

Fill in this information to identify your case:

United States Bankruptcy Court for the:

EASTERN DISTRICT OF TENNESSEE

Case number (if known) Chapter 11

Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, Instructions for Bankruptcy Forms for Non-Individuals, is available.

1. Debtor's name Massengill Investments LLC

2. All other names debtor used in the last 8 years DBA Premier Tire & Auto Service

3. Debtor's federal Employer Identification Number (EIN) 62-1851946

4. Debtor's address Principal place of business Mailing address, if different from principal place of business

5. Debtor's website (URL)

6. Type of debtor Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP)) Partnership (excluding LLP) Other. Specify:

Debtor **Massengill Investments LLC**
Name

Case number (if known)

7. Describe debtor's business

A. Check one:

- Health Care Business (as defined in 11 U.S.C. § 101(27A))
- Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- Railroad (as defined in 11 U.S.C. § 101(44))
- Stockbroker (as defined in 11 U.S.C. § 101(53A))
- Commodity Broker (as defined in 11 U.S.C. § 101(6))
- Clearing Bank (as defined in 11 U.S.C. § 781(3))
- None of the above

B. Check all that apply

- Tax-exempt entity (as described in 26 U.S.C. §501)
- Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- Chapter 7
- Chapter 9

Chapter 11. Check all that apply:

- Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
- The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- 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).
- The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

- No.
- Yes.

If more than 2 cases, attach a separate list.

District _____	When _____	Case number _____
District _____	When _____	Case number _____

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

- No
- Yes.

List all cases. If more than 1, attach a separate list

Debtor _____	Relationship _____
District _____	When _____ Case number, if known _____

Debtor **Massengill Investments LLC**
 Name

Case number (if known)

11. Why is the case filed in this district?

Check all that apply:

- Debtor has had its domicile, 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.
- A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

No

Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? _____

It needs to be physically secured or protected from the weather.

It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

Other _____

Where is the property? _____

Number, Street, City, State & ZIP Code

Is the property insured?

No

Yes. Insurance agency _____

Contact name _____

Phone _____

Statistical and administrative information

13. Debtor's estimation of available funds

Check one:

- Funds will be available for distribution to unsecured creditors.
- After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors

- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000 | <input type="checkbox"/> 25,001-50,000 |
| <input type="checkbox"/> 50-99 | <input type="checkbox"/> 5001-10,000 | <input type="checkbox"/> 50,001-100,000 |
| <input type="checkbox"/> 100-199 | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999 | | |

15. Estimated Assets

- | | | |
|--|--|--|
| <input type="checkbox"/> \$0 - \$50,000 | <input checked="" type="checkbox"/> \$1,000,001 - \$10 million | <input type="checkbox"/> \$500,000,001 - \$1 billion |
| <input type="checkbox"/> \$50,001 - \$100,000 | <input type="checkbox"/> \$10,000,001 - \$50 million | <input type="checkbox"/> \$1,000,000,001 - \$10 billion |
| <input type="checkbox"/> \$100,001 - \$500,000 | <input type="checkbox"/> \$50,000,001 - \$100 million | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million | <input type="checkbox"/> \$100,000,001 - \$500 million | <input type="checkbox"/> More than \$50 billion |

16. Estimated liabilities

- | | | |
|--|--|--|
| <input type="checkbox"/> \$0 - \$50,000 | <input checked="" type="checkbox"/> \$1,000,001 - \$10 million | <input type="checkbox"/> \$500,000,001 - \$1 billion |
| <input type="checkbox"/> \$50,001 - \$100,000 | <input type="checkbox"/> \$10,000,001 - \$50 million | <input type="checkbox"/> \$1,000,000,001 - \$10 billion |
| <input type="checkbox"/> \$100,001 - \$500,000 | <input type="checkbox"/> \$50,000,001 - \$100 million | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million | <input type="checkbox"/> \$100,000,001 - \$500 million | <input type="checkbox"/> More than \$50 billion |

Debtor **Massengill Investments LLC**
Name Case number (if known)

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **February 20, 2018**
MM / DD / YYYY

X /s/ Barry L. Massengill
Signature of authorized representative of debtor
Title **Member**

Barry L. Massengill
Printed name

18. Signature of attorney

X /s/ David J. Fulton
Signature of attorney for debtor

Date **February 20, 2018**
MM / DD / YYYY

David J. Fulton 6102
Printed name

Scarborough & Fulton
Firm name

**620 Lindsay Street
Suite 240
Chattanooga, TN 37403**
Number, Street, City, State & ZIP Code

Contact phone **(423) 648-1880** Email address **DJF@sfglegal.com**

6102 TN
Bar number and State

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

In re Massengill Investments LLC

Debtor(s)

Case No.

Chapter

11

VERIFICATION OF CREDITOR MATRIX

The above Debtor(s) hereby verifies under the penalty of perjury under the laws of the United States of America that the attached list of creditors is true and correct to the best of his/her knowledge.

Date: February 20, 2018

/s/ Barry L. Massengill

Barry L. Massengill/Member

Signer/Title

Date: February 20, 2018

/s/ David J. Fulton

Signature of Attorney

David J. Fulton 6102

Scarborough & Fulton

620 Lindsay Street

Suite 240

Chattanooga, TN 37403

(423) 648-1880 Fax: (423) 648-1881

1st Global Capital
1250 East Hallandale Blvd.
Suite 409
Hallandale, FL 33009

Atlantic Capital Bank
1110 Market Street, Suite 300
Chattanooga, TN 37402

Atlantic Capital Bank
3280 Peachtree Road NW
Suite 1600
Atlanta, GA 30305

Atlantic Capital Card Services
PO Box 190408
Saint Louis, MO 63179-0408

B. Lynn Massengill, Jr.
1966 Ridge Point Drive
Cleveland, TN 37311

Barry L. Massengill Sr
143 Doe Meadow Lane
Cleveland, TN 37312

Bradley County Courthouse
Tax office
155 N Ocoee St
Cleveland, TN 37311

City of Cleveland
185 2nd St NE
Cleveland, TN 37311

Cornerstone Community Bank/Smart Bank
c/o Brian P. Mickles
First TN Bank, Suite 1610
701 Market St
Chattanooga, TN 37402

EastWest Media
18 West Madison Ave.
Athens, TN 37303

First Volunteer Bank
728 Broad Street
Chattanooga, TN 37402

Hamilton County Trustee
625 Georgia Avenue
Room 210
Chattanooga, TN 37402

Harris Tire Co., Inc.
c/o Ed Frodell
1026 Red Hill Valley Road
Cleveland, TN 37323

Internal Revenue Service
PO Box 7346
Philadelphia, PA 19101

Laura Massengill Moore
178 Creekside Lane
Cleveland, TN 37312

Massengill Family 2012
Irrevocable Trust
Pamela Massengill, Trustee
143 Doe Meadow Lane
Cleveland, TN 37312

Mighty Auto Parts
650 Engineering Dr
Norcross, GA 30092

Napa Auto Parts
2999 Wildwood Pwky
Atlanta, GA 30339

Pamela Massengill
143 Doe Meadow Lane
Cleveland, TN 37312

Parman Energy Group
7101 Cockrill Bend Blvd
PO Box 90907
Nashville, TN 37209

Russel King
130 Jordan Drive
Chattanooga, TN 37421

Snap-On Credit
Attn: Erica Baker
950 Technology Way
Suite 301
Libertyville, IL 60048

State of TN Dept of Revenue
c/o TN Atty General's Office, BK Unit
426 5th Avenue, 2nd Floor
Nashville, TN 37243

Strategic Funding/Colonial Funding
Network
2500 Discovery Blvd
Suite 200
Rockwall, TX 75032

Tennessee Department of Labor
220 French Landing Dr
Nashville, TN 37243

Tires Now/Monroe Muffler Brake, Inc.
200 Hollender Parkway
Rochester, NY 14615

Townsend Strategies, Inc.
Mike Townsend
c/o Jonathan Jackson Pledger
219 3rd Ave N
Franklin, TN 37064

United Community Bank
2525 Keith St NW
Cleveland, TN 37312

WCLE 104.1 FM
1860 Executive Park Drive
Suite E
Cleveland, TN 37312

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

In re Massengill Investments LLC

Debtor(s)

Case No.

Chapter 11

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for Massengill Investments LLC in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

None [*Check if applicable*]

February 20, 2018

Date

/s/ David J. Fulton

David J. Fulton 6102

Signature of Attorney or Litigant

Counsel for **Massengill Investments LLC**

Scarborough & Fulton

620 Lindsay Street

Suite 240

Chattanooga, TN 37403

(423) 648-1880 Fax:(423) 648-1881

DJF@sfglegal.com