Case 3-15-13952-rdm Doc 1 Filed 11/03/15 Entered 11/03/15 08:13:13 Desc Main Document Page 1 of 11

			United (West			ruptcy Wiscon					Voluntary Petition
Name of De Henkel 7			er Last, First,	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):						All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):					
Last four dig (if more than one. 20-16034	, state all)	Sec. or Indi	vidual-Taxpa	yer I.D. (ITIN)/Com	plete EIN	Last f	our digits o	f Soc. Sec. or	Individual-	Taxpayer I.D. (ITIN) No./Complete EIN
Street Addres	ss of Debto	r (No. and S	Street, City, &	and State)	_	ZIP Code		Address of	Joint Debtor	(No. and St	reet, City, and State): ZIP Code
County of Re	esidence or	of the Princ	cipal Place of	Business		53556	Count	y of Reside	ence or of the	Principal Pla	ace of Business:
Richland											
Mailing Add	ress of Deb	otor (if diffe	rent from stre	eet addres	s):		Mailiı	ng Address	of Joint Debte	or (if differe	nt from street address):
					Г	ZIP Code	<u>:</u>				ZIP Code
Location of I (if different f	Location of Principal Assets of Business Debtor (if different from street address above): 420 E. Forest St. Lone Rock, WI 53556										
Œ		Debtor	1)			of Business	3				otcy Code Under Which
(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.) ☐ Commodity Broker ☐ Commodity Broker ☐ Clearing Bank				s defined	☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt	er 7 er 9 er 11 er 12	☐ Cl of ☐ Cl	hapter 15 Petition for Recognition a Foreign Main Proceeding hapter 15 Petition for Recognition a Foreign Nonmain Proceeding			
		5 Debtors		Othe		4.15.444					e of Debts
Country of de Each country by, regarding,	in which a fo	oreign procee	ding	unde	(Check box or is a tax-ex r Title 26 of	mpt Entity a, if applicable ampt organi the United S I Revenue C	tble) □ Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as business debts States □ Debts are primarily for □ Debts are primarily			Debts are primarily business debts.	
_			heck one box)			one box:		-	ter 11 Debt	
☐ 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 is not if: Debtor's agg are less than all applicabl	a small busing regate nonco \$2,490,925 (ee boxes:	ness debtor as d ntingent liquida amount subject	lefined in 11 U	C. § 101(310). U.S.C. § 101(51D). Cluding debts owed to insiders or affiliates) t on 4/01/16 and every three years thereafter).			
☐ Filing Fee attach sign			irt's considerati			8B. 🗖	Acceptances	of the plan w	this petition. were solicited pr S.C. § 1126(b).	epetition from	n one or more classes of creditors,
Statistical/A Debtor es			ation be available	for distri	bution to u	nsecured cr	editors.			THIS	S SPACE IS FOR COURT USE ONLY
			exempt prop for distributi				ive expense	es paid,			
Estimated Nu				1,000-	5,001-	10,001-	□ 25,001-	□ 50,001-	OVER		
49	99	199		5,000	10,000	25,000	50,000	100,000	100,000		
Estimated As	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion			
Estimated Lis \$0 to \$50,000	abilities \$50,001 to \$100,000	\$100,001 to \$500,000	to \$1	\$1,000,001 to \$10	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion			

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B1 (Official Form 1)(04/13) Page 2 Name of Debtor(s): Voluntary Petition **Henkel Trucking LLC** (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) Case Number: Date Filed: Location 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: Kenneth & Janet Henkel 15-13559-13 10/01/15 District: Relationship: Judge: Western District of Wisconsin **Owners** Honorable Robert D. Martin Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission 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 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 with 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)).

B1 (Official Form 1)(04/13)

Page 3 of 11 Document

Page 3

Voluntary Petition

(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 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.

Signature of Debtor

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney*

X /s/ Roger Merry

Signature of Attorney for Debtor(s)

Roger Merry 1000954

Printed Name of Attorney for Debtor(s)

Merry Law Offices

Firm Name

1518 11th Street, Suite 1-1 Monroe, WI 53566

Address

Email: merrylaw1@tds.net

(608) 325-2065 Fax: (608) 329-6324

Telephone Number

November 2, 2015

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 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/ Kenneth M. Henkel

Signature of Authorized Individual

Kenneth M. Henkel

Printed Name of Authorized Individual

Owner

Title of Authorized Individual

November 2, 2015

Date

Name of Debtor(s):

Henkel Trucking LLC

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.

(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.

T 7
X
Z3

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.)

	_		-	
٦	٠	v	•	

Date

Address

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.

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B4 (Official Form 4) (12/07)

United States Bankruptcy Court Western District of Wisconsin

In re	Henkel Trucking LLC	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)
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]
Associated Bank South Central 1720 Monroe St. Madison, WI 53711	Associated Bank South Central 1720 Monroe St. Madison, WI 53711	Judgments of \$83,189.34, \$86,848.42		170,037.76
Capital One Bank (USA) NA 140 E. Shore Drive 12017-0380 Glen Allen, VA 23059	Capital One Bank (USA) NA 140 E. Shore Drive 12017-0380 Glen Allen, VA 23059	Judgment		1,394.76
Center Capital Corporation 4 Farm Springs Rd. Farmington, CT 06032	Center Capital Corporation 4 Farm Springs Rd. Farmington, CT 06032	Judgment		159,082.92
Consumers Co-op Oil Company 740 Phillips Blvd. Sauk City, WI 53583	Consumers Co-op Oil Company 740 Phillips Blvd. Sauk City, WI 53583	Judgment		3,636.71
Dean Clinic aka Dean Health Systems 1802 W. Beltline Highway Madison, WI 53713	Dean Clinic aka Dean Health Systems 1802 W. Beltline Highway Madison, WI 53713	Judgment of \$948.12 & medical bill of \$305.47		1,253.59
DWD P. O. Box 7946 Madison, WI 53707	DWD P. O. Box 7946 Madison, WI 53707	Judgment for worker's compensation Kenneth: \$1,007.18 Janet: \$1,007.18		1,007.18
DWD P. O. Box 7946 Madison, WI 53707	DWD P. O. Box 7946 Madison, WI 53707	Judgment for Worker's Compensation \$1,007.18, \$1,007.18		1,007.18
GE Money Bank 7840 Roswell Rd., Bldg 100 Atlanta, GA 30350	GE Money Bank 7840 Roswell Rd., Bldg 100 Atlanta, GA 30350	Judgment		2,390.08
Internal Revenue Service P. O. Box 7346 Philadelphia, PA 19101-7346	Internal Revenue Service P. O. Box 7346 Philadelphia, PA 19101-7346	Form 1065		2,366.30

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B4 (Offi	icial Form 4) (12/07) - Cont.		
In re	Henkel Trucking LLC	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 P. O. Box 7346 Philadelphia, PA 19101-7346	Internal Revenue Service P. O. Box 7346 Philadelphia, PA 19101-7346	Form 940		820.29
Internal Revenue Service P. O. Box 7346 Philadelphia, PA 19101-7346	Internal Revenue Service P. O. Box 7346 Philadelphia, PA 19101-7346	Form 941 taxes		58,702.31
Shanda L. Kennedy 2612 Arbor Drive, #1 Madison, WI 53711	Shanda L. Kennedy 2612 Arbor Drive, #1 Madison, WI 53711	Judgment		11,857.94
Krekeler Strother SC ATTN: Attorney Lisa K. Lietz-Ray 2901 W. Beltline Hwy., Ste. 301 Madison, WI 53713	Krekeler Strother SC ATTN: Attorney Lisa K. Lietz-Ray 2901 W. Beltline Hwy., Ste. 301 Madison, WI 53713	Legal fees		1,993.17
O'Donnell's Truck & Body Inc. 25 Water St. Prairie Du Sac, WI 53578	O'Donnell's Truck & Body Inc. 25 Water St. Prairie Du Sac, WI 53578	Credit account		1,983.15
Upland Hills Health 800 Compassion Way Dodgeville, WI 53533	Upland Hills Health 800 Compassion Way Dodgeville, WI 53533	Medical bill		1,307.14
Wells Fargo Equipment Finance Inc. 733 Marquette Ave., Ste. 300 Minneapolis, MN 55402	Wells Fargo Equipment Finance Inc. 733 Marquette Ave., Ste. 300 Minneapolis, MN 55402	Judgment		70,333.91
Wisconsin Department of Workforce Dev. Unemployment Insurance P. O. Box 8914 Madison, WI 53708	Wisconsin Department of Workforce Dev. Unemployment Insurance P. O. Box 8914 Madison, WI 53708	Judgment for unemployment compensation 14UC017 Kenneth: \$14,930.62 14UC018 Janet: \$14,947.31		14,947.31
Wisconsin Dept. of Revenue Special Procedures Unit P. O. Box 8901 Madison, WI 53708-8901	Wisconsin Dept. of Revenue Special Procedures Unit P. O. Box 8901 Madison, WI 53708-8901	Withholding taxes		45,679.45
Wisconsin Dept. of Revenue Special Procedures Unit P. O. Box 8901 Madison, WI 53708-8901	Wisconsin Dept. of Revenue Special Procedures Unit P. O. Box 8901 Madison, WI 53708-8901	Withholding taxes		68,528.24
Wisconsin Dept. of Transportation 4802 Sheboygan Avenue, Room 751 P. O. Box 7919 Madison, WI 53707-7919	Wisconsin Dept. of Transportation 4802 Sheboygan Avenue, Room 751 P. O. Box 7919 Madison, WI 53707-7919	Fuel tax		113,645.00

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In re	Henkel Trucking LLC	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 Owner 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	November 2, 2015	Signature	/s/ Kenneth M. Henkel
			Kenneth M. Henkel
			Owner

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.

Atty. Paul F. Angel 110 W. Fountain St. Dodgeville, WI 53533

Associated Bank South Central 1720 Monroe St. Madison, WI 53711

Atty. Keary W. Bilka Bilka Law Office 935 S. 8th St., Ste. 202 Manitowoc, WI 54220-4545

Atty. Steven Brezinski Axley Brynelson LLP 2 E. Mifflin St., Ste. 200 PO Box 1767 Madison, WI 53701-1767

Capital One Bank (USA) NA 140 E. Shore Drive 12017-0380 Glen Allen, VA 23059

Center Capital Corporation 4 Farm Springs Rd. Farmington, CT 06032

Chiquoine & Molberg, SC 118 Main Street P. O. Box 399 Reedsburg, WI 53959-0399

Consumers Co-op Oil Company 740 Phillips Blvd. Sauk City, WI 53583

Coop's Heating & Cooling P. O. Box 129 Richland Center, WI 53581

Dean Clinic aka Dean Health Systems 1802 W. Beltline Highway Madison, WI 53713

DWD P. O. Box 7946 Madison, WI 53707

GE Money Bank 7840 Roswell Rd., Bldg 100 Atlanta, GA 30350 Henkel Trucking LLC A Wisconsin LLC 420 E. Forest St. Lone Rock, WI 53556

Internal Revenue Service P. O. Box 7346 Philadelphia, PA 19101-7346

Iowa County Treasurer 222 N. Iowa St. Dodgeville, WI 53533

Shanda L. Kennedy 2612 Arbor Drive, #1 Madison, WI 53711

Kohn Law Firm, SC 735 North Water St., Suite 1300 Milwaukee, WI 53202-4106

Kraemer's Water Store, Inc. 241 W. Haseltine P. O. Box 602 Richland Center, WI 53581

Krekeler Strother SC ATTN: Attorney Lisa K. Lietz-Ray 2901 W. Beltline Hwy., Ste. 301 Madison, WI 53713

Atty. Nicholas Loniello Loniello & Associates 131 W. Wilson St., Ste. 1201 Madison, WI 53703-3225

Madison Spring Inc. 2550 Industrial Drive Madison, WI 53713-4809

Atty. Douglas Mann Douglas F Mann Law Office 740 N. Plankinton Ave., #210 Milwaukee, WI 53203-2403

McDorman Law Office 2923 Marketplace Drive, Suite 100 Fitchburg, WI 53719-5320

Atty. James W. McNeilly WI Dept of Revenue 2135 Rimrock Rd. PO Box 8907 Madison, WI 53708-8907

O'Donnell's Truck & Body Inc. 25 Water St. Prairie Du Sac, WI 53578

Richland County Treasurer c/o Attorney Kenneth J. Doran 2101 Fox Ave. Madison, WI 53711-1920

Royal Bank 202 Main St. Elroy, WI 53929-0010

State of Wisconsin c/o Attorney General 17 W. Main St., P. O. Box 7857 Madison, WI 53707

U. S. Attorney 222 W. Washington Ave., Ste. 700 Madison, WI 53701

United States of America c/o U. S. Attorney 222 W. Washington Ave., Ste. 700 Madison, WI 53701

United States of America c/o Hon Loretta E. Lynch 950 Pennsylvania Ave. NW Rm B103 Atty General of the US Dept of Justice Washington, DC 20530

Upland Hills Health 800 Compassion Way Dodgeville, WI 53533

Wells Fargo Equipment Finance Inc. 733 Marquette Ave., Ste. 300 Minneapolis, MN 55402

Wisconsin Department of Workforce Dev. Unemployment Insurance P. O. Box 8914 Madison, WI 53708

Wisconsin Dept. of Revenue Special Procedures Unit P. O. Box 8901 Madison, WI 53708-8901

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Wisconsin Dept. of Transportation 4802 Sheboygan Avenue, Room 751 P.O. Box 7919 Madison, WI 53707-7919

State of Wisconsin c/o Attorney General 17 W. Main St., P. O. Box 7857 Madison, WI 53707 Case 3-15-13952-rdm Doc 1 Filed 11/03/15 Entered 11/03/15 08:13:13 Desc Main Document Page 11 of 11

United States Bankruptcy Court Western District of Wisconsin

In re	Henkel Trucking LLC		Case No.	
		Debtor(s)	Chapter	11
	CORPO	RATE OWNERSHIP STATEMENT	(RULE 7007.1)	
or reco a (are)	usal, the undersigned counsel fo corporation(s), other than the d	cy Procedure 7007.1 and to enable the Jor Henkel Trucking LLC in the above calebtor or a governmental unit, that directerests, or states that there are no entitie	aptioned action, o	certifies that the following is own(s) 10% or more of any
■ Noi	ne [Check if applicable]			
Nover	mber 2, 2015	/s/ Roger Merry		
Date		Roger Merry 1000954		
		Signature of Attorney or Litig		
		Counsel for Henkel Trucking	LLC	
		Merry Law Offices 1518 11th Street, Suite 1-1		
		Monroe, WI 53566		
		(608) 325-2065 Fax:(608) 329-63	324	

merrylaw1@tds.net