Case 12-51959-SCS Doc 1 Filed 12/18/12 Entered 12/18/12 07:58:42 Desc Main Document Page 1 of 10

B1 (Official F	orm 1)(12	/11)						90 1 01				
			United Eas			ruptcy f Virgin					Vol	luntary Petition
Name of Deb Hotels US	,			, Middle):			Name	of Joint De	ebtor (Spouse)) (Last, First	, Middle):	
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):							used by the J maiden, and			8 years		
Last four digi (if more than one,	state all)	Sec. or Indi	vidual-Taxpa	ayer I.D. ((ITIN) No./	Complete E	IN Last for	our digits o	f Soc. Sec. or	Individual-	Гахрауег I.	.D. (ITIN) No./Complete El
Street Addres 1809 Wes	ss of Debto st Mercu	*	Street, City,	and State)):			Address of	Joint Debtor	(No. and Str	reet, City, a	,
					Г	ZIP Code 23666						ZIP Code
County of Re	sidence or	of the Prin	cipal Place o	f Busines		23000	Count	y of Reside	ence or of the	Principal Pla	ace of Busi	iness:
Hampton	City											
Mailing Addr 6323 Rito Glen Bur	chie High	*	rent from str	eet addres	ss):		Mailir	ng Address	of Joint Debto	or (if differe	nt from str	eet address):
	·				Г	ZIP Code	:					ZIP Code
Location of P (if different fr	Principal As	ssets of Bus address abo	siness Debtor ove):	:		21061	<u> </u>					
	• •	Debtor			Nature	of Business	1		Chapter	of Bankrup	otcy Code	Under Which
(Form of Individual		on) (Check			(Check one box)				Petition is Fi	iled (Check	(one box)	
See Exhibit	t D on page	2 of this form	n.	☐ Sing	☐ Health Care Business☐ Single Asset Real Estate as def		defined	☐ Chapt☐ Chapt☐		☐ CI	hapter 15 F	Petition for Recognition
☐ Corporation ☐ Partnershi		s LLC and	LLP)	in 11 U.S.C. § 101 (51B) Railroad			Chapter 11 of a Foreign Main Proceeding					
Other (If d	•	one of the a	bove entities,	Stockbroker			☐ Chapter 12 ☐ Chapter 15 Petition for Recognition ☐ Chapter 13 ☐ Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding					
		e type of enti		_	nmodity Broaring Bank er	oker		L Chapt	er 13			Nominam 1 rocceding
Country of del	-	5 Debtors	ractor	Our		mpt Entity	,	ł			e of Debts k one box)	
Each country i by, regarding,	in which a fo	oreign procee	eding	unde	(Check box tor is a tax-ex er Title 26 of	the United So	e) zation tates	defined "incurr	are primarily co d in 11 U.S.C. § red by an individual, family, or l	101(8) as dual primarily	for	Debts are primarily business debts.
	Fil	ing Fee (C	heck one box	x)		Check	one box:		Chap	ter 11 Debt	ors	
Full Filing	Fee attached	I							debtor as defin			·
Filing Fee t			(applicable to			Check	if:					
debtor is ur			installments.									s owed to insiders or affiliates) and every three years thereafte
Form 3A.		osto d (ommlio	abla ta abamtan	7 in dividu	ala aniv). Mu		all applicable		, , , , , , , , , , , , , , , , , , ,			
Filing Fee vattach signe			art's considerat			BB. 🗖 1	Acceptances	of the plan w	this petition. were solicited pros.C. § 1126(b).	epetition from	one or mor	e classes of creditors,
Statistical/Ad										THIS	SPACE IS	FOR COURT USE ONLY
☐ Debtor est ☐ Debtor est there will	timates tha	t, after any		erty is ex	cluded and	administrat		es paid,				
Estimated Nu	mber of C	reditors										
1- 49	□ 50- 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 Ass				_								
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	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 Lia	_	П					П	П				
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	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 12-51959-SCS Doc 1 Filed 12/18/12 Entered 12/18/12 07:58:42 Desc Main Document Page 2 of 10

B1 (Official Form 1)(12/11) Page 2 Name of Debtor(s): Voluntary Petition Hotels USA of Virginia, Inc. (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) Document Page 3 of 10

Voluntary Petition

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

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.

 \mathbf{X}_{-}

Signature of Debtor

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney*

X /s/ Karen M. Crowley VSB

Signature of Attorney for Debtor(s)

Karen M. Crowley VSB #35881

Printed Name of Attorney for Debtor(s)

Crowley, Liberatore, Ryan & Brogan, PC

Firm Name

Town Point Center, Suite 300 150 Boush Street Norfolk, VA 23510

Address

(757) 333-4500 Fax: (757) 333-4501

Telephone Number

December 17, 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/ Dipen Patel

Signature of Authorized Individual

Dipen Patel

Printed Name of Authorized Individual

Vice President

Title of Authorized Individual

December 17, 2012

Date

Name of Debtor(s):

Hotels USA of Virginia, Inc.

Signatures

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.)

•		-

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 12-51959-SCS Doc 1 Filed 12/18/12 Entered 12/18/12 07:58:42 Desc Mair Document Page 4 of 10

B4 (Official Form 4) (12/07)

United States Bankruptcy Court Eastern District of Virginia

In re	Hotels USA of Virginia, Inc.			
		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 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]
AAA	AAA	Advertisement	Disputed	5,430.67
1000 AAA Drive	1000 AAA Drive			
Heathrow, FL 32746	Heathrow, FL 32746			
Ameris Bank - Attn: Brad	Ameris Bank - Attn: Brad Hendry	Real property		5,891,580.44
Hendry	1201 West Peachtree Street	located at 1809 W.		(0.400.000.00
1201 West Peachtree Street	Suite 3150	Mercury Boulevard,		(3,400,000.00
Suite 3150	Atlanta, GA 30309	Hampton, VA		secured)
Atlanta, GA 30309		23666		0.704.70
Choice Hotels International	Choice Hotels International			8,791.70
10750 Columbia Pike	10750 Columbia Pike			
Silver Spring, MD 20901	Silver Spring, MD 20901			7.000.00
City of Hampton	City of Hampton	Lodging Tax		7,226.33
P. O. Box 636	P. O. Box 636			
Hampton, VA 23669	Hampton, VA 23669			
Cox Communication	Cox Communication	Telephone and		3,273.39
PO Box 183124	PO Box 183124	internet		
Columbus, OH 43218	Columbus, OH 43218			
Dell Financial Services	Dell Financial Services	Lease of		2,098.20
PO Box 6547	PO Box 6547	computers		
Carol Stream, IL 60197	Carol Stream, IL 60197	0		40 504 40
Dell Financial Services	Dell Financial Services	Computer and		12,561.12
PO Box 6547	PO Box 6547	software lease		
Carol Stream, IL 60197-6547	Carol Stream, IL 60197-6547			4.405.00
Guard Insurance Group	Guard Insurance Group	Insurance		4,105.93
16 South River Street PO Box A-H	16 South River Street PO Box A-H			
Wilkes Barre, PA 18703-0020 IPFS Corporation	Wilkes Barre, PA 18703-0020 IPFS Corporation	Incurance		13,273.89
PO Box 419090	PO Box 419090	Insurance		13,273.89
Kansas City, MO 64105	Kansas City, MO 64105			
MC Sign Company	MC Sign Company	Remaining balance	Contingent	22 272 00
I 334 Industrial Park	334 Industrial Park	due on contract	Contingent	23,373.00
Bluefield, VA 24605	Bluefield, VA 24605	due on contract		
Newport News Waterworks	Newport News Waterworks	Utilities		2 222 67
P.O. Box 979	P.O. Box 979	Otilities		2,223.67
Newport News, VA	Newport News, VA 23607-0979			
23607-0979	Newpoil News, VA 23007-0373			
23001 TU31 3			1	Î

Case 12-51959-SCS Doc 1 Filed 12/18/12 Entered 12/18/12 07:58:42 Desc Main Document Page 5 of 10

B4 (Offic	cial Form 4) (12/07) - Cont.		
In re	Hotels USA of Virginia, Inc.	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]
ThyssenKrupp Elevator P.O. Box 933007 Atlanta, GA 31193-3007	ThyssenKrupp Elevator P.O. Box 933007 Atlanta, GA 31193-3007	Elevator service		3,815.58
Tower Insurance Co of NY PO Box 905930 Richmond, VA 23290-5930	Tower Insurance Co of NY PO Box 905930 Richmond, VA 23290-5930	Insurance		3,196.90
Virginia Department of Taxation PO Box 1777 Richmond, VA 23218-1777	Virginia Department of Taxation PO Box 1777 Richmond, VA 23218-1777	Sales and use tax		4,483.96
Wesco Insurance 5800 Lombardo Center Independence, OH 44131	Wesco Insurance 5800 Lombardo Center Independence, OH 44131	Insurance	Disputed	2,748.00

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

I, the Vice 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	December 17, 2012	Signature	/s/ Dipen Patel
			Dipen Patel
			Vice 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.

Case 12-51959-SCS Doc 1 Filed 12/18/12 Entered 12/18/12 07:58:42 Desc Main Document Page 6 of 10

United States Bankruptcy Court Eastern District of Virginia

	Eastern District of Virginia	4	
re Hotels USA of Virginia, Inc.		Case No	
	Debtor		
		Chapter	11
T 1	IST OF FOUITV SECUDITY	HOI DEDC	
L	IST OF EQUITY SECURITY	HOLDEKS	
ollowing is the list of the Debtor's equity	security holders which is prepared in accord	dance with Rule 1007(a)(3) for filing in this chapter 11 c
onowing is the list of the Debtor's equity	security notacis which is prepared in accord	dunce with Rule 1007(u)(3) for fining in this enapter 11 e
<u> </u>			Y7' 1 C
Name and last known address	Security	Number	Kind of
or place of business of holder	Class	of Securities	Interest
Dipen Patel	Common	21%	
1209 E. Randolph Road			
Silver Spring, MD 20904			
-			
Farhat U. Cheema	Common	79%	
Farhat U. Cheema 10 Redbud Court	Common	79%	
	Common	79%	
10 Redbud Court	Common	79%	
10 Redbud Court	Common	79%	

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

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

Date_	December 17, 2012	Signature /s/ Dipen Patel
		Dipen Patel
		Vice 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.

AAA 1000 AAA Drive Heathrow, FL 32746

Allied Waste P.O. Box 9001099 Louisville, KY 40290-1099

Ameris Bank - Attn: Brad Hendry 1201 West Peachtree Street Suite 3150 Atlanta, GA 30309

Best Western International, Inc. Attn: Dorian LeFre' 6201 North 24th Parkway Phoenix, AZ 85016

Choice Hotels International 10750 Columbia Pike Silver Spring, MD 20901

City of Hampton P. O. Box 636 Hampton, VA 23669

City of Hampton, Treasurer 22 Lincoln Street Hampton, VA 23669

Cox Communication PO Box 183124 Columbus, OH 43218

Cox Communications PO Box 183124 Columbus, OH 43218-3124

Dell Financial Services PO Box 6547 Carol Stream, IL 60197

Dell Financial Services PO Box 6547 Carol Stream, IL 60197-6547 Dipen and Sunita Patel 1209 E. Randolph Road Silver Spring, MD 20904

Dipen Patel 1209 E Randolph Road Silver Spring, MD 20904

Farhat U. Cheema 10 Redbud Court Potomac, MD 20854

Guard Insurance Group 16 South River Street PO Box A-H Wilkes Barre, PA 18703-0020

IATSE Local #264 1929 Coliseum Drive, Suite H Hampton, VA 23666

IPFS Corporation PO Box 419090 Kansas City, MO 64105

IRS Insolvency Unit 400 North 8th Street Box 76-Room 898 Richmond, VA 23219

Marcellus William d/b/a State Farm Ins. 1929 Coliseum Drive, Suite G Hampton, VA 23666

MC Sign Company 334 Industrial Park Bluefield, VA 24605

Michelle Swann, Esq. Schneider & Onofry, P.C. 3101 N. Central Avenue, Suite 600 Phoenix, AZ 85012 Newport News Waterworks P.O. Box 979 Newport News, VA 23607-0979

Shear Ego Hair Salon 1929 Coliseum Drive, Suite J Hampton, VA 23666

Surya and Venkataratna Ayala 11477 Columbia Pike Apt C10 Silver Spring, MD 20904

Tahira Farhat 10 Redbud Court Potomac, MD 20854

ThyssenKrupp Elevator P.O. Box 933007 Atlanta, GA 31193-3007

Tower Insurance Co of NY PO Box 905930 Richmond, VA 23290-5930

Virginia Department of Taxation PO Box 1777 Richmond, VA 23218-1777

Wesco Insurance 5800 Lombardo Center Independence, OH 44131 Case 12-51959-SCS Doc 1 Filed 12/18/12 Entered 12/18/12 07:58:42 Desc Main Document Page 10 of 10

United States Bankruptcy Court Eastern District of Virginia

In re Hotels USA of Virginia, Inc.		Case No.	
	Debtor(s)	Chapter	11
Coppo	- 1		
CORPO	RATE OWNERSHIP STATEMENT (R	RULE 7007.1)	
		_	
	cy Procedure 7007.1 and to enable the Jud	•	
	or <u>Hotels USA of Virginia, Inc.</u> in the abouter than the debtor or a governmental unit.		
	(s') equity interests, or states that there are	•	•
more of any class of the corporation so	(s) equity interests, or states that there are	no entities to	report under i RDI 7007.1.
■ None [<i>Check if applicable</i>]			
December 17, 2012	/s/ Karen M. Crowley VSB		
Date	Karen M. Crowley VSB #35881		
	Signature of Attorney or Litigan		
	Counsel for Hotels USA of Virg		
	Crowley, Liberatore, Ryan & Brog Town Point Center, Suite 300	jaii, PC	
	150 Boush Street		
	Norfolk VA 22510		

(757) 333-4500 Fax:(757) 333-4501