B1 (Official Form 1)(1/08)								
United States Bankruptcy Co Eastern District of Virginia				ourt Voluntary Petition			ntary Petition	
Name of Debtor (if individual, enter Last, First, Middle): Cayli, Joyce Suzanne				Name of Joint Debtor (Spouse) (Last, First, Middle):				
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): AKA Joyce Suzanne Licurgo				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) xxx-xx-2826				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, a 5937 Baron Kent Lane Centreville, VA	· _	ZIP Code	Street	Street Address of Joint Debtor (No. and Street, City, and State): ZIP Code				
County of Residence or of the Principal Place of Fairfax		20120	Count	y of Reside	ence or of the	Principal Pla	ce of Busines	is:
Mailing Address of Debtor (if different from stre	eet address):	ZIP Code	Mailin	ig Address	of Joint Debt	tor (if differen	nt from street a	address): ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above):								
Type of Debtor       Nature of Business         (Form of Organization)       (Check one box)         Individual (includes Joint Debtors) <ul> <li>See Exhibit D on page 2 of this form.</li> <li>Corporation (includes LLC and LLP)</li> <li>Partnership</li> <li>Other (If debtor is not one of the above entities, check this box and state type of entity below.)</li> <li>Check box, if applicable)</li> <li>Debtor is a tax-exempt Conganization (the Internal Revenue Code (the Internal Revenue Code)</li> </ul> Nature of Business <ul> <li>(Check one box)</li> <li>Health Care Business</li> <li>Single Asset Real Estate as detin 11 U.S.C. § 101 (51B)</li> <li>Railroad</li> <li>Stockbroker</li> <li>Commodity Broker</li> <li>Clearing Bank</li> <li>Other</li> </ul>		<ul> <li>(Check one box)</li> <li>Health Care Business</li> <li>Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B)</li> <li>Railroad</li> <li>Stockbroker</li> <li>Commodity Broker</li> </ul>		□ Chapt □ Chapt ■ Chapt □ Chapt □ Chapt	<b>the l</b> er 7 er 9 er 11 er 12	Petition is Fil	a Foreign Ma apter 15 Petit	
		States	defined "incurr		(Check onsumer debts,		Debts are primarily business debts.	
<ul> <li>Filing Fee (Check one box)</li> <li>Full Filing Fee attached</li> <li>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.</li> <li>Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.</li> </ul>				Debtor is if: Debtor's a to insiders all applica A plan is Acceptance	a small busin not a small b aggregate nor s or affiliates) ble boxes: being filed w ces of the pla	usiness debto ncontingent li ) are less than ith this petitic n were solicit	defined in 11 r as defined in quidated debt \$2,190,000.	U.S.C. § 101(51D). n 11 U.S.C. § 101(51D). s (excluding debts owed
<ul> <li>Statistical/Administrative Information</li> <li>□ Debtor estimates that funds will be available for distribution to unsecured creditor</li> <li>■ Debtor estimates that, after any exempt property is excluded and administrative of there will be no funds available for distribution to unsecured creditors.</li> <li>Estimated Number of Creditors</li> </ul>				es paid,		THIS	SPACE IS FOF	R COURT USE ONLY
Image: 1-         50-         100-         200-           49         99         199         999	1,000-         5,001-           5,000         10,000	10,001-	25,001- 50,000	□ 50,001- 100,000	OVER 100,000	-		
\$0 to \$50,001 to \$100,001 to \$500,001 \$50,000 \$100,000 \$500,000 to \$1 million	\$1,000,001         \$10,000,001           to \$10         to \$50           million         million	\$50,000,001 S to \$100 t	] 6100,000,001 o \$500 nillion	5500,000,001 to \$1 billion				
\$0 to \$50,001 to \$100,001 to \$500,001 \$50,000 \$100,000 \$500,000 to \$1	\$1,000,001         \$10,000,001           to \$10         to \$50           million         million	\$50,000,001 S to \$100 t	] 6100,000,001 o \$500 nillion	5500,000,001 to \$1 billion				

B1 (Official For	cm 1)(1/08)		Page 2		
Voluntar	y Petition	Name of Debtor(s): Cayli, Joyce Suzanne			
(This page mı	ust be completed and filed in every case)	Gayll, Juyce Suzanne			
(1.000 F0.	All Prior Bankruptcy Cases Filed Within Last	<b>t 8 Years</b> (If more than two, attac	h additional sheet)		
Location Where Filed:		Case Number:	Date Filed:		
Location Where Filed:		Case Number:	Date Filed:		
Pe	ending Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If more	than one, attach additional sheet)		
Name of Debt - None -		Case Number:	Date Filed:		
District:		Relationship:	Judge:		
	Exhibit A	(To be completed if debtor is an indiv	<b>Exhibit B</b>		
<ul> <li>(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.)</li> <li>Exhibit A is attached and made a part of this petition.</li> <li>(To be completed if debtor is an individual whose debts are primarily consumer de I, the attorney for the petitioner named in the foregoing petition, declare thave informed the petitioner that [he or she] may proceed under chapter 12, or 13 of title 11, United States Code, and have explained the relief avunder each such chapter. I further certify that I delivered to the debtor the required by 11 U.S.C. §342(b).</li> <li>X</li> <li>Signature of Attorney for Debtor(s) (Date)</li> </ul>					
		l nibit C			
	or own or have possession of any property that poses or is alleged to I Exhibit C is attached and made a part of this petition.		ïable harm to public health or safety?		
(To be comp	Exh pleted by every individual debtor. If a joint petition is filed, ea	<b>libit D</b> ch spouse must complete and atta	ach 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 joi □ Exhibit	int petition: D also completed and signed by the joint debtor is attached a	and made a part of this petition.			
	Information Regardin	ig the Debtor - Venue			
	(Check any ap	oplicable 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, ge		0		
	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 Reside (Check all app		operty		
	Landlord has a judgment against the debtor for possession		ked, complete the following.)		
	(Name of landlord that obtained judgment)				
	(Address of landlord)				
	Debtor claims that under applicable nonbankruptcy law, the entire monetary default that gave rise to the judgment f				
	Debtor has included in this petition the deposit with the co after the filing of the petition.	ourt of any rent that would become	e due during the 30-day period		

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

Voluntary Petition	Name of Debtor(s):
voluntary retubli	Cayli, Joyce Suzanne
This page must be completed and filed in every case)	
	natures
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 Coor 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
I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.	of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.
🗙 /s/ Joyce Suzanne Cayli	X
X /s/ Joyce Suzanne Cayli           Signature of Debtor         Joyce Suzanne Cayli	Signature of Foreign Representative
	Printed Name of Foreign Representative
X	Printed Name of Foreign Representative
Signature of John Debior	Date
Telephone Number (If not represented by attorney)	
	Signature of Non-Attorney Bankruptcy Petition Preparer
February 15, 2008	I declare under penalty of perjury that: (1) I am a bankruptcy petition
Date	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
Signature of Attorney*	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
Signature of Attorney for Debtor(s)	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.
<u>Thomas P. Gorman VA Bar #26421</u> Printed Name of Attorney for Debtor(s)	Official Form 19 is attached.
-	
<u>TYLER BARTL GORMAN &amp; RAMSDELL, P.L.C.</u> Firm Name	Printed Name and title, if any, of Bankruptcy Petition Preparer
700 SOUTH WASHINGTON STREET, SUITE 216	
ALEXANDRIA, VA 22314	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
Address	preparer.)(Required by 11 U.S.C. § 110.)
(703) 549-5000 Fax: (703) 549-5011	
Telephone Number	
February 15, 2008	Address
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	X
information in the schedules is incorrect.	
Signature of Debtor (Corporation/Partnership)	Date
Signature of Debtor (Corporation/rartnersnip)	Signature of Bankruptcy Petition Preparer or officer, principal, responsible
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.	person, or partner whose Social Security number is provided above.
The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.	assisted in preparing this document unless the bankruptcy petition preparer not an individual:
V	
X Signature of Authorized Individual	
Signature of Authorized Individual	If more than one person prepared this document, attach additional sheets
Printed Name of Authorized Individual	A bankruptcy petition preparer's failure to comply with the provisions of
Title of Authorized Individual	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.
Date	jines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §150.

In re Joyce Suzanne Cayli

Debtor(s)

Case No. Chapter

11

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

■ 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.

 $\Box$  2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. *You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.* 

□ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.][Summarize exigent circumstances here.] \_\_\_\_

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

#### Official Form 1, Exh. D (10/06) - Cont.

□ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]

 $\Box$  Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);

 $\Box$  Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);

□ Active military duty in a military combat zone.

□ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

## I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: /s/ Joyce Suzanne Cayli Joyce Suzanne Cayli

Date: February 15, 2008

In re Joyce Suzanne Cayli

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)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
American Express P O Box 1270 Newark, NJ 07101	American Express P O Box 1270 Newark, NJ 07101			8,112.77
Capital One P.O. Box 70884 Charlotte, NC 28279	Capital One P.O. Box 70884 Charlotte, NC 28279			4,180.25
Capital One P.O. Box 70884 Charlotte, NC 28279	Capital One P.O. Box 70884 Charlotte, NC 28279			1,516.19
Capital One P.O. Box 70884 Charlotte, NC 28279	Capital One P.O. Box 70884 Charlotte, NC 28279			1,072.34
Discover P.O. Box 15251 Wilmington, DE 19886-5251	Discover P.O. Box 15251 Wilmington, DE 19886-5251			8,698.91
First Equity Card P.O. Box 23029 Columbus, GA 31902	First Equity Card P.O. Box 23029 Columbus, GA 31902			4,417.24
Heather Plum 8176 Tilinghast Lane Gainesville, VA 20155	Heather Plum 8176 Tilinghast Lane Gainesville, VA 20155		Disputed	Unknown
Sun Trust Commercial P.O. Box 791250 Baltimore, MD 21279	Sun Trust Commercial P.O. Box 791250 Baltimore, MD 21279			10,124.28
SunTrust P.O. Box 26202 Richmond, VA 23260	SunTrust P.O. Box 26202 Richmond, VA 23260	Loan		37,273.87 (0.00 secured)
SunTrust Bank P.O. Box 26202 Richmond, VA 23260	SunTrust Bank P.O. Box 26202 Richmond, VA 23260	line of credit		(0.00 secured)
Suntrust Bank Commercial P.O. Box 26202 Richmond, VA 23260-6202	Suntrust Bank Commercial P.O. Box 26202 Richmond, VA 23260-6202	Overdraft Protection		3,632.53
Washington Mutual P.O. Box 660487 Dallas, TX 75266-0487	Washington Mutual P.O. Box 660487 Dallas, TX 75266-0487			70.65

Debtor(s)

Case No.

## LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]

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

I, Joyce Suzanne Cayli, 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 February 15, 2008

Signature /s/ Joyce Suzanne Cayli

Joyce Suzanne Cayli Debtor

*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.

In re	e _Joyce Suzanne Cayli		Case No.	
		Debtor(s)	Chapter	11
	DISCLOSURE OF COMP	ENSATION OF ATTOR	NEY FOR D	EBTOR(S)
	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy F compensation paid to me, for services rendered or bankruptcy case is as follows:			
	For legal services, I have agreed to accept			16,020.00
	Prior to the filing of this statement I have receive	ed	. \$	16,020.00
	Balance Due		. \$	0.00
2.	\$			
3.	The source of the compensation paid to me was:			
	$\Box$ Debtor $\blacksquare$ Other (specify) Has	an Cayli		
4.	The source of compensation to be paid to me is:			
	Debtor Debtor Other (specify)			
5.	■ I have not agreed to share the above-disclosed co	mpensation with any other person u	nless they are men	nbers and associates of my law firm.
	□ I have agreed to share the above-disclosed competicity of the agreement, together with a list of the			

- 6. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:
  - a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
  - b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be required;
  - c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;
  - d. Other provisions as needed:
- 7. By agreement with the debtor(s), the above-disclosed fee does not include the following services:

Debtor agrees to compensate counsel at his normal and customary hourly rate of \$325.00 per hour for any depositions, contested matters including relief from stay, adversary proceedings, discharge and dischargeability complaints, or lien avoidance actions.

#### 2005 USBC, Eastern District of Virginia

#### CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

February 15, 2008

Date

/s/ Thomas P. Gorman VA Bar Thomas P. Gorman VA Bar #26421 Signature of Attorney

TYLER BARTL GORMAN & RAMSDELL, P.L.C.

*Name of Law Firm* 700 SOUTH WASHINGTON STREET, SUITE 216 ALEXANDRIA, VA 22314 (703) 549-5000 Fax: (703) 549-5011

## For use in Chapter 13 Cases where Fees Requested <u>Not in Excess of \$3,000</u> (For all Cases Filed on or after 10/17/2005) NOTICE TO DEBTOR(S) AND STANDING TRUSTEE PURSUANT TO INTERIM PROCEDURE 2016-1(C)(7)

Notice is hereby given that pursuant to Local Bankruptcy Rule 2016-1(C)(7)(a), you have ten (10) business days from the meeting of creditors in this case in which to file an objection with the court to the fees requested in this disclosure of compensation opposing said fees in their entirety, or in a specific amount.

## **PROOF OF SERVICE**

The undersigned hereby certifies that on this date the foregoing Notice was served upon the debtor(s), the standing Chapter 13 Trustee, and U. S. Trustee pursuant to Interim Procedure 2016-1(C)(7)(a) and Local Bankruptcy Rule 2002-1(D)(1)(f), by first-class mail or electronically.

Date

Signature of Attorney

# UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF VIRGINIA

# NOTICE TO INDIVIDUAL CONSUMER DEBTOR UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

## 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

## 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

#### <u>Chapter 7</u>: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total Fee \$299)

1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

## **<u>Chapter 11</u>**: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### **<u>Chapter 12</u>**: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

#### **Certificate of Attorney**

I hereby certify that I delivered to the debtor this notice required by § 342(b) of the Bankruptcy Code.

Thomas P. Gorman VA Bar #26421 Printed Name of Attorney Address:

Address: 700 SOUTH WASHINGTON STREET, SUITE 216 ALEXANDRIA, VA 22314 (703) 549-5000 X/s/ Thomas P. Gorman VA BarFebruary 15, 2008Signature of AttorneyDate

#### **Certificate of Debtor**

I (We), the debtor(s), affirm that I (we) have received and read this notice.

Joyce Suzanne Cayli Printed Name(s) of Debtor(s)

Case No. (if known)

X /s/ Joyce Suzanne Cayli	February 15, 2008
Signature of Debtor	Date
Х	
Signature of Joint Debtor (if any)	Date

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In re Joyce Suzanne Cayli

Debtor

Case No.\_\_\_\_\_

Chapter\_\_\_\_\_11\_\_\_\_

**DECLARATION OF DIVISIONAL VENUE** 

The debtor's domicile, residence, principal place of business or principal assets were located for the greater part of the 180 days preceding the filing of the bankruptcy petition in the indicated city or county [check one box only]:

Alexandria Division Cities:	Richmond Division Cities:	Norfolk Division	Newport News Division
		Cities:	Cities:
$\square$ Alexandria-510	Richmond (city)-760	$\square \text{ Norfolk-710}$	$\square \text{ Newport News-700}$
☐ Fairfax-600	Colonial Heights-570	Cape Charles-535	$\square$ Hampton-650
□ Falls Church-610	Emporia-595	$\Box$ Chesapeake-550	Poquoson-735
□ Manassas-683	Fredericksburg-630	Franklin-620	☐ Williamsburg-830
Manassas Park-685	Hopewell-670	Portsmouth-740	Counties:
Counties:	$\Box$ Petersburg-730	Suffolk-800	Gloucester-073
Arlington-013	Counties:	□ Virginia Beach-810	James City-095
Fairfax-059	Amelia-007	Counties:	$\square$ Mathews-115
☐ Fauquier-061	Brunswick-025	Accomack-001	□ York-199
Loudoun-107	Caroline-033	☐ Isle of Wight-093	
□ Prince William-153	Charles City-036	Northampton-131	
□ Stafford-179	Chesterfield-041	□ Southampton-175	
	Dinwiddie-053		
	Essex-057		
	Goochland-075		
	Greensville-081		
	Hanover-085		
	Henrico-087		
	$\Box$ King and Queen-097		
	☐ King George-099		
	$\square$ King William-101		
	Lancaster-103		
	□ Lunenburg-111		
	☐ Mecklenburg-117		
	☐ Middlesex-119		
	□ New Kent-127		
	□ Northumberland-133	Date: February 15, 20	08
	□ Nottoway-135	Date	
	D Powhatan-145		
	□ Prince Edward-147		
	□ Prince George-149	/s/ Thomas P. Gorman V	A Bar
	□ Richmond (county)-159	Signature of Attorney	
	□ Spotsylvania-177	Thomas P. Gorman VA E	r 3ar #26421
	□ Surry-181		
	□ Sussex-183		
	□ Westmoreland-193		

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

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