

**Fill in this information to identify the case:**

United States Bankruptcy Court for the:  
**NORTHERN DISTRICT OF TEXAS**

Case number (if known): \_\_\_\_\_ Chapter 11

Check if this is an amended filing

Official Form 201

**Voluntary Petition for Non-Individuals Filing for Bankruptcy**

04/16

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

1. Debtor's name Lopek Companies, LLC

2. All other names debtor used in the last 8 years

Include any assumed names, trade names and *doing business as* names

3. Debtor's federal Employer Identification Number (EIN) 2 7 - 3 6 4 1 4 6 9

4. Debtor's address

	<b>Principal place of business</b>	<b>Mailing address, if different from principal place of business</b>
--	------------------------------------	---

729 3rd Ave.  
 Number Street

\_\_\_\_\_  
 Number Street

\_\_\_\_\_  
 P.O. Box

Dallas TX 75226  
 City State ZIP Code

\_\_\_\_\_  
 City State ZIP Code

Dallas  
 County

**Location of principal assets, if different from principal place of business**

\_\_\_\_\_  
 Number Street

\_\_\_\_\_  
 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: \_\_\_\_\_

Debtor Lopek Companies, 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. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- Chapter 7
- Chapter 9
- Chapter 11. Check all that apply:

- Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
- The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- A plan is being filed with this petition.
- Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy Under Chapter 11 (Official Form 201A) with this form.
- The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

- Chapter 12

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

- No

- Yes. District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
MM / DD / YYYY
- District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
MM / DD / YYYY
- District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
MM / DD / YYYY

If more than 2 cases, attach a separate list.

Debtor Lopek Companies, LLC Case number (if known) \_\_\_\_\_

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

No

Yes. Debtor \_\_\_\_\_ Relationship \_\_\_\_\_  
 District \_\_\_\_\_ When \_\_\_\_\_  
 Case number, if known \_\_\_\_\_ MM / DD / YYYY

Debtor \_\_\_\_\_ Relationship \_\_\_\_\_  
 District \_\_\_\_\_ When \_\_\_\_\_  
 Case number, if known \_\_\_\_\_ MM / DD / YYYY

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

11. Why is the case filed in this district?

Check all that apply:

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

A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

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

No

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

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

It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.  
 What is the hazard? \_\_\_\_\_

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

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

Other \_\_\_\_\_

Where is the property?

Number \_\_\_\_\_ Street \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ ZIP Code \_\_\_\_\_

Is the property insured?

No

Yes. Insurance agency \_\_\_\_\_  
 Contact name \_\_\_\_\_  
 Phone \_\_\_\_\_

**Statistical and administrative information**

13. Debtor's estimation of available funds

Check one:

Funds will be available for distribution to unsecured creditors.

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

Debtor Lopez Companies, LLC Case number (if known) \_\_\_\_\_

14. Estimated number of creditors
- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000   | <input type="checkbox"/> 25,001-50,000     |
| <input type="checkbox"/> 50-99           | <input type="checkbox"/> 5,001-10,000  | <input type="checkbox"/> 50,001-100,000    |
| <input type="checkbox"/> 100-199         | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999         |  |  |
15. Estimated assets
- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> \$0-\$50,000 | <input type="checkbox"/> \$1,000,001-\$10 million    | <input type="checkbox"/> \$500,000,001-\$1 billion     |
| <input type="checkbox"/> \$50,001-\$100,000      | <input type="checkbox"/> \$10,000,001-\$50 million   | <input type="checkbox"/> \$1,000,000,001-\$10 billion  |
| <input type="checkbox"/> \$100,001-\$500,000     | <input type="checkbox"/> \$50,000,001-\$100 million  | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million   | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion        |
16. Estimated liabilities
- |  |  |  |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000          | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion     |
| <input type="checkbox"/> \$50,001-\$100,000    | <input type="checkbox"/> \$10,000,001-\$50 million           | <input type="checkbox"/> \$1,000,000,001-\$10 billion  |
| <input type="checkbox"/> \$100,001-\$500,000   | <input type="checkbox"/> \$50,000,001-\$100 million          | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million         | <input type="checkbox"/> More than \$50 billion        |

**Request for Relief, Declaration, and Signatures**

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

17. Declaration and signature of authorized representative of debtor
- The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.
  - I have been authorized to file this petition on behalf of the debtor.
  - I have examined the information in this petition and have a reasonable belief that the information is true and correct.

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

Executed on 12/16/2016  
MM / DD / YYYY

X /s/ Kevin Loper Kevin Loper  
Signature of authorized representative of debtor Printed name

Title President

18. Signature of attorney

X /s/ Robert T. DeMarco Date 12/16/2016  
Signature of attorney for debtor MM / DD / YYYY

Robert T. DeMarco  
Printed name

DeMarco Mitchell, PLLC  
Firm name

1255 West 15th St., 805  
Number Street

Plano TX 75075  
City State ZIP Code

(972) 578-1400 robert@demarcomitchell.com  
Contact phone Email address

24014543 \_\_\_\_\_  
Bar number State

THE STATE OF TEXAS

COUNTY OF COLLIN


CERTIFICATE OF RESOLUTION

BEFORE ME, the undersigned authority, on this day personally appeared Kevin Loper, known to me, who, being first by me duly sworn, did state that he was the duly elected and authorized managing member of **Lopek Companies, LLC**, a Texas limited liability company (the "Company"), and that the following is a correct excerpt of a resolution unanimously adopted by the managing members of the Company on **December 15, 2016**:

"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.



---

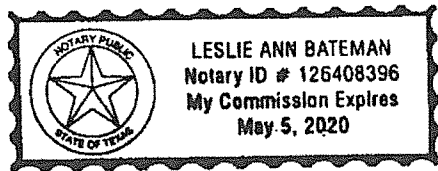
Name: Kevin Loper  
Title: Managing Member,  
Lopek Companies, LLC

THE STATE OF TEXAS

COUNTY OF COLLIN

BEFORE ME, the undersigned, a Notary Public in and for said State, on this day personally appeared **Kevin Loper**, Managing Member of **Lopek Companies, 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 15<sup>th</sup> day of December, 2016.



Leslie Bateman  
Notary Public in and for  
The State of Texas

**Fill in this information to identify the case:**

Debtor name   Lopek Companies, LLC  

United States Bankruptcy Court for the:   NORTHERN DISTRICT OF TEXAS  

Case number \_\_\_\_\_  
(if known)

Check if this is an amended filing

**Official Form 204**

**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.

Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	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.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
1 Paula Loper 5707 Melshire Road Dallas, TX 75214		Loan				\$180,000.00
2 Kevin Loper 6554 Fisher Road Dallas, TX 75214		Loan				\$175,000.00
3 Ethaan & Sarah Schultz All Around Counstruction, LLC C/O Gordon & Rees LLP 1900 West Loop South, Suite 1000		Settlement	Unliquidated			\$122,000.00
4 BB & T PO Box 698 Wilson, NC 27894-0698		line of credit	Contingent			\$116,494.10
5 Comerica Bank Attn: Commercial Loan Documentation 39200 Six Mile Road MC 7578 Livonia, MI 48152		Line of Credit	Unliquidated	\$70,000.00	\$0.00	\$70,000.00

Debtor Lopek Companies, LLC  
Name

Case number (if known) \_\_\_\_\_

Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	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.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
6 Veritiv Operating Company c/o David W. Roth Blenden Roth Law Firm 2217 Harwood Rd. Bedford, TX 76021-3607		Materials - Litigation	Unliquidated			\$63,230.99
7 BB & T PO Box 698 Wilson, NC 27894-0698		line of credit	Contingent			\$40,539.54
8 Ally PO Box 78234 Phoenix, AZ 85062-8234		Purchase Money		\$29,284.32	\$0.00	\$29,284.32
9 Chrysler Capital Attn: Bankruptcy Dept. PO Box 961278 Ft. Worth, TX 76161-1271		Purchase Money		\$29,070.68	\$0.00	\$29,070.68
10 Chrysler Capital Attn: Bankruptcy Dept. PO Box 961278 Ft. Worth, TX 76161-1271		Purchase Money		\$29,070.35	\$0.00	\$29,070.35
11 Chrysler Capital Attn: Bankruptcy Dept. PO Box 961278 Ft. Worth, TX 76161-1271		Purchase Money		\$26,841.56	\$0.00	\$26,841.56
12 Chrysler Capital Attn: Bankruptcy Dept. PO Box 961278 Ft. Worth, TX 76161-1271		Purchase Money		\$26,119.21	\$0.00	\$26,119.21
13 Chrysler Capital Attn: Bankruptcy Dept. PO Box 961278 Ft. Worth, TX 76161-1271		Purchase Money		\$26,115.88	\$0.00	\$26,115.88



Debtor Lopek Companies, LLC  
Name

Case number (if known) \_\_\_\_\_

Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	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.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
14 Ally PO Box 78234 Phoenix, AZ 85062-8234		Purchase Money		\$24,767.31	\$0.00	\$24,767.31
15 Chrysler Capital Attn: Bankruptcy Dept. PO Box 961278 Ft. Worth, TX 76161-1271		Purchase Money		\$24,757.05	\$0.00	\$24,757.05
16 Ally PO Box 78234 Phoenix, AZ 85062-8234		Purchase Money		\$24,162.85	\$0.00	\$24,162.85
17 Chrysler Capital Attn: Bankruptcy Dept. PO Box 961278 Ft. Worth, TX 76161-1271		Purchase Money		\$24,009.56	\$0.00	\$24,009.56
18 Ally PO Box 78234 Phoenix, AZ 85062-8234		Purchase Money		\$22,797.71	\$0.00	\$22,797.71
19 Ally PO Box 78234 Phoenix, AZ 85062-8234		Purchase Money		\$21,507.92	\$0.00	\$21,507.92
20 Ally PO Box 78234 Phoenix, AZ 85062-8234		Purchase Money		\$19,718.48	\$0.00	\$19,718.48

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

IN RE: **Lopek Companies, 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 12/16/2016

Signature */s/ Kevin Loper*  
*Kevin Loper*  
*President*

Date \_\_\_\_\_

Signature \_\_\_\_\_

Ally  
PO Box 78234  
Phoenix, AZ 85062-8234

HD Retail Repair, LLC

Texas State Comptroller  
Capitol Station  
Austin, TX 78774

Attorney General of Texas  
Taxation Division-Bankruptcy  
Box 12548 Capitol Station  
Austin, TX 78711

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

Texas Workforce Commission  
TEC building Tax Dept.  
101 E. 15th Street  
Austin, TX 78778

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

Kevin Loper  
6554 Fisher Road  
Dallas, TX 75214

United States Attorney  
Northern District of Texas  
1100 Commerce Street, 3rd Floor  
Dallas, TX 75242-1699

BB & T  
PO Box 698  
Wilson, NC 27894-0698

Kevin Loper  
6554 Fisher Rd  
Dallas, TX 75214

Veritiv Operating Company  
c/o David W. Roth  
Blenden Roth Law Firm  
2217 Harwood Rd.  
Bedford, TX 76021-3607

BB & T  
1522 Gross Rd  
Mesquite, TX 75149

Linebarger, Goggan, Blair & Sam  
2777 N. Stemmons Freeway  
Suite 1000  
Dallas, TX 75207

Ward North America  
17275 Green Mountain Road  
San Antonio, TX 78247

Builders Property Development,  
11400 Liberty Grove Road  
Rowlett, TX 75089

OSHA  
200 Constitution Ave., NW,  
Washington, DC 20210

Weltman, Weinberg & Reis Co., L  
323 W. Lakeside Ave., Ste. 200  
Cleveland, OH 44113-1099

Chrysler Capital  
Attn: Bankruptcy Dept.  
PO Box 961278  
Ft. Worth, TX 76161-1271

Paula Loper  
5707 Melshire Road  
Dallas, TX 75214

William T. Neary  
U.S. Trustee  
1100 Commerce Street  
Room 9C60  
Dallas, TX 75242

Comerica Bank  
Attn: Commercial Loan Documenta  
39200 Six Mile Road  
MC 7578  
Livonia, MI 48152

Second Ash, LLC  
c/o Devon Hall  
729 3rd Avenue  
Dallas, TX 75226

Ethaan & Sarah Schultz  
All Around Counstruction, LLC  
C/O Gordon & Rees LLP  
1900 West Loop South, Suite 100  
Houston, TX 77027

Swimcat

Gray Reed & McGraw, PC  
1601 Elm Street, Ste. 4600  
Dallas, TX 75201

Texas Comptroller of Public Acc  
Revenue Accounting DivBankruptc  
PO Box 13528  
Austiin, TX 78711-3528

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

IN RE:  
Lopek Companies, 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
--	-------------------	-------------------	-----------------------------

Kevin Loper  
6554 Fisher Road  
Dallas, TX 75214

100%

**DECLARATION UNDER PENALTY OF PERJURY  
ON BEHALF OF A CORPORATION OR PARTNERSHIP**

I, the President of the Corporation  
named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date: 12/16/2016

Signature: /s/ Kevin Loper  
*Kevin Loper*  
President