Case 15-00401 Doc 1 Filed 01/26/15 Entered 01/26/15 18:09:25 Desc Main Document Page 1 of 11

| | l States Ba District of So | | | | - | | | Voluntary | Petition |
|--|---|---|--|--|--|---|--|--------------------------|-----------------------------------|
| Name of Debtor (if individual, enter Last, Fir Steven E. Lanham, DDS, PA | st, Middle): | | | Name | of Joint De | ebtor (Spouse) |) (Last, First, | Middle): | |
| All Other Names used by the Debtor in the last (include married, maiden, and trade names): DBA Healthy Smilz; DBA The Sou Center; DBA Dr. Steven E. Lanhar | th Carolina [| | | | | used by the J maiden, and | | in the last 8 years | |
| Last four digits of Soc. Sec. or Individual-Tax (if more than one, state all) 30-0008454 | payer I.D. (ITIN |)/Complet | e EIN | | our digits of than one, state | | Individual-T | Γaxpayer I.D. (ITIN) No | o./Complete EIN |
| Street Address of Debtor (No. and Street, City 2020 Laurel Street Columbia, SC | , and State): | | IP Code | Street | Address of | Joint Debtor | (No. and Str | reet, City, and State): | ZIP Code |
| County of Residence or of the Principal Place | of Business: | 292 | 204 | Count | y of Reside | ence or of the | Principal Pla | ace of Business: | |
| Mailing Address of Debtor (if different from s 220 Tattlers Trail Irmo, SC Location of Principal Assets of Business Debt | , | 290 29 0 Laurel \$ | | Mailin | g Address | of Joint Debte | or (if differer | nt from street address): | ZIP Code |
| (if different from street address above): | Colur | nbia, SC | 29204 | | | | | | |
| 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.) Chapter 15 Debtors Country of debtor's center of main interests: | Health Ca | ker ity Broker Bank x-Exempled box, if a | e box) ess Estate as c (51B) t Entity applicable) | | | the F er 7 er 9 er 11 er 12 | Petition is File Character Character Character Character Checkensumer debts, | | ecognition eding ecognition |
| Each country in which a foreign proceeding by, regarding, or against debtor is pending: | under Title Code (the | e 26 of the I | United Stat | es | "incurr | ed by an indivi- nal, family, or l | dual primarily household pur | pose." | |
| Filing Fee (Check one b Full Filing Fee attached Filing Fee to be paid in installments (applicable attach signed application for the court's consider debtor is unable to pay fee except in installment Form 3A. Filing Fee waiver requested (applicable to chapt attach signed application for the court's consider | to individuals only ation certifying tha s. Rule 1006(b). Se er 7 individuals on | e Official | Check al | bbtor is a sn bbtor is not bbtor's aggre less than S I applicable plan is beir ceptances | egate nonco 62,490,925 (as boxes: ag filed with of the plan w | debtor as defin ness debtor as d ntingent liquida amount subject this petition. | defined in 11 United debts (exc to adjustment | | e years thereafter). |
| Statistical/Administrative Information ■ Debtor estimates that funds will be available Debtor estimates that, after any exempt pruthere will be no funds available for distrib | operty is exclude | d and adn | ninistrativ | | es paid, | | THIS | SPACE IS FOR COURT | USE ONLY |
| Estimated Number of Creditors | 1,000- 5,000 10,0 | 01- 000 25 | ,001- | 25,001- 50,000 | 50,001- 100,000 | OVER 100,000 | | | |
| Estimated Assets Stop | \$1,000,001 \$10,000 to \$10 to \$50 million milli | 50 to 5 | 0,000,001 S \$100 t | 3100,000,001 o \$500 nillion | \$500,000,001 to \$1 billion | | | | |
| Estimated Liabilities | \$1,000,001 \$10,000 to \$10 million million | 50 to 5 | 0,000,001 S \$100 t | 3100,000,001 o \$500 million | \$500,000,001 to \$1 billion | | | | |

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B1 (Official Form 1)(04/13) Page 2 Name of Debtor(s): Voluntary Petition Steven E. Lanham, DDS, PA (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: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) I, the attorney for the petitioner named in the foregoing petition, declare that I (To be completed if debtor is required to file periodic reports (e.g., 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. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included with this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

Voluntary Petition

Page 3 of 11

B1 (Official Form 1)(04/13)

(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.

| K | |
|---|---|
| _ | Signature of Debtor |
| K | |
| | Signature of Joint Debtor |
| | |
| | Telephone Number (If not represented by attorney) |

Signature of Attorney*

X <u>/s/ Robert H. Cooper</u>

Signature of Attorney for Debtor(s)

Robert H. Cooper #5670

Printed Name of Attorney for Debtor(s)

The Cooper Law Firm

Firm Name

Date

150 Milestone Way, Ste. C Greenville,, SC 29615

Address

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

Telephone Number

January 26, 2015

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/ Steven E. Lanham

Signature of Authorized Individual

Steven E. Lanham

Printed Name of Authorized Individual

President

Title of Authorized Individual

January 26, 2015

Date

Name of Debtor(s):

Steven E. Lanham, DDS, PA

Signatures

Signature of a Foreign Representative

Page 3

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.

| T 7 | |
|------------|--|
| V | |
| Δ | |

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.

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United States Bankruptcy Court District of South Carolina

| In re | Steven E. Lanham, DDS, PA | | Case No. | |
|-------|---------------------------|-----------|----------|----|
| | | Debtor(s) | Chapter | 11 |

STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

I, Steven E. Lanham, declare under penalty of perjury that I am the President of Steven E. Lanham, DDS, PA, 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 26th day of January, 2015.

"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 **Steven E. Lanham**, **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 **Steven E**. **Lanham**, **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 **Steven E. Lanham**, **President** of this Corporation is authorized and directed to employ **Robert H. Cooper #5670**, attorney and the law firm of **The Cooper Law Firm** to represent the corporation in such bankruptcy case."

| Date | January 26, 2015 | Signed | /s/ Steven E. Lanham |
|------|------------------|--------|----------------------|
| | <u>-</u> | | Steven E. Lanham |

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Resolution of Board of Directors of Steven E. Lanham, DDS, PA

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 **Steven E. Lanham**, **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 **Steven E. Lanham**, **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 **Steven E. Lanham**, **President** of this Corporation is authorized and directed to employ **Robert H. Cooper #5670**, attorney and the law firm of **The Cooper Law Firm** to represent the corporation in such bankruptcy case.

| Date | January 26, 2015 | Signed | /s/Steven E. Lanham |
|------|------------------|--------|-----------------------------|
| | | | Steven E. Lanham, President |

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United States Bankruptcy Court District of South Carolina

| In re | Steven E. Lanh | nam, DDS, PA | | Case No | | |
|-------------|--|---|---|---|--|-----------|
| | | | Debtor(s) | Chapter | 11 | |
| | DIS | CLOSURE OF C | OMPENSATION OF ATTO | RNEY FOR D | EBTOR(S) | |
| p | aid to me within one | year before the filing of | y Rule 2016(b), I certify that I am the atte the petition in bankruptcy, or agreed to be in connection with the bankruptcy case is | be paid to me, for se | | |
| | For legal service | s, I have agreed to accep | t | \$ | 15,000.00 | |
| | Prior to the filing | g of this statement I have | received | s | 15,000.00 | |
| | Balance Due | | | \$ | 0.00 | |
| 2. \$ | 1,717.00 of th | e filing fee has been paid | d. | | | |
| 3. T | he source of the con | npensation paid to me wa | as: | | | |
| | □ Debtor | Other (specify): | The above fee is an initial retaing fees agreed upon. A separate Er fees stated for hourly rates will be exhausted, additional fees will be | ngagement Lettei be charged again | and Fee Agreement rest the stated initial reta | flect |
| 4. T | The source of compen | nsation to be paid to me | S: | | | |
| | Debtor | ☐ Other (specify): | | | | |
| 5. I | I have not agreed | to share the above-discle | osed compensation with any other person | unless they are men | mbers and associates of my | law firm. |
| | | | I compensation with a person or persons we of the names of the people sharing in the | | | rm. A |
| 6. I | n return for the abov | re-disclosed fee, I have a | greed to render legal service for all aspec | ts of the bankruptcy | case, including: | |
| b c. | Preparation and fi Representation of Other provisions Negotiatio Preparatio 522(f)(2)(A Disclosure | ling of any petition, sche the debtor at the meeting as needed] ns with secured cred n and filing of Applic) for avoidance of lie s Statement and Chap | and rendering advice to the debtor in det dules, statement of affairs and plan which g of creditors and confirmation hearing, a litors, representation at the US Trus- ations as needed; Preparation and ns on household goods, Judicial Li- pter 11 Plan; Preparation and filing pplication for Compensation. | h may be required; nd any adjourned he stee "IDI," and Fi filing of Motions ien Avoidances; | arings thereof; rst Meeting of Creditors pursuant to 11 USC Preparation and filing o | ; f |
| 7. B | | ation of the debtors i | sclosed fee does not include the following n any dischargeability actions, or a | | ry proceedings. Does | not |
| | | | CERTIFICATION | | | |
| | certify that the foreg | | ment of any agreement or arrangement for | r payment to me for | representation of the debtor | r(s) in |
| Dated: | January 26, 20 | 015 | /s/ Robert H. Coo Robert H. Coope The Cooper Law 150 Milestone W Greenville,, SC 2 864-271-9911 Fa thecooperlawfirm | r #5670 Firm ay, Ste. C 9615 ax: 864-232-5236 | firm.com | |

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B4 (Official Form 4) (12/07)

United States Bankruptcy Court District of South Carolina

| In re | Steven E. Lanham, DDS, PA | | 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] |
| YP | YP | Advertising | | 11,000.00 |
| PO Box 5010 Carol Stream, IL 60197 | PO Box 5010 Carol Stream, IL 60197 | | | |
| Patterson Dental Supply | Patterson Dental Supply | Supplies | | 10,000.00 |
| Columbia Branch | Columbia Branch | Supplies | | 10,000.00 |
| 400 Arbor Lakes Drive Ste | 400 Arbor Lakes Drive Ste A100 | | | |
| A100 | Columbia, SC 29223 | | | |
| Columbia, SC 29223 | | | | |
| Sherer Dental Lab | Sherer Dental Lab | Lab | | 7,000.00 |
| PO Box 11627 | PO Box 11627 | | | ' |
| Rock Hill, SC 29731 | Rock Hill, SC 29731 | | | |
| Henry Schein | Henry Schein | Supplies | | 5,000.00 |
| 135 Duryea Road | 135 Duryea Road | | | |
| Melville, NY 11747 | Melville, NY 11747 | | | |
| Richland County Assessors Office County Administration Building 2020 Hampton Street Columbia, SC 29201 | Richland County Assessors Office County Administration Building 2020 Hampton Street Columbia, SC 29201 | Property Taxes | | 4,459.00 |
| DenMat PO Box 1729 Lompoc, CA 93438 | DenMat PO Box 1729 Lompoc, CA 93438 | Supplies | | 1,500.00 |
| Brasseler USQA One Brasseler Blvd. Savannah, GA 31419 | Brasseler USQA One Brasseler Blvd. Savannah, GA 31419 | Supplies | | 1,000.00 |
| Clinician Choice Dental Products PO Box 1706 New Milford, CT 06776 | Clinician Choice Dental Products PO Box 1706 New Milford, CT 06776 | Supplies | | 800.00 |
| | | | | |

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| • | cial Form 4) (12/07) - Cont. Steven E. Lanham, DDS, PA | | Case No. | |
|--------|---|-----------|----------|--|
| 111 10 | | 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] |
| | | | | |
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| | | | | |
| | | | | |
| | DECLADATION UNDER DENIA | | | |

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A 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 and that it is true and correct to the best of my information and belief.

| Date | January 26, 2015 | Signature | /s/ Steven E. Lanham |
|------|------------------|-----------|----------------------|
| | | | Steven E. Lanham |
| | | | 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.

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

United States Bankruptcy CourtDistrict of South Carolina

| | | District of South Carolina | | |
|-------|---|--|------------------------------|--|
| In re | Steven E. Lanham, DDS, PA | | Case No. | |
| | | Debtor(s) | Chapter | 11 |
| | CERTIFICATI | ION VERIFYING CREDITO | OR MATRIX | , |
| CM/EC | The above named debtor, or attorney aptrox Rule 1007-1 that the master mailing CF, or conventionally filed in a typed ha ation to, the debtor's schedules, statements a | g list of creditors submitted either ard copy scannable format which l | on computer d has been compa | iskette, electronically filed via ared to, and contains identical |
| | Master mailing list of creditors submitted | via: | | |
| | (a) computer diskette | , | | |
| | (b) scannable hard co (number of sheets submitted | ppy) | | |
| | (c) X electronic version file | led via CM/ECF | | |
| Date: | January 26, 2015 | /s/ Steven E. Lanham | | |
| Date. | January 25, 2015 | Steven E. Lanham/President | | |
| | | Signer/Title | | |
| Date: | January 26, 2015 | /s/ Robert H. Cooper | | |
| | | Signature of Attorney | | |
| | | Robert H. Cooper #5670 The Cooper Law Firm | | |
| | | 150 Milestone Way, Ste. C | | |
| | | Greenville,, SC 29615 | | |
| | | 864-271-9911 Fax: 864-232-52 | | |
| | | Typed/Printed Name/Address/Te | elephone | |

#5670

District Court I.D. Number

Brasseler USQA One Brasseler Blvd. Savannah GA 31419

Clinician Choice Dental Products PO Box 1706 New Milford CT 06776

DenMat PO Box 1729 Lompoc CA 93438

Dr. Perry Kocher 18 Beaver Lake Court Elgin SC 29045

Henry Schein 135 Duryea Road Melville NY 11747

Highland Capital Corp. PO Box 1224
Little Falls NJ 07424

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

On Deck Capital 1400 Broadway 25th Floor New York NY 10018

Patterson Dental Supply Columbia Branch 400 Arbor Lakes Drive Ste A100 Columbia SC 29223

Patterson Financial Services 1031 Mendota Heights Road Saint Paul MN 55120

Republic Bank of Chicago 2221 Camden Court Oak Brook IL 60523 Richland County Assessors Office County Administration Building 2020 Hampton Street Columbia SC 29201

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

Sherer Dental Lab PO Box 11627 Rock Hill SC 29731

Watermark Medical WM Sleep Care, Inc. 1641 Worthington Road Ste 320 West Palm Beach FL 33409

YP PO Box 5010 Carol Stream IL 60197