### 12-50241-lmc Doc#1 Filed 01/27/12 Entered 01/27/12 10:06:05 Main Document Pg 1 of 13

B1 (Official Form 1) (12/11)

United States WESTERN DIS SAN ANTO		EXAS			Volun	tary Petition
Name of Debtor (if individual, enter Last, First, Middle): Quintessential Chocolates Co., Inc.		1	Name of Joint Debt	or (Spouse) (Last, First, Mi	iddle):	
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):				sed by the Joint Debtor in the aiden, and trade names):	e last 8 years	
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Compthan one, state all): 62-1221088	olete EIN (if more		Last four digits of S than one, state all):	oc. Sec. or Individual-Taxpa	ayer I.D. (ITIN)/Co	omplete EIN (if more
Street Address of Debtor (No. and Street, City, and State): 251 West Main St. Fredericksburg, TX		\$	Street Address of J	oint Debtor (No. and Street,	, City, and State):	:
<b>C</b> ,	ZIP CODE 78624					ZIP CODE
County of Residence or of the Principal Place of Business: <b>Gillespie</b>		(	County of Residence	ce or of the Principal Place o	of Business:	
Mailing Address of Debtor (if different from street address):  P.O. Box 687		Ţ	Mailing Address of	Joint Debtor (if different fron	n street address)	:
Fredericksburg, TX	ZIP CODE					ZIP CODE
Location of Principal Assets of Business Debtor (if different from str	78624 reet address above	e):				
						ZIP CODE
Type of Debtor (Form of Organization) (Check one box.)  ☐ 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.)	Health Care	one box. e Busines et Real Es . § 101(5	.) ss state as defined	the Petiti  Chapter 7 Chapter 9 Chapter 11 Chapter 12 Chapter 13	on is Filed ( Chapter 15 F of a Foreign Chapter 15 F	
Chapter 15 Debtors Country of debtor's center of main interests:  Each country in which a foreign proceeding by, regarding, or against debtor is pending:	Tax-E (Check Debtor is a tunder title 2	tax-exem 6 of the l	Entity oplicable.) upt organization United States evenue Code).	Debts are primarily or debts, defined in 11 L § 101(8) as "incurred individual primarily for personal, family, or hold purpose."	onsumer J.S.C. by an	Debts are primarily business debts.
Filing Fee (Check one box.)  ✓ Full Filing Fee attached.  ☐ Filing Fee to be paid in installments (applicable to individuals signed application for the court's consideration certifying that unable to pay fee except in installments. Rule 1006(b). See ☐  ☐ Filing Fee waiver requested (applicable to chapter 7 individual attach signed application for the court's consideration. See Comparison of the court's consideration.	the debtor is Official Form 3A.		Debtor is not Check if: Debtor's aggrinsiders or affon 4/01/13 ar Check all appli Appli Acceptances	nall business debtor as defir a small business debtor as degree egate noncontigent liquidate iliates) are less than \$2,343, nd every three years thereaft	ned by 11 U.S.C. defined in 11 U.S ed debts (excludi ,300 (amount subter).	ing debts owed to bject to adjustment
Statistical/Administrative Information  ✓ Debtor estimates that funds will be available for distribution to  □ Debtor estimates that, after any exempt property is excluded a there will be no funds available for distribution to unsecured comparison of the comparis	and administrative reditors.	expense	s paid,	50,001- Over	r	THIS SPACE IS FOR COURT USE ONLY
Estimated Assets	\$10,000,001 \$	25,000 550,000,0 0 \$100 m		001 \$500,000,001 More	e than	
Estimated Liabilities	\$10,000,001 \$	550,000,0	001 \$100,000,		e than	

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יום			r age z		
Vo	oluntary Petition	Name of Debtor(s): Quintessential			
	nis page must be completed and filed in every case.)				
	All Prior Bankruptcy Cases Filed Within Last	8 Years (If more than two, attach add	itional 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 Debtor (If more the	han one, attach additional sheet.)		
Name	e of Debtor:	Case Number:	Date Filed:		
Distri	ct:	Relationship:	Judge:		
Exhibit A  (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.)  Exhibit A is attached and made a part of this petition.  Exhibit B  (To be completed if debtor is an individual whose debts are primarily consumer debts.)  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).					
		X	- Date		
	Evi	ibit C	Date		
Doe:	Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?  Yes, and Exhibit C is attached and made a part of this petition.  No.				
	Ext	nibit D			
`	be completed by every individual debtor. If a joint petition is filed, each Exhibit D, completed and signed by the debtor, is attached and mis is a joint petition:	nade a part of this petition.	eparate Exhibit D.)		
	Exhibit D, also completed and signed by the joint debtor, is attact				
	•	ing the Debtor - Venue applicable box.)			
V	Political and the state of the				
	There is a bankruptcy case concerning debtor's affiliate, general partn	er, or partnership pending in this Distri	ct.		
	Certification by a Debtor Who Resid	es as a Tenant of Residential Proper plicable boxes.)	rty		
	Landlord has a judgment against the debtor for possession of debtor's	·	the following.)		
	<del>(</del> 1)	Name of landlord that obtained judgme	nt)		
	$\overline{a}$	Address of landlord)			
	Debtor claims that under applicable nonbankruptcy law, there are circu	umstances under which the debtor wou	•		
]	monetary default that gave rise to the judgment for possession, after t				
	Debtor has included with this petition the deposit with the court of any petition.	rent that would become due during the	so-day period after the filing of the		
	Debtor certifies that he/she has served the Landlord with this certificat	ion. (11 U.S.C. § 362(I)).			

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Signature   Sign	B1 (Official Form 1) (12/11)	Page 3
Signatures  Signature(s) of Debtor(s) (Individual/Joint)  Ideciare 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, 1 am aware for the relative of the debts of the petition is true and correct. The sum of the petition is true and correct. The sum of the petition is true and correct. The sum of the petition is true and correct. The sum of the petition is true and correct. The sum of the petition is true and correct, and I am submortate of a debtor in a foreign proceeding, and chosen to file under chapter 7, 1 am aware for the relative of the sum of the petition is true and correct. The sum of the petition is true and correct and the file may be a sum of the petition is true and correct. The sum of the petition is true and correct, and the file may be a sum of the petition is true and correct, and the file may be a sum of the sum of t	Voluntary Petition	Name of Debtor(s): Quintessential Chocolates Co., Inc.
Signature (s) of Debtor(s) (Individual/Joint) Ideclare under peralty of peripty that the enformation provided in this petition is the petition of the petition	(This page must be completed and filed in every case)	
Idealare under penalty of perjury that the information provided in this petition is true and correct.   If petitione is an individual whose debts are primarily consumer debts and has chosen to be under chapter 7, 1 an aware that I may proceed under chapter 7, 11, 2 or 15 of lite 11, United States Code, understand the relet wisible under fift no atmonity presents may and no habitrophy petition represents may and no habitrophy petition represents may and no habitrophy petition represents may are not habitrophy and the petition.   Inspect risel in accordance with the chapter of title 11, United States Code, specified in this petition.   Visit of the 11, United States Code, specified in this petition.   Visit of the 11, United States Code, specified in this petition.   Visit of the 11, United States Code, specified in this petition.   Visit of the 11, United States Code, specified in this petition.   Visit of the 11, United States Code, specified in this petition.   Visit of the 11, United States Code, specified in this petition.   Visit of the 11, United States Code, specified in this petition.   Visit of the 11, United States Code, specified in this petition.   Visit of the 11, United States Code, specified in this petition.   Visit of the 11, United States Code, specified in this petition.   Visit of the 11, United States Code, specified in this petition.   Visit of the 11, United States Code, specified in this petition.   Visit of the 11, United States Code, specified in this petition.   Visit of the 11, United States Code, specified in this petition.   Visit of the 11, United States Code, specified in this petition is true.   Visit of the 11, United States Code, specified in this petition is true.   Visit of the 11, United States Code, specified in this petition.   Visit of the 11, United States Code, specified in this petition is true.   Visit of the 11, United States Code, specified in this petition is true.   Visit of the 11, United States Code, specified in this petition is true.   Visit of the 11, Unite	Sig	ynatures
Color	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).  I request relief in accordance with the chapter of title 11, United States Code,	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.  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.
Signature of Attorney*  X	Telephone Number (If not represented by attorney)	(Signature of Foreign Representative)
Signature of Attorney*  X		
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.  Quintessential Chocolates Co., Inc.   Address  X  Date  Signature of bankruptcy petiton preparer or officer, principal, responsible person, or	X /s/ WILLIAM R. DAVIS, JR. Bar No. 05565500  Langley & Banack, Inc. 745 E Mulberry Ave. Suite 900 San Antonio, TX 78212  Phone No.(210) 736-6600 Fax No.(210) 735-6889  1/27/2012 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.  Signature of Debtor (Corporation/Partnership)	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.  Printed Name and title, if any, of Bankruptcy Petition Preparer  Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or
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	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.  Quintessential Chocolates Co., Inc.  X /s/ Lecia Duke Signature of Authorized Individual  Lecia Duke Printed Name of Authorized Individual  President Title of Authorized Individual  1/27/2012	Date Signature of bankruptcy petiton preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.  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.  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

IN RE: Quintessential Chocolates Co., Inc. CASE NO

CHAPTER 11

### **EXHIBIT "A" TO VOLUNTARY PETITION**

Debtor's employer identification number is	62-1221088	·
If any of debtor's securities are registered under sometimes     N/A		ange Act of 1934, the SEC file
3. The following financial data is the latest available in	information and refers to the debtor's	condition on 1/26/2012 .
a. Total Assets	30,785.73	
b. Total Liabilities \$13	35,883.22	
Secured debt	Amounts	Approximate number of holders
Fixed, liquidated secured debt	\$27,838.14	2
Contingent secured debt	\$0.00	0
Disputed secured debt	\$0.00	0
Unliquidated secured debt	\$0.00	0
Unsecured debt	Amounts	Approximate number of holders
Fixed, liquidated unsecured debt	\$105,795.84	15
Contingent unsecured debt	\$0.00	0
Disputed unsecured debt	\$2,249.24	5
Unliquidated unsecured debt	\$0.00	0
Stock	Amounts	Approximate number of holders
Number of shares of preferred stock		
Number of shares of common stock	1000	3
Comments, if any		
Brief description of debtor's business:     Chocolate manufacturing		

IN RE: Quintessential Chocolates Co., Inc. CASE NO

CHAPTER 11

### **EXHIBIT "A" TO VOLUNTARY PETITION**

Continuation Sheet No. 1

5.	List the name of any person who directly voting securities of the debtor:  Lecia Duke	or indirectly own	s, controls, or holds, with power to	vote, 20% or more of the
6.	List the name of all corporations 20% or owned, controlled, or held, with power to None		0 0	are directly or indirectly
	Lecia Duke as the debtor in this case, declare under pena		President I have read the foregoing Exhibit "A" t	of the corporation to Voluntary Petition, and
that it is	s true and correct to the best of my informatior	) and belief.		
Date:_	1/27/2012	Signature: /s/ L Lecia Presi	Duke	

IN RE: Quintessential Chocolates Co., Inc. CASE NO

CHAPTER 11

	DISCLOSURE OF CO	MPENSATION OF ATTORN	EY FOR DEBTOR
1.	Pursuant to 11 U.S.C. § 329(a) and Fed. Bathat compensation paid to me within one year services rendered or to be rendered on behis as follows:	r before the filing of the petition in bank	ruptcy, or agreed to be paid to me, for
	For legal services, I have agreed to accept:		<b>\$7,500.00</b>
	Prior to the filing of this statement I have rec	eived:	\$7,500.00
	Balance Due:		\$0.00
2.	The source of the compensation paid to me	was:	
	✓ Debtor ☐ Other	(specify)	
3.	The source of compensation to be paid to m	e is:	
	☑ Debtor ☐ Othe	(specify)	
4.	I have not agreed to share the above-d associates of my law firm.	sclosed compensation with any other po	erson unless they are members and
	I have agreed to share the above-discle associates of my law firm. A copy of the compensation, is attached.		
5.	In return for the above-disclosed fee, I have a. Analysis of the debtor's financial situation bankruptcy; b. Preparation and filing of any petition, sch c. Representation of the debtor at the meet	and rendering advice to the debtor in orderedules, statements of affairs and plan w	determining whether to file a petition in which may be required;
6.	By agreement with the debtor(s), the above-	disclosed fee does not include the follow	wing services:
		CERTIFICATION	
	I certify that the foregoing is a complete s representation of the debtor(s) in this bankru		nent for payment to me for
	1/27/2012	/s/ WILLIAM R. DAVIS, JR.	
	Date	WILLIAM R. DAVIS, JR. Langley & Banack, Inc. 745 E Mulberry Ave. Suite 900 San Antonio, TX 78212 Phone: (210) 736-6600 / Fax: (2	Bar No. 05565500
	/s/ Lecia Duke		
	Lecia Duke		

Lecia Duke President B4 (Official Form 4) (12/07)

### UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

IN RE: Quintessential Chocolates Co., Inc. 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, telephone number and complete mailing address,		Indicate if claim is	
	including zip code, of employee, agent, or		contingent, unliquidated,	
Name of creditor and complete	department of creditor familiar		disputed, or	Amount of claim [if
mailing address, including zip code	with claim who may be contacted	Nature of claim (trade debt, bank loan, goverment contract, etc.)	subject to setoff	secured also state value of security]
Cord Switzer 247 W. Main Fredericksburg, TX 78624		Unsecured loan		\$19,000.00
Robert McAshan 1719 Briar Meade Houston, TX 77057		Unsecured loan		\$16,800.00
Geistweidt and Company 1121 S. State Hwy. 16 Fredericksburg, TX 78624		Accounting services		\$4,085.00
Julie Houck 9208 Viewcrest Ave. Bainbridge Island, WA 98110		Wages, salaries & commissions		\$3,913.37
Comptroller of Public Accounts Capitol Station Austin, TX 78774-0100		Sales Taxes		\$2,500.00
San Antonio Taste 15586 Capital Port San Antonio, TX 78249		Advertising		\$1,245.00

B4 (Official Form 4) (12/07)

# UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

IN RE: Quintessential Chocolates Co., Inc. Case No.

Chapter 11

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

Continuation Sheet No. 1

Name of creditor and complete mailing address, including zip code  Jan Hahne Bookkeeping 80 Neffendorf Trail Fredericksburg, TX 78624	(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.)  Bookkeeping services	(4) Indicate if claim is contingent, unliquidated, disputed, or subject to setoff  Dispute	Amount of claim [if secured also state value of security]
Austin Label Company 1834 Ferguson Lane, #201 Austin, TX 78754		Goods and services		\$718.88
Infolinks Two Penn Center Plaza, #200 Philadelphia, PA 19102		Services	Dispute	d \$539.99
E. Source Solutions Ten Post Office Sq., 8th Floor Boston, MA 02109		Goods and services	Dispute	nd \$499.95
Edible Austin 1415 Nuening Avenue Austin, TX 78704		Goods and services		\$400.00
Hill Country Refrigeration 432 South Lincoln Fredericksburg, TX 78624		Services		\$305.53
A Lady's Day Out P.O. Box 79608 Ft. Worth, TX 76179		Goods and services	Dispute	rd \$158.64

B4 (Official Form 4) (12/07)

# UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

IN RE: Quintessential Chocolates Co., Inc. Case No.

Chapter 11

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

Continuation Sheet No. 2

Name of creditor and complete mailing address, including zip code	•	Nature of claim (trade debt, bank loagoverment contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured also state value of security]	
Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101-7346		941 Taxes	Dispute	od	\$0.0
		DER PENALTY OF PERJURY RPORATION OR PARTNERS			
I, the	President	of the	Corporation		
named as the debtor in this cas best of my information and beli		ry that I have read the foregoing	list and that it is tru	e and correct to th	е
Date: 1/27/2012	Signature	e: /s/ Lecia Duke			
		Lecia Duke			

President

IN RE: Quintessential Chocolates Co., Inc. 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	s/her
knov	ledge.	

1/27/2012	Signature _	/s/ Lecia Duke Lecia Duke
		Lecia Dune
	1	President
	Signature	
	1/27/2012	

A Lady's Day Out
P.O. Box 79608
Ft. Worth, TX 76179

Austin Label Company 1834 Ferguson Lane, #201 Austin, TX 78754

Burlen D. Griffith
910 E. Primrose Meadows
Pearland, TX \_\_\_\_\_

Charles N. Bradford, III 110 Oak Road Fredericksburg, TX 78624

Comptroller of Public Accounts Capitol Station Austin, TX 78774-0100

Cord Switzer 247 W. Main Fredericksburg, TX 78624

E. Source Solutions Ten Post Office Sq., 8th Floor Boston, MA 02109

Edible Austin 1415 Nuening Avenue Austin, TX 78704

Geistweidt and Company 1121 S. State Hwy. 16 Fredericksburg, TX 78624 Hill Country Refrigeration 432 South Lincoln Fredericksburg, TX 78624

Infolinks
Two Penn Center Plaza, #200
Philadelphia, PA 19102

Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101-7346

Jan Hahne Bookkeeping 80 Neffendorf Trail Fredericksburg, TX 78624

Julie Houck 9208 Viewcrest Ave. Bainbridge Island, WA 98110

Lecia Duke 106 Oak Road Fredericksburg, TX 78624

Robert McAshan 1719 Briar Meade Houston, TX 77057

San Antonio Taste 15586 Capital Port San Antonio, TX 78249

Security State Bank & Trust 201 W. Main Fredericksburg, TX 78624

U.S. Attorney 601 NW Loop 410, Suite 600 San Antonio, TX 78216

U.S. Attorney General of Main Justice Bldg., #5111 10th & Constitutional Ave., NW Washington, DC 20530

Vengroff, Williams & Assoc., Inc.
P.O. Box 4155
Sarasota, FL 34230-4155