

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle): Choate, Charles
Name of Joint Debtor (Spouse) (Last, First, Middle):

All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): dba CNC Fabrications & Maintenance, Co.
All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):

Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all): xxx-xx-8708 20-115789
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all):

Street Address of Debtor (No. and Street, City, and State): 2171 E. Renfro Burleson, TX
Street Address of Joint Debtor (No. and Street, City, and State):
ZIP CODE 76028 ZIP CODE

County of Residence or of the Principal Place of Business: Johnson
County of Residence or of the Principal Place of Business:

Mailing Address of Debtor (if different from street address): 2171 E. Renfro Burleson, TX
Mailing Address of Joint Debtor (if different from street address):
ZIP CODE 76028 ZIP CODE

Location of Principal Assets of Business Debtor (if different from street address above):
ZIP CODE

Type of Debtor (Form of Organization) (Check one box.)
Nature of Business (Check one box.)
Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box.)
Nature of Debts (Check one box.)

Filing Fee (Check one box.)
Check one box: Chapter 11 Debtors
Check all applicable boxes:

Statistical/Administrative Information
Debtor estimates that funds will be available for distribution to unsecured creditors.
Estimated Number of Creditors
Estimated Assets
Estimated Liabilities

THIS SPACE IS FOR COURT USE ONLY

Voluntary Petition <i>(This page must be completed and filed in every case.)</i>	Name of Debtor(s): Charles Choate
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All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.)

Location Where Filed: None	Case Number:	Date Filed:
Location 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: 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.

Exhibit B

(To be completed if debtor is an individual whose debts are primarily consumer debts.)

I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b).

X _____
Date

Exhibit C

Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?

Yes, and Exhibit C is attached and made a part of this petition.

No.

Exhibit D

(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)

Exhibit D completed and signed by the debtor is attached and made a part of this petition.

If this is a joint petition:

Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.

Information Regarding the Debtor - Venue

(Check any applicable box.)

Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.

There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.

Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.

Certification by a Debtor Who Resides as a Tenant of Residential Property

(Check all applicable boxes.)

Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)

(Name of landlord that obtained judgment)

(Address of landlord)

Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.

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

Voluntary Petition

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

Name of Debtor(s): **Charles Choate**

Signatures

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X /s/ Charles Choate
Charles Choate

X _____

Telephone Number (If not represented by attorney)

04/30/2009

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/ Robert T. DeMarco
Robert T. DeMarco Bar No. **24014543**

Boyd Veigel, P.C.
P.O. Box 1179
Mc Kinney, TX 75070

Phone No. **(972) 562-9700** Fax No. **(972) 562-9600**

04/30/2009

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 Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the 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.)

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

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

X _____
Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Address

X _____

Date

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.

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re: **Charles Choate**

Case No. _____
(if known)

Debtor(s)

**EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH
CREDIT COUNSELING REQUIREMENT**

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.*

2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. *You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.*

3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. *[Summarize exigent circumstances here.]*

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re: **Charles Choate**

Case No. _____
(if known)

Debtor(s)

**EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH
CREDIT COUNSELING REQUIREMENT**

Continuation Sheet No. 1

4. I am not required to receive a credit counseling briefing because of: *[Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]*

Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);

Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);

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) does not apply in this district.

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

Signature of Debtor: **/s/ Charles Choate**
Charles Choate

Date: **04/30/2009**

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

IN RE: **Charles Choate**

CASE NO

CHAPTER **11**

DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above-named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

For legal services, I have agreed to accept:	\$10,000.00
Prior to the filing of this statement I have received:	\$10,000.00
Balance Due:	\$0.00

2. The source of the compensation paid to me was:
 Debtor Other (specify)
3. The source of compensation to be paid to me is:
 Debtor Other (specify)
4. I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.
- I have agreed to share the above-disclosed compensation with another person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation, is attached.
5. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:
a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
b. Preparation and filing of any petition, schedules, statements of affairs and plan which may be required;
c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;
6. By agreement with the debtor(s), the above-disclosed fee does not include the following services:

CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

04/30/2009

Date

/s/ Robert T. DeMarco

Robert T. DeMarco

Boyd Veigel, P.C.

P.O. Box 1179

Mc Kinney, TX 75070

Phone: (972) 562-9700 / Fax: (972) 562-9600

Bar No. 24014543

/s/ Charles Choate

Charles Choate

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

IN RE: **Charles Choate**

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 04/30/2009 _____

Signature /s/ Charles Choate _____
Charles Choate

Date _____

Signature _____

Aicco, Inc. PO Box 200455 Dallas, TX 75320-0455	Capital One PO Box 60599 City of Industry, Ca 91716	First National Bank Burleson
All-Tex Pipe & Supply PO Box 911854 Dallas, TX 75391-1854	Capital One (K) PO Box 60599 City of Industry, ca 91716	Ford Credit PO Box 650575 Dallas, TX 75265-0575
Americas Servicing Company PO Box 60768 Los Angeles, CA 90060-0768	Cardinal Metals PO Box 171145 Irving, TX 75017-1145	Fort Worth Bolt and Tool PO Box 471999 Fort Worth, TX 76147-1412
Aramark PO Box 36028 Dallas, TX 75235-1028	Carl E. Hubbell, MD 11803 South Freeway, Suite 310 Fort Worth, TX 76115	Fort Worth Welders 501 Riverside Drive Fort Worth, TX 76111
ASC Inc PO Box 60768 Los Angeles, Ca 90060	Chase Po Box 9001871 Louisville, Ky 40290	GE Capital PO Box 7247-7878 Philadelphia, PA 19170-7878
Axis Capital 308 N. Locust Grand Island, NE 68801	Chase Auto Finance PO Box 78101 Phoenix, AZ 85062-8101	Greg Vanzant, MD, PA PO Box 2626 Fort Worth, TX 76113-2626
Bank of America PO Box 15220 Wilmington, DE 19886-5220	Chase Home Finance PO Box 9001871 Louisville, KY 40290-1871	H&E Equipment Services, LLC PO Box 849850 Dallas, TX 75284-9850
Bank Of America PO Box 15019 Wilmington, De 79886	ESAB Cutting Systems PO Box 751267 Charlotte, NC 28275	H&O Die Supply, Inc. 2821 Ruder St. Dallas, TX 75212
Burleson Family Medical Center 434 S.W. Wilshire Blvd. Burleson, TX 76028-5330	Express Premium Finance PO Box 18836 Oklahoma City, OK 73154-0836	Home depot PO Box 6028 The Lakes, Nv 88901
Cabela's PO Box 82575 Lincoln, Ne 68501	Fastenal Co. PO Box 978 Winona, MN 55987	IFC Credit Corp. - NW7668 PO Box 1450 Minneapolis, MN 55485-7668

IGF Industries 101 Coin Street Fort Worth, TX 76140	Nortex Modular Space PO Box 678225 Dallas, TX 75267-8225	Sunbelt Rentals 1275 W. Mound Street Columbus, OH 43223
Internal Revenue Service Special Procedures - Insolvency P.O. Box 21126 Philadelphia, PA 19114	Office of the Attorney General Main Justice Building, Rm 5111 10th Street & Const. Ave, NW Washington, DC 20530	TCF Equipment Finance PO Box 4130 Hopkins, MN 55343-0498
Internal Revenue Service 2008 f	Physician Emergency Care 4040 N. Central Expwy., Suite 6 Dallas, TX 75204	Terry's Tires 1554 E. Henderson St. Cleburne, TX 76031
Kohl's (K) PO Box 30510 Los Angeles, Ca 90030	Ron Aland, Attorney at Law 5207 McKinney Ave., Suite 19E Dallas, TX 75205	Texas Attorney General Office of the Attorney General P. O. Box 12548 Austin, TX 78711-2548
Lowe's (K) PO Box 530914 Atlanta, Ga 30253	Safety Management 1140 Hioghway 67, Suite 100E Mesquite, TX 75150	Tool Tex - Winzer PO Box 671482 Dallas, TX 75267-1482
Methodist Mansfield Medical PO Box 911875 Dallas, TX 75391-1875	Scotchman Credit PO Box 850 Philip, SD 57567	Tractor Supply Company Processing Center Des Moines, Ia 50364
Metroplex Welding 3416 S. I-H 35 W Alvarado, TX 76009	Select Portfolio Servicing, Inc PO Box 65450 Salt Lake City, UT 84165	United Rentals Credit Office #584 File 51122 Los Angeles, CA 90074
Mims Steel PO Box 59925 Dallas, TX 75229	Sheffield Financial LLC PO Box 890012 Charlotte, NC 28289-0012	Valero (K) DSRM National Bank PO Box 300 Amarillo, Tx 79105
MSC Industrial Supply DEPT CH 0075 Palatine, IL 60055-0075	SPS Inc PO Box 551170 Jacksonville, Fl 32255	VB Stainless 208 Valley Lane Kennedale, TX 76060
National Bank of Texas PO Box 161969 Fort Worth, TX 76161-1969	Stewart's Engineering 3221 E. Pioneer Parkway Arlington, TX 76010	Welder's Warehouse PO Box 565226 Dallas, TX 75356