#### Entered 09/20/13 15:06:49 Desc Main Case 13-05531-hb Doc 1 Filed 09/20/13 Document Page 1 of 9

United States Bankruptcy Court **District of South Carolina** 

IN RE: Case No. Lucy's Playhouse, LLC Chapter 11 Debtor(s) DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR 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(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: For legal services, I have agreed to accept ......\$ \_\_\_ 5,000.00 Prior to the filing of this statement I have received \$ Balance Due .....\$ 5,000.00 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): 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. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including: Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy; Preparation and filing of any petition, schedules, statement of affairs and plan which may be required; Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof; Representation of the debtor in adversary proceedings and other contested bankruptcy matters; [Other provisions as needed] 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 proceeding.

**September 20, 2013** 

/s/ J. Carolyn Stringer

Date

J. Carolyn Stringer Dist. Ct. ID#1005 Stringer Law Debt Relief Agency,Post Office Box 25345 Columbia, SC 29224 (803) 786-1405 Fax: (803) 786-1406 jcarolynstringer@sc.rr.com

#### UNITED STATES BANKRUPTCY COURT

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

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

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

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

#### 1. Services Available from Credit Counseling Agencies

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

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

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

#### **Chapter 7:** Liquidation (\$245 filing fee, \$46 administrative fee, \$15 trustee surcharge: Total fee \$306)

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

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

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

B201A (Form 201A) (11/11)

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

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

## <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$46 administrative fee: Total fee \$281)

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

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

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

#### Chapter 11: Reorganization (\$1000 filing fee, \$46 administrative fee: Total fee \$1046)

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

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$46 administrative fee: Total fee \$246)

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

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

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

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

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Case 13-05531-hb Doc 1 Filed 09/20/13 Entered 09/20/13 15:06:49 Desc Main Document Page 4 of 9

United States Bankruptcy Co District of South Carolina					<del>+ 01-3</del>			Vol	untary Petition
Name of Debtor (if individual, enter Last, First, Middle): Lucy's Playhouse, LLC				Name of Jo	Name of Joint Debtor (Spouse) (Last, First, Middle):				
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):						ne Joint Debtor i nd trade names)		years	
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) /Complete EIN (if more than one, state all): 75-3232724					Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) /Complete EIN (if more than one, state all):				
Street Address of Debtor (No. & Street, City, State & Zip Code): 6800 Shakespeare Road			Street Add	Street Address of Joint Debtor (No. & Street, City, State & Zip Code):					
Columbia, SC	ZIPCODE	292	23		ZIPCODE				
County of Residence or of the Principal Place of Bu	isiness:			County of	County of Residence or of the Principal Place of Business:				
Mailing Address of Debtor (if different from street	address)			Mailing A	Mailing Address of Joint Debtor (if different from street address):				
	ZIPCODE	Ξ						[:	ZIPCODE
Location of Principal Assets of Business Debtor (if		m stre	et address	above):					
6800 Shakespeare Road, Columbia, S	C							:	ZIPCODE <b>29223</b>
Type of Debtor (Form of Organization)		Nature of Bu (Check one (Check one (Check one) Health Care Business Single Asset Real Estate U.S.C. § 101(51B) Railroad Stockbroker Commodity Broker					the Petitio	n is Filed (	Code Under Which (Check one box.)
(Check <b>one</b> 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,	Singl U.S. Railr Stocl				n 11	Chapter 7 ☐ Chapter 15 Petition for Recognition of a Foreign Main Proceeding Chapter 12 ☐ Chapter 13 ☐ Chapter 13 ☐ Recognition of a Foreign Nonmain Proceeding			
check this box and state type of entity below.)	Clear	ring B	Bank					Nature of	
Chapter 15 Debtor Country of debtor's center of main interests:	_   <b>V</b> Othe	Other  Tax-Exempt					ebts are primarilots, defined in 1		
Each country in which a foreign proceeding by, regarding, or against debtor is pending:	Title	(Check box, if a  Debtor is a tax-exempt Title 26 of the United S Internal Revenue Code)				§ 101(8) as "incurred by an individual primarily for a personal, family, or household purpose."			
Filing Fee (Check one box)						Chaj	pter 11 Debtors	S	
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			is a small busing is not a small busing saggregate nonco	box: s a small business debtor as defined in 11 U.S.C. § 101(51D). s not a small business debtor as defined in 11 U.S.C. § 101(51D). aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less 43,300 (amount subject to adjustment on 4/01/13 and every three years thereafter).					
☐ Filing Fee waiver requested (Applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B. ☐ Accepta			applicable box is being filed w	applicable boxes: s being filed with this petition nees of the plan were solicited prepetition from one or more classes of creditors, in nee with 11 U.S.C. § 1126(b).					
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.									
	000-	5,001 10,00	-	10,001- 25,000	25,001- 50,000		50,001- 100,000	Over 100,000	
Estimated Assets  So to \$50,001 to \$100,001 to \$500,001 to \$100,000 \$500,000 \$1 million \$1	,000,001 to		00,001	50,000,001 to	\$100,00 to \$500		\$500,000,001 to \$1 billion	More than	
Estimated Liabilities  So to \$50,001 to \$100,001 to \$500,001 to \$1					\$100,00	00,001	\$500,000,001	☐ More than	n

\$50,000 \$100,000 \$500,000 \$1 million \$10 million to \$50 million to \$50 million to \$10 million \$10 million to \$10 million \$10 m

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Name of Debtor: None	Case Number:	Date Filed:	
District:	Relationship:	Judge:	
Exhibit A  (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)  Exhibit A is attached and made a part of this petition.	whose debt I, the attorney for the peti that I have informed the chapter 7, 11, 12, or 13 explained the relief avail that I delivered to the debt	Exhibit B  Inpleted if debtor is an individition in the foregoing petitioner that [he or she] may be a fitted by the fitted of the foregoing petitioner that he or she] may be able under each such chapter of the notice required by 11	ts.) g petition, declare ay proceed under Code, and have I further certify
	Signature of Attorney for D	ebtor(s)	Date
☐ Yes, and Exhibit C is attached and made a part of this petition.  ✓ No  Exhil  (To be completed by every individual debtor. If a joint petition is filed, ea		and attach a separate Exhibit	D.)
Exhibit D completed and signed by the debtor is attached and made		and account a separate Zimon	2.,
If this is a joint petition:  Exhibit D also completed and signed by the joint debtor is attached.	ed a made a part of this pet	ition.	
Information Regardin (Check any ap  ✓ Debtor has been domiciled or has had a residence, principal place of preceding the date of this petition or for a longer part of such 180	oplicable box.) of business, or principal asso		simmediately
	☐ There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.		
	partner, or partnership pend	· ·	
	ace of business or principal out is a defendant in an action	on or proceeding [in a federal	

(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

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

Entered 09/20/13 15:06:49

Page 5 of 9

Name of Debtor(s):

Case Number:

Case Number:

Lucy's Playhouse, LLC

Desc Main

Date Filed:

Date Filed:

Page 2

Case 13-05531-hb B1 (Official Form 1) (12/11)

filing of the petition.

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

**Voluntary Petition** 

Location

Location

Where Filed:

Where Filed: None

Doc 1

Filed 09/20/13

All Prior Bankruptcy Case Filed Within Last 8 Years (If more than two, attach additional sheet)

Document

[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. §

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

Х

Signature of Debtor

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

#### Signature of Attorney\*

X /s/ J. Carolyn Stringer

Signature of Attorney for Debtor(s)

J. Carolyn Stringer Dist. Ct. ID#1005 Stringer Law Debt Relief Agency, Post Office Box 25345 Columbia, SC 29224 (803) 786-1405 Fax: (803) 786-1406 jcarolynstringer@sc.rr.com

#### September 20, 2013

\*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/ Darnet W. Pearsdon

Signature of Authorized Individual

#### Darnet W. Pearsdon

Printed Name of Authorized Individual

#### Owner

Title of Authorized Individual

#### **September 20, 2013**

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.

	X
ı	

Signature of Foreign Representative

Printed Name of Foreign Representative

#### **Signature of Non-Attorney Petition Preparer**

I declare under penalty of perjury that: 1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; 2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h) and 342(b); 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 bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address

Signature

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.

### B4 (Official Coase 13,05531-hb Doc 1 Filed 09/20/13 Entered 09/20/13 15:06:49 Desc Main

Document Page 7 of 9 United States Bankruptcy Court District of South Carolina

IN RE:		Case No.
Lucy's Playhouse, LLC		Chapter 11
	Debtor(s)	

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

Internal Revenue Service Centralized Insolvency Operations PO Box 7346 Philadelphia, PA 19101-7346

Date: September 20, 2013

940 and 941 192,607.00 taxes

#### 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 and that it is true and correct to the best of my information and belief.

-		
	Darnet W. Pearsdon, Owner	
		(Print Name and Title)

Signature: /s/ Darnet W. Pearsdon

# Case 13-05531-hb Doc 1 Filed 09/20/13 Entered 09/20/13 15:06:49 Desc Main Document Page 8 of 9 United States Bankruptcy Court

**District of South Carolina** 

IN RE:	Case No
Lucy's Playhouse, LLC	Chapter 11
Debtor(s)	* -

#### CERTIFICATION VERIFYING CREDITOR MATRIX

Rule 1007-1 that the master mailing list of creditors submitt	ble, hereby certifies pursuant to South Carolina Local Bankruptcy ted either on computer diskette, electronically filed via CM/ECF at which has been compared to, and contains identical informationing filed at this time or as they currently exist in draft form.
Master mailing list of creditors submitted via:	
(a) computer diskette	
(b) scannable hard copy ( number of sheets submitted	d:)
(c) <u>√</u> electronic version filed via CM/ECF	
Date: September 20, 2013	/s/ Darnet W. Pearsdon
	Signature of Debtor
	Signature of Debtor
	/s/ J. Carolyn Stringer
	Signature of Attorney
	J. Carolyn Stringer Dist. Ct. ID#1005

Stringer Law Debt Relief Agency,Post Office Box 25345 Columbia, SC 29224 (803) 786-1405 Fax: (803) 786-1406 jcarolynstringer@sc.rr.com

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Internal Revenue Service Centralized Insolvency Operations PO Box 7346 Philadelphia, PA 19101-7346

IRS Chief, Insolvency, Group 4 1835 Assembly Street, M/S MDP Columbia, SC 29201

SC Department of Revenue P O Box 12265 Columbia, SC 29211

U.S. Dept. Of Justice Office Of The Attorney General 950 Pennsylvania Avenue NW Washington, DC 20530-0001

United States Attorney 1444 Main Street Columbia, SC 29201