Case 14-72521-SCS Doc 1 Filed 07/10/14 Entered 07/10/14 09:13:19 Desc Main

United States Bankruptcy Court Voluntary petition						
Name of Deptor (if individual enter Last, First/Middle):			Name of Joint Debtor (Spouse) (Las <sup>+</sup> , First, Middle):			
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):			All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):			
Last four digits of Soc. Sec. or Individual-Taxpayer 1.D. (ITIN)/Complete EIN (if more than one, state all): EIN: 57-1171073			Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all):			
Street Address of Debtor (No. and Street, City, and State): 434 W.33 th Street			Street Address of Joint Debtor (No. and Street, City, and State):			
Norfolk, Virginia 13508 ZIP CODE			ZIP CODE			
County of Residence or of the Principal Place of Busine		County of Residence or of the Principal Place of Business:				
Mailing Address of Debtor (if different from street add	ress):	Mailing Address of Joint Debtor (if different from street address):				
	ZIP CODE					
Location of Principal Assets of Business Debtor (if diff	erent from street address above):		ZIP CODE			
<b>Type of Debtor</b> (Form of Organization)	Nature of Busin (Check one box		Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box.)			
<ul> <li>(Check one box.)</li> <li>Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.</li> <li>Corporation (includes LLC and LLP)</li> <li>Partnership</li> <li>Other (If debtor is not one of the above entities, check this box and state type of entity below.)</li> </ul>	<ul> <li>Health Care Business</li> <li>Single Asset Real Estate as defined in 11 U.S.C. § 101(51B)</li> <li>Railroad</li> <li>Stockbroker</li> <li>Commodity Broker</li> <li>Clearing Bank</li> </ul>		Chapter 7 Chapter 15 Petition for Chapter 9 Recognition of a Foreign Chapter 11 Main Proceeding Chapter 12 Chapter 15 Petition for Chapter 13 Recognition of a Foreign Nonmain Proceeding			
	Clearing Bank De Other Fureral Hong		Nature of Debts (Check one box.)			
	Tax-Exempt End         (Check box, if applied         Debtor is a tax-exempt of under Title 26 of the Under Title 26 of the Under Code (the Internal Reve	able.) organization hited States	<ul> <li>Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or house-</li> </ul>			
Filing Fee (Check one bo		T	hold purpose." Chapter 11 Debtors			
<ul> <li>Full Filing Fee attached.</li> <li>Filing Fee to be paid in installments (applicable to</li> </ul>	,	Check one box: Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).				
signed application for the court's consideration ce unable to pay fee except in installments. Rule 10	ertifying that the debtor is 06(b). See Official Form 3A.	Check if: Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment or 4(0) (10 - 4 provide the subject is a filled by the subject is a subject to adjust the subject is a subject				
Filing Fee waiver requested (applicable to chapter attach signed application for the court's considera		on 4/01/13 and every three years thereafter).				
			<ul> <li>Check all applicable boxes:</li> <li>A plan is being filed with this petition.</li> <li>Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).</li> </ul>			
Statistical/Administrative Information			THIS SPACE IS FOR COURT USE ONLY			
Debtor estimates that funds will be available for distribution to unsecured creditors. Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no fund- available for distribution to unsecured creditors.						
Estimated Number of Creditors	1,000- 5,001- 1		5,001- 5,000 100,000 100,000			
\$50,000 \$100,000 \$500,000 to \$1 million	\$1,000,001 \$10,000,001 \$ to \$10 to \$50 to	5\$100 to	100,000,001 \$500,000,001 More that \$500 to \$1 billion \$1 billion			
\$50,000 \$100,000 \$500,000 to \$1	\$1,000,001 \$10,000,001 \$ to \$10 to \$50 to	⇒\$100 to	] [] 100,000,001 \$500,000,001 More than \$500 to \$1 billion \$1 billion illion			

	e 14-72521-SCS Doc 1 Filed 07/10/14						
B1 (Official Form Voluntary Pe	etition	Page 2 of 7 Name of Debtor(s):	Page 2				
(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.)							
Location	NONE	Case Number:	Date Filed:				
Where Filed:	<i>N U D E</i>	Case Number:	Date Filed:				
Where Filed:	Pending Bankruptcy Case Filed by any Spouse, Partner, or Affi	liate of this Debtor (If more than one, attach a	additional sheet.)				
Name of Debtor:		Case Number:	Date Filed:				
District:		Relationship:	Judge:				
	Exhibit A	Exhibit	B				
(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.)		<ul> <li>(To be completed if debtor is an individual whose debts are primarily consumer debts.)</li> <li>I, the attorney for the petitioner named in the foregoing petition, declare that I 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 under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b).</li> </ul>					
Exhibit A	is attached and made a part of this petition.	X Signature of Attorney for Debtor(s) (Date)					
	Exhibit						
Does the debtor o	own or have possession of any property that poses or is alleged to pose a		ublic health or cafaty?				
		unear of miniment and identifiable farm to pe	one nearth of safety?				
	xhibit C is attached and made a part of this petition.						
No.							
<b>27</b>	Exhibit D						
	l by every individual debtor. If a joint petition is filed, each spouse must	· ·					
L Exhibit I	D completed and signed by the debtor is attached and made a part of this	petition.					
If this is a joint pe	etition:						
Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.							
	Information Regarding						
(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 with 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(1)).							

## Case 14-72521-SCS Doc 1 Filed 07/10/14 Entered 07/10/14 09:13:19 Desc Main Document Page 3 of 7

<b>B</b> 14	Official	Form)		(4/10)
DI	Uniciai	ronn)	1	(4/10)

B1 (Official Form) 1 (4/10)	Page 3			
Voluntary Petition	Name of Debtor(s):			
(This page must be completed and filed in every case.) Signa				
Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative			
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.	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.)			
[If no attorney represents me and no bankruptcy petition preparer signs the petition] 1 have obtained and read the notice required by 11 U.S.C. § 342(b).	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			
I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.	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 Debtor	X(Signature of Foreign Representative)			
X Signature of Joint Debtor	(Printed Name of Foreign Representative)			
Telephone Number (if not represented by attorney) Date	Date			
Signature of Attorney*	Signature of Non-Attorney Bankruptcy Petition Preparer			
X Signature of Attorney for Debtor(s) Printed Name of Attorney for Debtor(s) Firm Name	I declare under penalty of perjury that: (1) I am a bankruptcy petition prepare defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and h provided the debtor with a copy of this document and the notices and informa required under 11 U.S.C. §§ 110( $t^{,}$ , 110(h), and 342(b); and, (3) if rules guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) settin maximum fee for services chargeable by bankruptcy petition preparers, I have gi the debtor notice of the maximum amount before preparing any document for fi for a debtor or accepting any fee from the debtor, as required in that sect Official Form 19 is attached.			
Address Telephone Number	Printed Name and title, if any, of Bankruptcy Petition Preparer			
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.	Social-Security number (If the bankruptcy petition preparer is not a individual, state the Social-Security number of the officer, principa responsible person or partner of the bankruptcy petition preparer.) (Require by 11 U.S.C. § 110.)			
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.	Address X			
The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition. X $\underline{Autor H}$ $\underline{Autor}$ Signature of Authorized Individual CATIOS H. HOWARD Printed Name of Authorized Individual $\underline{FESIDEST}$ Title of Authorized Individual $\underline{7/9/14}$ Date $\underline{3138/11}$ $\underline{5135}$	Date 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.			

C.Aston Howard Funeral Homes, Inc. **Resolution to File Chapter 11 Reorganization** 

WHEREAS, C. Aston Howard Funeral Homes Inc. is insolvent and unable to pay its debts when due, and WHEREAS, the Corporation and its creditors would be best served by reorganization of the Corporation under Chapter 11 of the Bankruptcy Code, be it:

**RESOLVED**, that the Corporation file as soon as practicle for reorganization pursuant to Chapter 11 of the Bankruptcy Code.

The undersigned hereby certify that he is duly an Officer and qualified President and the custodian of the books and records of C .Aston Howard Funeral Homes ,Inc.a corporation duly formed pursuant to the laws of Virginia, Chapter 9 Title 13.1 and that the foregoing is a true record of a resolution duly adopted at a meeting of the C. Aston Howard Funeral Homes, Inc. and that said meeting was held in accordance with state law and the Bylaws of the above named Corporation on July 7.2014 and that said resolution is now in full force and effect without modification or rescission.

IN WITNESS WHEREOF, I have executed my name as President and have hereunto affixed the corporate seal of the above name-named Corporation this **Resolution.** Reorganization of C. Aston Funeral Homes, Inc.

Auburd. Rult 7/9/14 3/38/1

Dec 31, 2015

## UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF VIRGINIA Eastern Division

In re C. Aston Howard Funeral Homes, Inc. Voluntary Petition

Case No.

Chapter 11

Debtor(s)

## **COVER SHEET FOR LIST OF CREDITORS**

I hereby certify under penalty of perjury that the master mailing list of creditors submitted either on computer diskette or by a typed hard copy in scannable format, with Request for Waiver attached, is a true, correct and complete listing to the best of my knowledge.

I further acknowledge that (1) the accuracy and completeness in preparing the creditor listing are the shared responsibility of the debtor and the debtor's attorney, (2) the court will rely on the creditor listing for all mailings, and (3) that the various schedules and statements required by the Bankruptcy Rules are not used for mailing purposes.

Master mailing list of creditors submitted via:

(a) \_\_\_\_\_ computer diskette listing a total of \_\_\_\_\_ creditors; or

(b) scannable hard copy, with Request for Waiver attached, consisting of 22 pages, listing a total of <u>6</u> creditors

7/9/14 e 31, 2015 

Debtor

Joint Debtor

Date: July 9,2014

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

[diskcs ver. R-1/2003]

## Case 14-72521-SCS Doc 1 Filed 07/10/14 Entered 07/10/14 09:13:19 Desc Main Page 6 of 7 Document

C. Aston Funeral Homes, Inc. List of Creditors

**Richard D. Ricks Furniture Classics** 2308 Granby Street Norfolk, Virginia 23517 Bernard A. Pishko Norfolk City Attorney 810 Union Street Norfolk Virginia 23510 Suite 900

W. Greer Mc Creedy, II Substitute Trustee 413 West York Street Norfolk, Virginia 23510

Andrew N. Lock and Barry A. Mathias, Trustees 1435 Crossways Boulevard Suite 101 Chesapeake, Virginia 23320

Monarch Bank 1435 Crossways Boulevard Suite 101 Chesapeake, Virginia 23320

Anthony L. Burfoot Norfolk City Treasurer C/O Wendy Petchel, Real Estate Taxes 810 Union Street Norfolk, Virginia 23510

P. l. I. 7/9/14

Dec 31, 2014 313811

Case 14-72521-SCS Doc 1 Filed 07/10/14 Entered 07/10/14 09:13:19 Desc Main Document Page 7 of 7

Financial Statement and Balance Sheets For C. Aston Funeral Homes, Inc.

Please be advised that C. Aston Howard does not have updated Financials at present for it has been a collateralized corporation for hence is one the main purpose for this Voluntary Reorganization.

Respectfully,

Carlos A. Howard/ President

2

- D. Puls 7/9/14 Dec 31, 2014 31381