Case 12-36198-KRH Doc 1 Filed 10/26/12 Entered 10/26/12 15:42:02 Desc Main Document Page 1 of 10

B1 (Official Form 1)(1	2/11)				o di i i o i i o		90 . 0.				
		United S Eas			ruptcy f Virgin					Vo	luntary Petition
Name of Debtor (if in MarKitchen, Inc				ble Bar		Name	of Joint De	ebtor (Spouse)) (Last, First	, Middle):	
All Other Names used (include married, maio			3 years					used by the Jo			8 years
FDBA Imperial (Bar		· ·	artini K	itchen &	Bubble	(meta	de married,	marden, und	rade names	<i>,</i> .	
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) 20-2781005				IN Last f	Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)						
Street Address of Deb		Street, City, a	nd State)	:		Street	Address of	Joint Debtor	(No. and St	reet, City,	and State):
1911 W. Main S Richmond, VA	treet										
				Г	ZIP Code 23220						ZIP Code
County of Residence	or of the Prin	cipal Place of	Business		23220	Count	y of Reside	ence or of the	Principal Pl	ace of Bus	ness:
Richmond City											
Mailing Address of Do	ebtor (if diffe	erent from stre	eet addres	s):		Mailii	ng Address	of Joint Debto	or (if differe	nt from str	eet address):
				Г	ZIP Code						ZIP Code
Location of Principal (if different from stree	Assets of Bust t address abo	siness Debtor ove):		•		•					·
• •	of Debtor				of Business	,		•	•	. •	Under Which
(Form of Organiza			☐ Hea	Check) Ith Care Bu	one box)		☐ Chapt		etition is Fi	iled (Checl	(x one box)
See Exhibit D on pag Corporation (inclu				gle Asset Re	eal Estate as	defined	☐ Chapt	er 9			Petition for Recognition
☐ Partnership	des ELC and	LLI)	☐ Rail	road	101 (312)		Chapter 11 of a Foreign Main Proceeding ☐ Chapter 12 ☐ Chapter 15 Petition for Recogn			· ·	
Other (If debtor is n check this box and st			☐ Stockbroker ☐ Commodity Broker ☐ Cleaning Bonk				☐ Chapt				Nonmain Proceeding
GI 4	1501		Clea	ring Bank er					Natur	e of Debts	
Country of debtor's center	15 Debtors or of main inte				mpt Entity				(Chec	k one box)	Delite and order office
Each country in which a foreign proceeding by, regarding, or against debtor is pending: (Check box Debtor is a tax-e under Title 26 of Code (the International Code)			or is a tax-ex r Title 26 of	empt organizempt dempt organizempt the United St	zation tates	defined "incurr	are primarily con in 11 U.S.C. § and by an individual, family, or i	101(8) as dual primarily	for	Debts are primarily business debts.	
	Filing Fee (C	heck one box)		1	one box:		-	ter 11 Debt		
Full Filing Fee attach					I			debtor as defin ness debtor as d			
Filing Fee to be paid attach signed applica	tion for the co	urt's considerati	on certifyi	ng that the	T I		regate nonco	ntingent liquida	ted debts (ex	cluding debt	s owed to insiders or affiliates)
debtor is unable to pa Form 3A.	iy fee except ii	n installments.	Rule 1006(b). See Offic	a	are less than	\$2,343,300 (and every three years thereafter).
Filing Fee waiver required attach signed applica					BB.	Acceptances	ng filed with of the plan w	this petition. vere solicited pro S.C. § 1126(b).	epetition fron	n one or moi	e classes of creditors,
Statistical/Administr									THIS	S SPACE IS	FOR COURT USE ONLY
☐ Debtor estimates the Debtor	nat, after any	exempt prop	erty is ex	cluded and	administrat		es paid,				
Estimated Number of	Creditors										
1- 50- 49 99	100- 199	200-	1,000- 5,000	5,001- 10,000	10,001- 25,000	25,001- 50,000	50,001- 100,000	OVER 100,000			
Estimated Assets								_			
\$0 to \$50,001 to \$50,000	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion				
Estimated Liabilities	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion				

Case 12-36198-KRH Doc 1 Filed 10/26/12 Entered 10/26/12 15:42:02 Desc Main Document Page 2 of 10

B1 (Official Form 1)(12/11) Page 2 Name of Debtor(s): Voluntary Petition MarKitchen, Inc. t/a Martini Kitchen & Bubble Bar (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Case Number: Date Filed: Location Where Filed: - None -Date Filed: Location Case Number: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b). and is requesting relief under chapter 11.) ☐ Exhibit A is attached and made a part of this petition. Signature of Attorney for Debtor(s) (Date) Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) ☐ Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

B1 (Official Form 1)(12/11)

Page 3

Voluntary Petition

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

Name of Debtor(s):

MarKitchen, Inc. t/a Martini Kitchen & Bubble Bar

Signatures Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

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

X

Signature of Debtor

 \mathbf{X}

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney*

X /s/ Kevette B. Elliott

Signature of Attorney for Debtor(s)

Kevette B. Elliott 30553

Printed Name of Attorney for Debtor(s)

Elliott Law Office

Firm Name

Monument Corporate Centre 5012 Monument Ave. Ste. 201 Richmond, VA 23230

Address

Email: attykbe@aol.com

804-355-4688 Fax: 804-355-5355

Telephone Number

October 26, 2012

Date

*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X /s/ Edgar Rosales

Signature of Authorized Individual

Edgar Rosales

Printed Name of Authorized Individual

President

Title of Authorized Individual

October 26, 2012

Date

Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

v	

Date

Address

Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. §110; 18 U.S.C. §156.

Case 12-36198-KRH Doc 1 Filed 10/26/12 Entered 10/26/12 15:42:02 Desc Main Document Page 4 of 10

B4 (Official Form 4) (12/07)

United States Bankruptcy Court Eastern District of Virginia

In re	MarKitchen, Inc. t/a Martini Kitchen & Bubble Bar			
		Debtor(s)	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	Name, telephone number and complete	Nature of claim (trade	Indicate if claim is	Amount of clain
mailing address including zip	mailing address, including zip code, of	debt, bank loan,	contingent,	[if secured, also
code	employee, agent, or department of creditor	government contract,	unliquidated,	state value of
	familiar with claim who may be contacted	etc.)	disputed, or	security]
		,	subject to setoff	,,
1900 Mainstreet, LLC	1900 Mainstreet, LLC	business lease -		1,250.00
c/o Thalhimers	c/o Thalhimers	delinquent amount		
11100 W. Broad Street	11100 W. Broad Street			
Glen Allen, VA 23060	Glen Allen, VA 23060			
Albert Walker	Albert Walker	business		4,000.00
1915 Huguenot Road	1915 Huguenot Road	accounting and		
Ste. 201	Ste. 201	taxes		
Richmond, VA 23235	Richmond, VA 23235			
ASCAP Music	ASCAP Music	music license for		1,500.00
2690 Cumberland Parkway	2690 Cumberland Parkway	restaurant music		
Suite 490	Suite 490			
Atlanta, GA 30339	Atlanta, GA 30339			
Aubrey Fountain, Esq.	Aubrey Fountain, Esq.	legal services		3,800.00
707 East main St.	707 East main St.			
Suite 1000	Suite 1000			
Richmond, VA 23235	Richmond, VA 23235			
Ballato Law Firm, PC	Ballato Law Firm, PC	City of Richmond		1,575.00
203 E. Cary St.	203 E. Cary St.	delinquent		
Ste. 126	Ste. 126	personal property		
Richmond, VA 23219	Richmond, VA 23219	taxes - 2007-2010		
Beyonca Bryant	Beyonca Bryant	business loan		3,000.00
9094 Cloisters West	9094 Cloisters West			
Henrico, VA 23229	Henrico, VA 23229			
BMI Music	BMI Music	music license for		2,500.00
10 Music Square East	10 Music Square East	music in restaurant		
Nashville, TN 37203	Nashville, TN 37203			
Charles E. Archer	Charles E. Archer	business loan		6,000.00
Anderson, White & Co. PC	Anderson, White & Co. PC			
510 North Coalter St.	510 North Coalter St.			
Staunton, VA 24401	Staunton, VA 24401			
City of Richmond	City of Richmond	meal taxes -		146,547.00
Division of Collections	Division of Collections	delinquent and		
P.O. Box 26505	P.O. Box 26505	through 2012		
Richmond, VA 23261-6505	Richmond, VA 23261-6505	_		

Case 12-36198-KRH Doc 1 Filed 10/26/12 Entered 10/26/12 15:42:02 Desc Main Document Page 5 of 10

B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	MarKitchen, Inc. t/a Martini Kitchen & Bubble Bar	Case No.	
	Debtor(s)		

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]
City of Richmond Dept. of Public Utilities 900 E. Broad St. Rm 102 Richmond, VA 23219	City of Richmond Dept. of Public Utilities 900 E. Broad St. Rm 102 Richmond, VA 23219	delinquent utilities		3,000.00
City of Richmond Division of Collections P.O. Box 26505 Richmond, VA 23261-6505	City of Richmond Division of Collections P.O. Box 26505 Richmond, VA 23261-6505	business meal taxes 2012		1,389.90
CST Co. (US Foods) P.O. Box 33127 Louisville, KY 40232	CST Co. (US Foods) P.O. Box 33127 Louisville, KY 40232	dishwaser leases (2)		560.00
CST Co. (US Foods) P.O. Box 33127 Louisville, KY 40232	CST Co. (US Foods) P.O. Box 33127 Louisville, KY 40232	wholesale supplier		4,720.00
Franson Insurance 101 North Maple Avenue Covington, VA 24426	Franson Insurance 101 North Maple Avenue Covington, VA 24426	business insurance		2,203.00
Internal Revenue Service Philadelphia, PA 19154-0030	Internal Revenue Service Philadelphia, PA 19154-0030	business taxes		3,251.00
Landmarks 326 First St. Ste. 39 Annapolis, MD 21403	Landmarks 326 First St. Ste. 39 Annapolis, MD 21403	magazines for business		8,550.00
Patriot Heating P.O. Box 970 Mechanicsville, VA 23111	Patriot Heating P.O. Box 970 Mechanicsville, VA 23111	heating and electrical work for business		1,700.00
SESAC Music 55 Music Sqaure East Nashville, TN 37203	SESAC Music 55 Music Sqaure East Nashville, TN 37203	music license for restaurant music		1,000.00
Sysco Foods P.O. Box 20020 Harrisonburg, VA 22801	Sysco Foods P.O. Box 20020 Harrisonburg, VA 22801	wholesale supplier		4,300.00
VA Dept. of Taxation P.O. Box 15056 Richmond, VA 23227	VA Dept. of Taxation P.O. Box 15056 Richmond, VA 23227	state business taxes		33,600.00

Case 12-36198-KRH Doc 1 Filed 10/26/12 Entered 10/26/12 15:42:02 Desc Main Document Page 6 of 10

B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	MarKitchen, Inc. t/a Martini Kitchen & Bubble Bar	Case No.	
	Debtor(s)		

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

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

I, the President of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date	October 26, 2012	Signature	/s/ Edgar Rosales
			Edgar Rosales
			President

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

1900 Mainstreet, LLC c/o Thalhimers 11100 W. Broad Street Glen Allen, VA 23060

ADP (SBS) c/o Aron Sadowsky & Marks, Inc 580 Sylvan Ave. Ste. 1B Englewood Cliffs, NJ 07632

Albert Walker 1915 Huguenot Road Ste. 201 Richmond, VA 23235

ASCAP Music 2690 Cumberland Parkway Suite 490 Atlanta, GA 30339

Aubrey Fountain, Esq. 707 East main St. Suite 1000 Richmond, VA 23235

Ballato Law Firm, PC 203 E. Cary St. Ste. 126 Richmond, VA 23219

Beyonca Bryant 9094 Cloisters West Henrico, VA 23229

BMI Music 10 Music Square East Nashville, TN 37203

Charles E. Archer Anderson, White & Co. PC 510 North Coalter St. Staunton, VA 24401 City of Richmond Division of Collections P.O. Box 26505 Richmond, VA 23261-6505

City of Richmond Dept. of Public Utilities 900 E. Broad St. Rm 102 Richmond, VA 23219

Conner Pest Control P.O. Box 1480 Springfield, VA 22151

CST Co. (US Foods) P.O. Box 33127 Louisville, KY 40232

Dodson Bros.Exterminating Co. c/o Wooten Hart law P.O. Box 12247 Roanoke, VA 24024

Franson Insurance 101 North Maple Avenue Covington, VA 24426

GBR Funding, Inc. 665 Molly Lane Suite 130 Woodstock, GA 30189

Internal Revenue Service Philadelphia, PA 19154-0030

Landmarks
326 First St.
Ste. 39
Annapolis, MD 21403

Patriot Heating P.O. Box 970 Mechanicsville, VA 23111 Seneca Insurance Co. 160 Water Street New York, NY 10038

SESAC Music 55 Music Sqaure East Nashville, TN 37203

Sysco Foods P.O. Box 20020 Harrisonburg, VA 22801

VA Dept. of Taxation P.O. Box 15056 Richmond, VA 23227

Case 12-36198-KRH Doc 1 Filed 10/26/12 Entered 10/26/12 15:42:02 Desc Main Document Page 10 of 10

United States Bankruptcy Court Eastern District of Virginia

In re MarKitchen, Inc. t/a Martini Kitchen	& Bubble Bar	Case No.	
	Debtor(s)	Chapter	11
CORPORATE		DIII E 5005 4)	
CORPORAT	E OWNERSHIP STATEMENT (RULE 7007.1)	
Pursuant to Federal Rule of Bankruptcy Proor recusal, the undersigned counsel for Maccertifies that the following is a (are) corpor indirectly own(s) 10% or more of any class report under FRBP 7007.1:	arKitchen, Inc. t/a Martini Kitchen & Eration(s), other than the debtor or a g	Bubble Bar in t governmental ur	he above captioned action, nit, that directly or
■ None [<i>Check if applicable</i>]			
October 26, 2012	/s/ Kevette B. Elliott Kevette B. Elliott		
Date			
	Signature of Attorney or Litiga Counsel for MarKitchen, Inc. t		en & Rubble Bar
	Elliott Law Office	ga martini ratori	n a Babbie Bai
	Monument Corporate Centre		
	5012 Monument Ave. Ste. 201		
	Richmond, VA 23230		
	804-355-4688 Fax:804-355-5355		

attykbe@aol.com