B1 (Official Form 1)(4/10)								
United States Bankruptcy Co Eastern District of Tennessee				rt Voluntary Petition			Voluntary Petition	
Name of Debtor (if individual, enter Last, First, Middle):  Jenkins Family Partnership, LP				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):				All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):				
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)  20-1554468				Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)				
Street Address of Debtor (No. and Street, City, and State):  130 Timberwinds Way  Townsend, TN  ZIP Code			Street	Street Address of Joint Debtor (No. and Street, City, and State):  ZIP Code				
		37882						
County of Residence or of the Principal Place of <b>Blount</b>	Business:		Count	County of Residence or of the Principal Place of Business:				
Mailing Address of Debtor (if different from street P.O. Box 148 Townsend, TN	eet address):		Mailin	Mailing Address of Joint Debtor (if different from street address):				
Townsend, Tit	_	ZIP Code					ZIP Code	
		37882	<u> </u>					
Location of Principal Assets of Business Debtor (if different from street address above):		erwinds Wa I, TN 37882						
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.)  Tax-Exempt Entity (Check box, if applicable) Debtor is a tax-exempt organ under Title 26 of the United		c one box) asiness eal Estate as de 101 (51B) oker  mpt Entity c, if applicable) exempt organ.	ization States	Chapter 11 Chapter 12 Chapter 12 Chapter 13 Chapter 13 Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding  Nature of Debts (Check one box)  Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as business debts.  "incurred by an individual primarily for				
Filing Fee (Check one box	<u> </u> )	Check one	e box:	l	Chap	ter 11 Debte	ors	
□ Full Filing Fee attached □ 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. □ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 101(51D). □ 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). □ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). □ Check if: □ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter. □ All applicable boxes: □ 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).					J.S.C. § 101(51D).  Eluding debts owed to insiders or affiliates) on 4/01/13 and every three years thereafter).			
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.								
1- 50- 100- 200- 49 99 199 999	1,000- 5,001- 5,000 10,000		<b>]</b> 5,001- 0,000	50,001- 100,000	OVER 100,000			
\$50,000 \$100,000 \$500,000 to \$1 to million	\$1,000,001 \$10,000,001 to \$10 to \$50 million	to \$100 to	] 100,000,001 \$500 illion	\$500,000,001 to \$1 billion				
\$50,000 \$100,000 \$500,000 to \$1 t	\$1,000,001 \$10,000,001 to \$10 to \$50 million million	to \$100 to	] 100,000,001 \$500 illion	\$500,000,001 to \$1 billion	More than \$1 billion			

B1 (Official Form 1)(4/10) Page 2 Name of Debtor(s): Voluntary Petition Jenkins Family Partnership, LP (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: Location Date Filed: 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.) (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. 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

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

after the filing of the petition.

B1 (Official Form 1)(4/10) Page 3

# **Voluntary Petition**

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

## Name of Debtor(s):

### Jenkins Family Partnership, LP

# 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

Signature of Debtor

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

#### Signature of Attorney\*

# X /s/ Edward J. Shultz

Signature of Attorney for Debtor(s)

#### Edward J. Shultz 014665

Printed Name of Attorney for Debtor(s)

#### Ayres & Parkey, Attorneys

Firm Name

P.O. Box 23380 Knoxville, TN 37933

Address

Email: eshultz@ayreslaw.com (865) 637-1181 Fax: (865) 637-6050

Telephone Number

June 23, 2010

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.

#### ▼ /s/ Randy Jenkins

Signature of Authorized Individual

### **Randy Jenkins**

Printed Name of Authorized Individual

#### President, Timberwinds Management Company, General Partner bankruptcy petition preparer's failure to comply with the provisions of

Title of Authorized Individual

June 23, 2010

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

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.)

X

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.

**10EN** 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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**B4** (Official Form 4) (12/07)

# **United States Bankruptcy Court Eastern District of Tennessee**

In re	Jenkins Family Partnership, LP	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]
BB&T	BB&T	Business		22,667.00
P.O. Box 580393	P.O. Box 580393			
Charlotte, NC	Charlotte, NC			
Blount County Trustee	Blount County Trustee	Jenkins Family		25,000.00
347 Court Street	347 Court Street	Property		
Maryville, TN 37804	Maryville, TN 37804			
Blount County Trustee	Blount County Trustee	Personal Property		3,574.00
347 Court Street	347 Court Street	Taxes		
Maryville, TN 37804	Maryville, TN 37804			
Comcast Cable	Comcast Cable	Business		5,000.00
P.O. Box 105257	P.O. Box 105257			
Atlanta, GA 30384-5257	Atlanta, GA 30384-5257			
Home Depot	Home Depot	Business		1,195.00
P.O. Box 630308	P.O. Box 630308			
Irving, TX 75063	Irving, TX 75063			
Internal Revenue Service	Internal Revenue Service			10,000.00
P.O. Box 21126	P.O. Box 21126			
Philadelphia, PA 19114	Philadelphia, PA 19114	<u>_</u> .		
Internet Business Images	Internet Business Images	Business		18,000.00
140 E. Division Rd, Ste A-3	140 E. Division Rd, Ste A-3			
Oak Ridge, TN 37830	Oak Ridge, TN 37830	<u> </u>		1.511.00
Leo Pest Control	Leo Pest Control	Business		1,511.00
P.O. Box 3110	P.O. Box 3110			
Bristol, TN 37625	Bristol, TN 37625	B		1 0 10 00
Little River Survey	Little River Survey 7835 E. Lamar Alexander Parkway	Business		1,943.00
7835 E. Lamar Alexander				
Parkway Townsend, TN 37882	Townsend, TN 37882			
	1	Business		10,000.00
Lowes P.O. Box 530970	Lowes P.O. Box 530970	Business		10,000.00
Atlanta, GA 30353-0970 Pigeon Forge com	Atlanta, GA 30353-0970 Pigeon Forge com	Business		5,400.00
205 Mohican Street	205 Mohican Street	Dusiness		5,400.00
Knoxville, TN 37919	Knoxville, TN 37919			
Sam's Club	Sam's Club	Business		12 000 00
P.O. Box 530970	P.O. Box 530970	Dusiness		12,000.00
	Atlanta, GA 30353-0970			
Atlanta, GA 30353-0970	Milania, GA 30333-0370		<u> </u>	1

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B4 (Official Form 4) (12/07) - Cont.					
In re	Jenkins Family Partnership, LP	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]

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

I, the President, Timberwinds Management Company, General Partner 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 23, 2010	Signature	/s/ Randy Jenkins		
			Randy Jenkins		
			President, Timberwinds Management Company,		
			General Partner		

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.