Case 12-41139 Doc 1 Filed 04/30/12 Entered 04/30/12 07:30:20 Desc Main

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|-------------------------|-----------------|
| <b>United States Ba</b> | inkruptcy Court |
| Eastern Dis             | trict of Texas  |

| IN | RE:   | Case No   |
|----|---|---|
| Ма | res, J. Manuel & Mares, Maria R.  | Chapter <b>11</b>   |
|    | Debtor(s)   | -   |
|    | DISCLOSURE OF C   | OMPENSATION OF ATTORNEY FOR DEBTOR  |
| 1. |   | 6(b), I certify that I am the attorney for the above-named debtor(s) and that compensation paid to me within agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation |
|    | For legal services, I have agreed to accept   | \$ <u>300.00/hr</u>   |
|    | Prior to the filing of this statement I have received   | \$ <u>3,000.00</u>  |
|    | Balance Due   | \$  |
| 2. | The source of the compensation paid to me was:  | otor Other (specify):   |
| 3. | The source of compensation to be paid to me is:   | btor Other (specify): Sale of real estate   |
| 4. | I have not agreed to share the above-disclosed comp   | ensation with any other person unless they are members and associates of my law firm.   |
|    | I have agreed to share the above-disclosed compens together with a list of the names of the people sharin | tion with a person or persons who are not members or associates of my law firm. A copy of the agreement, g in the compensation, is attached.  |
| 5. | In return for the above-disclosed fee, I have agreed to ren   | ler legal service for all aspects of the bankruptcy case, including:  |
|    | b. Preparation and filing of any petition, schedules, sta   | ors and confirmation hearing, and any adjourned hearings thereof;   |
| 6. | By agreement with the debtor(s), the above disclosed fee  | CERTIFICATION   |
|    | certify that the foregoing is a complete statement of any ag roceeding.                                   | reement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy   |
| _  | April 30, 2012  | /s/ Larry K. Hercules, Attorney At Law  |
|    | Date  | Larry K. Hercules, Attorney At Law 09504200<br>Larry K. Hercules, Attorney at Law<br>1400 Preston Road, Suite 400<br>Plano, TX 75093-0000<br>(972) 964-9757 Fax: (972) 964-0120   |

### 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

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>.

 $_{B201B\,(Form\,2}Case_{2/0}$ 2-41139 Doc 1

Filed 04/30/12

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**Desc Main** 

Document Page 4 of 46 United States Bankruptcy Court

**Eastern District of Texas** 

| IN RE:                             | Case No.   |
|------------------------------------|------------|
| Mares, J. Manuel & Mares, Maria R. | Chapter 11 |
| Debtor(s)                          |            |

|  | NOTICE TO CONSUMER DEBT<br>O) OF THE BANKRUPTCY CODE |   |
|--|--|---|
| Certificate of [Non-A  | Attorney] Bankruptcy Petition Prep                   | arer  |
| I, the [non-attorney] bankruptcy petition preparer signing notice, as required by § 342(b) of the Bankruptcy Code. | g the debtor's petition, hereby certify that         | I delivered to the debtor the attached  |
| Printed Name and title, if any, of Bankruptcy Petition Pr<br>Address:  | petitic<br>the Sc<br>princi<br>the ba                | Security number (If the bankruptcy on preparer is not an individual, state ocial Security number of the officer, pal, responsible person, or partner of inkruptcy petition preparer.) |
| XSignature of Bankruptcy Petition Preparer of officer, pri   |  | ired by 11 U.S.C. § 110.)   |
| partner whose Social Security number is provided above   |  |   |
| Ce   | rtificate of the Debtor                              |   |
| I (We), the debtor(s), affirm that I (we) have received an   | d read the attached notice, as required by           | § 342(b) of the Bankruptcy Code.  |
| Mares, J. Manuel & Mares, Maria R.   | X /s/ J. Manuel Mares                                | 4/30/2012   |
| Printed Name(s) of Debtor(s)   | Signature of Debtor                                  | Date  |
| Case No. (if known)  | X /s/ Maria R. Mares                                 | 4/30/2012   |
|  | Signature of Joint Debtor                            | (if any) Date   |

Instructions: Attach a copy of Form B 201A, Notice to Consumer Debtor(s) Under § 342(b) of the Bankruptcy Code.

Use this form to certify that the debtor has received the notice required by 11 U.S.C. § 342(b) only if the certification has NOT been made on the Voluntary Petition, Official Form B1. Exhibit B on page 2 of Form B1 contains a certification by the debtor's attorney that the attorney has given the notice to the debtor. The Declarations made by debtors and bankruptcy petition preparers on page 3 of Form B1 also include this certification.

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**B22B** (Official Form 22B) (Chapter 11) (12/10)

| In re: Mares, J | . Manuel & Mares, Maria R. |  |
|-----------------|----------------------------|--|
|                 | Debtor(s)                  |  |
| Case Number:    |                            |  |
|                 | (If known)                 |  |

### CHAPTER 11 STATEMENT OF CURRENT MONTHLY INCOME

In addition to Schedules I and J, this statement must be completed by every individual chapter 11 debtor, whether or not filing jointly. Joint debtors may complete one statement only.

|   |                                | Part I. CALCULATIO   | ON OF MONTHLY INCO  | OME                                |                          |                                |
|---|--------------------------------|--|---|------------------------------------|--------------------------|--------------------------------|
| 1 | a. [<br>b. [                   | ital/filing status. Check the box that applies and complete only Column A ("Debto Married, not filing jointly. Complete only Column Married, filing jointly. Complete both Column Lines 2-10.  | or's Income") for Lines 2-<br>umn A ("Debtor's Income                               | 10.<br>") for Lines                | 2-10.                    |                                |
|   | the s                          | igures must reflect average monthly income receiv<br>ix calendar months prior to filing the bankruptcy c<br>th before the filing. If the amount of monthly incor<br>divide the six-month total by six, and enter the res                                       | ase, ending on the last day<br>ne varied during the six mo                          | of the onths, you                  | Column A Debtor's Income | Column B<br>Spouse's<br>Income |
| 2 | Gro                            | ss wages, salary, tips, bonuses, overtime, commi   | ssions.   |                                    | \$                       | \$                             |
|   | Line<br>busin                  | income from the operation of a business, profess<br>a and enter the difference in the appropriate columness, profession or farm, enter aggregate numbers a<br>not enter a number less than zero.   | nn(s) of Line 3. If more tha  | n one                              |                          |                                |
| 3 | a.                             | Gross receipts   | \$ 8,800.00   |                                    |                          |                                |
|   | b.                             | Ordinary and necessary business expenses   | \$ 6,157.00   |                                    |                          |                                |
|   | c.                             | Business income  | Subtract Line b from Line a   |                                    | \$ 2,643.00              | \$                             |
|   |                                | rental and other real property income. Subtract rence in the appropriate column(s) of Line 4. Do n   |   |                                    |                          |                                |
| 4 | a.                             | Gross receipts   | \$ 800.00   |                                    |                          |                                |
| - | b.                             | Ordinary and necessary operating expenses  | \$ 800.00   | <u> </u>                           |                          |                                |
|   | c.                             | Rent and other real property income  | Subtract Line b from  |                                    |                          |                                |
|   |                                |  | Line a  |                                    | \$                       | \$                             |
| 5 | Inte                           | rest, dividends, and royalties.  |   |                                    | \$                       | \$                             |
| 6 | Pens                           | sion and retirement income.  |   |                                    | \$                       | \$                             |
| 7 | expe<br>that<br>by th<br>in or | amounts paid by another person or entity, on a enses of the debtor or the debtor's dependents, i purpose. Do not include alimony or separate main de debtor's spouse if Column B is completed. Each ally one column; if a payment is listed in Column A mnn B. | ncluding child support pa<br>ntenance payments or amou<br>regular payment should be | nid for<br>ints paid<br>e reported | \$                       | \$                             |

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| 8  | Unemployment compensation. Enter the However, if you contend that unemploy was a benefit under the Social Security Column A or B, but instead state the an   | ment compensation received Act, do not list the amount   | d by you   | or your spouse   |                      |            |
|----|--|--|--|--|----------------------|------------|
|    | Unemployment compensation claimed to be a benefit under the Social Security Act  | Debtor \$  | Spouse   | \$   | \$                   | \$         |
| 9  | Income from all other sources. Specific sources on a separate page. Total and expraintenance payments paid by your sother payments of alimony or separate received under the Social Security Act of crime against humanity, or as a victim of a.  b. | ther on Line 9. <b>Do not incluse</b> spouse if Column B is contended to the maintenance. Do not incorpayments received as a very series of the maintenance. | ude alim<br>npleted, land<br>clude any<br>ictim of a | ony or separate<br>but include all<br>benefits<br>a war crime, | \$                   | \$         |
| 10 | <b>Subtotal of current monthly income.</b> completed, add Lines 2 through 9 in Co  |  | mn A, an   | d, if Column B is  | \$ 2,643.00          | \$         |
| 11 | <b>Total current monthly income.</b> If Column B, and enter the total amount from Line 10, Column A.   |  |  |  | \$                   | 2,643.00   |
|    |  | Part II. VERIFICA  | TION   |  |                      |            |
|    | I declare under penalty of perjury that the both debtors must sign.)   | he information provided in   | this state   | ment is true and co  | orrect. (If this a j | oint case, |
| 12 | Date: <b>April 30, 2012</b> Sign   | ature: /s/ J. Manuel Mares   |  | (Debtor)   |                      |            |
|    | Date: <b>April 30, 2012</b> Sign   | ature: /s/ Maria R. Mares  |  | (Joint Debtor, if any)   |                      |            |

| Case 12-41139 Doc 1<br>B1 (Official Form 1) (12/11)  |                                       |                                 | Entered 04/<br>Page 7 of 46   | /30/12 07:30:20  | ) D€       | esc Main                                     |
|--|---------------------------------------|---------------------------------|---|--|------------|--|
| United Sta<br>Easter   |                                       | ruptcy Co                       | ourt  |  | Vol        | untary Petition                              |
| Name of Debtor (if individual, enter Last, First, Mido Mares, J. Manuel  | ile):                                 |                                 | Name of Joint Debto   | tor (Spouse) (Last, First, M   | /liddle):  |  |
| All Other Names used by the Debtor in the last 8 year (include married, maiden, and trade names):  | rs                                    |                                 |   | sed by the Joint Debtor in aiden, and trade names):  | the last 8 | } years                                      |
| Last four digits of Soc. Sec. or Individual-Taxpayer I. (if more than one, state all): 4300  | D. (ITIN) /Com                        | ıplete EIN                      | Last four digits of So<br>(if more than one, st   | Soc. Sec. or Individual-Tax state all): 3505   | cpayer I.I | D. (ITIN) /Complete EIN                      |
| Street Address of Debtor (No. & Street, City, State & 8369 US Highway 75 Anna, TX  | Zip Code):                            |                                 | Street Address of Jo<br>8369 US Highw<br>Anna, TX                                       | oint Debtor (No. & Street, vay 75  |            | · ·  |
|  | ZIPCODE <b>75</b> 4                   | 409-4430                        |   |  |            | ZIPCODE <b>75409-4430</b>                    |
| County of Residence or of the Principal Place of Busi  | iness:                                |                                 | County of Residence Collin  | ce or of the Principal Place   | of Busin   | ness:  |
| Mailing Address of Debtor (if different from street ad   | ldress)                               |                                 | Mailing Address of  | Joint Debtor (if different   | from stre  | eet address):                                |
|  | ZIPCODE                               | ·                               | 1   |  |            | ZIPCODE                                      |
| Location of Principal Assets of Business Debtor (if d  | ifferent from str                     | eet address abo                 | ove):   |  |            |  |
| -<br>  |                                       |                                 |   |  |            | ZIPCODE                                      |
| Type of Debtor   |                                       | Nature of Bu                    | usiness   | Chapter of Ban   |            | Code Under Which                             |
| (Form of Organization)   |                                       | (Check one                      |   |  |            | (Check <b>one</b> 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, check this box and state type of entity below.) | Single As U.S.C. § Railroad Stockbrok | 101(51B)<br>ker<br>lity Broker  | e as defined in 11  |  | Reco       |  |
| Chapter 15 Debtor  |                                       |                                 |   | Debts are primarily  | consume    | er Debts are primarily                       |
| Country of debtor's center of main interests:  | -   ((                                | Tax-Exempt<br>Check box, if ap  |   | debts, defined in 11 § 101(8) as "incurred   |            | business debts.                              |
| Each country in which a foreign proceeding by, regarding, or against debtor is pending:  | Debtor is Title 26 o                  | s a tax-exempt of               | organization under states Code (the   | individual primarily in personal, family, or habit hold purpose."  | for a      |  |
| Filing Fee (Check one box)   | _                                     |                                 |   | Chapter 11 Debtors   |            |  |
| ✓ Full Filing Fee attached  ☐ Filing Fee to be paid in installments (Applicable to only). Must attach signed application for the court consideration certifying that the debtor is unable to except in installments. Rule 1006(b). See Official                  | 's<br>o pay fee                       | Debtor is Check if: Debtor's ag | a small business debto<br>not a small business d  | or as defined in 11 U.S.C. debtor as defined in 11 U.S. debtor as defined in 11 U.S. iquidated debts (excluding debts) adjustment on 4/01/13 and e | S.C. § 10  | 01(51D). to insiders or affiliates) are less |
| _  |                                       |                                 |   |  |            |  |
| Filing Fee waiver requested (Applicable to chapter only). Must attach signed application for the court' consideration. See Official Form 3B.   |                                       | A plan is                       | pplicable boxes: being filed with this paces of the plan were so ce with 11 U.S.C. § 11 | olicited prepetition from o  | one or mo  | ore classes of creditors, in                 |
| Statistical/Administrative Information   |                                       |                                 |   |  |            | THIS SPACE IS FOR                            |
| ☐ Debtor estimates that funds will be available for or Debtor estimates that, after any exempt property distribution to unsecured creditors.   |                                       |                                 |   | will be no funds available   | for        | COURT USE ONLY                               |
| Estimated Number of Creditors  | 00 5.001                              | 10                              | 001 25 001  | 50.001   | Over       |  |

|                          |                                | , ,   |                                   | icial Form 3A.              |                              | or's aggregate nonco<br>\$2,343,300 (amount  |   |                              |                       | insiders or affiliates) are lea<br>ears thereafter). |
|--------------------------|--------------------------------|---|-----------------------------------|-----------------------------|------------------------------|--|---|------------------------------|-----------------------|--|
| only).                   | Must attach                    | requested (Ap<br>signed applic<br>Official Form | cation for the                    | apter 7 individu<br>court's | A pla                        | all applicable bor<br>an is being filed we<br>optances of the pland<br>rdance with 11 U. | vith this petition<br>on were solicited p | prepetition from             | one or more           | classes of creditors, in                             |
| Deb                      | tor estimates<br>tor estimates |   | ill be available<br>y exempt prop |                             | n to unsecured c             | reditors.<br>ative expenses pa   | id, there will be n                       | o funds availab              | le for                | THIS SPACE IS FOR                                    |
| Estimate<br>1-49         | d Number of                    | Creditors  100-199                              | □<br>200-999                      | 1,000-<br>5,000             | 5,001-<br>10,000             | 10,001-<br>25,000  | 25,001-<br>50,000                         | 50,001-<br>100,000           | Over 100,000          |  |
| Estimate \$0 to \$50,000 | \$50,001 to                    | \$100,001 to \$500,000                          | \$500,001 to \$1 million          | \$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 |  |
| \$0 to                   | d Liabilities  550,001 to      | \$100,001 to<br>\$500,000                       | \$500,001 to \$1 million          | \$1,000,001 to \$10 million | \$10,000,001 to \$50 million | \$50,000,001 to \$100 million  | \$100,000,001<br>to \$500 million         | \$500,000,001 to \$1 billion | More than             |  |

| Where Filed:   | Case Number:   | Date Filed:   |
|--|--|---|
| Pending Bankruptcy Case Filed by any Spouse, Partner or  | Affiliate of this Debtor (   | If more than one, attach additional sheet)  |
| Name of Debtor:<br>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 debts I, the attorney for the petiti that I have informed the p chapter 7, 11, 12, or 13 explained the relief availal                    | Exhibit B  bleted if debtor is an individual are primarily consumer debts.)  oner named in the foregoing petition, declar etitioner that [he or she] may proceed unde of title 11, United States Code, and hav ble under each such chapter. I further certif or the notice required by 11 U.S.C. § 342(b) |
|  | X /s/ Larry K. Hercule Signature of Attorney for Det   |   |
| ▼ No  Exhi  (To be completed by every individual debtor. If a joint petition is filed, e  ▼ Exhibit D completed and signed by the debtor is attached and ma  If this is a joint petition:  ▼ Exhibit D also completed and signed by the joint debtor is attached.  | ade a part of this petition.   |   |
| Information Regardi (Check any a  ✓ Debtor has been domiciled or has had a residence, principal place preceding the date of this petition or for a longer part of such 180  ☐ There is a bankruptcy case concerning debtor's affiliate, general  | ng the Debtor - Venue<br>pplicable box.)<br>of business, or principal asset<br>0 days than in any other Distr<br>partner, or partnership pendi | s in this District for 180 days immediately ict.  |
| Debtor is a debtor in a foreign proceeding and has its principal por<br>or has no principal place of business or assets in the United States<br>in this District, or the interests of the parties will be served in reg  | but is a defendant in an action  | or proceeding [in a federal or state court]   |
| Certification by a Debtor Who Resid (Check all app  Landlord has a judgment against the debtor for possession of debtor  | olicable boxes.)   | 2 0   |
| (Name of landlord th   | at obtained judgment)  |   |
| (Address of  | 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(l)).

Case 12-41139 B1 (Official Form 1) (12/11)

filing of the petition.

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

**Voluntary Petition** 

Location

Where Filed: None

Doc 1

Filed 04/30/12

Document\_

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

Entered 04/30/12 07:30:20

Mares, J. Manuel & Mares, Maria R.

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Name of Debtor(s):

Case Number:

Desc Main

Date Filed:

Page 2

| Case 12-41139 Doc 1 Filed 04/30/12 B1 (Official Form 1) (12/11) Document  Voluntary Petition (This page must be completed and filed in every case)  | Entered 04/30/12 07:30:20 Desc Main Page 9 of 46 Name of Debtor(s): Mares, J. Manuel & Mares, Maria R.   |
|---|--|
| Signa   |  |
| 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 /s/ J. Manuel Mares  Signature of Debtor  J. Manuel Mares  Signature of Joint Debtor  Maria R. Mares  Telephone Number (If not represented by attorney)  April 30, 2012  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 Attorney*  X /s/Larry K. Hercules, Attorney At Law Signature of Attorney for Debtor(s)  Larry K. Hercules, Attorney At Law 09504200 Larry K. Hercules, Attorney at Law 1400 Preston Road, Suite 400 Plano, TX 75093-0000 (972) 964-9757 Fax: (972) 964-0120  April 30, 2012  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 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 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.  | X Signature  |

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

| Signature of A  | uthorized Individual     |     |  |
|-----------------|--------------------------|-----|--|
| Printed Name    | of Authorized Individual | ual |  |
| Title of Author | ized Individual          |     |  |

Dat

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.

Case 12-41139 Doc 1 B1D (Official Form 1, Exhibit D) (12/09)

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**Eastern District of Texas** 

Desc Main

| IN RE:  | Case No  |
|---|--|
| Mares, J. Manuel  | Chapter 11   |
| Debtor(s)   |  |
| EXHIBIT D - INDIVIDUAL DEBTOR'S STATEN<br>CREDIT COUNSELING REQUI   |  |
| Warning: You must be able to check truthfully one of the five statements regular do so, you are not eligible to file a bankruptcy case, and the court can dismiss whatever filing fee you paid, and your creditors will be able to resume collect and you file another bankruptcy case later, you may be required to pay a secto stop creditors' collection activities.   | s any case you do file. If that happens, you will lose<br>tion activities against you. If your case is dismissed   |
| Every individual debtor must file this Exhibit D. If a joint petition is filed, each spot one of the five statements below and attach any documents as directed.  | use must complete and file a separate Exhibit D. Check   |
| 1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a the United States trustee or bankruptcy administrator that outlined the opportuni performing a related budget analysis, and I have a certificate from the agency descretificate and a copy of any debt repayment plan developed through the agency.  | ities for available credit counseling and assisted me in ribing the services provided to me. Attach a copy of the  |
| 2. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a the United States trustee or bankruptcy administrator that outlined the opportunit performing a related budget analysis, but I do not have a certificate from the agence a copy of a certificate from the agency describing the services provided to you and the agency no later than 14 days after your bankruptcy case is filed.             | ties for available credit counseling and assisted me in cy describing the services provided to me. You must file   |
| 3. I certify that I requested credit counseling services from an approved agency days from the time I made my request, and the following exigent circumstance requirement so I can file my bankruptcy case now. [Summarize exigent circumstance]  | es merit a temporary waiver of the credit counseling   |
| If your certification is satisfactory to the court, you must still obtain the cred you file your bankruptcy petition and promptly file a certificate from the agenc of any debt management plan developed through the agency. Failure to fulfill case. Any extension of the 30-day deadline can be granted only for cause and also be dismissed if the court is not satisfied with your reasons for filing you counseling briefing. | cy that provided the counseling, together with a copy<br>I these requirements may result in dismissal of your<br>is limited to a maximum of 15 days. Your case may |
| 4. I am not required to receive a credit counseling briefing because of: [Check to motion for determination by the court.]  | the applicable statement.] [Must be accompanied by a   |
| ☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of me of realizing and making rational decisions with respect to financial response   |  |
| <ul> <li>□ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to a participate in a credit counseling briefing in person, by telephone, or throu</li> <li>□ Active military duty in a military combat zone.</li> </ul>  |  |

5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h)

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: /s/ J. Manuel Mares

Date: April 30, 2012

does not apply in this district.

Case 12-41139 Doc 1 B1D (Official Form 1, Exhibit D) (12/09)

Filed 04/30/12 Entered 04/30/12 07:30:20 Document Page 11 of 46 United States Bankruptcy Court

Desc Main **Eastern District of Texas** 

| IN RE:  | Case No  |
|---|--|
| Mares, Maria R.   | Chapter <b>11</b>  |
| Debtor(s)   |  |
| EXHIBIT D - INDIVIDUAL DEBTOR'S<br>CREDIT COUNSELING  |  |
| Warning: You must be able to check truthfully one of the five stater do so, you are not eligible to file a bankruptcy case, and the court contains whatever filing fee you paid, and your creditors will be able to resu and you file another bankruptcy case later, you may be required to to stop creditors' collection activities.   | an dismiss any case you do file. If that happens, you will lose<br>ame collection activities against you. If your case is dismissed  |
| Every individual debtor must file this Exhibit D. If a joint petition is filed, one of the five statements below and attach any documents as directed.  |  |
| 1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I at the United States trustee or bankruptcy administrator that outlined the performing a related budget analysis, and I have a certificate from the age certificate and a copy of any debt repayment plan developed through the  | opportunities for available credit counseling and assisted me in ency describing the services provided to me. Attach a copy of the   |
| 2. Within the 180 days <b>before the filing of my bankruptcy case</b> , I the United States trustee or bankruptcy administrator that outlined the performing a related budget analysis, but I do not have a certificate from a copy of a certificate from the agency describing the services provided the agency no later than 14 days after your bankruptcy case is filed.                 | opportunities for available credit counseling and assisted me in the agency describing the services provided to me. You must file  |
| 3. I certify that I requested credit counseling services from an approvedays from the time I made my request, and the following exigent cirrequirement so I can file my bankruptcy case now. [Summarize exigent]  | cumstances merit a temporary waiver of the credit counseling   |
|   |  |
| If your certification is satisfactory to the court, you must still obtain you file your bankruptcy petition and promptly file a certificate from of any debt management plan developed through the agency. Failur case. Any extension of the 30-day deadline can be granted only for calso be dismissed if the court is not satisfied with your reasons for counseling briefing.            | the agency that provided the counseling, together with a copy<br>re to fulfill these requirements may result in dismissal of your<br>cause and is limited to a maximum of 15 days. Your case may |
| □ 4. I am not required to receive a credit counseling briefing because of motion for determination by the court.]  □ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by recof realizing and making rational decisions with respect to finance □ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically imparticipate in a credit counseling briefing in person, by telephone | ason of mental illness or mental deficiency so as to be incapable ial responsibilities.); paired to the extent of being unable, after reasonable effort, to                                      |
| Active military duty in a military combat zone.   |  |

5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h)

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: /s/ Maria R. Mares

Date: April 30, 2012

does not apply in this district.

 $_{B4}$  (Official Formats  $_{12}$ )  $_{12}$   $_{12}$   $_{13}$   $_{13}$ Doc 1

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| Eas  | sterr | ı Di  | stri | ct of | f Te | <b>28</b> Y |

| IN RE:                             | Case No    |
|------------------------------------|------------|
| Mares, J. Manuel & Mares, Maria R. | 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,

| (1)  | (2)   | (3)  | (4)  | (5)   |
|--|---|--|--|---|
| Name of creditor and complete mailing address including zip code                               | Name, telephone number and complete mailing<br>address, including zip code, of employee, agent<br>or department of creditor familiar with claim<br>who may be contacted | Nature of claim<br>(trade debt,<br>bank loan,<br>government<br>contract, etc.) | Indicate if claim<br>is contingent,<br>unliquidated,<br>disputed or<br>subject to setoff | Amount of<br>claim (if<br>secured also<br>state value of<br>security) |
| Internal Revenue Service<br>MC 5120 NDAL<br>4050 Alpha Rd Rm 185<br>Dallas, TX 75244-9440      | (972) 308-7866  | Employment<br>Taxes  | Disputed   | 194,000.00  |
| Internal Revenue Service<br>MC 5120 NDAL<br>4050 Alpha Rd Rm 185<br>Dallas, TX 75244-9440      |   | Employment<br>Taxes  | Disputed   | 87,498.74   |
| Internal Revenue Service<br>MC 5120 NDAL<br>4050 Alpha Rd Rm 185<br>Dallas, TX 75244-9440      | (972) 308-7866  | Property<br>Taxes  |  | 8,000.00<br>Collateral:<br>389,000.00<br>Unsecured:<br>8,000.00       |
| Internal Revenue Service<br>MC 5120 NDAL<br>4050 Alpha Rd Rm 185<br>Dallas, TX 75244-9440      |   | Income<br>Taxes  |  | 7,328.16  |
| Internal Revenue Service<br>MC 5120 NDAL<br>4050 Alpha Rd Rm 185<br>Dallas, TX 75244-9440      |   | Income<br>Taxes  |  | 6,853.80  |
| Internal Revenue Service<br>MC 5120 NDAL<br>4050 Alpha Rd Rm 185<br>Dallas, TX 75244-9440      | (972) 308-7866  | Income<br>Taxes  |  | 4,899.67<br>Collateral:<br>90,000.00<br>Unsecured:<br>4,899.67        |
| Internal Revenue Service<br>MC 5120 NDAL<br>4050 Alpha Rd Rm 185<br>Dallas, TX 75244-9440      | (972) 308-7866  | Income<br>Taxes  |  | 4,616.64<br>Collateral:<br>90,000.00<br>Unsecured:<br>4,616.64        |
| Nissan Motor Acceptanc<br>PO Box 660360<br>Dallas, TX 75266-0360                               | (800) 950-6622  | Auto Loan  |  | 3,634.00  |
| Banfield Pet Hospital COI I C System Inc PO Box 64378 Saint Paul, MN 55164-0378                | (888) 735-0516  | Medical  |  | 2,525.00  |
| Centennial Medical Center<br>CO Central Finl Control<br>PO Box 66051<br>Anaheim, CA 92816-6051 |   | Medical  |  | 1,781.00  |

| Case 12-41139 Internal Revenue Service MC 5120 NDAL 4050 Alpha Rd Rm 185 Dallas, TX 75244-9440                     | Doc 1       | Filed 04/30/12<br>Document | Entered 04/30/12 07:30:20<br>Page 13 of 46<br>Income<br>Taxes | Desc Main          | 1,713.29 |
|--|-------------|----------------------------|---|--------------------|----------|
| Progressive County Mutual Insu<br>CO Credit Collection/USA<br>16 Distributor Dr Ste 1<br>Morgantown, WV 26501-7138 |             | (800) 228-3048             | Insurance   |                    | 1,577.00 |
| Progressive Insurance Company<br>CO Credit Collection/USA<br>16 Distributor Dr Ste 1<br>Morgantown, WV 26501-7138  |             | (800) 228-3048             | Insurance   |                    | 1,513.00 |
| ATT Mobility<br>CO EOS CCA<br>700 Longwater Dr<br>Norwell, MA 02061-1624   |             | (781) 681-4300             | Cell Phone  |                    | 1,206.00 |
| Sprint CO Enhanced Recovery Compan 8014 Bayberry Rd Jacksonville, FL 32256-7412                                    | у           | (904) 645-0049             | Telephone   |                    | 1,101.00 |
| Sprint CO Convergent Outsourcing 800 SE 39th St Renton, WA 98057   |             | (800) 444-8485             | Telephone   |                    | 1,101.00 |
| Wade Crossing CO Fair Collections & Out 12304 Baltimore Ave Beltsville, MD 20705-1314                              |             | (877) 324-7959             | Medical   |                    | 734.00   |
| North Texas Ob/Gyn<br>CO I C System<br>PO Box 64378<br>Saint Paul, MN 55164-0378                                   |             | (888) 735-0516             | Medical   |                    | 555.00   |
| Compass Bank Checking Account CO RJM Acq LLC 575 Underhill Blvd Ste 2 Syosset, NY 11791-3426                       | nt          | (800) 650-8784             |   |                    | 546.00   |
| Centennial Medical Center<br>CO Central Finl Control<br>PO Box 66051<br>Anaheim, CA 92816-6051                     |             |                            | Medical   |                    | 528.00   |
|  | RATION      | UNDER PENALTY O            | F PERJURY BY INDIVIDUAL DEBTOR                                |                    |          |
| I declare under penalty of perjury that l  | I have read | the foregoing list and th  | at it is true and correct to the best of my infor             | mation and belief. |          |

| Date: April 30, 2012 | Signature   | /s/ J. Manuel Mares |                 |
|----------------------|-------------|---------------------|-----------------|
|                      | of Debtor   |                     | J. Manuel Mares |
| Date: April 30, 2012 | Signature   | /s/ Maria R. Mares  |                 |
|                      | of Joint De | btor                | Maria R. Mares  |
|                      | (if any)    |                     |                 |

B6 Summary (Case 12-41139/07) Doc 1

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**Desc Main** 

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**Eastern District of Texas** 

| IN RE:                             | Case No    |
|------------------------------------|------------|
| Mares, J. Manuel & Mares, Maria R. | Chapter 11 |
| Debtor(s)                          | •          |

### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

| NAME OF SCHEDULE   | ATTACHED<br>(YES/NO) | NUMBER OF<br>SHEETS | ASSETS        | LIABILITIES   | OTHER        |
|--|----------------------|---------------------|---------------|---------------|--------------|
| A - Real Property  | Yes                  | 1                   | \$ 679,362.00 |               |              |
| B - Personal Property  | Yes                  | 3                   | \$ 20,675.00  |               |              |
| C - Property Claimed as Exempt   | Yes                  | 1                   |               |               |              |
| D - Creditors Holding Secured Claims   | Yes                  | 2                   |               | \$ 662,821.11 |              |
| E - Creditors Holding Unsecured Priority<br>Claims (Total of Claims on Schedule E) | Yes                  | 2                   |               | \$ 297,393.99 |              |
| F - Creditors Holding Unsecured<br>Nonpriority Claims                              | Yes                  | 5                   |               | \$ 20,800.00  |              |
| G - Executory Contracts and Unexpired<br>Leases                                    | Yes                  | 1                   |               |               |              |
| H - Codebtors  | Yes                  | 1                   |               |               |              |
| I - Current Income of Individual<br>Debtor(s)                                      | Yes                  | 1                   |               |               | \$ 11,022.00 |
| J - Current Expenditures of Individual Debtor(s)                                   | Yes                  | 1                   |               |               | \$ 11,022.00 |
|  | TOTAL                | 18                  | \$ 700,037.00 | \$ 981,015.10 |              |

Form 6 - Statistical Summary (12/07)

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| Document               | Page 15 of 46<br>Bankruptcy Cour |
|------------------------|----------------------------------|
| <b>United States E</b> | Bankruptcy Cour                  |
| Eastern Dis            | strict of Texas                  |

| IN RE:                             | Case No    |
|------------------------------------|------------|
| Mares, J. Manuel & Mares, Maria R. | Chapter 11 |
| Debtor(s)                          | • -        |

### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

| Type of Liability   | Amount           |
|---|------------------|
| Domestic Support Obligations (from Schedule E)  | \$<br>0.00       |
| Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)  | \$<br>297,393.99 |
| Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed) | \$<br>0.00       |
| Student Loan Obligations (from Schedule F)  | \$<br>0.00       |
| Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E                   | \$<br>0.00       |
| Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)                           | \$<br>0.00       |
| TOTAL   | \$<br>297,393.99 |

### State the following:

| Average Income (from Schedule I, Line 16)   | \$<br>11,022.00 |
|---|-----------------|
| Average Expenses (from Schedule J, Line 18)   | \$<br>11,022.00 |
| Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C |                 |
| Line 20)  | \$<br>2,643.00  |

### State the following:

| 1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column               |               | \$<br>17,516.31 |
|--|---------------|-----------------|
| 2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.            | \$ 297,393.99 |                 |
| 3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column |               | \$<br>0.00      |
| 4. Total from Schedule F   |               | \$<br>20,800.00 |
| 5. Total of non-priority unsecured debt (sum of 1, 3, and 4)               |               | \$<br>38,316.31 |

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(If known)

IN RE Mares, J. Manuel & Mares, Maria R

Debtor(s) Case No.

### **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

|   |  | Ę,                                    |  |                            |
|---|--|---------------------------------------|--|----------------------------|
| DESCRIPTION AND LOCATION OF PROPERTY  | NATURE OF DEBTOR'S<br>INTEREST IN PROPERTY | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | CURRENT VALUE OF<br>DEBTOR'S INTEREST IN<br>PROPERTY WITHOUT<br>DEDUCTING ANY<br>SECURED CLAIM OR<br>EXEMPTION | AMOUNT OF SECURED<br>CLAIM |
| 1402 1st Avenue, McKinney, Texas, 75069 known as Free Methodist (CMC), Blk. 7, Lots 11 & 12   | Fee Simple                                 | С                                     | 58,058.00  | 54,675.23                  |
| 1701 N Waddill Street, McKinney, Collin County, Texas, 76069 known as Free Methodist (CMC), Blk 7, Lot 10                                 | Fee Simple                                 | С                                     | 52,304.00  | 21,629.57                  |
| 5 Acre Plot of Land described as: Tract #1 - Rancho Del Norte Sec 1, Lot 4 as part of homestead   | Homestead                                  | С                                     | 90,000.00  | 94,616.64                  |
| 5 Acre Plot of Land described as: Tract #3 - Rancho Del Norte Sec 1, Lot 6 as part of homestead   | Homestead                                  | С                                     | 90,000.00  | 94,899.67                  |
| Home & 5 Acres of Land at 8369 North Highway 75, Anna, Collin County, Texas, 75409 described as: Tract #2 - Rancho Del Norte Sec 1, Lot 5 | Homestead                                  | С                                     | 389,000.00   | 397,000.00                 |
|   |  |                                       |  |                            |
|   |  |                                       |  |                            |
|   |  |                                       |  |                            |
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|   |  |                                       |  |                            |
|   |  |                                       |  |                            |
|   |  |                                       |  |                            |

TOTAL

679,362.00

(Report also on Summary of Schedules)

| B6B (Official Form 6B) (12/04)1139 | Doc 1 |
|------------------------------------|-------|
| DOD (Official Form OD) (12/07)     |       |

Debtor(s)

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(If known)

IN RE Mares, J. Manuel & Mares, Maria R.

\_\_\_\_\_ Case No. \_

### **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply 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).

|     | TYPE OF PROPERTY  | N<br>O<br>N<br>E | DESCRIPTION AND LOCATION OF PROPERTY  | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | CURRENT VALUE OF<br>DEBTOR'S INTEREST IN<br>PROPERTY WITHOUT<br>DEDUCTING ANY<br>SECURED CLAIM OR<br>EXEMPTION |
|-----|---|------------------|---|---------------------------------------|--|
| 1.  | Cash on hand.   | X                |   |                                       |  |
| 2.  | Checking, savings or other financial accounts, certificates of deposit or   |                  | Personal Checking Account - Manuel J. Mares - at Independent Bank, Anna Branch, Texas | С                                     | 100.00   |
|     | shares in banks, savings and loan,<br>thrift, building and loan, and<br>homestead associations, or credit<br>unions, brokerage houses, or<br>cooperatives.  |                  | Personal Checking Account - Maria Mares - Bank of America                             | С                                     | 100.00   |
| 3.  | Security deposits with public utilities, telephone companies, landlords, and others.  | X                |   |                                       |  |
| 4.  | Household goods and furnishings, include audio, video, and computer equipment.  |                  | Home Furnishings as detailed on attached schedule.                                    | С                                     | 6,475.00   |
| 5.  | Books, pictures and other art objects,<br>antiques, stamp, coin, record, tape,<br>compact disc, and other collections or<br>collectibles.   | Х                |   |                                       |  |
| 6.  | Wearing apparel.  |                  | Clothing for Debtor & Wife  | С                                     | 450.00   |
| 7.  | Furs and jewelry.   | X                |   |                                       |  |
| 8.  | Firearms and sports, photographic, and other hobby equipment.   | X                |   |                                       |  |
| 9.  | Interest in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.  | Х                |   |                                       |  |
| 10. | Annuities. Itemize and name each issue.   | X                |   |                                       |  |
| 11. | Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).) | X                |   |                                       |  |
| 12. | Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.   | X                |   |                                       |  |
| 13. | Stock and interests in incorporated and unincorporated businesses. Itemize.   | X                |   |                                       |  |
| 14. | Interests in partnerships or joint ventures. Itemize.   | Х                |   |                                       |  |
|     |   |                  |   |                                       |  |

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Debtor(s)

(If known)

### **SCHEDULE B - PERSONAL PROPERTY** (Continuation Sheet)

|     | TYPE OF PROPERTY  | N<br>O<br>N<br>E | DESCRIPTION AND LOCATION OF PROPERTY              | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | CURRENT VALUE OF<br>DEBTOR'S INTEREST IN<br>PROPERTY WITHOUT<br>DEDUCTING ANY<br>SECURED CLAIM OR<br>EXEMPTION |
|-----|---|------------------|---|---------------------------------------|--|
| 15. | Government and corporate bonds and other negotiable and non-negotiable instruments.   | Х                |   |                                       |  |
| 16. | Accounts receivable.  | X                |   |                                       |  |
|     | Alimony, maintenance, support, and property settlements in which the debtor is or may be entitled. Give particulars.  | X                |   |                                       |  |
| 18. | Other liquidated debts owed to debtor including tax refunds. Give particulars.  | X                |   |                                       |  |
| 19. | Equitable or future interest, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.   | X                |   |                                       |  |
| 20. | Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.  | X                |   |                                       |  |
| 21. | Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.  | X                |   |                                       |  |
| 22. | Patents, copyrights, and other intellectual property. Give particulars.   | X                |   |                                       |  |
| 23. | Licenses, franchises, and other general intangibles. Give particulars.  | X                |   |                                       |  |
| 24. | Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes. | X                |   |                                       |  |
| 25. | Automobiles, trucks, trailers, and  |                  | 2000 Dodge Dakota Club Cab Pickup - 240,000 Miles | С                                     | 4,125.00   |
|     | other vehicles and accessories.   |                  | 2002 Cadillac Escalade - 220,000 Miles            | С                                     | 9,325.00   |
| 26. | Boats, motors, and accessories.   | X                |   |                                       |  |
| 27. | Aircraft and accessories.   | X                |   |                                       | <u>.</u>   |
| 28. | Office equipment, furnishings, and supplies.  |                  | HP Copier - 10 Yrs. Old                           | С                                     | 100.00   |
| 29. | Machinery, fixtures, equipment, and supplies used in business.  | X                |   |                                       |  |
| 30. | Inventory.  | X                |   |                                       |  |
|     | Animals.  | X                |   |                                       |  |
| 32. | Crops - growing or harvested. Give particulars.   | X                |   |                                       |  |
|     | Farming equipment and implements.   | X                |   |                                       |  |
| 34. | Farm supplies, chemicals, and feed.   | X                |   |                                       |  |
|     |   |                  |   |                                       |  |

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(If known)

# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

| TYPE OF PROPERTY   | N<br>O<br>N<br>E | DESCRIPTION AND LOCATION OF PROPERTY | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | CURRENT VALUE OF<br>DEBTOR'S INTEREST IN<br>PROPERTY WITHOUT<br>DEDUCTING ANY<br>SECURED CLAIM OR<br>EXEMPTION |
|--|------------------|--------------------------------------|---------------------------------------|--|
| 35. Other personal property of any kind not already listed. Itemize. | X                |                                      | H HUS                                 |  |
|  |                  |                                      | TAL                                   | 20,675.00  |

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Debtor(s)

### SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

| Debtor elects   | the | exemptions | to | which | debtor | is | entitled under: |  |
|-----------------|-----|------------|----|-------|--------|----|-----------------|--|
| (Check one box) |     | _          |    |       |        |    |                 |  |

Check if debtor claims a homestead exemption that exceeds \$146,450. \*

11 U.S.C. § 522(b)(2) 11 U.S.C. § 522(b)(3)

| DESCRIPTION OF PROPERTY  | SPECIFY LAW PROVIDING EACH EXEMPTION | VALUE OF CLAIMED<br>EXEMPTION | CURRENT VALUE<br>OF PROPERTY<br>WITHOUT DEDUCTING |
|--|--------------------------------------|-------------------------------|---|
| COUEDINE D. DEDCOMAL PROPERTY  |                                      |                               | EXEMPTIONS  |
| SCHEDULE B - PERSONAL PROPERTY Personal Checking Account - Manuel J. Mares - at Independent Bank, Anna Branch, Texas | 11 USC § 522(d)(5)                   | 100.00                        | 100.00  |
| Personal Checking Account - Maria Mares - Bank of America  | 11 USC § 522(d)(5)                   | 100.00                        | 100.00  |
| Home Furnishings as detailed on attached schedule.   | 11 USC § 522(d)(3)                   | 6,475.00                      | 6,475.00  |
| Clothing for Debtor & Wife   | 11 USC § 522(d)(3)                   | 450.00                        | 450.00  |
| HP Copier - 10 Yrs. Old  | 11 USC § 522(d)(5)                   | 100.00                        | 100.00  |
|  |                                      |                               |   |
|  |                                      |                               |   |
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|  |                                      |                               |   |

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### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, 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). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H – Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

| CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER.  (See Instructions Above.)                         | CODEBTOR | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | DATE CLAIM WAS INCURRED,<br>NATURE OF LIEN, AND DESCRIPTION AND VALUE OF<br>PROPERTY SUBJECT TO LIEN | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT OF<br>CLAIM WITHOUT<br>DEDUCTING<br>VALUE OF<br>COLLATERAL | UNSECURED<br>PORTION, IF ANY |
|---|----------|---------------------------------------|--|------------|--------------|----------|---|------------------------------|
| ACCOUNT NO.   |          | С                                     | Property Taxes for 1701 Waddill Street,  |            |              |          | 18,543.59   |                              |
| Anna Independent School District<br>CO Perdue,Brandon,Fielder,Collins,Mott<br>PO Box 13430<br>Arlington, TX 76094-0430        |          |                                       | McKinney, Collin County, Texas, 75069  |            |              |          |   |                              |
|   |          |                                       | VALUE \$ <b>52,304.00</b>  |            |              |          |   |                              |
| ACCOUNT NO.   |          | С                                     | Taxes - Lots 11 and 12 , Block 7 of Free   |            |              |          | 3,735.03  |                              |
| City Of McKinney, Et Al<br>CO Gay,McCall,Isaacks,Gordon&RobertsPC<br>1919 S Shiloh Rd Ste 310 Lb 40<br>Garland, TX 75042-8293 |          |                                       | Methodist Addition - 1402 1st Avenue,<br>McKinney, Texas, 75069                                      |            |              |          |   |                              |
|   |          |                                       | VALUE \$ 58,058.00   |            |              |          |   |                              |
| ACCOUNT NO.   |          | С                                     | Taxes - Lot 10, Block 7, Free Methodist  |            |              |          | 3,085.98  |                              |
| City Of McKinney, Et Al<br>CO Gay,McCall,Isaacks,Gordon&RobertsPC<br>1919 S Shiloh Rd Ste 310 Lb 40<br>Garland, TX 75042-8293 |          |                                       | Addition - 1701 Waddill St N, McKinney, Texas  |            |              |          |   |                              |
|   |          |                                       | VALUE \$ <b>52,304.00</b>  | 1          |              |          |   |                              |
| ACCOUNT NO.   |          | С                                     | Income Taxes for 2002, 2003 and 2005 on  |            |              |          | 8,000.00  | 8,000.00                     |
| Internal Revenue Service<br>MC 5120 NDAL<br>4050 Alpha Rd Rm 185<br>Dallas, TX 75244-9440                                     |          |                                       | Homestead  |            |              |          |   |                              |
|   |          |                                       | VALUE \$ 389,000.00  | 1          |              |          |   |                              |
| 1 continuation sheets attached  |          |                                       | (Total of th   | is p       | _            | e)       | \$ 33,364.60  | \$ 8,000.00                  |
|   |          |                                       | (Use only on la  |            | Tota<br>page |          | \$  | \$                           |
|   |          |                                       |  |            |              |          | (Report also on   | (If applicable, report       |

(Report also on Summary of Schedules.)

(If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.)

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(If known)

# SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS (Continuation Sheet)

| CREDITOR'S NAME AND MAILING ADDRESS<br>INCLUDING ZIP CODE AND ACCOUNT NUMBER.<br>(See Instructions Above.) | CODEBTOR | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | DATE CLAIM WAS INCURRED,<br>NATURE OF LIEN, AND DESCRIPTION AND VALUE OF<br>PROPERTY SUBJECT TO LIEN   | CONTINGENT   | UNLIQUIDATED | DISPUTED | AMOUNT OF<br>CLAIM WITHOUT<br>DEDUCTING<br>VALUE OF<br>COLLATERAL | UNSECURED<br>PORTION, IF ANY |
|--|----------|---------------------------------------|--|--------------|--------------|----------|---|------------------------------|
| ACCOUNT NO.  |          | С                                     | 5 Acre Plot of Land described as: Tract  | t            |              |          | 4,616.64  | 4,616.64                     |
| Internal Revenue Service<br>MC 5120 NDAL<br>4050 Alpha Rd Rm 185<br>Dallas, TX 75244-9440                  |          |                                       | #1 - Rancho Del Norte Sec 1, Lot 4 as part of homestead  |              |              |          | ,   | ŕ                            |
|  |          |                                       | VALUE \$ 90,000.00   |              |              |          |   |                              |
| ACCOUNT NO.  |          | С                                     | 5 Acre Plot of Land described as: Tract  |              |              |          | 4,899.67  | 4,899.67                     |
| Internal Revenue Service<br>MC 5120 NDAL<br>4050 Alpha Rd Rm 185<br>Dallas, TX 75244-9440                  |          |                                       | #3 - Rancho Del Norte Sec 1, Lot 6 as part of homestead  |              |              |          |   |                              |
|  |          |                                       | VALUE \$ 90,000.00   | ĺ            |              |          |   |                              |
| ACCOUNT NO. 3650   |          | С                                     | Mortgage on Home at 1402 1st Avenue,   |              |              |          | 50,940.20   |                              |
| Texas Star Bank<br>402 W White St<br>Anna, TX 75409-2536   |          |                                       | McKinney, Collin County, Texas, 75069<br>known as: Fee Methodist (CMC), Blk 7,<br>Lot 11 & 12  |              |              |          |   |                              |
|  |          |                                       | VALUE \$ <b>58,058.00</b>  | Ī            |              |          |   |                              |
| ACCOUNT NO. <b>5720</b>  |          | С                                     | Conventional Real Estate Mortgage for  |              |              |          | 389,000.00  |                              |
| Wells Fargo Hm Mortgag<br>8480 Stagecoach Cir<br>Frederick, MD 21701-4747                                  |          |                                       | Home & 5 Acres of Land at 8369 North<br>Highway 75, Anna, Collin County, Texas,<br>75409 described as: Tract #2 - Rancho<br>Del Norte Sec 1, Lot 5 |              |              |          |   |                              |
|  |          |                                       | VALUE \$ 389,000.00  | ĺ            |              |          |   |                              |
| ACCOUNT NO.  |          | С                                     | 5 Acre Plot of Land described as: Tract  |              |              |          | 90,000.00   |                              |
| Wells Fargo Hm Mortgag<br>8480 Stagecoach Cir<br>Frederick, MD 21701-4747                                  |          |                                       | #1 - Rancho Del Norte Sec 1, Lot 4 as part of homestead  |              |              |          |   |                              |
|  |          |                                       | VALUE \$ 90,000.00   |              |              |          |   |                              |
| ACCOUNT NO.  |          | С                                     | 5 Acre Plot of Land described as: Tract  | T            | T            |          | 90,000.00   |                              |
| Wells Fargo Hm Mortgag<br>8480 Stagecoach Cir<br>Frederick, MD 21701-4747                                  |          |                                       | #3 - Rancho Del Norte Sec 1, Lot 6 as part of homestead  |              |              |          |   |                              |
|  |          |                                       | VALUE \$ 90,000.00   | 1            |              |          |   |                              |
| Sheet no. 1 of 1 continuation sheets attact Schedule of Creditors Holding Secured Claims                   | hed      | to                                    |  | Sul<br>nis p |              |          | \$ 629,456.51   | \$ 9,516.31                  |

Total (Use only on last page)

(Report also on Summary of Schedules.)

662,821.11

(If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.)

17,516.31

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a drug, or another substance. 11 U.S.C. § 507(a)(10).

1 continuation sheets attached

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Case No. (If known)

### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, 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).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data. © 1993-2011 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E. TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets) **Domestic Support Obligations** Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1). Extensions of credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3). Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$11,725\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5). Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,775\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6). **Deposits by individuals** Claims of individuals up to \$2,600\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7). **▼** Taxes and Certain Other Debts Owed to Governmental Units Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8). Commitments to Maintain the Capital of an Insured Depository Institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9). Claims for Death or Personal Injury While Debtor Was Intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol,

\* Amounts are subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

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### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS (Continuation Sheet)

### **Taxes and Other Certain Debts Owed to Governmental Units**

(Type of Priority for Claims Listed on This Sheet)

|   |          |                                       | (Type of Priority for Claims Listed on This Sheet)   | ,          |              |          |                       |                                      |  |
|---|----------|---------------------------------------|--|------------|--------------|----------|-----------------------|--------------------------------------|--|
| CREDITOR'S NAME, MAILING ADDRESS<br>INCLUDING ZIP CODE AND ACCOUNT NUMBER.<br>(See Instructions above.) | CODEBTOR | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | DATE CLAIM WAS INCURRED<br>AND CONSIDERATION FOR CLAIM   | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT<br>OF<br>CLAIM | AMOUNT<br>ENTITLED<br>TO<br>PRIORITY | AMOUNT<br>NOT<br>ENTITLED<br>TO<br>PRIORITY,<br>IF ANY |
| ACCOUNT NO.   |          | С                                     | 1040 Taxes for the period  | T          |              |          |                       |                                      |  |
| Internal Revenue Service<br>MC 5120 NDAL<br>4050 Alpha Rd Rm 185<br>Dallas, TX 75244-9440               |          |                                       | 12/31/2002   |            |              |          | 6,853.80              | 6,853.80                             |  |
| ACCOUNT NO.   |          | Н                                     | 941 Taxes - 2nd, 3rd & 4th   |            |              | X        |                       |                                      |  |
| Internal Revenue Service<br>MC 5120 NDAL<br>4050 Alpha Rd Rm 185<br>Dallas, TX 75244-9440               |          |                                       | Quarters of 2005; 1st, 2nd, 3rd & 4th Quarters of 2006; 1st, 2nd, 3rd & 4th Quarters of 2007; 1st, 2nd, 3rd & 4th Quarters of 2008 |            |              |          | 194,000.00            | 194,000.00                           |  |
| ACCOUNT NO.   |          | Н                                     | 6672 Taxes for: 06/30/05,  |            |              | Х        |                       |                                      |  |
| Internal Revenue Service<br>MC 5120 NDAL<br>4050 Alpha Rd Rm 185<br>Dallas, TX 75244-9440               |          |                                       | 09/30/05, 12/31/05, 12/31/05;<br>03/31/06, 06/30/06, 09/30/06,<br>12/31/06; 03/31/07, 03/31/07,<br>06/30/07, 06/30/07              |            |              |          | 87,498.74             | 87,498.74                            |  |
| ACCOUNT NO.   |          | С                                     | 1040 Taxes for 12/31/2005  | T          |              |          | ,                     | ,                                    |  |
| Internal Revenue Service<br>MC 5120 NDAL<br>4050 Alpha Rd Rm 185<br>Dallas, TX 75244-9440               |          |                                       |  |            |              |          | 1,713.29              | 1,713.29                             |  |
| ACCOUNT NO.   |          | С                                     | 1040 Taxes for 12/31/2003  |            |              |          |                       |                                      |  |
| Internal Revenue Service<br>MC 5120 NDAL<br>4050 Alpha Rd Rm 185<br>Dallas, TX 75244-9440               |          |                                       |  |            |              |          | 7,328.16              | 7,328.16                             |  |
| ACCOUNT NO.   |          |                                       |  |            |              |          |                       |                                      |  |
| Sheet no. 1 of 1 continuation sheets Schedule of Creditors Holding Unsecured Priority                   |          |                                       | to (Totals of th   |            | ag           | e)       | \$ 297,393.99         | \$ 297,393.99                        | \$   |
| (Use only on last page of the comp  | olete    | ed Sch                                | nedule E. Report also on the Summary of Sch  | edu        |              | s.)      | \$ 297,393.99         |                                      |  |
|   |          |                                       | last page of the completed Schedule E. If app<br>al Summary of Certain Liabilities and Relate                                      | plic       |              | le,      |                       | \$ 297,393.99                        | \$   |

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(If known)

IN RE Mares, J. Manuel & Mares, Maria R

Case No.

Debtor(s)

### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, 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). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured nonpriority claims to report on this Schedule F.

| CREDITOR'S NAME, MAILING ADDRESS<br>INCLUDING ZIP CODE, AND ACCOUNT NUMBER.<br>(See Instructions Above.) | CODEBTOR | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND<br>CONSIDERATION FOR CLAIM. IF CLAIM IS<br>SUBJECT TO SETOFF, SO STATE   | CONTINGENT | UNLIQUIDATED        | DISPUTED | AMOUNT<br>OF<br>CLAIM |
|--|----------|---------------------------------------|--|------------|---------------------|----------|-----------------------|
| ACCOUNT NO. 4790   |          | С                                     | Collectoin Account   |            |                     |          |                       |
| A T T Mobility<br>CO EOS CCA<br>700 Longwater Dr<br>Norwell, MA 02061-1624                               |          |                                       |  |            |                     |          | 468.00                |
| ACCOUNT NO. 6238   |          | С                                     | Medical Collection Account   | П          | П                   |          |                       |
| Acute Kids Urgent Care<br>CO Paramount Recovery Systems<br>PO Box 788<br>Lorena, TX 76655-0788           |          |                                       |  |            |                     |          | 80.00                 |
| ACCOUNT NO. <b>0443</b>  |          | С                                     | Collection Account   | П          | П                   |          |                       |
| ATT Mobility<br>CO EOS CCA<br>700 Longwater Dr<br>Norwell, MA 02061-1624                                 |          |                                       |  |            |                     |          | 1,206.00              |
| ACCOUNT NO. <b>5772</b>  |          | С                                     | Collection Account   | H          | П                   |          | -,                    |
| Banfield Pet Hospital<br>COI I C System Inc<br>PO Box 64378<br>Saint Paul, MN 55164-0378                 |          |                                       |  |            |                     |          | 2,525.00              |
| 4  |          |                                       |  | Sub        |                     | - 1      | . 4 270 nn            |
| 4 continuation sheets attached   |          |                                       | (Total of the (Use only on last page of the completed Schedule F. Report the Summary of Schedules and, if applicable, on the Summary of Certain Liabilities and Relate | T<br>t als | Γota<br>o o<br>tica | al<br>n  | \$ <b>4,279.00</b>    |

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IN RE Mares, J. Manuel & Mares, Maria R.

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Case No. \_

Debtor(s)

(If known)

|  |          | (•                                    | Continuation Sheet)   |              |              |          |                       |
|--|----------|---------------------------------------|---|--------------|--------------|----------|-----------------------|
| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)       | CODEBTOR | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND<br>CONSIDERATION FOR CLAIM. IF CLAIM IS<br>SUBJECT TO SETOFF, SO STATE  | CONTINGENT   | UNLIQUIDATED | DISPUTED | AMOUNT<br>OF<br>CLAIM |
| ACCOUNT NO. <b>6740</b>  |          | С                                     | Medical Collection Account  | Н            |              | H        |                       |
| Centennial Medical Center CO Central Finl Control PO Box 66051 Anaheim, CA 92816-6051                    | -        |                                       |   |              |              |          | 528.00                |
| ACCOUNT NO. 6816   |          | С                                     | Medical Collection Account  |              |              |          |                       |
| Centennial Medical Center CO Central Finl Control PO Box 66051 Anaheim, CA 92816-6051                    |          |                                       |   |              |              |          | 1,781.00              |
| ACCOUNT NO. <b>4005</b>  |          | С                                     | Credit Card Collection Account  |              |              |          |                       |
| Citibank South Dakota NA<br>CO Midland Credit Mgmt In<br>8875 Aero Dr<br>San Diego, CA 92123-2251        |          |                                       |   |              |              |          | 215.00                |
| ACCOUNT NO. <b>R327</b>  |          | С                                     | Collection Account  |              |              |          |                       |
| Compass Bank Checking Account<br>CO RJM Acq LLC<br>575 Underhill Blvd Ste 2<br>Syosset, NY 11791-3426    | -        |                                       |   |              |              |          | 546.00                |
| ACCOUNT NO. 2876   |          | С                                     | Collection Account  |              |              |          | 340.00                |
| Coserv CO Credit Protection Association 13355 Noel Rd Ste 2100 Dallas, TX 75240-6837                     |          |                                       |   |              |              |          | 379.00                |
| ACCOUNT NO. 3378   |          | С                                     | Charge Account  | Н            |              |          | 070.00                |
| DSNB Macys<br>9111 Duke Blvd<br>Mason, OH 45040-8999   |          |                                       |   |              |              |          | 7.00                  |
| ACCOUNT NO. <b>3201</b>  | $\vdash$ | С                                     | Charged-Off Account   | H            |              | $\dashv$ | 7.00                  |
| EXPO/CBNA PO Box 6282 Sioux Falls, SD 57117-6282   |          | _                                     |   |              |              |          |                       |
|  |          |                                       |   |              |              |          | 132.00                |
| Sheet no1 of4 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims |          |                                       | (Total of the   | -            |              | ;)       | \$ 3,588.00           |
|  |          |                                       | (Use only on last page of the completed Schedule F. Repor<br>the Summary of Schedules, and if applicable, on the S<br>Summary of Certain Liabilities and Relate | also<br>atis | o o          | n<br>al  | \$                    |

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IN RE Mares, J. Manuel & Mares, Maria R.

Debtor(s)

\_ Case No. \_ (If known)

|  |   | (1                                    | Continuation Sneet)  |           |              |           |                       |
|--|---|---------------------------------------|--|-----------|--------------|-----------|-----------------------|
| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)             |   | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND<br>CONSIDERATION FOR CLAIM. IF CLAIM IS<br>SUBJECT TO SETOFF, SO STATE |           | UNLIQUIDATED | DISPUTED  | AMOUNT<br>OF<br>CLAIM |
| ACCOUNT NO. 9334   |   | w                                     | Collection Account   | П         |              | Ħ         |                       |
| Grande Communications<br>CO Crd Prt Assoc<br>13355 Noel Rd Ste 2100<br>Dallas, TX 75240-6837                   | • |                                       |  |           |              |           | 137.00                |
| ACCOUNT NO. 3882   |   | С                                     | Collection Account   | П         |              | T         |                       |
| Infinity County Mutual Insurance<br>CO Credit Coll   |   |                                       |  |           |              |           |                       |
| ACCOUNT NO. 1249   |   | w                                     | Medical Collection Account   |           |              |           | 351.00                |
| Innovative Emergency Medicine CO United Revenue Corp 204 Billings St Ste 120 Arlington, TX 76010-2495          |   |                                       |  |           |              |           | 443.00                |
| ACCOUNT NO. <b>0990</b>  |   | w                                     | Medical Collection Account   |           |              |           |                       |
| Innovative Emergency Medicine<br>CO United Revenue Corp<br>204 Billings St Ste 120<br>Arlington, TX 76010-2495 |   |                                       |  |           |              |           | 207.00                |
| ACCOUNT NO. <b>6172</b>  |   | С                                     | Medical Collection Account   | H         |              | -         | 297.00                |
| Medical Payment Data CO Paramt Rec 111 E Center St Lorena, TX 76655-9651                                       | - |                                       | medical concention Account   |           |              |           | 210.00                |
| ACCOUNT NO. 3172   |   | С                                     | Medical Collection Account   |           |              | H         |                       |
| Medical Payment Data<br>CO Paramt Rec<br>111 E Center St<br>Lorena, TX 76655-9651                              |   |                                       |  |           |              |           | 440.00                |
| ACCOUNT NO. 7008   |   | С                                     | Charged-Off Auto Loan  | П         |              | $\exists$ |                       |
| Nissan Motor Acceptanc<br>PO Box 660360<br>Dallas, TX 75266-0360   |   |                                       |  |           |              |           | 2 624 00              |
| Sheet no. <b>2</b> of <b>4</b> continuation sheets attached to   |   |                                       |  | Sub       | tote         |           | 3,634.00              |
| Schedule of Creditors Holding Unsecured Nonpriority Claims   |   |                                       | (Total of the (Use only on last page of the completed Schedule F. Repor                            | is p<br>T | age<br>Tota  | e)<br>al  | \$ 5,512.00           |
|  |   |                                       | the Summary of Schedules, and if applicable, on the S<br>Summary of Certain Liabilities and Relate | atis      | tica         | al        | \$                    |

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(If known)

IN RE Mares, J. Manuel & Mares, Maria R.

Case No. \_ Debtor(s)

|  |          | ((                                    | Continuation Sheet)   |                |              |          |                       |
|--|----------|---------------------------------------|---|----------------|--------------|----------|-----------------------|
| CREDITOR'S NAME, MAILING ADDRESS<br>INCLUDING ZIP CODE, AND ACCOUNT NUMBER.<br>(See Instructions Above.)           | CODEBTOR | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND<br>CONSIDERATION FOR CLAIM. IF CLAIM IS<br>SUBJECT TO SETOFF, SO STATE  | CONTINGENT     | UNLIQUIDATED | DISPUTED | AMOUNT<br>OF<br>CLAIM |
| ACCOUNT NO. 8978   |          | w                                     | Medical Collection Account  | T              |              | П        |                       |
| North Texas Ob/Gyn<br>CO I C System<br>PO Box 64378<br>Saint Paul, MN 55164-0378                                   |          |                                       |   |                |              |          | 555.00                |
| ACCOUNT NO. 3138   |          | С                                     | Collection Account  |                |              | П        |                       |
| Progressive County Mutual Insu<br>CO Credit Collection/USA<br>16 Distributor Dr Ste 1<br>Morgantown, WV 26501-7138 |          |                                       |   |                |              |          | 342.00                |
| ACCOUNT NO. 2923   |          | С                                     | Collection Account  |                |              | П        |                       |
| Progressive County Mutual Insu<br>CO Credit Collection/USA<br>16 Distributor Dr Ste 1<br>Morgantown, WV 26501-7138 |          |                                       |   |                |              |          | 1,577.00              |
| ACCOUNT NO. <b>2098</b>  |          | С                                     | Collection Account  |                |              | Н        | ,                     |
| Progressive Insurance Company<br>CO Credit Collection/USA<br>16 Distributor Dr Ste 1<br>Morgantown, WV 26501-7138  |          |                                       |   |                |              |          | 1,513.00              |
| ACCOUNT NO. <b>4861</b>  |          | С                                     | Collection Account  |                |              | Н        | ,                     |
| Sprint<br>CO Enhanced Recovery Company<br>8014 Bayberry Rd<br>Jacksonville, FL 32256-7412                          |          |                                       |   |                |              |          | 1,101.00              |
| ACCOUNT NO. <b>5113</b>  |          | С                                     | Collection Account  | H              |              | Н        | .,                    |
| Sprint CO Convergent Outsourcing 800 SE 39th St Renton, WA 98057   |          |                                       |   |                |              |          | 1,101.00              |
| ACCOUNT NO. <b>6221</b>  |          | W                                     | Medical Collection Account  | $\vdash$       |              | Н        | .,                    |
| Texas Medicine Resources<br>CO United Revenue Corp<br>204 Billings St Ste 120<br>Arlington, TX 76010-2495          |          |                                       |   |                |              |          | 200.00                |
| Sheet no. 3 of 4 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims        |          |                                       | (Total of the   | Sub<br>is p    |              | - 1      | \$ 6,489.00           |
|  |          |                                       | (Use only on last page of the completed Schedule F. Repor<br>the Summary of Schedules, and if applicable, on the S<br>Summary of Certain Liabilities and Relate | t als<br>tatis | tica         | n<br>al  | \$                    |

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(If known)

IN RE Mares, J. Manuel & Mares, Maria R.

Case No. Debtor(s)

|   |          |                                       | Continuation Sneet)  |                     |                     |               |                           |
|---|----------|---------------------------------------|--|---------------------|---------------------|---------------|---------------------------|
| CREDITOR'S NAME, MAILING ADDRESS<br>INCLUDING ZIP CODE, AND ACCOUNT NUMBER.<br>(See Instructions Above.)  | CODEBTOR | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND<br>CONSIDERATION FOR CLAIM. IF CLAIM IS<br>SUBJECT TO SETOFF, SO STATE   | CONTINGENT          | UNLIQUIDATED        | DISPUTED      | AMOUNT<br>OF<br>CLAIM     |
| ACCOUNT NO. <b>5524</b>   |          | w                                     | Medical Collection Account   | П                   |                     |               |                           |
| Texas Medicine Resources<br>CO United Revenue Corp<br>204 Billings St Ste 120<br>Arlington, TX 76010-2495 |          |                                       |  |                     |                     |               | 198.00                    |
| ACCOUNT NO. 6541  |          | W                                     | Collection Account   | П                   |                     |               |                           |
| Wade Crossing<br>CO Fair Collections & Out<br>12304 Baltimore Ave<br>Beltsville, MD 20705-1314            |          |                                       |  |                     |                     |               | 734.00                    |
| ACCOUNT NO.   |          |                                       |  | П                   |                     |               |                           |
|   |          |                                       |  |                     |                     |               |                           |
| ACCOUNT NO.   |          |                                       |  | П                   |                     |               |                           |
|   |          |                                       |  |                     |                     |               |                           |
| ACCOUNT NO.   | -        |                                       |  |                     |                     |               |                           |
| ACCOUNT NO.   |          |                                       |  | Н                   |                     |               |                           |
|   | -        |                                       |  |                     |                     |               |                           |
| ACCOUNT NO.   | T        |                                       |  | H                   |                     |               |                           |
|   | -        |                                       |  |                     |                     |               |                           |
| Sheet no. 4 of 4 continuation sheets attached to  |          |                                       |  | Sub                 |                     |               | ф 022.00                  |
| Schedule of Creditors Holding Unsecured Nonpriority Claims  |          |                                       | (Total of the (Use only on last page of the completed Schedule F. Report the Summary of Schedules, and if applicable, on the Summary of Certain Liabilities and Relate | T<br>t als<br>tatis | Γota<br>o o<br>tica | al<br>n<br>al | \$ 932.00<br>\$ 20,800.00 |

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Debtor(s)

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Case No.

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IN RE Mares, J. Manuel & Mares, Maria R.

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### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, 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).

✓ Check this box if debtor has no executory contracts or unexpired leases.

| NAME AND MAILING ADDRESS, INCLUDING ZIP CODE<br>OF OTHER PARTIES TO LEASE OR CONTRACT | DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT. |
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IN RE Mares, J. Manuel & Mares, Maria R.

Debtor(s) Case No.

(If known)

### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, 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).

Check this box if debtor has no codebtors.

| NAME AND ADDRESS OF CODEBTOR | NAME AND ADDRESS OF CREDITOR |
|------------------------------|------------------------------|
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(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

(If known)

IN RE Mares, J. Manuel & Mares, Maria R

Debtor(s)

Case No.

### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on From 22A, 22B, or 22C.

| Debtor's Marital Status       |                   | DEPENDEN                                    | NTS OF DEBTOR ANI     | SPOU     | USE       |          |        |
|-------------------------------|-------------------|---|-----------------------|----------|-----------|----------|--------|
| Married                       |                   | RELATIONSHIP(S):                            |                       |          |           | AGE(S):  | :      |
|                               |                   |   |                       |          |           |          |        |
|                               |                   |   |                       |          |           |          |        |
| EMPLOYMENT:                   |                   | DEBTOR                                      |                       |          | SPOUSE    |          |        |
| Occupation                    | Sheet Metal C     | Contractor                                  | Homemaker             |          |           |          |        |
| Name of Employer              |                   | Commercial Roofing & Sheetmetal             |                       |          |           |          |        |
| How long employed             | -                 | nber, 2011 - 7 Months                       |                       |          |           |          |        |
| Address of Employer           | 1648 Ballard      |   |                       |          |           |          |        |
|                               | Seagoville, T     | X 75159                                     |                       |          |           |          |        |
| INCOME: (Estima               | ate of average or | r projected monthly income at time case fi  | led)                  |          | DEBTOR    |          | SPOUSE |
| 1. Current monthly            | gross wages, sa   | lary, and commissions (prorate if not paid  | l monthly)            | \$       |           | \$       |        |
| 2. Estimated month            | ly overtime       |   |                       | \$       |           | \$       |        |
| 3. SUBTOTAL                   |                   |   |                       | \$       | 0.00      | \$       | 0.00   |
| 4. LESS PAYROL                | L DEDUCTION       | NS  |                       |          |           |          |        |
| a. Payroll taxes a            | nd Social Secur   | ity   |                       | \$       |           | \$       |        |
| b. Insurance                  |                   |   |                       | \$       |           | \$       |        |
| c. Union dues                 |                   |   |                       | \$       |           | \$       |        |
| d. Other (specify)            | )                 |   |                       | · \$     |           | \$       |        |
| 5. SUBTOTAL O                 | F PAYROLL D       | DEDUCTIONS                                  |                       | <u> </u> | 0.00      | \$       | 0.00   |
| 6. TOTAL NET M                |                   |   |                       | \$       | 0.00      |          | 0.00   |
| o. I O I I I I I              |                   |   |                       | Ψ        |           | Ψ        |        |
| 7. Regular income             | from operation of | of business or profession or farm (attach d | letailed statement)   | \$       | 8,800.00  | \$       |        |
| 8. Income from rea            |                   |   |                       | \$       | 526.00    | \$       |        |
| 9. Interest and divide        |                   |   |                       | \$       |           | \$       |        |
|                               |                   | ort payments payable to the debtor for the  | debtor's use or       | Φ.       |           | Ф        |        |
| that of dependents            |                   | mont assistance                             |                       | \$       |           | \$       |        |
| 11. Social Security (Specify) |                   | illient assistance                          |                       | \$       |           | \$       |        |
| (Specify)                     |                   |   |                       | \$ —     |           | \$       |        |
| 12. Pension or retir          | ement income      |   |                       | \$       |           | \$       |        |
| 13. Other monthly             | income            |   |                       |          |           |          |        |
| (Specify) Gifts F             | rom Daughter      | & Son-In-Law                                |                       | \$       | 1,696.00  | \$       |        |
|                               |                   |   |                       | \$       |           | \$       |        |
|                               |                   |   |                       | \$       |           | \$       |        |
| 14. SUBTOTAL O                | OF LINES 7 TH     | HROUGH 13                                   |                       | \$       | 11,022.00 | \$       |        |
| 15. AVERAGE M                 | ONTHLY INC        | COME (Add amounts shown on lines 6 and      | d 14)                 | \$       | 11,022.00 | \$       | 0.00   |
| 16 COMBINED                   | AVEDACE MO        | ONTHLY INCOME: (Combine column t            | otals from line 15.   |          |           |          |        |
|                               |                   | otal reported on line 15)                   | omis iroili illic 13, |          | \$        | 11,022.0 | 00     |

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

Debtor(s)

Desc Main

11,022.00

IN RE Mares, J. Manuel & Mares, Maria R.

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None

Case No. \_\_\_\_\_(If known)

### SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

| Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate any payments made biweekly, |
|--|
| quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the deductions from income allowed          |
| on Form22A or 22C.   |
| Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of  |

| 1. Rent or home mortgage payment (include lot rented for mobile home)   | \$                | 2,387.00 |
|---|-------------------|----------|
| a. Are real estate taxes included? Yes No   |                   |          |
| b. Is property insurance included? Yes No   |                   |          |
| 2. Utilities:   |                   |          |
| a. Electricity and heating fuel   | \$                | 375.00   |
| b. Water and sewer  | \$                | 84.00    |
| c. Telephone  | \$                |          |
| d. Other TV & Internet  | \$                | 125.00   |
|   | \$                |          |
| 3. Home maintenance (repairs and upkeep)  | \$                | 100.00   |
| 4. Food   | \$                | 437.00   |
| 5. Clothing   | \$                | 35.00    |
| 6. Laundry and dry cleaning   | \$                | 40.00    |
| 7. Medical and dental expenses  | \$                |          |
| 8. Transportation (not including car payments)  | \$                |          |
| 9. Recreation, clubs and entertainment, newspapers, magazines, etc.   | \$                | 250.00   |
| 10. Charitable contributions  | \$                |          |
| 11. Insurance (not deducted from wages or included in home mortgage payments)   |                   |          |
| a. Homeowner's or renter's  | \$                |          |
| b. Life   | \$                |          |
| c. Health   | \$                |          |
| d. Auto   | \$                | 175.00   |
| e. Other  | \$                |          |
| 10. The second se | \$                |          |
| 12. Taxes (not deducted from wages or included in home mortgage payments)   | ф                 | 040.00   |
| (Specify) Self Employment Taxes From Current Year   | \$                | 210.00   |
| 13. Installment payments: (in chapter 11, 12 and 13 cases, do not list payments to be included in the plan)   | <b>&gt;</b>       |          |
| a. Auto   | ¢                 |          |
| 1. Od M. dave Feddo Fredd   | , —               | 526.00   |
| b. Other Mortgage For 1401 First Ave  | —— <sup>©</sup> — | 520.00   |
| 14. Alimony maintanance and support paid to others  | —— \$ —           |          |
| <ul><li>14. Alimony, maintenance, and support paid to others</li><li>15. Payments for support of additional dependents not living at your home</li></ul>  | \$                |          |
| 16. Regular expenses from operation of business, profession, or farm (attach detailed statement)  | ф —               | 6,157.00 |
| 17. Oil Personal Care Products 9. Comisso   | φ                 | 55.00    |
| Housekeeping Supplies   | —— \$ —           | 66.00    |
| i odoeveehing odphies   | —— ф ——           | 00.00    |

### 20. STATEMENT OF MONTHLY NET INCOME

| a. Average monthly income from Line 15 of Schedule I | \$ 11,022.00 |
|--|--------------|
| b. Average monthly expenses from Line 18 above       | \$ 11,022.00 |
| c. Monthly net income (a. minus b.)                  | \$ 0.00      |

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Desc Main

(If known)

IN RE Mares, J. Manuel & Mares, Maria R.

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Debtor(s)

Case No.

### DECLARATION CONCERNING DEBTOR'S SCHEDULES

### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of **20** sheets, and that they are true and correct to the best of my knowledge, information, and belief. Date: **April 30, 2012** Signature: /s/ J. Manuel Mares Debtor J. Manuel Mares Date: April 30, 2012 Signature: /s/ Maria R. Mares (Joint Debtor, if any) Maria R. Mares [If joint case, both spouses must sign.] DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110) 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 by that section. Printed or Typed Name and Title, if any, of Bankruptcy Petition Preparer Social Security No. (Required by 11 U.S.C. § 110.) If the bankruptcy petition preparer is not an individual, state the name, title (if any), address, and social security number of the officer, principal, responsible person, or partner who signs the document. Address Signature of Bankruptcy Petition Preparer Date 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 signed sheets conforming to the appropriate Official Form for each person. A bankruptcy petition preparer's failure to comply with the provision 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. DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP I, the (the president or other officer or an authorized agent of the corporation or a member or an authorized agent of the partnership) of the (corporation or partnership) named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_\_ sheets (total shown on summary page plus 1), and that they are true and correct to the best of my knowledge, information, and belief. Signature: (Print or type name of individual signing on behalf of debtor)

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

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| IN RE:   |                                  | Case No               |                  |            |
|--|----------------------------------|-----------------------|------------------|------------|
| Mares, J. Manuel & Mares, Maria R.   |                                  | Chapter <b>11</b>     |                  |            |
| Debtor(  |                                  |                       |                  |            |
| BU   | SINESS INCOME AND EXPENSI        | ES                    |                  |            |
| FINANCIAL REVIEW OF THE DEBTOR operation.)   | 'S BUSINESS (Note: ONLY INCLUDE  | E information directl | y related to the | e business |
| PART A - GROSS BUSINESS INCOME FOR   | THE PREVIOUS 12 MONTHS:          |                       |                  |            |
| 1. Gross Income For 12 Months Prior to Fili  | ng:                              | \$                    |                  |            |
| PART B - ESTIMATED AVERAGE FUTURE  | E GROSS MONTHLY INCOME:          |                       |                  |            |
| 2. Gross Monthly Income:   |                                  |                       | \$               | 8,800.00   |
| PART C - ESTIMATED FUTURE MONTHLY  | Y EXPENSES:                      |                       |                  |            |
| <ol> <li>Net Employee Payroll (Other Than Debto</li> <li>Payroll Taxes</li> <li>Unemployment Taxes</li> <li>Worker's Compensation</li> <li>Other Taxes</li> <li>Inventory Purchases (Including raw mater</li> <li>Purchase of Feed/Fertilizer/Seed/Spray</li> <li>Rent (Other than debtor's principal reside</li> <li>Utilities</li> <li>Office Expenses and Supplies</li> <li>Repairs and Maintenance</li> <li>Vehicle Expenses</li> <li>Travel and Entertainment</li> <li>Equipment Rental and Leases</li> <li>Legal/Accounting/Other Professional Fees</li> <li>Insurance</li> <li>Employee Benefits (e.g., pension, medical</li> <li>Payments to be Made Directly by Debtor Business Debts (Specify):</li> </ol> | rials) nce) s l, etc.)           | \$                    |                  |            |
| 21. Other (Specify):  Business Expenses  | 6,157.00                         | \$6,157               | <u>'.00</u>      |            |
| 22. Total Monthly Expenses (Add items 3-21)  | )                                |                       | \$               | 6,157.00   |
| <b>PART D</b> - ESTIMATED AVERAGE <u>NET</u> MC  | NTHLY INCOME                     |                       |                  |            |
| 23. AVERAGE NET MONTHLY INCOM  | E (Subtract Item 22 from Item 2) |                       | \$               | 2,643.00   |

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| IN RE:                             | Case No    |
|------------------------------------|------------|
| Mares, J. Manuel & Mares, Maria R. | Chapter 11 |
| Debtor(s)                          | 1          |

### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, 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).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

### 1. Income from employment or operation of business

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE 85,846.00 2010 105,546.00 2011 3,991.00 2012 - YTD

### 2. Income other than from employment or operation of business

None State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE
12,624.00 Rental Income

### 3. Payments to creditors

Complete a. or b., as appropriate, and c.

a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,850.\* If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

\* Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

c. All debtors: List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

### 4. Suits and administrative proceedings, executions, garnishments and attachments

NATURE OF PROCEEDING

**Suit for Property Taxes** 

**Suit on Property Taxes** 

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT AND CASE NUMBER **Anna Independent School** District vs. Juan Manuel Mares, Maria Rodriguez Mares, Wells Fargo Bank, N.A., Wells Fargo Financial, Texas Inc. and United States of America - Case No.

401-04899-2011 City of McKinney/Collin

County/Collin County **CCD/McKinney Independent** School District vs. Maria Mares, et al - Case No. 416-00899-2012

City of McKinney/Collin County/Collin County **CCD/McKinney Independent** School District vs. J. Manuel Mares, et al - Case No. 416-00901-2012

Suit for Property Taxes 416th Judicial District Court,

Collin County, Texas

COURT OR AGENCY

401st District Court, Collin

AND LOCATION

County, Texas

**Pending** 

STATUS OR

Pending

DISPOSITION

416th Judicial District Court,

**Collin County, Texas** 

**Pending** 

NAME AND ADDRESS OF PERSON FOR WHOSE

DESCRIPTION AND VALUE DATE OF SEIZURE OF PROPERTY BENEFIT PROPERTY WAS SEIZED Wages/\$900

or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

**Internal Revenue Service MC 5120 NDAL** 4050 Alpha Rd Rm 185 Dallas, TX 75244-9440

**Internal Revenue Service** 

**MC 5120 NDAL** 4050 Alpha Rd Rm 185 Dallas, TX 75244-9440 Wages

### 5. Repossessions, foreclosures and returns

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either

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|-------------------------------------|--|
| 6. As                               | signments and receiverships  |
| None                                | a. Describe any assignment of property for the benefit of creditors made within <b>120 days</b> immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and joint petition is not filed.)   |
| None                                | b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within <b>one year</b> immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)  |
| 7. Gi                               | fts  |
| None                                | List all gifts or charitable contributions made within <b>one year</b> immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.) |
| OR C<br><b>Cove</b><br><b>975 S</b> | RELATIONSHIP TO DESCRIPTION AND DESCRIPTION AND DESTOR, IF ANY DATE OF GIFT VALUE OF GIFT DESCRIPTION OF GIFT DESCRIPTION OF GIFT DESCRIPTION OF GIFT VALUE OF GIFT Offerings of \$250/Month   |
| 8. Lo                               | sses   |
| None                                | List all losses from fire, theft, other casualty or gambling within <b>one year</b> immediately preceding the commencement of this case <b>or since the commencement of this case</b> . (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)  |
| 9. Pa                               | yments related to debt counseling or bankruptcy  |
| None                                | List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under bankruptcy law or preparation of a petition in bankruptcy within <b>one year</b> immediately preceding the commencement of this case.   |
| Larry<br>1400                       | DATE OF PAYMENT, NAME OF AMOUNT OF MONEY OR DESCRIPTION PAYOR IF OTHER THAN DEBTOR AND VALUE OF PROPERTY K. Hercules, Esq. Preston Rd Ste 400 o, TX 75093-5185   |
| 10. O                               | ther transfers   |
| None                                | a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within <b>two years</b> immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)  |
| None                                | b. List all property transferred by the debtor within <b>ten years</b> immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.   |
| 11. C                               | losed financial accounts   |
| None                                | List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within <b>one year</b> immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations.  |

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brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

### 12. Safe deposit boxes

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| 13. Se | etoffs |  |
|--------|--------|--|

None List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

### 14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

### $\checkmark$

### 15. Prior address of debtor

If debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

### 16. Spouses and Former Spouses

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resided with the debtor in the community property state.

#### 17. Environmental Information

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

#### 18. Nature, location and name of business

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

> LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER **INDIVIDUAL** TAXPAYER-I.D. NO. (ITIN)/COMPLETE EIN 6952

**ADDRESS** 8369 US Highway 75 Anna, TX 75409-4430 NATURE OF **BUSINESS** Construction **BEGINNING AND ENDING DATES** 

JManuelMares dba MaresConstructionCo.

NAME

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|---------------|-------|----------------|---------------------------|-----------|
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 $\checkmark$ 

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within six years immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time.

(An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as defined above, within the six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

### 19. Books, records and financial statements

a. List all bookkeepers and accountants who within the two years immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

None b. List all firms or individuals who within the **two years** immediately preceding the filing of this bankruptcy case have audited the books of account  $\checkmark$ and records, or prepared a financial statement of the debtor.

c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

### NAME AND ADDRESS

### J. Manuel Mares, Dba J.Manuel Mares Cons 8369 US Highway 75 Anna, TX 75409-4430

d. List all financial institutions, creditors, and other parties, including mercantile and trade agencies, to whom a financial statement was issued within the two years immediately preceding the commencement of the case by the debtor.

### 20. Inventories

a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above.  $\checkmark$ 

### 21. Current Partners, Officers, Directors and Shareholders

None a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

 $\checkmark$ 

b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation.

### 22. Former partners, officers, directors and shareholders

a. If the debtor is a partnership, list each member who withdrew from the partnership within **one year** immediately preceding the commencement  $\checkmark$ of this case.

b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within one year immediately  $\checkmark$ preceding the commencement of this case.

### 23. Withdrawals from a partnership or distributions by a corporation

None If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during one year immediately preceding the commencement of this case.

| Case 12-41139                             | Doc 1         | Filed 04/30/12 Document  | Entered 04/30/12 07:30:20<br>Page 41 of 46    | Desc Main                         |
|---|---------------|--------------------------|---|-----------------------------------|
| 24. Tax Consolidation Group               |               |                          | 3   |                                   |
| None If the debtor is a corporation, list | st the name a | nd federal taxpayer iden | tification number of the parent corporation o | of any consolidated group for tax |
| purposes of which the debtor h            | as been a me  | mber at any time within  | six years immediately preceding the comme     | encement of the case.             |

### 25. Pension Funds.

None If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within **six years** immediately preceding the commencement of the case.

[If completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

| Date: <b>April 30, 2012</b> | Signature /s/ J. Manuel Mares        |                 |
|-----------------------------|--------------------------------------|-----------------|
|                             | of Debtor                            | J. Manuel Mares |
| Date: April 30, 2012        | Signature /s/ Maria R. Mares         |                 |
|                             | of Joint Debtor                      | Maria R. Mares  |
|                             | (if any)                             |                 |
|                             | <b>0</b> continuation pages attached |                 |

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. § 152 and 3571.

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| IN RE:                               |  | Case No                                     |
|--------------------------------------|--|---|
| Mares, J. Manuel & Mares, Maria R.   |  | Chapter 11                                  |
|                                      | Debtor(s)  |   |
|                                      | VERIFICATION OF CREDITOR MATR                        | IX  |
| The above named debtor(s) hereby ver | rify(ies) that the attached matrix listing creditors | s is true to the best of my(our) knowledge. |
|                                      |  |   |
|                                      |  |   |
| Date: April 30, 2012                 | Signature: /s/ J. Manuel Mares                       |   |
|                                      | J. Manuel Mares                                      | Debtor                                      |
|                                      |  |   |
| Date: April 30, 2012                 | Signature: /s/ Maria R. Mares                        |   |
|                                      | Maria R. Mares                                       | Joint Debtor, if any                        |

A T T Mobility CO EOS CCA 700 Longwater Dr Norwell, MA 02061-1624

Acute Kids Urgent Care CO Paramount Recovery Systems PO Box 788 Lorena, TX 76655-0788

Anna Independent School District CO Perdue, Brandon, Fielder, Collins, Mott PO Box 13430 Arlington, TX 76094-0430

ATT Mobility CO EOS CCA 700 Longwater Dr Norwell, MA 02061-1624

Attorney General Of Texas Tax Division - Bankruptcy PO Box 12548 Austin, TX 78711-2548

Banfield Pet Hospital COI I C System Inc PO Box 64378 Saint Paul, MN 55164-0378

Centennial Medical Center CO Central Finl Control PO Box 66051 Anaheim, CA 92816-6051 Citibank South Dakota NA CO Midland Credit Mgmt In 8875 Aero Dr San Diego, CA 92123-2251

City Of McKinney, Et Al CO Gay, McCall, Isaacks, Gordon&RobertsPC 1919 S Shiloh Rd Ste 310 Lb 40 Garland, TX 75042-8293

Compass Bank Checking Account CO RJM Acq LLC 575 Underhill Blvd Ste 2 Syosset, NY 11791-3426

Coserv CO Credit Protection Association 13355 Noel Rd Ste 2100 Dallas, TX 75240-6837

DSNB Macys 9111 Duke Blvd Mason, OH 45040-8999

EXPO/CBNA PO Box 6282 Sioux Falls, SD 57117-6282

Grande Communications CO Crd Prt Assoc 13355 Noel Rd Ste 2100 Dallas, TX 75240-6837

Innovative Emergency Medicine CO United Revenue Corp 204 Billings St Ste 120 Arlington, TX 76010-2495

Internal Revenue Service PO Box 7346 Philadelphia, PA 19101-7346

Internal Revenue Service MC 5120 NDAL 4050 Alpha Rd Rm 185 Dallas, TX 75244-9440

Medical Payment Data CO Paramt Rec 111 E Center St Lorena, TX 76655-9651

Nissan Motor Acceptanc PO Box 660360 Dallas, TX 75266-0360

North Texas Ob/Gyn CO I C System PO Box 64378 Saint Paul, MN 55164-0378

Office Of The U.S. Trustee Eastern District Of Texas 211 W Ferguson St 4th Fl Tyler, TX 75702-7200

Progressive County Mutual Insu CO Credit Collection/USA 16 Distributor Dr Ste 1 Morgantown, WV 26501-7138

Progressive Insurance Company CO Credit Collection/USA 16 Distributor Dr Ste 1 Morgantown, WV 26501-7138 Sprint CO Enhanced Recovery Company 8014 Bayberry Rd Jacksonville, FL 32256-7412

Sprint CO Convergent Outsourcing 800 SE 39th St Renton, WA 98057

State Comptroller Of Texas Capital Station 111 E. 17th Street Austin, TX 78774-1440

Texas Medicine Resources CO United Revenue Corp 204 Billings St Ste 120 Arlington, TX 76010-2495

Texas Star Bank 402 W White St Anna, TX 75409-2536

Wade Crossing CO Fair Collections & Out 12304 Baltimore Ave Beltsville, MD 20705-1314

Wells Fargo Hm Mortgag 8480 Stagecoach Cir Frederick, MD 21701-4747