

B1 (Official Form 1)(12/11)

United States Bankruptcy Court Western District of Virginia		Voluntary Petition
Name of Debtor (if individual, enter Last, First, Middle): Apex Industrial Equipment, Inc.		Name of Joint Debtor (Spouse) (Last, First, Middle):
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):		All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) 54-1232692		Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)
Street Address of Debtor (No. and Street, City, and State): 200 W. 4th Street Salem, VA		Street Address of Joint Debtor (No. and Street, City, and State):
ZIP Code 24153		ZIP Code
County of Residence or of the Principal Place of Business: Salem		County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address):		Mailing Address of Joint Debtor (if different from street address):
ZIP Code		ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above):		
Type of Debtor (Form of Organization) (Check one box) <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)	Nature of Business (Check one box) <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other	Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box) <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding
Chapter 15 Debtors Country of debtor's center of main interests: Each country in which a foreign proceeding by, regarding, or against debtor is pending:	Tax-Exempt Entity (Check box, if applicable) <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).	Nature of Debts (Check one box) <input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input checked="" type="checkbox"/> Debts are primarily business debts.
Filing Fee (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> 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. <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.		Chapter 11 Debtors Check one box: <input checked="" type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter). Check all applicable boxes: <input type="checkbox"/> A plan is being filed with this petition. <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
Statistical/Administrative Information <input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.		THIS SPACE IS FOR COURT USE ONLY
Estimated Number of Creditors <input checked="" type="checkbox"/> 1-49 <input type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999 <input type="checkbox"/> 1,000-5,000 <input type="checkbox"/> 5,001-10,000 <input type="checkbox"/> 10,001-25,000 <input type="checkbox"/> 25,001-50,000 <input type="checkbox"/> 50,001-100,000 <input type="checkbox"/> OVER 100,000		
Estimated Assets <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input checked="" type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion		
Estimated Liabilities <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input checked="" type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion		

<p>Voluntary Petition</p> <p><i>(This page must be completed and filed in every case)</i></p>	<p>Name of Debtor(s): Apex Industrial Equipment, Inc.</p>
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All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet)

Location Where Filed: - None -	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:

Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet)

Name of Debtor: - None -	Case Number:	Date Filed:
District:	Relationship:	Judge:

<p style="text-align: center;">Exhibit A</p> <p>(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.)</p> <p><input type="checkbox"/> Exhibit A is attached and made a part of this petition.</p>	<p style="text-align: center;">Exhibit B</p> <p>(To be completed if debtor is an individual whose debts are primarily consumer debts.)</p> <p>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 delivered to the debtor the notice required by 11 U.S.C. §342(b).</p> <p>X _____ Signature of Attorney for Debtor(s) (Date)</p>
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Exhibit C

Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?

Yes, and Exhibit C is attached and made a part of this petition.

No.

Exhibit D

(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)

Exhibit D completed and signed by the debtor is attached and made a part of this petition.

If this is a joint petition:

Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.

Information Regarding the Debtor - Venue

(Check any applicable box)

Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.

There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.

Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.

Certification by a Debtor Who Resides as a Tenant of Residential Property

(Check all applicable boxes)

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

(Name of landlord that obtained judgment)

(Address of landlord)

Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.

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

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

Name of Debtor(s):
Apex Industrial Equipment, Inc.

Signatures

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.
[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.
[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X _____
Signature of Debtor

X _____
Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.

Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X _____
Signature of Foreign Representative

Printed Name of Foreign Representative

Date

Signature of Attorney*

X /s/ Andrew S. Goldstein
Signature of Attorney for Debtor(s)

Andrew S. Goldstein 28421
Printed Name of Attorney for Debtor(s)

Magee Goldstein Lasky & Sayers, P.C.
Firm Name

Post Office Box 404
Roanoke, VA 24003-0404

Address

540-343-9800 Fax: 540-343-9898
Telephone Number

June 29, 2012
Date

*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the 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.)

Address

X _____
Date

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

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

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

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

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X /s/ Winston L. Plymale, Sr.
Signature of Authorized Individual

Winston L. Plymale, Sr.
Printed Name of Authorized Individual

President
Title of Authorized Individual

June 29, 2012
Date

B4 (Official Form 4) (12/07)

**United States Bankruptcy Court
Western District of Virginia**

In re Apex Industrial Equipment, Inc.

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)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
Internal Revenue Service P. O. Box 21126 Philadelphia, PA 19114	Internal Revenue Service P. O. Box 21126 Philadelphia, PA 19114			150,000.00
Columbus McKinnon Corp. P.O. Box 360506 Pittsburgh, PA 15251-6506	Columbus McKinnon Corp. P.O. Box 360506 Pittsburgh, PA 15251-6506			35,427.41
Virginia Department of Taxation OCC/Bankruptcy P.O. Box 2156 Richmond, VA 23218	Virginia Department of Taxation OCC/Bankruptcy P.O. Box 2156 Richmond, VA 23218			15,000.00
McMaster-Carr Supply Co P.O. Box 7690 Chicago, IL 60680-7690	McMaster-Carr Supply Co P.O. Box 7690 Chicago, IL 60680-7690			10,817.64
Ace Steel Inc 2200 Buford Ave., SW Roanoke, VA 24015	Ace Steel Inc 2200 Buford Ave., SW Roanoke, VA 24015			8,951.84
Humphry Stump & Haynie Insurance P.O. Box 3205 Salem, VA 24153	Humphry Stump & Haynie Insurance P.O. Box 3205 Salem, VA 24153			7,742.00
Jenkins Electric Company P.O. Box 32127 Charlotte, NC 28232-2127	Jenkins Electric Company P.O. Box 32127 Charlotte, NC 28232-2127			6,511.40
City of Salem P.O. Box 869 Salem, VA 24153	City of Salem P.O. Box 869 Salem, VA 24153			5,394.36
IMG College, LLC 540 N. Trade Street Winston Salem, NC 27101	IMG College, LLC 540 N. Trade Street Winston Salem, NC 27101			5,000.00
Engineered Systems, Inc. 1121 Duncan-Reidville Road Duncan, SC 29334	Engineered Systems, Inc. 1121 Duncan-Reidville Road Duncan, SC 29334			3,912.69
National Logistics Inc. P.O. Box 456 Lakeview, NC 28350	National Logistics Inc. P.O. Box 456 Lakeview, NC 28350			3,200.00

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

In re Apex Industrial Equipment, Inc.

Case No. _____

Debtor(s)

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1) <i>Name of creditor and complete mailing address including zip code</i>	(2) <i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	(3) <i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	(4) <i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	(5) <i>Amount of claim [if secured, also state value of security]</i>
Master Engineers and Designers, Inc 904 Lakeside Drive Lynchburg, VA 24501	Master Engineers and Designers, Inc 904 Lakeside Drive Lynchburg, VA 24501			3,000.00
Supermedia LLC Attn: A/R Department P.O. Box 619009 DFW Airport, TX 75261-9009	Supermedia LLC Attn: A/R Department P.O. Box 619009 DFW Airport, TX 75261-9009			2,204.17
Wallace Cranes 71 Bacton Hill Road Frazier, PA 19355-1005	Wallace Cranes 71 Bacton Hill Road Frazier, PA 19355-1005			2,166.38
Bank of America P.O. Box 15796 Wilmington, DE 19886-5796	Bank of America P.O. Box 15796 Wilmington, DE 19886-5796			1,985.81
Capital One P.O. Box 85015 Richmond, VA 23285	Capital One P.O. Box 85015 Richmond, VA 23285			1,785.00
Nai Cranes, LLC 80 Holton Street Woburn, MA 01801	Nai Cranes, LLC 80 Holton Street Woburn, MA 01801			1,648.53
Demag Cranes & Components 88067 Expedite Way Chicago, IL 60695-0001	Demag Cranes & Components 88067 Expedite Way Chicago, IL 60695-0001			1,642.68
Lynchburg Crane Service, Inc. P.O. Box 432 Forest, VA 24551-0432	Lynchburg Crane Service, Inc. P.O. Box 432 Forest, VA 24551-0432			1,630.00
Reuland Electric P.O. Box 4009 Industry, CA 91747-4009	Reuland Electric P.O. Box 4009 Industry, CA 91747-4009			1,352.00

**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 June 29, 2012

Signature /s/ Winston L. Plymale, Sr.
Winston L. Plymale, Sr.
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.

Apex Industrial Equipment, Inc. -

ACE STEEL INC
2200 BUFORD AVE., SW
ROANOKE, VA 24015

AFLAC
1932 WYNNTON ROAD
COLUMBUS, GA 31999-0001

ASSOCIATED PACKAGING, INC.
P.O. BOX 440088
NASHVILLE, TN 37244-0088

B&B WELDING & CRANE SERVICE, INC.
1427 NORFOLK AVE. SE
ROANOKE, VA 24013

BANK OF AMERICA
P.O. BOX 15796
WILMINGTON, DE 19886-5796

BRISTOL GALVANIZING
14781 INDUSTRIAL PARK ROAD
BRISTOL, VA 24202

CAPITAL ONE
P.O. BOX 85015
RICHMOND, VA 23285

CITY OF SALEM
P.O. BOX 869
SALEM, VA 24153

COLUMBUS MCKINNON CORP.
P.O. BOX 360506
PITTSBURGH, PA 15251-6506

DEMAG CRANES & COMPONENTS
88067 EXPEDITE WAY
CHICAGO, IL 60695-0001

ENGINEERED SYSTEMS, INC.
1121 DUNCAN-REIDVILLE ROAD
DUNCAN, SC 29334

Apex Industrial Equipment, Inc. -

HARRINGTON HOISTS
401 WEST END AVE.
MANHEIM, PA 17545

HUMPHRY STUMP & HAYNIE INSURANCE
P.O. BOX 3205
SALEM, VA 24153

IMG COLLEGE, LLC
540 N. TRADE STREET
WINSTON SALEM, NC 27101

INDUSTRIAL SCREW CONVEYORS, INC.
P.O. BOX 3427
CEDAR PARK, TX 78630

INTERNAL REVENUE SERVICE
P. O. BOX 21126
PHILADELPHIA, PA 19114

JENKINS ELECTRIC COMPANY
P.O. BOX 32127
CHARLOTTE, NC 28232-2127

KINSEY SHANE & ASSOCIATES
201 W. MAIN STREET
SALEM, VA 24153

LABOR LAW CENTER
12534 VALLEY VIEW ST., STE. 134
GARDEN GROVE, CA 92845

LEE SPRING
140 58TH STREET
BROOKLYN, NY 11220

LOADING DOCK EQUIPMENT CO., INC.
P.O. BOX 789
MECHANICSVILLE, VA 23111

LYNCHBURG CRANE SERVICE, INC.
P.O. BOX 432
FOREST, VA 24551-0432

Apex Industrial Equipment, Inc. -

MAGNETEK, INC.
DEPT. 5367
P.O. BOX 3090
MILWAUKEE, WI 53201-3090

MASTER ENGINEERS AND DESIGNERS, INC
904 LAKESIDE DRIVE
LYNCHBURG, VA 24501

MCMaster-CARR SUPPLY CO
P.O. BOX 7690
CHICAGO, IL 60680-7690

NAI CRANES, LLC
80 HOLTON STREET
WOBBURN, MA 01801

NATIONAL LOGISTICS INC.
P.O. BOX 456
LAKEVIEW, NC 28350

NEW PENN MOTOR EXPRESS, INC.
625 S. FIFTH AVE.
LEBANON, PA 17042-0630

OVERHEAD DOOR CO. OF ROANOKE
P.O. BOX 8219
ROANOKE, VA 24014

QUILL CORPORATION
P.O. BOX 37600
PHILADELPHIA, PA 19101-0600

REULAND ELECTRIC
P.O. BOX 4009
INDUSTRY, CA 91747-4009

SHULTS, KISER & ASSOCIATES
225 SOUTH MARKET ST.
P.O. BOX 399
SALEM, VA 24153

SOUTHEASTERN FREIGHT LINES, INC.
P.O. BOX 100104
COLUMBIA, SC 29202-3104

Apex Industrial Equipment, Inc. -

SUNBELT RENTALS
5384 PETERS CREEK ROAD
ROANOKE, VA 24019

SUPERMEDIA LLC
ATTN: A/R DEPARTMENT
P.O. BOX 619009
DFW AIRPORT, TX 75261-9009

UNISHIPPERS
P.O. BOX 30790
COLUMBUS, OH 43230-0790

VIRGINIA DEPARTMENT OF TAXATION
OCC/BANKRUPTCY
P.O. BOX 2156
RICHMOND, VA 23218

WALLACE CRANES
71 BACTON HILL ROAD
FRAZIER, PA 19355-1005

WESCO- CCA
P.O. BOX 530409
ATLANTA, GA 30353-0409

WILLIAMSON & WILMER INC.
5807 STAPLES MILL ROAD
RICHMOND, VA 23228

**United States Bankruptcy Court
Western District of Virginia**

In re **Apex Industrial Equipment, Inc.**
Debtor(s)

Case No. _____
Chapter **11**

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **Apex Industrial Equipment, Inc.** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

None [*Check if applicable*]

June 29, 2012
Date

/s/ Andrew S. Goldstein
Andrew S. Goldstein
Signature of Attorney or Litigant
Counsel for **Apex Industrial Equipment, Inc.**
Magee Goldstein Lasky & Sayers, P.C.
Post Office Box 404
Roanoke, VA 24003-0404
540-343-9800 Fax:540-343-9898

**United States Bankruptcy Court
Western District of Virginia**

In re Apex Industrial Equipment, Inc.

Debtor(s)

Case No.

Chapter 11

STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

I, **Winston L. Plymale, Sr.**, declare under penalty of perjury that I am the **President** of **Apex Industrial Equipment, Inc.**, and that the following is a true and correct copy of the resolutions adopted by the Board of Directors of said corporation at a special meeting duly called and held on the 29 day of June, 2012.

"Whereas, it is in the best interest of this corporation to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that **Winston L. Plymale, Sr., President** of this Corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the corporation; and

Be It Further Resolved, that **Winston L. Plymale, Sr., President** of this Corporation is authorized and directed to appear in all bankruptcy proceedings on behalf of the corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the corporation in connection with such bankruptcy case, and

Be It Further Resolved, that **Winston L. Plymale, Sr., President** of this Corporation is authorized and directed to employ **Andrew S. Goldstein**, attorney and the law firm of **Magee Goldstein Lasky & Sayers, P.C.** to represent the corporation in such bankruptcy case."

Date June 29, 2012

Signed /s/ Winston L. Plymale, Sr.

Winston L. Plymale, Sr.

Resolution of Board of Directors
of
Apex Industrial Equipment, Inc.

Whereas, it is in the best interest of this corporation to file a voluntary petition in the the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that **Winston L. Plymale, Sr., President** of this Corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the corporation; and

Be It Further Resolved, that **Winston L. Plymale, Sr., President** of this Corporation is authorized and directed to appear in all bankruptcy proceedings on behalf of the corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the corporation in connection with such bankruptcy case, and

Be It Further Resolved, that **Winston L. Plymale, Sr., President** of this Corporation is authorized and directed to employ **Andrew S. Goldstein**, attorney and the law firm of **Magee Goldstein Lasky & Sayers, P.C.** to represent the corporation in such bankruptcy case.

Date June 29, 2012

Signed /s/ Winston L. Plymale, Sr.