		
Following is the list of the Debtor's equity security: Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
None			
DECLARATION UNDER PENALTY (
I, the Member of the corporation na foregoing List of Equity Security Holder			

18 U.S.C §§ 152 and 3571.

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United States Bankruptcy CourtDistrict of South Carolina

In re Kobe Real Estate, LLC		Case No.	
	Debtor(s)	Chapter	11
CORPORATE	OWNERSHIP STATEMENT (RULE 7007.1)	
Pursuant to Federal Rule of Bankruptcy Proc	edure 7007.1 and to enable the Ju	dges to evaluate	e possible disqualification
or recusal, the undersigned counsel for Kob			
following is a (are) corporation(s), other than			
more of any class of the corporation's(s') equ	ity interests, or states that there ar	e no entities to	report under FRBP 7007.1:
■ None [<i>Check if applicable</i>]			
rene [eneen y upplicate]			
June 2, 2011	/s/ Robert H. Cooper		
Date	Robert H. Cooper 5670		
	Signature of Attorney or Litiga		
	Counsel for Kobe Real Estate	, LLC	
	The Cooper Law Firm 3523 Pelham Rd., Suite B		
	3525 Femani Ru., Suite B		

Greenville,, SC 29615

864-271-9911 Fax:864-232-5236

thecooperlawfirm@thecooperlawfirm.com