08-04394-PCW11 Doc 1 Filed 10/24/08 Entered 10/24/08 13:17:49 Pg 1 of 12

B1 (Officia	al Form 1)(1	/08)												
United States Bankruptcy C Eastern District of Washingto											tary Pet	Petition		
	Debtor (if in		ter Last, Firs	t, Middle)) :		N	Name of Joint Debtor (Spouse) (Last, First, Middle): Sullivan, Kathleen G.						
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):						A (i	ill Otl includ	her Names le married	used by the , maiden, and	Joint Debtor I trade names	in the last 8 year):	s		
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) xxx-xx-2308						(ii	Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete El (if more than one, state all) xxx-xx-9396				nplete EIN			
Street Address of Debtor (No. and Street, City, and State): 2108 E. Southeast Blvd. Spokane, WA						Si	treet . 210	Address o	f Joint Debto utheast Bl		eet, City, and Sta		71D G . 1	
County of	Residence o	r of the Prir	ncipal Place o	of Busines		2IP Cod-		ounty	of Reside	ence or of the	Principal Pla	ce of Business:	992	ZIP Code 203
Spokar			-					•	okane					
Mailing Ac	ddress of De	btor (if diff	erent from str	reet addre	ss):		M	failin _!	g Address	of Joint Deb	tor (if differer	nt from street add	lress):	
					F	ZIP Code	e							ZIP Code
Location of (if different	f Principal A t from street	Assets of Bu address abo	siness Debto ove):	Г	ı		!							
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 Other (If debtor is not one of the above entities, check this box and state type of entity below.) Tax-Exempt Entity (Check box, if applicable) Debtor is a tax-exempt organi under Title 26 of the United S Code (the Internal Revenue C			s define y te) ganizatie	on	defined "incurr	the er 7 er 9 er 11 er 12 er 13 are primarily cd in 11 U.S.C. ed by an indiv	Petition is File of	for	ox) for Recogni Proceeding for Recogni	ition ng marily				
Filing Fee (Check one box) Full Filing Fee attached 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. Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.				tor A.	heck	Debtor is if: Debtor's ato insiders all applica A plan is Acceptance	a small busing not a small busing aggregate nor affiliates; ble boxes: being filed wees of the pla	usiness debto neontingent li are less than ith this petition were solicit	defined in 11 U.r as defined in 1 quidated debts (e \$2,190,000.	1 U.S.C. § 10 excluding def	01(51D). bts owed			
■ Debtor o	estimates tha	at funds wil at, after anv	nation I be available exempt prope for distribut	erty is ex	cluded and	administrat			s paid,	·	THIS	SPACE IS FOR CO	OURT USE O	NLY
	Number of C			1,000- 5,000	5,001- 10,000	10,001- 25,000	25,001 50,000	l-	50,001- 100,000	OVER 100,000				
Estimated A \$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000 to \$500 million	100,00	\$500,000,001 to \$1 billion					
Estimated L \$0 to \$50,000	Liabilities	\$100,001 to \$500,000	\$500,001	\$1,000,001 to \$10	\$10,000,001 to \$50	\$50,000,001 to \$100	\$100,00 to \$500	0,001	\$500,000,001 to \$1 billion	More than \$1 billion	·			

08-04394-PCW11 Doc 1 Filed 10/24/08 Entered 10/24/08 13:17:49 Pg 2 of 12 Page 2 B1 (Official Form 1)(1/08) Name of Debtor(s): **Voluntary Petition** Sullivan, James W. (This page must be completed and filed in every case) Sullivan, Kathleen G. All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Location Date Filed: Case Number: Where Filed: - None -Date Filed: Location 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: Judge: Relationship: 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 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(1)).

B1 (Official Form 1)(1/08)	B1	(Official	Form	1)(1/08)
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Voluntary Petition

Name of Debtor(s): Sullivan, James

Sullivan, James W. Sullivan, Kathleen G.

Signatures

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.

Page 3

(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.

Х				
	Signature	of Foreign	Representative	

Printed Name of Foreign Representative

Date

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 bankrutpcy 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.)

Ad	dress	

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.

Totalically 1 certion
(This page must be completed and filed in every case)
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 relie 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 Coc specified in this petition.
X Signature of Debtor James W. Suflivan
Signature of Joint Debtor Kathleen G. Sullivan
Telephone Number (If not represented by attorney)
receptione Number (if not represented by altorney)
Mate Mate
Date
Signature of Attorney*
X
Signature of Attorney for Debtor(s)
John Munding
Printed Name of Attorney for Debtor(s)
Crumb & Munding, P.S.
Firm Name
111 S. Post Street PH 2290
Spokane, WA 99201
Address
Email: munding@crumb-munding.com 509.624.6464 Fax: 509.624.6155
Telephone Number
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 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

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

on behalf of the debtor.

States Code, specified in this petition.

Signature of Authorized Individual

Title of Authorized Individual

Date

Printed Name of Authorized Individual

Official Form 1, Exhibit D (10/06)

United States Bankruptcy Court Eastern District of Washington

In re	James W. Sullivan Kathleen G. Sullivan		Case No.	
mil	Tatinoon o. oanitan			
		Debtor(s)	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.
- □ 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 15 days after your bankruptcy case is filed.
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five 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. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.] ____

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

Official Form 1, Exh. D (10/06) - Cont.

☐ 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.]
☐ 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.);
☐ 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: The Manual Signature of Debtor:

Official Form 1, Exhibit D (10/06)

United States Bankruptcy Court Eastern District of Washington

	James W. Sullivan			
In re	Kathleen G. Sullivan		Case No.	
		Debtor(s)	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.
- □ 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 15 days after your bankruptcy case is filed.
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five 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. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.] ____

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

Official Form 1, Exh. D (10/06) - Cont.

☐ 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.]
☐ 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.);
☐ 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.
Si Com Valet Authoriza

Certificate Number: 00436-WAE-CC-005009419

CERTIFICATE OF COUNSELING

I CERTIFY that on September 26, 2008	, a	t 4:00	o'clock PM PDT ,				
Kathleen Sullivan		received from					
Granite Lake Educational Resources	-t		Lancourage of the second secon				
an agency approved pursuant to 11 U.S.C.	§ 111 to	provide cred	lit counseling in the				
Eastern District of Washington	, a	n individual	[or group] briefing that complied				
with the provisions of 11 U.S.C. §§ 109(h)	with the provisions of 11 U.S.C. §§ 109(h) and 111.						
A debt repayment plan was not prepared	If a c	leht repayme	nt plan was prepared, a copy of				
the debt repayment plan is attached to this	certificat	te.					
This counseling session was conducted by	telephone	· ·					
Date: September 26, 2008	Ву	/s/Shani Flo	w Arg				
	Name	Sherri Floyd					
	Title	Counselor					

^{*} Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. See 11 U.S.C. §§ 109(h) and 521(b).

Certificate Number: 00436-WAE-CC-005009412

CERTIFICATE OF COUNSELING

CERTIFY that on September 26, 2008		n 4:00	o'clock PM PDT,			
James Sullivan received from						
Granite Lake Educational Resources	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	likana nya nakana ana manana ni aman				
in agency approved pursuant to 11 U.S.C.	§ III to	provide cre	dit counseling in the			
astern District of Washington		n individua	[or group] briefing that complied			
with the provisions of 11 U.S.C. §§ 109(h)	and 111	z				
debt repayment plan was not prepared	Ifac	lebt repayme	ent plan was prepared, a copy of			
ne debt repayment plan is attached to this	certifica	le,				
his counseling session was conducted by	telephoni	ē	names and the activities of which the			
ate: September 26, 2008	Ву	/s/Sherri Flo	who stand			
•	Name	Sherri Floyd				
	Title	Counselor				
	James Sullivan Granite Lake Educational Resources In agency approved pursuant to 11 U.S.C. Eastern District of Washington with the provisions of 11 U.S.C. §§ 109(h) I debt repayment plan was not prepared the debt repayment plan is attached to this	Granite Lake Educational Resources In agency approved pursuant to 11 U.S.C. § 111 to lastern District of Washington with the provisions of 11 U.S.C. §§ 109(h) and 111 debt repayment plan was not prepared If a debt repayment plan is attached to this certificate this counseling session was conducted by telephone late: September 26, 2008 By Name	Granite Lake Educational Resources In agency approved pursuant to 11 U.S.C. § 111 to provide cressastern District of Washington an individual with the provisions of 11 U.S.C. §§ 109(h) and 111. In debt repayment plan was not prepared and debt repayment plan is attached to this certificate. This counseling session was conducted by telephone Take: September 26, 2008 By /s/Sherri Floyoment Plan is attached to the service of the service			

^{*} Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. See 11 U.S.C. §§ 109(h) and 521(b).

United States Bankruptcy Court Eastern District of Washington

In re	Kathleen G. Sullivan	·	Case No.	
		Debtor(s)	Chapter	
				•
		VERIFICATION OF CREDITOR MA	ATRIX	

Signature of Debtor

James W. Sullivan 2108 E. Southeast Blvd. Spokane, WA 99203

Kathleen G. Sullivan 2108 E. Southeast Blvd. Spokane, WA 99203

John Munding Crumb & Munding, P.S. 111 S. Post Street PH 2290 Spokane, WA 99201

America West Bank 916 W. Second Ave. Spokane, WA 99201

Banner Bank 501 N. Riverpoint Spokane, WA 99201

Banner Bank P.O. Box 907 Walla Walla, WA 99362

Chase P.O. Box 15298 Wilmington, DE 19850

First Horizon Construction Lending 4949 S. W. Meadows Rd, Suite 200 Crabtree, OR 97335

Global Credit Union 1520 W. Third Ave. Spokane, WA 99201 Mountain West Bank P.O. Box 1059 Coeur D Alene, ID 83816

Stoel Reeves, P.S. One Union Square 600 University Street #3600 Seattle, WA 98101

U.S. Bank P.O. Box 790408 Saint Louis, MO 63179

Washington Trust Bank Attn: Jim Lombardi P.O. Box 2127 Spokane, WA 99210-2127

Wells Fargo P.O. Box 10335 Des Moines, IA 50306