B1 (Official Form 1)(12/11)

United States Bankruptcy Court
Western District of Texas

Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle):	Name of Joint Debtor (Spouse) (Last, First, Middle):
EL VIAJE RETREAT, LLC	
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) **26-3341343**	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): **17185 Hwy. 16 N. Medina, TX** ZIP Code **78055**	Street Address of Joint Debtor (No. and Street, City, and State): ZIP Code
County of Residence or of the Principal Place of Business: **Bandera**	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address): ZIP Code	Mailing Address of Joint Debtor (if different from street address): ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above):	

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.)

Nature of Business (Check one box)

- ☐ Health Care Business
- ☐ Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B)
- ☐ Railroad
- ☐ Stockbroker
- ☐ Commodity Broker
- ☐ Clearing Bank
- ■ Other

Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box)

- ☐ Chapter 7
- ☐ Chapter 9
- ■ Chapter 11
- ☐ Chapter 12
- ☐ Chapter 13
- ☐ Chapter 15 Petition for Recognition of a Foreign Main Proceeding
- ☐ Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding

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-Exempt Entity (Check box, if applicable)

- ☐ Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).

Nature of Debts (Check one box)

- ☐ 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."
- ■ 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.

Chapter 11 Debtors

Check one box:

- ☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).
- ■ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).

Check if:

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than $2,343,300 *(amount subject to adjustment on 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 unsecured creditors.
- ☐ Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.

THIS SPACE IS FOR COURT USE ONLY

Estimated Number of Creditors

■ 1-49	☐ 50-99	☐ 100-199	☐ 200-999	☐ 1,000-5,000	☐ 5,001-10,000	☐ 10,001-25,000	☐ 25,001-50,000	☐ 50,001-100,000	☐ OVER 100,000

Estimated Assets

☐ $0 to $50,000	☐ $50,001 to $100,000	☐ $100,001 to $500,000	■ $500,001 to $1 million	☐ $1,000,001 to $10 million	☐ $10,000,001 to $50 million	☐ $50,000,001 to $100 million	☐ $100,000,001 to $500 million	☐ $500,000,001 to $1 billion	☐ More than $1 billion

Estimated Liabilities

☐ $0 to $50,000	☐ $50,001 to $100,000	■ $100,001 to $500,000	☐ $500,001 to $1 million	☐ $1,000,001 to $10 million	☐ $10,000,001 to $50 million	☐ $50,000,001 to $100 million	☐ $100,000,001 to $500 million	☐ $500,000,001 to $1 billion	☐ More than $1 billion

Voluntary Petition *(This page must be completed and filed in every case)*	Name of Debtor(s): **EL VIAJE RETREAT, LLC**	
All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet)		
Location Where Filed: **- None -**	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:
Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet)		
Name of Debtor: **- None -**	Case Number:	Date Filed:
District:	Relationship:	Judge:

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 delivered to the debtor the notice required by 11 U.S.C. §342(b).

X _____

Signature of Attorney for Debtor(s) (Date)

Exhibit C

Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?

☐ Yes, and Exhibit C is attached and made a part of this petition.

■ No.

Exhibit D

(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)

☐ Exhibit D completed and signed by the debtor is attached and made a part of this petition.

If this is a joint petition:

☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.

Information Regarding the Debtor - Venue

(Check any applicable box)

■ Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.

☐ There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.

☐ Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.

Certification by a Debtor Who Resides as a Tenant of Residential Property

(Check all applicable boxes)

☐ Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)

_____

(Name of landlord that obtained judgment)

_____

(Address of landlord)

☐ Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and

☐ Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.

☐ Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

Voluntary Petition

(This page must be completed and filed in every case)

Name of Debtor(s):
EL VIAJE RETREAT, LLC

Signatures

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, specified in this petition.

X _____
Signature of Debtor

X _____
Signature of Joint Debtor

_____
Telephone Number (If not represented by attorney)

_____
Date

Signature of Attorney*

X **/s/ JAMES S. WILKINS**
Signature of Attorney for Debtor(s)

JAMES S. WILKINS 21486500
Printed Name of Attorney for Debtor(s)

JAMES S. WILKINS
Firm Name

WILLIS & WILKINS, L.L.P.
100 W. Houston Street, Suite 1275
San Antonio, TX 78205

Address

Email: jwilkins@stic.net
210-271-9212 Fax: 210-271-9389
Telephone Number

October 23, 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 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.

X **/s/ M. Susan Venus**
Signature of Authorized Individual

M. Susan Venus
Printed Name of Authorized Individual

President
Title of Authorized Individual

October 23, 2012
Date

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.

X _____
Signature of Foreign Representative

_____
Printed Name of Foreign Representative

_____
Date

Signature of Non-Attorney Bankruptcy Petition Preparer

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 bankrutpcy 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.)

_____
Address

X _____

_____
Date

Signature of bankruptcy petition 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 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.

B4 (Official Form 4) (12/07)

United States Bankruptcy Court
Western District of Texas

In re **EL VIAJE RETREAT, LLC** Debtor(s)

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) *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*	(3) *Nature of claim (trade debt, bank loan, government 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]*
Community Loan Fund Community Resource Group Attn: Holly Baker 3 E. Cold Square Fayetteville, AR 72703	**Community Loan Fund Community Resource Group Attn: Holly Baker Fayetteville, AR 72703**			**40,000.00**
Gwenda Sheerhart, RTA P.O. Box 368 Bandera, TX 78003	**Gwenda Sheerhart, RTA P.O. Box 368 Bandera, TX 78003**	**Bandera County, Texas**		**6,331.22 (0.00 secured)**

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B4 (Official Form 4) (12/07) - Cont.

In re **EL VIAJE RETREAT, LLC** Case No. _____

Debtor(s)

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1) *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*	(3) *Nature of claim (trade debt, bank loan, government 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]*

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

I, the President of the corporation 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 **October 23, 2012** Signature **/s/ M. Susan Venus**

M. Susan Venus

President

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

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United States Bankruptcy Court
Western District of Texas

In re **EL VIAJE RETREAT, LLC** Debtor(s)

Case No.

Chapter **11**

VERIFICATION OF CREDITOR MATRIX

I, the President of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date: **October 23, 2012**

/s/ M. Susan Venus
M. Susan Venus/President
Signer/Title

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Barnhart, Ed & Rachel
17185 Hwy. 16 N., $122
Medina, TX 78055

Blackwell, Richard & Mary
P.O. Box 132
Medina, TX 78055

Burch, Rick & Nora
2871 Match Point Ln.
Friendswood, TX 77546

Burnett, George & Susan
190 Rainbow Dr., #9009
Livingston, TX 77399-1090

Caswell, Doc & Norma Jean
P.O. Box 89
Medina, TX 78055

Community Loan Fund
Community Resource Group
Attn: Holly Baker
3 E. Cold Square
Fayetteville, AR 72703

Corder, Linda
13 Townhouse Ln.
Corpus Christi, TX 78412

Eby, Butch & Karen
P.O. Box 147
Medina, TX 78055

Escobedo, Manny & Dee
14310 Farm Wood
San Antonio, TX 78217

Fitch, Bill & Cheryl
240 Rainbow Dr., #14096
Livingston, TX 77399

George, John & Joyce
P.O. Box 1534
Medina, TX 78055

Gladden, Sandra
P.O. Box 1710
Medina, TX 78055

Goerke, Gene & Louise
P.O. Box 58
Medina, TX 78055

Gwenda Sheerhart, RTA
P.O. Box 368
Bandera, TX 78003

Hart, Charlie & Emily
P.O. Box 1549
Medina, TX 78055

Hensley, Monte & Meredith
627 Elm St.
Kerrville, TX 78028

Holcomb, Sharon
201 Eric Ln.
Benbrook, TX 76126-3313

James, Joe & Sibyl
17185 Hwy. 16 N., #103
Medina, TX 78055

Jones, Charlie & Martha
17185 Hwy. 16 N., #149
Medina, TX 78055

Jorgenson, Donald
P.O. Box 1494
Medina, TX 78055

Keck, Jim & Jan
204 37th Ave., #189
St. Petersburg, FL 38704

Kelly, Jane
17185 Hwy. 16, N, #106
Medina, TX 78055

Lacey, Bill & Janet
17185 Hwy. 16 N., #118
Medina, TX 78055

Listo Development Corp.
Attn: Robert N. Freement, III
6909 Springfield Ave., Suite 300
Laredo, TX 78041

McClelland, Mark & Teri
213 Rainbow Dr., #11359
Livingston, TX 77399-2013

Muehe, Cliff & Tawy
13317 Rene Circle
Santa Fe, TX 77510-9101

Newton, Dorothy
P.O. Box 144
Medina, TX 78055

Nilson, Paul & Ruthe
P.O. Box 1332
Medina, TX 78055

O'Neill, Mary Kay
5650 SW Mapp Rd.
Medina, TX 78055

Payne, Lee & Pat
P.O. Box 1663
Medina, TX 78055

Pipal, Lee & Audrey
P.O. Box 1431
Medina, TX 78055

Potts, Bob & Jan
338 Woodrow St., N.E., Unit 2
Fort Walton Beach, FL 32547

Robba, Marianne
P.O. Box 1737
Medina, TX 78055

Roberson, Rob & Dee
P.O. Box 1662
Medina, TX 78055

Rotureau, Bill & Jennifer
P.O. Box 1664
Medina, TX 78055

Russell, Max & Leslie
P.O. Box 1722
Medina, TX 78055

Severance, Ruth &
Caswell, Norma Jean
P.O. Box 89
Medina, TX 78055

Simonson, Don & Linda
P.O. Box 144
Medina, TX 78055

Smith, John & Carol Ann
P.O. Box 89
Medina, TX 78055

Strike, Jim & Sue
P.O. Box 165
Medina, TX 78055

Taylor, Carl & Kathy
P.O. Box 1704
Medina, TX 78055

Taylor, Lewis & Diane
P.O. Box 232
Medina, TX 78055

Tetrick, Ron & Linda
17185 Hwy. 16 N., #110
Medina, TX 78055

Thomas, Don & Dayle
3020 Clear Sky
Los Lunas, NM 87031

Tyson, Bob
P.O. Box 500
Medina, TX 78055

Wentworth, Bob & Evelyn
P.O. Box 287
Medina, TX 78055

Wescott, Jim & Nancy
Cinco Ranch RV Park
19510 FM 1093, #19
Richmond, TX 77407

Willburn, Jim & Mary Ellen
1583 Sue Barnett Dr.
Houston, TX 77018

Young, Harold &
Rue, Cindy
3808 Danbury Dr.
Amarillo, TX 79109-4030

United States Bankruptcy Court
Western District of Texas

In re **EL VIAJE RETREAT, LLC** Debtor(s)

Case No.

Chapter **11**

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **EL VIAJE RETREAT, LLC** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

■ None [*Check if applicable*]

October 23, 2012
Date

/s/ JAMES S. WILKINS
JAMES S. WILKINS 21486500
Signature of Attorney or Litigant
Counsel for **EL VIAJE RETREAT, LLC**

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WILLIS & WILKINS, L.L.P.
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