Case 12-61015 Doc 1 Filed 04/25/12 Entered 04/25/12 22:08:13 Desc Main Document Page 1 of 10

B1 (Official Form 1)(12/11)						
	States Bank estern District					Voluntary Petition
Name of Debtor (if individual, enter Last, Firs Tony Gee's Incorporated	t, Middle):		Name	of Joint De	ebtor (Spouse	(Last, First, Middle):
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):						Joint Debtor in the last 8 years trade names):
Last four digits of Soc. Sec. or Individual-Taxper (if more than one, state all)  27-2648259	oayer I.D. (ITIN) No.	/Complete EIN		our digits o		· Individual-Taxpayer I.D. (ITIN) No./Complete EIN
Street Address of Debtor (No. and Street, City, 8625 Seminole Trail Ruckersville, VA	and State):	TID C. I	Street	Address of	Joint Debtor	(No. and Street, City, and State):
	Г	ZIP Code <b>22968</b>	-			ZIP Code
County of Residence or of the Principal Place Greene	of Business:		Count	y of Reside	ence or of the	Principal Place of Business:
Mailing Address of Debtor (if different from st 3887 Pritchett Lane	reet address):		Mailir	ng Address	of Joint Debt	or (if different from street address):
Charlottesville, VA		ZIP Code				ZIP Code
		22911				
Location of Principal Assets of Business Debte (if different from street address above):	r					
Type of Debtor		of Business			-	of Bankruptcy Code Under Which
(Form of Organization) (Check one box)  ☐ Individual (includes Joint Debtors)	(Chec	k one box)		☐ Chapt		Petition is Filed (Check one box)
See Exhibit D on page 2 of this form.	☐ Single Asset R	eal Estate as d	efined	fined Chapter 9 Chapter 15 Petition for Recognition		
☐ Corporation (includes LLC and LLP) ☐ Partnership	in 11 U.S.C. § ☐ Railroad	101 (51B)		☐ Chapter 11 of a Foreign Main Proceeding ☐ Chapter 12 ☐ Chapter 15 Petition for Recognition		
Other (If debtor is not one of the above entities, check this box and state type of entity below.)	☐ Stockbroker ☐ Commodity B	rokar		Chapter 13 Chapter 13 Chapter 13 Chapter 13 Of a Foreign Nonmain Proceeding		_ ı
check this box and state type of entity below.)	☐ Clearing Bank					
Chapter 15 Debtors	Other To From From From From From From From From	4 E4'4				Nature of Debts (Check one box)
Country of debtor's center of main interests:		<b>empt Entity</b> x, if applicable)			are primarily co	onsumer debts,    Debts are primarily
Each country in which a foreign proceeding by, regarding, or against debtor is pending:	Debtor is a tax-e under Title 26 of Code (the Intern	f the United State	es	"incurr		§ 101(8) as business debts. idual primarily for household purpose."
Filing Fee (Check one bo	x)	Check on			•	ter 11 Debtors
Full Filing Fee attached		■ De				ned in 11 U.S.C. § 101(51D). defined in 11 U.S.C. § 101(51D).
Filing Fee to be paid in installments (applicable t attach signed application for the court's considera		CHECK II.	h		ntin aant liawid	oted dahts (evaluding dahts evad to incidens on efficietes)
debtor is unable to pay fee except in installments Form 3A.	Rule 1006(b). See Offi	C19 -				ated debts (excluding debts owed to insiders or affiliates) to adjustment on 4/01/13 and every three years thereafter).
Filing Fee waiver requested (applicable to chapte attach signed application for the court's consideration		ust A I A I Ac	ceptances	ng filed with of the plan w	this petition. vere solicited process. § 1126(b).	repetition from one or more classes of creditors,
Statistical/Administrative Information				- WILLI 11 O.L	7.0. 3 1120(8).	THIS SPACE IS FOR COURT USE ONLY
Debtor estimates that funds will be available						
☐ Debtor estimates that, after any exempt pro there will be no funds available for distribu			e expense	es paid,		
Estimated Number of Creditors			,		П	
1- 50- 100- 200- 49 99 199 999	1,000- 5,000 5,001- 10,000	10,001- 2	] 25,001- 50,000	50,001- 100,000	OVER 100,000	
Estimated Assets			7			
\$0 to \$50,001 to \$100,001 to \$500,001 \$50,000 \$100,000 \$500,000 to \$1 million	\$1,000,001 \$10,000,001 to \$10 to \$50 million million	\$50,000,001 \$ to \$100 to	100,000,001 o \$500 nillion	\$500,000,001 to \$1 billion	More than	
Estimated Liabilities			1			
\$0 to \$50,001 to \$100,001 to \$500,001 \$50,000 \$100,000 \$500,000 to \$1 million	\$1,000,001 \$10,000,001 to \$10 to \$50 million million	\$50,000,001 \$ to \$100 to	100,000,001 5500 nillion		_	

Case 12-61015 Doc 1 Filed 04/25/12 Entered 04/25/12 22:08:13 Desc Main Document Page 2 of 10

**B1** (Official Form 1)(12/11) Page 2 Name of Debtor(s): **Voluntary Petition Tony Gee's Incorporated** (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Location Case Number: Date Filed: Where Filed: - None -Location Date Filed: Case Number: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) I, the attorney for the petitioner named in the foregoing petition, declare that I (To be completed if debtor is required to file periodic reports (e.g., have informed the petitioner that [he or she] may proceed under chapter 7, 11, forms 10K and 10Q) with the Securities and Exchange Commission 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. Signature of Attorney for Debtor(s) (Date) Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) ☐ Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in П this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

Case 12-61015 Doc 1 Filed 04/25/12 Entered 04/25/12 22:08:13 Desc Main Document Page 3 of 10

Page 3

#### **B1** (Official Form 1)(12/11) Name of Debtor(s): **Voluntary Petition Tony Gee's Incorporated** (This page must be completed and filed in every case) Signatures Signature(s) of Debtor(s) (Individual/Joint) Signature of a Foreign Representative I declare under penalty of perjury that the information provided in this I declare under penalty of perjury that the information provided in this petition petition is true and correct. is true and correct, that I am the foreign representative of a debtor in a foreign If petitioner is an individual whose debts are primarily consumer debts and proceeding, and that I am authorized to file this petition. has chosen to file under chapter 7] I am aware that I may proceed under (Check only one box.) chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief ☐ I request relief in accordance with chapter 15 of title 11. United States Code. available under each such chapter, and choose to proceed under chapter 7. Certified copies of the documents required by 11 U.S.C. §1515 are attached. [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). ☐ 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 I request relief in accordance with the chapter of title 11, United States Code, recognition of the foreign main proceeding is attached. specified in this petition. Signature of Foreign Representative Signature of Debtor Printed Name of Foreign Representative Signature of Joint Debtor Telephone Number (If not represented by attorney) Signature of Non-Attorney Bankruptcy Petition Preparer I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for Date compensation and have provided the debtor with a copy of this document Signature of Attorney\* 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/ C. Connor Crook VSB# chargeable by bankruptcy petition preparers, I have given the debtor notice Signature of Attorney for Debtor(s) 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. C. Connor Crook VSB# 71599 Official Form 19 is attached. Printed Name of Attorney for Debtor(s) Boyle, Bain, Reback & Slayton Printed Name and title, if any, of Bankruptcy Petition Preparer Firm Name **420 Park Street** Charlottesville, VA 22902 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 April 25, 2012 Address Date \*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect. Date Signature of Debtor (Corporation/Partnership) I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition

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

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

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

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

### ▼ /s/ Vassilios Hatzigeorgio

on behalf of the debtor.

Signature of Authorized Individual

States Code, specified in this petition.

#### Vassilios Hatzigeorgio

Printed Name of Authorized Individual

The debtor requests relief in accordance with the chapter of title 11, United

#### President

Title of Authorized Individual

#### April 25, 2012

Date

Case 12-61015 Doc 1 Filed 04/25/12 Entered 04/25/12 22:08:13 Desc Main Document Page 4 of 10

**B4** (Official Form 4) (12/07)

## United States Bankruptcy Court Western District of Virginia

In re	Tony Gee's Incorporated		Case No.	
		Debtor(s)	Chapter	11

### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

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

(1)	(2)	(3)	(4)	(5)
	(2)	(3)	(1)	(3)
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]
Adams-Burch Restaurant	Burch, Adams			1,500.00
Supply 1901 Stanford Court Landover, MD 20785				·
ADT Security Services Inc.	ADT Security Services Inc.	Trade debt		Unknown
P.O. Box 371967	P.O. Box 371967			
Pittsburgh, PA 15250-7967	Pittsburgh, PA 15250-7967			
Albemarle County	Albemarle County	Taxes		Unknown
Department of Finance	Department of Finance			
401 McIntire Road	401 McIntire Road			
Charlottesville, VA 22902	Charlottesville, VA 22902			
Carmello's of Charlottesville,	Carmello's of Charlottesville, Inc.	Bank loan		Unknown
Inc.	c/o David Toscano, R/A			
c/o David Toscano, R/A	211 East High Street			
211 East High Street	Charlottesville, VA 22902			
Charlottesville, VA 22902				
Carter's Bread	Carter's Bread	Trade debt		Unknown
475 Franklin Street	475 Franklin Street			
Charlottesville, VA 22902	Charlottesville, VA 22902			
Cavalier Restaurant Supply	Cavalier Restaurant Supply	Trade debt		Unknown
1175 5th Street Southwest	1175 5th Street Southwest			
Charlottesville, VA 22902	Charlottesville, VA 22902			
CenturyLink	CenturyLink	Trade debt		Unknown
Bankruptcy Services	Bankruptcy Services			
P.O. Box 165000	P.O. Box 165000			
Altamonte Springs, FL 32716	Altamonte Springs, FL 32716	  -		
Dean Family LLC	Dean Family LLC	Lease	Contingent	Unknown
c/o Ralph Main Esq.	c/o Ralph Main Esq.		Unliquidated	
PO Box 2666 Charlottesville, VA 22902	PO Box 2666 Charlottesville, VA 22902		Disputed	
		Trode debt		Links aves
Dish Network Bankruptcy Dept	Dish Network Bankruptcy Dept	Trade debt		Unknown
P.O. Box 6633	P.O. Box 6633			
Englewood, CO 80112	Englewood, CO 80112			
Hatzigeorgia, Vasilios	Hatzigeorgia, Vasilios	Loan		Unknown
3887 Pritchett Lane	3887 Pritchett Lane	LUaii		Olikilowii
Charlottesville, VA 22911	Charlottesville, VA 22911			
Chanottesville, VA 22911	CHAHOLLESVIIIE, VA ZZETT			

Case 12-61015 Doc 1 Filed 04/25/12 Entered 04/25/12 22:08:13 Desc Main Document Page 5 of 10

B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	Tony Gee's Incorporated	Case No.	
	Debtor(s)		,

## LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Internal Revenue Service Insolvency Units 400 North Eighth Street, Box 76 Richmond, VA 23219	Internal Revenue Service Insolvency Units 400 North Eighth Street, Box 76 Richmond, VA 23219	Taxes		Unknown
Intrastate Pest Control P.O. Box 74 Charlottesville, VA 22902	Intrastate Pest Control P.O. Box 74 Charlottesville, VA 22902	Trade debt		Unknown
Performance Food Group 12500 West Creek Parkway Richmond, VA 23238	Performance Food Group 12500 West Creek Parkway Richmond, VA 23238	Trade debt	Contingent Unliquidated Disputed	Unknown
Rappahannock Electric Cooperative P.O. Box 7388 Fredericksburg, VA 22404	Rappahannock Electric Cooperative P.O. Box 7388 Fredericksburg, VA 22404	Trade debt		Unknown
Steljes, Dennis CPA 2115 Hydraulic Road Charlottesville, VA 22911	Steljes, Dennis CPA 2115 Hydraulic Road Charlottesville, VA 22911	Trade debt		Unknown
Ten Ton Inc. c/o Gregory Duncan Esq. 412 East Jefferson Street Charlottesville, VA 22902	Ten Ton Inc. c/o Gregory Duncan Esq. 412 East Jefferson Street Charlottesville, VA 22902	Trade debt	Contingent Unliquidated Disputed	Unknown
Tiger Fuel Company c/o David G. Sutton, R/A P.O. Box 1607 Charlottesville, VA 22902	Tiger Fuel Company c/o David G. Sutton, R/A P.O. Box 1607 Charlottesville, VA 22902	Trade debt		Unknown
Virginia Department of Taxation Bankruptcy Department P.O. Box 2156 Richmond, VA 23217	Virginia Department of Taxation Bankruptcy Department P.O. Box 2156 Richmond, VA 23217	Taxes		Unknown
Virginia Linen 6694 Fleet Drive Franconia, VA 22310	Virginia Linen 6694 Fleet Drive Franconia, VA 22310	Trade debt		Unknown

Case 12-61015 Doc 1 Filed 04/25/12 Entered 04/25/12 22:08:13 Desc Main Document Page 6 of 10

B4 (Offic	cial Form 4) (12/07) - Cont.			
In re	Tony Gee's Incorporated		Case No.	
		Debtor(s)	_	

## LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

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

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

Date	April 25, 2012	Signature	/s/ Vassilios Hatzigeorgio
			Vassilios Hatzigeorgio
			President

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

Case 12-61015 Doc 1 Filed 04/25/12 Entered 04/25/12 22:08:13 Document Page 7 of 10 Desc Main

# United States Rankruntey Court

UI	Western District of Virgini		
n re Tony Gee's Incorporated		Case No	
	Debtor	, Chapter	11
LIST	OF EQUITY SECURITY	HOLDERS	
Following is the list of the Debtor's equity securi	ty holders which is prepared in accor-	rdance with Rule 1007(a)(3	f) for filing in this chapter 11 ca
Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
DECLARATION UNDER PENALTY			
I, the President of the corporation foregoing List of Equity Security Hold			
Date April 25, 2012	V	<u>s/ Vassilios Hatzigeorg</u> assilios Hatzigeorgio resident	io
Penalty for making a false statement or co	ncealing property: Fine of up to \$ 18 U.S.C §§ 152 and 35		t for up to 5 years or both.

## Case 12-61015 Doc 1 Filed 04/25/12 Entered 04/25/12 22:08:13 Desc Main Document Page 8 of 10

Tony Gee's Incorporated -

ADAMS-BURCH RESTAURANT SUPPLY 1901 STANFORD COURT LANDOVER, MD 20785

ADT SECURITY SERVICES INC. P.O. BOX 371967 PITTSBURGH, PA 15250-7967

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

CARMELLO'S OF CHARLOTTESVILLE, INC. C/O DAVID TOSCANO, R/A 211 EAST HIGH STREET CHARLOTTESVILLE, VA 22902

CARTER'S BREAD
475 FRANKLIN STREET
CHARLOTTESVILLE, VA 22902

CAVALIER RESTAURANT SUPPLY 1175 5TH STREET SOUTHWEST CHARLOTTESVILLE, VA 22902

CENTURYLINK
BANKRUPTCY SERVICES
P.O. BOX 165000
ALTAMONTE SPRINGS, FL 32716

DEAN FAMILY LLC C/O RALPH MAIN ESQ. PO BOX 2666 CHARLOTTESVILLE, VA 22902

DISH NETWORK
BANKRUPTCY DEPT
P.O. BOX 6633
ENGLEWOOD, CO 80112

HATZIGEORGIA, VASILIOS 3887 PRITCHETT LANE CHARLOTTESVILLE, VA 22911

## Case 12-61015 Doc 1 Filed 04/25/12 Entered 04/25/12 22:08:13 Desc Main Document Page 9 of 10

Tony Gee's Incorporated -

INTERNAL REVENUE SERVICE INSOLVENCY UNITS 400 NORTH EIGHTH STREET, BOX 76 RICHMOND, VA 23219

INTERNAL REVENUE SERVICE P.O. BOX 7346 PHILADELPHIA, PA 19101-7346

INTRASTATE PEST CONTROL P.O. BOX 74 CHARLOTTESVILLE, VA 22902

PERFORMANCE FOOD GROUP 12500 WEST CREEK PARKWAY RICHMOND, VA 23238

RAPPAHANNOCK ELECTRIC COOPERATIVE P.O. BOX 7388 FREDERICKSBURG, VA 22404

STELJES, DENNIS CPA 2115 HYDRAULIC ROAD CHARLOTTESVILLE, VA 22911

TEN TON INC. C/O GREGORY DUNCAN ESQ. 412 EAST JEFFERSON STREET CHARLOTTESVILLE, VA 22902

TIGER FUEL COMPANY C/O DAVID G. SUTTON, R/A P.O. BOX 1607 CHARLOTTESVILLE, VA 22902

VIRGINIA DEPARTMENT OF TAXATION BANKRUPTCY DEPARTMENT P.O. BOX 2156 RICHMOND, VA 23217

VIRGINIA LINEN 6694 FLEET DRIVE FRANCONIA, VA 22310 Case 12-61015 Doc 1 Filed 04/25/12 Entered 04/25/12 22:08:13 Desc Main Document Page 10 of 10

## United States Bankruptcy Court Western District of Virginia

In re	Tony Gee's Incorporated		Case No.	
		Debtor(s)	Chapter	
	CORPORATE	OWNERSHIP STATEMENT (R	RULE 7007.1)	
or recu follow more o Vassil 3887 I	ant to Federal Rule of Bankruptcy Procusal, the undersigned counsel for	ny Gee's Incorporated in the above in the debtor or a governmental unit,	captioned act	ion, certifies that the or indirectly own(s) 10% or
□ Nor	ne [Check if applicable]			
April 2	25, 2012	/s/ C. Connor Crook VSB#		
Date		C. Connor Crook VSB# 71599		
		Signature of Attorney or Litigan Counsel for Tony Gee's Incorport		
		Boyle, Bain, Reback & Slayton	<u> </u>	
		420 Park Street		
		Charlottesville, VA 22902 (434) 979-7900 Fax:(434) 977-3298	3	
		marshall.slayton@bbrs.net; jonat		<b>@bbrs.net</b>