B1 (Official Form 1) (4/10)

UNITED ST WEST		Voluntary Petition		
Name of Debtor (if individual, enter Last, First, Middle): <b>6414 Urban South, LP</b>		Name of Joint Debtor (Spouse) (Last, First, M	iddle):	
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 th (include married, maiden, and trade names):	ne last 8 years	
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. than one, state all): 26-0428971	(ITIN)/Complete EIN (if more	Last four digits of Soc. Sec. or Individual-Taxpet than one, state all):	ayer I.D. (ITIN)/Complete EIN (if more	
Street Address of Debtor (No. and Street, City, and Sta 1115 Kinney Ave. #38 Austin, TX	te):	Street Address of Joint Debtor (No. and Street	t, City, and State):	
	ZIP CODE <b>78704</b>		ZIP CODE	
County of Residence or of the Principal Place of Busine <b>Travis</b>	ess:	County of Residence or of the Principal Place	of Business:	
Mailing Address of Debtor (if different from street address	ss):	Mailing Address of Joint Debtor (if different from	m street address):	
	ZIP CODE		ZIP CODE	
Location of Principal Assets of Business Debtor (if different different part of the principal Assets of Business Debtor (if different part of the principal Assets of Business Debtor (if different part of the principal Assets of Business Debtor (if different part of the principal Assets of Business Debtor (if different part of the principal Assets of Business Debtor (if different part of the principal Assets of Business Debtor (if different part of the principal Assets of Business Debtor (if different part of the principal Assets of Business Debtor (if different part of the principal Assets of Business Debtor (if different part of the principal Assets of Business Debtor (if different part of the principal Assets of th	rent from street address above):		ZIP CODE	
☐ Individual (includes Joint Debtors)  See Exhibit D on page 2 of this form.  ☐ Corporation (includes LLC and LLP)  ☐ Partnership ☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.)  ☐ Do	Nature of Business (Check one box.) ealth Care Business ngle Asset Real Estate as defined 11 U.S.C. § 101(51B) ailroad tockbroker commodity Broker learing Bank ther  Tax-Exempt Entity (Check box, if applicable.) ebtor is a tax-exempt organization older Title 26 of the United States bode (the Internal Revenue Code).	Chapter 11 Chapter 12 Chapter 13  Nature of (Check on  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."	Check one box.)  Chapter 15 Petition for Recognition of a Foreign Main Proceeding  Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding  Debts e box.)  Debts are primarily business debts.	
Filing Fee (Check one box.)  ✓ Full Filing Fee attached.  ✓ 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.  ✓ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.  ✓ Check one box: Chapter 11 Debtors  ✓ Debtor is a small business debtor as defined by 11 U.S.C. § 101(51D).  ✓ Check if:  ✓ Debtor's aggregate noncontigent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter).  ✓ Check all applicable boxes:  ✓ A plan is being filed with this petition.  ✓ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).				
Statistical/Administrative Information  Debtor estimates that funds will be available for distribution to use there will be no funds available for distribution to use there will be no funds available for distribution to use there will be no funds available for distribution to use there will be no funds available for distribution to use the fund of the	s excluded and administrative expensecured creditors.	enses paid,  01-	THIS SPACE IS FOR COURT USE ONLY	
Estimated Assets  So to \$50,001 to \$100,001 to \$500,001 \$1,	[	000,001 \$100,000,001 \$500,000,001 Mor		
		000,001 \$100,000,001 \$500,000,001 Mor	e than	

DI (1	omeiai Form 1) (4/10)			Page 2
	luntary Petition	Name of Debtor(s): 64*	4 Urban South, LP	
(Tł	nis page must be completed and filed in every case.)			
	All Prior Bankruptcy Cases Filed Within Last	8 Years (If more than t	wo, attach additional sheet.)	
Loca	tion Where Filed:	Case Number:	Date Filed:	
Loca	tion Where Filed:	Case Number:	Date Filed:	
	Pending Bankruptcy Case Filed by any Spouse, Partner or	Affiliate of this Debt	or (If more than one, attach additional sh	eet.)
Nam	e of Debtor:	Case Number:	Date Filed:	
Distri	ct:	Relationship:	Judge:	
10Q	Exhibit A be completed if debtor is required to file periodic reports (e.g., forms 10K and ) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) e Securities Exchange Act of 1934 and is requesting relief under chapter 11.)  Exhibit A is attached and made a part of this petition.	wh I, the attorney for the petit informed the petitioner that of title 11, United States C	Exhibit B be completed if debtor is an individual ose debts are primarily consumer debts.) oner named in the foregoing petition, declare that I teleor shell may proceed under chapter 7, 11, 12, ode, and have explained the relief available under entity that I have delivered to the debtor the notice 42(b).	or 13
		X		
			Dat	te
Doe	s the debtor own or have possession of any property that poses or is alleged to pose Yes, and Exhibit C is attached and made a part of this petition.  No.	<b>hibit C</b> e a threat of imminent and ide	ntifiable harm to public health or safety?	
	Ex	hibit D		
(То	be completed by every individual debtor. If a joint petition is filed, each Exhibit D completed and signed by the debtor is attached and m	•	·	
If th	is is a joint petition:  Exhibit D also completed and signed by the joint debtor is attach	ed and made a part of th	is petition.	
		ling the Debtor - Venue		
$\overline{\mathbf{A}}$	Debtor has been domiciled or has had a residence, principal place of preceding the date of this petition or for a longer part of such 180 day			y
	There is a bankruptcy case concerning debtor's affiliate, general parti	ner, or partnership pendir	g in this District.	
	Debtor is a debtor in a foreign proceeding and has its principal place principal place of business or assets in the United States but is a defe or the interests of the parties will be served in regard to the relief sou	endant in an action or pro		
	Certification by a Debtor Who Resid		dential Property	
	Check all ap Landlord has a judgment against the debtor for possession of debtor's	oplicable boxes.) s residence. (If box ched	ked, complete the following.)	
	ī	Name of landlord that ob	tained judgment)	
	7	(Address of landlord)		
П	Debtor claims that under applicable nonbankruptcy law, there are circ	,	he debtor would be permitted to cure the er	ntire
_	monetary default that gave rise to the judgment for possession, after	the judgment for possess	ion was entered, and	
	Debtor has included in this petition the deposit with the court of any repetition.	ent that would become du	e during the 30-day period after the filing of	f the
П	Debtor certifies that he/she has served the Landlord with this certifica	tion. (11 U.S.C. § 362(I)		

31 (Official Form 1) (4/10)	Name of Debtor(s): 6414 Urban South, LP
Voluntary Petition  (This page must be completed and filed in every cose)	rame of Debitor(s).
(This page must be completed and filed in every case)	
Sig	gnatures
Signature(s) of Debtor(s) (Individual/Joint)  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).	Signature of a Foreign Representative  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.  (Check only one box.)  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.
I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.	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.
X	v
X	(Signature of Foreign Representative)
Telephone Number (If not represented by attorney)	(Printed Name of Foreign Representative)
Date	Date
X /s/ Stephen W. Sather Stephen W. Sather Bar No. 17657520  Barron & Newburger PC 1212 Guadalupe Suite 104 Austin, Tx 78701	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.
Phone No.(512) 476-9103 Fax No.(512) 476-9253	Printed Name and title, if any, of Bankruptcy Petition Preparer
4/4/2011  Date  *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.	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.)
Signature of Debtor (Corporation/Partnership) 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.	
The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.	Address X
6414 Urban South, LP	
X /s/ Peter Kehle Signature of Authorized Individual	Date Signature of bankruptcy petiton preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.
Peter Kehle Printed Name of Authorized Individual	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.
President of Gen. Partner  Title of Authorized Individual	If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

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

4/4/2011

Date

In re	6414	Urban	South,	LP
-------	------	-------	--------	----

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
6500 Manchaca Lot 2, Block A of Resubdivision of FBW Subdivision, a subdivision in Travis County, Texas, according to the map or plat of record in Volume 93, Pages 186- 188 of the Plat Records of Travis County, Texas containing approximately 6.5 acres	Fee simple	\$3,040,000.00	\$1,827,445.85

Total: \$3,040,000.00 (Report also on Summary of Schedules)

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.  2. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	х	Checking Account #5117 Commerce National Bank	\$687.09
3. Security deposits with public utilities, telephone companies, landlords, and others.		Erosion Control Fiscal Surety	\$55,944.58
Household goods and furnishings, including audio, video and computer equipment.	x		
5. Books; pictures and other art objects; antiques; stamp, coin, record, tape, compact disc, and other collections or collectibles.	x		
6. Wearing apparel.	x		
7. Furs and jewelry.	x		
8. Firearms and sports, photographic, and other hobby equipment.	x		
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	x		
10. Annuities. Itemize and name each issuer.	x		

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).)	x		
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	х		
13. Stock and interests in incorporated and unincorporated businesses. Itemize.	x		
14. Interests in partnerships or joint ventures. Itemize.	х		
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		

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.	x		
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	x		
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.		Architectural drawings for building style 2, 3, 4 and VMU North (cost=\$159,925)	Unknown
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		

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.	х		
28. Office equipment, furnishings, and supplies.	х		
29. Machinery, fixtures, equipment, and supplies used in business.	х		
30. Inventory.	x		
31. Animals.	x		
32. Crops - growing or harvested. Give particulars.	х		
33. Farming equipment and implements.	х		
34. Farm supplies, chemicals, and feed.	x		
35. Other personal property of any kind not already listed. Itemize.	x		

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

Total >

\$56,631.67

ı	n	rΔ	641	1	Ilrhan	South.	I P
ı	n	ıе	041	14	urban	South.	LP

(Check one box)

Debtor claims the exemptions to which debtor is entitled under:

Case No.	
	(If known)

☐ Check if debtor claims a homestead exemption that exceeds

# **SCHEDULE C - PROPERTY CLAIMED AS EXEMPT**

\$146,450.\*

11 U.S.C. § 522(b)(2) 11 U.S.C. § 522(b)(3)			
Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
Not Applicable			

\$0.00 \$0.00

<sup>\*</sup> Amount subject to adjustment on 4/1/13 and every three years thereafter with respect to cases commenced on or after the date of adjustment.

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	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#:  Commerce National Bank 5300 Bee Cave Road #2 Austin, TX 78746	x	DATE INCURRED: NATURE OF LIEN: Fee simple COLLATERAL: 6500 Manchaca REMARKS:  VALUE: \$3,040,000.00				\$1,677,445.85	
ACCT#:  Hardy Realty Inc. Employees Profit Sharing Plan P.O. Box 161775 Austin, TX 78716	-	DATE INCURRED: NATURE OF LIEN: Purchase Money COLLATERAL: 6500 Manchaca REMARKS:				\$150,000.00	
ACCT#: Travis County % Travis Co. Atty's Office P.O. Box 1748 Austin, Texas 78767	-	VALUE: \$3,040,000.00  DATE INCURRED: NATURE OF LIEN: Ad Valorem Taxes (real prop) COLLATERAL: 6500 Manchaca REMARKS: 2011 Ad Valorem Taxes  VALUE: \$3,040,000.00				Unknown	Unknown
			29.0	2 (0		\$1 827 <i>AA</i> E 9E	<b>\$0.00</b>
		Subtotal (Total of this I Total (Use only on last	_			\$1,827,445.85 \$1,827,445.85	\$0.00 \$0.00

No \_\_\_\_continuation sheets attached

(Report also on Summary of Schedules.)

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

Case No.	
	(If Known)

# SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

V	Check this box if debtor has no creditors holding disecured phonty claims to report on this schedule E.
ΤY	PES 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 \$11,725* 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 \$5,775* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	<b>Deposits by individuals</b> Claims of individuals up to \$2,600* 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.
	mounts are subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of istment.
	Nocontinuation sheets attached

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#: Kurt Prossner 2601 Chitina court Cedar Park, TX 78613	-		DATE INCURRED: CONSIDERATION: Loan REMARKS:				\$1,039.00
ACCT#: Munsch, Hardt, Kopf & Harr, PC 401 Congress Avenue #3050 Austin, TX 78701	-		DATE INCURRED: CONSIDERATION: Legal fees REMARKS:				Unknown
ACCT#: Peter Kehle 1115 Kinney Ave. #38 Austin, TX 78704	_		DATE INCURRED: CONSIDERATION: Loan REMARKS:				\$7,500.00
ACCT#:  Prossner & Associates, Inc. 13377 Pond Springs Rd., Suite 104 Austin, TX 78729			DATE INCURRED: CONSIDERATION: Site plan REMARKS:				Unknown
Subtotal >							\$8,539.00
Total >  (Use only on last page of the completed Schedule F.)  No continuation sheets attached (Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)							\$8,539.00

B6G (Offi	icial Form 6G) (12/07)	
In re	6414 Urban South	, LP

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.

B6H (	Official Form 6H) (12/07)	
In re	6414 Urban South, LP	

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
Peter Kehle 1115 Kinney Ave. #38 Austin, TX 78704	Commerce National Bank 5300 Bee Cave Road #2 Austin, TX 78746

# UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF TEXAS AUSTIN DIVISION

In re 6414 Urban South, LP

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	\$3,040,000.00		
B - Personal Property	Yes	4	\$56,631.67		
C - Property Claimed as Exempt	No				
D - Creditors Holding Secured Claims	Yes	1		\$1,827,445.85	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		\$0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	1		\$8,539.00	
G - Executory Contracts and Unexpired Leases	Yes	1			
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	10	\$3,096,631.67	\$1,835,984.85	

B6 D	eclaration (Official Form 6 - Declaration) (12/07)
In re	6414 Urban South, LP

Case No.	
	(if known)

# **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP					
I, the	President of Gen. Partner	of the	Partnership		
named as debtor ir	n this case, declare under penalty of perj	ury that I have read the fo	regoing summary and schedules, consisting of		
sheets, and that they are true and correct to the best of my knowledge, information, and belief.			knowledge, information, and belief.		
(Total shown on summar	y page plus 1.)				
Date <b>4/4/2011</b>		Signature _/s/ Peter Ke	ehle		
		Peter Kehle			
		President of	Gen. Partner		
[An individual signii	ng on behalf of a partnership or corporat	ion must indicate position	or relationship to debtor.1		

B7 (Official Form 7) (04/10)

# UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF TEXAS AUSTIN DIVISION

In re:	6414 Urban South, LP	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.)

#### 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.)

#### 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.)

Non

- 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 \$5,850\*. 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.)
- \* Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

NAME AND ADDRESS OF CREDITOR Commerce National Bank 5300 Bee Cave Road #2 Austin, TX 78746	DATES OF PAYMENTS/ TRANSFERS 1/7/11	AMOUNT PAID OR VALUE OF TRANSFERS \$8,947.48	AMOUNT STILL OWING \$1,677,445.85
Travis County % Travis Co. Atty's Office P.O. Box 1748 Austin, Texas 78767	1/20/11	\$16,021.72	\$0.00
Maxwell, Locke & Ritter	4/1/11	\$1,800.00	

None

**1** 

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.)

# UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF TEXAS AUSTIN DIVISION

n re:	6414 Urban South, LP	Case No.	
			(if known)

	STATEMENT OF FINANCIAL AFFAIRS  Continuation Sheet No. 1
	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.)
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.)
None	6. Assignments and receiverships
V	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.)
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 Barron & Newburger, P.C. 1212 Guadalupe, #104 Austin, TX 78701 DATE OF PAYMENT, NAME OF PAYER IF OTHER THAN DEBTOR 4/4/11

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY \$11,039.00

# UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF TEXAS AUSTIN DIVISION

In re:	6414 Urban South, LP	Case No.	
			(if known)

#### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 2

N	^	n	۵

#### 10. Other transfers

N

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.)

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

 $\overline{\mathbf{A}}$ 

List all property owned by another person that the debtor holds or controls.

#### 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.

#### 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.

# UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF TEXAS AUSTIN DIVISION

In re:	6414 Urban South, LP	Case No.	
			(if known)

#### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 3

17	Env	viro	nmen	tal	Info	rma	tion

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.

#### 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.

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.

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

n re:	6414 Urban South, LP	Case No.	
			(if known)

# STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 4

	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.			
	· · · · · · · · · · · · · · · · · · ·	the statement only if the debtor is or has been in business, as defined above, within case. A debtor who has not been in business within those six years should go		
	19. Books, records and financial statements			
None	a. List all bookkeepers and accountants who within two year keeping of books of account and records of the debtor.	s immediately preceding the filing of this bankruptcy case kept or supervised the		
	NAME AND ADDRESS	DATES SERVICES RENDERED		
	Leonel Anzaldua 3507 Pinnacle Road Austin, TX 78746	2007 to present		
	Maxwell, Locke & Ritter, LP 401 Congress, Suite 1100 Austin, TX 78701	2007 to present		
None	b. List all firms or individuals who within two years immediate and records, or prepared a financial statement of the debtor.	ely preceding the filing of this bankruptcy case have audited the books of account		
None	c. List all firms or individuals who at the time of the commen debtor. If any of the books of account and records are not as	cement of this case were in possession of the books of account and records of the vailable, explain.		
None	d. List all financial institutions, creditors and other parties, in the debtor within two years immediately preceding the comm	cluding mercantile and trade agencies, to whom a financial statement was issued by encement of this case.		
	NAME AND ADDRESS	DATE ISSUED		
	Mark Kalish Commerce National Bank 5300 Bee Cave Rd., Building 2 Austin, TX 78746	Year end 2009 Year end 2010		

# 20. Inventories

None  $\sqrt{}$ 

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.

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b. List the name and address of the person having possession of the records of each of the inventories reported in a., above.

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

n re:	6414 Urban South, LP	Case No.	
			(if known)

# STATEMENT OF FINANCIAL AFFAIRS Continuation Sheet No. 5

	21. Current Partners, Officers, Director	s and Shareholders	
None	a. If the debtor is a partnership, list the nature and	percentage of partnership interest of each me	ember of the partnership.
	NAME AND ADDRESS	NATURE OF INTEREST	PERCENTAGE OF INTEREST
	Rebeca Baxter 4500 Waterford Place Austin, TX 78731	Limited Partner	65.4933258%
	Kurt Prossner 2601 Chitina Court Cedar Park, TX 78613	Limited Partner	0.0000%
	Peter Kehle 1115 Kinney #35 Austin, TX 78704	Limited Partner	7.86345625%
	Andre Desnoyers 126 Kathryn Cove San Marcos, TX 78666	Limited Partner	5.98798851
	Leonel Anzaldua 3507 Pinnacle Road Austin, TX 78746	Limited Partner	19.6552294%
	Avante Partners, LLC 1115 Kinney #38 Austin, TX 78704	General Partner	1.00000%
None	b. If the debtor is a corporation, list all officers and holds 5 percent or more of the voting or equity sec		older who directly or indirectly owns, controls, or
	22. Former partners, officers, directors	and shareholders	
None  ✓	a. If the debtor is a partnership, list each member of this case.	who withdrew from the partnership within one	year immediately preceding the commencement
None	b. If the debtor is a corporation, list all officers, or preceding the commencement of this case.	directors whose relationship with the corporati	on terminated within one year immediately
Ma.	23. Withdrawals from a partnership or	•	
None  ✓	If the debtor is a partnership or corporation, list all bonuses, loans, stock redemptions, options exerci case.		

# 24. Tax Consolidation Group

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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.

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

In re:	6414 Urban South, LP	Case No.	
			(if known)

# STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 6

#### 25. Pension Funds

 $\sqrt{}$ 

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.

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

In re:	6414 Urban South, LP	Case No.	
			(if known)

# STATEMENT OF FINANCIAL AFFAIRS Continuation Sheet No. 7

[If con	npleted on behalf of a partnership or o	rporation]	
	. , , , ,	read the answers contained in the foregoing statement of financial affairs and any and correct to the best of my knowledge, information and belief.	
Date	4/4/2011	Signature /s/ Peter Kehle	
		Peter Kehle	
		President of Con Partner	

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

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

B4 (Official Form 4) (12/07)

# UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF TEXAS AUSTIN DIVISION

IN RE: 6414 Urban South, LP 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).

Name of creditor and complete mailing address, including zip code	(2) 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, goverment contract, etc.)	(4) Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	(5)  Amount of claim [if secured also state value of security]
Prossner & Associates, Inc. 13377 Pond Springs Rd., Suite 104 Austin, TX 78729		Site plan		\$0.00
Munsch, Hardt, Kopf & Harr, PC 401 Congress Avenue #3050 Austin, TX 78701		Legal fees		\$0.00
		NDER PENALTY OF PERJURY ORPORATION OR PARTNERSHIP	•	
		of the Par ury that I have read the foregoing list a	rtnership and that it is tru	e and correct to the
Date: 4/4/2011	Signatur	e: <i>Isl</i> Peter Kehle  Peter Kehle  President of Gen. Partner		

# UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF TEXAS AUSTIN DIVISION

IN RE: 6414 Urban South, LP CASE NO

Date \_\_\_\_\_

CHAPTER 11

Signature \_\_\_\_\_

# **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

ki lowledge.	
Date _4/4/2011	Signature /s/ Peter Kehle
	Peter Kehle
	President of Gen. Partner

Commerce National Bank 5300 Bee Cave Road #2 Austin, TX 78746

Hardy Realty Inc. Employees Profit Sharing Plan P.O. Box 161775 Austin, TX 78716

Kurt Prossner
2601 Chitina court
Cedar Park, TX 78613

Munsch, Hardt, Kopf & Harr, PC 401 Congress Avenue #3050 Austin, TX 78701

Peter Kehle 1115 Kinney Ave. #38 Austin, TX 78704

Prossner & Associates, Inc. 13377 Pond Springs Rd., Suite 104 Austin, TX 78729

Travis County % Travis Co. Atty's Office P.O. Box 1748 Austin, Texas 78767