Case 10-61882 Doc 1 Filed 06/29/10 Entered 06/29/10 11:40:46 Desc Main Document Page 1 of 60

B1 (Official Form 1)(4/10)								
	States Bankruj stern District of V						Volunt	ary Petition
Name of Debtor (if individual, enter Last, First, Toomy, Alexander MacMillan	Middle):				ebtor (Spouse y Nance	e) (Last, First, I	Middle):	
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): AKA Alex Toomy; AKA Alex M. Toomy				le married,	used by the J maiden, and eline Amy	trade names):	the last 8 year	5
Last four digits of Soc. Sec. or Individual-Taxpa (if more than one, state all) xxx-xx-4488	(if more	our digits of than one, state	all)	r Individual-Ta	axpayer I.D. (IT	IN) No./Complete EIN		
Street Address of Debtor (No. and Street, City, a 464 Ragged Mountain Road Charlottesville, VA	,	IP Code	640	Address of Rocks Marlottesvi	Mill Ct	r (No. and Stre	et, City, and Sta	ZIP Code
County of Residence or of the Principal Place of Albemarle			Alb	emarle			e of Business:	
Mailing Address of Debtor (if different from stree P.O. Box 670 Ivy, VA	Z	IP Code		. Box 67		tor (if different	from street add	ZIP Code
22945 22945 Location of Principal Assets of Business Debtor (if different from street address above): 22945							22945	
Type of Debtor (Form of Organization) (Check one box) ■ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. □ Corporation (includes LLC and LLP) □ Partnership	Nature of B (Check one Health Care Busine Single Asset Real F in 11 U.S.C. § 101 Railroad Stockbroker Commodity Broker	box) ss Estate as de (51B)	fined	□ Chapte □ Chapte □ Chapte □ Chapte □ Chapte	the I er 7 er 9 er 11 er 12	Petition is File	Foreign Main	box) n for Recognition
 Other (If debtor is not one of the above entities, check this box and state type of entity below.) 	Clearing Bank Other <u>Tax-Exemping</u> (Check box, if a Debtor is a tax-exemunder Title 26 of th Code (the Internal I	pplicable) mpt organi e United S	tates	defined "incurr		(Check o onsumer debts,	or	Debts are primarily business debts.
 Filing Fee (Check one box Full Filing Fee attached Filing Fee to be paid in installments (applicable to attach signed application for the court's considerati debtor is unable to pay fee except in installments. Form 3A. Filing Fee waiver requested (applicable to chapter attach signed application for the court's consideration for the court's considerating for the court's co	tor is not tor's aggr less than S applicable lan is beir eptances of	a small busin regate noncom \$2,343,300 (a boxes: ag filed with of the plan w	debtor as defin ness debtor as c ntingent liquida <i>amount subject</i> this petition.	ated debts (exclu t to adjustment of repetition from of	§ 101(51D). S.C. § 101(51D). ading debts owed	to insiders or affiliates) ery three years thereafter). es of creditors,		
 Statistical/Administrative Information ■ Debtor estimates that funds will be available □ Debtor estimates that, after any exempt prop there will be no funds available for distribution 	erty is excluded and adm	inistrative		es paid,		THIS S	SPACE IS FOR C	OURT USE ONLY
1- 50- 100- 200- 49 99 199 999			5,001-),000	□ 50,001- 100,000	OVER 100,000			
\$50,000 \$100,000 \$500,000 to \$1 million	to \$10 to \$50 to \$	5100 to		5500,000,001 to \$1 billion				
\$50,000 \$100,000 \$500,000 to \$1	to \$10 to \$50 to \$	5100 to		500,000,001 to \$1 billion	More than \$1 billion			

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B1 (Official For	m 1)(4/10)		Page 2		
Voluntar		Name of Debtor(s): Toomy, Alexander MacMillar	ı		
(This page mu	st be completed and filed in every case)	Toomy, Amy Nance			
	All Prior Bankruptcy Cases Filed Within Last				
Location Where Filed:	- None -	Case Number:	Date Filed:		
Location Where Filed:		Case Number:	Date Filed:		
Pe	nding Bankruptcy Case Filed by any Spouse, Partner, or		one, attach additional sheet)		
Name of Debte - None -	Dr:	Case Number:	Date Filed:		
District:		Relationship:	Judge:		
	Exhibit A		hibit B whose debts are primarily consumer debts.)		
(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.) 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 availab under each such chapter. I further certify that I delivered to the debtor the notirequired by 11 U.S.C. §342(b).					
Exhibit	A is attached and made a part of this petition.	X Signature of Attorney for Debtor(s)	(Date)		
	Eve	l ibit C			
	r own or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition.		harm to public health or safety?		
	Exh	ibit D			
-	eted by every individual debtor. If a joint petition is filed, ea		separate Exhibit D.)		
Exhibit	D completed and signed by the debtor is attached and made	a part of this petition.			
If this is a joi	nt petition: D also completed and signed by the joint debtor is attached a	and made a part of this petition.			
	Information Regardin	g the Debtor - Venue			
	(Check any ap	-			
	Debtor has been domiciled or has had a residence, princip days immediately preceding the date of this petition or for				
	There is a bankruptcy case concerning debtor's affiliate, ge	eneral partner, or partnership pending	in this District.		
	Debtor is a debtor in a foreign proceeding and has its print this District, or has no principal place of business or assets proceeding [in a federal or state court] in this District, or th sought in this District.	in the United States but is a defendar	nt in an action or		
	Certification by a Debtor Who Reside		ty		
	(Check all app Landlord has a judgment against the debtor for possession		complete the following.)		
	(Name of landlord that obtained judgment)				
	(Address of landlord)				
	Debtor claims that under applicable nonbankruptcy law, the	tere are circumstances under which th	e debtor would be permitted to cure		
	the entire monetary default that gave rise to the judgment to Debtor has included in this petition the deposit with the co after the filing of the petition.				
_					

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

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B1 (Official Form 1)(4/10)	Page 3
Voluntary Petition	Name of Debtor(s):
(This page must be completed and filed in every case)	Toomy, Alexander MacMillan Toomy, Amy Nance
	atures
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. [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 /s/ Alexander MacMillan Toomy Signature of Debtor Alexander MacMillan Toomy	 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
X /s/ Amy Nance Toomy	Printed Name of Foreign Representative
Signature of Joint Debtor Amy Nance Toomy	
	Date
Telephone Number (If not represented by attorney)	Signature of Non-Attorney Bankruptcy Petition Preparer
June 24, 2010	
Date	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
Signature of Attorney*	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
X /s/ Marshall M. Slayton VSB# Signature of Attorney for Debtor(s)	chargeable by bankruptcy petition preparers, I have given the debtor notice
	of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section.
<u>Marshall M. Slayton VSB# 37362</u> Printed Name of Attorney for Debtor(s)	Official Form 19 is attached.
Boyle, Bain, Reback & Slayton	
Firm Name 420 Park Street Charlottesville, VA 22902	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
Address	preparer.)(Required by 11 U.S.C. § 110.)
marshall.slayton@bbrs.net; jonathan.woodruff@bbrs.net _(434) 979-7900 Fax: (434) 977-3298 Telephone Number	
June 24, 2010	Address
Date	Address
*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.	X
Signature of Debtor (Corporation/Partnership)	Date
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.	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:
X	
Printed Name of Authorized Individual	If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.
Title of Authorized Individual	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.

Date

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B 1D (Official Form 1, Exhibit D) (12/09)

United States Bankruptcy Court Western District of Virginia

	Alexander MacMillan Toomy
In re	Amy Nance Toomy

Debtor(s)

Case No. Chapter

11

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

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

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

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

 \Box 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. *You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.*

 \Box 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

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B 1D (Official Form 1, Exhibit D) (12/09) - Cont.

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

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

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

□ Active military duty in a military combat zone.

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

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

 Signature of Debtor:
 /s/ Alexander MacMillan Toomy

 Alexander MacMillan Toomy
 Alexander MacMillan Toomy

 Date:
 June 24, 2010

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B 1D (Official Form 1, Exhibit D) (12/09)

United States Bankruptcy Court Western District of Virginia

	Alexander MacMillan Toomy
In re	Amy Nance Toomy

Debtor(s)

Case No. Chapter

11

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

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

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

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

 \Box 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. *You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.*

 \Box 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

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B 1D (Official Form 1, Exhibit D) (12/09) - Cont.

Page 2

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

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

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

□ Active military duty in a military combat zone.

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

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

Signature of Debtor: /s/ Amy Nance Toomy Amy Nance Toomy Date: June 24, 2010

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B4 (Official Form 4) (12/07)

United States Bankruptcy Court Western District of Virginia

	Alexander MacMillan Toomy
In re	Amy Nance Toomy

Debtor(s)

Case No. Chapter 11

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [*or* chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Albemarle County Department of Finance 401 McIntire Road Charlottesville, VA 22902	Albemarle County Department of Finance 401 McIntire Road Charlottesville, VA 22902	Personal property tax		2,214.73
Albemarle County Department of Finance 401 McIntire Road Charlottesville, VA 22902	Albemarle County Department of Finance 401 McIntire Road Charlottesville, VA 22902	Personal property tax (car gone)		1,000.00
American Express c/o Becket and Lee LLP Po Box 3001 Malvern, PA 19355	American Express c/o Becket and Lee LLP Po Box 3001 Malvern. PA 19355	CreditCard		10,600.00
Bank Of America Attn: Bankruptcy NC4-105-03-14 Po Box 26012 Greensboro, NC 27410	Bank Of America Attn: Bankruptcy NC4-105-03-14 Po Box 26012 Greensboro, NC 27410	CreditCard		24,091.00
BB & T Bky Dept mail code 100-50-01-51 Po Box 1847 Wilson, NC 27894	BB & T Bky Dept mail code 100-50-01-51 Po Box 1847 Wilson, NC 27894	Farm with multiple dwellings located at 464 Ragged Mountain Road, Charlottesville, VA [tax assessment valuation]		831,024.00 (3,208,600.00 secured) (5,288,837.00 senior lien)
		Also secures residence located at		

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B4 (Official Form 4) (12/07) - Cont. Alexander MacMillan Toomy Amy Nance Toomy

In re

Debtor(s)

Case No.

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
BB & T Bankruptcy Dept mail code 100-50-01-51 Po Box 1847 Wilson, NC 27894	BB & T Bankruptcy Dept mail code 100-50-01-51 Po Box 1847 Wilson, NC 27894	Vacation home located at 4721 South Virginia Dare Trail, Nags Head, NC 27959 jointly owned with Rick & Peggy Carter (1/3) and Phillip & Jean Annwoods		405,832.00 (1,000,000.00 secured) (1,410,824.00 senior lien)
Bb&t P O Box 2027 Greenville, SC 29602	Bb&t P O Box 2027 Greenville, SC 29602	Farm with multiple dwellings located at 464 Ragged Mountain Road, Charlottesville, VA [tax assessment valuation]		5,288,837.00 (3,208,600.00 secured)
Bb&t P O Box 2027 Greenville, SC 29602	Bb&t P O Box 2027 Greenville, SC 29602	Vacation home located at 4721 South Virginia Dare Trail, Nags Head, NC 27959 jointly owned with Rick & Peggy Carter (1/3) and Phillip & Jean Annwoods		1,410,824.00 (1,000,000.00 secured)
Capital One, N.a. C/O American Infosource Po Box 54529 Oklahoma City, OK 73154	Capital One, N.a. C/O American Infosource Po Box 54529 Oklahoma City, OK 73154	CreditCard		1,088.00
Chase Bank One Card Serv Westerville, OH 43081	Chase Bank One Card Serv Westerville, OH 43081	CreditCard		14,699.00
Cogwell Stone Fabricators, Inc. c/o Joseph Wright III, Esq. 675 Peter Jefferson Parkway, Suite Charlottesville, VA 22911	Cogwell Stone Fabricators, Inc. c/o Joseph Wright III, Esq. 675 Peter Jefferson Parkway, Suite Charlottesville, VA 22911	Debt of MacMillan-Farrell, LLC	Disputed	3,000.00
Community Bank PO Box 1209 38 N. Central Ave Staunton, VA 24401	Community Bank PO Box 1209 38 N. Central Ave Staunton, VA 24401	John Deere tractor, @ debtor(s) residence [debtor valuation] and John Deere lawnmower (PMSI)		30,000.00 (21,000.00 secured)
DurretteBradshaw, PC 1111 East Main St - 16th Floor Richmond, VA 23219	DurretteBradshaw, PC 1111 East Main St - 16th Floor Richmond, VA 23219	Professional services	Disputed	3,883.21

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B4 (Official Form 4) (12/07) - Cont. Alexander MacMillan Toomy Amy Nance Toomy

In re

Debtor(s)

Case No.

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
European Stone Concepts, Inc. C/O J. Barrett Jones 917 East Jefferson St Charlottesville, VA 22902	European Stone Concepts, Inc. C/O J. Barrett Jones 917 East Jefferson St Charlottesville, VA 22902	Granite		6,986.50
Feil, Pettit, & Williams PO Box 2057 Charlottesville, VA 22902	Feil, Pettit, & Williams PO Box 2057 Charlottesville, VA 22902	Legal services		2,052.69
Foster Well & Pump Co. Inc. c/o Richard Carter, R/A P.O. Box 1567 Charlottesville, VA 22902	Foster Well & Pump Co. Inc. c/o Richard Carter, R/A P.O. Box 1567 Charlottesville, VA 22902	Well parts & service		500.00
Fuller, Leslie 378 Ragged Mountain Road Charlottesville, VA 22903	Fuller, Leslie 378 Ragged Mountain Road Charlottesville, VA 22903	Down payment for Westhall Investors, secured by husband's intgerest in Westhall Investments		100,000.00 (0.00 secured)
Hampton & Everett 107 5th St SE, Suite A PO Box 1158 Charlottesville, VA 22902-1158	Hampton & Everett 107 5th St SE, Suite A PO Box 1158 Charlottesville, VA 22902-1158	Accounging services		3,836.00
Prolink 710 Henry Ave Charlottesville, VA 22903-5224	Prolink 710 Henry Ave Charlottesville, VA 22903-5224	Audio/visual installation & equipment		3,604.80
Valley Pool & Spa 1520 N. Delphine Ave Waynesboro, VA 22980-1910	Valley Pool & Spa 1520 N. Delphine Ave Waynesboro, VA 22980-1910	Pool maintenance		2,446.41

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B4 (Official Form 4) (12/07) - Cont. Alexander MacMillan Toomy In re Amy Nance Toomy

Debtor(s)

Case No.

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

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

We, **Alexander MacMillan Toomy** and **Amy Nance Toomy**, the debtors in this case, declare under penalty of perjury that we have read the foregoing list and that it is true and correct to the best of our information and belief.

Date June 24, 2010

Signature /s/ Alexander MacMillan Toomy Alexander MacMillan Toomy Debtor

Date June 24, 2010

Signature /s/ Amy Nance Toomy

Amy Nance Toomy Joint Debtor

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

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B6 Summary (Official Form 6 - Summary) (12/07)

United States Bankruptcy Court Western District of Virginia

In re	Alexander MacMillan Toomy,
	Amy Nance Toomy

Case No.

Debtors

Chapter_____11

SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	5,890,500.00		
B - Personal Property	Yes	6	225,395.03		
C - Property Claimed as Exempt	Yes	3			
D - Creditors Holding Secured Claims	Yes	2		9,433,103.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		2,214.73	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	6		78,608.79	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	3			
I - Current Income of Individual Debtor(s)	Yes	1			16,493.00
J - Current Expenditures of Individual Debtor(s)	Yes	2			42,542.00
Total Number of Sheets of ALL Schedules		27			
	T	otal Assets	6,115,895.03		
			Total Liabilities	9,513,926.52	

Case 10-61882 Doc 1

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Form 6 - Statistical Summary (12/07)

United States Bankruptcy Court

Western District of Virginia

In re Alexander MacMillan Toomy

Amy Nance Toomy

Debtors

Case No.	

Chapter_

11

STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C.§ 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	
Student Loan Obligations (from Schedule F)	
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	
TOTAL	

State the following:

Average Income (from Schedule I, Line 16)	
Average Expenses (from Schedule J, Line 18)	
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	

State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column	
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	
 Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column 	
4. Total from Schedule F	
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)	

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B6A (Official Form 6A) (12/07)

In re Alexander MacMillan Toomy,

Case No._____

Amy Nance Toomy

Debtors

SCHEDULE A - REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim." If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim
Farm with multiple dwellings located at 464 Ragged Mountain Road, Charlottesville, VA [tax assessment valuation]	Tenants by the entirety	уJ	3,208,600.00	6,119,861.00
Residence located at 640 Rocks Mill Court, Charlottesville, VA [tax assessment valuation]	Tenants by the entirety	γJ	1,681,900.00	1,366,586.00
Vacation home located at 4721 South Virginia Dare Trail, Nags Head, NC 27959 jointly owned with Rick & Peggy Carter (1/3) and Phillip & Jean Annwoods (1/3) [tax assessment valuation \$1,726,200.00]; debtor valuation \$1,000,000.00	1/3 interest	J	1,000,000.00	1,816,656.00

Sub-Total > **5,890,500.00** (Total of this page)

Total > **5,890,500.00**

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		Decument	

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B6B (Official Form 6B) (12/07)

Alexander MacMillan Toomy,

In	re

Case No.

Amv	Nance	Toomy
<i>,</i> ,		

Debtors

SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply 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).

	Type of Property	N O N E Description and Location of Property E	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
1.	Cash on hand	Cash on Hand	J	100.00
2.		Joint checking account at Suntrust (5754)	J	500.00
	accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or	Joint savings account at Suntrust (3833)	J	128.00
		Checking account at United Bank (8336)	н	500.00
	cooperatives.	Checking account at Suntrust (9587)	w	10,000.00
		Checking account at Suntrust (9579)	w	350.00
		Checking account at Suntrust (joint with son) (last four: 9546)	W	90.00
		Savings account at USAA (7621)	w	1,013.03
		Online account with Paypal	w	100.00
3.	Security deposits with public utilities, telephone companies, landlords, and others.	Rental Security Deposit with McLean Faulconer, Inc. paid by Tenant at 640 Rocks Mill Court	J	9,500.00
4.	Household goods and furnishings, including audio, video, and computer equipment.	Washer/Dryer, mirror, longhorns, @ debtor(s) residence	J	275.00
	computer equipment.	Office furniture, @ debtor(s) residence	J	1,025.00
		Kitchen furniture, @ debtor(s) residence	J	875.00
		Kitchenware, @ debtor(s) residence	J	500.00
		Family room furniture (2 sofas, 2 chairs, plasma TV oriental rug, tables, books, pictures, receivers), @ debtor(s) residence	/, J	2,585.00
		Living room furniture (4 chairs, rug, ottoman, decorative items), @ debtor(s) residence	J	1,300.00

Sub-Total > (Total of this page)

28,841.03

5 continuation sheets attached to the Schedule of Personal Property

In re	Alexander MacMillan Too Amy Nance Toomy	omy, Case	e No	
-		Debtors SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)		
	Type of Property	N O N E Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property without Deducting any Secured Claim or Exemptio
		Dining room furniture, @ debtor(s) residence	J	1,625.00
		Study Furniture (rug, desk, chairs), @ debtor(s) residence	J	1,325.00
		Master Bedroom furniture, @ debtor(s) residence	J	1,910.00
		Second bedroom furniture, @ debtor(s) residence	J	875.00
		Third bedroom furniture, @ debtor(s) residence	J	880.00
		Guest bedroom (2) furniture, @ debtor(s) residence	J	1,005.00
		Inherited china, silver, and stemware, @ debtor(s) residence	J	600.00
		Furniture in carriage house	J	3,455.00
		Furniture in cottage	J	3,040.00
		Furniture in guest house	J	3,669.00
		Hay racks, benches, tables, picnic table, pig cooker, shavings wagon, on farm property	J	1,200.00
		Furniture and electronics, on farm property	J	995.00
obje reco	ks, pictures and other art cts, antiques, stamp, coin, rd, tape, compact disc, and r collections or collectibles.	x		
ó. Wea	aring apparel.	Men's clothing, @ debtor(s) residence	н	500.00
		Women's clothing, @ debtor(s) residence	w	500.00
		Children's clothing, @ debtor(s) residence	J	500.00
7. Furs	and jewelry.	Wedding ring, worn by debtor wife	w	3,000.00
		Pearl necklace (heirloom), @ debtor(s) residence	w	Unknown
		Diamond earrings, @ debtor(s) residence	w	1,700.00
		Costume jewelry, @ debtor(s) residence	w	50.00
	arms and sports, photographic, other hobby equipment.	Cameras, @ debtor(s) residence	w	100.00

Sheet <u>1</u> of <u>5</u> continuation sheets attached to the Schedule of Personal Property

Sub-Total > (Total of this page)

26,929.00

Alexander MacMillan Toomy,

In re

	Amy Nance Toomy		,		
		SC	Debtors CHEDULE B - PERSONAL PROPERTY (Continuation Sheet)	•	
	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
			Video camera, @ debtor(s) residence	w	100.00
			243 rifle, @ debtor(s) residence	н	400.00
			Encore muzzle loader, @ debtor(s) residence	н	500.00
			Browning 30.06, @ debtor(s) residence	н	600.00
			Binelli 12 gauge, @ debtor(s) residence	н	600.00
			Browning 12 gauge, @ debtor(s) residence	н	800.00
9.	Interests in insurance policies. Name insurance company of each		Term life insurance policy with John Hancock, with no cash value	н	0.00
	policy and itemize surrender or refund value of each.		Term life insurance policy with John Hancock, with no cash value	н	0.00
10.	Annuities. Itemize and name each issuer.	х			
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	х			
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	х			
13.	Stock and interests in incorporated and unincorporated businesses.		One-quarter interest in MacMillan-Pace, LLC [debtor valuation]	J	0.00
	Itemize.		One-quarter interest in Westhall Investors, LLC [debtor valuation]	J	0.00
14.	Interests in partnerships or joint ventures. Itemize.	х			
15.	Government and corporate bonds and other negotiable and nonnegotiable instruments.	Х			
16.	Accounts receivable.		Money owed by Lauren J. Lightfield	J	18,000.00
			Money owed by former tenants John & Stuart Ellis	J	6,000.00
				Sub-Tot	al > 27,000.00

(Total of this page)

Sheet **2** of **5** continuation sheets attached to the Schedule of Personal Property

Case No._____

In	re Alexander MacMillan Tool Amy Nance Toomy	my,	C	Case No	
		SCHI	Debtors EDULE B - PERSONAL PROPER (Continuation Sheet)	ГҮ	
	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
17.	Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			
18.	Other liquidated debts owed to debtor	-	10 Federal Tax Refund	J	Unknown
	including tax refunds. Give particulars		10 Virginia State Income Tax Refund	J	Unknown
		20	09 federal income tax refund	J	30,000.00
		20	09 Virginia income tax refund	J	3,000.00
19.	Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	x			
22.	Patents, copyrights, and other intellectual property. Give particulars.	x			
23.	Licenses, franchises, and other general intangibles. Give particulars.	x			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25.	Automobiles, trucks, trailers, and other vehicles and accessories.	go	04 GMC Sierra 2500HD with 116,000 miles in od condition, @ debtor(s) residence [NADA luation]	н	19,625.00
				Sub-Tota	al > 52,625.00

Sheet <u>3</u> of <u>5</u> continuation sheets attached to the Schedule of Personal Property

	re Alexander MacMillan Toor Amy Nance Toomy			
		Debtors SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)	Y	
	Type of Property	N O Description and Location of Property E	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property without Deducting any Secured Claim or Exemption
		2006 Mini Cooper S convertible with 48,000 miles i good condition, @ debtor(s) residence [NADA valuation]	n H	17,800.00
		1987 Jeep Grand Wagoneer (totaled)	w	0.00
		Half interest in 1999 BMW 528i with 100,000 miles i fair condition, driven by debtors' son (debtor valuation]	n W	2,500.00
		John Deere tractor, @ debtor(s) residence [debtor valuation]	Н	21,000.00
		John Deere lawnmower, @ debtor(s) residence [debtor valuation]	Н	6,500.00
		2003 Honda CR85 motorcycle, @ debtor(s) residence [debtor valuation]	J	800.00
		2003 Honda CR250 motorcycle, @ debtor(s) residence [debtor valuation]	J	800.00
		2005 Featherlite horse trailer [debtor valuation]	J	7,500.00
26.	Boats, motors, and accessories.	x		
27.	Aircraft and accessories.	x		
28.	Office equipment, furnishings, and supplies.	x		
29.	Machinery, fixtures, equipment, and supplies used in business.	x		
30.	Inventory.	x		
31.	Animals.	Horses (8), on farm property	J	16,000.00
		Pets (2 dogs, 2 cats, 1 cow), on farm property	J	100.00
32.	Crops - growing or harvested. Give particulars.	x		
33.	Farming equipment and implements.	x		
34.	Farm supplies, chemicals, and feed.	x		

Sheet <u>4</u> of <u>5</u> continuation sheets attached to the Schedule of Personal Property

73,000.00

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In re Alexander MacMillan Toomy,

Amy Nance Toomy

Case No._____

Debtors

SCHEDULE B - PERSONAL PROPERTY

(Continuation Sheet)

Type of Property	N O Description and Location of Property E	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
35. Other personal property of any kind	Saddles (10), on farm property	J	7,000.00
not already listed. Itemize.	Other horse equipment on farm property	J	10,000.00

Sub-Total >	
(Total of this page)	
Total >	2

17,000.00

225,395.03

Sheet <u>5</u> of <u>5</u> continuation sheets attached to the Schedule of Personal Property

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B6C (Official Form 6C) (4/10)

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In re

Alexander MacMillan Toomy,

Case No.

Amy Nance Toomy

Debtors

SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor claims the exemptions to which debtor is entitled under: (Check one box)

□ 11 U.S.C. §522(b)(2) ■ 11 U.S.C. §522(b)(3) Check if debtor claims a homestead exemption that exceeds \$146,450. (Amount subject to adjustment on 4/1/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.)

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
Cash on Hand			
Cash on Hand	Va. Code Ann. § 34-4	100.00	100.00
<u>Checking, Savings, or Other Financial Accounts, C</u> Joint checking account at Suntrust (5754)	ertificates of Deposit Va. Code Ann. § 34-4	500.00	500.00
Joint savings account at Suntrust (3833)	Va. Code Ann. § 34-4	128.00	128.00
Checking account at Suntrust (9587)	Va. Code Ann. § 34-4	8,762.00	10,000.00
Checking account at Suntrust (9579)	Va. Code Ann. § 34-4	350.00	350.00
<u>Security Deposits with Utilities, Landlords, and Oth</u> Rental Security Deposit with McLean Faulconer, Inc. paid by Tenant at 640 Rocks Mill Court	<u>ners</u> Va. Code Ann. § 34-4	650.00	9,500.00
<u>Household Goods and Furnishings</u> Washer/Dryer, mirror, longhorns, @ debtor(s) residence	Va. Code Ann. § 34-26(4a)	269.00	275.00
Office furniture, @ debtor(s) residence	Va. Code Ann. § 34-26(4a)	1,025.00	1,025.00
Kitchen furniture, @ debtor(s) residence	Va. Code Ann. § 34-26(4a)	875.00	875.00
Kitchenware, @ debtor(s) residence	Va. Code Ann. § 34-26(4a)	500.00	500.00
Family room furniture (2 sofas, 2 chairs, plasma TV, oriental rug, tables, books, pictures, receivers), @ debtor(s) residence	Va. Code Ann. § 34-26(4a)	2,585.00	2,585.00
Living room furniture (4 chairs, rug, ottoman, decorative items), @ debtor(s) residence	Va. Code Ann. § 34-26(4a)	1,300.00	1,300.00
Dining room furniture, @ debtor(s) residence	Va. Code Ann. § 34-26(4a)	1,625.00	1,625.00
Study Furniture (rug, desk, chairs), @ debtor(s) residence	Va. Code Ann. § 34-26(4a)	1,325.00	1,325.00
Master Bedroom furniture, @ debtor(s) residence	Va. Code Ann. § 34-26(4a)	490.00	1,910.00
Second bedroom furniture, @ debtor(s) residence	Va. Code Ann. § 34-26(4a)	1.00	875.00
Third bedroom furniture, @ debtor(s) residence	Va. Code Ann. § 34-26(4a)	1.00	880.00
Guest bedroom (2) furniture, @ debtor(s) residence	Va. Code Ann. § 34-26(4a)	1.00	1,005.00
Inherited china, silver, and stemware, @ debtor(s) residence	Va. Code Ann. § 34-26(4a)	1.00	600.00

_____ continuation sheets attached to Schedule of Property Claimed as Exempt Software Copyright (c) 1996-2010 - Best Case Solutions - Evanston, IL - www.bestcase.com B6C (Official Form 6C) (4/10) -- Cont.

In re Alexander MacMillan Toomy,

Amy Nance Toomy

Case No._____

Debtors

SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

(Continuation Sheet)

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
Furniture in carriage house	Va. Code Ann. § 34-26(4a)	1.00	3,455.00
Furniture in guest house	Va. Code Ann. § 34-26(4a)	1.00	3,669.00
Hay racks, benches, tables, picnic table, pig cooker, shavings wagon, on farm property	Va. Code Ann. § 34-4	1.00	1,200.00
Furniture and electronics, on farm property	Va. Code Ann. § 34-4	1.00	995.00
<u>Wearing Apparel</u> Men's clothing, @ debtor(s) residence	Va. Code Ann. § 34-26(4)	500.00	500.00
Women's clothing, @ debtor(s) residence	Va. Code Ann. § 34-26(4)	500.00	500.00
Children's clothing, @ debtor(s) residence	Va. Code Ann. § 34-26(4)	500.00	500.00
<u>Furs and Jewelry</u> Wedding ring, worn by debtor wife	Va. Code Ann. § 34-26(1a)	3,000.00	3,000.00
Pearl necklace (heirloom), @ debtor(s) residence	Va. Code Ann. § 34-26(2)	Unknown	Unknown
Interests in Insurance Policies Term life insurance policy with John Hancock, with no cash value	Va. Code Ann. § 34-4	1.00	0.00
Term life insurance policy with John Hancock, with no cash value	Va. Code Ann. § 34-4	1.00	0.00
Accounts Receivable Money owed by Lauren J. Lightfield	Va. Code Ann. § 34-4	1.00	18,000.00
<u>Other Liquidated Debts Owing Debtor Including Tax</u> 2010 Federal Tax Refund	<u>x Refund</u> Va. Code Ann. § 34-4	1.00	Unknown
2010 Virginia State Income Tax Refund	Va. Code Ann. § 34-4	1.00	Unknown
Automobiles, Trucks, Trailers, and Other Vehicles 2004 GMC Sierra 2500HD with 116,000 miles in good condition, @ debtor(s) residence [NADA valuation]	Va. Code Ann. § 34-26(8) Va. Code Ann. § 34-4	2,000.00 1.00	19,625.00
2006 Mini Cooper S convertible with 48,000 miles in good condition, @ debtor(s) residence [NADA valuation]	Va. Code Ann. § 34-4	1.00	17,800.00
Half interest in 1999 BMW 528i with 100,000 miles in fair condition, driven by debtors' son (debtor valuation]	Va. Code Ann. § 34-26(8) Va. Code Ann. § 34-4	2,000.00 500.00	5,000.00
<u>Animals</u> Horses (8), on farm property	Va. Code Ann. § 34-26(5)	16,000.00	16,000.00
Pets (2 dogs, 2 cats, 1 cow), on farm property	Va. Code Ann. § 34-26(5)	100.00	100.00

Sheet <u>1</u> of <u>2</u> continuation sheets attached to the Schedule of Property Claimed as Exempt Software Copyright (c) 1996-2010 - Best Case Solutions - Evanston, IL - www.bestcase.com

B6C (Official Form 6C) (4/10) -- Cont.

In re Alexander MacMillan Toomy,

Amy Nance Toomy

Case No._____

Debtors

SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

(Continuation Sheet)

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
Other Personal Property of Any Kind Not Already Saddles (10), on farm property	<u>Listed</u> Va. Code Ann. § 34-4	1.00	7,000.00
Other horse equipment on farm property	Va. Code Ann. § 34-27	8,000.00	10,000.00

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B6D (Official Form 6D) (12/07)

Alexander MacMillan Toomy,

In re

Amy Nance Toomy

Case No._____

Debtors

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

other security interests. List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, 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). If all secured creditors will not fit on this page, use the continuation sheet provided. If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community". If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.) Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data. Check this box if debtor has no creditors holding secured claims to report on this Schedule D. Check this box if debtor has no creditors holding secured claims to report on this Schedule D. п

	С	Ηι	sband, Wife, Joint, or Community	C O	U N	D I	AMOUNT OF	
CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	O D E B T O R		DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	NTINGEN		S P U T E	CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No. 390332402925998			Opened 2/01/08 Last Active 2/02/10 Deed of Trust	Т	T E D			
BB & T Bky Dept mail code 100-50-01-51 Po Box 1847 Wilson, NC 27894		J	Farm with multiple dwellings located at 464 Ragged Mountain Road, Charlottesville, VA [tax assessment valuation] Also secures residence located at 640 Rocks Mill Ct, Charlottesville, VA 22903					
			Value \$ 3,208,600.00				831,024.00	831,024.00
Account No. 390393955819002 BB & T Bankruptcy Dept mail code 100-50-01-51 Po Box 1847 Wilson NC 27804		J	Opened 2/01/06 Last Active 3/18/10 Deed of Trust Vacation home located at 4721 South Virginia Dare Trail, Nags Head, NC 27959 jointly owned with Rick & Peggy Carter (1/3) and Phillip & Jean Annwoods (1/3) [tax assessment valuation \$1,726,200.00]; debtor valuation					
Wilson, NC 27894			Value \$ 1,000,000.00	1			405,832.00	405,832.00
Account No. 9336921861417			Opened 8/01/09 Last Active 11/16/09					
Bb&t P O Box 2027 Greenville, SC 29602		J	Deed of Trust Farm with multiple dwellings located at 464 Ragged Mountain Road, Charlottesville, VA [tax assessment valuation]					
			Value \$ 3,208,600.00				5,288,837.00	2,080,237.00
Account No. 9336921599674 Bb&t P O Box 2027 Greenville, SC 29602		J	Opened 2/01/06 Last Active 4/01/10 Deed of Trust Vacation home located at 4721 South Virginia Dare Trail, Nags Head, NC 27959 jointly owned with Rick & Peggy Carter (1/3) and Phillip & Jean Annwoods (1/3) Itax assessment valuation \$1,726,200.00]; debtor valuation					
			Value \$ 1,000,000.00				1,410,824.00	410,824.00
_1 continuation sheets attached			(Total of	Subt his		-	7,936,517.00	3,727,917.00

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B6D (Official Form 6D) (12/07) - Cont.

In re Alexander MacMillan Toomy,

Amy Nance Toomy

Debtors

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

(Continuation Sheet)

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	C O D E B T O R	Hu H J C	sband, Wife, Joint, or Community DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONT I NGEN		SPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No. 9336921504339			Opened 10/01/05 Last Active 3/16/10	Т	A T E D			
Bb&t P O Box 2027 Greenville, SC 29602		J	Deed of Trust Residence located at 640 Rocks Mill Court, Charlottesville, VA [tax assessment valuation] Value \$ 1,681,900.00				1,365,986.00	0.00
Account No. 700000 9600			2/17/2010					
Community Bank PO Box 1209 38 N. Central Ave Staunton, VA 24401		н	DMV lien John Deere tractor, @ debtor(s) residence [debtor valuation] and John Deere lawnmower (PMSI)					
			Value \$ 21,000.00				30,000.00	9,000.00
Account No. Fuller, Leslie 378 Ragged Mountain Road Charlottesville, VA 22903		н	4/09 Down payment for Westhall Investors, secured by husband's intgerest in Westhall Investments					
			Value \$ 0.00				100,000.00	100,000.00
Account No. The Rocks Owners Association Ted Barger, Treasurer PO Box 497 Ivy, VA 22945		J	HOA dues Residence located at 640 Rocks Mill Court, Charlottesville, VA [tax assessment valuation]					
			Value \$ 1,681,900.00				600.00	0.00
Account No.			Value \$	-				
Sheet <u>1</u> of <u>1</u> continuation sheets atta Schedule of Creditors Holding Secured Claims		d to	(Total of	Sub his			1,496,586.00	109,000.00
			(Report on Summary of Se		Fota lule		9,433,103.00	3,836,917.00

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B6E (Official Form 6E) (4/10)

In re

Alexander MacMillan Toomy,

Amy Nance Toomy

Case No.

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

Debtors

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, 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).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.

TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)

□ Domestic support obligations

Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).

Extensions of credit in an involuntary case

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).

□ Wages, salaries, and commissions

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$11,725* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

Contributions to employee benefit plans

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).

□ Certain farmers and fishermen

Claims of certain farmers and fishermen, up to \$5,775* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).

Deposits by individuals

Claims of individuals up to 2,600 for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).

Taxes and certain other debts owed to governmental units

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).

□ Commitments to maintain the capital of an insured depository institution

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).

□ Claims for death or personal injury while debtor was intoxicated

Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. 507(a)(10).

* Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

1 continuation sheets attached

B6E (Official Form 6E) (4/10) - Cont.

In re Alexander MacMillan Toomy,

Amy Nance Toomy

Case No.

Debtors SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

(Continuation Sheet)

Taxes and Certain Other Debts Owed to Governmental Units

							TYPE OF PRIORITY	,
	С	ни	sband, Wife, Joint, or Community	С	U			
CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	C O D E B T O R	H U U U	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM		NLIQUIDATED	D I S P U T E D	AMOUNT OF CLAIM	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY AMOUNT ENTITLED TO PRIORITY
Account No.			2009	Т	T E			
Albemarle County Department of Finance 401 McIntire Road Charlottesville, VA 22902		J	Personal property tax		D			Unknown
							2,214.73	Unknown
Account No.								
Account No.								
Account No.								
Account No.								
Sheet <u>1</u> of <u>1</u> continuation sheets attac	che	d to)	Subt				0.00
Schedule of Creditors Holding Unsecured Prio							2,214.73	0.00
					'ota		0.044.70	0.00
			(Report on Summary of Sc	nec	ule	es)	2,214.73	0.00

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B6F (Official Form 6F) (12/07)

In re

Alexander MacMillan Toomy,

Case No._____

Amy Nance Toomy

Debtors

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, 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). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	Hu H W J C	sband, Wife, Joint, or Community DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.		L Q U	S P U T E	AMOUNT OF CLAIM
Account No.			2008 Bereard Bronerty (eer sone)	T	D A T E D		
Albemarle County Department of Finance 401 McIntire Road Charlottesville, VA 22902		J	Personal property tax (car gone)		D		1,000.00
Account No. 3499904911535263		$\left \right $	Opened 8/01/05 Last Active 3/26/10	+	┢	\square	
American Express c/o Becket and Lee LLP Po Box 3001 Malvern, PA 19355		J	CreditCard				10,600.00
Account No. 3499904911535183			Opened 8/01/05 Last Active 3/26/10	+	+		
American Express c/o Becket and Lee LLP Po Box 3001 Malvern, PA 19355		J	CreditCard (Duplicate)				
Account No. M00037022530			2009	_			Unknown
Augusta Health Care, Inc. PO Box 79847 Baltimore, MD 21279-0847		J	Medical services				
							175.00
5 continuation sheets attached			(Total o	Sub Sub			11,775.00

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B6F (Official Form 6F) (12/07) - Cont.

In re Alexander MacMillan Toomy,

Amy Nance Toomy

Case No.

Debtors

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

CREDITOD'S NAME	С	Hu	sband, Wife, Joint, or Community	С	U	D	
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	C M M	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	O N T L N G H N	NLLQULDATED	ISPUTED	AMOUNT OF CLAIM
Account No. 4800-1130-5361-6160			Opened 7/01/01 Last Active 2/27/10 CreditCard	Т	E		
Bank Of America Attn: Bankruptcy NC4-105-03-14 Po Box 26012 Greensboro, NC 27410		w					24,091.00
Account No.			Unknown Personal Guarantee	╈			
BB&T c/o R Matthew Hall, R/A 823 East Main St, 11th Floor Richmond, VA 23219-3310	x	J		x	x	x	
							Unknown
Account No. 486236223245 Capital One, N.a. C/O American Infosource Po Box 54529 Oklahoma City, OK 73154		н	Opened 7/01/02 Last Active 3/16/10 CreditCard				1,088.00
Account No. 4465-6825-0051-8852			Opened 5/01/00 Last Active 2/19/10				
Chase Bank One Card Serv Westerville, OH 43081		н	CreditCard				14,699.00
Account No. GV10000534-00	╉	-	2009	+			
Cogwell Stone Fabricators, Inc. c/o Joseph Wright III, Esq. 675 Peter Jefferson Parkway, Suite Charlottesville, VA 22911		J	Debt of MacMillan-Farrell, LLC			x	3,000.00
Sheet no1 of _5 sheets attached to Schedule of		-	1	Sub	tota	al	42,878.00
Creditors Holding Unsecured Nonpriority Claims			(Total of	this	pag	ge)	42,070.00

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B6F (Official Form 6F) (12/07) - Cont.

In re Alexander MacMillan Toomy,

Amy Nance Toomy

Case No._____

Debtors SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	H V J C	H W J C	band, Wife, Joint, or Community DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.			D I S P UT E D	AMOUNT OF CLAIM
Account No. Community Bank PO Box 1209 38 N. Central Ave Staunton, VA 24401	×	C F		Personal guarantor Secured by Lots 1,2, 11, 12, 13, & 16 in Old Ballard Farm Subdivision, Charlottesville, VA		E D X		Unknown
Account No. 126890-001M DurretteBradshaw, PC 1111 East Main St - 16th Floor Richmond, VA 23219		J		April 1010 Professional services			x	3,883.21
Account No. European Stone Concepts, Inc. C/O J. Barrett Jones 917 East Jefferson St Charlottesville, VA 22902	_	J		Fall 2007 Granite				6,986.50
Account No. 7125-002M Feil, Pettit, & Williams PO Box 2057 Charlottesville, VA 22902	-	J		2/2008 Legal services				2,052.69
Account No. Foster Well & Pump Co. Inc. c/o Richard Carter, R/A P.O. Box 1567 Charlottesville, VA 22902		J		2010 Well parts & service				500.00
Sheet no. 2 of 5 sheets attached to Schedule Creditors Holding Unsecured Nonpriority Claims	of			(Total of	Sub this			13,422.40

Creditors Holding Unsecured Nonpriority Claims

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B6F (Official Form 6F) (12/07) - Cont.

In re Alexander MacMillan Toomy,

Amy Nance Toomy

Case No.

Debtors

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

CREDITOR'S NAME,	C	Hu	sband, Wife, Joint, or Community	c	U	D	
AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	H W J C	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.		UNLIQUIDAT	I S P U T E D	AMOUNT OF CLAIN
Account No.					E D		
Gaffney, Michael 944 Glenwood Station Lane Charlottesville, VA 22901	x	J		x	x	x	
Account No.			2007-present				Unknown
Hampton & Everett 107 5th St SE, Suite A PO Box 1158 Charlottesville, VA 22902-1158		J	Accounging services				3,836.00
Account No.			2008				
Hirschler Fleischer PO Box 500 Richmond, VA 23218		н	Legal services			x	316.18
Account No.			2008				
L & K Roofing, LLC 703 W. Daffodil Road Ruckersville, VA 22968		н	Roofing			x	
Account No.			Maker of loan guaranteed by debtors	+		$\left \right $	Unknown
MacMillan Pace, LLC P.O. Box 673 Ivy, VA 22945	x	J		×	x	x	
							Unknown
Sheet no. <u>3</u> of <u>5</u> sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of	Sub this			4,152.18

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B6F (Official Form 6F) (12/07) - Cont.

In re Alexander MacMillan Toomy,

Amy Nance Toomy

Case No._____

Debtors SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

		I				1	
CREDITOR'S NAME,	CODEBTOR	Ηι	usband, Wife, Joint, or Community	C 0	UNLI	DI	
MAILING ADDRESS	D	н		N T	L	S P	
INCLUDING ZIP CODE,	B	w	CONSIDERATION FOR CLAIM. IF CLAIM	11	Q U	Ū	
AND ACCOUNT NUMBER		J	IS SUBJECT TO SETOFF, SO STATE.	G	U I	U T E	AMOUNT OF CLAIM
(See instructions above.)	R	С		N G E N T	D	D	
Account No. Invoice # 250			2010	Т	D A T E D		
			Professional services		D		
Magic Maids							
2246 Ivy Road Suite 16		W					
Charlottesville, VA 22901-4968							
							210.00
Account No. 362-1303			2010				
	1		Professional services				
Mechums River Security Concepts, In							
PO Box 5121		J					
Charlottesville, VA 22905							
							120.00
Account No.	┢		2007			\vdash	
	1		Audio/visual installation & equipment				
Prolink							
710 Henry Ave		н					
		1					
Charlottesville, VA 22903-5224							
							3,604.80
Account No.			3/4/2010				
	1		Personal Guarantor				
Regions Bank							
951 East Byrd Street	X	J	Builder Line of Credit Secured by 585 Ragged	X	X		
Suite 930			Mountain Drive, Charlottesville VA 22903				
Richmond, VA 23219							
							Unknown
Account No. TOOMY2			2009-2010	-		-	
	1	1	Pool maintenance				
	1	1					
Valley Pool & Spa	1	۱.		1			
1520 N. Delphine Ave		J					
Waynesboro, VA 22980-1910	1	1					
							2,446.41
Sheet no. <u>4</u> of <u>5</u> sheets attached to Schedule of				ub	ota	ıl	0.004.04
Creditors Holding Unsecured Nonpriority Claims			(Total of t	his	pag	ge)	6,381.21
6				-			

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B6F (Official Form 6F) (12/07) - Cont.

In re Alexander MacMillan Toomy,

Amy Nance Toomy

Case No._____

Debtors SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

	С	Hu	sband, Wife, Joint, or Community	С	U	D	
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) Account No.	C O D E B T O R	C H H	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE. 2008		NLLQULDATE		AMOUNT OF CLAIM
Virginia Cabinetworks, Inc 102 5th St. Elkton, VA 22827		н	Cabinet work		D	x	
Account No.			Personal guarantors				0.00
Wachovia Bank NA Central Bankruptcy Dept VA7359 P.O. Box 13765 Roanoke, VA 24037-3765	x	J	Secured by 1939 Old Balloard Farm Lane, Albemarle County, VA	x	x		
							Unknown
Account No. Woods, Jean Ann P.O. Box 673 Ivy, VA 22945	x	J	Co-guarantor	x	x	x	
							Unknown
Account No.			Co-Guarantor				
Woods, Phillip P.O. Box 673 Ivy, VA 22945	x	J		x	x	x	
Account No.							Unknown
Account No.							
Sheet no. <u>5</u> of <u>5</u> sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims	.		(Total of	 Sub this			0.00
creaters nothing ensecured nonphoney channes			(Report on Summary of S]	ota	al	78,608.79

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B6G (Official Form 6G) (12/07)

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In re

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Alexander MacMillan Toomy,

Case No.

Amy Nance Toomy

Debtors

SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, 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).

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. State contract number of any government contract.

AT&T Mobility P.O. Box 536216 Atlanta, GA 30353-6216 Cell phone contract to be assumed

Cell phone contract to be assumed

Sprint P.O. Box 105243 Atlanta, GA 30348-5243

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B6H (Official Form 6H) (12/07)

In re

Alexander MacMillan Toomy, Amy Nance Toomy

Debtors SCHEDULE H - CODEBTORS

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, 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).

 \Box Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR NAME AND ADDRESS OF CREDITOR Deep Acres, LLC Gaffney, Michael 1758-A Worth Park 944 Glenwood Station Lane Charlottesville, VA 22911 Charlottesville, VA 22901 **Deep Acres, LLC Community Bank** 1758-A Worth Park PO Box 1209 Charlottesville, VA 22911 38 N. Central Ave Staunton, VA 24401 Jean Ann Woods **Regions Bank** 951 East Byrd Street P.O. Box 673 Ivy, VA 22945 Suite 930 Richmond, VA 23219 Jean Ann Woods **Community Bank** P.O. Box 673 PO Box 1209 38 N. Central Ave Ivy, VA 22945 Staunton, VA 24401 Jean Ann Woods Woods, Phillip P.O. Box 673 P.O. Box 673 Ivy, VA 22945 Ivy, VA 22945 Jean Ann Woods MacMillan Pace, LLC P.O. Box 673 P.O. Box 673 Ivy, VA 22945 Ivy, VA 22945 Jean Ann Woods Gaffnev, Michael 944 Glenwood Station Lane P.O. Box 673 Ivy, VA 22945 Charlottesville, VA 22901 Jean Ann Woods Wachovia Bank NA P.O. Box 673 **Central Bankruptcy Dept VA7359** Ivy, VA 22945 P.O. Box 13765 Roanoke, VA 24037-3765 BB&T Jean Ann Woods P.O. Box 673 c/o R Matthew Hall, R/A Ivy, VA 22945 823 East Main St. 11th Floor Richmond, VA 23219-3310 **Regions Bank** MacMillan Pace, LLC 951 East Byrd Street **PO Box 673** Suite 930 Ivy, VA 22945 Richmond, VA 23219

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In re Alexander MacMillan Toomy,

Amy Nance Toomy

Case No.

Debtors SCHEDULE H - CODEBTORS

(Continuation Sheet)

NAME AND ADDRESS OF CODEBTOR

NAME AND ADDRESS OF CREDITOR

MacMillan Pace, LLC PO Box 673 Ivy, VA 22945

MacMillan Pace, LLC PO Box 673 Ivy, VA 22945

MacMillan Pace, LLC PO Box 673 Ivy, VA 22945

MacMillan Pace, LLC PO Box 673 Ivy, VA 22945

MacMillan Pace, LLC PO Box 673 Ivy, VA 22945

MacMillan Pace, LLC PO Box 673 Ivy, VA 22945

Michael Gaffney 944 Glenwood Station Lane Charlottesville, VA 22901

Michael Gaffney 944 Glenwood Station Lane Charlottesville, VA 22901

Phillip Woods P.O. Box 673 Ivy, VA 22945

Phillip Woods P.O. Box 673 Ivy, VA 22945

Phillip Woods P.O. Box 673 Ivy, VA 22945

Phillip Woods P.O. Box 673 Ivy, VA 22945 Community Bank PO Box 1209 38 N. Central Ave Staunton, VA 24401

Wachovia Bank NA Central Bankruptcy Dept VA7359 P.O. Box 13765 Roanoke, VA 24037-3765

Woods, Jean Ann P.O. Box 673 Ivy, VA 22945

Woods, Phillip P.O. Box 673 Ivy, VA 22945

Gaffney, Michael 944 Glenwood Station Lane Charlottesville, VA 22901

BB&T c/o R Matthew Hall, R/A 823 East Main St, 11th Floor Richmond, VA 23219-3310

Community Bank PO Box 1209 38 N. Central Ave Staunton, VA 24401

MacMillan Pace, LLC P.O. Box 673 Ivy, VA 22945

Regions Bank 951 East Byrd Street Suite 930 Richmond, VA 23219

Woods, Jean Ann P.O. Box 673 Ivy, VA 22945

MacMillan Pace, LLC P.O. Box 673 Ivy, VA 22945

Wachovia Bank NA Central Bankruptcy Dept VA7359 P.O. Box 13765 Roanoke, VA 24037-3765

Sheet <u>1</u> of <u>2</u> continuation sheets attached to the Schedule of Codebtors

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In re Alexander MacMillan Toomy, Case No.

Amy Nance Toomy

Debtors

SCHEDULE H - CODEBTORS

(Continuation Sheet)

NAME AND ADDRESS OF CODEBTOR

NAME AND ADDRESS OF CREDITOR

Phillip Woods P.O. Box 673 Ivy, VA 22945

BB&T c/o R Matthew Hall, R/A 823 East Main St, 11th Floor Richmond, VA 23219-3310 Case 10-61882 Doc 1 Filed 06/29/10 Entered 06/29/10 11:40:46 Desc Main Page 38 of 60 Document

B6I (Official Form 6I) (12/07)

Alexander MacMillan	Toomy
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In re

Amy Nance Toomy

Debtor(s)

Case No.

SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status:	DEPENDENTS OF DEBTOR AND SPOUSE				
Separated	RELATIONSHIP(S): Daughter Son	AGE(S): 14 17			
Employment:	DEBTOR		SPOUSE		
· ·	elf-employed builder	Self-employe	d Realtor		
Name of Employer					
How long employed 12	2 years				
Address of Employer					
	jected monthly income at time case filed)		DEBTOR		SPOUSE
	mmissions (Prorate if not paid monthly)	\$	0.00	\$	0.00
2. Estimate monthly overtime		\$ _	0.00	\$	0.00
3. SUBTOTAL		\$_	0.00	\$	0.00
4. LESS PAYROLL DEDUCTIONS					
a. Payroll taxes and social security	y	\$	0.00	\$	0.00
b. Insurance		\$	0.00	\$	0.00
c. Union dues		\$	0.00	\$	0.00
d. Other (Specify):		\$	0.00	\$	0.00
		\$	0.00	\$	0.00
5. SUBTOTAL OF PAYROLL DEDU	CTIONS	\$	0.00	\$	0.00
6. TOTAL NET MONTHLY TAKE H	OME PAY	\$	0.00	\$	0.00
7. Regular income from operation of b	usiness or profession or farm (Attach detailed sta	tement) \$	3,666.00	\$	5,576.00
8. Income from real property	•	\$	0.00	\$	0.00
9. Interest and dividends		\$	0.00	\$	0.00
dependents listed above	payments payable to the debtor for the debtor's us	e or that of \$	0.00	\$	0.00
11. Social security or government assist (Specify):	stance	\$	0.00	\$	0.00
(Speeny).		\$	0.00	\$ -	0.00
12. Pension or retirement income		\$	0.00	\$	200.00
13. Other monthly income				<u> </u>	7 054 00
(Specify): Rental income		\$	0.00	<u></u>	7,051.00
		 \$	0.00	\$	0.00
14. SUBTOTAL OF LINES 7 THROU	JGH 13	\$	3,666.00	\$	12,827.00
15. AVERAGE MONTHLY INCOME	E (Add amounts shown on lines 6 and 14)	\$	3,666.00	\$	12,827.00
16. COMBINED AVERAGE MONTH	ILY INCOME: (Combine column totals from line)		\$	16,49	

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document:

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Case No.

B6J (Official Form 6J) (12/07)

Alexander MacMillan Toomy
Amy Nance Toomy

In re

Debtor(s)

SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the deductions from income allowed on Form 22A or 22C.

□ Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse."

1. Rent or home mortgage payment (include lot rented for mobile home)	\$	8,064.00
a. Are real estate taxes included? Yes X No		
b. Is property insurance included? Yes X No	¢	4 922 00
2. Utilities: a. Electricity and heating fuel	\$	1,822.00
b. Water and sewer	\$	0.00
c. Telephone	\$	0.00 1,072.00
d. Other Security/internet/TV/phone/cell	\$	600.00
3. Home maintenance (repairs and upkeep)	¢	900.00
4. Food 5. Clothing	\$ 	300.00
0	ቅ 	155.00
6. Laundry and dry cleaning 7. Madical and dontal superson	ቅ 	230.00
7. Medical and dental expenses	\$	983.00
8. Transportation (not including car payments)	ቅ 	150.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc. 10. Charitable contributions	\$ \$	0.00
	Ф <u> </u>	0.00
 Insurance (not deducted from wages or included in home mortgage payments) a. Homeowner's or renter's 	\$	0.00
b. Life	ֆ	128.00
c. Health	\$ 	500.00
d. Auto	φ	630.00
e. Other	\$	0.00
12. Taxes (not deducted from wages or included in home mortgage payments)	Ψ	0.00
(Specify) See Detailed Expense Attachment	\$	183.00
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the		
plan)		
a. Auto	\$	0.00
b. Other Farm mortgage	\$	25,000.00
c. Other	\$	0.00
14. Alimony, maintenance, and support paid to others	\$	0.00
15. Payments for support of additional dependents not living at your home	\$	0.00
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$	0.00
17. Other See Detailed Expense Attachment	\$	1,825.00
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)	\$	42,542.00
19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year		
following the filing of this document:		
	-	
20. STATEMENT OF MONTHLY NET INCOME		

20.		
a.	Average monthly income from Line 15 of Schedule I	\$ 16,493.00
b.	Average monthly expenses from Line 18 above	\$ 42,542.00
c.	Monthly net income (a. minus b.)	\$ -26,049.00

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B6J (Official Form 6J) (12/07) Alexander MacMillan Toomy In re Amy Nance Toomy

Debtor(s)

Case No.

SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Detailed Expense Attachment

Specific Tax Expenditures:	
Personal property taxes	\$ 145.00
Tags & Inspections	\$ 38.00
Total Tax Expenditures	\$ 183.00

Other Expenditures:

Cosmetics/personal hygiene	\$ 100.00
Haircuts	\$ 100.00
Tobacco/alcohol	\$ 200.00
School lunches/activities	\$ 100.00
Pet expenses	\$ 25.00
Children's allowances	\$ 100.00
Home office supplies	\$ 100.00
Accounting and legal	\$ 1,000.00
Tuition/books	\$ 100.00
Total Other Expenditures	\$ 1,825.00

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B6 Declaration (Official Form 6 - Declaration). (12/07)

United States Bankruptcy Court Western District of Virginia

	Alexander MacMillan Toomy
In re	Amy Nance Toomy

Debtor(s)

Case No. Chapter 11

DECLARATION CONCERNING DEBTOR'S SCHEDULES

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of **29** sheets, and that they are true and correct to the best of my knowledge, information, and belief.

Date	June 24, 2010	Signature	/s/ Alexander MacMillan Toomy	
			Alexander MacMillan Toomy	
			Debtor	
Date	June 24, 2010	Signature	/s/ Amy Nance Toomy	
			Amy Nance Toomy	
			Joint Debtor	
n			E	.

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.

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B7 (Official Form 7) (04/10)

United States Bankruptcy Court Western District of Virginia

Alexander MacMillan Toomy In re Amy Nance Toomy

Debtor(s)

Case No.

11

Chapter

STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, 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).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

DEFINITIONS

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

1. Income from employment or operation of business

None State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT \$12,000.00	SOURCE YTD Business Income - Husband
\$435,888.00	2009 Business Income - Husband & wife
\$47,100.00	2008 Business Income - Husband
\$33,560.00	YTD Business Income - Wife
\$133,019.00	2008 Business Income - Wife

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2. Income other than from employment or operation of business

None

^e State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT \$86,175.00	SOURCE 2010 YTD Rental income
\$183,827.00	2009 Rental Income
\$121,314.00	2008 Rental Income

3. Payments to creditors

None *Complete a. or b., as appropriate, and c.*

a. *Individual or joint debtor(s) with primarily consumer debts.* List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS	DATES OF		AMOUNT STILL
OF CREDITOR	PAYMENTS	AMOUNT PAID	OWING

None b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,850^{*}. If the debtor is an individual, indicate with an asterisk (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR Kenny May c/o Creators Unlimited 310 Horseshoe Circle Stuarts Draft, VA 24477	DATES OF PAYMENTS/ TRANSFERS 5/21/10	AMOUNT PAID OR VALUE OF TRANSFERS \$600.00	AMOUNT STILL OWING \$0.00
Community Bank PO Box 1209 38 N. Central Ave Staunton, VA 24401	6/1/10	\$2,500.00	\$30,000.00
American Express c/o Becket and Lee LLP Po Box 3001 Malvern, PA 19355	6/9/10	\$2,700.00	\$12,009.00
Bb&t P O Box 2027 Greenville, SC 29602	3/10 - \$8,000.00 5/10 - \$8,000.00	\$16,000.00	\$1,365,986.00
BB&T c/o R Matthew Hall, R/A 823 East Main St, 11th Floor Richmond, VA 23219-3310	4/19/10	\$3,000.00	\$0.00

* Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

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							3
None	c. <i>All debtors:</i> List all creditors who are or wer spouses whether or not a	e insiders. (Married	debtors filing u	nder chapter 12 or	chapter 13 must	include payments	o or for the benefit of by either or both
NAME	AND ADDRESS OF CREE RELATIONSHIP TO DEB		DATE O	F PAYMENT	AM	IOUNT PAID	AMOUNT STILL OWING
	4. Suits and administra	ative proceedings,	executions, garr	nishments and atta	chments		
None	a. List all suits and admi this bankruptcy case. (M whether or not a joint pe	arried debtors filing	g under chapter 1	12 or chapter 13 m	ust include inform	nation concerning	
AND C Foster v. Alex & Amy	I DE ROMBER	NATURE OF PRO Civil	DCEEDING	COURT OR AGE AND LOCATION Albemarle Cou District Court	J	STATUS OR DISPOSITION Case dismis	
Inc. v. & Amy	ll Stone Fabricators, Alexander M. Toomy N. Toomy, 00534-00	Civil		Charlottesville District Court	General	Case dismis	sed
Inc. v. Toomy LLC, a	ean Stone Concepts, Alexander and Amy 7, MacMillian Pace, nd Jean Ann Woods, 5013-00	Warrant in Debt		Albemarle Cou	nty GDC	Hearing date	of July 8, 2010
None	b. Describe all property of preceding the commence property of either or both filed.)	ement of this case. (Married debtors	filing under chapte	er 12 or chapter 1	3 must include in	formation concerning
	AND ADDRESS OF PERS ENEFIT PROPERTY WAS	-	DATE OF S		ESCRIPTION AN PROPER		
	5. Repossessions, forec	losures and return	15				
None	List all property that has returned to the seller, wi or chapter 13 must inclu- spouses are separated an	thin one year imme de information cone	ediately precedin cerning property	g the commenceme	ent of this case. (Married debtors fi	ling under chapter 12
	AND ADDRESS OF ITOR OR SELLER		DATE OF REP FORECLOS TRANSFER (URE SALE,		AND VALUE OF PERTY	
	6. Assignments and rec	eiverships					
None	a. Describe any assignme this case. (Married debto joint petition is filed, un	ors filing under chap	pter 12 or chapte	r 13 must include a	ny assignment b		
NAME	AND ADDRESS OF ASSIG		DATE OF ASSIGNMENT		TERMS OF ASS	IGNMENT OR S	ETTLEMENT

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None	b. List all property which has been in preceding the commencement of this of property of either or both spouses who filed.)	case. (Married debtors fil	ling under chapter 12 or chapter 13	must include information concerning
	ND ADDRESS USTODIAN	NAME AND LOCATIO OF COURT CASE TITLE & NUMI	DATE OF	DESCRIPTION AND VALUE OF PROPERTY
	7. Gifts			
None	List all gifts or charitable contribution and usual gifts to family members agg aggregating less than \$100 per recipie either or both spouses whether or not	regating less than \$200 i nt. (Married debtors filir	in value per individual family mem ng under chapter 12 or chapter 13 n	ber and charitable contributions nust include gifts or contributions by
	E AND ADDRESS OF FOR ORGANIZATION	RELATIONSHIP TO DEBTOR, IF ANY	DATE OF GIFT	DESCRIPTION AND VALUE OF GIFT
	8. Losses			
None	List all losses from fire, theft, other ca since the commencement of this case spouses whether or not a joint petition	. (Married debtors filing	under chapter 12 or chapter 13 mu	ist include losses by either or both
	PTION AND VALUE PROPERTY	LOSS W	IPTION OF CIRCUMSTANCES A /AS COVERED IN WHOLE OR II INSURANCE, GIVE PARTICULA	N PART
	9. Payments related to debt counsel	ing or bankruptcy		
None	List all payments made or property tra concerning debt consolidation, relief u preceding the commencement of this o	under the bankruptcy law		
	ND ADDRESS PAYEE	NAME OF I	DF PAYMENT, PAYOR IF OTHER N DEBTOR	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY
420 Parl	Bain, Reback & Slayton k Street tesville, VA 22902	4/9/2010		\$1,000.00 \$5,000.00
757 Fred	ner Credit Counseling of Maryland derick - 2nd Floor /ille, MD 21228	6/10/2010		\$75.00
	10. Other transfers			
None	a. List all other property, other than p transferred either absolutely or as secu filing under chapter 12 or chapter 13 r spouses are separated and a joint petit	rity within two years in nust include transfers by	nmediately preceding the commence	ement of this case. (Married debtors
	ND ADDRESS OF TRANSFEREE,	DATE		PERTY TRANSFERRED

Justin Toomy	2009
RELATIONSHIP TO DEBTOR	DATE

DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED Motorcycle; \$700.00

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None	b. List all property transferred l trust or similar device of which	by the debtor within ten years immediate the debtor is a beneficiary.	ely preceding the commend	cement of this case to a self-settled
NAME OI DEVICE	F TRUST OR OTHER	DATE(S) OF TRANSFER(S)		NEY OR DESCRIPTION AND ERTY OR DEBTOR'S INTEREST
	11. Closed financial accounts			
None	otherwise transferred within one financial accounts, certificates of cooperatives, associations, brok include information concerning	nstruments held in the name of the debto e year immediately preceding the commo of deposit, or other instruments; shares an erage houses and other financial instituti accounts or instruments held by or for e l and a joint petition is not filed.)	encement of this case. Incluent nd share accounts held in b ions. (Married debtors filin	ude checking, savings, or other anks, credit unions, pension funds, g under chapter 12 or chapter 13 mus
BB&T c/o R Ma 823 East	ND ADDRESS OF INSTITUTIO atthew Hall, R/A a Main St, 11th Floor ad, VA 23219-3310	AND AMOUNT OF	UNT NUMBER,	AMOUNT AND DATE OF SALE OR CLOSING March, 2010
823 East	atthew Hall, R/A t Main St, 11th Floor nd, VA 23219-3310	Checking account \$0.00	number 5136534361;	March 2010
	12. Safe deposit boxes			
None	immediately preceding the com	box or depository in which the debtor has mencement of this case. (Married debtor ouses whether or not a joint petition is fi	s filing under chapter 12 or	r chapter 13 must include boxes or
	ND ADDRESS OF BANK HER DEPOSITORY	NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY	DESCRIPTION OF CONTENTS	DATE OF TRANSFER OF SURRENDER, IF ANY
	13. Setoffs			
None	commencement of this case. (M	ditor, including a bank, against a debt or arried debtors filing under chapter 12 or etition is filed, unless the spouses are se	chapter 13 must include ir	nformation concerning either or both
Albemar Departm 401 McIn	ND ADDRESS OF CREDITOR le County ent of Finance ntire Road esville, VA 22902	DATE OF SETOFF April 8, 2010		AMOUNT OF SETOFF \$599.73
	14. Property held for another	person		
None	List all property owned by anoth	her person that the debtor holds or contro	ols.	

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15. Prior address of debtor

None If the debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS

NAME USED

DATES OF OCCUPANCY

6

16. Spouses and Former Spouses

None If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

	NAME AND ADDRESS OF	DATE OF	ENVIRONMENTAL
SITE NAME AND ADDRESS	GOVERNMENTAL UNIT	NOTICE	LAW

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

	NAME AND ADDRESS OF	DATE OF	ENVIRONMENTAL
SITE NAME AND ADDRESS	GOVERNMENTAL UNIT	NOTICE	LAW

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR DISPOSITION

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18. Nature, location and name of business

None a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

NAME MacMillan-Pace, LLC	LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN 54-1879736	ADDRESS PO Box 673 Ivy, VA 22945	NATURE OF BUSINESS Construction	BEGINNING AND ENDING DATES 1998 to present
Westhall Investors, LLC	30-0528882	314 East Water Street Charlottesville, VA 22902	Investment	2/09 - present

None b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME

ADDRESS

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within **six years** immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time.

(An individual or joint debtor should complete this portion of the statement **only** if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

19. Books, records and financial statements

None \square a. List all bookkeepers and accountants who within **two years** immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

NAME AND ADDRESS Wade Hampton Hampton & Everett PO Box 1158 Charlottesville, VA 22902

Gordon Giuliano 314 East Water Street Charlottesville, VA 22902 DATES SERVICES RENDERED 2005 - present

2009 - present

None b. List all firms or individuals who within the **two years** immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

NAME

ADDRESS

DATES SERVICES RENDERED

None c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

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NAME Gordon Giuliano

Jean Ann Woods

ADDRESS 314 East Water Street Charlottesville, VA 22902

DATE ISSUED

P.O. Box 673 Ivy, VA 22945

None d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within **two years** immediately preceding the commencement of this case.

NAME AND ADDRESS Wachovia Bank NA Central Bankruptcy Dept VA7359 P.O. Box 13765 Roanoke, VA 24037-3765

BB & T Bky Dept mail code 100-50-01-51 Po Box 1847 Wilson, NC 27894

Regions Bank 951 East Byrd Street Suite 930 Richmond, VA 23219

Community Bank PO Box 1209 38 N. Central Ave Staunton, VA 24401

20. Inventories

None a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

DATE OF INVENTORYINVENTORYMay 1, 2010Alex and Ar

INVENTORY SUPERVISOR Alex and Amy Toomy

DOLLAR AMOUNT OF INVENTORY (Specify cost, market or other basis)

None b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above.

DATE OF INVENTORY
May 1, 2010

NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY RECORDS Amy Toomy 640 Rocks Mill Court Charlottesville, VA 22903

	21. Current Partners, Officer	rs, Directors and Shareholders	
None	a. If the debtor is a partnership,	list the nature and percentage of partnership interest of	each member of the partnership.
NAME A	AND ADDRESS	NATURE OF INTEREST	PERCENTAGE OF INTEREST

None b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NAME AND ADDRESS

TITLE

NATURE AND PERCENTAGE OF STOCK OWNERSHIP 8

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	22 . Former partners, officers, direct	ors and shareholders	S		
None	a. If the debtor is a partnership, list eac commencement of this case.	f the debtor is a partnership, list each member who withdrew from the partnership within one year immediately preceding the immencement of this case.			
NAME		ADDRESS	DATE OF WITHDRAWAL		
None	b. If the debtor is a corporation, list all immediately preceding the commencer	st all officers, or directors whose relationship with the corporation terminated within one year encement of this case.			
NAME A	ND ADDRESS	TITLE	DATE OF TERMINATION		
	23 . Withdrawals from a partnership	or distributions by a	a corporation		
None			vals or distributions credited or given to an insider, including compensation received and any other perquisite during one year immediately preceding the second		
OF RECI	ADDRESS PIENT, DNSHIP TO DEBTOR	DATE AND OF WITHD	AMOUNT OF MONEYO PURPOSEOR DESCRIPTION ANDORAWALVALUE OF PROPERTY		
	24. Tax Consolidation Group.				
None			yer identification number of the parent corporation of any consolidated ber at any time within six years immediately preceding the commencement	nt	
NAME O	F PARENT CORPORATION		TAXPAYER IDENTIFICATION NUMBER (EII	N)	
	25. Pension Funds.				
None			expayer-identification number of any pension fund to which the debtor, as within six years immediately preceding the commencement of the case.	s an	
NAME O	F PENSION FUND		TAXPAYER IDENTIFICATION NUMBER (EII	N)	
	DECLARATION UN	IDER PENALTY (OF PERJURY BY INDIVIDUAL DEBTOR		
	nder penalty of perjury that I have read t ey are true and correct.	he answers contained	in the foregoing statement of financial affairs and any attachments theret	0	
Date Ju	une 24, 2010	Signature	/s/ Alexander MacMillan Toomy Alexander MacMillan Toomy Debtor		
Date Ju	ıne 24, 2010	Signature	/s/ Amy Nance Toomy Amy Nance Toomy Joint Debtor		
	Penalty for making a false statement: F	ine of up to \$500,000 or	r imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571		

United States Bankruptcy Court Western District of Virginia						
In re	Alexander MacMillan Toomy Amy Nance Toomy	Case N	Vo.			
	Debtor(s)	Chapte	er 11			
	DISCLOSURE OF COMPENSATION OF ATTO	RNEY FOR	DEBTOR(S)			
C	ursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I oppensation paid to me within one year before the filing of the petition in bankrupte endered on behalf of the debtor(s) in contemplation of or in connection with the bankrupter	cy, or agreed to be ankruptcy case is a	paid to me, for services rendered or to s follows:			
	For legal services, I have agreed to accept Prior to the filing of this statement I have received		<u> </u>			
	Balance Due		0.00			
. \$		······				
Т	he source of the compensation paid to me was:					
	Debtor D Other (specify):					
Т	he source of compensation to be paid to me is:					
	Debtor Dther (specify):					
	I have not agreed to share the above-disclosed compensation with any other person	n unless they are m	nembers and associates of my law firm.			
۵	I have agreed to share the above-disclosed compensation with a person or persons copy of the agreement, together with a list of the names of the people sharing in the					
. I	n return for the above-disclosed fee, I have agreed to render legal service for all aspec	cts of the bankrupt	cy case, including:			
a.	[Other provisions as needed] The fee above is for all work performed through the date of filing debtors' situation, and rendering advice to the debtors in determ preparation and filing of the petition, schedule and statement of a basis and all fees must be pre-approved by the court.	ining whether to	o file a petition in bankruptcy;			
. В	y agreement with the debtor(s), the above-disclosed fee does not include the following	ng service:				

Dated: June 24, 2010	/s/ Marshall M. Slayton VSB#
	Marshall M. Slayton VSB# 37362
	Boyle, Bain, Reback & Slayton
	420 Park Street
	Charlottesville, VA 22902
	(434) 979-7900 Fax: (434) 977-3298
	marshall.slayton@bbrs.net;
	jonathan.woodruff@bbrs.net

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B 201A (Form 201A) (12/09)

WARNING: Effective December 1, 2009, the 15-day deadline to file schedules and certain other documents under Bankruptcy Rule 1007(c) is shortened to 14 days. For further information, see note at bottom of page 2

UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF VIRGINIA NOTICE TO CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

1. Services Available from Credit Counseling Agencies

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

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

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

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

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

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

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

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

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

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Form B 201A, Notice to Consumer Debtor(s)

Page 2

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

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

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

Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

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

Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

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

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

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

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for filing them are listed on Form B200, which is posted at http://www.uscourts.gov/bkforms/bankruptcy forms.html#procedure.

Many filing deadlines change on December 1, 2009. Of special note, 12 rules that set 15 days to act are amended to require action within 14 days, including Rule 1007(c), filing the initial case papers; Rule 3015(b), filing a chapter 13 plan; Rule 8009(a), filing appellate briefs; and Rules 1019, 1020, 2015, 2015.1, 2016, 4001, 4002, 6004, and 6007.

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B 201B (Form 201B) (12/09)

United States Bankruptcy Court Western District of Virginia

In re	Alexander MacMillan Toomy Amy Nance Toomy		Case No.		
		Debtor(s)	Chapter	11	

CERTIFICATION OF NOTICE TO CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

Certification of Debtor

I (We), the debtor(s), affirm that I (we) have received and read the attached notice, as required by § 342(b) of the Bankruptcy Code.

Alexander MacMillan Toomy

Amy Nance Toomy

Printed Name(s) of Debtor(s)

Case No. (if known)

${\rm X}~$ /s/ Alexander MacMillan Toomy	June 24, 2010		
Signature of Debtor	Date		
$_{\rm X}$ /s/ Amy Nance Toomy	June 24, 2010		
Signature of Joint Debtor (if any)	Date		

Instructions: Attach a copy of Form B 201 A, Notice to Consumer Debtor(s) Under § 342(b) of the Bankruptcy Code.

Use this form to certify that the debtor has received the notice required by 11 U.S.C. § 342(b) **only** if the certification has **NOT** been made on the Voluntary Petition, Official Form B1. Exhibit B on page 2 of Form B1 contains a certification by the debtor's attorney that the attorney has given the notice to the debtor. The Declarations made by debtors and bankruptcy petition preparers on page 3 of Form B1 also include this certification.

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United States Bankruptcy Court Western District of Virginia

 Alexander MacMillan Toomy

 In re
 Amy Nance Toomy

Debtor(s)

Case No. Chapter

11

VERIFICATION OF CREDITOR MATRIX

The above-named Debtors hereby verify that the attached list of creditors is true and correct to the best of their knowledge.

Date: June 24, 2010

/s/ Alexander MacMillan Toomy Alexander MacMillan Toomy Signature of Debtor

Date: June 24, 2010

/s/ Amy Nance Toomy Amy Nance Toomy Signature of Debtor

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Toomy, Alexander and Amy -

ALBEMARLE COUNTY DEPARTMENT OF FINANCE 401 MCINTIRE ROAD CHARLOTTESVILLE, VA 22902

AMERICAN EXPRESS C/O BECKET AND LEE LLP PO BOX 3001 MALVERN, PA 19355

AT&T MOBILITY P.O. BOX 536216 ATLANTA, GA 30353-6216

AUGUSTA HEALTH CARE, INC. PO BOX 79847 BALTIMORE, MD 21279-0847

BANK OF AMERICA ATTN: BANKRUPTCY NC4-105-03-14 PO BOX 26012 GREENSBORO, NC 27410

BB & T BKY DEPT MAIL CODE 100-50-01-51 PO BOX 1847 WILSON, NC 27894

BB & T BANKRUPTCY DEPT MAIL CODE 100-50-01-51 PO BOX 1847 WILSON, NC 27894

BB&T P O BOX 2027 GREENVILLE, SC 29602

BB&T C/O R MATTHEW HALL, R/A 823 EAST MAIN ST, 11TH FLOOR RICHMOND, VA 23219-3310

BB&T RECOVERY DEPARTMENT P.O. BOX 1489 LUMBERTON, NC 28359

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Toomy, Alexander and Amy -

BB&T C/O JACK P. HAYES, SR., VP, BKY AGT P.O. BOX 1847 WILSON, NC 27894-1847

BB&T MORTGAGE 200 WEST SECOND STREET WINSTON SALEM, NC 27101

CAPITAL 1 BANK ATTN: C/O TSYS DEBT MANAGEMENT PO BOX 5155 NORCROSS, GA 30091

CAPITAL ONE BANK C/O CORPORATION SERVICE CO., R/A P.O. BOX 1463 RICHMOND, VA 23218

CAPITAL ONE, N.A. C/O AMERICAN INFOSOURCE PO BOX 54529 OKLAHOMA CITY, OK 73154

CHASE BANK ONE CARD SERV WESTERVILLE, OH 43081

CHASE/BANK ONE P.O. BOX 15145 WILMINGTON, DE 19850

COGWELL STONE FABRICATORS, INC. C/O JOSEPH WRIGHT III, ESQ. 675 PETER JEFFERSON PARKWAY, SUITE CHARLOTTESVILLE, VA 22911

COMMUNITY BANK PO BOX 1209 38 N. CENTRAL AVE STAUNTON, VA 24401

DEEP ACRES, LLC 1758-A WORTH PARK CHARLOTTESVILLE, VA 22911

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Toomy, Alexander and Amy -

DURRETTEBRADSHAW, PC 1111 EAST MAIN ST - 16TH FLOOR RICHMOND, VA 23219

EQUIFAX INFORMATION SERVICE CENTER ATTN: DISPUTE RESOLUTION DEPARTMENT PO BOX 105873 ATLANTA, GA 30348

EUROPEAN STONE CONCEPTS, INC. C/O J. BARRETT JONES 917 EAST JEFFERSON ST CHARLOTTESVILLE, VA 22902

EXPERIAN INFORMATION SOLUTIONS ATTN: SUPERVISOR, LEGAL DEPARTMENT PO BOX 1240 ALLEN, TX 75013

FEIL, PETTIT, & WILLIAMS PO BOX 2057 CHARLOTTESVILLE, VA 22902

FOSTER WELL & PUMP CO. INC. C/O RICHARD CARTER, R/A P.O. BOX 1567 CHARLOTTESVILLE, VA 22902

FOSTER WELL & PUMP CO., INC. 413 REAS FORD ROAD PO BOX 260 EARLYSVILLE, VA 22936

FULLER, LESLIE 378 RAGGED MOUNTAIN ROAD CHARLOTTESVILLE, VA 22903

GAFFNEY, MICHAEL 944 GLENWOOD STATION LANE CHARLOTTESVILLE, VA 22901

HAMPTON & EVERETT 107 5TH ST SE, SUITE A PO BOX 1158 CHARLOTTESVILLE, VA 22902-1158

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Toomy, Alexander and Amy -

HIRSCHLER FLEISCHER PO BOX 500 RICHMOND, VA 23218

JEAN ANN WOODS P.O. BOX 673 IVY, VA 22945

L & K ROOFING, LLC 703 W. DAFFODIL ROAD RUCKERSVILLE, VA 22968

MACMILLAN PACE, LLC P.O. BOX 673 IVY, VA 22945

MACMILLAN PACE, LLC PO BOX 673 IVY, VA 22945

MAGIC MAIDS 2246 IVY ROAD SUITE 16 CHARLOTTESVILLE, VA 22901-4968

MECHUMS RIVER SECURITY CONCEPTS, IN PO BOX 5121 CHARLOTTESVILLE, VA 22905

MICHAEL GAFFNEY 944 GLENWOOD STATION LANE CHARLOTTESVILLE, VA 22901

PHILLIP WOODS P.O. BOX 673 IVY, VA 22945

PROLINK 710 HENRY AVE CHARLOTTESVILLE, VA 22903-5224

REGIONS BANK 951 EAST BYRD STREET SUITE 930 RICHMOND, VA 23219

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Toomy, Alexander and Amy -

SPRINT P.O. BOX 105243 ATLANTA, GA 30348-5243

THE ROCKS OWNERS ASSOCIATION TED BARGER, TREASURER PO BOX 497 IVY, VA 22945

TRANSUNION ATTN: DISPUTE RESOLUTION DEPARTMENT PO BOX 2000 CHESTER, PA 19022

VALLEY POOL & SPA 1520 N. DELPHINE AVE WAYNESBORO, VA 22980-1910

VIRGINIA CABINETWORKS, INC 102 5TH ST. ELKTON, VA 22827

WACHOVIA BANK NA CENTRAL BANKRUPTCY DEPT VA7359 P.O. BOX 13765 ROANOKE, VA 24037-3765

WOODS, JEAN ANN P.O. BOX 673 IVY, VA 22945

WOODS, PHILLIP P.O. BOX 673 IVY, VA 22945