Case 13-41064-dml11 Doc 1 Filed 03/04/13 Entered 03/04/13 18:45:01 Desc Main

B1 (Official Form 1) (12/11)	Document	Page 1 of	5			
United States Bankruptcy Court NORTHERN DISTRICT OF TEXAS FORT WORTH DIVISION				Voluntary Petition		
Name of Debtor (if individual, enter Last, First, Middle): TAVOOS, LLC		Name of Joint Deb	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):		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)/Complete EIN (if more than one, state all): xxx-xx-7413		Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all):				
Street Address of Debtor (No. and Street, City, and State): 19 Burnham Glen San Antonio, TX 78257- 1256		Street Address of Joint Debtor (No. and Street, City, and State):				
Can Alterno, 1X 70207 1200	ZIP CODE			ZIP CODE		
County of Residence or of the Principal Place of Business: Bexar		County of Residen	County of Residence or of the Principal Place of Business:			
Mailing Address of Debtor (if different from street address): 19 Burnham Glen San Antonio, TX 78257-1256		Mailing Address of	Joint Debtor (if different from	n street address):		
Dan Antonio, 1X 70207-1200	ZIP CODE			ZIP CODE		
Location of Principal Assets of Business Debtor (if different from street Fort Worth, TX	eet address above):	—·I		ZIP CODE 76105		
Type of Debtor (Form of Organization) (Check one box.)  ☐ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.  ☐ Corporation (includes LLC and LLP) ☐ Partnership ☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.)	Nature of Business (Check one box.)  ☐ Health Care Business ☑ Single Asset Real Estate as defined in 11 U.S.C. § 101(51B) ☐ Railroad ☐ Stockbroker ☐ Commodity Broker ☐ Clearing Bank		the Petitic  ☐ Chapter 7 ☐ Chapter 9 ☐ Chapter 11 ☐ Chapter 12 ☐ Chapter 13	ankruptcy Code Under Which on is Filed (Check one box.)  Chapter 15 Petition for Recognition of a Foreign Main Proceeding  Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding		
Chapter 15 Debtors Country of debtor's center of main interests:  Each country in which a foreign proceeding by, regarding, or against debtor is pending:	Other  Tax-Exempt Entity (Check box, if applicable.)  Debtor is a tax-exempt organization under title 26 of the United States Code (the Internal Revenue Code).		(Check one box.)  Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or house-hold purpose."  Check one box.)  Debts are primarily business debts. business debts.			
Filing Fee (Check one box.)  Full Filing Fee attached.  Filing Fee to be paid in installments (applicable to individuals or signed application for the court's consideration certifying that to unable to pay fee except in installments. Rule 1006(b). See Comparison of the court's consideration. See O	Check one box: Chapter 11 Debtors  ☑ Debtor is a small business debtor as defined by 11 U.S.C. § 101(51D).  ☐ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).  Check if:  ☐ Debtor's aggregate noncontigent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter).  Check all applicable boxes:  ☐ A plan is being filed with this petition.  ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).					
Statistical/Administrative Information  ✓ Debtor estimates that funds will be available for distribution to unsecured creditors.  ☐ Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.						
Estimated Number of Creditors	5,001- 10,000 10,000 25,00		50,001- Over 100,000 100,			
Estimated Assets  Storon		000,001 \$100,000 00 million to \$500 m		e than Illion		
Estimated Liabilities  \$\sqrt{1}   \qquad \qquad \qquad \qqqqqqqqqqqqqqqqqqqqqqqqqqqqqqqqqqqq		000,001 \$100,000 00 million to \$500 m				

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Voluntary Petition	Name of Debtor(s): TAVOOS, LLC				
(This page must be completed and filed in every case.)					
All Prior Bankruptcy Cases Filed Within Last	8 Years (If more than two, attach add	ditional sheet.)			
Location Where Filed:	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 t	than one, attach additional sheet.)			
Name of Debtor:	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).				
		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 partn	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 Resid		rty			
(Check all applicable boxes.)  Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)					
<del>(</del> 1	Name of landlord that obtained judgme	ent)			
$\overline{\theta}$	Address of landlord)	<del></del>			
Debtor claims that under applicable nonbankruptcy law, there are circumonetary default that gave rise to the judgment for possession, after the	umstances under which the debtor wou	ıld be permitted to cure the entire ed, and			
Debtor has included with this petition the deposit with the court of any petition.	rent that would become due during the	30-day period after the filing of the			
☐ Debtor certifies that he/she has served the Landlord with this certificat	ion. (11 U.S.C. § 362(I)).				

the debtor.

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

TAVOOS, LLC

## Mohammed Faghihi

Printed Name of Authorized Individual

## **Managing Member**

Title of Authorized Individual

## Date

Signature of bankruptcy petiton 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.

## WRITTEN CONSENT OF MANAGING MEMBER OF TAVOOS, LLC

The undersigned, being the managing member of Tavoos, LLC, a Texas limited liability company ("<u>Company</u>"), on behalf of the Company, do unanimously hereby consent to, ratify, approve, and adopt these resolutions:

WHEREAS, the Company has determined after due consideration that it is in the best interests of the Company and its creditors, for the Company to file a voluntary petition for reorganization under chapter 11 of the Bankruptcy Code;

THEREFORE, the following resolutions are hereby unanimously adopted by the Members of the Company;

IT IS HEREBY RESOLVED, that the Company, shall be, and it hereby is, authorized, directed and empowered to file a voluntary petition for bankruptcy pursuant to the provisions of chapter 11 of the Bankruptcy Code, and to perform any and all such acts as are reasonable, advisable, expedient, convenient, proper or necessary to effect any of the matters set forth below;

IT IS FURTHER RESOLVED, that any member or manager of the Company shall be, and are each hereby authorized, empowered and directed to execute, on behalf of the Company, the voluntary petition for commencing a Chapter 11 bankruptcy case on behalf of the Company ("Bankruptcy Case");

IT IS FURTHER RESOLVED, that any officer, member or manager of the Company shall be, and are each hereby authorized, empowered and directed to execute, on behalf of the Company, any and all other documents necessary or appropriate in connection with the Bankruptcy Case in such form or forms as he or they may approve;

IT IS FURTHER RESOLVED, that the Company shall be, and is hereby authorized, directed and empowered to retain the law firm of GOODRICH POSTNIKOFF & ASSOCIATES, LLP to represent the Company, as debtor and debtor in possession, in connection with the Bankruptcy Case;

IT IS FURTHER RESOLVED, that the Company, shall be, and is hereby authorized, directed and empowered to retain, on behalf of the Company, such other attorneys, financial advisors, accountants or other professionals as may be necessary for purposes of the Bankruptcy Case, and any officer, member or manager of the Company shall be, and are each hereby authorized to execute any document necessary to retain any such additional attorneys, financial advisors, accountants or other professionals;

IT IS FURTHER RESOLVED, that the Company and its agents, representatives, and attorneys are authorized, empowered and directed to proceed as follows:

- (a) To file all schedules, statements of financial affairs, monthly operating reports, pleadings, motions or other pleadings or papers necessary or appropriate to the Bankruptcy Case;
- (b) To cause the Company to obtain debtor-in-possession financing or incur other indebtedness, whether secured or unsecured, as they may deem appropriate or advisable in the Bankruptcy Case;
- (c) To cause the Company to use, transfer or otherwise dispose of any part or all of its assets as they may deem appropriate or advisable in the Bankruptcy Case;
- (d) To propose, file and confirm a plan of reorganization containing such terms and other provisions as they may deem appropriate;
- (e) To retain all such professionals, including attorneys, accountants, and appraisers as they may deem to be necessary or appropriate; and,
- (f) To perform all such other and further acts in connection with the Bankruptcy Case or under the Bankruptcy Code as may be in their good faith business judgment necessary or advisable.

IT IS FURTHER RESOLVED, that the transactions contemplated in these Resolutions and the execution and delivery of all other documents and all other actions taken in connection therewith are in the best interests of and will benefit the Company;

IT IS FURTHER RESOLVED, that any officer, member or manager of the Company shall be authorized and directed to take or cause to be taken any and all such further action, to execute and deliver any and all such further instruments and documents and to pay all such fees and expenses, as the officers, members or managers of the Company shall deem appropriate in his or their judgment to fully carry out the intent and accomplish the purposes of these Resolutions; and

IT IS FURTHER RESOLVED, that all of the acts and transactions of the Company which have been taken or made prior to the effective date of the Resolutions, shall be, and they hereby are, ratified and approved.

These Resolutions are executed and effective this 3<sup>rd</sup> day of March, 2013.

moher est Taglin Mohammed Faghihi, Manager and Member