| F | ill in this information to ide | entify the case: | | | | | |
|-------------|---|---------------------------|--------------|-------------------|--|-------------|-----------|
| 1 | nited States Bankruptcy Court for t | | | | | | |
| E | ASTERN DISTRICT OF TEXAS | <u>}</u> | | | Check if th | hie ie an | |
| C | ase number (if known): | Chapte | er <u>11</u> | | amended | | |
| Of | ficial Form 201 | | | L | | | |
| | oluntary Petition for No | on-Individuals F | -ilina fo | r Bankrupt | cv | | 04/16 |
| lf m the | ore space is needed, attach a se case number (if known). For mo ividuals, is available. | eparate sheet to this for | rm. On the | top of any additi | ional pages, write the debto | | d |
| 1. | Debtor's name | Night Horse Co., L | LC | | | | |
| 2. | All other names debtor used in the last 8 years | dba Banner & Sign | n Express | | | | |
| | Include any assumed names, trade names and <i>doing</i> <i>business as</i> names | | | | | | |
| 3. | Debtor's federal Employer Identification Number (EIN) | <u>4 5 - 5</u> | 0 6 | 47 | 5 5 | | |
| 4. | Debtor's address | Principal place of bu | siness | | Mailing address, if dif place of business | ferent from | orincipal |
| | | 8331 Thatcher Roa | ad | | | | |
| | | Number Street | | | Number Street | | |
| | | | | | P.O. Box | | |
| | | | тх | 76226 | | | |
| | | Argyle City | State | ZIP Code | City | State | ZIP Code |
| | | Denton County | | | Location of principal a from principal place o | | ferent |
| | | · · · | | | 2774 East Trinity M | ills Road | |
| | | | | | Number Street | | |
| | | | | | Suite 100 | | |
| | | | | | Carroliton | тх | 75006 |
| | | | | | City | State | ZIP Code |
| 5. | Debtor's website (URL) | | | | ~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~ | | |

6. Type of debtor

Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

- Partnership (excluding LLP)
- Other. Specify:

| Det | otor Night Horse Co., LLC | Case number (if known) |
|-----|---|---|
| 7. | Describe debtor's business | A. Check one: |
| | | Health Care Business (as defined in 11 U.S.C. § 101(27A)) Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B)) Railroad (as defined in 11 U.S.C. § 101(44)) Stockbroker (as defined in 11 U.S.C. § 101(53A)) Commodity Broker (as defined in 11 U.S.C. § 101(6)) Clearing Bank (as defined in 11 U.S.C. § 781(3)) None of the above B. Check all that apply: Tax-exempt entity (as described in 26 U.S.C. § 501) |
| | | Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3) |
| | | Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11)) |
| | | C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See http://www.uscourts.gov/four-digit-national-association-naics-codes |
| 8. | Jnder which chapter of the | Check one: |
| 8. | Bankruptcy Code is the debtor filing? | Check one: Chapter 7 Chapter 9 Chapter 11. Check all that apply: □ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that). ☑ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B). □ A plan is being filed with this petition. □ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). □ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy Under Chapter 11 (Official Form 201A) with this form. □ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2. |
| | | Chapter 12 |
| 9. | Were prior bankruptcy | No No |
| υ. | cases filed by or against the debtor within the last 8 | |
| | years? | MM / DD / YYYY |
| | If more than 2 cases, attach a separate list. | District When Case number MM / DD / YYYY |
| | | District When Case number |

| ebt | or Night Horse Co., LLC | | | | Case number (if kn | iown) | | |
|-----|--|--------------|---------------|---|---|------------------|------------|--|
| | Are any bankruptcy cases | \mathbf{V} | No | | | | | |
| | pending or being filed by a business partner or an | | Yes. | Debtor | | Relationship | | |
| | affiliate of the debtor? | | | District | | When | | |
| | List all cases. If more than 1, attach a separate list. | | | Case number, if known | | | MM / DD | / үүүү |
| | | | | Debtor | | Relationship | | • ••• ===••••••••••••••••••••••••••••• |
| | | | | District | | When | | |
| | | | | Case number, if known | | | MM / DD | / ҮҮҮҮ |
| | Why is the case filed in | Che | ck all | that apply: | | | | |
| | this district? | | days | | cipal place of business, or prir date of this petition or for a lor | | | |
| | | | A ba distr | | ebtor's affiliate, general partne | er, or partnersl | hip is per | nding in this |
| | Does the debtor own or have possession of any real property or personal property that needs | D | No Yes. | needed. | perty that needs immediate atte | | | |
| | immediate attention? | | | Why does the property ne | | (Check all | | |
| | | | | It poses or is alleged t safety. What is the hazard? | o pose a threat of imminent ar | | | |
| | | | | It needs to be physica | lly secured or protected from the | he weather. | | |
| | | | | L | goods or assets that could qui , livestock, seasonal goods, m r options). | • | | |
| | | | | Other | | | | |
| | | | | Where is the property? | | | | |
| | | | | where is the property r | Number Street | | | |
| | | | | | | ····· | | |
| | | | | | | | | |
| | | | | | City | St | ate | ZIP Code |
| | | | | Is the property insured? | | | | |
| | | | | No Yes. Insurance ager | ю | | | |
| | | | | Contact name | | | | |
| | | | | Phone | | | | |
| | Statistical and ad | Imins | trati | ve information | | | | |
| | Debtor's estimation of | Che | ck on | e: | | | | |
| | available funds | Ŋ | Afte | | bution to unsecured creditors. es are paid, no funds will be av | vailable for dis | stribution | to unsecured |

| | Case 17-40662 DC | DC T | Filed 03/31/17 Entered 03 | 31/1 | 7 18:43:52 Desc Main Do | cument | Page 4 01 46 |
|-----|--|------|--|-------------------------------------|--|--------------------|--|
| Deb | tor Night Horse Co., LLC | | ······· | | Case number (if | known) | ······ |
| 14. | Estimated number of creditors | | 1-49 50-99 100-199 200-999 | | 1,000-5,000 5,001-10,000 10,001-25,000 | | 25,001-50,000 50,001-100,000 More than 100,000 |
| 15. | Estimated assets | | \$0-\$50,000 \$50,001-\$100,000 \$100,001-\$500,000 \$500,001-\$1 million | | \$1,000,001-\$10 million \$10,000,001-\$50 million \$50,000,001-\$100 million \$100,000,001-\$500 million | | \$500,000,001-\$1 billion \$1,000,000,001-\$10 billion \$10,000,000,001-\$50 billion More than \$50 billion |
| 16. | Estimated liabilities | | \$0-\$50,000 \$50,001-\$100,000 \$100,001-\$500,000 \$500,001-\$1 million | | \$1,000,001-\$10 million \$10,000,001-\$50 million \$50,000,001-\$100 million \$100,000,001-\$500 million | | \$500,000,001-\$1 billion \$1,000,000,001-\$10 billion \$10,000,000,001-\$50 billion More than \$50 billion |
| | Request for Relief | , De | claration, and Signatu | res | | | |
| WA | RNING – Bankruptcy fraud is a seri \$500,000 or imprisonmen | | crime. Making a false statem up to 20 years, or both. 18 L | | | | e can result in fines up to |
| 17. | Declaration and signature of authorized representative of debtor | I de | this petition. I have been authorized to file | this tion in γ that γ | petition on behalf of the deb n this petition and have a re- the foregoing is true and co Cuor Rand | otor. asonabl | United States Code, specified in |
| 18. | Signature of attorney | ~* | Title Owner Managing M Signature of attorney for de Robert T. DeMarco Printed name DeMarco Mitchell, PLLO Firm name 1255 West 15th St., 805 Number Street | btor | | _ Dat | e <u>03/31/2017</u> MM / DD / YYYY |
| | | | Plano City (972) 578 1400 | | TX Sta | ite | ZIP Code |
| | | | (972) 578-1400 Contact phone | | | pert@c ail addi | demarcomitchell.com ress |
| | | | 24014543 | | · | - | |
| | | | Bar number | | Sta | te | |

THE STATE OF TEXAS

CERTIFICATE OF RESOLUTION

COUNTY OF COLLIN

BEFORE ME, the undersigned authority, on this day personally appeared Randall Trost,

known to me, who, being first by me duly sworn, did state that he was the duly elected and

authorized managing member of Night Horse Co., LLC, a Texas limited liability company (the

"<u>Company</u>"), and that the following is a correct excerpt of a resolution unanimously adopted by

the managing members of the Company on March 30, 2017:

"BE IT RESOLVED: That in the judgment of the members, it is desirable and for the best interests of the Company, its creditors, and other interested parties, that a petition be filed by this Corporation under the provisions of Chapter 11 of the United States Bankruptcy Code; and

BE IT FURTHER RESOLVED: That by unanimous consent of each of the members of the Company, Cody Adams be and hereby is authorized and directed to take whatever action is necessary, specifically including, but not by way of limitation, the authority to enter into and execute any and all instruments or agreements necessary to secure for the Company the relief accorded under Chapter 11 of the United States Bankruptcy Code; the sole and full discretion concerning the time of filing of these bankruptcy proceedings to be left to the sole discretion of the members of the Company, who are further authorized, again at their sole discretion, to convert said proceedings into liquidation bankruptcy proceedings if the same, in their discretion, is appropriate and necessary.

BE IT FURTHER RESOLVED: That **DeMarco-Mitchell**, **PLLC**, **of Plano**, **Texas**, shall be retained as attorneys for the Company, for instituting such proceedings under the Bankruptcy Code and performing such services as counsel for the Company as the members of the Company may deem appropriate and, without limiting the generality of the foregoing, obtaining a successful reorganization of the Company's finances or an otherwise successful termination of bankruptcy proceedings.

Name: Randall Trost Title: Managing Member, Night Horse Co., LLC

THE STATE OF TEXAS

COUNTY OF COLLIN

BEFORE ME, the undersigned, a Notary Public in and for said State, on this day personally appeared **Randall Trost**, Managing Member of **Night Horse Co., LLC**, known to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that the same was the act of said Company, and that he executed the same as the act of such Company for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this **31st day of March, 2017**.



Notary Public in and for The State of Texas

| Fill in this information to identify the case | |
|---|------------------------------------|
| Debtor name Night Horse Co., LLC | |
| United States Bankruptcy Court for the: EASTERN DISTRICT OF TEXAS | |
| Case number (if known) | Check if this is an amended filing |
| Official Form 206A/B | |

Schedule A/B: Assets -- Real and Personal Property

12/15

Disclose all property, real and personal, which the debtor owns or in which the debtor has any other legal, equitable, or future interest. Include all property in which the debtor holds rights and powers exercisable for the debtor's own benefit. Also include assets and properties which have no book value, such as fully depreciated assets or assets that were not capitalized. In Schedule A/B, list any executory contracts or unexpired leases. Also list them on *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G).

Be as complete and accurate as possible. If more space is needed, attach a separate sheet to this form. At the top of any pages added, write the debtor's name and case number (if known). Also identify the form and line number to which the additional information applies. If an additional sheet is attached, include the amounts from the attachment in the total for the pertinent part.

For Part 1 through Part 11, list each asset under the appropriate category or attach separate supporting schedules, such as a fixed asset schedule or depreciation schedule, that gives the details for each asset in a particular category. List each asset only once. In valuing the debtor's interest, do not deduct the value of secured claims. See the instructions to understand the terms used in this form.

Part 1: Cash and cash equivalents

| 1. | Does the debtor have any cash or cash equivalents? | | | | | | |
|------|--|----------------------------|------|--------|-------|----|-------------------|
| | No. Go to Part 2. | | | | | | |
| | Yes. Fill in the information below. | | | | | | |
| | | | | | | | |
| | All cash or cash equivalents owned or controlled by th | e debtor | | | | | Current value of |
| | | | | | | | debtor's interest |
| 2. | Cash on hand | | | | | | |
| | | | | | | | |
| 3. | Checking, savings, money market, or financial brokera | ge accounts (Identify all) | | | | | |
| | Name of institution (bank or brokerage firm) | Type of account | Last | 4 dig | its o | f | |
| | | | acco | ount r | humb | er | |
| 3.1. | Checking account | Checking account | 9 | 5 | 2 | 6 | \$9,733.04 |
| 4. | Other cash equivalents (Identify all) | | | | | | |
| | Name of institution (bank or brokerage firm) | | | | | | |
| 5. | Total of Part 1 | | | | | | |
| | Add lines 2 through 4 (including amounts on any additional sheets). Copy the total to line 80. | | | | | | |
| | | | | | | | |
| P | art 2: Deposits and prepayments | | | | | | |

6. Does the debtor have any deposits or prepayments?

No. Go to Part 3.

Yes. Fill in the information below.

Case 17-40662 Doc 1 Filed 03/31/17 Entered 03/31/17 18:43:52 Desc Main Document Page 8 of 46

| Debt | tor <u>Night Hors</u> Name | e Co., LLC | | Case number (if known) | |
|------|---|---|--|--|--|
| 7. | | security deposits and utility d | eposits | | Current value of debtor's interest |
| | Description, including | g name of holder of deposit | | | |
| 8. | Prepayments, inclue | ding prepayments on executor | ry contracts, leases, insuranc | e, taxes, and rent | |
| | Description, including | g name of holder of prepayment | | | |
| | Total of Part 2. Add lines 7 through 8 | 3. Copy the total to line 81. | | | \$0.00 |
| Pa | art 3: Accounts | receivable | | | |
| 10. | Does the debtor hav | ve any accounts receivable? | | | |
| | □ No. Go to Part 4 | | | | |
| | Yes. Fill in the in | nformation below. | | | Current value of |
| | | | | | Current value of debtor's interest |
| | Accounts receivable | | | | |
| 11a. | 90 days old or less: | \$49,285.00 face amount | - \$0.00 doubtful or uncollectible ac | = → | \$49,285.00 |
| 116 | Quer 00 dave old: | \$0.00 | \$0.00 | = | \$0.00 |
| 110. | Over 90 days old: | \$0.00 face amount | - \$0.00 doubtful or uncollectible ac | | \$0.00 |
| | Total of Part 3 Current value on line | s 11a + 11b = line 12. Copy the | total to line 82. | | \$49,285.00 |
| | | | | | Berner and the second |
| ₽ē | art 4: Investmen | ts | | | |
| 13. | Does the debtor ow | n any investments? | | | |
| | No. Go to Part 5 Yes. Fill in the ir | i. nformation below. | | | |
| 14. | Mutual funds or put | olicly traded stocks not include | ed in Part 1 | Valuation method used for current value | Current value of debtor's interest |
| | Name of fund or s | stock: | | | |
| 15. | | stock and interests in incorpo ng any interest in an LLC, parl | | | |
| 16. | | , corporate bonds, and other n ruments not included in Part 1 | - | | |
| | Describe: Total of Part 4 | | | | \$0.00 |
| | Add lines 14 through | 16. Copy the total to line 83. | | | φυ.υυ μ |
| Pa | art 5: Inventory, | excluding agriculture as | sets | | |
| 18. | Does the debtor ow | n any inventory (excluding ag | riculture assets)? | | |

- □ No. Go to Part 6.
 ☑ Yes. Fill in the information below.

| Deb | tor Night Horse Co., LLC | | | Case number (if known) | |
|-----|--|---|---|--|------------------------------------|
| | General description | Date of the last physical inventory | Net book value of debtor's interest (Where available) | Valuation method used for current value | Current value of debtor's interest |
| 19. | Raw materials | MM/DD/YYYY | ((()))))))))))))))))))))))))))))))))))) | | |
| | See attached Inventory Exhibit "A" | 03/15/2017 | | | \$4,550.00 |
| 20. | Work in progress | | | | |
| 21. | Finished goods, including goods held for | or resale | | | |
| 22. | Other inventory or supplies | | | | |
| 23. | Total of Part 5 Add lines 19 through 22. Copy the total to | line 84. | | | \$4,550.00 |
| 24. | Is any of the property listed in Part 5 per V No Ves | rishable? | | | |
| 25. | Has any of the property listed in Part 5 b | been purchased | within 20 days before | the bankruptcy was filed? | |
| | ✓ No ✓ Yes. Book value | Valuation m | ethod | Current va | alue |
| 26. | Has any of the property listed in Part 5 t ☑ No □ Yes | been appraised b | by a professional withi | in the last year? | |
| Р | art 6: Farming and fishing-relate | d assets (oth | er than titled moto | or vehicles and land) | |
| 27. | Does the debtor own or lease any farming | ng or fishing-rela | ated assets (other than | n titled motor vehicles and lan | d)? |
| | ✓ No. Go to Part 7.☐ Yes. Fill in the information below. | | | | |
| | General description | | Net book value of debtor's interest (Where available) | Valuation method used for current value | Current value of debtor's interest |
| 28. | Cropseither planted or harvested | | (Millio availability) | | |
| 29. | Farm animals Examples: Livestock, pou | ltry, farm-raised fi | ish | | |
| 30. | Farm machinery and equipment (Other | than titled motor v | vehicles) | | |
| 31. | Farm and fishing supplies, chemicals, a | nd feed | | | |
| 32. | Other farming and fishing-related prope | rty not already li | sted in Part 6 | | |
| 33. | Total of Part 6. Add lines 28 through 32. Copy the total to | line 85. | | | \$0.00 |
| 34. | Is the debtor a member of an agricultura | al cooperative? | | | |
| | ✓ No Yes. Is any of the debtor's property st □ No □ Yes | ored at the coope | rative? | | |
| 35. | Has any of the property listed in Part 6 I No Yes. Book value | | | the bankruptcy was filed? Current va | alue |
| 36. | Is a depreciation schedule available for ✓ No ✓ Yes | | | | |

| | Case 17-40662 Doc 1 Filed 03/31/17 Enter | red 03/31/17 18:43:52 | Desc Main Document Pag | je 10 of 46 |
|------|---|---|--|---------------------------------------|
| Deb | | | Case number (if known) | |
| 37. | Name Has any of the property listed in Part 6 been appraised b ☑ No □ Yes | ey a professional withi | n the last year? | |
| Pa | rt 7: Office furniture, fixtures, and equipment | t; and collectibles | | |
| 38. | Does the debtor own or lease any office furniture, fixture | es, equipment, or colle | ectibles? | |
| | ☑ No. Go to Part 8. ☑ Yes. Fill in the information below. | | | |
| | General description | Net book value of debtor's interest (Where available) | Valuation method used for current value | Current value of debtor's interest |
| 39. | Office furniture | (Where available) | | |
| 40. | Office fixtures | | | |
| 41. | Office equipment, including all computer equipment and communication systems equipment and software | I | | |
| | See attached Furniture and Equipment Exhibit "A" | | | \$14,200.00 |
| 42. | Collectibles <i>Examples:</i> Antiques and figurines; paintings, p artwork; books, pictures, or other art objects; china and cryst or baseball card collections; other collections, memorabilia, | tal; stamp, coin, | | |
| 43. | Total of Part 7. Add lines 39 through 42. Copy the total to line 86. | | | \$14,200.00 |
| 44. | Is a depreciation schedule available for any of the prope ☑ No □ Yes | rty listed in Part 7? | | |
| 45. | Has any of the property listed in Part 7 been appraised b ☑ No □ Yes | by a professional withi | in the last year? | |
| Pa | rt 8: Machinery, equipment, and vehicles | | | |
| 46. | Does the debtor own or lease any machinery, equipment | t, or vehicles? | | |
| | □ No. Go to Part 9. ☑ Yes. Fill in the information below. | | | |
| | General description Include year, make, model, and identification numbers (i.e., VIN, HIN, or N-number) | Net book value of debtor's interest (Where available) | Valuation method used for current value | Current value of debtor's interest |
| 47. | Automobiles, vans, trucks, motorcycles, trailers, and titl | ed farm vehicles | | |
| 47.1 | Isuzu NPR Box Truck (1999) VIN: JALB4B14XX7020881 Fair condition; over 200k miles; A/C not operable | | | \$4,000.00 |
| 48. | Watercraft, trailers, motors, and related accessories Exa trailers, motors, floating homes, personal watercraft, and fish | • | | |

49. Aircraft and accessories

| Deb | or Night Horse Co., LLC | | Case nu | mber (if known) | | |
|-----|--|---|-------------|---|--|--|
| 50. | Other machinery, fixtures, and equipment (excluding far machinery and equipment) | m | | | | |
| 51. | Total of Part 8. Add lines 47 through 50. Copy the total to line 87. | | | | \$4,000.00 | |
| 52. | Is a depreciation schedule available for any of the prope ☑ No □ Yes | rty listed in Part 8? | | | | |
| 53. | Has any of the property listed in Part 8 been appraised by a professional within the last year? ☑ No □ Yes | | | | | |
| Pa | nt 9: Real property | 147-147-147-147-147-147-147-147-147-147- | | | na a la constante da constante constante de la | |
| 54. | Does the debtor own or lease any real property? | | | | | |
| | ✓ No. Go to Part 10.✓ Yes. Fill in the information below. | | | | | |
| 55. | Any building, other improved real estate, or land which | h the debtor owns or | in which t | he debtor has an inte | erest | |
| | Description and location of property Include street address or other description such as Assessor Parcel Number (APN), and type of property (for example, acreage, factory, warehouse, apartment or office building), if available.Nature and of debtor's in property | s interest debtor's | interest | Valuation method used for current value | Current value of debtor's interest | |
| 56. | Total of Part 9. Add the current value on lines 55.1 through 55.6 and entries | s from any additional s | heets. Co | py the total to line 88. | \$0.00 | |
| 57. | Is a depreciation schedule available for any of the prope | erty listed in Part 9? | | | | |
| 58. | Has any of the property listed in Part 9 been appraised t ☑ No ☑ Yes | by a professional wit | hin the las | t year? | | |
| Pa | rt 10: Intangibles and Intellectual Property | | | | | |
| 59. | Does the debtor have any interests in intangibles or inte | ellectual property? | | | | |
| | ☑ No. Go to Part 11.☑ Yes. Fill in the information below. | | | | | |
| | General description | Net book value of debtor's interest (Where available) | | ion method or current value | Current value of debtor's interest | |
| 60. | Patents, copyrights, trademarks, and trade secrets | (where available) | | | | |
| 61. | Internet domain names and websites | | | | | |
| 62. | Licenses, franchises, and royalties | | | | | |
| 63. | Customer lists, mailing lists, or other compilations | | | | | |
| 64. | Other intangibles, or intellectual property | | | | | |

| | Case 17-40662 Doc 1 Filed 03/31/17 Entered 03/31/17 18:43:52 Desc Main Document Page | 12 of 46 | | | | | | |
|-----|---|--|--|--|--|--|--|--|
| Deb | | | | | | | | |
| 65 | Name Goodwill | | | | | | | |
| | Total of Part 10. | 1 | | | | | | |
| 00. | Add lines 60 through 65. Copy the total to line 89. | \$0.00 | | | | | | |
| 67. | Do your lists or records include personally identifiable information of customers (as defined in 11 U.S.C. §§ 101(41A) and 107)? | | | | | | | |
| 68. | . Is there an amortization or other similar schedule available for any of the property listed in Part 10? ☑ ^{No} ☐ ^{Yes} | | | | | | | |
| 69. | Has any of the property listed in Part 10 been appraised by a professional within the last year? ☑ No □ Yes | | | | | | | |
| Pa | rt 11: All other assets | 55-110-11-5-11-5-11-5-11-11-11-11-11-11-11-11- | | | | | | |
| 70. | Does the debtor own any other assets that have not yet been reported on this form? Include all interests in executory contracts and unexpired leases not previously reported on this form. | | | | | | | |
| | ✓ No. Go to Part 12. ☐ Yes. Fill in the information below. | | | | | | | |
| 71. | Notes receivable | Current value of debtor's interest | | | | | | |
| | Description (include name of obligor) | | | | | | | |
| 72. | Tax refunds and unused net operating losses (NOLs) | | | | | | | |
| | Description (for example, federal, state, local) | | | | | | | |
| 73. | Interests in insurance policies or annuities | | | | | | | |
| 74. | Causes of action against third parties (whether or not a lawsuit has been filed) | | | | | | | |
| 75. | Other contingent and unliquidated claims or causes of action of every nature, including counterclaims of the debtor and rights to set off claims | | | | | | | |
| 76. | Trusts, equitable or future interests in property | | | | | | | |
| 77. | Other property of any kind not already listed Examples: Season tickets, country club membership | | | | | | | |
| 78. | Total of Part 11. Add lines 71 through 77. Copy the total to line 90. | \$0.00 | | | | | | |
| 79. | Has any of the property listed in Part 11 been appraised by a professional within the last year? ☑ No ☐ Yes | | | | | | | |

| Debtor | Night Horse Co., LLC Name | Case number (if known) |
|----------|------------------------------|------------------------|
| Part 12: | Summary | |

In Part 12 copy all of the totals from the earlier parts of the form.

| | Type of property | Current value of personal property | Current value of real property | |
|-----|---|------------------------------------|-----------------------------------|-------------|
| 80. | Cash, cash equivalents, and financial assets. <i>Copy line 5, Part 1</i> . | \$9,733.04 | | |
| 81. | Deposits and prepayments. Copy line 9, Part 2. | \$0.00 | | |
| 82. | Accounts receivable. Copy line 12, Part 3. | \$49,285.00 | | |
| 83. | Investments. Copy line 17, Part 4. | \$0.00 | | |
| 84. | Inventory. Copy line 23, Part 5. | \$4,550.00 | | |
| 85. | Farming and fishing-related assets. Copy line 33, Part 6. | \$0.00 | | |
| 86. | Office furniture, fixtures, and equipment; and collectibles. <i>Copy line 43, Part 7.</i> | \$14,200.00 | | |
| 87. | Machinery, equipment, and vehicles. <i>Copy line 51, Part 8.</i> | \$4,000.00 | | |
| 88. | Real property. Copy line 56, Part 9 | → | \$0.00 | |
| 89. | Intangibles and intellectual property. Copy line 66, Part 10. | \$0.00 | | |
| 90. | All other assets. Copy line 78, Part 11. | +\$0.00 | | |
| 91. | Total. Add lines 80 through 90 for each column. 91a | a \$81,768.04 + 91b | 9 \$0.00 | |
| 92. | Total of all property on Schedule A/B. Lines 91a + 9 | 1b = 92 | | \$81,768.04 |

Banner and Sign Express Inventory and Equipment List

| Inventory | Market Value |
|---|--------------|
| -Banner material | \$750 |
| -Vinyl (digital print) material | \$1,200 |
| -Coroplast, foam, PVC | \$250 |
| -Aluminum, aluminum composites | \$1,000 |
| -Plexiglass | \$450 |
| -MDO (wood) | \$300 |
| -Metal Sign Frames | \$400 |
| -Cardboard | \$50 |
| -Shipping Tubes | \$150 |
| SUBTOTAL | \$4,550 |
| | |
| Equipment & Furniture | |
| -HP L26500 Latex Large Format Printer | \$3,500 |
| -Mimaki JV3-160 Large Format Printer | \$2,000 |
| -Seal Laminator - 54 EL | \$1,000 |
| -Plotter - Summagraphics D750 | \$250 |
| -4 Desktop Computers & Monitors | \$600 |
| -6 Desktop Monitors | \$300 |
| -Panel Saw - Safety Speed Cut H5 | \$1,000 |
| -Delta Dust Collector for Panel Saw | \$100 |
| -Consew - Model 321 Industrial Sewing Machine | \$500 |
| -Copystar CS 1650 Copier | \$250 |
| -HP Laserjet 4200 Laser Printer | \$150 |
| -5 office desks | \$250 |
| -9 office chairs | \$200 |
| -2 filing cabinets | \$100 |
| -Miscellaneous Shelving | \$100 |
| -Ladders | \$150 |
| -Power Tools | \$1,000 |
| -1992 Isuzu 14' Box Truck | \$2,500 |
| -Miscellaneous Offics Supplies | \$250 |
| SUBTOTAL | \$14,200 |
| TOTAL - INVENTORY + EQUIPMENT & FURNITURE | \$18,750 |

EXHIBIT "A"

| Filli | n this information to identify the case | æ | | |
|-----------------|--|--|--|---|
| Debto | or name Night Horse Co., LLC | | | |
| Unite | d States Bankruptcy Court for the: EASTERN D | | | |
| Case (if kno | number own) | | Check if this amended fili | |
| <u>Offic</u> | ial Form 206D | | | |
| Sche | edule D: Creditors Who Have C | laims Secured by Property | | 12/15 |
| Be as o | complete and accurate as possible. | | | |
| | any creditors have claims secured by debtor b. Check this box and submit page 1 of this form es. Fill in all of the information below. List Creditors Who Have Secure | to the court with debtor's other schedules. De | btor has nothing else t | o report on this form. |
| 2. Li | st in alphabetical order all creditors who have an one secured claim, list the creditor separately | secured claims. If a creditor has more | Column A Amount of claim Do not deduct the value of collateral. | <i>Column B</i> Value of collateral that supports this claim |
| 2.1 | Creditor's name Chase | Describe debtor's property that is subject to a lien | \$1,163,616.98 | \$77,768.04 |
| | Creditor's mailing address PO Box 78039 Phoenix AZ 85062-8039 | All Assets Describe the lien UCC Filing Is the creditor an insider or related party? | | |
| | Creditor's email address, if known | Yes | | |
| | Date debt was incurred Current Last 4 digits of account | Is anyone else liable on this claim? No ✓ Yes. Fill out <i>Schedule H: Codebtors</i> (Of As of the petition filing date, the claim is: Check all that apply. Contingent Unliquidated Disputed | ficial Form 206H) | |

\$1,163,616.98

^{3.} Total of the dollar amounts from Part 1, Column A, including the amounts from the Additional Page, if any.

| Debtor | Night Horse Co., LLC | Case number (if known) | |
|--------|----------------------|------------------------|--|
|--------|----------------------|------------------------|--|

Part 2: List Others to Be Notified for a Debt Already Listed in Part 1

List in alphabetical order any others who must be notified for a debt already listed in Part 1. Examples of entities that may be listed are collection agencies, assignees of claims listed above, and attorneys for secured creditors.

If no others need to be notified for the debts listed in Part 1, do not fill out or submit this page. If additional pages are needed, copy this page.

| Name and address | On which line in Part 1 did you enter the related creditor? | Last 4 digits of account number for this entity |
|----------------------------------|---|---|
| Capital CDC | Line1 | |
| 1250 S. Capital of Texas Highway | | |
| Building 1, Suite 600 | | |
| | | |

ТΧ 78746

| Fill in this | s information to identify the case: | |
|--------------------------|---|---------------------------------------|
| Debtor | Night Horse Co., LLC | |
| United State | s Bankruptcy Court for the: EASTERN DISTRICT OF TEXAS | |
| Case numbe (if known) | er | Check if this is an amended filing |
| Official Fo | orm 206E/F | |

Schedule E/F: Creditors Who Have Unsecured Claims

12/15

Be as complete and accurate as possible. Use Part 1 for creditors with PRIORITY unsecured claims and Part 2 for creditors with NONPRIORITY unsecured claims. List the other party to any executory contracts or unexpired leases that could result in a claim. Also list executory contracts on Schedule A/B: Assets - Real and Personal Property (Official Form 206A/B) and on Schedule G: Executory Contracts and Unexpired Leases (Official Form 206G). Number the entries in Parts 1 and 2 in the boxes on the left. If more space is needed for Part 1 or Part 2, fill out and attach the Additional Page of that Part included in this form.

Part 1: List All Creditors with PRIORITY Unsecured Claims

1. Do any creditors have priority unsecured claims? (See 11 U.S.C. § 507).

| No. Go to Part 2. | ∇ | No. | Go to | Part 2. |
|-------------------|----------|-----|-------|---------|
|-------------------|----------|-----|-------|---------|

Yes. Go to line 2.

2. List in alphabetical order all creditors who have unsecured claims that are entitled to priority in whole or part. If more space is needed for priority unsecured claims, fill out and attach the Additional Page of Part 1.

Total claim Priority amount

| Case 17-40662 | Doc 1 | Filed 03/31/17 | Entered 03/31/17 18:43:52 | Desc Main Document | Page 18 of 46 |
|---------------|-------|----------------|---------------------------|--------------------|---------------|

| Debtor Night Horse Co., LLC | | Case number (if known) | |
|---|---|--|--|
| Part 2: List All Creditors w | vith NONPRIORITY U | Insecured Claims | |
| 3. List in alphabetical order all of the claims, fill out and attach the Addit | | rity unsecured claims. If more space is needed for | r nonpriority unsecured Amount of claim |
| 3.1 Nonpriority creditor's name Activity Software 2977 Highway K #247 O'Fallon Date or dates debt was incurred Last 4 digits of account number POS Software | and mailing address MO 63368 Monthly 1 7 4 9 | As of the petition filing date, the claim is: Check all that apply. Contingent Unliquidated Disputed Basis for the claim: Software Is the claim subject to offset? Yes | \$70.00 |
| POS Software 3.2 Nonpriority creditor's name AT&T Mobility PO Box 6463 | and mailing address | As of the petition filing date, the claim is: Check all that apply. Contingent Unliquidated Disputed Basis for the claim: | \$220.00 |
| Carol Stream Date or dates debt was incurred Last 4 digits of account number Business Cell Phones | IL 60197 Monthly 1 8 4 4 | | |
| 3.3 Nonpriority creditor's name Atmos Energy PO Box 790311 | and mailing address | As of the petition filing date, the claim is: Check all that apply. Contingent Unliquidated Disputed | \$102.00 |
| St. Louis Date or dates debt was incurred | MO 63179-0311 Monthly | Basis for the claim: Utilities Is the claim subject to offset? | |
| Last 4 digits of account number Utilities - Gas | <u>4 1 8 6</u> | ☑ No ☐ Yes | |

| Case 17-40662 | Doc 1 | Filed 03/31/17 | Entered 03/31/17 18:43:52 | Desc Main Document | Page 19 of 46 |
|---------------|-------|-----------------|---------------------------|--------------------|---------------|
| 0000 11 10002 | D00 1 | 1 1100 00/01/11 | | Bood main Boodmont | 1 ago ±0 01 |

| Debtor Night Horse Co., LLC | Case number (if known) | |
|---|--|-----------------|
| Part 2: Additional Page | | |
| Copy this page only if more space is needed. Continue numbe previous page. If no additional NONPRIORITY creditors exist, | | Amount of claim |
| 3.4 Nonpriority creditor's name and mailing address | As of the petition filing date, the claim is: Check all that apply. | \$450.00 |
| AXA Equitable Box 371405 | _ ☐ Contingent _ ☐ Unliquidated _ ☐ Disputed | |
| Pittsburgh PA 15250 | _ Basis for the claim: Insurance | |
| Date or dates debt was incurred Bi-Monthly | Is the claim subject to offset? | |
| Last 4 digits of account number 5 6 8 6 | - ☑ No □ Yes | |
| 3.5 Nonpriority creditor's name and mailing address Boaz Avery 330 E Las Colinas Blvd | As of the petition filing date, the claim is: Check all that apply. Contingent Unliquidated | \$183,928.55 |
| Apt 1004 | Disputed | |
| | Basis for the claim: | |
| Irving TX 75039 | Carryback Note | |
| Date or dates debt was incurred Current & Ongoing Last 4 digits of account number | _ Is the claim subject to offset? | |
| 3.6 Nonpriority creditor's name and mailing address Cardmember Service PO Box 94014 | As of the petition filing date, the claim is: Check all that apply. Contingent Unliquidated Disputed | \$11,300.00 |
| | Basis for the claim: | |
| Palatine IL 60094-4014 | Credit Card | |
| Date or dates debt was incurred Current & Ongoing Last 4 digits of account number 4 8 0 5 Chase - Business Credit Card Card 5 5 | Is the claim subject to offset? ☑ № ☑ Yes | |
| 3.7 Nonpriority creditor's name and mailing address Chase PO Box 78039 | As of the petition filing date, the claim is: Check all that apply. Contingent Unliquidated Disputed | \$470,000.00 |
| | _ Basis for the claim: Guarantee | |
| Phoenix AZ 85062-8039 | Is the claim subject to offset? | |
| Date or dates debt was incurred | $\overline{\mathbf{M}}$ No | |
| Last 4 digits of account number | Yes | |
| Guarantee of Real Estate Note for Night Horse Propertie | es, LLC | |

| Debtor Night Horse Co., LLC | Case number (if known) | |
|---|--|-----------------|
| Part 2: Additional Page | | |
| Copy this page only if more space is needed. Continue number previous page. If no additional NONPRIORITY creditors exist, | | Amount of claim |
| 3.8 Nonpriority creditor's name and mailing address City of Carrollton PO Box 115120 | As of the petition filing date, the claim is: Check all that apply. Contingent Unliquidated Disputed | \$42.00 |
| | _ Basis for the claim: | |
| Carrollton TX 75011-5120 | | |
| Date or dates debt was incurred Monthly Last 4 digits of account number 2 6 9 2 | Is the claim subject to offset? | |
| 3.9 Nonpriority creditor's name and mailing address Nationwide Allied Insurance PO Box 514540 | As of the petition filing date, the claim is: Check all that apply. Contingent Unliquidated Disputed | \$862.00 |
| | Basis for the claim: | |
| Los Angeles CA 90051-4540 | Property Insurance | |
| Date or dates debt was incurred Monthly Last 4 digits of account number 5 7 8 3 Business/Property Insurance | _ Is the claim subject to offset? ☑ № ☑ Yes | |
| 3.10 Nonpriority creditor's name and mailing address Night Horse Properties, LLC 2774 E. Trinity Mills Road, 100 | As of the petition filing date, the claim is: <i>Check all that apply.</i> Contingent Unliquidated | \$2,000.00 |
| | Disputed | |
| | _ Basis for the claim: | |
| Carroliton TX 75006 | | |
| Date or dates debt was incurred | Is the claim subject to offset? - ☑ No | |
| Last 4 digits of account number | Yes | |

Store front lease

| 0 17 10000 | D 1 | | Easterne d. 00/01/17 10: 10: 50 | Deservative Deservative | |
|---------------|-------|----------------|---------------------------------|-------------------------|---------------|
| Case 17-40662 | DOC 1 | Filea 03/31/17 | Entered 03/31/17 18:43:52 | Desc Main Document | Page 21 of 46 |

| Debtor Night Horse Co., LLC | Case number (if known) | |
|---|--|-----------------|
| Part 2 Additional Page | | |
| Copy this page only if more space is needed. Continue numb previous page. If no additional NONPRIORITY creditors exist, | | Amount of claim |
| 3.11 Nonpriority creditor's name and mailing address Progressive Waste Solutions PO Box 650592 | As of the petition filing date, the claim is: Check all that apply. Contingent Unliquidated Disputed Basis for the claim: | \$187.00 |
| Dallas TX 75265-0592 | Utilities | |
| Date or dates debt was incurred Monthly Last 4 digits of account number 8 7 5 5 Utilities - Garbage/Waste | Is the claim subject to offset? ☑ No ☑ Yes | |
| 3.12 Nonpriority creditor's name and mailing address Reliant Energy PO Box 650475 | As of the petition filing date, the claim is: Check all that apply. Contingent Unliquidated Disputed | \$975.00 |
| | Basis for the claim: | |
| Dallas TX 75265-0475 | _ Utilities | |
| Date or dates debt was incurred Monthly Last 4 digits of account number 7 6 8 3 Utilities - Electric (Trinity Mills Main Store) | Is the claim subject to offset? ☑ No ☑ Yes | |
| 3.13 Nonpriority creditor's name and mailing address Reliant Energy PO Box 650475 | As of the petition filing date, the claim is: Check all that apply. Contingent Unliquidated Disputed | \$38.00 |
| | Basis for the claim: | |
| Dallas TX 75265-0475 | Utilities | |
| Date or dates debt was incurred Monthly Last 4 digits of account number 8 4 2 6 Utilities Electric (Tarpley - Warehouse) | _ Is the claim subject to offset? ☑ No ☑ Yes | |

Utilities - Electric (Tarpley - Warehouse)

| Debtor Night Horse Co., LLC | Case number (if known) | |
|--|--|-----------------|
| Part 2: Additional Page | | |
| Copy this page only if more space is needed. Continue numbe previous page. If no additional NONPRIORITY creditors exist, | | Amount of claim |
| 3.14 Nonpriority creditor's name and mailing address Spectrum VOIP PO Box 250588 | As of the petition filing date, the claim is: Check all that apply. Contingent Unliquidated | \$32.00 |
| | Disputed | |
| Plano TX 75025-0588 | Basis for the claim: Telephone | |
| Mail Mail Date or dates debt was incurred Monthly Last 4 digits of account number 7 4 6 Utilities - Office VOIP Phone Voil 1000000000000000000000000000000000000 | Is the claim subject to offset? No Yes | |
| 3.15 Nonpriority creditor's name and mailing address Travelers PO Box 660317 | As of the petition filing date, the claim is: Check all that apply. Contingent Unliquidated Disputed | \$1,395.00 |
| | Basis for the claim: | |
| Dallas TX 75266-0317 Date or dates debt was incurred Monthly Last 4 digits of account number 8 1 6 5 Insurance | _ Insurance _ Is the claim subject to offset? _ ☑ No _ Yes | |
| 3.16 Nonpriority creditor's name and mailing address United Parcel Service PO Box 7247-0244 | As of the petition filing date, the claim is: Check all that apply. Contingent Unliquidated Disputed | \$200.00 |
| | Basis for the claim: | |
| Philadelphia PA 19170-0001 | _ <u>Shipping</u> | |
| Date or dates debt was incurred Monthly Last 4 digits of account number 1 T 1 Shipping | _ Is the claim subject to offset? ☑ No ☑ Yes | |

| Debtor <u>Nigl</u> | nt Horse Co., LLC | | Case number (if known) | |
|--------------------|----------------------|-----------------------|--|-----------------|
| Part 2: Ac | Iditional Page | | | |
| | | | pering the lines sequentially from the , do not fill out or submit this page. | Amount of claim |
| 3.17 Nonprio | ority creditor's nam | e and mailing address | As of the petition filing date, the claim is: Check all that apply. | \$1,610.00 |
| VPI, Inc Steve | Vogds | | Contingent | |
| 5 Mission Hills | Drive | | Unliquidated | |
| | | | Disputed | |
| | | | Basis for the claim: | |
| Frisco | | TX 75034 | Rent | |
| Date or dates del | ot was incurred | Monthly Rent | Is the claim subject to offset? | |
| Last 4 digits of a | ccount number | <u>y 1 0 8</u> | ✓ No Yes | |

Monthly Warehouse Rent

| Case 17-40662 | Doc 1 | Filed 03/31/17 | Entered 03/31/17 18:43:52 | Desc Main Document | Page 24 of 46 |
|---------------|-------|----------------|---------------------------|--------------------|---------------|

| r Night Horse Co., LLC | Case number (if known) | |
|---|--|---|
| t 3: List Others to Be Notified About Unsecur | red Claims | |
| ist in alphabetical order any others who must be notified for sted are collection agencies, assignees of claims listed above, | | s that may be |
| f no others need to be notified for the debts listed in Parts ′ ire needed, copy the next page. | 1 and 2, do not fill out or submit this page. If additio | onal pages |
| Name and mailing address | On which line in Part 1 or Part 2 is the related creditor (if any) listed? | Last 4 digits of account numbe if any |
| Attorney General of Texas | Line | |
| Taxation Division - Bankruptcy | Not listed. Explain: | |
| Box 12548 Capitol Station | Notice Only | |
| Austin TX 78711 | | |
| Attorney General of the United States | Line | |
| Dept. of Justice | Not listed. Explain: | |
| 10th & Constitution, Rm 4400 | Notice Only | |
| Washington DC 20530 | | |
| Capital CDC | Line | |
| 1250 S. Capital of Texas Highway | Not listed. Explain: | |
| Building 1, Suite 600 | - | |
| Austin TX 78746 | | |
| Carrollton-Farmers Branch ISD | Line | |
| C/O Andrea Sheehan | Not listed. Explain: | |
| Law Offices of Robert E. Luna, PC | Notice Only | |
| 4411 North Central Expressway | | |
| Dallas TX 75205 | | |
| Dallas County | Line | |
| C/O Melissa L. Palo | Not listed. Explain: | |
| Linebarger, Goggan, Blair & Sampson, LLP | Notice Only | |
| 2777 N. Stemmons Frwy., Suite 1000 | | |
| Dallas TX 75207 | | |
| Internal Revenue Service | Line | |
| Centralized Insolvency Operations | Not listed. Explain: | |
| PO Box 7346 | Notice Only | |

| Debtor | Night Horse Co., LLC | | | Case number (if known) | |
|--------|-----------------------------------|--|--------------|--|---|
| Part | 3: Additional Page for Other | rs to Be Notified About | Uns | ecured Claims | ******* |
| | Name and mailing address | | | which line in Part 1 or Part 2 is the ted creditor (if any) listed? | Last 4 digits of account number, if any |
| 4.7 | SEC | | Line | | |
| | 100 F. Street, NE | | Ŋ | Not listed. Explain: Notice Only | |
| | Washington DC 2 | 20549 | | | |
| 4.8 | Texas Comptroller of Public Acco | ounts | Line | | |
| | C/O Office of the Attorney Genera | 1 | N | Not listed. Explain: | |
| | Bankruptcy-Collections Division | | | Notice Only | |
| | PO Box 12548 | | | | |
| | Austin TX 7 | /8711-2548 | | | |
| 4.9 | United States Attorney | | Line | | |
| | 110 North College Ave., Ste. 700 | | ম | Not listed. Explain: | |
| | | | لسننا | Notice Only | |
| | Tyler TX 7 | 5702-0204 | | | |
| 4.10 | United States Trustee | | Line | | |
| | 110 North College | ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, | \mathbf{N} | Not listed. Explain: | |
| | Suite 300 | | ليستعا | Notice Only | |
| | Tyler TX 7 | 75702 | | | |

| Debtor | Night Horse Co., LLC | Case number (if known) |
|---------|--|------------------------|
| Part 4: | Total Amounts of the Priority and Nonpriority Unsecure | d Claims |

5. Add the amounts of priority and nonpriority unsecured claims.

| | | | Total of claim amounts |
|-----|--|-------|------------------------|
| 5a. | Total claims from Part 1 | 5a. | \$0.00 |
| 5b. | Total claims from Part 2 | 5b. 🛖 | \$673,411.55 |
| 5c. | Total of Parts 1 and 2 Lines $5a + 5b = 5c$. | 5c. | \$673,411.55 |

| Fill | in this information to ide | entify the case: | | | |
|-------|---|---|--|--|--------|
| Debt | or name Night Horse Co | ., LLC | | | |
| Unite | ed States Bankruptcy Court for t | he: EASTERN DISTRICT OF TEXAS | | | |
| | e number own) | Chapter11 | | Check if this is amended filing | an |
| Offic | ial Form 206G | | | | |
| | | Contracts and Unexpired L | eases | | 12/15 |
| Be as | - | ssible. If more space is needed, copy a | | bage, numbering the e | ntries |
| C | No. Check this box and file | utory contracts or unexpired leases? this form with the court with the debtor's o ation below even if the contracts or leases | | | |
| 2. L | ist all contracts and unexpired | d leases | | nd mailing address for n the debtor has an ex ired lease | |
| 2.1 | State what the contract | Store front lease | Night Horse Pro | perties, LLC | |
| | or lease is for and the nature of the debtor's | Contract to be ASSUMED | 2774 E. Trinity N | | |
| | interest | | | | |
| | State the term remaining | | ************************************** | | |
| | List the contract number of any government contract | | Carrollton | ТХ | 75006 |
| 2.2 | State what the contract | Rent for Warehouse Facility | VPI, Inc Steve | Vogds | |
| | or lease is for and the nature of the debtor's interest | Contract to be ASSUMED | 5 Mission Hills I | Drive | |
| | State the term remaining | | | | |
| | List the contract number of any government contract | | Frisco | ТХ | 75034 |

| Fill in this in | formation to identify the case: | | | |
|---------------------------|---|---------------------|------------------------------------|-------|
| Debtor name | Night Horse Co., LLC | | | |
| United States B | ankruptcy Court for the: EASTERN DISTRICT OF TEXAS | | | |
| Case number (if known) | | | Check if this is an amended filing | |
| Official Form | <u>n 206H</u> | | | |
| Schedule H | 1: Codebtors | | | 12/15 |
| • | and accurate as possible. If more space is needed, copy the Additio Attach the Additional Page to this page. | nal Page, numbering | the entries | |

1. Does the debtor have any codebtors?

No. Check this box and submit this form to the court with the debtor's other schedules. Nothing else needs to be reported on this form. Yes

 In Column 1, list as codebtors all of the people or entities who are also liable for any debts listed by the debtor in the schedules of creditors, Schedules D-G. Include all guarantors and co-obligors. In Column 2, identify the creditor to whom the debt is owed and each schedule on which the creditor is listed. If the codebtor is liable on a debt to more than one creditor, list each creditor separately in Column 2.

| | Column 1: Codebtor | | | | Column 2: Creditor | |
|-----|--------------------|-------------------------------------|-------|----------|--------------------|---------------------------------|
| | Name | Mailing address | | | Name | Check all schedules that apply: |
| 2.1 | Kim Trost | 8331 Thatcher Road Number Street | | | Chase | D E/F G |
| | | Argyle | тх | 76226 | | |
| | | City | State | ZIP Code | | |
| 2.2 | Kim Trost | 8331 Thatcher Road Number Street | | | Boaz Avery | D D E/F G |
| | | Argyle | тх | 76226 | | |
| | | City | State | ZIP Code | | |
| 2.3 | Kim Trost | 8331 Thatcher Road Number Street | **** | | Chase | D Ø E/F G |
| | | Argyle | тх | 76226 | | |
| | | City | State | ZIP Code | | |
| 2.4 | Randall Trost | 8331 Thatcher Road | | | Chase | D E/F G |
| | | Argyle | тх | 76226 | | |
| | | City | State | ZIP Code | | |

| | Case 17-40662 D | oc 1 Filed 03/31/17 | Entered 03/31/2 | 17 18:43:52 | Desc Main Document F | Page 29 of 46 |
|------|-------------------------------|-----------------------------------|-----------------|-------------------|----------------------------|---------------------------------|
| Debt | or <u>Night Horse Co., LL</u> | .C | | , | Case number (if known) | |
| | Additional Page if D | ebtor Has More C | odebtors | | | |
| | Copy this page only if mor | e space is needed. C | Continue numbe | ring the lines | s sequentially from the pr | evious page. |
| | Column 1: Codebtor | | | | Column 2: Creditor | |
| | Name | Mailing address | | | Name | Check all schedules that apply: |
| 2.5 | Randall Trost | 8331 Thatcher Ro Number Street | oad | | _ Boaz Avery | D ME/F G |
| | | Argyle ^{City} | | 76226 ZIP Code | | |
| 2.6 | Randall Trost | 8331 Thatcher Ro Number Street | oad | | _ Chase | D Ø E/F G |
| | | Argyle | | 76226 | | |
| | | City | State | ZIP Code | | |

**

| Fill in this information to identi | fy the case: |
|---|---------------------------|
| Debtor Name Night Horse Co., LLC | |
| United States Bankruptcy Court for the: | EASTERN DISTRICT OF TEXAS |
| Case number (if known): | |

Official Form 206Sum

Summary of Assets and Liabilities for Non-Individuals

Part 1: Summary of Assets

| 1. | Schedule A/B: AssetsReal and Personal Property (Official Form 206A/B) | |
|----|---|-----------------|
| | 1a. Real property: Copy line 88 from Schedule A/B | \$0.00 |
| | 1b. Total personal property: Copy line 91A from Schedule A/B | \$81,768.04 |
| | 1c. Total of all property Copy line 92 from Schedule A/B | \$81,768.04 |
| Р | art 2: Summary of Liabilities | |
| 2. | Schedule D: Creditors Who Have Claims Secured by Property (Official Form 206D) Copy the total dollar amount listed in Column A, Amount of claim, from line 3 of Schedule D | \$1,163,616.98 |
| 3. | Schedule E/F: Creditors Who Have Unsecured Claims (Official Form 206E/F) | |
| | 3a. Total claim amounts of priority unsecured claims: Copy the total claims from Part 1 from line 5a of Schedule E/F | \$0.00 |
| | 3b. Total amount of claims of nonpriority amount of unsecured claims: Copy the total of the amount of claims from Part 2 from line 5b of Schedule E/F | +\$673,411.55 |
| 4. | Total liabilities Lines 2 + 3a + 3b | \$1,837,028.53_ |

Check if this is an amended filing

12/15

Official Form 202

Declaration Under Penalty of Perjury for Non-Individual Debtors

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

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

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- Schedule A/B: Assets--Real and Personal Property (Official Form 206A/B)
- Schedule D: Creditors Who Have Claims Secured by Property (Official Form 206D)
- Schedule E/F: Creditors Who Have Unsecured Claims (Official Form 206E/F)
- Schedule G: Executory Contracts and Unexpired Leases (Official Form 206G)
- Schedule H: Codebtors (Official Form 206H)
- A Summary of Assets and Liabilities for Non-Individuals (Official Form 206-Summary)
- Amended Schedule
- Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders (Official Form 204)
- Other document that requires a declaration

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

Executed on 03/31/2017 MM / DD / YYYY

х 113

Signature of individual signing on behalf of debtor

Randall W. Trost Printed name

Owner | Managing Member Position or relationship to debtor

| Fill in this information to identify the case: |
|---|
| Debtor name Night Horse Co., LLC |
| United States Bankruptcy Court for the: EASTERN DISTRICT OF TEXAS |
| Case number (if known) |

Official Form 207

Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy

04/16

The debtor must answer every question. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known).

| Part 1: Income | | | |
|--|---|---|---|
| 1. Gross revenue from bu | siness | | |
| □ None | | | |
| Identify the beginning and e which may be a calendar ye | nding dates of the debtor's fiscal year, ar | Sources of revenue Check all that apply. | Gross revenue (before deductions and exclusions |
| From the beginning of the fiscal year to filing date: | From 01/01/2017 to Filing da | te Operating a business Other | \$94,157.00 |
| For prior year: | From 01/01/2016 to 12/31/2 MM / DD / YYYY to 12/31/2 | | \$359,898.89 |
| For the year before that: | From 01/01/2015 to 12/31/2 | [] ()ther | \$344,716.96 |

2. Non-business revenue

Include revenue regardless of whether that revenue is taxable. *Non-business income* may include interest, dividends, money collected from lawsuits, and royalties. List each source and the gross revenue for each separately. Do not include revenue listed in line 1.

None None

- None

Part 2: List Certain Transfers Made Before Filing for Bankruptcy

3. Certain payments or transfers to creditors within 90 days before filing this case

List payments or transfers--including expense reimbursements--to any creditor, other than regular employee compensation, within 90 days before filing this case unless the aggregate value of all property transferred to that creditor is less than \$6,425. (This amount may be adjusted on 4/01/19 and every 3 years after that with respect to cases filed on or after the date of adjustment.)

| | Creditor's name and addres | s | | Dates | Total amount or value | Reasons for payment or transfer Check all that apply | |
|------|--|-------------|-------------------|---------------------|-----------------------|---|--|
| 3.1. | VPI, Inc Steve Vogds Creditor's name 5 Mission Hills Drive Street | | | Last 90 Days | \$4,830.00 | Secured debt Unsecured loan repayments Suppliers or vendors | |
| | Frisco City | TX State | 75034 ZIP Code | | | ☐ Services ☑ Other <u>Rent</u> | |

| Debto | r <u>Night Horse</u> Name | Co., LLC | | | Case number (if | known) |
|-------|---|-------------|------------------------|---|-----------------------------------|---|
| 3.2. | Creditor's name and Cardmember Serr Creditor's name | | | Dates 1/5/17 - \$5,000 | Total amount or value \$25,500.00 | Reasons for payment or transfer Check all that apply Secured debt |
| | PO Box 94014 Street | | | 2/3/17 - \$4,500 2/13/17 - | | Suppliers or vendors Services |
| | Palatine City | IL State | 60094-4014 ZIP Code | \$4,000 3/13/17 - \$4,000 3/22/17 - \$8,000 | | Other |

4. Payments or other transfers of property made within 1 year before filing this case that benefited any insider

List payments or transfers, including expense reimbursements, made within 1 year before filing this case on debts owed to an insider or guaranteed or co-signed by an insider unless the aggregate value of all property transferred to or for the benefit of the insider is less than \$6,425. (This amount may be adjusted on 4/01/19 and every 3 years after that with respect to cases filed on or after the date of adjustment.) Do not include any payments listed in line 3. Insiders include officers, directors, and anyone in control of a corporate debtor and their relatives; general partners of a partnership debtor and their relatives; affiliates of the debtor and insiders of such affiliates; and any managing agent of the debtor. 11 U.S.C. § 101(31).

None None

5. Repossessions, foreclosures, and returns

List all property of the debtor that was obtained by a creditor within 1 year before filing this case, including property repossessed by a creditor, sold at a foreclosure sale, transferred by a deed in lieu of foreclosure, or returned to the seller. Do not include property listed in line 6.

None None

6. Setoffs

List any creditor, including a bank or financial institution, that within 90 days before filing this case set off or otherwise took anything from an account of the debtor without permission or refused to make a payment at the debtor's direction from an account of the debtor because the debtor owed a debt.

None None

Part 3: Legal Actions or Assignments

7. Legal actions, administrative proceedings, court actions, executions, attachments, or governmental audits List the legal actions, proceedings, investigations, arbitrations, mediations, and audits by federal or state agencies in which the debtor was involved in any capacity--within 1 year before filing this case.

None None

| Deb | tor | Night Horse Co., LLC | | Case number (if known) | | |
|-----|---|--|--|---|--|--|
| 8. | Ass | ignments and receivership | | | | |
| | List har | any property in the hands of an assignee for the be ds of a receiver, custodian, or other court-appointed | enefit of creditors during the 1 d officer within 1 year before t | 20 days before filing this case and a iling this case. | ny property in the | |
| | \square | None | | | | |
| P | art 4 | Certain Gifts and Charitable Contri | ibutions | | | |
| 9. | | all gifts or charitable contributions the debtor ga regate value of the gifts to that recipient is less t | | ears before filing this case unless | the | |
| | \square | None | | | | |
| P | arit (| Certain Losses | | | A MENNYA ANA MININA | |
| 10. | All | losses from fire, theft, or other casualty within 1 | year before filing this case | | | |
| | \square | None | | | | |
| P | ant (| Certain Payments or Transfers | | | ter a superio successi di construccio antico per secondare, | |
| 11. | 11. Payments related to bankruptcy List any payments of money or other transfers of property made by the debtor or person acting on behalf of the debtor within 1 year before the filing of this case to another person or entity, including attorneys, that the debtor consulted about debt consolidation or restructuring, seeking bankruptcy relief, or filing a bankruptcy case. | | | | | |
| | | None | | | | |
| | | Who was paid or who received the transfer? | If not money, describe the transferred | e property Dates | Total amount or value | |
| 11 | .1. | DeMarco-Mitchell, PLLC | - | May 13, 2016 | \$11,717.00 | |
| | | Address | | | | |
| | | 1255 West 15th Street | - | | | |
| | | Suite 805 | - | | | |
| | | Plano TX 75075 City State ZIP Code | - | | | |
| | | Email or website address | | | | |
| | | Who made the payment, if not debtor? | - | | | |

12. Self-settled trusts of which the debtor is a beneficiary

List any payments or transfers of property made by the debtor or a person acting on behalf of the debtor within 10 years before the filing of this case to a self-settled trust or similar device.

Do not include transfers already listed on this statement.

✓ None

| Debtor | Night Horse Co., LLC | Case number (if known) | |
|--------|----------------------|------------------------|--|
|--------|----------------------|------------------------|--|

13. Transfers not already listed on this statement

List any transfers of money or other property--by sale, trade, or any other means--made by the debtor or a person acting on behalf of the debtor within 2 years before the filing of this case to another person, other than property transferred in the ordinary course of business or financial affairs. Include both outright transfers and transfers made as security. Do not include gifts or transfers previously listed on this statement.

None

Part 7: Previous Locations

14. Previous addresses

List all previous addresses used by the debtor within 3 years before filing this case and the dates the addresses were used.

Does not apply

Part 8: Health Care Bankruptcies

15. Health Care bankruptcies

Is the debtor primarily engaged in offering services and facilities for:

- diagnosing or treating injury, deformity, or disease, or
- providing any surgical, psychiatric, drug treatment, or obstetric care?

No. Go to Part 9.

TYes. Fill in the information below.

Part 9: Personally Identifiable Information

16. Does the debtor collect and retain personally identifiable information of customers?

☑ No.

Yes. State the nature of the information collected and retained

Does the debtor have a privacy policy about that information?

- No.
- Yes.
- 17. Within 6 years before filing this case, have any employees of the debtor been participants in any ERISA, 401(k), 403(b) or other pension or profit-sharing plan made available by the debtor as an employee benefit?
 - No. Go to Part 10.
 - Yes. Does the debtor serve as plan administrator?
 - No. Go to Part 10.
 - Yes. Fill in below:

Case 17-40662 Doc 1 Filed 03/31/17 Entered 03/31/17 18:43:52 Desc Main Document Page 36 of 46

| Debtor | Night Horse Co., LLC | Case number (if known) | |
|--------|----------------------|------------------------|--|
| | Name | | |

Part 10: Certain Financial Accounts, Safe Deposit Boxes, and Storage Units

18. Closed financial accounts

Within 1 year before filing this case, were any financial accounts or instruments held in the debtor's name, or for the debtor's benefit, closed, sold, moved, or transferred?

Include checking, savings, money market, or other financial accounts, certificates of deposit, and shares in banks, credit unions, brokerage houses, cooperatives, associations, and other financial institutions.

✓ None

19. Safe deposit boxes

List any safe deposit box or other depository for securities, cash, or other valuables the debtor now has or did have within 1 year before filing this case.

None None

20. Off-premises storage

List any property kept in storage units or warehouses within 1 year before filing this case. Do not include facilities that are in a part of a building in which the debtor does business.

None None

Part 11: Property the Debtor Holds or Controls That the Debtor Does Not Own

21. Property held for another

List any property that the debtor holds or controls that another entity owns. Include any property borrowed from, being stored for, or held in trust. Do not list leased or rented property.

None

Part 12: Details About Environmental Information

For the purpose of Part 12, the following definitions apply:

- Environmental law means any statute or governmental regulation that concerns pollution, contamination, or hazardous material, regardless or the medium affected (air, land, water, or any other medium).
- Site means any location, facility, or property, including disposal sites, that the debtor now owns, operates, or utilizes or that the debtor formerly owned, operated, or utilized.
- Hazardous material means anything that an environmental law defines as hazardous or toxic, or describes as a pollutant, contaminant, or a similarly harmful substance.

Report all notices, releases, and proceedings known, regardless of when they occurred.

22. Has the debtor been a party in any judicial or administrative proceeding under any environmental law? Include settlements and orders.

☑ No

Yes. Provide details below.

| Deb | tor | | light Horse Co., LLC | | Case | number (if known) | |
|-----|---------|------------|--|--------------|-------------------------|--|---------------------------|
| 23. | | any | ^{lame} governmental unit otherwise notified the de of an environmental law? | btor that t | he debtor may be liat | ble or potentially liable | under or in |
| | الستنبا | lo 'es. | Provide details below. | | | | |
| 24. | Has t | the d | lebtor notified any govermental unit of any | release of | hazardous material? | | |
| | ليشبة | lo ′es. | Provide details below. | | | | |
| Pa | art 13 |); | Details About the Debtor's Busines | s or Cor | nections to Any | Business | |
| 25. | List a | iny b | sinesses in which the debtor has or has had usiness for which the debtor was an owner, pa lude this information even if already listed in th | irtner, mem | ber, or otherwise a pe | rson in control within 6 y | vears before filing this |
| | | lone | | | | | |
| 26. | Book | s, r | ecords, and financial statements | | | | |
| | 26a. | Lis | t all accountants and bookkeepers who mainta | ained the d | ebtor's books and reco | ords within 2 years befor | e filing this case. |
| | | | None | | | | |
| | | | Name and address | | | Dates of service | |
| | 26a | .1. | Stephanie Bovey | | | From | To |
| | | | 2225 Covington Lane | | | | |
| | | | | | | | |
| | | | | TX State | 75023 ZIP Code | | |
| | 26b. | l is | t all firms or individuals who have audited, cor | nniled or r | eviewed debtor's book | s of account and record | s or prepared a financial |
| | | | tement within 2 years before filing this case. | | | | |
| | | Z | None | | | | |
| | 26c. | Lis | t all firms or individuals who were in possession | on of the de | btor's books of accourt | nt and records when this | s case is filed. |
| | | | None | | | | |
| | | | Name and address | | | If any books of accour unavailable, explain w | |
| | 26c | .1. | Stephanie Bovey | | | · · · · · · · | |
| | | | Name 2225 Covington Lane | | | | |
| | | | Street | | | | |
| | | | | TX | 75023 | | |
| | | | City Name and address | State | ZIP Code | If any books of accou | nt and records are |
| | | | Name and address | | | unavailable, explain w | |
| | 26c | .2. | Randall Trost | | | | |
| | | | 8331 Thatcher Road Street | | | | |
| | | | | | | | |
| | | | | TX State | 76226 ZIP Code | | |
| | | | | | | | |

Case 17-40662 Doc 1 Filed 03/31/17 Entered 03/31/17 18:43:52 Desc Main Document Page 37 of 46

Case 17-40662 Doc 1 Filed 03/31/17 Entered 03/31/17 18:43:52 Desc Main Document Page 38 of 46

| | Night Horse Co., LLC | | Ca | ase number (if known |) |
|--|--|--|--|---|--|
| | List all financial institutions, crec financial statement within 2 year | | ncluding mercantile an | d trade agencies, to | whom the debtor issued a |
| | None None | | | | |
| | Name and address | | | | |
| 26d.1 | Chase | | | | |
| | Name PO Box 78039 | | | | |
| | Street | | | _ | |
| | Phoenix | AZ | 85062-8039 | | |
| | City | State | ZIP Code | | |
| | Name and address | | | | |
| 26d.2 | 2. Capital CDC Name | | | | |
| | 1250 S. Capital of Texas Street | Highway | ***** | | |
| | Building 1, Suite 600 | | | <u></u> | |
| | Austin City | TX State | 78746 ZIP Code | _ | |
| | | | | | |
| and a second | s. Give the details about the two | | | Date of | The dollar amount and basis |
| Annual Control | s. Give the details about the two | | | Date of inventory | |
| Nan | | | | | (cost, market, or other basis) |
| Nan <u>Ra</u> ı | ne of the person who supervis | sed the taking of the inv | entory | inventory | (cost, market, or other basis) of each inventory |
| Nan <u>Rai</u> Nan 7.1. <u>Rai</u> | me of the person who supervis ndall Trost me and address of the person ndall Trost | sed the taking of the inv | entory | inventory | (cost, market, or other basis) of each inventory |
| Nan <u>Rai</u> Nan 7.1. <u>Rai</u> Nan <u>833</u> | me of the person who supervis ndall Trost me and address of the person ndall Trost ^{ne} 31 Thatcher Road | sed the taking of the inv | entory | inventory | (cost, market, or other basis) of each inventory |
| Nan <u>Rai</u> Nan 7.1. <u>Rai</u> _{Nan} | me of the person who supervis ndall Trost me and address of the person ndall Trost ^{ne} 31 Thatcher Road | sed the taking of the inv | entory | inventory | of each inventory |
| Nan <u>Ran</u> Nan 7.1. <u>Ran</u> 833 Stree Arg | me of the person who supervis ndall Trost me and address of the person ndall Trost ^{ne} 31 Thatcher Road et | sed the taking of the inv who has possession of | entory | inventory | (cost, market, or other basis) of each inventory |
| Nan <u>Rai</u> Nan 7.1. <u>Rai</u> Nan <u>833</u> Stree | me of the person who supervis ndall Trost me and address of the person ndall Trost ^{ne} 31 Thatcher Road et | sed the taking of the inv | entory | inventory | (cost, market, or other basis) of each inventory |
| Nan Rau Nan 7.1. Rau Nan 833 Stree City | me of the person who supervis ndall Trost me and address of the person ndall Trost ^{ne} 31 Thatcher Road et | sed the taking of the inv who has possession of | entory inventory records 76226 ZIP Code | inventory | (cost, market, or other basis) of each inventory Cost The dollar amount and basis |
| 7.1. Rai Nan 7.1. Rai Nan 833 Stree Arg City Nan | me of the person who supervis ndall Trost me and address of the person ndall Trost ne 31 Thatcher Road et | sed the taking of the inv who has possession of | entory inventory records 76226 ZIP Code | inventory 3/15/2107 Date of | (cost, market, or other basis) of each inventory Cost The dollar amount and basis (cost, market, or other basis) |
| 7.1. Rai Nan 7.1. Rai Nan 833 Strea City Nan Rai | me of the person who supervis ndall Trost me and address of the person ndall Trost 31 Thatcher Road et gyle me of the person who supervis | sed the taking of the inv who has possession of | entory inventory records 76226 ZIP Code entory | inventory <u>3/15/2107</u> | (cost, market, or other basis) of each inventory Cost COST C |
| 7.1. Rai Nan 7.1. Rai Nan 833 Stree Arg City Nan Rai Nan 7.2. Rai | me of the person who supervis ndall Trost me and address of the person ndall Trost and and address of the person me of the person who supervis ndall Trost me and address of the person ndall Trost | sed the taking of the inv who has possession of | entory inventory records 76226 ZIP Code entory | inventory <u>3/15/2107</u> | (cost, market, or other basis) of each inventory Cost COST C |
| 7.1. Ran Nan 7.1. Ran Nam 833 Stree Arg City Nan Ran Nan 7.2. Ran Nam 833 | me of the person who supervis | sed the taking of the inv who has possession of | entory inventory records 76226 ZIP Code entory | inventory <u>3/15/2107</u> | (cost, market, or other basis) of each inventory Cost COST C |
| 7.1. <u>Ran</u> Nan 833 Stree <u>Arg</u> City Nan <u>Ran</u> Nan | me of the person who supervis ndall Trost me and address of the person ndall Trost and address of the person and address of the supervis ndall Trost me and address of the person ndall Trost and address of the person ndall Trost and address of the person and address of the perso | sed the taking of the inv who has possession of | entory inventory records 76226 ZIP Code entory | inventory <u>3/15/2107</u> | (cost, market, or other basis) of each inventory <u>Cost</u> The dollar amount and basis (cost, market, or other basis) of each inventory |
| 27.1. Rai Nan 27.1. Rai Nan 833 Stree City Nan 27.2. Rai Nan 833 Stree Nan | me of the person who supervis ndall Trost me and address of the person ndall Trost and address of the person and address of the supervis ndall Trost me and address of the person ndall Trost and address of the person ndall Trost and address of the person and address of the perso | sed the taking of the inv who has possession of | entory inventory records 76226 ZIP Code entory | inventory <u>3/15/2107</u> | (cost, market, or other basis) of each inventory Cost COST COS |

| Debtor | Night Horse Co., LLC | Case number (if known) | |
|--------|----------------------|------------------------|--|
|--------|----------------------|------------------------|--|

28. List the debtor's officers, directors, managing members, general partners, members in control, controlling shareholders, or other people in control of the debtor at the time of the filing of this case.

| Name | Address | Position and nature of any interest | % of interest, if any |
|---------------|--|-------------------------------------|-----------------------|
| Randall Trost | 8331 Thatcher Road Argyle, TX 76226 | Managing Member | 49% |
| Kim Trost | 8331 Thatcher Road Argyle, TX 76226 | Managing Member | 51% |

29. Within 1 year before the filing of this case, did the debtor have officers, directors, managing members, general partners, members in control of the debtor, or shareholders in control of the debtor who no longer hold these positions?

| \square | No | | |
|-----------|------|----------|--------|
| П | Yes. | Identify | below. |

 Name
 Address
 Position and nature of any interest
 Period during which position or interest was held

30. Payments, distributions, or withdrawals credited or given to insiders Within 1 year before filing this case, did the debtor provide an insider with value in any form, including salary, other compensation, draws, bonuses, loans, credits on loans, stock redemptions, and options exercised?

| $\overline{\mathbf{v}}$ | No |
|-------------------------|-----|
| ٦ | Yes |

Yes. Identify below.

31. Within 6 years before filing this case, has the debtor been a member of any consolidated group for tax purposes?

| $\mathbf{\nabla}$ | No | | |
|-------------------|------|----------|--------|
| | Yes. | Identify | below. |

32. Within 6 years before filing this case, has the debtor as an employer been responsible for contributing to a pension fund?

No No

Yes. Identify below.

Part 14: Signature and Declaration

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

I have examined the information in this Statement of Financial Affairs and any attachments and have a reasonable belief that the information is true and correct.

Printed name Randall W. Trost

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

Executed_on 03/31/2017 MM / DD /-Y Х

Signature of individual signing on behalf of the debtor

Position or relationship to debtor Owner | Managing Member

Are additional pages to Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy (Official Form 207) attached?

| M | NU |
|---|-----|
| | Yes |

| Fill in this in | formation to identify the case: |
|-----------------|--|
| Debtor name | Night Horse Co., LLC |
| United States B | ankruptcy Court for the: EASTERN DISTRICT OF TEXAS |
| Case number | |

Check if this is an amended filing

Official Form 204

(if known)

Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claims resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

| co ac | dress, including zip address of de creditor contact | | professional unliquidate services, and or disputed government | d, secured, fill in total claim amount and | | |
|----------|--|--|---|--|---|--------------------|
| | | | contracts) | Total claim, if partially secured | Deduction for value of collateral or setoff | Unsecured claim |
| 1 | Chase PO Box 78039 Phoenix, AZ 85062-8039 | | UCC Filing | \$1,163,616.98 | \$77,768.04 | \$1,085,848.94 |
| 2 | Chase PO Box 78039 Phoenix, AZ 85062-8039 | | Guarantee | | | \$470,000.00 |
| 3 | Boaz Avery 330 E Las Colinas Blvd Apt 1004 Irving, TX 75039 | | Carryback Note | | | \$183,928.55 |
| 4 | Cardmember Service PO Box 94014 Palatine, IL 60094-4014 | | Credit Card | | | \$11,300.00 |
| 5 | Night Horse Properties, LLC 2774 E. Trinity Mills Road, 100 Carrollton, TX 75006 | | Lease | | | \$2,000.00 |

Debtor Night

Night Horse Co., LLC

Case number (if known)

| cc ad | lame of creditor and omplete mailing ddress, including zip ode Name, telephone address of creditor contact Services, and government contro government contact Services (creditor) | | Indicate if claim is contingent, unliquidated, or disputed | Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim. | | | |
|----------|--|--|--|--|--|---|--------------------|
| | | | contracts) | | Total claim, if partially secured | Deduction for value of collateral or setoff | Unsecured claim |
| 6 | VPI, Inc Steve Vogds 5 Mission Hills Drive Frisco, TX 75034 | | Rent | | | | \$1,610.00 |
| 7 | Travelers PO Box 660317 Dallas, TX 75266-0317 | | Insurance | | | | \$1,395.00 |
| 8 | Reliant Energy PO Box 650475 Dallas, TX 75265-0475 | | Utilities | | | | \$975.00 |
| 9 | Nationwide Allied Insurance PO Box 514540 Los Angeles, CA 90051- 4540 | | Property Insurance | | | | \$862.00 |
| 10 | AXA Equitable Box 371405 Pittsburgh, PA 15250 | | Insurance | | | | \$450.00 |
| 11 | AT&T Mobility PO Box 6463 Carol Stream, IL 60197 | | Telephone | | | | \$220.00 |
| 12 | United Parcel Service PO Box 7247-0244 Philadelphia, PA 19170- 0001 | | Shipping | | | | \$200.00 |
| 13 | Progressive Waste Solutions PO Box 650592 Dallas, TX 75265-0592 | | Utilities | | | | \$187.00 |

Debtor Night

Night Horse Co., LLC

Case number (if known) _

| co ad | number, and email (for address, including zip address of det ode creditor pro contact ser gov | | (for example, trade claim debts, bank loans, contin professional unliqu services, and or dis government | Indicate if claim is contingent, unliquidated, or disputed | Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim. | | |
|----------|---|--|---|--|--|---|--------------------|
| | | | contracts) | | Total claim, if partially secured | Deduction for value of collateral or setoff | Unsecured claim |
| 14 | Atmos Energy PO Box 790311 St. Louis, MO 63179- 0311 | | Utilities | | | | \$102.00 |
| 15 | Activity Software 2977 Highway K #247 O'Fallon, MO 63368 | | Software | | | | \$70.00 |
| 16 | City of Carrollton PO Box 115120 Carrollton, TX 75011- 5120 | | Utilities | | | | \$42.00 |
| 17 | Reliant Energy PO Box 650475 Dallas, TX 75265-0475 | | Utilities | | | | \$38.00 |
| 18 | Spectrum VOIP PO Box 250588 Plano, TX 75025-0588 | | Telephone | | | | \$32.00 |

UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF TEXAS SHERMAN DIVISION

IN RE: Night Horse Co., LLC

CASE NO

CHAPTER 11

VERIFICATION OF CREDITOR MATRIX

The above named Debtor hereby verifies that the attached list of creditors is true and correct to the best of his/her knowledge.

Date <u>3/31/2017</u>

Signature

Randall_W. Trost Owner | Managing Member

Date _____

Signature _____

Debtor(s): Night Horse Co., LLC Case 17-40662 Doc 1 Filed 03/31/17 Entered 03/31/17 18:43:52 Desc Main Document Page 44 of 46 SHERMAN DIVISION

Activity Software 2977 Highway K #247 O'Fallon, MO 63368

AT&T Mobility PO Box 6463 Carol Stream, IL 60197

Atmos Energy PO Box 790311 St. Louis, MO 63179-0311

Attorney General of Texas Taxation Division - Bankruptcy C/O Melissa L. Palo Box 12548 Capitol Station Austin, TX 78711

Attorney General of Texas Bankruptcy Reporting Contact OAG/CSD/Mail Code 38 P.O. Box 12017 Austin, TX 78711-2017

Dept. of Justice 10th & Constitution, Rm 4400 Washington, DC 20530

AXA Equitable Box 371405 Pittsburgh, PA 15250

Boaz Avery 330 E Las Colinas Blvd Apt 1004 Irving, TX 75039

Capital CDC Building 1, Suite 600 Austin, TX 78746

Cardmember Service PO Box 94014 PO Box 94014 Palatine, IL 60094-4014

Carrollton-Farmers Branch ISD Randall Trost C/O Andrea Sheehan Law Offices of Robert E. Luna, Argyle, TX 76226 4411 North Central Expressway Dallas, TX 75205

Chase PO Box 78039 Phoenix, AZ 85062-8039

> City of Carrollton PO Box 115120 Carrollton, TX 75011-5120

Dallas County Linebarger, Goggan, Blair & Sam Washington, DC 20549 2777 N. Stemmons Frwy., Suite 1 Dallas, TX 75207

Internal Revenue Service Centralized Insolvency Operatio PO Box 250588 PO Box 7346 Philadelphia, PA 19101-7346

Attorney General of the United Internal Revenue Service -Centralized Insolvency Operatio: C/O Office of the Attorney Gene PO Box 7346 Philadelphia, PA 19101-7346

> Kim Trost 8331 Thatcher Road Argyle, TX 76226

Nationwide Allied Insurance PO Box 514540 Los Angeles, CA 90051-4540

Night Horse Properties, LLC 1250 S. Capital of Texas Highwa 2774 E. Trinity Mills Road, 100 PO Box 7247-0244 Carrollton, TX 75006

> Progressive Waste Solutions PO Box 650592 Dallas, TX 75265-0592

8331 Thatcher Road

Reliant Energy PO Box 650475 Dallas, TX 75265-0475

SEC 100 F. Street, NE Washington, DC 20549

SEC 100 F Street, NE

Spectrum VOIP Plano, TX 75025-0588

Texas Comptroller of Public Act Bankruptcy-Collections Divisio PO Box 12548 Austin, TX 78711-2548

Texas Comptroller of Public Ac Office of the Attorney General Bankruptcy Collections Div. P.O. Box 12548, MC-008 Austin, TX 78711-2548

Travelers PO Box 660317 Dallas, TX 75266-0317

United Parcel Service Philadelphia, PA 19170-0001

United States Attorney 110 North College Ave., Ste. 7 Tyler, TX 75702-0204

United States Trustee 110 North College Suite 300 Tyler, TX 75702

United States Trustee 110 North College Ave., Ste. 30 Tyler, TX 75702-7231

VPI, Inc. - Steve Vogds 5 Mission Hills Drive Frisco, TX 75034

Case 17-40662 Doc 1 Filed 03/31/17 Entered 03/31/17 18:43:52 Desc Main Document Page 46 of 46 **UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF TEXAS** SHERMAN DIVISION

IN RE: Night Horse Co., LLC

CHAPTER 11

DEBTOR(S)

CASE NO

LIST OF EQUITY SECURITY HOLDERS

| Registered Name of Holder of Security Last Known Address or Place of Business | | Class of Security | Number Registered | Kind of Interest Registered | |
|--|--|---|---------------------------------|--------------------------------|--|
| Kim Trost 8331 Thatcher Road Argyle, TX 76226 | | 51% | | | |
| Randall Trost 8331 Thatcher Road Argyle, TX 76226 | | 49% | | | |
| | | UNDER PENALTY OF I CORPORATION OR PA | | | |
| I, the | Owner Managing Member | of the | Corporation | | |
| named as the debtor i best of my information | n this case, declare under penalty of and belief. | perjury that I have read the | foregoing list and that it is t | rue and correct to the | |

Date: 3/31/2017

Signature: Randall W. Trost **Owner | Managing Member**