

B1 (Official Form 1) (1/08)

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS MCALLEN DIVISION		Voluntary Petition
Name of Debtor (if individual, enter Last, First, Middle): Day, Brian Lee		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) No./Complete EIN (if more than one, state all): xxx-xx-5008		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): 2802 Santa Susana Mission, TX		Street Address of Joint Debtor (No. and Street, City, and State):
ZIP CODE 78572		ZIP CODE
County of Residence or of the Principal Place of Business: Hidalgo		County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address): 2802 Santa Susana Mission, TX		Mailing Address of Joint Debtor (if different from street address):
ZIP CODE 78572		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.) <input checked="" type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> 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.) <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101(51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input type="checkbox"/> Other Tax-Exempt Entity (Check box, if applicable.) <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).	Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box.) <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding Nature of Debts (Check one box.) <input checked="" type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input type="checkbox"/> Debts are primarily business debts.
Filing Fee (Check one box.) <input checked="" type="checkbox"/> Full Filing Fee attached. <input type="checkbox"/> Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.		Chapter 11 Debtors Check one box: <input type="checkbox"/> Debtor is a small business debtor as defined by 11 U.S.C. § 101(51D). <input checked="" type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000. Check all applicable boxes: <input type="checkbox"/> A plan is being filed with this petition. <input type="checkbox"/> 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 <input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.		THIS SPACE IS FOR COURT USE ONLY
Estimated Number of Creditors <input checked="" type="checkbox"/> 1-49 <input type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999 <input type="checkbox"/> 1,000-5,000 <input type="checkbox"/> 5,001-10,000 <input type="checkbox"/> 10,001-25,000 <input type="checkbox"/> 25,001-50,000 <input type="checkbox"/> 50,001-100,000 <input type="checkbox"/> Over 100,000		
Estimated Assets <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input checked="" type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion		
Estimated Liabilities <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input checked="" type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion		

Voluntary Petition <i>(This page must be completed and filed in every case.)</i>		Name of Debtor(s): Brian Lee Day	
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:	
<p style="text-align:center;">Exhibit A</p> <p>(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.)</p> <p><input type="checkbox"/> Exhibit A is attached and made a part of this petition.</p>	<p style="text-align:center;">Exhibit B</p> <p>(To be completed if debtor is an individual whose debts are primarily consumer debts.)</p> <p>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).</p> <p style="text-align:center;">X <u>/s/ EDUARDO V. RODRIGUEZ</u> 02/20/2009 EDUARDO V. RODRIGUEZ Date</p>		
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?			
<input type="checkbox"/> Yes, and Exhibit C is attached and made a part of this petition. <input checked="" type="checkbox"/> 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.)			
<input checked="" type="checkbox"/> Exhibit D completed and signed by the debtor is attached and made a part of this petition.			
If this is a joint petition:			
<input type="checkbox"/> 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.)			
<input checked="" type="checkbox"/> 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.			
<input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.			
<input type="checkbox"/> 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.)			
<input type="checkbox"/> 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)			
<input type="checkbox"/> 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			
<input type="checkbox"/> 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.			
<input type="checkbox"/> Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).			

<p>Voluntary Petition <i>(This page must be completed and filed in every case)</i></p>	<p>Name of Debtor(s): Brian Lee Day</p>
Signatures	
<p>Signature(s) of Debtor(s) (Individual/Joint)</p> <p>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).</p> <p>I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.</p> <p>X <u>/s/ Brian Lee Day</u> Brian Lee Day</p> <p>X _____</p> <p>_____ Telephone Number (If not represented by attorney) <u>02/20/2009</u> Date</p>	<p>Signature of a Foreign Representative</p> <p>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.</p> <p>(Check only one box.)</p> <p><input type="checkbox"/> 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.</p> <p><input type="checkbox"/> 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.</p> <p>X _____ (Signature of Foreign Representative)</p> <p>_____ (Printed Name of Foreign Representative)</p> <p>_____ Date</p>
<p>Signature of Attorney*</p> <p>X <u>/s/ EDUARDO V. RODRIGUEZ</u> EDUARDO V. RODRIGUEZ Bar No. 00795621</p> <p>Malaise Law Firm 1265 N. Expressway 83 Brownsville, TX 78520</p> <p>Phone No. (956) 547-9638 Fax No. (956) 547-9630</p> <p><u>02/20/2009</u> Date</p> <p><small>*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.</small></p>	<p>Signature of Non-Attorney Bankruptcy Petition Preparer</p> <p>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.</p> <p>_____ Printed Name and title, if any, of Bankruptcy Petition Preparer</p> <p>_____ 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.)</p> <p>_____ Address</p> <p>X _____ Date</p> <p>Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.</p> <p>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.</p> <p>If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.</p> <p><small>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.</small></p>
<p>Signature of Debtor (Corporation/Partnership)</p> <p>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.</p> <p>The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.</p> <p>X _____ Signature of Authorized Individual</p> <p>_____ Printed Name of Authorized Individual</p> <p>_____ Title of Authorized Individual</p> <p>_____ Date</p>	

B 1D (Official Form 1, Exhibit D) (12/08) **UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

In re: **Brian Lee Day**

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.

B 1D (Official Form 1, Exhibit D) (12/08) **UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

In re: **Brian Lee Day**

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/ Brian Lee Day**
Brian Lee Day

Date: **02/20/2009**

Certificate Number: 01267-TXS-CC-006000364**CERTIFICATE OF COUNSELING**I CERTIFY that on January 29, 2009, at 6:23 o'clock PM CST,Brian L Day received fromMoney Management International, Inc.,

an agency approved pursuant to 11 U.S.C. § 111 to provide credit counseling in the

Southern District of Texas, an individual [or group] briefing that complied

with the provisions of 11 U.S.C. §§ 109(h) and 111.

A debt repayment plan was not prepared. If a debt repayment plan was prepared, a copy of the debt repayment plan is attached to this certificate.This counseling session was conducted by internet and telephone.Date: January 29, 2009By /s/Valerie JimenezName Valerie JimenezTitle Counselor I

* Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. See 11 U.S.C. §§ 109(h) and 521(b).

104031

Form

1040

Department of the Treasury—Internal Revenue Service

U.S. Individual Income Tax Return 2007

(99)

IRS Use Only—Do not write or staple in this space.

Label
See instructions on page 12.) Use the IRS label. Otherwise, please print or type.
Presidential

L A B E L H E R E	For the year Jan. 1-Dec. 31, 2007, or other tax year beginning _____, 2007, ending _____, 20		OMB No. 1545-0074
	Your first name and initial BRIAN L	Last name DAY	Your social security number 5008
	If a joint return, spouse's first name and initial NORMA ELISA	Last name DAY	Spouse's social security number _____
	Home address (number and street). If you have a P.O. box, see page 12. 2802 SANTA SUSANA		Apt. no.
	City, town or post office, state, and ZIP code. If you have a foreign address, see page 12. MISSION TX 78572		You must enter your SSN(s) above.

Election Campaign Check here if you, or your spouse if filing jointly, want \$3 to go to this fund (see page 12) You Spouse

Filing Status

1 Single

2 Married filing jointly (even if only one had income)

3 Married filing separately. Enter spouse's SSN above and full name here.

4 Head of household (with qualifying person). (See page 13.) If the qualifying person is a child but not your dependent, enter this child's name here.

5 Qualifying widow(er) with dependent child (see page 14)

Exemptions

6a Yourself. If someone can claim you as a dependent, do not check box 6a

b Spouse

c Dependents:

(1) First name	Last name	(2) Dependent's social security number	(3) Dependent's relationship to you	(4) <input checked="" type="checkbox"/> if qual. child for child tax cr. (see page 15)
ELYSSA	DAY	643-48-4374	CHILD	<input checked="" type="checkbox"/>

Boxes checked on 6a and 6b No. of children on 6c who:
 • lived with you **1**
 • did not live with you due to divorce or separation (see page 16)

Dependents on 6c not entered above

Add numbers on lines above **3**

TAXPAYER'S COPY

Income

7 Wages, salaries, tips, etc. Attach Form(s) W-2 **7 120,000**

8a Taxable interest. Attach Schedule B if required **8a**

b Tax-exempt interest. Do not include on line 8a **8b**

9a Ordinary dividends. Attach Schedule B if required **9a**

b Qualified dividends (see page 19) **9b**

10 Taxable refunds, credits, or offsets of state and local income taxes (see page 20) **10**

11 Alimony received **11**

12 Business income or (loss). Attach Schedule C or C-EZ **12**

13 Capital gain or (loss). Attach Schedule D if required. If not required, check here **13 -3,000**

14 Other gains or (losses). Attach Form 4797 **14**

15a IRA distributions **15a** b Taxable amount (see page 21) **15b**

16a Pensions and annuities **16a** b Taxable amount (see page 22) **16b**

17 Rental real estate, royalties, partnerships, S corporations, trusts, etc. Attach Schedule E **17 0**

18 Farm income or (loss). Attach Schedule F **18**

19 Unemployment compensation **19**

20a Social security benefits **20a** b Taxable amount (see page 24) **20b**

21 Other income. List type and amount (see page 24) **21**

22 Add the amounts in the far right column for lines 7 through 21. This is your total income **22 117,000**

Adjusted Gross Income

23 Educator expenses (see page 26) **23**

24 Certain business expenses of reservists, performing artists, and fee-basis government officials. Attach Form 2106 or 2106-EZ **24**

25 Health savings account deduction. Attach Form 8889 **25**

26 Moving expenses. Attach Form 3903 **26**

27 One-half of self-employment tax. Attach Schedule SE **27**

28 Self-employed SEP, SIMPLE, and qualified plans **28**

29 Self-employed health insurance deduction (see page 26) **29**

30 Penalty on early withdrawal of savings **30**

31a Alimony paid b Recipient's SSN **31a**

32 IRA deduction (see page 27) **32**

33 Student loan interest deduction (see page 30) **33**

34 Tuition and fees deduction. Attach Form 8917 **34**

35 Domestic production activities deduction. Attach Form 8903 **35**

36 Add lines 23 through 31a and 32 through 35 **36**

37 Subtract line 36 from line 22. This is your adjusted gross income **37 117,000**

104031
Form 1040 (2007)

BRIAN L & NORMA ELISA DAY

5008 Page 2

Tax and Credits

Standard Deduction for-
 • People who checked any box on line 39a or 39b or who can be claimed as a dependent, see page 31.
 • All others:
 Single or Married filing separately, \$5,350
 Married filing jointly or Qualifying widow(er), \$10,700
 Head of household, \$7,850

38	Amount from line 37 (adjusted gross income)	38	117,000
39a	Check <input type="checkbox"/> You were born before January 2, 1943, <input type="checkbox"/> Blind. <input type="checkbox"/> Spouse was born before January 2, 1943, <input type="checkbox"/> Blind. Total boxes checked 39a		
	<input type="checkbox"/> b If your spouse itemizes on a separate return or you were a dual-status alien, see page 31 and check here 39b		
40	Itemized deductions (from Schedule A) or your standard deduction (see left margin)	40	22,645
41	Subtract line 40 from line 38	41	94,355
42	If line 38 is \$117,300 or less, multiply \$3,400 by the total number of exemptions claimed on line 6d. If line 38 is over \$117,300, see the worksheet on page 33	42	10,200
43	Taxable income. Subtract line 42 from line 41. If line 42 is more than line 41, enter -0-	43	84,155
44	Tax (see page 33). Check if any tax is from: a <input type="checkbox"/> Form(s) 8814 b <input type="checkbox"/> Form 4972 c <input type="checkbox"/> Form(s) 8889	44	13,891
45	Alternative minimum tax (see page 36). Attach Form 6251	45	
46	Add lines 44 and 45	46	13,891
47	Credit for child and dependent care expenses. Attach Form 2441	47	
48	Credit for the elderly or the disabled. Attach Schedule R	48	
49	Education credits. Attach Form 8863	49	
50	Residential energy credits. Attach Form 5695	50	
51	Foreign tax credit. Attach Form 1116 if required	51	
52	Child tax credit (see page 39). Attach Form 8901 if required	52	650
53	Retirement savings contributions credit. Attach Form 8880	53	
54	Credits from: a <input type="checkbox"/> Form 8396 b <input type="checkbox"/> Form 8859 c <input type="checkbox"/> Form 8839	54	
55	Other credits: a <input type="checkbox"/> Form 3800 b <input type="checkbox"/> Form 8801 c <input type="checkbox"/> Form	55	
56	Add lines 47 through 55. These are your total credits	56	650
57	Subtract line 56 from line 46. If line 56 is more than line 46, enter -0-	57	13,241

Other Taxes

58	Self-employment tax. Attach Schedule SE	58	
59	Unreported social security and Medicare tax from: a <input type="checkbox"/> Form 4137 b <input type="checkbox"/> Form 8919	59	
60	Additional tax on IRAs, other qualified retirement plans, etc. Attach Form 5329 if required	60	
61	Advance earned income credit payments from Form(s) W-2, box 9	61	
62	Household employment taxes. Attach Schedule H	62	
63	Add lines 57 through 62. This is your total tax	63	13,241

Payments

If you have a qualifying child, attach Schedule EIC.

64	Federal income tax withheld from Forms W-2 and 1099	64	18,990
65	2007 estimated tax payments and amount applied from 2006 return	65	
66a	Earned income credit (EIC)	66a	
	b Nontaxable combat pay election 66b		
67	Excess social security and tier 1 RRTA tax withheld (see page 59)	67	
68	Additional child tax credit. Attach Form 8812	68	
69	Amount paid with request for extension to file (see page 59)	69	
70	Payments from: a <input type="checkbox"/> Form 2439 b <input type="checkbox"/> Form 4136 c <input type="checkbox"/> Form 8885	70	
71	Refundable credit for prior year minimum tax from Form 8801, line 27	71	
72	Add lines 64, 65, 66a, and 67 through 71. These are your total payments	72	18,990

Refund

Direct deposit? See page 59 and fill in 74b, 74c, and 74d, or Form 8888.

73	If line 72 is more than line 63, subtract line 63 from line 72. This is the amount you overpaid	73	5,749
74a	Amount of line 73 you want refunded to you. If Form 8888 is attached, check here <input type="checkbox"/>	74a	5,749
	b Routing number XXXXXXXXXXXX c Type: <input type="checkbox"/> Checking <input type="checkbox"/> Savings		
	d Account number XXXXXXXXXXXXXXXXXXXX		
75	Amount of line 73 you want applied to your 2008 estimated tax	75	

Amount You Owe

76	Amount you owe. Subtract line 72 from line 63. For details on how to pay, see page 60	76	
77	Estimated tax penalty (see page 61)	77	

Third Party Designee

Do you want to allow another person to discuss this return with the IRS (see page 61)? Yes. Complete the following. No
 Designee's name **PREPARER** Personal identification number (PIN)
 Phone no.

Sign Here

Under penalties of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.
 Your signature **CHIROPRACTOR** Date Your occupation **CHIROPRACTOR** Daytime phone number
 Spouse's signature. If a joint return, both must sign. Date Spouse's occupation **ADMINISTRATOR**

Preparer's Use Only

Preparer's signature **RUDY SALINAS CPA** Date **2/22/08** Check if self-employed Preparer's SSN or PTIN **P00293605**
 Firm's name (or yours if self-employed), address, and ZIP code **SALINAS, ALLEN & SCHMITT, L.L.P.** EIN **74-2517388**
PO BOX 8368 Phone no. **956-968-2108**
WESLACO TX 78599-8368

DAA

104031

SCHEDULES A&B

(Form 1040)

Department of the Treasury
Internal Revenue Service

Schedule A—Itemized Deductions

(Schedule B is on back)

OMB No. 1545-0074

2007

Attachment Sequence No. **07**

▶ Attach to Form 1040. ▶ See Instructions for Schedules A&B (Form 1040).

Name(s) shown on Form 1040

BRIAN L & NORMA ELISA DAY

Your social security number

5008

Medical and Dental Expenses		Caution. Do not include expenses reimbursed or paid by others.			
1	Medical and dental expenses (see page A-1)	1			
2	Enter amount from Form 1040, line 38	2			
3	Multiply line 2 by 7.5% (.075)	3			
4	Subtract line 3 from line 1. If line 3 is more than line 1, enter -0-			4	
Taxes You Paid		5 State and local (check only one box):			
(See page A-2.)		a	<input type="checkbox"/> Income taxes, or	5	1,196
		b	<input checked="" type="checkbox"/> General sales taxes	6	7,721
6	Real estate taxes (see page A-5)	6		7	
7	Personal property taxes	7		8	
8	Other taxes. List type and amount ▶	8		9	8,917
9	Add lines 5 through 8				
Interest You Paid		10 Home mortgage interest and points reported to you on Form 1098		10	13,728
(See page A-5.)		11 Home mortgage interest not reported to you on Form 1098. If paid to the person from whom you bought the home, see page A-6 and show that person's name, identifying no., and address ▶		11	
		12 Points not reported to you on Form 1098. See page A-6 for special rules		12	
		13 Qualified mortgage insurance premiums (See page A-7)		13	
		14 Investment interest. Attach Form 4952 if required. (See page A-7.)		14	
		15 Add lines 10 through 14		15	13,728
Gifts to Charity		16 Gifts by cash or check. If you made any gift of \$250 or more, see page A-8		16	
If you made a gift and got a benefit for it, see page A-8.		17 Other than by cash or check. If any gift of \$250 or more, see page A-8. You must attach Form 8283 if over \$500		17	
		18 Carryover from prior year		18	
		19 Add lines 16 through 18		19	
Casualty and Theft Losses		20 Casualty or theft loss(es). Attach Form 4684. (See page A-9.)		20	
Job Expenses and Certain Miscellaneous Deductions		21 Unreimbursed employee expenses—job travel, union dues, job education, etc. Attach Form 2106 or 2106-EZ if required. (See page A-9.) ▶		21	
(See page A-9.)		22 Tax preparation fees		22	400
		23 Other expenses—investment, safe deposit box, etc. List type and amount ▶		23	
		24 Add lines 21 through 23		24	400
		25 Enter amount from Form 1040, line 38		25	117,000
		26 Multiply line 25 by 2% (.02)		26	2,340
		27 Subtract line 26 from line 24. If line 26 is more than line 24, enter -0-		27	0
Other Miscellaneous Deductions		28 Other—from list on page A-10. List type and amount ▶		28	
Total Itemized Deductions		29 Is Form 1040, line 38, over \$156,400 (over \$78,200 if married filing separately)?		29	22,645
		<input checked="" type="checkbox"/> No. Your deduction is not limited. Add the amounts in the far right column for lines 4 through 28. Also, enter this amount on Form 1040, line 40.			
		<input type="checkbox"/> Yes. Your deduction may be limited. See page A-10 for the amount to enter.			
		30 If you elect to itemize deductions even though they are less than your standard deduction, check here			

B6A (Official Form 6A) (12/07)

In re **Brian Lee Day**

Case No. _____
(if known)

SCHEDULE A - REAL PROPERTY

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or Exemption	Amount Of Secured Claim
<p>HOMESTEAD PROPERTY VESTED IN NAME OF: NORMA ELISA DAY, WIFE, LOCATED AT 2802 SANTA SUSANA, MISSION, TX 78572, DESCRIBED AS LOT 8, CAMINO REAL, PH 1, SHARYLAND PLANTATION VILLAGE, HIDALGO COUNTY, TEXAS.</p> <p>FMV: \$278,165.00 DEBTOR'S 1/2 INTEREST: \$139,082.50 LIEN OWING BY WIFE TO: FLAGSTAR BANK: \$228,000.00</p>	<p>Fee Simple</p>	<p>C</p>	<p>\$139,082.50</p>	<p>\$228,000.00</p>

Total: \$139,082.50

(Report also on Summary of Schedules)

B6B (Official Form 6B) (12/07)

In re **Brian Lee Day**

Case No. _____
(if known)

SCHEDULE B - PERSONAL PROPERTY

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
1. Cash on hand.	X			
2. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and home-stead associations, or credit unions, brokerage houses, or cooperatives.	X			
3. Security deposits with public utilities, telephone companies, landlords, and others.	X			
4. Household goods and furnishings, including audio, video and computer equipment.		SOFA	C	\$200.00
		SECTIONAL SOFA	C	\$400.00
		RECLINER	C	\$100.00
		2 LOVE SEATS	C	\$300.00
		SIDE CHAIR	C	\$150.00
		COFFEE TABLE	C	\$150.00
		2 END TABLES	C	\$150.00
		COMPACT DISK PLAYER	C	\$25.00
		4 TELEVISION SETS	C	\$800.00
		8 LAMPS	C	\$200.00
		COMPUTER	C	\$150.00
4 VCR / DVD PLAYERS	C	\$150.00		
STOVE	C	\$150.00		

B6B (Official Form 6B) (12/07) -- Cont.

In re **Brian Lee Day**Case No. _____
(if known)**SCHEDULE B - PERSONAL PROPERTY**

Continuation Sheet No. 1

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
		REFRIGERATOR	C	\$150.00
		DISHWASHER	C	\$150.00
		MICROWAVE OVEN	C	\$25.00
		4 SMALL KICHEN APPLIANCES	C	\$50.00
		POTS AND PANS	C	\$25.00
		DISHES AND GLASSWARE	C	\$50.00
		FLATWARE	C	\$50.00
		3 TABLES / 20 CHAIRS	C	\$500.00
		5 BEDS	C	\$500.00
		3 DRESSERS	C	\$500.00
		CHEST OF DRAWERS	C	\$250.00
		6 NIGHTSTANDS	C	\$375.00
		CHINA CABINET	C	\$200.00
		CDs	C	\$250.00
5. Books; pictures and other art objects; antiques; stamp, coin, record, tape, compact disc, and other collections or collectibles.	X			
6. Wearing apparel.		13 SHIRTS	C	\$225.00
		6 JEANS/ SLACKS	C	\$100.00

B6B (Official Form 6B) (12/07) -- Cont.

In re **Brian Lee Day**Case No. _____
(if known)**SCHEDULE B - PERSONAL PROPERTY**

Continuation Sheet No. 2

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
7. Furs and jewelry.		4 PAIR OF SHOES	C	\$150.00
		2 COATS / JACKETS	C	\$150.00
		WATCH	C	\$100.00
		WEDDNG RING	C	\$400.00
8. Firearms and sports, photographic, and other hobby equipment.		9 MM HANDGUN	C	\$300.00
		2005 HONDA DIRT BIKE	C	\$600.00
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.		PRIMERICA LIFE INSURANCE COMPANY POLICY # 0467111969 NO CASH SURRENDER VALUE PAY ON DEATH VALUE: \$625,000.00	H	\$0.00
10. Annuities. Itemize and name each issuer.	X			
11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	X			

B6B (Official Form 6B) (12/07) -- Cont.

In re **Brian Lee Day**

Case No. _____
(if known)

SCHEDULE B - PERSONAL PROPERTY

Continuation Sheet No. 3

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
13. Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14. Interests in partnerships or joint ventures. Itemize.	X			
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	X			
16. Accounts receivable.	X			
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			
18. Other liquidated debts owed to debtor including tax refunds. Give particulars.	X			
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			

B6B (Official Form 6B) (12/07) -- Cont.

In re **Brian Lee Day**

Case No. _____
(if known)

SCHEDULE B - PERSONAL PROPERTY

Continuation Sheet No. 4

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22. Patents, copyrights, and other intellectual property. Give particulars.	X			
23. Licenses, franchises, and other general intangibles. Give particulars.	X			
24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25. Automobiles, trucks, trailers, and other vehicles and accessories.	X			
26. Boats, motors, and accessories.	X			
27. Aircraft and accessories.	X			
28. Office equipment, furnishings, and supplies.	X			
29. Machinery, fixtures, equipment, and supplies used in business.	X			
30. Inventory.	X			

B6B (Official Form 6B) (12/07) -- Cont.

In re **Brian Lee Day**

Case No. _____
(if known)

SCHEDULE B - PERSONAL PROPERTY

Continuation Sheet No. 5

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
31. Animals.	X			
32. Crops - growing or harvested. Give particulars.	X			
33. Farming equipment and implements.		INTEREST IN AGREED JUDGMENT ENTERED IN ADVERSARY NO. 05-3183 BRIAN DAY AND CRAIG BECKWITH, PLAINTIFFS, VS. ERNEST T. ROMAN, DEFENDANT / DEBTOR MAIN BANKRUPTCY CASE NO. 04-47659-H5-7 VALUE UNKNOWN	H	Unknown
34. Farm supplies, chemicals, and feed.	X			
35. Other personal property of any kind not already listed. Itemize.		1/2 INTEREST IN COLLECTION SUIT -- CAUSE NO. C786-08-G; 370TH JUDICIAL DISTRICT COURT, HIDALGO COUNTY, TEXAS; FOR NON-PAYMENT ON PURCHASE OF CESSNA AIRPLANE. TOTAL AMOUNT OWED \$20,000.00 DEBTOR'S 1/2 INTEREST: \$10,000.00	H	\$10,000.00

(Include amounts from any continuation sheets attached. Report total also on Summary of Schedules.)

5 continuation sheets attached

Total >

\$18,025.00

B6C (Official Form 6C) (12/07)

In re **Brian Lee Day**Case No. _____
(If known)**SCHEDULE C - PROPERTY CLAIMED AS EXEMPT**Debtor claims the exemptions to which debtor is entitled under:
(Check one box)

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

Check if debtor claims a homestead exemption that exceeds
 \$136,875.

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
HOMESTEAD PROPERTY VESTED IN NAME OF: NORMA ELISA DAY, WIFE, LOCATED AT 2802 SANTA SUSANA, MISSION, TX 78572, DESCRIBED AS LOT 8, CAMINO REAL, PH 1, SHARYLAND PLANTATION VILLAGE, HIDALGO COUNTY, TEXAS. FMV: \$278,165.00 DEBTOR'S 1/2 INTEREST: \$139,082.50 LIEN OWING BY WIFE TO: FLAGSTAR BANK: \$228,000.00	11 U.S.C. § 522(d)(1) 11 U.S.C. § 522(d)(5)	\$0.00 \$0.00	\$139,082.50
SOFA	11 U.S.C. § 522(d)(3) 11 U.S.C. § 522(d)(5)	\$200.00 \$0.00	\$200.00
SECTIONAL SOFA	11 U.S.C. § 522(d)(3)	\$400.00	\$400.00
RECLINER	11 U.S.C. § 522(d)(3)	\$100.00	\$100.00
2 LOVE SEATS	11 U.S.C. § 522(d)(3)	\$300.00	\$300.00
SIDE CHAIR	11 U.S.C. § 522(d)(3)	\$150.00	\$150.00
COFFEE TABLE	11 U.S.C. § 522(d)(3)	\$150.00	\$150.00
2 END TABLES	11 U.S.C. § 522(d)(3)	\$150.00	\$150.00
COMPACT DISK PLAYER	11 U.S.C. § 522(d)(3)	\$25.00	\$25.00
		\$1,475.00	\$140,557.50

B6C (Official Form 6C) (12/07) -- Cont.

In re **Brian Lee Day**Case No. _____
(If known)**SCHEDULE C - PROPERTY CLAIMED AS EXEMPT***Continuation Sheet No. 1*

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
4 TELEVISION SETS	11 U.S.C. § 522(d)(3) 11 U.S.C. § 522(d)(5)	\$525.00 \$275.00	\$800.00
8 LAMPS	11 U.S.C. § 522(d)(3)	\$200.00	\$200.00
COMPUTER	11 U.S.C. § 522(d)(3)	\$150.00	\$150.00
4 VCR / DVD PLAYERS	11 U.S.C. § 522(d)(3)	\$150.00	\$150.00
STOVE	11 U.S.C. § 522(d)(3)	\$150.00	\$150.00
REFRIGERATOR	11 U.S.C. § 522(d)(3)	\$150.00	\$150.00
DISHWASHER	11 U.S.C. § 522(d)(3)	\$150.00	\$150.00
MICROWAVE OVEN	11 U.S.C. § 522(d)(3)	\$25.00	\$25.00
4 SMALL KICHEN APPLIANCES	11 U.S.C. § 522(d)(3)	\$50.00	\$50.00
POTS AND PANS	11 U.S.C. § 522(d)(3)	\$25.00	\$25.00
DISHES AND GLASSWARE	11 U.S.C. § 522(d)(3)	\$50.00	\$50.00
FLATWARE	11 U.S.C. § 522(d)(3)	\$50.00	\$50.00
3 TABLES / 20 CHAIRS	11 U.S.C. § 522(d)(3) 11 U.S.C. § 522(d)(5)	\$500.00 \$0.00	\$500.00
5 BEDS	11 U.S.C. § 522(d)(3) 11 U.S.C. § 522(d)(5)	\$500.00 \$0.00	\$500.00
3 DRESSERS	11 U.S.C. § 522(d)(3) 11 U.S.C. § 522(d)(5)	\$500.00 \$0.00	\$500.00
CHEST OF DRAWERS	11 U.S.C. § 522(d)(3) 11 U.S.C. § 522(d)(5)	\$250.00 \$0.00	\$250.00
		\$5,175.00	\$144,257.50

B6C (Official Form 6C) (12/07) -- Cont.

In re **Brian Lee Day**Case No. _____
(If known)**SCHEDULE C - PROPERTY CLAIMED AS EXEMPT***Continuation Sheet No. 2*

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
6 NIGHTSTANDS	11 U.S.C. § 522(d)(3) 11 U.S.C. § 522(d)(5)	\$375.00 \$0.00	\$375.00
CHINA CABINET	11 U.S.C. § 522(d)(3) 11 U.S.C. § 522(d)(5)	\$200.00 \$0.00	\$200.00
CDs	11 U.S.C. § 522(d)(3) 11 U.S.C. § 522(d)(5)	\$250.00 \$0.00	\$250.00
13 SHIRTS	11 U.S.C. § 522(d)(3) 11 U.S.C. § 522(d)(5)	\$225.00 \$0.00	\$225.00
6 JEANS/ SLACKS	11 U.S.C. § 522(d)(3) 11 U.S.C. § 522(d)(5)	\$100.00 \$0.00	\$100.00
4 PAIR OF SHOES	11 U.S.C. § 522(d)(3) 11 U.S.C. § 522(d)(5)	\$150.00 \$0.00	\$150.00
2 COATS / JACKETS	11 U.S.C. § 522(d)(3) 11 U.S.C. § 522(d)(5)	\$150.00 \$0.00	\$150.00
WATCH	11 U.S.C. § 522(d)(4)	\$100.00	\$100.00
WEDDNG RING	11 U.S.C. § 522(d)(4)	\$400.00	\$400.00
9 MM HANDGUN	11 U.S.C. § 522(d)(5)	\$300.00	\$300.00
2005 HONDA DIRT BIKE	11 U.S.C. § 522(d)(5)	\$600.00	\$600.00
1/2 INTEREST IN COLLECTION SUIT -- CAUSE NO. C786-08-G; 370TH JUDICIAL DISTRICT COURT, HIDALGO COUNTY, TEXAS; FOR NON-PAYMENT ON PURCHASE OF CESSNA AIRPLANE. TOTAL AMOUNT OWED \$20,000.00 DEBTOR'S 1/2 INTEREST: \$10,000.00	11 U.S.C. § 522(d)(5)	\$10,000.00	\$10,000.00
		\$18,025.00	\$157,107.50

B6D (Official Form 6D) (12/07)
 In re **Brian Lee Day**

Case No. _____
 (if known)

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

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

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions Above.)	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT		AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
			UNLIQUIDATED	DISPUTED		
ACCT #: xxxxxxxxxxx3830 Bank Of America Attn: Bankruptcy NC4-105-02-77 PO Box 26012 Greensboro, NC 27410	X H	DATE INCURRED: 04/2007 NATURE OF LIEN: Purchase Money Security COLLATERAL: 2007 Dodge Caravan VIN#650-10011843830 REMARKS: VALUE: \$12,000.00			\$11,183.00	
ACCT #: xxxxxxxxxxx1308 Chase Manhattan Attn: Bankruptcy Research Dept 3415 Vision Dr Columbus, OH 43219	X H	DATE INCURRED: 04/2007 NATURE OF LIEN: Purchase Money Security COLLATERAL: 2007 Dodge Caravan VIN#1D4GP25B07B10 REMARKS: VALUE: \$12,000.00			\$11,187.00	
ACCT #: xxxxxxxxxxx1909 Chase Manhattan Attn: Bankruptcy Research Dept 3415 Vision Dr Columbus, OH 43219	X H	DATE INCURRED: 04/2007 NATURE OF LIEN: Purchase Money Security COLLATERAL: 2007 Dodge Caravan Vin #1D4GP25B67B153113 REMARKS: VALUE: \$12,000.00			\$11,185.00	
ACCT #: xxxxxxxxxxx2604 Chase Manhattan Attn: Bankruptcy Research Dept 3415 Vision Dr Columbus, OH 43219	X H	DATE INCURRED: 04/2007 NATURE OF LIEN: Purchase Money Security COLLATERAL: 2007 Dodge Caravan VIN#1D4GP25B97B17 REMARKS: VALUE: \$12,000.00			\$11,185.00	
Subtotal (Total of this Page) >					\$44,740.00	\$0.00
Total (Use only on last page) >						

2 continuation sheets attached

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

B6D (Official Form 6D) (12/07) - Cont.
 In re **Brian Lee Day**

Case No. _____
 (if known)

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions Above.)	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCT #: xxxxxxxxx1508 Chase Manhattan Attn: Bankruptcy Research Dept 3415 Vision Dr Columbus, OH 43219	X H	DATE INCURRED: 04/2007 NATURE OF LIEN: Purchase Money Security COLLATERAL: 2007 Dodge Cavazos VIN#1D4GP25B87B15 REMARKS: VALUE: \$12,000.00				\$11,172.00	
ACCT #: xxx-xxxxxx9-000 Chrysler Financial 27777 Franklin Rd Southfield, MI 48034	X H	DATE INCURRED: 04/2007 NATURE OF LIEN: Purchase Money Security COLLATERAL: 2007 Dodge Caravan Vin#1D4GP25B67B109 REMARKS: VALUE: \$12,000.00				\$11,194.00	
ACCT #: xxx-xxxxxx8-000 Chrysler Financial 27777 Franklin Rd. Southfield, MI 48034	X H	DATE INCURRED: NATURE OF LIEN: Purchase Money Security COLLATERAL: 2007 Dodge Caravan - Vin#1D4GP25B57B175541 REMARKS: VALUE: \$12,000.00				\$11,185.00	
ACCT #: xxx-xxxxxx7-000 Chrysler Financial 27777 Franklin Rd. Southfield, MI 48034	X H	DATE INCURRED: NATURE OF LIEN: Purchase Money Security COLLATERAL: 2004 Chevrolet Express Vin#1GAHG39U34116285 REMARKS: VALUE: \$12,000.00				\$11,185.00	

Sheet no. 1 of 2 continuation sheets attached to Schedule of Creditors Holding Secured Claims

Subtotal (Total of this Page) >
Total (Use only on last page) >

\$44,736.00	\$0.00
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(Report also on Summary of Schedules.)

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

B6D (Official Form 6D) (12/07) - Cont.
 In re **Brian Lee Day**

Case No. _____
 (if known)

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions Above.)	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT		AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
			UNLIQUIDATED	DISPUTED		
ACCT #: xxx-xxxxxx8-000 Chrysler Financial 27777 Franklin Rd. Southfield, MI 48034	X H	DATE INCURRED: NATURE OF LIEN: Purchase Money Security COLLATERAL: Three (3) Dodge Caravans REMARKS: Vin #1D4GP25B77B175542 Vin #1D4GP25B87B109775 Vin #1D4DP25B47B109773			\$33,000.00	
		VALUE: \$36,000.00				
ACCT #: xxxx-xx88-77 Chrysler Financial 27777 Franklin Rd. Southfield, MI 48034	X H	DATE INCURRED: NATURE OF LIEN: Purchase Money Security COLLATERAL: 2007 Dodge Caravan REMARKS:			\$11,185.00	
		VALUE: \$12,000.00				
ACCT #: xxxxxxxxxxxx0-400 SOUTH TEXAS ISD WESLACO ISD, SOUTH TEXAS COLLEGE 1726 WEST UNIVERSEITY DRIVE EDINBURG, TX 78539	X H	DATE INCURRED: 2005-07 NATURE OF LIEN: Statutory Tax Lien COLLATERAL: MOBILE HOME REMARKS: DEBTOR SOLD MOBILE HOME 2 YEARS AGO TO VERONICA GONZALEZ. PURCHASER NEVER REGISTERED TRANSFER. DEBTOR SURRENDERS INTEREST.			\$2,384.40	
		VALUE: \$2,384.40				

Sheet no. 2 of 2 continuation sheets attached to Schedule of Creditors Holding Secured Claims

Subtotal (Total of this Page) >	\$46,569.40	\$0.00
Total (Use only on last page) >	\$136,045.40	\$0.00

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

B6E (Official Form 6E) (12/07)

In re **Brian Lee Day**Case No. _____
(If Known)**SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS** Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.**TYPES OF PRIORITY CLAIMS** (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.) **Domestic Support Obligations**

Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).

 Extensions of credit in an involuntary case

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).

 Wages, salaries, and commissions

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

 Contributions to employee benefit plans

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).

 Certain farmers and fishermen

Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).

 Deposits by individuals

Claims of individuals up to \$2,425* for deposits for the purchase, lease or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).

 Taxes and Certain Other Debts Owed to Governmental Units

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).

 Commitments to Maintain the Capital of an Insured Depository Institution

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507(a)(9).

 Claims for Death or Personal Injury While Debtor Was Intoxicated

Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

 Administrative allowances under 11 U.S.C. Sec. 330

Claims based on services rendered by the trustee, examiner, professional person, or attorney and by any paraprofessional person employed by such person as approved by the court and/or in accordance with 11 U.S.C. §§ 326, 328, 329 and 330.

* Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

 No continuation sheets attached

B6F (Official Form 6F) (12/07)

In re **Brian Lee Day**

Case No. _____
(if known)

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

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

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: xxxxxxxx9817 Capital 1 Bank Attn: C/O TSYS Debt Management PO Box 5155 Norcross, GA 30091	H	DATE INCURRED: 07/2001 CONSIDERATION: Credit Card REMARKS:				\$6,620.00
ACCT #: xxx-xxx-xx58-00 CIT Technologies Financial Services P.O. Box 550599 Jacksonville, FL 32255-0599	H	DATE INCURRED: CONSIDERATION: Contract/Lease REMARKS: COPIER LEASE Account #906-000-2558-000 Debtor to Reject Lease				Unknown
		Debtor to reject.				
ACCT #: xxxxxxxx7589 Citi Attn: Centralized Bankruptcy PO Box 20507 Kansas City, MO 64915	H	DATE INCURRED: 03/2000 CONSIDERATION: Credit Card REMARKS:				\$23,924.00
ACCT #: Corporate Solutions, Inc. c/o Chris Franz THE PERALEZ LAW FIRM, L.L.P. 1416 Dove Ave. McAllen, TX 78504	H	DATE INCURRED: 2004 CONSIDERATION: PENDING LAWSUIT - Estimated REMARKS: AMOUNT OF CLAIM UNLIQUIDATED AND DISPUTED. AMOUNT ADMITTED -0-. 389TH JUDICIAL DISTRICT COURT	X	X	X	\$120,000.00
		HIDALGO COUNTY, TEXAS.				
Subtotal >						\$150,544.00
Total >						

1 continuation sheets attached

(Use only on last page of the completed Schedule F.)
(Report also on Summary of Schedules and, if applicable, on the
Statistical Summary of Certain Liabilities and Related Data.)

B6F (Official Form 6F) (12/07) - Cont.

In re **Brian Lee Day**

Case No. _____
(if known)

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM	
ACCT #: Weslaco Chiropractic Clinic, Inc. c/o J. David Rowe 700 Lavaca, Suite 1300 Austin, TX 78701	H	DATE INCURRED: 6-27-07 CONSIDERATION: JUDGMENT REMARKS: *THIS IS UNSECURED PORTION OF JUDGMENT - CAUSE NO. C-323-00-A; 92ND JUDICIAL DISTRICT, HIDALGO COUNTY, TEXAS. SECURED				\$257,539.67	
		TO EXTENT OF VALUE OF DEBTOR'S NON- EXEMPT ASSETS -0-					
Sheet no. <u>1</u> of <u>1</u> continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims						Subtotal >	\$257,539.67
						Total >	\$408,083.67
(Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)							

B6G (Official Form 6G) (12/07)

In re **Brian Lee Day**

Case No. _____
(if known)

SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases of contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

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

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE, OF OTHER PARTIES TO LEASE OR CONTRACT.	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.
<p>CIT Technologies Financial Services P.O. Box 550599 Jacksonville, FL 32255-0599</p>	<p>COPIER LEASE</p> <p>Account #906-000-2558-000</p> <p>Debtor to reject. Contract to be REJECTED</p>

B6H (Official Form 6H) (12/07)

In re **Brian Lee Day**Case No. _____
(if known)**SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

 Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Southwest Transportation Services, Inc. 1603 North Cage Blvd. Suite 4 Pharr, TX 78577	Bank Of America Attn: Bankruptcy NC4-105-02-77 PO Box 26012 Greensboro, NC 27410
Southwest Transportation Services, Inc. 1603 North Cage Blvd. Suite 4 Pharr, TX 78577	Chase Manhattan Attn: Bankruptcy Research Dept 3415 Vision Dr Columbus, OH 43219
Southwest Transportation Services, Inc. 1603 North Cage Blvd. Suite 4 Pharr, TX 78577	Chase Manhattan Attn: Bankruptcy Research Dept 3415 Vision Dr Columbus, OH 43219
Southwest Transportation Services, Inc. 1603 North Cage Blvd. Suite 4 Pharr, TX 78577	Chase Manhattan Attn: Bankruptcy Research Dept 3415 Vision Dr Columbus, OH 43219
Southwest Transportation Services, Inc. 1603 North Cage Blvd. Suite 4 Pharr, TX 78577	Chase Manhattan Attn: Bankruptcy Research Dept 3415 Vision Dr Columbus, OH 43219
Southwest Transportation Services, Inc. 1603 North Cage Blvd. Suite 4 Pharr, TX 78577	Chrysler Financial 27777 Franklin Rd Southfield, MI 48034
Southwest Transportation Services, Inc. 1603 North Cage Blvd. Suite 4 Pharr, TX 78577	Chrysler Financial 27777 Franklin Rd. Southfield, MI 48034

B6H (Official Form 6H) (12/07) - Cont.

In re **Brian Lee Day**

Case No. _____
(if known)

SCHEDULE H - CODEBTORS

Continuation Sheet No. 1

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
<p>Southwest Transportation Services, Inc. 1603 North Cage Blvd. Suite 4 Pharr, TX 78577</p>	<p>Chrysler Financial 27777 Franklin Rd. Southfield, MI 48034</p>
<p>Southwest Transportation Services, Inc. 1603 North Cage Blvd. Suite 4 Pharr, TX 78577</p>	<p>Chrysler Financial 27777 Franklin Rd. Southfield, MI 48034</p>
<p>Southwest Transportation Services, Inc. 1603 North Cage Blvd. Suite 4 Pharr, TX 78577</p>	<p>Chrysler Financial 27777 Franklin Rd. Southfield, MI 48034</p>
<p>VERONICA GONZALEZ 2802 STEER DRIVE WESLACO, TX 78596</p>	<p>SOUTH TEXAS ISD WESLACO ISD, SOUTH TEXAS COLLEGE 1726 WEST UNIVERSEITY DRIVE EDINBURG, TX 78539</p>

B6I (Official Form 6I) (12/07)

In re **Brian Lee Day**

Case No. _____
(if known)

SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

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

Debtor's Marital Status: Married	Dependents of Debtor and Spouse				
	Relationship(s):	Daughter	Age(s): 13	Relationship(s):	Age(s):
		Spouse			
Employment:	Debtor		Spouse		
Occupation	MANAGER				
Name of Employer	SOUTHWEST TRANSPORTATION SERVICES				
How Long Employed	STARTED 1-19-09				
Address of Employer	1603 N. CAGE BLVD., #4 PHARR, TX 78572				

	<u>DEBTOR</u>	<u>SPOUSE</u>
INCOME: (Estimate of average or projected monthly income at time case filed)		
1. Monthly gross wages, salary, and commissions (Prorate if not paid monthly)	\$2,000.00	
2. Estimate monthly overtime	\$0.00	
3. SUBTOTAL	\$2,000.00	
4. LESS PAYROLL DEDUCTIONS		
a. Payroll taxes (includes social security tax if b. is zero)	\$197.50	
b. Social Security Tax	\$124.00	
c. Medicare	\$29.00	
d. Insurance	\$0.00	
e. Union dues	\$0.00	
f. Retirement	\$0.00	
g. Other (Specify) _____	\$0.00	
h. Other (Specify) _____	\$0.00	
i. Other (Specify) _____	\$0.00	
j. Other (Specify) _____	\$0.00	
k. Other (Specify) _____	\$0.00	
5. SUBTOTAL OF PAYROLL DEDUCTIONS	\$350.50	
6. TOTAL NET MONTHLY TAKE HOME PAY	\$1,649.50	
7. Regular income from operation of business or profession or farm (Attach detailed stmt)	\$0.00	
8. Income from real property	\$0.00	
9. Interest and dividends	\$0.00	
10. Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above	\$0.00	
11. Social security or government assistance (Specify): _____	\$0.00	
12. Pension or retirement income _____	\$0.00	
13. Other monthly income (Specify):		
a. WIFE'S NET MONTHLY INCOME, AFTER DED _____	\$8,245.20	
b. _____	\$0.00	
c. _____	\$0.00	
14. SUBTOTAL OF LINES 7 THROUGH 13	\$8,245.20	
15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)	\$9,894.70	
16. COMBINED AVERAGE MONTHLY INCOME: (Combine column totals from line 15)	\$9,894.70	

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document:

None.

B6J (Official Form 6J) (12/07)

IN RE: **Brian Lee Day**Case No. _____
(if known)**SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)**

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the deductions from income allowed on Form 22A or 22C.

Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse."

1. Rent or home mortgage payment (include lot rented for mobile home) a. Are real estate taxes included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No b. Is property insurance included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
2. Utilities: a. Electricity and heating fuel b. Water and sewer c. Telephone d. Other: POA	\$425.00 \$110.00 \$135.00 \$65.00
3. Home maintenance (repairs and upkeep)	\$50.00
4. Food	\$975.00
5. Clothing	\$250.00
6. Laundry and dry cleaning	\$50.00
7. Medical and dental expenses	\$440.00
8. Transportation (not including car payments)	\$400.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$260.00
10. Charitable contributions	
11. Insurance (not deducted from wages or included in home mortgage payments) a. Homeowner's or renter's b. Life c. Health d. Auto e. Other: Wedding Ring Insurance	\$98.00 \$685.00 \$195.00 \$55.00
12. Taxes (not deducted from wages or included in home mortgage payments) Specify:	
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan) a. Auto: b. Other: c. Other: d. Other:	
14. Alimony, maintenance, and support paid to others: 15. Payments for support of add'l dependents not living at your home: 16. Regular expenses from operation of business, profession, or farm (attach detailed statement) 17.a. Other: See attached personal expenses 17.b. Other:	\$5,110.45
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)	\$9,303.45
19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document: None.	
20. STATEMENT OF MONTHLY NET INCOME a. Average monthly income from Line 15 of Schedule I b. Average monthly expenses from Line 18 above c. Monthly net income (a. minus b.)	\$9,894.70 \$9,303.45 \$591.25

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION

IN RE: **Brian Lee Day**

CASE NO

CHAPTER 11

EXHIBIT TO SCHEDULE J

Itemized Personal Expenses

Expense	Amount
PEST CONTROL	\$60.00
YARD MAINTENANCE	\$100.00
PET EXPENSES	\$70.00
SCHOOL SUPPLIES	\$50.00
WIFE'S SEPARATE EXPENSES	\$4,830.45
Total >	\$5,110.45

Company Name: SOUTHWEST TRANSPORTATION SERVICES, INC.										Processed By: MEXPAY									
Employee Name: BRIAN DAY										State for UCI: TX									
Company No.	829	Payroll No.	50	Pay Frequency	Bi-Weekly	Start Date	01/14/2009	End Date	01/31/2009	Check Date	02/06/2009	Dep't	1	Tax Status	Single	Xtr/Fxd Plat	Xtr/Fxd %		
Employee No.	272	Division No.	0	Start Date	01/14/2009	End Date	01/31/2009	Check Date	02/06/2009	Net Pay	824.75	Federal	(W) TX	(R)					
SSN No.	*****5008	Home Dept/L No.	101	Hours	824.75	Net Pay	824.75	YTD	Amount	98.75	62.00	14.50	175.25	YTD	Amount	98.75	62.00	14.50	
Check No.	01515	Net Pay	824.75	YTD	Amount	98.75	62.00	14.50	175.25	YTD	Amount	98.75	62.00	14.50	175.25	YTD	Amount		
Dept. No.	100	Rate	0.8000	Description	1-SALARY	Amount	1,000.00	Federal WH	62.00	OSDI	14.50	Medicare	14.50	YTD	Amount	98.75	62.00	14.50	
Employee Totals										1,000.00	1,000.00	Total YTD:	98.75	62.00	14.50	175.25			

Company Memo: Private Memo:

B6 Summary (Official Form 6 - Summary) (12/07)

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

In re **Brian Lee Day**

Case No.

Chapter **11**

SUMMARY OF SCHEDULES

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

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER	
A - Real Property	Yes	1	\$139,082.50			
B - Personal Property	Yes	6	\$18,025.00			
C - Property Claimed as Exempt	Yes	3				
D - Creditors Holding Secured Claims	Yes	3			\$136,045.40	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1			\$0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	2			\$408,083.67	
G - Executory Contracts and Unexpired Leases	Yes	1				
H - Codebtors	Yes	2				
I - Current Income of Individual Debtor(s)	Yes	1				\$9,894.70
J - Current Expenditures of Individual Debtor(s)	Yes	2				\$9,303.45
	TOTAL	22	\$157,107.50	\$544,129.07		

Form 6 - Statistical Summary (12/07)

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

In re **Brian Lee Day**

Case No.

Chapter **11**

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

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

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

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

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

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

State the following:

Average Income (from Schedule I, Line 16)	\$9,894.70
Average Expenses (from Schedule J, Line 18)	\$9,303.45
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	\$166.67

State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$0.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$0.00
4. Total from Schedule F		\$408,083.67
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$408,083.67

B6 Declaration (Official Form 6 - Declaration) (12/07)

In re **Brian Lee Day**

Case No. _____

(if known)

DECLARATION CONCERNING DEBTOR'S SCHEDULES
DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of _____ **24** _____ sheets, and that they are true and correct to the best of my knowledge, information, and belief.

Date **02/20/2009** _____

Signature **/s/ Brian Lee Day** _____
Brian Lee Day

Date _____

Signature _____

[If joint case, both spouses must sign.]

B7 (Official Form 7) (12/07)

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

In re: **Brian Lee Day**

Case No. _____
(if known)

STATEMENT OF FINANCIAL AFFAIRS

1. Income from employment or operation of business

None State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE
\$32,692.00	2007 income
\$-0-; unemployed	2008 income
\$2,000.00	2009 year-to-date income

2. Income other than from employment or operation of business

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

AMOUNT	SOURCE
\$987.00	RECEIVED FROM ERNEST T. ROMAN ADVERSARY SETTLEMENT (FIRST PAYMENT RECEIVED IN 1 YEAR)

3. Payments to creditors

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

None a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within 90 days immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None c. All debtors: List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

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

None a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT AND CASE NUMBER	NATURE OF PROCEEDING	COURT OR AGENCY AND LOCATION	STATUS OR DISPOSITION
CORPORATE SOLUTIONS, INC., VS.	PERSONAL INJURY	289TH JUDICIAL DISTRICT COURT	PENDING

B7 (Official Form 7) (12/07) - Cont.

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

In re: **Brian Lee Day**

Case No. _____
(if known)

STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 1

**LUIS REYES; BERNICE VEGA;
CRAIG BECKWITH,
INDIVIDUALLY AND D/B/A SOUTH
TEXAS ACCIDENT CENTER;
BRIAN DAY, INDIVIDUALLY AND
D/B/A SOUTH TEXAS ACCIDENT
CENTER; JONATHON DAY;
MEDTEK EQUIPMENT COMPANY;
CONSOLIDATED BENEFIT
SYSTEMS, INC.; AND AMS STAFF
LEASING, INC.
CAUSE NO. C-2042-03-H**

**HIDALGO COUNTY,
TEXAS**

**CAUSE NO. C-323-00-A
WESLACO CHIROPRACTIC
CLINIC, INC., Plaintiff, VS. BRIAN
DAY, D.C., Defendant**

**BREACH OF
CONTRACT**

**92ND JUDICIAL
DISTRICT COURT
HIDALGO COUNTY,
TEXAS**

**FINAL JUDGMENT
SIGNED JUNE 27, 2007**

**CAUSE NO. C-786-08-G
CRAIG BECKWITH AND BRIAN L.
DAY, Plaintiffs, VS.
C. B. PAYNOR, Individually and
as Agent of APACHE DRILLING
COMPANY**

**COLLECTION SUIT
FOR NON-PAYMENT
ON PURCHASE OF
CESSNA AIRPLANE.
TOTAL AMOUNT
OWED \$20,000.00
DEBTOR'S 1/2
INTEREST: \$10,000.00**

**370TH JUDICIAL
DISTRICT COURT
HIDALGO COUNTY,
TEXAS.**

PENDING

**BANKRUPTCY ADVERSARY NO.
05-3183
BRIAN DAY AND CRAIG
BECKWITH, Plaintiffs, vs.
ERNEST T. ROMAN, Defendant
(Debtor in Main Case # 04-
47659-H5-7; Chapter 7**

**NON-
DISCHARGEABILITY
CAUSE OF ACTION**

**UNITED STATES
BANKRUPTCY COURT
FOR THE SOUTHERN
DISTRICT OF TEXAS
HOUSTON DIVISION**

**AGREED JUDGMENT /
SETTLED
DEBTOR RECEIVED 50%
OF COLLECTED
RECEIVABLES FROM
CH 7 TRUSTEE**

None b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

5. Repossessions, foreclosures and returns

None List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

6. Assignments and receiverships

None a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF ASSIGNEE	DATE OF ASSIGNMENT	TERMS OF ASSIGNMENT OR SETTLEMENT
WESLACO CHIROPRACTIC CLINIC, INC.	MARCH, 2008	ASSIGNMENT OF NOTE RECEIVABLE FROM ERNEST T. ROMAN.

B7 (Official Form 7) (12/07) - Cont.

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

In re: **Brian Lee Day**

Case No. _____
(if known)

STATEMENT OF FINANCIAL AFFAIRS
Continuation Sheet No. 2

None b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

7. Gifts

None List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

8. Losses

None List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

9. Payments related to debt counseling or bankruptcy

None List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one year immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE	DATE OF PAYMENT, NAME OF PAYER IF OTHER THAN DEBTOR	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY
Malaise Law Firm 1265 N. Expressway 83 Brownsville, TX 78520	02/20/2009	\$2,018.25

10. Other transfers

None a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR	DATE	DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED
VERONICA GONZALEZ 2802 STEER DRIVE WESLACO, TX 78596 NO RELATIONSHIP TO DEBTOR	2 YEARS AGO	MOBILE HOME - 2000 REDMAN SERIAL #12401366 A&B TITLE NEVER TRANSFERRED BY PURCHASER PURCHASER HAS NOT PAID TAXES
NORMA ELISA DAY, as her sole and separate property and estate 2802 SANTA SUSANA MISSION, TX 78572	JUNE 20, 2007	HOMESTEAD TRANSFERRED FROM DEBTOR TO WIFE, BY GENERAL WARRANTY DEED
LAWRENCE DAY 3305 SAN ANGELO MISSION, TX 78572	MAY 2008	2000 HARLEY DAVIDSON MOTORCYCLE ROAD KING DEBTOR HELD LEGAL TITLE ONLY.

B7 (Official Form 7) (12/07) - Cont.

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

In re: **Brian Lee Day**

Case No. _____
(if known)

STATEMENT OF FINANCIAL AFFAIRS
Continuation Sheet No. 3

**DEBTOR HAD CO-SIGNED FOR A
THIRD PARTY WHO WAS PAYING ON
THIS ACCOUNT AND DEFAULTED.
LAWRENCE DAY PAID OFF THE
ACCOUNT AND TRANSFER OF TITLE
HAD TO FLOW FROM DEBTOR'S NAME
TO FATHER'S NAME.**

**DEBTOR NEVER MADE ANY
PAYMENTS ON THIS ACCOUNT.
DEBTOR DID NOT RECEIVE ANY
MONEY FROM THIS TRANSACTION.**

None b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

11. Closed financial accounts

None List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

12. Safe deposit boxes

None List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

13. Setoffs

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

14. Property held for another person

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

NAME AND ADDRESS OF OWNER	DESCRIPTION AND VALUE OF PROPERTY	LOCATION OF PROPERTY
Southwest Transportation Services	Multiple Vehicles	

15. Prior address of debtor

None If the debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

B7 (Official Form 7) (12/07) - Cont.

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

In re: **Brian Lee Day**

Case No. _____
(if known)

STATEMENT OF FINANCIAL AFFAIRS
Continuation Sheet No. 4

16. Spouses and Former Spouses

None If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

**MARRIED TO NORMA ELISA DAY SINCE JANUARY
8, 2003.**

17. Environmental Information

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

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

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

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

None a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

B7 (Official Form 7) (12/07) - Cont.

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

In re: **Brian Lee Day**

Case No. _____
(if known)

STATEMENT OF FINANCIAL AFFAIRS
Continuation Sheet No. 5

18. Nature, location and name of business

None a. If the debtor is an individual, list the names, addresses, taxpayer-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

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

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

NAME, ADDRESS, AND LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL TAXPAYER-I.D. NO. (ITIN) / COMPLETE EIN	NATURE OF BUSINESS	BEGINNING AND ENDING DATES
HIDALGO COUNTY SPINE GROUP 2017 W. EXPRESSWAY 83, #40 WESLACO, TX 78596 TAX ID #74-2884204 100% Owner	CHIROPRACTIC CLINIC	6-26-98 TO 12-22-2006
RIO GRANDE VALLEY SPINE GROUP TAX ID #74-2928853 50% Owner	CHIROPRACTIC CLINIC	9-1-1999 to 2-28-2005
DAY THREE 2802 SANTA SUSANA MISSION, TX 78572 TAX ID #22-3901834 100% Owner	BILLING COMPANY	July 6-2004 to Present to 2006
CUTAWAY MANAGEMENT BILLING TAX ID # 32-003312645 75% Owner	BILLING COMPANY	2003 to 12-28-2006
LIDAY CONSTRUCTION CONSTRUCTION COMANY IN CALIFORNIA TAX ID # Debtor is named Secretary for this company. Company owned by Debtor's father. Debtor has no financial interest.	CONSTRUCTION COMPANY	UNKNOWN Corporation is active; business inactive.
THE ACCIDENT CLINICS EIN# 55-0859576 50% Owner	Chiropractic Office	3/2/2004 to 2006

B7 (Official Form 7) (12/07) - Cont.

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION

In re: **Brian Lee Day**

Case No. _____
(if known)

STATEMENT OF FINANCIAL AFFAIRS
Continuation Sheet No. 6

None b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

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

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

19. Books, records and financial statements

None a. List all bookkeepers and accountants who within two years immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

NAME AND ADDRESS
NOBLE ALLEN
WESLACO, TEXAS

DATES SERVICES RENDERED
1998 - PRESENT

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

None c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

None d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within two years immediately preceding the commencement of this case.

20. Inventories

None a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

None b. List the name and address of the person having possession of the records of each of the inventories reported in a., above.

21. Current Partners, Officers, Directors and Shareholders

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

None b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation.

22. Former partners, officers, directors and shareholders

None a. If the debtor is a partnership, list each member who withdrew from the partnership within one year immediately preceding the commencement of this case.

B7 (Official Form 7) (12/07) - Cont.

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

In re: **Brian Lee Day**

Case No. _____
(if known)

STATEMENT OF FINANCIAL AFFAIRS
Continuation Sheet No. 7

None b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within one year immediately preceding the commencement of this case.

23. Withdrawals from a partnership or distributions by a corporation

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

24. Tax Consolidation Group

None If the debtor is a corporation, list the name and federal taxpayer-identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within six years immediately preceding the commencement of the case.

25. Pension Funds

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

[If completed by an individual or individual and spouse]

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

Date 02/20/2009

Signature /s/ Brian Lee Day
of Debtor Brian Lee Day

Date _____

Signature _____
of Joint Debtor
(if any)

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

B 8 (Official Form 8) (12/08)

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

IN RE: **Brian Lee Day**

CASE NO

CHAPTER **11**

CHAPTER 11 STATEMENT OF INTENTION

PART A -- Debts secured by property of the estate. (Part A must be fully completed for EACH debt which is secured by property of the estate Attach additional pages if necessary.)

Property No. 1	
Creditor's Name: Bank Of America Attn: Bankruptcy NC4-105-02-77 PO Box 26012 Greensboro, NC 27410 xxxxxxxxxx3830	Describe Property Securing Debt: 2007 Dodge Caravan VIN#650-10011843830
Property will be (check one): <input checked="" type="checkbox"/> Surrendered <input type="checkbox"/> Retained	
Southwest Transportation Services, Inc. to pay direct.	
If retaining the property, I intend to (check at least one): <input type="checkbox"/> Redeem the property <input type="checkbox"/> Reaffirm the debt <input type="checkbox"/> Other. Explain (for example, avoid lien using 11 U.S.C. § 522(f)):	
Property is (check one): <input type="checkbox"/> Claimed as exempt <input checked="" type="checkbox"/> Not claimed as exempt	

Property No. 2	
Creditor's Name: Chase Manhattan Attn: Bankruptcy Research Dept 3415 Vision Dr Columbus, OH 43219 xxxxxxxxxx1308	Describe Property Securing Debt: 2007 Dodge Caravan VIN#1D4GP25B07B109768
Property will be (check one): <input checked="" type="checkbox"/> Surrendered <input type="checkbox"/> Retained	
Southwest Transportation Services, Inc. to pay direct.	
If retaining the property, I intend to (check at least one): <input type="checkbox"/> Redeem the property <input type="checkbox"/> Reaffirm the debt <input type="checkbox"/> Other. Explain (for example, avoid lien using 11 U.S.C. § 522(f)):	
Property is (check one): <input type="checkbox"/> Claimed as exempt <input checked="" type="checkbox"/> Not claimed as exempt	

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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

IN RE: **Brian Lee Day**

CASE NO

CHAPTER **11**

CHAPTER 11 STATEMENT OF INTENTION

Continuation Sheet No. 1

Property No. 3	
Creditor's Name: Chase Manhattan Attn: Bankruptcy Research Dept 3415 Vision Dr Columbus, OH 43219 xxxxxxxxxxx1909	Describe Property Securing Debt: 2007 Dodge Caravan Vin #1D4GP25B67B153113
Property will be (check one): Southwest Transportation Services, Inc. to pay direct. <input checked="" type="checkbox"/> Surrendered <input type="checkbox"/> Retained If retaining the property, I intend to (check at least one): <input type="checkbox"/> Redeem the property <input type="checkbox"/> Reaffirm the debt <input type="checkbox"/> Other. Explain (for example, avoid lien using 11 U.S.C. § 522(f)):	
Property is (check one): <input type="checkbox"/> Claimed as exempt <input checked="" type="checkbox"/> Not claimed as exempt	

Property No. 4	
Creditor's Name: Chase Manhattan Attn: Bankruptcy Research Dept 3415 Vision Dr Columbus, OH 43219 xxxxxxxxxxx2604	Describe Property Securing Debt: 2007 Dodge Caravan VIN#1D4GP25B97B175543
Property will be (check one): Southwest Transportation Services, Inc. to pay direct. <input checked="" type="checkbox"/> Surrendered <input type="checkbox"/> Retained If retaining the property, I intend to (check at least one): <input type="checkbox"/> Redeem the property <input type="checkbox"/> Reaffirm the debt <input type="checkbox"/> Other. Explain (for example, avoid lien using 11 U.S.C. § 522(f)):	
Property is (check one): <input type="checkbox"/> Claimed as exempt <input checked="" type="checkbox"/> Not claimed as exempt	

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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

IN RE: **Brian Lee Day**

CASE NO

CHAPTER **11**

CHAPTER 11 STATEMENT OF INTENTION

Continuation Sheet No. 2

Property No. 5	
Creditor's Name: Chase Manhattan Attn: Bankruptcy Research Dept 3415 Vision Dr Columbus, OH 43219 xxxxxxxxxxx1508	Describe Property Securing Debt: 2007 Dodge Cavazos VIN#1D4GP25B87B153114
Property will be (check one): Southwest Transportation Services, Inc. to pay direct. <input checked="" type="checkbox"/> Surrendered <input type="checkbox"/> Retained If retaining the property, I intend to (check at least one): <input type="checkbox"/> Redeem the property <input type="checkbox"/> Reaffirm the debt <input type="checkbox"/> Other. Explain (for example, avoid lien using 11 U.S.C. § 522(f)):	
Property is (check one): <input type="checkbox"/> Claimed as exempt <input checked="" type="checkbox"/> Not claimed as exempt	

Property No. 6	
Creditor's Name: Chrysler Financial 27777 Franklin Rd Southfield, MI 48034 xxx-xxxxxx9-000	Describe Property Securing Debt: 2007 Dodge Caravan Vin#1D4GP25B67B109774
Property will be (check one): Southwest Transportation Services, Inc. to pay direct. <input checked="" type="checkbox"/> Surrendered <input type="checkbox"/> Retained If retaining the property, I intend to (check at least one): <input type="checkbox"/> Redeem the property <input type="checkbox"/> Reaffirm the debt <input type="checkbox"/> Other. Explain (for example, avoid lien using 11 U.S.C. § 522(f)):	
Property is (check one): <input type="checkbox"/> Claimed as exempt <input checked="" type="checkbox"/> Not claimed as exempt	

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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

IN RE: **Brian Lee Day**

CASE NO

CHAPTER **11**

CHAPTER 11 STATEMENT OF INTENTION

Continuation Sheet No. 3

Property No. 7	
Creditor's Name: Chrysler Financial 27777 Franklin Rd. Southfield, MI 48034 xxx-xxxxxx8-000	Describe Property Securing Debt: 2007 Dodge Caravan - VIN#1D4GP25B57B175541
Property will be (check one): Southwest Transportation Services, Inc. to pay direct. <input checked="" type="checkbox"/> Surrendered <input type="checkbox"/> Retained If retaining the property, I intend to (check at least one): <input type="checkbox"/> Redeem the property <input type="checkbox"/> Reaffirm the debt <input type="checkbox"/> Other. Explain (for example, avoid lien using 11 U.S.C. § 522(f)):	
Property is (check one): <input type="checkbox"/> Claimed as exempt <input checked="" type="checkbox"/> Not claimed as exempt	

Property No. 8	
Creditor's Name: Chrysler Financial 27777 Franklin Rd. Southfield, MI 48034 xxx-xxxxxx7-000	Describe Property Securing Debt: 2004 Chevrolet Express Vin#1GAHG39U341162851
Property will be (check one): Southwest Transportation Services, Inc. to pay direct. <input checked="" type="checkbox"/> Surrendered <input type="checkbox"/> Retained If retaining the property, I intend to (check at least one): <input type="checkbox"/> Redeem the property <input type="checkbox"/> Reaffirm the debt <input type="checkbox"/> Other. Explain (for example, avoid lien using 11 U.S.C. § 522(f)):	
Property is (check one): <input type="checkbox"/> Claimed as exempt <input checked="" type="checkbox"/> Not claimed as exempt	

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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

IN RE: **Brian Lee Day**

CASE NO

CHAPTER 11

CHAPTER 11 STATEMENT OF INTENTION

Continuation Sheet No. 4

Property No. 9	
Creditor's Name: Chrysler Financial 27777 Franklin Rd. Southfield, MI 48034 xxx-xxxxxx8-000	Describe Property Securing Debt: Three (3) Dodge Caravans
Property will be (check one): Southwest Transportation Services, Inc. to pay direct. <input checked="" type="checkbox"/> Surrendered <input type="checkbox"/> Retained If retaining the property, I intend to (check at least one): <input type="checkbox"/> Redeem the property <input type="checkbox"/> Reaffirm the debt <input type="checkbox"/> Other. Explain (for example, avoid lien using 11 U.S.C. § 522(f)):	
Property is (check one): <input type="checkbox"/> Claimed as exempt <input checked="" type="checkbox"/> Not claimed as exempt	

Property No. 10	
Creditor's Name: Chrysler Financial 27777 Franklin Rd. Southfield, MI 48034 xxxx-xx88-77	Describe Property Securing Debt: 2007 Dodge Caravan
Property will be (check one): Southwest Transportation Services, Inc. to pay direct. <input checked="" type="checkbox"/> Surrendered <input type="checkbox"/> Retained If retaining the property, I intend to (check at least one): <input type="checkbox"/> Redeem the property <input type="checkbox"/> Reaffirm the debt <input type="checkbox"/> Other. Explain (for example, avoid lien using 11 U.S.C. § 522(f)):	
Property is (check one): <input type="checkbox"/> Claimed as exempt <input checked="" type="checkbox"/> Not claimed as exempt	

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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

IN RE: **Brian Lee Day**

CASE NO

CHAPTER **11**

CHAPTER 11 STATEMENT OF INTENTION

Continuation Sheet No. 5

Property No. 11	
Creditor's Name: SOUTH TEXAS ISD WESLACO ISD, SOUTH TEXAS COLLEGE 1726 WEST UNIVERSEITY DRIVE EDINBURG, TX 78539 xxxxxxxxxxxx0-400	Describe Property Securing Debt: MOBILE HOME
Property will be (check one): <input checked="" type="checkbox"/> Surrendered <input type="checkbox"/> Retained If retaining the property, I intend to (check at least one): <input type="checkbox"/> Redeem the property <input type="checkbox"/> Reaffirm the debt <input type="checkbox"/> Other. Explain (for example, avoid lien using 11 U.S.C. § 522(f)):	
Property is (check one): <input type="checkbox"/> Claimed as exempt <input checked="" type="checkbox"/> Not claimed as exempt	

PART B -- Personal property subject to unexpired leases. (All three columns of Part B must be completed for each unexpired lease. Attach additional pages if necessary.)

Property No. 1		
Lessor's Name: CIT Technologies Financial Services P.O. Box 550599 Jacksonville, FL 32255-0599	Describe Leased Property: COPIER LEASE Account #906-000-2558-000 Debtor to reject.	Lease will be Assumed pursuant to 11 U.S.C. § 365(p)(2): YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>

I declare under penalty of perjury that the above indicates my intention as to any property of my estate securing a debt and/or personal property subject to an unexpired lease.

Date 02/20/2009

Signature /s/ Brian Lee Day
Brian Lee Day

Date _____

Signature _____

B 201 (12/08)

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

IN RE: **Brian Lee Day**

**NOTICE TO INDIVIDUAL CONSUMER DEBTOR(S) UNDER § 342(b)
OF THE BANKRUPTCY CODE**

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a JOINT CASE (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days BEFORE the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

IN RE: **Brian Lee Day**

**Chapter 13: Repayment of All or Part of the Debts of an Individual with Regular Income
(\$235 filing fee, \$39 administrative fee: Total fee \$274)**

1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

Certificate of Compliance with § 342(b) of the Bankruptcy Code

I, EDUARDO V. RODRIGUEZ, counsel for Debtor(s), hereby certify that I delivered to the Debtor(s) the Notice required by § 342(b) of the Bankruptcy Code.

/s/ EDUARDO V. RODRIGUEZ

EDUARDO V. RODRIGUEZ, Attorney for Debtor(s)
Bar No.: 00795621
Malaise Law Firm
1265 N. Expressway 83
Brownsville, TX 78520
Phone: (956) 547-9638
Fax: (956) 547-9630

B 201 (12/08)

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

Page 3

IN RE: **Brian Lee Day**

Certificate of the Debtor

I (We), the debtor(s), affirm that I (we) have received and read this notice.

Brian Lee Day _____

Printed Name(s) of Debtor(s)

Case No. (if known) _____

X /s/ Brian Lee Day _____ **02/20/2009**

Signature of Debtor

Date

X _____

Signature of Joint Debtor (if any)

Date

B4 (Official Form 4) (12/07)

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

IN RE: **Brian Lee Day**

Case No.

Chapter **11**

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [or chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address, including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured also state value of security]
Weslaco Chiropractic Clinic, Inc. c/o J. David Rowe 700 Lavaca, Suite 1300 Austin, TX 78701		JUDGMENT		\$257,539.67
Corporate Solutions, Inc. c/o Chris Franz THE PERALEZ LAW FIRM, L.L.P. 1416 Dove Ave. McAllen, TX 78504		PENDING LAWSUIT - Estimated	<i>Contingent Unliquidated Disputed</i>	\$120,000.00
Citi Attn: Centralized Bankruptcy PO Box 20507 Kansas City, MO 64915		Credit Card		\$23,924.00
Capital 1 Bank Attn: C/O TSYS Debt Management PO Box 5155 Norcross, GA 30091		Credit Card		\$6,620.00
CIT Technologies Financial Services P.O. Box 550599 Jacksonville, FL 32255-0599		Contract/Lease		\$0.00

B4 (Official Form 4) (12/07)

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

IN RE: **Brian Lee Day**

Case No.

Chapter **11**

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Continuation Sheet No. 1

I 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: 02/20/2009

Signature: /s/ Brian Lee Day
Brian Lee Day

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

IN RE: **Brian Lee Day**

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 02/20/2009

Signature */s/ Brian Lee Day*
Brian Lee Day

Date _____

Signature _____

Bank Of America
Attn: Bankruptcy NC4-105-02-77
PO Box 26012
Greensboro, NC 27410

Capital 1 Bank
Attn: C/O TSYS Debt Management
PO Box 5155
Norcross, GA 30091

Chase Manhattan
Attn: Bankruptcy Research Dept
3415 Vision Dr
Columbus, OH 43219

Chrysler Financial
27777 Franklin Rd
Southfield, MI 48034

Chrysler Financial
27777 Franklin Rd.
Southfield, MI 48034

CIT Technologies Financial Services
P.O. Box 550599
Jacksonville, FL 32255-0599

Citi
Attn: Centralized Bankruptcy
PO Box 20507
Kansas City, MO 64915

Corporate Solutions, Inc.
c/o Chris Franz
THE PERALEZ LAW FIRM, L.L.P.
1416 Dove Ave.
McAllen, TX 78504

SOUTH TEXAS ISD
WESLACO ISD, SOUTH TEXAS COLLEGE
1726 WEST UNIVERSEITY DRIVE
EDINBURG, TX 78539

Southwest Transportation Services, Inc.
1603 North Cage Blvd.
Suite 4
Pharr, TX 78577

VERONICA GONZALEZ
2802 STEER DRIVE
WESLACO, TX 78596

Weslaco Chiropractic Clinic, Inc.
c/o J. David Rowe
700 Lavaca, Suite 1300
Austin, TX 78701

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

IN RE:
Brian Lee Day

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
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NONE

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

IN RE: **Brian Lee Day**

CASE NO

CHAPTER 11

SCHEDULE C-1 (SUPPLEMENTAL EXEMPTION ANALYSIS)

Exemption Totals by Category:

(Values and liens of surrendered property are NOT included in this section)

Scheme Selected: **Federal**

No.	Category	Gross Property Value	Total Encumbrances	Total Equity	Total Amount Exempt	Total Amount Non-Exempt
N/A	Real Property.	\$139,082.50	\$228,000.00	\$0.00	\$0.00	\$0.00
1.	Cash on hand.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
2.	Checking, savings or other financial accounts, CD's or shares in banks...	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
3.	Security deposits with public utilities, telephone companies, landlords, others.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
4.	Household goods and furnishings, including audio, video...	\$6,000.00	\$0.00	\$6,000.00	\$6,000.00	\$0.00
5.	Books, pictures and other art objects, antiques, stamp, coin, records....	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
6.	Wearing apparel.	\$625.00	\$0.00	\$625.00	\$625.00	\$0.00
7.	Furs and jewelry.	\$500.00	\$0.00	\$500.00	\$500.00	\$0.00
8.	Firearms and sports, photographic and other hobby equipment.	\$900.00	\$0.00	\$900.00	\$900.00	\$0.00
9.	Interests in insurance policies.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
10.	Annuities.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
11.	Education IRAs.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
12.	Interests in IRA, ERISA, Keogh...	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
13.	Stock and interests in incorporated...	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
14.	Interests in partnerships....	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
15.	Government and corporate bonds...	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
16.	Accounts receivable.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
17.	Alimony, maintenance, support, and property settlement to which the.....	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
18.	Other liquidated debts owed debtor...	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
19.	Equitable or future interests, life estates, and rights or powers.....	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
20.	Contingent and noncontingent interests in estate of decedent, death benefit....	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
21.	Other contingent and unliquidated claims of every nature.....	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

IN RE: **Brian Lee Day**

CASE NO

CHAPTER 11

SCHEDULE C-1 (SUPPLEMENTAL EXEMPTION ANALYSIS)

Continuation Sheet # 1

Exemption Totals by Category:

(Values and liens of surrendered property are NOT included in this section)

Scheme Selected: **Federal**

No.	Category	Gross Property Value	Total Encumbrances	Total Equity	Total Amount Exempt	Total Amount Non-Exempt
22.	Patents, copyrights, and other intellectual property.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
23.	Licenses, franchises, and other....	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
24.	Customer Lists.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
25.	Automobiles, trucks, trailers, vehicles...	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
26.	Boats, motors and accessories.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
27.	Aircraft and accessories.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
28.	Office equipment, furnishings...	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
29.	Machinery, fixtures used in business.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
30.	Inventory.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
31.	Animals.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
32.	Crops - growing or harvested.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
33.	Farming equipment and implements.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
34.	Farm supplies, chemicals, and feed.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
35.	Other personal property of any kind.	\$10,000.00	\$0.00	\$10,000.00	\$10,000.00	\$0.00
TOTALS:		\$157,107.50	\$228,000.00	\$18,025.00	\$18,025.00	\$0.00

Surrendered Property:

The following property is to be surrendered by the debtor. Although this property is NOT exempt, it is NOT considered "non-exempt" for purposes of this analysis. The below listed items are to be returned to the lienholder.

Property Description	Market Value	Lien	Equity
Real Property			
(None)			
Personal Property			
(None)			
TOTALS:		\$0.00	\$0.00

Non-Exempt Property by Item:

The following property, or a portion thereof, is non-exempt.

Property Description	Market Value	Lien	Equity	Non-Exempt Amount
Real Property				
(None)				

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

IN RE: **Brian Lee Day**

CASE NO

CHAPTER 11

SCHEDULE C-1 (SUPPLEMENTAL EXEMPTION ANALYSIS)*Continuation Sheet # 2***Personal Property**

(None)

TOTALS:**\$0.00****\$0.00****\$0.00****\$0.00**

Summary	
A. Gross Property Value (not including surrendered property)	\$157,107.50
B. Gross Property Value of Surrendered Property	\$0.00
C. Total Gross Property Value (A+B)	\$157,107.50
D. Gross Amount of Encumbrances (not including surrendered property)	\$228,000.00
E. Gross Amount of Encumbrances on Surrendered Property	\$0.00
F. Total Gross Encumbrances (D+E)	\$228,000.00
G. Total Equity (not including surrendered property) / (A-D)	\$18,025.00
H. Total Equity in surrendered items (B-E)	\$0.00
I. Total Equity (C-F)	\$18,025.00
J. Total Exemptions Claimed (Wild Card Used: \$11,175.00, Available: \$25.00)	\$18,025.00
K. Total Non-Exempt Property Remaining (G-J)	\$0.00