B1 (Official Form 1) (404)se 10-37946 Document 1 Filed in TXSB on 09/07/10 Page 1 of 4 United States Bankruptcy Court Southern District of Texas **Voluntary Petition Houston Division** Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): DMA Kingwood Executive, L.P. All Other Names used by the Debtor in the last 8 years All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more than 90-0175943 one, state all): than one, state all): Street Address of Joint Debtor (No. & Street, City, and State): Street Address of Debtor (No. & Street, City, and State): 500 Spring Hill Drive, Suite 240 Spring, TX ZIP CODE ZIP CODE 77286 County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: **Montgomery County** Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): Location of Principal Assets of Business Debtor (if different from street address above): ZIP CODE Type of Debtor Chapter of Bankruptcy Code Under Which Nature of Business (Form of Organization) the Petition is Filed (Check one box) (Check one box) (Check one box.) ☐ Health Care Business ☐ Chapter 7 ☐ Chapter 15 Petition for Single Asset Real Estate as defined in 11 Recognition of a Foreign Individual (includes Joint Debtors) Chapter 9 U.S.C. § 101(51B) See Exhibit D on page 2 of this form. Main Proceeding V Chapter 11 □ Railroad Corporation (includes LLC and LLP) Chapter 15 Petition for Stockbroker Chapter 12 Partnership  $\mathbf{\Lambda}$ Recognition of a Foreign ☐ Commodity Broker Other (If debtor is not one of the above entities, Nonmain Proceeding Chapter 13 Clearing Bank check this box and state type of entity below.) **Nature of Debts** Other (Check one box) Tax-Exempt Entity

	(Check box, if applicable Debtor is a tax-exempt organ under Title 26 of the United Code (the Internal Revenue	debts, 6 § 101(8 nization individ States persona	lefined in 11 U.S.C. b) as "incurred by an ual primarily for a 1, family, or house-	beuts are primarily business debts.	
Filing Fee (Check one box)		Chapter 11 Debtors			
☐ Full Filing Fee attached ☐ Filing Fee to be paid in installments (applicable to individuals only). Must attach		Check one box:  ☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).  ☐ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).			
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.		Check if:  Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on			
Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.		4/01/13 and every three years thereafter). Check all applicable boxes			
attach signed application for the court's consideration. See Official Form 3B.		A plan is being filed with this petition			
	Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).				
Statistical/Administrative Information  Debtor estimates that funds will be available for distribution to unsecured creditors.  Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.					
Estimated Number of Creditors					
1- 50- 100- 200- 1,000- 49 99 199 999 5,000	5,001- 10,001- 25,001- 10,000 25,000 50,000	50,001- Over 100,000 100,000			
Estimated Assets  \$0 to \$50,001 to \$100,001 to \$500,000 \$100,000 \$500,000 \$1 to \$100 million million	to \$50 to \$100	\$100,000,001 to \$500 to \$1 billion to \$500			
So to   \$50,000   \$100,000   \$500,000   \$100,000   \$500,000   \$1	to \$50 to \$100	\$100,000,001 to \$500 million \$500,000, to \$1 billion			

B1 (Official Form 1) (404)se 10-37946 Document 1 Filed in TXSB on 09/07/10 Page 2 of 4 FORM B1, Page 2 Voluntary Petition Name of Debtor(s): (This page must be completed and filed in every case) DMA Kingwood Executive, L.P. All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.) Case Number: Date Filed: Location Where Filed: **NONE** Location Case Number: Date Filed: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet) Date Filed: Name of Debtor: Case Number: NONE Relationship: District: Judge: Exhibit A Exhibit B (To be completed if debtor is an individual (To be completed if debtor is required to file periodic reports (e.g., forms 10K and whose debts are primarily consumer debts) 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.) 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). Exhibit A is attached and made a part of this petition. X Not Applicable Signature of Attorney for Debtor(s) Date Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition.  $\mathbf{\Lambda}$ No Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately  $\mathbf{\Lambda}$ preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate. general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District. or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following). (Name of landlord that obtained judgment)

# Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following). (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

### David Antoniono, President of GP,

Printed Name of Authorized Individual

### DMA Spring Hill Management, LLC

Title of Authorized Individual

### 9/7/2010

Date

for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.

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# **United States Bankruptcy Court**

# **Southern District of Texas**

## **Houston Division**

Case No.

In re:

		Chapter 11
DMA Kingwood Executive, L.P.		
STATEMENT REGARDING AU	JTHORITY T	O SIGN AND FILE PETITION
I, <b>David Antoniono</b> , declare under penalty of perjury tha <b>Executive</b> , <b>L.P.</b> , a <b>Texas</b> Partnership and that on <b>09/07/2010</b> Partnership:		
"Whereas, it is in the best interest of this Partnership to Bankruptcy Court pursuant to Chapter 11 of Title 11 of the	• •	
Be It Therefore Resolved, that <b>David Antoniono</b> , <b>Preside</b> authorized and directed to execute and deliver all document case on behalf of the Partnership; and		
Be It Further Resolved, that <b>David Antoniono</b> , <b>President</b> and directed to appear in all bankruptcy proceedings on bel and to execute and deliver all necessary documents on beh	half of the Partner	
Be It Further Resolved, that <b>David Antoniono</b> , <b>President</b> and directed to employ <b>Margaret M. McClure</b> , attorney and the Partnership in such bankruptcy case."		ng Hill Management, LLC of this Partnership, is authorized of Office of Margaret M. McClure to represent the
Executed on: 9/7/2010	Signed:	s/ David Antoniono, President of GP, David Antoniono