

B1 (Official Form 1) (1/08)

UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF TEXAS AUSTIN DIVISION		Voluntary Petition
Name of Debtor (if individual, enter Last, First, Middle): <b>804 Congress, LLC</b>		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): <b>fdba 804 Congress, LP</b>		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): <b>01-0863877</b>		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): <b>815-A Brazos St., #491 Austin, TX</b>		Street Address of Joint Debtor (No. and Street, City, and State):
ZIP CODE <b>78701</b>		ZIP CODE
County of Residence or of the Principal Place of Business: <b>Travis</b>		County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address): <b>815-A Brazos St., #491 Austin, TX</b>		Mailing Address of Joint Debtor (if different from street address):
ZIP CODE <b>78701</b>		ZIP CODE
Location of Principal Assets of Business Debtor (if different from street address above):		ZIP CODE
<b>Type of Debtor</b> (Form of Organization) (Check one box.)  <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" 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.)	<b>Nature of Business</b> (Check one box.)  <input type="checkbox"/> Health Care Business <input checked="" 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  <b>Tax-Exempt Entity</b> (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).	<b>Chapter of Bankruptcy Code Under Which the Petition is Filed</b> (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  <b>Nature of Debts</b> (Check one box.)  <input 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 checked="" type="checkbox"/> Debts are primarily business debts.
<b>Filing Fee</b> (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.		<b>Chapter 11 Debtors</b> <b>Check one box:</b> <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). <b>Check if:</b> <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000.  <b>Check all applicable boxes:</b> <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).
<b>Statistical/Administrative Information</b> <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 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		
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		

<b>Voluntary Petition</b> <i>(This page must be completed and filed in every case.)</i>		Name of Debtor(s): <b>804 Congress, LLC</b>	
<b>All Prior Bankruptcy Cases Filed Within Last 8 Years</b> (If more than two, attach additional sheet.)			
Location Where Filed: <b>None</b>	Case Number:	Date Filed:	
Location Where Filed:	Case Number:	Date Filed:	
<b>Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor</b> (If more than one, attach additional sheet.)			
Name of Debtor: <b>None</b>	Case Number:	Date Filed:	
District:	Relationship:	Judge:	
<p style="text-align:center;"><b>Exhibit A</b></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 checked="" type="checkbox"/> Exhibit A is attached and made a part of this petition.</p>	<p style="text-align:center;"><b>Exhibit B</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;"><b>X</b> _____</p> <p style="text-align:right;">Date</p>		
<b>Exhibit C</b>			
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.			
<b>Exhibit D</b>			
(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)			
<input 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.			
<b>Information Regarding the Debtor - Venue</b> (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.			
<b>Certification by a Debtor Who Resides as a Tenant of Residential Property</b> (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)).			

<b>Voluntary Petition</b> <i>(This page must be completed and filed in every case)</i>	Name of Debtor(s): <b>804 Congress, LLC</b>
---	---

**Signatures**

<p style="text-align: center;"><b>Signature(s) of Debtor(s) (Individual/Joint)</b></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><b>X</b> _____</p> <p><b>X</b> _____</p> <p>_____                  Telephone Number (If not represented by attorney)</p> <p>_____                  Date</p>	<p style="text-align: center;"><b>Signature of a Foreign Representative</b></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><b>X</b> _____</p> <p>(Signature of Foreign Representative)</p> <p>_____                  (Printed Name of Foreign Representative)</p> <p>_____                  Date</p>
---	---

<p style="text-align: center;"><b>Signature of Attorney*</b></p> <p><b>X</b> <u>/s/ Stephen W. Sather</u>  <b>Stephen W. Sather</b> Bar No. <b>17657520</b></p> <p><b>Barron &amp; Newburger, P.C.</b>  <b>1212 Guadalupe</b>  <b>Suite 104</b>  <b>Austin, TX 78701</b></p> <p>Phone No. <b>(512) 476-9103</b> Fax No. <b>(512) 476-9253</b></p> <p><u>08/31/2009</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 style="text-align: center;"><b>Signature of Non-Attorney Bankruptcy Petition Preparer</b></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 style="text-align: center;"><b>Signature of Debtor (Corporation/Partnership)</b></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><b>804 Congress, LLC</b></p> <p><b>X</b> <u>/s/ Stefan Whitwell</u>                  Signature of Authorized Individual</p> <p><b>Stefan Whitwell</b>                  Printed Name of Authorized Individual</p> <p><b>Manager</b>                  Title of Authorized Individual</p> <p><u>08/31/2009</u>                  Date</p>	<p>_____                  Address</p> <p><b>X</b> _____</p> <p>_____                  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>
---	--

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

In re **804 Congress, LLC**

Case No. \_\_\_\_\_  
(if known)

**SCHEDULE A - REAL PROPERTY**

Description and Location of Property	Nature of Debtor's Interest in Property	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or Exemption	Amount Of Secured Claim
804 N. Congress Avenue, Austin, TX 78701 Lot 2 Block 98, of the ORIGINAL CITY OF AUSTIN, in Travis County, Texas, according to the map or plat of the Original City of Austin filed in the General Land Office of the State of Texas	Fee simple	\$6,500,000.00	\$3,535,000.00

**Total: \$6,500,000.00**

(Report also on Summary of Schedules)

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

In re **804 Congress, LLC**

Case No. \_\_\_\_\_  
(if known)

**SCHEDULE B - PERSONAL PROPERTY**

Type of Property	None	Description and Location of Property	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
1. Cash on hand.	<b>X</b>		
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.		Business Checking Account Wells Fargo	\$25,780.00
3. Security deposits with public utilities, telephone companies, landlords, and others.	<b>X</b>		
4. Household goods and furnishings, including audio, video and computer equipment.	<b>X</b>		
5. Books; pictures and other art objects; antiques; stamp, coin, record, tape, compact disc, and other collections or collectibles.		1 3x5 oil painting	\$1,000.00
6. Wearing apparel.	<b>X</b>		
7. Furs and jewelry.	<b>X</b>		
8. Firearms and sports, photographic, and other hobby equipment.	<b>X</b>		
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	<b>X</b>		
10. Annuities. Itemize and name each issuer.	<b>X</b>		

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

In re **804 Congress, LLC**

Case No. \_\_\_\_\_  
(if known)

**SCHEDULE B - PERSONAL PROPERTY**

Continuation Sheet No. 1

Type of Property	None	Description and Location of Property	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
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).)	<b>X</b>		
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	<b>X</b>		
13. Stock and interests in incorporated and unincorporated businesses. Itemize.	<b>X</b>		
14. Interests in partnerships or joint ventures. Itemize.	<b>X</b>		
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	<b>X</b>		
16. Accounts receivable.		Rents (net of pre-payments)	\$3,025.00
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	<b>X</b>		
18. Other liquidated debts owed to debtor including tax refunds. Give particulars.	<b>X</b>		

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

In re **804 Congress, LLC**

Case No. \_\_\_\_\_  
(if known)

**SCHEDULE B - PERSONAL PROPERTY**

*Continuation Sheet No. 2*

Type of Property	None	Description and Location of Property	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
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.	<b>X</b>		
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	<b>X</b>		
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.		Pre-paid Insurance	\$3,330.22
		Other Pre-paid fees	\$1,080.58
22. Patents, copyrights, and other intellectual property. Give particulars.	<b>X</b>		
23. Licenses, franchises, and other general intangibles. Give particulars.	<b>X</b>		
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.	<b>X</b>		
25. Automobiles, trucks, trailers, and other vehicles and accessories.	<b>X</b>		
26. Boats, motors, and accessories.	<b>X</b>		

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

In re **804 Congress, LLC**

Case No. \_\_\_\_\_  
(if known)

**SCHEDULE B - PERSONAL PROPERTY**

Continuation Sheet No. 3

Type of Property	None	Description and Location of Property	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
27. Aircraft and accessories.	<b>X</b>		
28. Office equipment, furnishings, and supplies.		2 Sofas	\$2,000.00
		1 End Table	\$40.00
		1 Round Table	\$100.00
		1 Area Rug	\$75.00
		3 sets of fake flower arrangement	\$50.00
29. Machinery, fixtures, equipment, and supplies used in business.	<b>X</b>		
30. Inventory.	<b>X</b>		
31. Animals.	<b>X</b>		
32. Crops - growing or harvested. Give particulars.	<b>X</b>		
33. Farming equipment and implements.	<b>X</b>		
34. Farm supplies, chemicals, and feed.	<b>X</b>		
35. Other personal property of any kind not already listed. Itemize.	<b>X</b>		

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

3 continuation sheets attached

**Total >**

**\$36,480.80**



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

In re **804 Congress, LLC**

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
Not Applicable			
		<b>\$0.00</b>	<b>\$0.00</b>

B6D (Official Form 6D) (12/07)  
 In re **804 Congress, LLC**

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	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 #: <b>Travis Co. Tax Assessor Collector P.O. Box 149328 Austin, Texas 78714</b>		DATE INCURRED: NATURE OF LIEN: <b>2009 Ad Valorem Taxes</b> COLLATERAL: <b>804 N. Congress Avenue, Austin, TX 78701</b> REMARKS:  VALUE: <b>\$6,500,000.00</b>				<b>\$60,000.00</b>	
ACCT #: <b>VIA Lending, LLC Attn: Vinny Petrosino 6015 Bandini Blvd Commerce, CA 90040</b>		DATE INCURRED: <b>5/31/2006</b> NATURE OF LIEN: <b>Loan</b> COLLATERAL: <b>2nd lien on 804 Congress Aveune</b> REMARKS:  VALUE: <b>\$6,500,000.00</b>				<b>\$500,000.00</b>	
ACCT #: <b>xxx0174</b> <b>Wells Fargo Bank National Association 111 Congress Avenue, 3rd Floor Austin, TX 78701</b>	<b>X</b>	DATE INCURRED: <b>5/31/2006</b> NATURE OF LIEN: <b>Loan</b> COLLATERAL: <b>1st lien on 804 Congress Avenue</b> REMARKS: <b>Extension document of borrower with no consideration : June 9, 2008</b>  VALUE: <b>\$6,500,000.00</b>				<b>\$2,975,000.00</b>	
<b>Subtotal (Total of this Page) &gt;</b>						<b>\$3,535,000.00</b>	<b>\$0.00</b>
<b>Total (Use only on last page) &gt;</b>						<b>\$3,535,000.00</b>	<b>\$0.00</b>

    No     continuation sheets attached

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

### 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 **804 Congress, LLC**

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	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: <b>Aragon, LLC</b> <b>815-A Brazos St, #491</b> <b>Austin, TX 78701</b>		DATE INCURRED: CONSIDERATION: <b>Business Loan</b> REMARKS: <b>Loan to LLC</b>				<b>\$188,165.92</b>
ACCT #: <b>Armada Real Estate</b> <b>4801 S. Congress, Ste. J-4</b> <b>Austin, TX 78745</b>		DATE INCURRED: CONSIDERATION: <b>Leasing Agent</b> REMARKS:	X			<b>Unknown</b>
ACCT #: <b>Baxter Family Trust</b> <b>1-5-28 Motoazabo</b> <b>Mindo-Ku Tokyo</b> <b>106-0046 Japan</b>		DATE INCURRED: CONSIDERATION: <b>Business Loan</b> REMARKS:				<b>\$58,300.00</b>
ACCT #: <b>Bonus Building Care</b> <b>3007 Longhorn Blvd, Ste. 100</b> <b>Austin, TX 78758</b>		DATE INCURRED: CONSIDERATION: <b>Vendor</b> REMARKS:			X	<b>\$2,803.68</b>
ACCT #: <b>Corsair Media &amp; Arts</b> <b>804 Congress, Ste. 320-I</b> <b>Austin, TX 78701</b>		DATE INCURRED: CONSIDERATION: <b>Tenant Lease</b> REMARKS:	X			<b>Unknown</b>
ACCT #: <b>Don R. Hancock</b> <b>Hancock &amp; McGill, LLP</b> <b>6010 Balcones Dr., Ste. 100</b> <b>Austin, TX 78731</b>		DATE INCURRED: CONSIDERATION: <b>Notice Only</b> REMARKS:				<b>Notice Only</b>
<b>Subtotal &gt;</b>						<b>\$249,269.60</b>
<b>Total &gt;</b>						

3 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 **804 Congress, LLC**

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	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: <b>Dr. Doctor Production</b> <b>804 Congress, Ste. 320-H</b> <b>Austin, TX 78701</b>		DATE INCURRED: CONSIDERATION: <b>Tenant Lease</b> REMARKS:	X			Unknown
ACCT #: <b>Frog Design, Inc.</b> <b>804 Congress, Ste. 1</b> <b>Austin, TX 78701</b>		DATE INCURRED: CONSIDERATION: <b>Tenant Lease</b> REMARKS:	X			Unknown
ACCT #: <b>Home Builders CEO</b> <b>804 Congress, Ste. 320-CA</b> <b>Austin, TX 78701</b>		DATE INCURRED: CONSIDERATION: <b>Tenant Lease</b> REMARKS:	X			Unknown
ACCT #: <b>K.I.S.S.</b> <b>13498 Pond Springs Rd, Bldg A</b> <b>Austin, TX 78729</b>		DATE INCURRED: CONSIDERATION: <b>Vendor</b> REMARKS:				\$3,480.74
ACCT #: <b>Karen Skurka</b> <b>26 W. 17th St., 7th Fl</b> <b>New York, NY 10011</b>		DATE INCURRED: <b>1/30/2009</b> CONSIDERATION: <b>Business Loan</b> REMARKS:				\$10,000.00
ACCT #: <b>Laurus Mortgage Group</b> <b>804 Congress, Ste. 320-G</b> <b>Austin, TX 78701</b>		DATE INCURRED: CONSIDERATION: <b>Tenant Lease</b> REMARKS:	X			Unknown

Sheet no. 1 of 3 continuation sheets attached to  
Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal >

\$13,480.74

Total >

(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.)

\$13,480.74
-------------

B6F (Official Form 6F) (12/07) - Cont.  
 In re **804 Congress, LLC**

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	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: <b>Oil States International</b> <b>804 Congress, Ste. 320-D</b> <b>Austin, TX 78701</b>		DATE INCURRED: CONSIDERATION: <b>Tenant Lease</b> REMARKS:	X			<b>Unknown</b>
ACCT #: <b>Popp, Gray &amp; Hutcheson, LLP</b> <b>The Property Tax Law Firm of Texas</b> <b>1301 South Mopac, Suite 430</b> <b>Austin, TX 78746</b>		DATE INCURRED: CONSIDERATION: <b>Consulting --Tax Protest</b> REMARKS:				<b>Unknown</b>
ACCT #: <b>Retail West</b> <b>804 Congress, Ste. 320-K</b> <b>Austin, TX 78701</b>		DATE INCURRED: CONSIDERATION: <b>Tenant Lease</b> REMARKS:	X			<b>Unknown</b>
ACCT #: <b>SaleAmp, Inc.</b> <b>PO Box 730400</b> <b>Dallas, TX 75373</b>		DATE INCURRED: CONSIDERATION: <b>Vendor</b> REMARKS:				<b>\$500.00</b>
ACCT #: <b>Same Sky</b> <b>804 Congress, Ste. 4-B</b> <b>Austin, TX 78701</b>		DATE INCURRED: CONSIDERATION: <b>Tenant Lease</b> REMARKS:	X			<b>Unknown</b>
ACCT #: <b>Stanhope fka Ray Murphy Creative</b> <b>804 Congress, Ste. 4-A</b> <b>Austin, TX 78701</b>		DATE INCURRED: CONSIDERATION: <b>Tenant Lease</b> REMARKS:	X			<b>Unknown</b>

Sheet no. 2 of 3 continuation sheets attached to  
 Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal > **\$500.00**

Total >  
 (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.)

Subtotal > <b>\$500.00</b>
Total >

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: <b>Stefan Whitwell</b> <b>815-A Brazos St</b> <b>Austin, TX 78701</b>		DATE INCURRED: CONSIDERATION: <b>Guarantor Claims</b> REMARKS:	X			<b>Unknown</b>
ACCT #: <b>Tierra Capital, LLC</b> <b>804 Congress, Ste. 310</b> <b>Austin, TX 78701</b>		DATE INCURRED: CONSIDERATION: <b>Tenant Lease</b> REMARKS:	X			<b>Unknown</b>
ACCT #: <b>Water Street</b> <b>804 Congress, Ste. 320-E</b> <b>Austin, TX 78701</b>		DATE INCURRED: CONSIDERATION: <b>Tenant Lease</b> REMARKS:	X			<b>Unknown</b>
ACCT #: <b>Yum Fai Ng</b> <b>5JO Victoria Road</b> <b>Pokfuiam</b> <b>Hong Kong</b>		DATE INCURRED: <b>1/30/2009</b> CONSIDERATION: <b>Business Loan</b> REMARKS:				<b>\$5,000.00</b>

Sheet no. 3 of 3 continuation sheets attached to  
Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal > **\$5,000.00**

Total > **\$268,250.34**

(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 **804 Congress, LLC**

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><b>ABC Pest and Lawn Services</b> 9519 IH 35 N. Austin, TX 78753</p>	<p>Pest &amp; Lawn Control Contract</p>
<p><b>Allcity Technology</b> PO Box 4611 Austin, TX 78765</p>	<p>IT Contract</p>
<p><b>Aquila Commercial</b> 1717 W. 6th St., Ste. 351 Austin, TX 78703</p>	<p>RE Contract</p>
<p><b>Armada Real Estate</b> 4801 S. Congress, Ste. J-4 Austin, TX 78745</p>	<p>Tenant Lease Contract to be ASSUMED</p>
<p><b>AT&amp;T</b> PO Box 410437 Salt Lake City, UT 84141</p>	<p>Contract</p>



In re **804 Congress, LLC**

Case No. \_\_\_\_\_  
(if known)

**SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES**

*Continuation Sheet No. 1*

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><b>Breck Bostwick &amp; Associates</b> PO Box 201389 Austin, TX 78720</p>	<p>Contract</p>
<p><b>Commercial Texas, LLC</b> 515 Congress Ave., Ste. 1500 Austin, TX 78701</p>	<p>RE Contract</p>
<p><b>Corsair Media &amp; Arts</b> 804 Congress, Ste. 320-I Austin, TX 78701</p>	<p>Tenant Lease Contract to be ASSUMED</p>
<p><b>Dr. Doctor Production</b> 804 Congress, Ste. 320-H Austin, TX 78701</p>	<p>Tenant Lease Contract to be ASSUMED</p>
<p><b>Frog Design, Inc.</b> 804 Congress, Ste 1 Austin, TX 78701</p>	<p>Tenant Lease Contract to be ASSUMED</p>

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

In re **804 Congress, LLC**

Case No. \_\_\_\_\_  
(if known)

**SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES**

*Continuation Sheet No. 2*

<p>NAME AND MAILING ADDRESS, INCLUDING ZIP CODE, OF OTHER PARTIES TO LEASE OR CONTRACT.</p>	<p>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>
<p><b>Handyman Connection</b> 3409 Executive Center Dr, Ste. 1500 Austin, TX 78701</p>	<p>Contract</p>
<p><b>Hill Country HVAC, LLC</b> 5800 Westlope Cove Austin, TX 78731</p>	<p>HVAC Contract</p>
<p><b>Home Builders CEO</b> 804 Congress, Ste. 320-CA Austin, TX 78701</p>	<p>Tenant Lease Contract to be ASSUMED</p>
<p><b>Laurus Mortgage Group</b> 804 Congress, Ste. 320-G Austin, TX 78701</p>	<p>Tenant Lease Contract to be ASSUMED</p>
<p><b>NAI Austin</b> 7320 N. Mopac Expwy Ste. 101 Austin, TX 78731</p>	<p>Listing Broker</p>

In re **804 Congress, LLC**

Case No. \_\_\_\_\_  
(if known)

**SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES**

*Continuation Sheet No. 3*

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><b>Oil States International</b> 804 Congress, Ste. 320-D Austin, TX 78701</p>	<p>Tenant Lease Contract to be ASSUMED</p>
<p><b>Otis Elevator Company</b> PO Box 730400 Dallas, TX 75373</p>	<p>Service Contract</p>
<p><b>Popp, Gray &amp; Hutcheson, LLP</b> The Property Tax Law Firm of Texas 1301 South Mopac, Suite 430 Austin, TX 78746</p>	<p>RE Tax Protest Services</p>
<p><b>Retail West</b> 804 Congress, Ste. 320-K Austin, TX 78701</p>	<p>Tenant Lease Contract to be ASSUMED</p>
<p><b>Same Sky</b> 804 Congress, Ste. 4-A Austin, TX 78701</p>	<p>Tenant Lease Contract to be ASSUMED</p>

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

In re **804 Congress, LLC**

Case No. \_\_\_\_\_  
(if known)

**SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES**

*Continuation Sheet No. 4*

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><b>Standard Parking</b> 600 Congress Ave., Ste. G-300 Austin, TX 78701</p>	<p>Parking Contract</p>
<p><b>Stanley Convergent Security Solution</b> Dept CH 10651 Palatine, IL 6005</p>	<p>Security Contract</p>
<p><b>Tierra Capital, LLC</b> 815-A Brazos St, #491 Austin, TX 78701</p>	<p>Property Management Contract</p>
<p><b>Time Warner Cable</b> PO Box 85100 Austin, TX 78708</p>	<p>Phones/Cable Contract</p>
<p><b>Twin Eagle Investments, NA</b> 60 Medford St. Arlington, MA 02474</p>	<p>Contract</p>

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

In re **804 Congress, LLC**

Case No. \_\_\_\_\_  
(if known)

**SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES**

*Continuation Sheet No. 5*

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><b>Vanguard Fire Systems</b> 2340 Patterson Industrial Pflugerville, TX 78660</p>	<p>Service Contract</p>
<p><b>Water Street</b> 804 Congress, Ste. 320-E Austin, TX 78701</p>	<p>Tenant Lease Contract to be ASSUMED</p>
<p><b>Worth Hydrochem of Austin, Inc.</b> Po Box 2063 Liberty Hill, TX 78642</p>	<p>Service Contract</p>
<p><b>Y's Business Solutions, LLC</b> 4701 West Gate, Ste. D-410 Austin, TX 78745</p>	<p>Contract Contract to be ASSUMED</p>

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

In re **804 Congress, LLC**

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
<b>Stefan Whitwell</b> 815-A Brazos St Austin, TX 78701	<b>Wells Fargo Bank</b> National Association 111 Congress Avenue, 3rd Floor Austin, TX 78701

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

In re **804 Congress, LLC**

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	\$6,500,000.00			
B - Personal Property	Yes	4	\$36,480.80			
C - Property Claimed as Exempt	No					
D - Creditors Holding Secured Claims	Yes	1			\$3,535,000.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1			\$0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	4			\$268,250.34	
G - Executory Contracts and Unexpired Leases	Yes	6				
H - Codebtors	Yes	1				
I - Current Income of Individual Debtor(s)	No					N/A
J - Current Expenditures of Individual Debtor(s)	No					N/A
TOTAL		18	\$6,536,480.80	\$3,803,250.34		

B6 Declaration (Official Form 6 - Declaration) (12/07)  
In re **804 Congress, LLC**

Case No. \_\_\_\_\_  
(if known)

**DECLARATION CONCERNING DEBTOR'S SCHEDULES**

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

I, the \_\_\_\_\_ **Manager** \_\_\_\_\_ of the \_\_\_\_\_ **Limited Liability Company** \_\_\_\_\_  
named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of  
\_\_\_\_\_ **20** \_\_\_\_\_ sheets, and that they are true and correct to the best of my knowledge, information, and belief.

(Total shown on summary page plus 1.)

Date **08/31/2009** \_\_\_\_\_

Signature **/s/ Stefan Whitwell** \_\_\_\_\_  
**Stefan Whitwell**  
**Manager**

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]



32  
**UNITED STATES BANKRUPTCY COURT**  
**WESTERN DISTRICT OF TEXAS**  
**AUSTIN DIVISION**

IN RE: **804 Congress, LLC**

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]
Aragon, LLC 815-A Brazos St, #491 Austin, TX 78701		Business Loan		<b>\$188,165.92</b>
Baxter Family Trust 1-5-28 Motoazabo Mindok-Ku Tokyo 106-0046 Japan		Business Loan		<b>\$58,300.00</b>
Karen Skurka 26 W. 17th St., 7th Fl New York, NY 10011		Business Loan		<b>\$10,000.00</b>
Yum Fai Ng 5JO Victoria Road Pokfuiam Hong Kong		Business Loan		<b>\$5,000.00</b>
K.I.S.S. 13498 Pond Springs Rd, Bldg A Austin, TX 78729		Vendor		<b>\$3,480.74</b>
Bonus Building Care 3007 Longhorn Blvd, Ste. 100 Austin, TX 78758		Vendor	<i>Disputed</i>	<b>\$2,803.68</b>

32  
**UNITED STATES BANKRUPTCY COURT**  
**WESTERN DISTRICT OF TEXAS**  
**AUSTIN DIVISION**

IN RE: **804 Congress, LLC**

Case No.

Chapter **11****LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS***Continuation Sheet No. 1*

(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]
SaleAmp, Inc. PO Box 730400 Dallas, TX 75373		Vendor		<b>\$500.00</b>
Water Street 804 Congress, Ste. 320-E Austin, TX 78701		Tenant Lease	<i>Contingent</i>	<b>\$0.00</b>
Tierra Capital, LLC 804 Congress, Ste. 310 Austin, TX 78701		Tenant Lease	<i>Contingent</i>	<b>\$0.00</b>
Stefan Whitwell 815-A Brazos St Austin, TX 78701		Guarantor Claims	<i>Contingent</i>	<b>\$0.00</b>
Stanhope fka Ray Murphy Creative 804 Congress, Ste. 4-A Austin, TX 78701		Tenant Lease	<i>Contingent</i>	<b>\$0.00</b>
Same Sky 804 Congress, Ste. 4-B Austin, TX 78701		Tenant Lease	<i>Contingent</i>	<b>\$0.00</b>
Retail West 804 Congress, Ste. 320-K Austin, TX 78701		Tenant Lease	<i>Contingent</i>	<b>\$0.00</b>

B4 (Official Form 4) (12/07)

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

IN RE: **804 Congress, LLC**

Case No.

Chapter **11**

**LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS**

*Continuation Sheet No. 2*

(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]
Popp, Gray & Hutcheson, LLP The Property Tax Law Firm of Texas 1301 South Mopac, Suite 430 Austin, TX 78746		Consulting --Tax Protest		<b>\$0.00</b>
Oil States International 804 Congress, Ste. 320-D Austin, TX 78701		Tenant Lease	<i>Contingent</i>	<b>\$0.00</b>
Laurus Mortgage Group 804 Congress, Ste. 320-G Austin, TX 78701		Tenant Lease	<i>Contingent</i>	<b>\$0.00</b>
Home Builders CEO 804 Congress, Ste. 320-CA Austin, TX 78701		Tenant Lease	<i>Contingent</i>	<b>\$0.00</b>
Frog Design, Inc. 804 Congress, Ste. 1 Austin, TX 78701		Tenant Lease	<i>Contingent</i>	<b>\$0.00</b>
Dr. Doctor Production 804 Congress, Ste. 320-H Austin, TX 78701		Tenant Lease	<i>Contingent</i>	<b>\$0.00</b>
Corsair Media & Arts 804 Congress, Ste. 320-I Austin, TX 78701		Tenant Lease	<i>Contingent</i>	<b>\$0.00</b>

B4 (Official Form 4) (12/07)

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

IN RE: **804 Congress, LLC**

Case No.

Chapter **11**

**LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS**

*Continuation Sheet No. 3*

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

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

Date:   **08/31/2009**  

Signature:   **/s/ Stefan Whitwell**    
**Stefan Whitwell**  
**Manager**

32  
**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

IN RE: **804 Congress, LLC**

CASE NO

CHAPTER **11**

**VERIFICATION OF CREDITOR MATRIX**

The above named Debtor hereby verifies that the attached list of creditors is true and correct to the best of his/her knowledge.

Date 08/31/2009

Signature */s/ Stefan Whitwell*  
*Stefan Whitwell*  
*Manager*

Date \_\_\_\_\_

Signature \_\_\_\_\_

Aragon, LLC  
815-A Brazos St, #491  
Austin, TX 78701

Armada Real Estate  
4801 S. Congress, Ste. J-4  
Austin, TX 78745

Baxter Family Trust  
1-5-28 Motoazabo  
Mindok-Ku Tokyo  
106-0046 Japan

Bonus Building Care  
3007 Longhorn Blvd, Ste. 100  
Austin, TX 78758

Corsair Media & Arts  
804 Congress, Ste. 320-I  
Austin, TX 78701

Don R. Hancock  
Hancock & McGill, LLP  
6010 Balcones Dr., Ste. 100  
Austin, TX 78731

Dr. Doctor Production  
804 Congress, Ste. 320-H  
Austin, TX 78701

Frog Design, Inc.  
804 Congress, Ste. 1  
Austin, TX 78701

Home Builders CEO  
804 Congress, Ste. 320-CA  
Austin, TX 78701

K.I.S.S.  
13498 Pond Springs Rd, Bldg A  
Austin, TX 78729

Karen Skurka  
26 W. 17th St., 7th Fl  
New York, NY 10011

Laurus Mortgage Group  
804 Congress, Ste. 320-G  
Austin, TX 78701

Oil States International  
804 Congress, Ste. 320-D  
Austin, TX 78701

Popp, Gray & Hutcheson, LLP  
The Property Tax Law Firm of Texas  
1301 South Mopac, Suite 430  
Austin, TX 78746

Retail West  
804 Congress, Ste. 320-K  
Austin, TX 78701

SaleAmp, Inc.  
PO Box 730400  
Dallas, TX 75373

Same Sky  
804 Congress, Ste. 4-B  
Austin, TX 78701

Stanhope fka Ray Murphy Creative  
804 Congress, Ste. 4-A  
Austin, TX 78701

Stefan Whitwell  
815-A Brazos St  
Austin, TX 78701

Tierra Capital, LLC  
804 Congress, Ste. 310  
Austin, TX 78701

Travis Co. Tax Assessor Collector  
P.O. Box 149328  
Austin, Texas 78714

VIA Lending, LLC  
Attn: Vinny Petrosino  
6015 Bandini Blvd  
Commerce, CA 90040

Water Street  
804 Congress, Ste. 320-E  
Austin, TX 78701

Wells Fargo Bank  
National Association  
111 Congress Avenue, 3rd Floor  
Austin, TX 78701

Yum Fai Ng  
5JO Victoria Road  
Pokfuiam  
Hong Kong