1993-2011 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only

Case 11-17476-BFK Doc 1 Filed 10/14/11 Entered 10/14/11 15:17:22 Desc Main **B1** (Official Form 1) (4/10) Document Page 1 of 28 **United States Bankruptcy Court Voluntary Petition** Eastern District of Virginia, Alexandria Division Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): Tysons Tree Service. Inc. All Other Names used by the Debtor in the last 8 years All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all): **54-1170470** EIN (if more than one, state all): Street Address of Debtor (No. & Street, City, State & Zip Code): Street Address of Joint Debtor (No. & Street, City, State & Zip Code): 45910 Transamerica Plaza #100 Sterling, VA ZIPCODE 20166 ZIPCODE County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: Mailing Address of Debtor (if different from street address) Mailing Address of Joint Debtor (if different from street address): PO Box 1545 Sterling, VA **ZIPCODE 20167** ZIPCODE Location of Principal Assets of Business Debtor (if different from street address above): 45910 Transamerica Plaza #100, Sterling, VA **ZIPCODE 20166 Type of Debtor Nature of Business** Chapter of Bankruptcy Code Under Which (Form of Organization) the Petition is Filed (Check one box.) (Check **one** box.) (Check one box.) Chapter 7 Chapter 15 Petition for Health Care Business Individual (includes Joint Debtors) ☐ Single Asset Real Estate as defined in 11 Chapter 9 Recognition of a Foreign See Exhibit D on page 2 of this form. U.S.C. § 101(51B) ✓ Chapter 11 Main Proceeding Chapter 12 Corporation (includes LLC and LLP) Railroad Chapter 15 Petition for Stockbroker
Commodity Broker Partnership Chapter 13 Recognition of a Foreign Other (If debtor is not one of the above entities, Nonmain Proceeding check this box and state type of entity below.) Clearing Bank **Nature of Debts ✓** Other (Check one box.) Debts are primarily Debts are primarily consumer debts, defined in 11 U.S.C. business debts. Tax-Exempt Entity (Check box, if applicable.) § 101(8) as "incurred by an

						kempt organization		ividual primaril	•	
					personal, family, or house-					
Internal R			rnal Revenue	Code).	hol	d purpose."				
Filing Fee (Check one box)							Chaj	oter 11 Debtors	3	
▼ Full Filing Fee attached					-	Check one box:				
Y run runig ree attached						Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).				
Filing Fee to be paid in installments (Applicable to individuals				ls ∐De	Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).					
only). Must attach signed application for the court's				Check	Check if:					
				ble to pay fee	▼ De	Debtor's aggregate noncontingent liquidated debts owed to non-insiders or affiliates are less				
except in installments. Rule 1006(b). See Official Form 3A.				tha	than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter).					
Filing Fee waiver requested (Applicable to chapter 7 individuals Chee						Check all applicable boxes:				
			cation for the	court's	$\Box A_1$	olan is being filed w	ith this petition			
consideration. See Official Form 3B.				☐ Ac	ceptances of the pla	n were solicited j	prepetition from	one or more	classes of creditors, in	
accordance with 11 U.S.C. § 1126(b).										
Statistical/Administrative Information THIS SPACE IS FOR										
✓ Debtor estimates that funds will be available for distribution to unsecured creditors. COURT USE ONLY							COURT USE ONLY			
Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.										
			tors.							
	d Number of	Creditors							_	
√	□	100 100	200,000				25,001	50.001		
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	
F	1.4 .			3,000	10,000	23,000	30,000	100,000	100,000	
Estimate										
√ \$0 to	© 001 to	¢100.001.t-	\$500,001.4-	£1,000,001,4-	£10,000,001	\$50,000,001 to	\$100.000.001	\$500,000,001	∐ M 4l	
	\$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million		\$50,000,001 to n \$100 million	to \$500 million	, ,	More than \$1 billion	
<u> </u>		\$500,000	\$1 mmon	\$10 mmon	10 \$30 mmc	m \$100 mmon	to \$500 mmon	to \$1 billion	ψ1 UIIIUII	
Estimate	d Liabilities	П		$\overline{\mathbf{V}}$						
_	\$50,001.4a		\$500,001 to	\$1,000,001 to	£10,000,001	\$50,000,001 to	\$100,000,001	\$500,000,001	More then	
\$0 to \$50,000	\$100,000	\$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	to \$50 millio		\$100,000,001 to \$500 million	, ,	More than \$1 billion	
\$20,000	Ψ100,000	4200,000	ψ. mmon	ψ10 mmon	то фоо пипе	4100 mmon	to 4500 million	то фт оппон	ψ. Omion	

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.	o whose debts are primarily consumer debts.)					
	Signature of Attorney for D	ebtor(s)	Date			
(To be completed by every individual debtor. If a joint petition is filed, e Exhibit D completed and signed by the debtor is attached and ma If this is a joint petition:	Exhibit D 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. is a joint petition:					
Exhibit D also completed and signed by the joint debtor is attached a 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	There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.					
or has no principal place of business or assets in the United States	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 or lessor that obtained judgment)				
(Name of landlord or less	or that obtained judgment)					

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

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

Filed 10/14/11

Prior Bankruptcy Case Filed Within Last 8 Years (If more than two, attach additional sheet)

Page 2 of 28
Name of Debtor(s):

Case Number:

Case Number:

Tysons Tree Service, Inc.

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Date Filed:

Date Filed:

Page 2

Case 11-17476-BFK Doc 1 B1 (Official Form 1) (4/10)

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

Voluntary Petition

Location

Location

Where Filed:

Where Filed: None

filing of the petition.

Voluntary Petition

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

Name of Debtor(s):

Tysons Tree Service, Inc.

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 State 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. §

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

ire of Joint Debtor	

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	Foreign Repres	entative		
Printed Name of Foreign Representative				

Signature of Attorney*

X /s/ John L. Lilly, Jr.

October 14, 2011

information in the schedules is incorrect.

Date

Signature of Attorney for Debtor(s)

John L. Lilly, Jr. 22449 The Lilly Law Group, PC 10195 Main Street Ste. I Fairfax. VA 22031-3415 (571) 432-0300 john@thelillylawgroup.com

Signature of Non-Attorney 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); 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 partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address

Signature of Debtor (Corporation/Partnership)

*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

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/ Mark K. O'Dell

Signature of Authorized Individual

Mark K. O'Dell

Printed Name of Authorized Individual

President

Title of Authorized Individual

October 14, 2011

Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Date

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.

12/31/2006 04:34 7036414723 TYSONSTREESERVICE PAGE 02/02

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1:25 PM 10/14/11 Document Page 4 of 28 Tyson's Tree Service, Inc.

Statement of Cash Flows January through September 2011

	Jan - Sep 11
OPERATING ACTIVITIES	
Net Income	228,672.15
Adjustments to reconcile Net Income	,
to net cash provided by operations:	
1-1200 · Accounts Receivable	-75,441.00
1-1300 · Employee Advances	10,501.92
1-1501 · Pre-paid Insurance	-8,700.00
2-1100 · Accounts Payable	-22,572,91
2-1000 · Payroll Liabilities;2-1200 · FED W/H	1,370.45
2-1000 · Payroll Liabilities:2-1201 · SS-Withholding	-1,878.55
2-1000 · Payroll Liabilities:2-1202 · Medicare	-214.57
2-1000 · Payroll Liabilities:2-1203 · VA W/H Tax	- 5,672. 76
2-1000 · Payroll Llabilities:2-1204 · MD-W/H Taxes	-1,231.63
2-1000 · Payroll Liabilities:2-1205 · WV - W/H Tax	-431,00
2-1000 · Payroll Liabilities:2-1965 · Garnishment-Child Support	-2,700.00
2-1000 · Payroll Liabilities:2-1967 · IRS - Lein/Garmishment	-950.00
2-1150 · Accrued Payroll	-17,651.96
2-1600 · Accrued Expenses:2-1610 · Emp. Taxes-FICA/Med/FUTA/SUTA 2-1700 · Due to Officer	<i>-</i> 75,663,23
2-1700 · Due to Officer	2,866.57
Net cash provided by Operating Activities	30,303.48
INVESTING ACTIVITIES	
1-2220 · A/D - Transportation Equipment	92,203.82
1-2310 · Equipment.	2,763.91
Net cash provided by investing Activities	94,967,73
FINANCING ACTIVITIES	,
2-2000 · Notes Payable:2-3040 · N/P Ford Motor Credit (829.05)	-5,918,65
2-2000 · Notes Payable:2-3045 · N/P Ford Motor Credit (962 31)	-9,744.11
2-2000 Notes Payable:2-3050 N/P Ford Motor (1731.76)	-13,704.86
2-2000 Notes Payable:2-3065 N/P Ford Motor Credit-(924 74)	-8,293,44
2-2000 · Notes Payable:2-3090 · Wells Fargo Financial	-3,504.62
2-2000 · Notes Payable:2-3100 · N/P Ford Motor (1388.35)	-12,517.80
2-2000 · Notes Payable:2-3125 · N/P - All Points Capital	-73,937.56
2-2000 · Notes Payable:2-3200 · N/P - Yvonne Deveau	-11,885,59
Net cash provided by Financing Activities	
	139,506.63
Net cash increase for period	-14,235.42
Cash at beginning of period	1,483.30
Cash at end of period	-12,752.12

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TYSONSTREESERVICE PAGE 02/06

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Tyson's Tree Service, Inc.

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10/14/11 Accrual Basis

Balance Sheet

As of September 30, 2011

(UH-AUDITED)

(UH-AUDITED)	_
`	Sep 30, 11
ASSETS Current Assets	
Checking/Savings	
1-1100 ⋅ Cash in Bank	
1-4195 · BB&T Operating	-12,752.12
Total 1-1100 - Cash In Bank	-12,752.12
Total Checking/Savings	-12,752.12
Accounts Receivable	
1-1200 · Accounts Receivable	108,244.00
Total Accounts Receivable	108,244.00
Other Current Assets	
1-1300 · Employee Advances 1-1501 · Pre-paid Insurance	3,700.00 8,700.00
Total Other Current Assets	
Total Other Current Assets	12,400.00
Total Current Assets	107,891.88
Fixed Assets	
1-2120 · Buildings and Improvements	391,713.00
1-2130 · A/D-buildings and improvements	-180,479.00
1-2210 · Transportation Equipment 1-2220 · A/D - Transportation Equipment	1,138,282.00
1-2220 · A/D - Transportation Equipment 1-2310 · Equipment.	-1,466,176.02
1-2320 · A/D - Depreciation Equipment	1,517,598.96 -1,259,387.00
1-2410 · Furniture and Fixtures	55,212.00
1-2420 · A/D - Furniture and Fixtures	-51,796 nn
Total Fixed Assets	144,967,94
lotal Fixed Assets	177,201,34
TOTAL ASSETS	252,859.82
TOTAL ASSETS LIABILITIES & EQUITY	
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Current Liabilities Accounts Payable	
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Current Liabilities	
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Current Liabilities Accounts Payable	252,859.82
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Current Liabilities Accounts Payable 2-1100 · Accounts Payable Total Accounts Payable Other Current Liabilities	252,85 9.82 67,107.80
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Current Liabilities Accounts Payable 2-1100 · Accounts Payable Total Accounts Payable Other Current Liabilities 2-1000 · Payroll Liabilities	252,859.82 67,107.80 67,107.80
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Current Liabilities Accounts Payable 2-1100 · Accounts Payable Total Accounts Payable Other Current Liabilities 2-1000 · Payroll Liabilities 2-1200 · FED W/H	252,859.82 67,107.80 67,107.80 405,831.24
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Current Liabilities Accounts Payable 2-1100 · Accounts Payable Total Accounts Payable Other Current Liabilities 2-1000 · Payroll Liabilities 2-1200 · FED W/H 2-1201 · SS-Withholding	252,859.82 67,107.80 67,107.80 405,831.24 253,487.27
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Current Liabilities Accounts Payable 2-1100 · Accounts Payable Total Accounts Payable Other Current Liabilities 2-1000 · Payroll Liabilities 2-1200 · FED W/H 2-1201 · SS-Withholding 2-1202 · Medicare	252,859.82 67,107.80 67,107.80 405,831.24 253,487.27 64,721.47
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Current Liabilities Accounts Payable 2-1100 · Accounts Payable Total Accounts Payable Other Current Liabilities 2-1000 · Payroll Liabilities 2-1200 · FED W/H 2-1201 · SS-Withholding 2-1202 · Medicare 2-1203 · VA W/H Tax	252,859.82 67,107.80 67,107.80 405,831.24 253,487.27 64,721.47 150,544.20
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Current Liabilities Accounts Payable 2-1100 · Accounts Payable Total Accounts Payable Other Current Liabilities 2-1000 · Payroll Liabilities 2-1200 · FED W/H 2-1201 · SS-Withholding 2-1202 · Medicare	252,859.82 67,107.80 67,107.80 405,831.24 253,487.27 64,721.47 150,544.20 10,994.68
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Current Liabilities Accounts Payable 2-1100 · Accounts Payable Total Accounts Payable Other Current Liabilities 2-1000 · Payroll Liabilities 2-1200 · FED W/H 2-1201 · SS-Withholding 2-1202 · Medicare 2-1203 · VA W/H Tax 2-1204 · MD-W/H Taxes 2-1205 · WV - W/H Tax	252,859.82 67,107.80 67,107.80 405,831.24 253,487.27 64,721.47 150,544.20 10,994.68 5,132.00
TOTAL ASSETS LIABILITIES & EQUITY Liabilities	252,859.82 67,107.80 67,107.80 405,831.24 253,487.27 64,721.47 150,544.20 10,994.68
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Current Liabilities Accounts Payable 2-1100 · Accounts Payable Total Accounts Payable Other Current Liabilities 2-1000 · Payroll Liabilities 2-1200 · FED W/H 2-1201 · SS-Withholding 2-1202 · Medicare 2-1203 · VA W/H Tax 2-1204 · MD-W/H Taxes 2-1206 · WV - W/H Tax	252,859.82 67,107.80 67,107.80 405,831.24 253,487.27 64,721.47 150,544.20 10,994.68 5,132.00 -2,700.00 2,236.00 -950.00
TOTAL ASSETS LIABILITIES & EQUITY Liabilities	252,859.82 67,107.80 67,107.80 405,831.24 253,487.27 64,721.47 150,544.20 10,994.68 5,132.00 -2,700.00 2,236.00
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Accounts Payable 2-1100 · Accounts Payable Total Accounts Payable Other Current Liabilities 2-1000 · Payroll Liabilities 2-1200 · FED W/H 2-1201 · SS-Withholding 2-1202 · Medicare 2-1203 · VA W/H Tax 2-1204 · MD-W/H Taxes 2-1205 · WV - W/H Tax 2-1965 · Garnishment-Child Support 2-1966 · Payroll Deductions - Other 2-1967 · IRS - Lein/Garmishment Total 2-1000 · Payroll Liabilities 2-1120 · Accounts Payable*	252,859.82 67,107.80 67,107.80 405,831.24 253,487.27 64,721.47 150,544.20 10,994.68 5,132.00 -2,700.00 2,236.00 -950.00
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Accounts Payable 2-1100 · Accounts Payable Total Accounts Payable Other Current Liabilities 2-1000 · Payroll Liabilities 2-1200 · FED W/H 2-1201 · SS-Withholding 2-1202 · Medicare 2-1203 · VA W/H Tax 2-1204 · MD-W/H Taxes 2-1205 · WV - W/H Tax 2-1965 · Garnishment-Child Support 2-1966 · Payroll Deductions · Other 2-1967 · IRS - Lein/Garmishment Total 2-1000 · Payroll Liabilities 2-1120 · Accounts Payable* 2-1150 · Accrued Payroll	252,859.82 67,107.80 67,107.80 405,831.24 253,487.27 64,721.47 150,544.20 10,994.68 5,132.00 -2,700.00 2,236.00 -950.00 889,296.86
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Accounts Payable 2-1100 · Accounts Payable Total Accounts Payable Other Current Liabilities 2-1000 · Payroll Liabilities 2-1200 · FED W/H 2-1201 · SS-Withholding 2-1202 · Medicare 2-1203 · VA W/H Tax 2-1204 · MD-W/H Taxes 2-1205 · WV · W/H Tax 2-1965 · Garnishment-Child Support 2-1966 · Payroll Deductions · Other 2-1967 · IRS - Lein/Garmishment Total 2-1000 · Payroll Liabilities 2-1120 · Accounts Payable* 2-1150 · Accrued Payroll 2-1600 · Accrued Expenses	252,859.82 67,107.80 67,107.80 405,831.24 253,487.27 64,721.47 150,544.20 10,994.68 5,132.00 -2,700.00 2,236.00 -950.00 889,296.86 491,129.88 0.04
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Current Liabilities Accounts Payable 2-1100 · Accounts Payable Total Accounts Payable Other Current Liabilities 2-1000 · Payroll Liabilities 2-1200 · FED W/H 2-1201 · SS-Withholding 2-1202 · Medicare 2-1203 · VA W/H Tax 2-1204 · MD-W/H Taxes 2-1205 · WV - W/H Tax 2-1965 · Garnishment-Child Support 2-1966 · Payroll Deductions · Other 2-1967 · IRS - Lein/Garmishment Total 2-1000 · Payroll Liabilities 2-1120 · Accounts Payable* 2-1150 · Accrued Payroll 2-1600 · Accrued Expenses 2-1610 · Emp. Taxes-FICA/Med/FUTA/SUTA	252,859.82 67,107.80 67,107.80 405,831.24 253,487.27 64,721.47 150,544.20 10,994.68 5,132.00 -2,700.00 2,236.00 -950.00 889,296.86 491,129.88 0.04 130,453.70
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Accounts Payable 2-1100 · Accounts Payable Total Accounts Payable Other Current Liabilities 2-1000 · Payroll Liabilities 2-1200 · FED W/H 2-1201 · SS-Withholding 2-1202 · Medicare 2-1203 · VA W/H Tax 2-1204 · MD-W/H Taxes 2-1205 · WV · W/H Tax 2-1965 · Garnishment-Child Support 2-1966 · Payroll Deductions · Other 2-1967 · IRS · Lein/Garmishment Total 2-1000 · Payroll Liabilities 2-1120 · Accounts Payable* 2-1150 · Accrued Payroll 2-1600 · Accrued Expenses 2-1610 · Emp. Taxes-FICA/Med/FUTA/SUTA	252,859.82 67,107.80 67,107.80 405,831.24 253,487.27 64,721.47 150,544.20 10,994.68 5,132.00 -2,700.00 2,236.00 -950.00 889,296.86 491,129.88 0.04 130,453.70 130,453.70
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Accounts Payable 2-1100 · Accounts Payable Other Current Liabilities 2-1000 · Payroll Liabilities 2-1200 · FED W/H 2-1201 · SS-Withholding 2-1202 · Medicare 2-1203 · VA W/H Tax 2-1204 · MD-W/H Taxs 2-1205 · WV · W/H Tax 2-1965 · Garnishment-Child Support 2-1966 · Payroll Deductions · Other 2-1967 · IRS - Lein/Garmishment Total 2-1000 · Payroll Liabilities 2-1120 · Accounts Payable* 2-1150 · Accrued Payroll 2-1600 · Accrued Expenses 2-1610 · Emp. Taxes-FICA/Med/FUTA/SUTA Total 2-1600 · Accrued Expenses	252,859.82 67,107.80 67,107.80 405,831.24 253,487.27 64,721.47 150,544.20 10,994.68 5,132.00 -2,700.00 2,236.00 -950.00 889,296.86 491,129.88 0.04 130,453.70 130,453.70 -34,644.21
TOTAL ASSETS LIABILITIES & EQUITY Liabilities Accounts Payable 2-1100 · Accounts Payable Total Accounts Payable Other Current Liabilities 2-1000 · Payroll Liabilities 2-1200 · FED W/H 2-1201 · SS-Withholding 2-1202 · Medicare 2-1203 · VA W/H Tax 2-1204 · MD-W/H Taxes 2-1205 · WV · W/H Tax 2-1965 · Garnishment-Child Support 2-1966 · Payroll Deductions · Other 2-1967 · IRS · Lein/Garmishment Total 2-1000 · Payroll Liabilities 2-1120 · Accounts Payable* 2-1150 · Accrued Payroll 2-1600 · Accrued Expenses 2-1610 · Emp. Taxes-FICA/Med/FUTA/SUTA	252,859.82 67,107.80 67,107.80 405,831.24 253,487.27 64,721.47 150,544.20 10,994.68 5,132.00 -2,700.00 2,236.00 -950.00 889,296.86 491,129.88 0.04 130,453.70 130,453.70 -34,644.21

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TYSONSTREESERVICE

SERVICE PAGE 03/06

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10/14/11 Accrual Basis

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Balance Sheet

As of September 30, 2011

LUN-AUDITE!

	Sep 30, 11
Long Term Liabilities	
2-2000 · Notes Payable	
2-2920 · Jefferson Securtly Bank	30,378.92
2-3040 · N/P Ford Motor Credit (829.05)	873.31
2-3045 · N/P Ford Motor Credit (962,31)	1,966,81
2-3050 · N/P Ford Motor (1731.78)	9,135,06
2-3065 · N/P Ford Motor Credit-(924,74)	4,167,35
2-3090 - Wells Fargo Financial	-150.82
2-3100 · N/P Ford Motor (1388.35)	181.63
2-3120 · N/P GE Capital	-290.33
2-3125 · N/P - All Points Capital	146,734,62
2-3200 · N/P - Yvonne Deveau	24.337.63
2-2000 · Notes Payable - Other	-181.00
Total 2-2000 · Notes Payable	217,153.18
Total Long Term Liabilities	217,153.18
Total Liabilities	1,760,497.25
Equity	
3-1000 ⋅ Common Stock	500.00
3-1500 · Additional Pald In Capital	100,500.00
3-3000 · Retained Earnings	-1,157,892.00
32000 · Owners Equity	-679,417.58
Net Income	228,67 2 15
Total Equity	-1,507,637.43
TOTAL LIABILITIES & EQUITY	252,859.82

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10/14/11 Accrual Basis Document Page 7 of 28 Tyson's Tree Service, Inc.

Profit & Loss

January through September 2011

(UN-AUDITED)

	Jan - Sep 11
Ordinary Income/Expense Income 4-1000 · Services - Tree Work 4-1110 · General Tree Work 4-1130 · Snow Removal Services 4-1140 · Sales Returns and Allowances 4-1150 · Debit Memo	0.00 4,980.00 0.00 0.00
Total 4-1000 · Services - Tree Work	4,980.00
4-2300 · Tysons Tree Wood Recyclers 4-2301 · Double Shred 4-2308 · Delivery Fuel Surcharge 4-2300 · Tysons Tree Wood Recyclers - Other	0.00 8,685.00 195,412.06
Total 4-2300 · Tysons Tree Wood Recyclers	204,097.06
4-3000 · Misc. Income 4-5700 · Tree Services 45705 · Stump Grinding 4-5700 · Tree Services - Other	0.00 40,652.50 2,271,979.99
Total 4-5700 · Tree Services	2.312,632.49
Total income	2.521,709.55
Cost of Goods Sold 5-1000 · Labor 5-1020 · Direct Labor Drivers 5-1021 · Drivers - TTW 5-1030 · Direct Labor - Grounds 5-1031 · Grounds - TTW	228,179.16 75,887.37 461,786.82 26,638.50
Total 5-1000 · Labor	792,491.85
5-1200 · Commissions 5-1400 · Casual Labor 5-2000 · Insurance 5-2100 · Liability Insurance 5-2200 · Workman's Comp TT 5-2205 · Workman's Comp TTWR 5-2300 · Insurance - Autos	61,926.41 242.00 30,303.00 43,200.00 6,000.00 45,821.28
Total 5-2000 · Insurance	125,324.28
5-6000 · Uniforms	10.354.98
Total COGS	990,339.52
Gross Profit	1,531,370.03
Expense 5-1205 · Commissions-Non Payroll 5-1300 · Independent Contractors 5-1500 · Temporary Help 5-3000 · Auto and Truck Expenses 5-3105 · Maintenance 5-3105 · Maintenance-TTW 5-3200 · Fuel 5-3205 · Fuel - TTW 5-3210 · Off Road Fuel - TTW 5-3300 · License/Registration 5-3400 · Vehicle Operations - Fuel Tax 5-3500 · Toll Road Reimbursement 5-5100 · Towing 5-3000 · Auto and Truck Expenses - Other	2,761,30 100,052.75 1,625,50 21,173.83 3,774.34 82,496.92 55,488.03 20,158.17 9,404.30 703.00 1,619.76 1,682.50 37,003.47
Total 5-3000 · Auto and Truck Expenses	233,504.32

12/31/2006 04:15 7036414723 TYSONSTREESERVICE PAGE 05/06

Case 11-17476-BFK Doc 1 Filed 10/14/11 Entered 10/14/11 15:17:22 Desc Main Document Page 8 of 28 Tyson's Tree Service, Inc.

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10/14/11 Accrual Basis **Profit & Loss**

January through September 2011

(UN-AUDITED)

(1 7 7 0 5 1 1	Jan - Sep 11
5-4000 · Rent-Office 5-4100 · Rent-Corporate 5-4105 · Rent-TTW 5-4000 · Rent-Office - Other	64,800.00 59,790.14 0.00
Total 5-4000 · Rent-Office	124,590.14
5-7500 · Materials - TTS 5-7505 · Materials-TTW 5-8000 · Equipment Rental. 5-8100 · Equipment Parts and Maintenance 5-8105 · Equip, Repair /Main. TTW 5-8500 · Damage Repair - Customer 6-8615 · Pest Controll 6-0000 · General & Administrative 6-1000 · Salarles	38,268.25 8,403.85 5,876.75 133,440.98 69,719.36 2,678.40 1,086.50
6-1100 · Clerical 6-1101 · Clerical - Salaried, TTW 6-1300 · Sales - Salaried 6-1435 · Bonuses 6-1000 · Salaries - Other	86,239,63 31,586,95 74,503,88 2,358,50
Total 6-1000 · Salaries	887.82 195,576.78
Total 6-0000 · General & Administrative	
6-1450 · Employee Welfare (meals/medical 6-2000 · Taxes 6-2100 · Payroll Taxes	195,576.78 4,138.90
6-2110 · FICA 6-2115 · Medicare 6-2120 · FUTA 6-2130 · SUTA	6,260.31 2,016.52 3,273.25 17,286.15
Total 6-2100 · Payroll Taxes	28,836 23
Total 6-2000 · Taxes	28,836.23
6-2200 · Other Taxes 6-2210 · Personal Property Taxes 6-2255 · Corporate Franchise Tax	13,002.45 50.00
Total 6-2200 · Other Taxes	13,052.45
6-3000 · Office Supplies 6-3100 · Postage and Delivery 6-3600 · Payroll Processing 6-3700 · Computer Operations 6-4000 · Legal 6-4100 · Accounting Services 6-4700 · Advertising TTS 6-4705 · Advertising/TTW 6-5500 · Telephone Expense	4,838.34 1,110.03 4,151.64 6,874.24 11,750.00 14,619.57 40,660.55 1,147.38
6-5510 · Telephone - Land Lines 6-5511 · Cell Phones 6-5550 · Internet Service	17,217 48 21,300.39 1,990.84
Total 6-5500 · Telephone Expense	40,508.71
6-6000 · Utilities 6-6100 · Electric TTS 6-6110 · Electric TTW 6-6226 · Sanitation - TTW 6-6250 · Cable TV	1,255.27 1,788.61 1,036.08 1,933.84
Total 6-6000 · Utilities	6,013.80

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Net

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10/14/11 Accrual Basis **Profit & Loss**

January through September 2011 (じむ - Aυрιコモロ)

(300 - 40 B)	1 (-1)
	Jan - Sep 11
6-6510 · Equipment Rental/Leased Vehicle	1,187.68
6-7000 · Repairs and Maintenance-Office	2,326.46
6-7510 · Insurance - Business	143.64
6-8000 · License/Fees - Corporate	560.00
6-8100 · Dues and Subscriptions	460.00
6-8105 · Printing & Stationary	2,557,39
6-8110 · Permits	340.00
6-8300 · Professioinal Services/Seminars	22,037,28
6-8500 · Interest	6,146.11
6-8760 · Penalties	8,997.27
6-8755 · Penalties-TTW	23.04
6-8800 · Bad Debt Expense	5,138,99
6-9000 · Bank Service Charges	29,897.83
6-9005 · Credit Card Processing Fee	31,995.01
6-9500 · Depreciation Expense	94,967.73
6-9800 Donations	50.00
6-9900 · Miscellaneous	0.00
66900 - Reconciliation Discrepancies	587.43
Total Expense	1,302,702.58
Net Ordinary Income	228,667.45
Other Income/Expense Other Expense	
9-9999 · Ask My Accountant	-4.70
Total Other Expense	-4.70
Net Other Income	4.70
-4 t	
et income	228,672.15

PAGE 06/06

MINUTES OF SPECIAL MEETING OF STOCKHOLDERS

TYSONS TREE SERVICE, INC.

Pursuant to written waiver of notice as evidenced by the signature of each of the stockholders at the end of these minutes, a special meeting of the STOCKHOLDERS of TYSONS TREE SERVICE, INC. was held on the 13TH day of October, 2011 commencing at 3:25 pm at 10195 Main Street, Ste. I, Fairfax, VA 22031.

Present and acting throughout was Kevin O'Dell, being the sole stockholder of TYSONS TREE SERVICE, INC. Kevin O'Dell chaired the meeting and he also served a Secretary and recorded the minutes.

The Chairman stated the purpose of the meeting was to decide whether to have the Board of Directors authorize TYSONS TREE SERVICE, INC. file for bankruptcy and if so decide that counsel be retained for such a bankruptcy filing and that Kevin O'Dell, Vice President of TYSONS TREE SERVICE, INC. sign all documents necessary for the bankruptcy filing. After discussion and upon a motion duly made and seconded, the following resolution was unanimously adopted:

RESOLVED, that it is the recommendation of the Stockholders that the Board of Directors of TYSONS TREE SERVICE, INC. is authorized to have TYSONS TREE SERVICE, INC. file for bankruptcy under Chapter 11 of the U.S. Bankruptcy Code and that John L. Lilly, Jr., Attorney be retained to represent the company for the bankruptcy and that Kevin O'Dell, President of TYSONS TREE SERVICE, INC. sign all documents necessary for the bankruptcy filing that these changes are in the best interests of TYSONS TREE SERVICE, INC.

A vote was taken by all the Stockholders on the resolution proposed and unanimously passed.

There being no further business to come before the meeting, it was adjourned.

Mak O Our Secretary and Stockholder

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Mak o Oue Mak o Oue
irman and Stockholder
Stockholder

CORPORATE OWERNSHIP STATEMENT

The undersigned states on behalf of the debtor under Bankruptcy Rule 7007.1 that there are no entities to report.

<u>10/14/2011</u> /s/ Mark K. O'Dell

President

FK Doc 1 Filed 10/14/11 Entered 10/14/11 15:17:22 Desc Main Document Page 13 of 28

U.S. Income Tax Return for an S Corporation

OMB No. 15 Case 11-17476-BFK Doc 1

OMB No. 1545-0130

Department of the Treasury Internal Revenue Service

Form 1120S

▶ Do not file this form unless the corporation has filed or is attaching Form 2553 to elect to be an S corporation.

See separate instructions.

or c	alenda	r year 2010	or tax year	beginning			ending						
A S	election e	effective date		Name						1) Empl	oyer identification numbe	r
	9/17/	1083		Tycon's Tr	ee Service, Inc					- 1		54-1170472	
R Bu		ctivity code		Number etre	eet, and room or suite	no If a P O hov se	e instructio	ins			Date	incorporated	
		e instructions)	TYPE			110. 11 & 1 .0. box, 30	C mod dodo			- 1			
		353	OR	PO Box 30	025					 -		9/17/1983	
2389	238900 PRINT City or town State ZIP code							1	F Total assets (see instructions)				
C C	eck if So	th. M-3		1						- 1			
att	ached			M =: 6 = 1 = 1			١/٨	2211	16	I.		391,76	6
				Merrifield			VA	7		- 3		391,70	0
G Is	the co	rporation ele	ecting to be	an S corpo	ration beginning wi	th this tax year?		Yes	No	If "Yes,"	attach f	Form 2553 if not already	y filed
ш С	heck if	. (1)	Final retu	urn ((2) Name char	nge (3)	Address c	hange					
пО	Heck II	: (1)				• .,		manye					
		(4)	Amended	l return ((5) S election to	ermination or rev	ocation						
IE	nter th	e number of	sharehold	ers who were	e shareholders duri	ng any part of the	tax year					▶	1
					me and expenses o						1000	TYTEST TO SECURE THE S	
Caut								the met	1	c Bal ▶		2,743,99	1
	1a					returns and allowand					1c		
O	2	•			line 8)						2	289,19	
Income	3	Gross prof	it. Subtrac	t line 2 from	line 1c						3	2,454,80	
ဗ	4	Net gain (I	oss) from I	Form 4797, F	Part II, line 17 (atta	ch Form 4797) .					4	52,41	8
드	5	Other inco	me (loss)	(see instructi	ions—attach staten	nent)					5	145,10	3
	6				through 5						6	2,652,32	2
(S	7										7		
OU											8	1,188,97	1
tati	8		•		ment credits)								
Ē	9	Repairs ar	nd mainten	ance							9	157,39	
<u>=</u>	10	Bad debts									10	Consolid Consolid	
s fc	11	Rents .									11	150,05	51
ous	12										12	143,73	7
ξ	13										13	36,36	51
17											14	181,06	
ins	14				edule A or elsewhe							101,00	-
99	15	Depletion			d gas depletion.)						15	10.40	-
(3	16	Advertisin									16	10,42	211—
JS	17	Pension, p	orofit-sharir	ng, etc., plan	s						17		
ō	18										18	2,59	92
듕	19				ent)						19	874,93	30
큐	13,55				rough 19						20	2,745,51	8
Deductions (see instructions for limitations)	20										21	-93,19	To be a
	21				s). Subtract line 20			· · · ·	• •	· · · · ·	21	00,10	
	22a				FO recapture tax (s						100		
S	b				OS)								
Ξ	0	Add lines	22a and 22	2b (see instru	uctions for addition	al taxes)	1				22c		0
ments	23a	2010 estir	nated tax p	payments and	d 2009 overpayme	nt credited to 201	0 23a						
5	b						1.000000000						
Б					s (attach Form 413						+		
Tax and Payr										12 13 12	23d		o
a	0									,	24		
×	24	Estimated	tax penait	y (see instru	ctions). Check if F	01111 2220 IS attac	neu						0
ā	25				aller than the total						25		
•	26	Overpay	ment. If lin	e 23d is large	er than the total of	lines 22c and 24,	enter am	ount ove			26		_
	27	Enter amo	ount from I	ine 26 Credi	ited to 2011 estim	ated tax				nded 🕨			0
		Under penalt	ies of perjury,	I declare that I ha	ave examined this return	including accompanying	ng schedules	s and stater	ments, an	d to the best	of my kn	owledge and belief, it is true, co	orrect,
		and complete	. Declaration	of preparer (othe	er than taxpayer) is based	on all information of w	hich prepare	r has any k	nowledge) .		the IRS discuss this return	- 1
C:		10				01	\circ	v 1	1		0.000	the preparer shown below	_, I
Siç	gn	11/4	~14	o ale	u	8/25/11	MA	251 de	<u>_</u>		(see	instructions)? X Yes	No
He	re		e of officer			Date	Pro						
- 10	-	· J	e preparer's	name	Preparer's signature				Date		Ch!. [FTIN PTIN	
Dai	ч			1 400 700 700 70	York	1			0/0-	10011	Check L	DOTATION	
Pai		Yanli X	.u		7	161			8/25/			ployed P01352909	
Pre	pare	Firm's na	ame >	ACCOUN	TING SOLUTION	IS NETWORK	PLC			Firm's EIN		20-0794875	
Us	e On	V Firm's a	ddress 🕨	2111 WIL	SON BLVD 6th F	L				Phone no.	(70	3) 351-5063	
-55	J J.1	City	ARLI	NGTON			State	VA		ZIP code	222	201	
						THE RESERVE OF THE PARTY OF THE							

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Form	11205 (20	10) Tyson's Tree Service, Inc		54-117047	72 Pa	age 2
-	edule	Type Tree cervice, inc				
1		y at beginning of year	1			
2			2			
3		labor	3	2	59,135	
4		al section 263A costs (attach statement)	4	_	,,	
5		osts (attach statement)	5		30,055	
6		dd lines 1 through 5	6		89,190	
7		y at end of year	7	_	,	
8		goods sold. Subtract line 7 from line 6. Enter here and on page 1, line 2	8	2	89,190	
		all methods used for valuing closing inventory: (i) Cost as described in Regulations sec			,,	
Ju		Lower of cost or market as described in Regulations section 1.471-4				
	(iii)	Other (Specify method used and attach explanation.)				
b	Check i	f there was a writedown of subnormal goods as described in Regulations section 1.471-2(c)			▶	\sqcup
С		f the LIFO inventory method was adopted this tax year for any goods (if checked, attach Form 970) .				
		FO inventory method was used for this tax year, enter percentage (or amounts) of closing				
u		y computed under LIFO	9d			
е		rty is produced or acquired for resale, do the rules of section 263A apply to the corporation?			Yes	No
		ere any change in determining quantities, cost, or valuations between opening and closing inventory?			Yes	No
ī		ere any change in determining quantities, cost, or valuations between opening and closing inventory? ' attach explanation.		· Ш	163	1110
Cal	nedule				Yes	No
SCI					103	
1		accounting method: a Cash b X Accrual c Other (specify)				
2		instructions and enter the:				
_		ness activity Service b Product or service Tree Work / Landso		otio		ESTATURE I
3	At the	and of the tax year, did the corporation own, directly or indirectly, 50% or more of the voting stock of a cotion? (For rules of attribution, see section 267(c).) If "Yes," attach a statement showing: (a) name and	emn	lover		
	idoptific	eation number (EIN), (b) percentage owned, and (c) if 100% owned, was a qualified subchapter S subs	cilip	v		
		nation number (Env), (b) percentage owned, and (c) in 100% owned, was a qualified substract of s				X
4		s corporation filed, or is it required to file, Form 8918, Material Advisor Disclosure Statement, to prov				
4	informa	tion on any reportable transaction?				X
5		this box if the corporation issued publicly offered debt instruments with original issue discount				
3	If chec	ked, the corporation may have to file Form 8281 , Information Return for Publicly Offered Original Issu	e Dis	count		
	Instrum					
6		propration: (a) was a C corporation before it elected to be an S corporation or the corporation acquired	an			
•	asset v	with a basis determined by reference to the basis of the asset (or the basis of any other property) in				
	the har	ids of a C corporation and (b) has net unrealized built-in gain in excess of the net recognized built-in	gair	1		
	from p	ior years, enter the net unrealized built-in gain reduced by net recognized built-in gain from prior yea	rs (s	ee		2.5
	instruc	ions) ▶ \$				
7	Enter t	ne accumulated earnings and profits of the corporation at the end of the tax year.				
8	Are the	corporation's total receipts (see instructions) for the tax year and its total assets at the end of the tax	year			
		an \$250,000? If "Yes," the corporation is not required to complete Schedules L and M-1			-	X
9	During	the tax year, was a qualified subchapter S subsidiary election terminated or revoked? If "Yes," see inst	tructi	ons		X
Sc	hedule			Total ar		
	1	Ordinary business income (loss) (page 1, line 21)	1		-93,196	-
	2	Net rental real estate income (loss) (attach Form 8825)	2			-
	3a	Other gross rental income (loss)				
	b	Expenses from other rental activities (attach statement)				
7	c	Other net rental income (loss). Subtract line 3b from line 3a	3с		0	1
38	4	Interest income	4			-
Ę	5	Dividends: a Ordinary dividends	5a			+-
و	!	b Qualified dividends				
ncome (Loss)	6	Royalties	6			-
ũ	7	Net short-term capital gain (loss) (attach Schedule D (Form 1120S))	7			-
_	8a	Net long-term capital gain (loss) (attach Schedule D (Form 1120S))	8a			
	b	Collectibles (28%) gain (loss)				
	С	Unrecaptured section 1250 gain (attach statement)				1
	9	Net section 1231 gain (loss) (attach Form 4797)	9			
	10	Other income (loss) (see instructions) Type	10			

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Form 1120S (2010) 54-1170472 Tyson's Tree Service, Inc. Page 3 Shareholders' Pro Rata Share Items (continued) Total amount 11 Deductions 5,125 12a 12b (1) Type ▶ 12c(2) Section 59(e)(2) expenditures (2) Amount Other deductions (see instructions) Type 12d 13a 13a 13b Qualified rehabilitation expenditures (rental real estate) (attach Form 3468) 13c Credits Other rental real estate credits (see instructions) . . Type 13d 13e 13f 13g q 14a Name of country or U.S. possession _____ 14b 14c Foreign gross income sourced at corporate level 14d Foreign Transactions 14e 14f Deductions allocated and apportioned at shareholder level 14a 14h Deductions allocated and apportioned at corporate level to foreign source income 14i 14j 14k Other information I Total foreign taxes (check one): ▶ Paid Accrued 141 14m n Other foreign tax information (attach statement) 207 15a 15a Alternative Minimum Tax (AMT) Items 15b b 15c 15d d 15e 15f Items Affecting Shareholder Basis 16a 16a 16b b 291 16c 16d 16e Recon-ciliation Information 17a 17a 17b b 17c Dividend distributions paid from accumulated earnings and profits C Other items and amounts (attach statement) Income/loss reconciliation. Combine the amounts on lines 1 through 10 in the far right 18 18 column. From the result, subtract the sum of the amounts on lines 11 through 12d and 14l . . -98,321

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Form 1	1120S (2010) Tyson's Tree Service, Inc	Jamon Tag	3 10 01			54-117047	72 Page 4	
Sch	edule L Balance Sheets per Books	Beginning	of tax year		End of tax year			
	Assets	(a)		(b)	(c)		(d)	
1	Cash			11,871				
	Trade notes and accounts receivable	364,684			32	,803		
b	Less allowance for bad debts			364,684			32,803	
3	Inventories							
4	U.S. government obligations							
5	Tax-exempt securities (see instructions)							
6	Other current assets (attach statement)			134,927			17,072	
	Loans to shareholders							
8	Mortgage and real estate loans							
9	Other investments (attach statement)	2.000.044			0.101	014		
	Buildings and other depreciable assets	3,202,214		548,337	3,101 2,759		341,891	
	Less accumulated depreciation	2,653,877		546,557	2,755	,020	041,001	
	Depletable assets			0		-	0	
	Less accumulated depletion							
	Land (net of any amortization)		(Ph. 5)					
	Less accumulated amortization		and the second	0			0	
14	Other assets (attach statement)							
15	Total assets			1,059,819			391,766	
10	Liabilities and Shareholders' Equity		14. 大火九					
16	Accounts payable		A STATE OF THE PERSON NAMED IN	497,002			231,363	
17	Mortgages, notes, bonds payable in less than 1 year							
18	Other current liabilities (attach statement)			824,940			1,107,509	
19	Loans from shareholders			815,708			528,822	
20	Mortgages, notes, bonds payable in 1 year or more			531,793			356,659	
21	Other liabilities (attach statement)							
22	Capital stock			500			500	
23	Additional paid-in capital			100,500			100,500	
24	Retained earnings		(1,710,624)			1,933,587)	
25	Adjustments to shareholders' equity (attach statement)					TATE I		
26	Less cost of treasury stock							
27	Total liabilities and shareholders' equity			1,059,819		11.19	391,766	
Sch	hedule M-1 Reconciliation of Income (Los	s) per Books With	Income	(Loss) per F	Return			
()	Note: Schedule M-3 required instea	d of Schedule M-1 if to	tal assets	are \$10 millio	n or more—see	instructions		
1	Net income (loss) per books	-222,963	5 Income	e recorded on boo	oks this year not inc	luded		
2	Income included on Schedule K, lines 1, 2, 3c, 4,		on Sch	edule K, lines 1 t	hrough 10 (itemize)			
	5a, 6, 7, 8a, 9, and 10, not recorded on books this		a Tax-ex	empt interest	\$			
	year (itemize):						0	
3	Expenses recorded on books this year not				d on Schedule K	C, lines		
	included on Schedule K, lines 1 through 12				II, not charged			
	and 14l (itemize):				e this year (item	100		
а	Depreciation \$							
b	Travel and entertainment \$291						0	
	Penalties 124,351	104 640						
	A 1 1 1 2				line 18). Line 4 less lin		-98,321	
4	Add lines 1 through 3						1/1	
Sc	hedule M-2 Analysis of Accumulated Adju Undistributed Taxable Income	Istments Account,	(see ins	tructions)	Account, and	Juliarenoide	.13	
	Undistributed Taxable Income					() Obserbeldes	el undistributed	
		(a) Accumulate adjustments acco	22	March Production	adjustments count	(c) Shareholders taxable income p	s undistributed previously taxed	
1	Balance at beginning of tax year	(1,7	10,624)					
2	Ordinary income from page 1, line 21							
3	Other additions							
4	Loss from page 1, line 21	(93,196)					
5	Other reductions		29,767					
6	Combine lines 1 through 5		33,587)		0		0	
7	Distributions other than dividend distributions		0		0		0	
8	Balance at end of tax year. Subtract line 7 from line 6	(1,9	33,587)		0	<u> </u>	0	

Form 1120S (2010)

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				חתתתום
	Ш	Final K-1 Amend	led K-1	OMB No. 1545-0130
Schedule K-1 (Form 1120S) 2010	Pa	Shareholder's Sh Deductions, Cred		f Current Year Income, nd Other Items
Department of the Treasury Internal Revenue Service For calendar year 2010, or tax	1	Ordinary business income (loss)	13	Credits
year beginning, 2010		-93,196		
ending, 20	2	Net rental real estate income (loss)		
Shareholder's Share of Income, Deductions, Credits, etc. See back of form and separate instructions.	3	Other net rental income (loss)		
Part I Information About the Corporation	4	Interest income		
A Corporation's employer identification number 54-1170472	5a	Ordinary dividends		
B Corporation's name, address, city, state, and ZIP code	5b	Qualified dividends	14	Foreign transactions
	6	Royalties		
Tyson's Tree Service, Inc PO Box 3025	7	Net short-term capital gain (loss)		
Merrifield VA 22116				
C IRS Center where corporation filed return Cincinnati, OH 45999-0013	8a	Net long-term capital gain (loss)		
Part II Information About the Shareholder	8b	Collectibles (28%) gain (loss)		
D Shareholder's identifying number Shareholder: 1 223-94-4356	8c	Unrecaptured section 1250 gain		
E Shareholder's name, address, city, state, and ZIP code	9	Net section 1231 gain (loss)		
Mark K O'Dell	10	Other income (loss)	15	Alternative minimum tax (AMT) items
267 Seltenhorst Lane	<u> </u>		Α	207
Bluemont, VA 20135				
F Shareholder's percentage of stock				
ownership for tax year	\vdash			
	\vdash			
	11	Section 179 deduction	16	Items affecting shareholder basis
	''	Occion 179 deddellon	C	291
	12	Other deductions		
III KARO KITALIKAR KARULING KARUNG MENUNGKAN KARUMIN III	Α	5,125		
yiu				
lO es				
For IRS Use Only			17	Other information
For	\vdash			
	-			
	-			
	_			
	1	* See attached statement	for a	dditional information.

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Mark K O'Dell 223-94-4356

K-1 Statement (Sch K-1, Form 1120S)

K-1 Statement (Sch K-1, Form 1120S)	
Line 12 - Deductions A Code A - Cash contributions (50%)	5,125
Line 15 - AMT Items A Code A - Post-1986 depreciation adjustment	207
Line 16 - Items affecting shareholder basis C Code C - Nondeductible expenses	291

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For Paperwork Reduction Act Notice, see separate instructions.

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Department of the Treasury

Internal Revenue Service

Page 19 of 28 Document Sales of Business Property

(Also Involuntary Conversions and Recapture Amounts Under Sections 179 and 280F(b)(2))

Attach to your tax return.

► See separate instructions.

OMB No. 1545-0184

2010

Attachment

Sequence No. 27

Form 4797 (2010)

Identifying number Tyson's Tree Service, Inc. 54-1170472 Enter the gross proceeds from sales or exchanges reported to you for 2010 on Form(s) 1099-B or 1099-S (or substitute statement) that you are including on line 2, 10, or 20 (see instructions) Part I Sales or Exchanges of Property Used in a Trade or Business and Involuntary Conversions From Other Than Casualty or Theft-Most Property Held More Than 1 Year (see instructions) (e) Depreciation (f) Cost or other (g) Gain or (loss) 2 (a) Description (b) Date acquired (c) Date sold (d) Gross allowed or basis, plus Subtract (f) from the allowable since improvements and of property (mo., day, yr.) (mo., day, yr.) sales price sum of (d) and (e) acquisition expense of sale 0 0 0 3 3 4 Section 1231 gain from installment sales from Form 6252, line 26 or 37 4 5 Section 1231 gain or (loss) from like-kind exchanges from Form 8824 5 6 6 Combine lines 2 through 6. Enter the gain or (loss) here and on the appropriate line as follows: 7 0 Partnerships (except electing large partnerships) and S corporations. Report the gain or (loss) following the instructions for Form 1065, Schedule K, line 10, or Form 1120S, Schedule K, line 9. Skip lines 8, 9, 11, and 12 below. Individuals, partners, S corporation shareholders, and all others. If line 7 is zero or a loss, enter the amount from line 7 on line 11 below and skip lines 8 and 9. If line 7 is a gain and you did not have any prior year section 1231 losses, or they were recaptured in an earlier year, enter the gain from line 7 as a long-term capital gain on the Schedule D filed with your return and skip lines 8, 9, 11, and 12 below. 8 8 9 Subtract line 8 from line 7. If zero or less, enter -0-. If line 9 is zero, enter the gain from line 7 on line 12 below. If line 9 is more than zero, enter the amount from line 8 on line 12 below and enter the gain from line 9 as a long-term capital gain on the Schedule D filed with your return (see instructions) 0 Ordinary Gains and Losses (see instructions) Part II 10 Ordinary gains and losses not included on lines 11 through 16 (include property held 1 year or less): 0 0 0 11 11 12 Gain, if any, from line 7 or amount from line 8, if applicable 12 52,418 13 13 14 14 15 Ordinary gain from installment sales from Form 6252, line 25 or 36 15 16 16 Ordinary gain or (loss) from like-kind exchanges from Form 8824 52,418 17 17 For all except individual returns, enter the amount from line 17 on the appropriate line of your return and skip 18 lines a and b below. For individual returns, complete lines a and b below: If the loss on line 11 includes a loss from Form 4684, line 38, column (b)(ii), enter that part of the loss here. Enter the part of the loss from income-producing property on Schedule A (Form 1040), line 28, and the part of the loss from property used as an employee on Schedule A (Form 1040), line 23. Identify as from "Form 4797, line 18a." See instructions 18a 0 18b Redetermine the gain or (loss) on line 17 excluding the loss, if any, on line 18a. Enter here and on Form 1040, line 14.

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Tyson's Tree Service, Inc 54-1170472 Form 4797 (2010)

Par	Gain From Disposition of Property Under S (see instructions)	Section	ns 1245, 1250,		and 1255	72 rage s
19	(a) Description of section 1245, 1250, 1252, 1254, or 1255 prope	erty:			(b) Date acquired (mo., day, yr.)	(c) Date sold (mo., day, yr.)
Α	J Deere CP 118 Wood Chip Processor				12/6/2006	7/30/2010
В						
C						
D						
	These columns relate to the properties on lines 19A through 19D.	>	Property A	Property B	Property C	Property D
20	Gross sales price (Note: See line 1 before completing.)	20	80,000	·		
21	Cost or other basis plus expense of sale	21	103,000			
22	Depreciation (or depletion) allowed or allowable	22	75,418			
23	Adjusted basis. Subtract line 22 from line 21	23	27,582		0	0
	,					
24	Total gain. Subtract line 23 from line 20	24	52,418	C	ol ol	0
25	If section 1245 property:			-		
	Depreciation allowed or allowable from line 22	25a	75,418			
	Enter the smaller of line 24 or 25a	25b	52,418	(0	0
	•		<u> </u>			
20	If section 1250 property: If straight line depreciation was used,]	
_	enter -0- on line 26g, except for a corporation subject to section 291.					
a	Additional depreciation after 1975 (see instructions)	26a				
D	Applicable percentage multiplied by the smaller	001				
_	of line 24 or line 26a (see instructions)	26b				
С	Subtract line 26a from line 24. If residential rental property	1		_		•
	or line 24 is not more than line 26a, skip lines 26d and 26e.	26c	0		0	0
a	Additional depreciation after 1969 and before 1976	26d				
e	Enter the smaller of line 26c or 26d	26e	0	(0	. 0
f		26f				
9	Add lines 26b, 26e, and 26f	26g	0		0	0
27	If section 1252 property: Skip this section if you did					
	not dispose of farmland or if this form is being completed					
	for a partnership (other than an electing large partnership).	1			-	
а	Soil, water, and land clearing expenses	27a				
b	Line 27a multiplied by applicable percentage (see instructions)	27b	0			0
<u>c</u>	Enter the smaller of line 24 or 27b	27c	0		0	0
28	If section 1254 property:					
а	Intangible drilling and development costs, expenditures					
	for development of mines and other natural deposits,					
	mining exploration costs, and depletion (see					
	instructions)	28a		<u> </u>	ļ	
<u> </u>	Enter the smaller of line 24 or 28a	28b	0		0	0
29	If section 1255 property:					
а	Applicable percentage of payments excluded from					
	income under section 126 (see instructions)	29a				
	Enter the smaller of line 24 or 29a (see instructions)	29b	0		<u> </u>	0
Sur	nmary of Part III Gains. Complete property columns	A thro	ugh D through	line 29b befo	re going to line	30.
30	Total gains for all properties. Add property columns A through D					52,418
31	Add property columns A through D, lines 25b, 26g, 27c, 28b, an				4	52,418
32	Subtract line 31 from line 30. Enter the portion from casualty or	theft on	Form 4684, line 36	Enter the porti	on	
	from other than casualty or theft on Form 4797, line 6					0
Par	-	nd 280	F(b)(2) When i	Business Us	e Drops to 50°	% or Less
	(see instructions)					
					(a) Section	(b) Section
					179	280F(b)(2)
33	Section 179 expense deduction or depreciation allowable in prior	r years .		33		
34	Recomputed depreciation (see instructions)			34		
35	Recapture amount, Subtract line 34 from line 33. See the instru	ctions fo	r where to report .	35	0	0

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Depreciation and Amortization

(Including Information on Listed Property)

OMB No. 1545-0172

Sequence No. 67

Department of the Treasury Internal Revenue Service

▶ See separate instructions.

Attach to your tax return.

Identifying number

Business or activity to which this form relates Name(s) shown on return 54-1170472 1120S - Service Tyson's Tree Service, Inc. Election To Expense Certain Property Under Section 179 Part I Note: If you have any listed property, complete Part V before you complete Part I. 500,000 2,000 2 2.000,000 3 3 Threshold cost of section 179 property before reduction in limitation (see instructions) 4 5 Dollar limitation for tax year. Subtract line 4 from line 1. If zero or less, enter -0-. If married filing 500,000 separately, see instructions . . . (b) Cost (business use only) (c) Elected cost (a) Description of property 6 0 8 Total elected cost of section 179 property. Add amounts in column (c), lines 6 and 7 0 9 10 11 Business income limitation. Enter the smaller of business income (not less than zero) or line 5 (see instructions) . . . 11 12 12 Section 179 expense deduction. Add lines 9 and 10, but do not enter more than line 11 13 Carryover of disallowed deduction to 2011. Add lines 9 and 10, less line 12 Note: Do not use Part II or Part III below for listed property. Instead, use Part V. Part II Special Depreciation Allowance and Other Depreciation (Do not include listed property.) (See instructions.) 14 Special depreciation allowance for qualified property (other than listed property) placed in service 1,000 14 15 16 Other depreciation (including ACRS) MACRS Depreciation (Do not include listed property.) (See instructions.) Part III Section A 179.917 17 MACRS deductions for assets placed in service in tax years beginning before 2010 18 If you are electing to group any assets placed in service during the tax year into one or more Section B - Assets Placed in Service During 2010 Tax Year Using the General Depreciation System (b) Month and (c) Basis for depreciation (d) Recovery (e) Convention (f) Method (g) Depreciation deduction (business/investment use vear placed (a) Classification of property period only-see instructions) in service 19 a 3-year property 5-year property 143 200DB HY 1.000 c 7-year property d 10-year property e 15-year property f 20-year property S/L 25 yrs. q 25-year property S/L MM 27.5 yrs. h Residential rental S/L MM 27.5 yrs. property S/L MM 39 yrs. i Nonresidential real S/L MM property Section C - Assets Placed in Service During 2010 Tax Year Using the Alternative Depreciation System S/L 20 a Class life S/L 12 yrs. b 12-year S/L MM 40 yrs. c 40-year Summary (See instructions.) Part IV 21 22 Total. Add amounts from line 12, lines 14 through 17, lines 19 and 20 in column (g), and line 21. 181,060 Enter here and on the appropriate lines of your return. Partnerships and S corporations - see instructions . 23 For assets shown above and placed in service during the current year, enter the portion of the basis attributable to section 263A costs

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Virginia State Depreciation and Amortization

(Including Information on Listed Property)

OMB No. 1545-0172

Internal Revenue Service

▶ See separate instructions.

► Attach to your tax return

Attachment

	e(s) shown on return	Busines	ss or activi	y to which this for	orm relates		Identifying numb	er	
	on's Tree Service, Inc		 Service 				54-1170472		
Par	- 1000000000000000000000000000000000000								
_	Note: If you have any listed prope								101.000
1	Maximum amount (see instructions) .		· · · · ·					1	134,000
2	Total cost of section 179 property place	ea in service	(see inst	ructions)				2	2,000
3	Threshold cost of section 179 property	before redu	ction in iir	nitation (see in	istructions) .			3	530,000
	Reduction in limitation. Subtract line 3							4	0
	Dollar limitation for tax year. Subtract li							_	104.000
6	separately, see instructions	<u></u>	 ;					5	134,000
0	(a) Description of propert	ty		(b) Co	st (business use	only)	(c) Elected cos	ι	
7	listed property. Enter the amount from	line 00				7			
	Listed property. Enter the amount from Total elected cost of section 179 prope							8	0
	Tentative deduction. Enter the smaller							9	0
								10	0
	Carryover of disallowed deduction from							11	
	Business income limitation. Enter the s Section 179 expense deduction. Add lii							12	0
	Carryover of disallowed deduction to 20							0	
	e: Do not use Part II or Part III below fo					13		- 0	
	t II Special Depreciation Allo					olude listed n	roporty) (See i	netri	ictions)
	Special Depreciation Allowance for qua						Toperty.) (See I	lisut	otions.)
	during the tax year (see instructions).							14	
15	Property subject to section 168(f)(1) ele	oction		(*) * (*) * (*)		• •• • •• •		15	
								16	
20	Other depreciation (including ACRS) . t III MACRS Depreciation (Do	not includ	la listad r	roporty) (So	o instruction			10	
11.61	MACHS Depreciation (Do	TIOL IIICIUU	ie listeu į	Section A	e instruction	15.)			
17	MACRS deductions for assets placed in	in convice in	tay years		oro 2010			17	186 560
	MACRS deductions for assets placed in			beginning befo				17	186,560
18	If you are electing to group any assets	placed in se	rvice duri	beginning before the tax year	r into one or r	more		17	186,560
18	If you are electing to group any assets general asset accounts, check here .	placed in se	ervice duri	beginning before the tax year	r into one or r	nore 	▶□		186,560
18	If you are electing to group any assets general asset accounts, check here Section B - Assets Place	placed in se	ervice duri	beginning before the tax years the tax years to be seen a consistency of tax years to be seen a consistency of tax	r into one or r	nore 	▶□		186,560
18	If you are electing to group any assets general asset accounts, check here Section B - Assets Place (b)	placed in se	ervice duri ce During (c) Basis	beginning before the tax year the tax year to be tax years year.	r into one or r	nore	▶☐ reciation Syster	n	
18	If you are electing to group any assets general asset accounts, check here Section B - Assets Place (b) (a) Classification of property	placed in se	ce During (c) Basis (business)	beginning before the tax years the tax years to be seen that years to be seen the tax years to be seen to be seen that years the years to be seen that years the years to be seen that years to be seen that years that years the years to be seen that years that years the years to be seen that years that years the year	r into one or r	nore 	▶□	n	186,560
18	If you are electing to group any assets general asset accounts, check here . Section B - Assets Plac (b) (a) Classification of property	placed in se	ce During (c) Basis (business)	beginning before the tax year the tax year to be tax years year.	r into one or r ar Using the (d) Recovery	nore	▶☐ reciation Syster	n	
18	If you are electing to group any assets general asset accounts, check here . Section B - Assets Plac (b) (a) Classification of property a 3-year property	placed in se	ce During (c) Basis (business)	beginning before the tax years the tax years to be seen that years to be seen the tax years to be seen to be seen that years the years to be seen that years the years to be seen that years to be seen that years that years the years to be seen that years that years the years to be seen that years that years the year	r into one or r ar Using the (d) Recovery	nore	▶☐ reciation Syster	n	
18	If you are electing to group any assets general asset accounts, check here . Section B - Assets Plac (a) Classification of property a 3-year property b 5-year property	placed in se	ce During (c) Basis (business)	beginning before the tax years the tax years to be seen a construction of the tax years to be seen a construction of the tax years to be seen a construction of the tax years to be seen a construction of tax years	r into one or r ar Using the (d) Recovery period	General Dep	reciation System	n	epreciation deduction
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18	If you are electing to group any assets general asset accounts, check here . Section B - Assets Place (b) (a) Classification of property in the section of	placed in se	ce During (c) Basis (business)	beginning before the tax years the tax years to be seen a construction of the tax years to be seen a construction of the tax years to be seen a construction of the tax years to be seen a construction of tax years	r into one or r ar Using the (d) Recovery period	General Dep	reciation System	n	epreciation deduction
18	If you are electing to group any assets general asset accounts, check here . Section B - Assets Place (b) (a) Classification of property in the section of	placed in se	ce During (c) Basis (business)	beginning before the tax years the tax years to be seen a construction of the tax years to be seen a construction of the tax years to be seen a construction of the tax years to be seen a construction of tax years	r into one or r ar Using the (d) Recovery period	General Dep	reciation System	n	epreciation deduction
18	If you are electing to group any assets general asset accounts, check here . Section B - Assets Plac (a) Classification of property a 3-year property b 5-year property c 7-year property d 10-year property e 15-year property f 20-year property	placed in se	ce During (c) Basis (business)	beginning before the tax years the tax years to be seen a construction of the tax years to be seen a construction of the tax years to be seen a construction of the tax years to be seen a construction of tax years	r into one or r ar Using the (d) Recovery period	General Dep	reciation System (f) Method	n	epreciation deduction
18	If you are electing to group any assets general asset accounts, check here . Section B - Assets Plac (a) Classification of property a 3-year property b 5-year property c 7-year property d 10-year property e 15-year property f 20-year property g 25-year property	placed in se	ce During (c) Basis (business)	beginning before the tax years the tax years to be seen a construction of the tax years to be seen a construction of the tax years to be seen a construction of the tax years to be seen a construction of tax years	r into one or r ar Using the (d) Recovery period 7	General Dep (e) Convention HY	reciation System (f) Method 200DB	n	epreciation deduction
18	If you are electing to group any assets general asset accounts, check here Section B - Assets Place (a) Classification of property a 3-year property b 5-year property c 7-year property d 10-year property e 15-year property f 20-year property g 25-year property h Residential rental	placed in se	ce During (c) Basis (business)	beginning before the tax years the tax years to be seen a construction of the tax years to be seen a construction of the tax years to be seen a construction of the tax years to be seen a construction of tax years	r into one or r ar Using the (d) Recovery period 7 25 yrs. 27.5 yrs.	General Dep (e) Convention HY MM	reciation System (f) Method 200DB S/L S/L	n	epreciation deduction
18	If you are electing to group any assets general asset accounts, check here Section B - Assets Place (a) Classification of property a 3-year property b 5-year property c 7-year property d 10-year property e 15-year property f 20-year property g 25-year property h Residential rental property	placed in se	ce During (c) Basis (business)	beginning before the tax years the tax years to be seen a construction of the tax years to be seen a construction of the tax years to be seen a construction of the tax years to be seen a construction of tax years	r into one or r ar Using the (d) Recovery period 7 25 yrs. 27.5 yrs. 27.5 yrs.	(e) Convention HY MM MM	reciation System (f) Method 200DB S/L S/L S/L S/L	n	epreciation deduction
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19	If you are electing to group any assets general asset accounts, check here Section B - Assets Place (a) Classification of property a 3-year property b 5-year property c 7-year property d 10-year property e 15-year property f 20-year property f 20-year property h Residential rental property i Nonresidential real property Section C - Assets Place	placed in second in Service Month and ear placed in service	ce During (c) Basis (business, only—se	beginning before the tax years and the tax years are tax	r into one or r ar Using the (d) Recovery period 7 25 yrs. 27.5 yrs. 27.5 yrs. 39 yrs.	MORE (e) Convention HY MM MM MM MM MM	ceciation System (f) Method 200DB S/L S/L S/L S/L S/L S/L S/L S/L S/L S/	(g) De	epreciation deduction
19	If you are electing to group any assets general asset accounts, check here Section B - Assets Place (a) Classification of property a 3-year property b 5-year property c 7-year property d 10-year property e 15-year property f 20-year property f 20-year property h Residential rental property i Nonresidential real property Section C - Assets Placed a Class life	placed in second in Service Month and ear placed in service	ce During (c) Basis (business, only—se	beginning before the tax years and the tax years are tax	r into one or r ar Using the (d) Recovery period 7 25 yrs. 27.5 yrs. 27.5 yrs. 39 yrs. Using the Al	MORE (e) Convention HY MM MM MM MM MM	ceciation System (f) Method 200DB S/L S/L S/L S/L S/L S/L S/L S/L S/L S/	(g) De	epreciation deduction
19	If you are electing to group any assets general asset accounts, check here Section B - Assets Place (a) Classification of property a 3-year property b 5-year property c 7-year property d 10-year property e 15-year property f 20-year property f 20-year property h Residential rental property i Nonresidential real property Section C - Assets Placed a Class life b 12-year	placed in second in Service Month and ear placed in service	ce During (c) Basis (business, only—se	beginning before the tax years and the tax years are tax	r into one or r ar Using the (d) Recovery period 7 25 yrs. 27.5 yrs. 27.5 yrs. 39 yrs. Using the Al	MM	ceciation System (f) Method 200DB S/L S/L S/L S/L S/L S/L S/L S/L S/L S/	(g) De	epreciation deduction
18	If you are electing to group any assets general asset accounts, check here Section B - Assets Place (a) Classification of property a 3-year property b 5-year property c 7-year property d 10-year property e 15-year property f 20-year property f 20-year property h Residential rental property i Nonresidential real property Section C - Assets Placed a Class life b 12-year c 40-year	placed in se	ce During (c) Basis (business, only—se	beginning before the tax years and the tax years are tax	r into one or r ar Using the (d) Recovery period 7 25 yrs. 27.5 yrs. 27.5 yrs. 39 yrs. Using the Al	MORE (e) Convention HY MM MM MM MM MM	ceciation System (f) Method 200DB S/L S/L S/L S/L S/L S/L S/L S/L S/L S/	(g) De	epreciation deduction
18	If you are electing to group any assets general asset accounts, check here Section B - Assets Place (a) Classification of property a 3-year property b 5-year property c 7-year property d 10-year property e 15-year property f 20-year property f 20-year property h Residential rental property i Nonresidential real property Section C - Assets Placed a Class life b 12-year c 40-year t IV Summary (See instruction	placed in se ced in Service Month and ear placed in service d in Service	ce During (c) Basis (business, only—se	beginning beforms the tax years 2010 Tax Year 2,000 2,000	r into one or r ar Using the (d) Recovery period 7 25 yrs. 27.5 yrs. 27.5 yrs. 39 yrs. Using the Al	MM	ceciation System (f) Method 200DB S/L S/L S/L S/L S/L S/L S/L S/L S/L S/	(g) Del	epreciation deduction
18	If you are electing to group any assets general asset accounts, check here Section B - Assets Place (a) Classification of property a 3-year property b 5-year property c 7-year property d 10-year property e 15-year property f 20-year property f 20-year property h Residential rental property i Nonresidential real property Section C - Assets Placec a Class life b 12-year c 40-year t IV Summary (See instruction Listed property.	placed in se ced in Service Month and ear placed in service d in Service	ce During (c) Basis (business, only—se	beginning before the tax years and the tax years are seen to tax years are seen tax years are years are seen tax years are seen tax years are seen tax years are years are seen tax years are years are years are years are years.	r into one or r ar Using the (d) Recovery period 7 25 yrs. 27.5 yrs. 27.5 yrs. 39 yrs. Using the Al 12 yrs. 40 yrs.	MM	ceciation System (f) Method 200DB S/L S/L S/L S/L S/L S/L S/L S/L S/L S/	(g) De	epreciation deduction
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Document Page 23 of 28 Capital Gains and Losses and Built-in Gains

OMB No. 1545-0130

Department of the Treasury Internal Revenue Service

Name

SCHEDULE D

(Form 1120S)

► Attach to Form 1120S.

► See separate instructions.

Employer identification number

Tyso	n's Tree Service, Inc					<u>54-1</u>	170472
Par	t I Short-Term Capital G	ains and Losse	s—Assets Held	One Year or Les	s		
	(a) Description of property (Example: 100 shares of Z Co.)	(b) Date acquired (mo., day, yr.)	(c) Date sold (mo., day, yr.)	(d) Sales price	(e) Cost or other basis (see instruction	s)	(f) Gain or (loss) (Subtract (e) from (d))
1							
-							
							
				_			
					l	. —	
2	Short-term capital gain from ins					2	
3	Short-term capital gain or (loss					3_	
4	Combine lines 1 through 3 in c					5	0
5	Tax on short-term capital gain i					3	
6	Net short-term capital gain of Schedule K, line 7 or 10					6	0
Par							
	(a) Description of property	(b) Date acquired	(c) Date sold		(e) Cost or		(f) Gain or (loss)
	(Example: 100 shares of Z Co.)	(mo., day, yr.)	(mo., day, yr.)	(d) Sales price	other basis (see instruction	ie)	(Subtract (e) from (d))
					(GOO MONGOLOM		
7					ļ		
8	Long-term capital gain from ins	stallment sales from	n Form 6252, line 2	26 or 37		8	
9	Long-term capital gain or (loss					9	
10	Capital gain distributions					10	
11	Combine lines 7 through 10 in	column (f)				11	0
12	Tax on long-term capital gain i	ncluded on line 21	below	· · · · · · · · · · · · · · · · · · ·		12	(
13	Net long-term capital gain or					13	0
_	Schedule K, line 8a or 10				• • • • •	13	<u> </u>
	t III Built-in Gains Tax (S Excess of recognized built-in g	ee instructions b	etore completing	ttach computation	schedule)	14	
14 15	Taxable income (attach compu	jailis uvei Tecuyfil2 itation echodule)	ea naur-111 1099e9 (6	attaon computation		15	
16	Net recognized built-in gain. E	nter the smallest of		line 6 of Schedule	В	16	
17	Section 1374(b)(2) deduction					17	
18	Subtract line 17 from line 16. I	f zero or less, ente	r -0- here and on lir	ne 21		18	0
19	Enter 35% of line 18					19	0
20	Section 1374(b)(3) business c	redit and minimum	tax credit carryforv	vards from C corpo	ration years .	20	
21	Tax. Subtract line 20 from line	19 (if zero or less,	enter -0-). Enter he	ere and on Form 11	1208,		_
	page 1, line 22b	<u></u>	<u> </u>	<u> </u>	<u></u>	21	0

Document Page 24 of 28 Line 5 (1120S) - Other Income (Loss) 1 Section 481(a) adjustments due to a change in a method of accounting: Description Amount 145,103 Forgiven debt 145,103 145,103 Line 19 (1120S) - Other Deductions 1 Travel, Meals and Entertainment 266,928 2 Automobile and truck expenses 40,745 3 Bank charges 39,385 Commission 4 1,946 Dues and subscriptions 5 164,742 Insurance 6 67,137 Legal and professional fees 7 7 2,368 8 8 Miscellaneous 9 7,048 9 Office expenses 1,282 10 10 Postage 11 2,750 11 Printing 12 79,091 12 Telephone 13 13,424 13 Utilities 14 16,133 14 Uniforms 15 142,728 15 Materials and Supplies 16 3,490 16 Equipment Rental 17 6,994 17 Payroll Processing 3,338 18 **18** Computer Operations 19 2,036 19 Pest Control 13,075 20 20 Permits 21 874,930 21 Total other deductions . . Line 5, Sch A (1120S) - Other Costs for Cost of Goods Sold 30,055 1 Credit card processing fee 30,055 2 Total other costs 30,055 Line 12a, Sch K (1120S) - Contributions 5,125 5,125 Total contributions. Line 6, Sch L (1120S) - Other Current Assets End Beginning 14,202 -499 1 1 Employee Advance 135,426 2 2 Due from Trans American 2,870 3 3 Undeposited funds 134,927 17,072 Total other current assets .

	- 1	Beginning	Ena
1 Cash overdraft	1		387
2 Pavroll Taxes	2	768,767	901,005
3 Accrued Wages	3	17,652	
4 Other Accrued Liabilities	4	38,521	206,117
5 Total other current liabilities	5	824,940	1,107,509

Line 18, Sch L (1120S) - Other Current Liabilities

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Document Page 25 of 28 United States Bankruptcy Court Eastern District of Virginia, Alexandria Division

IN RE:	Case No
Tysons Tree Service Inc	Chapter 11

Debtor(s)

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 and Fed. R. Bankr. P. 1007(m).

guardian." Do not disclose the child's name. See, 11 U.S	S.C. §112 and 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)
Internal Revenue Service 5205 Leesburg Pike #600 Bailey's Crossroads, VA 22041-3802	Steven Davis (703) 647-5254	Taxes		794,658.74 Collateral: 0.00 Unsecured: 794,658.74
Department Of Taxation Commonwealth Of Virginia PO Box 1880 Richmond, VA 23218-1880		Taxes		258,434.38
Super Media, LLC C/O Legum & Wilks, PLC 4004 Williamsburg Ct. Fairfax, VA 22032	(703) 385-6700	Trade debt		79,000.00
All Points Capital 276 Broad Hollow Road Melville, NY 11747	(631) 531-2841	Equipment Ioan		23,312.52 Collateral: 0.00 Unsecured: 23,312.52
Ford Motor Credti C/O Correspondence PO Box 542000 Omaha, NE 68154-8000		Vehicle Loan		18,000.00 Collateral: 0.00 Unsecured: 18,000.00
Ford Motor Credti C/O Correspondence PO Box 542000 Omaha, NE 68154-8000		Vechicle Loan		10,341.00 Collateral: 0.00 Unsecured: 10,341.00
Ford Motor Credti C/O Correspondence PO Box 542000 Omaha, NE 68154-8000		Vehicle Loan		7,726.00 Collateral: 0.00 Unsecured: 7,726.00
Office Depot Customer Service Center 4740 121st St. Urbandale, IA 50323	(800) 729-7744	credit line		1,000.00
GTS-WELCO 400-W Memorial Blvd. Hagerstown, MD 21740	(301) 733-9033	Trade debt		16.85

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Document Page 26 of 28 DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP I, [the president or other officer or an authorized agent of the corporation] [or a member or an authorized agent of the partnership] named as the debtor

Doc 1

Case 11-17476-BFK

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.

Filed 10/14/11

Entered 10/14/11 15:17:22 Desc Main

Date:	October 14, 2011	Signature:	/s/ Mark K. O'Dell
			Mark K. O'Dell, President
			(Print Name and Title)

Filed 10/14/11 Entered 10/14/11 15:17:22 Desc Main Document Page 27 of 28 United States Bankruptcy Court Case 11-17476-BFK Doc 1

Eastern District of Virginia, Alexandria Division

IN RE:		Case No
Tysons Tree Service, Inc.		Chapter 11
	Debtor(s)	
C	OVER SHEET FOR LIST OF CREDIT	TORS
	ry that the master mailing list of creditors so with Request for Waiver attached, is true,	•
the debtor and the debtor's attorney, (racy and completeness in preparing the cred 2) the court will rely on the creditor listing the Bankruptcy Rules are not used for mailing	g for all mailings, and (3) that the various
Master mailing list of creditors submit	ted via:	
(a) (a) computer diskette listing a temperature	otal of8 creditors; or	
(b) scannable hard copy, with I listing a total of cre	Request for Waiver attached, consisting of geditors	number of pages
·	's/ Mark K. O'Dell	
	Deb	otor
	Joint E	Jebtor
Date: October 14, 2011		

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[Check if applicable] ____ Creditor(s) with foreign addresses included on disk/hard copy.

All Points Capital 276 Broad Hollow Road Melville, NY 11747

Department Of Taxation Commonwealth Of Virginia PO Box 1880 Richmond, VA 23218-1880

Ford Motor Credti C/O Correspondence PO Box 542000 Omaha, NE 68154-8000

GTS-WELCO 400-W Memorial Blvd. Hagerstown, MD 21740

Internal Revenue Service 5205 Leesburg Pike #600 Bailey's Crossroads, VA 22041-3802

Office Depot Customer Service Center 4740 121st St. Urbandale, IA 50323

Super Media, LLC C/O Legum & Wilks, PLC 4004 Williamsburg Ct. Fairfax, VA 22032

U.S. Trustee 115 S. Union St. Alexandria, VA 22314