Case 11-72354 Doc 1 Filed 11/21/11 Entered 11/21/11 16:32:13 Page 1 of 9 Document

B1 (Official Form 1) (4/10) United States Bankruptcy Court **Voluntary Petition** Western District of Virginia **Roanoke Division** Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): Miners Oil Company, Inc. All Other Names used by the Debtor in the last 8 years All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more than than one, state all): 54-1298013 one, state all): Street Address of Debtor (No. & Street, City, and State): Street Address of Joint Debtor (No. & Street, City, and State): 468 E. Main St Suite 317A Abingdon VA ZIP CODE 24210 ZIP CODE County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business Tazewell Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): ZIP CODE ZIP CODE ocation of Principal Assets of Business Debtor (if different from street address above): Tazewell county ZIP CODE 24637 Type of Debtor Chapter of Bankruptcy Code Under Which Nature of Business (Form of Organization) (Check one box) the Petition is Filed (Check one box) (Check one box.) ☐ Health Care Business ☐ Chapter 15 Petition for Chapter 7 Single Asset Real Estate as defined in 11 Recognition of a Foreign Individual (includes Joint Debtors) Chapter 9 U.S.C. § 101(51B) Main Proceeding See Exhibit D on page 2 of this form. Railroad V Chapter 11 Corporation (includes LLC and LLP) V ☐ Chapter 15 Petition for Stockbroker Partnership Chapter 12 Recognition of a Foreign ☐ Commodity Broker Other (If debtor is not one of the above entities, Nonmain Proceeding Chapter 13 Clearing Bank check this box and state type of entity below.) Nature of Debts ✓ Other (Check one box) Tax-Exempt Entity Debts are primarily consumer Debts are primarily (Check box, if applicable) debts, defined in 11 U.S.C. business debts. § 101(8) as "incurred by an Debtor is a tax-exempt organization individual primarily for a under Title 26 of the United States personal, family, or house-Code (the Internal Revenue Code.) hold purpose.' Chapter 11 Debtors Filing Fee (Check one box) Check one box: ✓ Full Filing Fee attached ☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). ☑ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b) See Official Form 3A. Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on ☐ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must 4/01/13 and every three years thereafter). attach signed application for the court's consideration. See Official Form 3B. Check all applicable boxes A plan is being filed with this petition Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). THIS SPACE IS FOR Statistical/Administrative Information COURT USE ONLY Debtor estimates that funds will be available for distribution to unsecured creditors. Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors \Box \Box \Box \Box 100-200-1,000-5,001-10,001-25,001-50,001-50-Over 199 49 99 999 5.000 10.000 25,000 50.000 100.000 100,000 Estimated Assets $\mathbf{\Lambda}$ \$50,001 to \$100,000,001 \$100,001 to \$500,001 to \$1,000,001 \$10,000,001 \$50,000,001 \$0 to \$500,000,001 More than \$1 to \$100 \$50,000 \$100,000 to \$500 \$500,000 to \$10 to \$50 to \$1 billion billion million million million million million Estimated Liabilities M \Box \$500,001 to \$1,000,001 \$10,000,001 \$50,000,001 \$100,000,001 \$50,001 to \$100,001 to More than \$1 \$500,000,001 to \$10 to \$50 to \$100 to \$500 \$50,000 \$100,000 \$500,000 billion

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Case 11-72354 Doc 1 Filed 11/21/11 Entered 11/21/11 16:32:13 Desc Main Page 2 of 9 Document **B1** (Official Form 1) (4/10) FORM B1, Page 2 Voluntary Petition Name of Debtor(s): (This page must be completed and filed in every case) Miners Oil Company, Inc. All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.) Case Number: Date Filed: Location Where Filed: **NONE** Location Case Number: Date Filed: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet) Date Filed: Name of Debtor: Case Number: **Richard Bays** 11/21/2011 Judge: Relationship: District: Stone owner **WDVA** Exhibit A Exhibit B (To be completed if debtor is an individual (To be completed if debtor is required to file periodic reports (e.g., forms 10K and whose debts are primarily consumer debts) 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 available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b). Exhibit A is attached and made a part of this petition. X Not Applicable Signature of Attorney for Debtor(s) Date Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. $\mathbf{\Lambda}$ No Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately $\mathbf{\Lambda}$ preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate. general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District. or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property

(Check all applicable boxes.)

Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following).

(Name of landlord that obtained judgment)

(Address of landlord)

- Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and
- Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the
- Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

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Voluntary Petition	·		
(This page must be completed and filed in every case)	Name of Debtor(s): Miners Oil Company, Inc.		
Sign	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 Not Applicable Signature of Debtor	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 § 1515 of title 11 are attached. Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the Chapter of title 11 specified in the petition. A certified copy of the order granting recognition of the foreign main proceeding is attached. X Not Applicable (Signature of Foreign Representative)		
X Not Applicable			
Signature of Joint Debtor Telephone Number (If not represented by attorney)	(Printed Name of Foreign Representative) Date		
Date			
Signature of Attorney	Signature of Non-Attorney Petition Preparer		
X /s/Robert T. Copeland Signature of Attorney for Debtor(s) Robert T. Copeland Bar No. 14575 Printed Name of Attorney for Debtor(s) / Bar No. Copeland & Bieger, P.C. Firm Name 212 W. Valley St P.O. Box 1296	I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.		
Address	Not Applicable		
Abingdon, VA 24212	Printed Name and title, if any, of Bankruptcy Petition Preparer		
276-628-9525 276-628-4711			
Telephone Number 11/21/2011 Date	Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)		
*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.	Address		
Signature of Debtor (Corporation/Partnership)	X Not Applicable		
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 the relief in accordance with the chapter of title 11, United States Code, specified in this petition. X /s/ Richard Bays Signature of Authorized Individual Richard Bays Printed Name of Authorized Individual President Title of Authorized Individual 11/21/2011	Date Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above. Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual. If more than one person prepared this document, attach to the appropriate official form for each person. A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.		
Date			

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UNITED STATES BANKRUPTCY COURT Western District of Virginia Roanoke Division

n re:	Miners Oil Company, Inc.	Case No.	
	Debtor	Chapter 11	
	Exhibit "A" to Volun	tary Petition	
1.	If any of debtor's securities are registered under section 12 of the Securities number is .	s and Exchange Act of 1934, the SE	C file
2.	The following financial data is the latest available information and refers to o	debtor's condition on 11/17/2011.	
a.	Total assets	\$	
b.	Total debts (including debts listed in 2.c., below)	\$	6,047,536.51
			Approximate number of holders
c.	Debt securities held by more than 500 holders.		
	secured unsecured subordinated	\$0.00	0
d.	Number of shares of preferred stock		
e.	Number of shares of common stock	100	1
	Comments, if any:		
3.	Brief description of debtor's business:		
	Other, Oil and lubricant distributor		
4.	List the name of any person who directly or indirectly owns, controls, or hole voting securities of debtor:	ds, with power to vote, 5% or more of	the

Richard Bays

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United States Bankruptcy Court

Western District of Virginia **Roanoke Division**

In re:		Case No.	
		Chapter	11
Miners Oil Company, Inc.			
STATEMENT REGARDING AUTHO	ORITY T	O SIGN AND FILE P	ETITION
I, Richard Bays, declare under penalty of perjury that I am the that on 11/21/2011 the following resolution was duly adopted by the			/irginia Corporation and
"Whereas, it is in the best interest of this Corporation to file a Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United			
Be It Therefore Resolved, that Richard Bays, President of this documents necessary to perfect the filing of a Chapter 11 volunta			
Be It Further Resolved, that Richard Bays , President of this C proceedings on behalf of the Corporation, and to otherwise do an necessary documents on behalf of the Corporation in connection	d perform a	III acts and deeds and to execu	
Be It Further Resolved, that Richard Bays , President of this C Copeland , attorney and the law firm of Copeland & Bieger , P.C. to the second			
Executed on: 11/21/2011	Signed:	/s/ Richard Bays Richard Bays	

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B4 (Official Form 4) (12/07)

United States Bankruptcy Court Western District of Virginia Roanoke Division

In re Miners Oil Company, Inc.		Case No	
	Debtor	Chapter	11

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(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, gov- ernment contract, etc.)	Indicate if claim is contingent, unliquidated, disputed or subject to setoff	Amount of claim [if secured also state value of security]
Space Petroleum P. O. Box 3250	Ray Henry	open account		\$1,709,991.49
Ellicott City, MD 21042	Space Petroleum P. O. Box 3250 Ellicott City, MD 21042			
American Refining Group, Inc. 3240 William Pitt Way Pittsburgh, PA 15238	Brian Zolkos American Refining Group, Inc. 3240 William Pitt Way Pittsburgh, PA 15238	trade open account		\$436,590.78
American Express P. O. Box 0001 Los Angeles, CA 90096		credit card		\$88,013.90
Warren Unilube, Inc. P. O. Box 60537	Judy Tolliver	open account		\$70,813.49
Charlotte, NC 28260-0537	Warren Unilube, Inc. P. O. Box 60537 Charlotte, NC 28260-0537			
Carter Machinery P. O. Box 751053	Butch Eddy	open account		\$69,853.67
Charlotte, NC 28275-1053	Carter Machinery P. O. Box 751053 Charlotte, NC 28275-1053			
KOST USA P. O. Box 23129				\$46,749.30

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B4 (Official Form 4) (12/07)4 -Cont.

In re	n re Miners Oil Company, Inc.		
	Debtor	Chapter	11

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(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, gov- ernment contract, etc.)	Indicate if claim is contingent, unliquidated, disputed or subject to setoff	Amount of claim [if secured also state value of security]
CAM 2 International, LLC P. O. Box 1119 Chicago, IL 60677-2000	Steve Carnevale CAM 2 International, LLC P. O. Box 1119 Chicago, IL 60677-2000	open account		\$35,804.16
Lancaster Container, Inc. P. O. Box 18 Washington Boro, PA 17582	George Edenfield Lancaster Container, Inc. P. O. Box 18 Washington Boro, PA 17582	open account		\$28.918.08
Weatherford P. O. Box 203202 Houston, TX 77216	Lori Acorkraft Weatherford P. O. Box 203202 Houston, TX 77216	open account		\$22,181.27
Summit Industrial Products P. O. Box 131359 Tyler, TX 75713	Steele Glenn Summit Industrial Products P. O. Box 131359 Tyler, TX 75713	open account		\$21,536.18
Card Services P. O. Box 13337 Philadelphia, PA 19101-3337				\$20,814.84
CHEMSOLV, Inc. P. O. Box 13847 Roanoke, VA 24037		open account		\$18,671.86

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B4 (Official Form 4) (12/07)4 -Cont.

In re Miners Oil Company, Inc.		Case No.	
	Debtor	Chapter 11	

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(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, gov- ernment contract, etc.)	Indicate if claim is contingent, unliquidated, disputed or subject to setoff	Amount of claim [if secured also state value of security]
Summit Lubricants P. O. Box 966 Batavia, NY 14021		open account		\$16,800.00
Apollo Oil P. O. Box 643948 Pittsburgh, PA 15264-3948		open account		\$11,509.96
Mike's Towing & Tire Service P. O. Box 47 Pounding Mill, VA 24637		open account		\$10,400.07
Schaeffers P. O. Box 790100 St. Louis, MO 56379-0100		open account		\$9,159.61
Gas Station Supply P. O. Box 11196 Lynchburg, VA 24506		open account		\$8,464.91
United Sorbents, LLC 8627 South 187th Street Kent, WA 98031		open account		\$7,883.40

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B4 (Official Form 4) (12/07)4 -Cont.

In re Miners Oil Company, Inc.		Case No.	
	Debtor	Chapter	11

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(1)
Name of creditor and complete mailing address including zip

Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted

(2)

Nature of claim (trade debt, bank loan, government contract, etc.)

(3)

Indicate if claim is contingent, unliquidated, disputed or subject to setoff

(4)

Amount of claim [if secured also state value of security]

(5)

Conestoga Tranaport P. O. Box 24625 Knoxville, TN 37933

Petroleum Products P. O. Box 644274 Pittsburgh, PA 15264-4274 open account

open account

\$6,410.80

\$7,749.20

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

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

Date: '	11/21/2011	Signature:	/s/ Richard Bays	
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Richard Bays ,President

(Print Name and Title)

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.