

**Fill in this information to identify the case:**

United States Bankruptcy Court for the:

**WESTERN DISTRICT OF TEXAS**

Case number (if known): \_\_\_\_\_ Chapter 11

Check if this is an amended filing

Official Form 201

**Voluntary Petition for Non-Individuals Filing for Bankruptcy**

04/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, Instructions for Bankruptcy Forms for Non-Individuals, is available.

1. Debtor's name C&D Bobcat and Backhoe, LLC

2. All other names debtor used in the last 8 years

Include any assumed names, trade names and *doing business as* names

3. Debtor's federal Employer Identification Number (EIN) 4 5 - 3 2 1 2 1 3 1

4. Debtor's address

<b>Principal place of business</b>	<b>Mailing address, if different from principal place of business</b>
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15121 Spillman Ranch Loop  
Number Street

\_\_\_\_\_  
Number Street

\_\_\_\_\_  
P.O. Box

Bee Cave TX 78738  
City State ZIP Code

\_\_\_\_\_  
City State ZIP Code

Travis  
County

**Location of principal assets, if different from principal place of business**

\_\_\_\_\_  
Number Street

\_\_\_\_\_  
City State ZIP Code

5. Debtor's website (URL) \_\_\_\_\_

6. Type of debtor

Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

Partnership (excluding LLP)

Other. Specify: \_\_\_\_\_

Debtor **C&D Bobcat and Backhoe, LLC**

Case number (if known) \_\_\_\_\_

**7. Describe debtor's business**

A. Check one:

- Health Care Business (as defined in 11 U.S.C. § 101(27A))
- Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- Railroad (as defined in 11 U.S.C. § 101(44))
- Stockbroker (as defined in 11 U.S.C. § 101(53A))
- Commodity Broker (as defined in 11 U.S.C. § 101(6))
- Clearing Bank (as defined in 11 U.S.C. § 781(3))
- None of the above

B. Check all that apply:

- Tax-exempt entity (as described in 26 U.S.C. § 501)
- Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
- Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>

\_\_\_\_\_

**8. Under which chapter of the Bankruptcy Code is the debtor filing?**

Check one:

- Chapter 7
- Chapter 9
- Chapter 11. Check all that apply:
  - Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
  - The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
  - 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).
  - The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy Under Chapter 11 (Official Form 201A) with this form.
  - The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.
- Chapter 12

**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

- No
- Yes. District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
MM / DD / YYYY
- District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
MM / DD / YYYY
- District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
MM / DD / YYYY

If more than 2 cases, attach a separate list.

Debtor C&D Bobcat and Backhoe, LLC Case number (if known) \_\_\_\_\_

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

No

Yes. Debtor \_\_\_\_\_ Relationship \_\_\_\_\_  
 District \_\_\_\_\_ When \_\_\_\_\_  
 Case number, if known \_\_\_\_\_ MM / DD / YYYY

Debtor \_\_\_\_\_ Relationship \_\_\_\_\_  
 District \_\_\_\_\_ When \_\_\_\_\_  
 Case number, if known \_\_\_\_\_ MM / DD / YYYY

List all cases. If more than 1, attach a separate list.

11. Why is the case filed in this district?

*Check all that apply:*

Debtor has had its domicile, 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.

A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

No

Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

**Why does the property need immediate attention?** *(Check all that apply.)*

It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.  
 What is the hazard? \_\_\_\_\_

It needs to be physically secured or protected from the weather.

It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

Other \_\_\_\_\_

**Where is the property?**

Number \_\_\_\_\_ Street \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ ZIP Code \_\_\_\_\_

**Is the property insured?**

No

Yes. Insurance agency \_\_\_\_\_  
 Contact name \_\_\_\_\_  
 Phone \_\_\_\_\_

**Statistical and administrative information**

13. Debtor's estimation of available funds

*Check one:*

Funds will be available for distribution to unsecured creditors.

After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

Debtor C&D Bobcat and Backhoe, LLC Case number (if known) \_\_\_\_\_

- |  |  |  |  |
|--|--|--|--|
| <b>14. Estimated number of creditors</b> | <input checked="" type="checkbox"/> 1-49       | <input type="checkbox"/> 1,000-5,000                         | <input type="checkbox"/> 25,001-50,000                 |
|  | <input type="checkbox"/> 50-99                 | <input type="checkbox"/> 5,001-10,000                        | <input type="checkbox"/> 50,001-100,000                |
|  | <input type="checkbox"/> 100-199               | <input type="checkbox"/> 10,001-25,000                       | <input type="checkbox"/> More than 100,000             |
|  | <input type="checkbox"/> 200-999               |  |  |
| <b>15. Estimated assets</b>              | <input type="checkbox"/> \$0-\$50,000          | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion     |
|  | <input type="checkbox"/> \$50,001-\$100,000    | <input type="checkbox"/> \$10,000,001-\$50 million           | <input type="checkbox"/> \$1,000,000,001-\$10 billion  |
|  | <input type="checkbox"/> \$100,001-\$500,000   | <input type="checkbox"/> \$50,000,001-\$100 million          | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
|  | <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million         | <input type="checkbox"/> More than \$50 billion        |
| <b>16. Estimated liabilities</b>         | <input type="checkbox"/> \$0-\$50,000          | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion     |
|  | <input type="checkbox"/> \$50,001-\$100,000    | <input type="checkbox"/> \$10,000,001-\$50 million           | <input type="checkbox"/> \$1,000,000,001-\$10 billion  |
|  | <input type="checkbox"/> \$100,001-\$500,000   | <input type="checkbox"/> \$50,000,001-\$100 million          | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
|  | <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million         | <input type="checkbox"/> More than \$50 billion        |

**Request for Relief, Declaration, and Signatures**

**WARNING** --Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

- 17. Declaration and signature of authorized representative of debtor**
- The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.
  - I have been authorized to file this petition on behalf of the debtor.
  - I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 12/06/2016  
MM / DD / YYYY

**X /s/ David Rungay** \_\_\_\_\_ **David Rungay** \_\_\_\_\_  
Signature of authorized representative of debtor Printed name  
Title Director \_\_\_\_\_

**18. Signature of attorney** **X /s/ Frank B. Lyon** \_\_\_\_\_ Date 12/06/2016  
Signature of attorney for debtor MM / DD / YYYY

**Frank B. Lyon** \_\_\_\_\_  
Printed name  
**Frank B. Lyon - Attorney at Law** \_\_\_\_\_  
Firm name  
**3508 Far West Blvd.** \_\_\_\_\_  
Number Street  
**Suite 170** \_\_\_\_\_

**Austin** \_\_\_\_\_ **TX** \_\_\_\_\_ **78731** \_\_\_\_\_  
City State ZIP Code

**(512) 345-8964** \_\_\_\_\_ **frank@franklyon.com** \_\_\_\_\_  
Contact phone Email address  
**12739800** \_\_\_\_\_ **TX** \_\_\_\_\_  
Bar number State

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

IN RE: **C&D Bobcat and Backhoe, LLC**

CASE NO

CHAPTER **11**

**VERIFICATION OF CREDITOR MATRIX**

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

Date 12/6/2016

Signature */s/ David Rungay*  
*David Rungay*  
*Director*

Date \_\_\_\_\_

Signature \_\_\_\_\_

Arrow Directional Drilling, Inc Joe William Ross, P.C. Wells Fargo Equipment Finance  
415 N. Vineyard 301 W. Beauregard, Suite 202B MAC N9300-100, 600 S. 4th St.  
Sinton, TX 78387 PO Box 5376 Minneapolis, MN 55415  
San Angelo, TX 76902

Atascosa County Tax Assessor-Co Laredo Discount Metals WTG Fuels, Inc. (Gas Card)  
1001 Oak St. PO Box 3032 PO Box 3514  
Jourdanton, TX 78026-2849 Laredo, TX 78044 Midland, TX 79702-3514

BBVA Compass Linebarger Goggan Blair & Samps  
PO Box 11830 Attorneys at Law  
Birmingham, AL 35202 711 Navarro St., #300  
San Antonio, TX 78205

CACH, LLC Matheson Tri-Gas, Inc.  
c/o Fresh View Solutions 813 Oak St.  
10865 Grandview Dr, Suite 2000 Jordanton, TX 78026  
Overland Park, KS 66210-1503

Caterpillar Financial Customer Merchant Capital Acces Credit  
2120 West End Ave. 525 Groadhollow Rd., Suite 200  
PO Box 340001 Melville, NY 11747  
Nashville, TN 37203

Cintas NorthStar Bank Pleasanton Yard  
PO Box 88005 PO Box 430  
Chicago, IL 60680-1005 Denton, 76202

Dave Moore Ford Royce Groff Oil Company  
115 West Houston 1202 Crouch Ave.  
Beeville, TX 78102 Jourdanton, TX 78026

Fact One Capital Sheinberg Tool Co., Inc.  
312 Sandy Cove 4575 Agnes St.  
Argyle, TX 76226 Corpus Christi, TX 78405

Gaydos Trucking Tractor Supply Co.  
700 CR 432 PO Box 790439  
Pleasanton, TX 78064 St. Louis, MO 63179

Holt Cat University FCU  
PO Box 207916 PO Box 9350  
San Antonio, TX 78220-7916 Austin, TX 78766