

**Fill in this information to identify your case:**

United States Bankruptcy Court for the:

EASTERN DISTRICT OF WISCONSIN

Case number (if known) \_\_\_\_\_

Chapter you are filing under:

☐ Chapter 7

☒ Chapter 11

☐ Chapter 12

☐ Chapter 13

☐ Check if this an amended filing

Official Form 201

**Voluntary Petition for Non-Individuals Filing for Bankruptcy**

12/15

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name **5208VPN, LLC**

2. All other names debtor used in the last 8 years

Include any assumed names, trade names and doing business as names

3. Debtor's federal Employer Identification Number (EIN) **26-2502633**

4. Debtor's address Principal place of business

**5208 North Richmond Street  
Appleton, WI 54913**

Number, Street, City, State & ZIP Code

**Outagamie**

County

Mailing address, if different from principal place of business

P.O. Box, Number, Street, City, State & ZIP Code

Location of principal assets, if different from principal place of business

Number, Street, City, State & ZIP Code

5. Debtor's website (URL) \_\_\_\_\_

6. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

☐ Partnership

☐ Other. Specify: \_\_\_\_\_

**7. Describe debtor's business**

A. *Check one:*

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53AB))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

B. *Check all that apply*

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. § 80a-3)

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.  
See <http://www.naics.com/search/>.

\_\_\_\_\_

**8. Under which chapter of the Bankruptcy Code is the Debtor filing?**

*Check one:*

- ☐ Chapter 7
- ☐ Chapter 9

☒ Chapter 11. *Check all that apply:*

- ☒ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,490,925 (amount subject to adjustment on 4/01/16 and every three years after that).
- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operation, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

- ☒ No.
- ☐ Yes.

If more than 2 cases, attach a separate list.

District	_____	When	_____	Case number	_____
District	_____	When	_____	Case number	_____

**10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?**

- ☒ No
- ☐ Yes.

List all cases. If more than 1, attach a separate list

Debtor	_____	Relationship to you	_____
District	_____	When	_____
		Case number, if known	_____

**11. Why is the case filed in this district?**

Check all that apply:

- ☒ Debtor has had its domicile, 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.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

**12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?**

☒ No

☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

**Why does the property need immediate attention?** (Check all that apply.)

☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? \_\_\_\_\_

☐ It needs to be physically secured or protected from the weather.

☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

☐ Other \_\_\_\_\_

**Where is the property?** \_\_\_\_\_

Number, Street, City, State & ZIP Code

**Is the property insured?**

☐ No

☐ Yes. Insurance agency \_\_\_\_\_

Contact name \_\_\_\_\_

Phone \_\_\_\_\_

**Statistical and administrative information**

**13. Debtor's estimation of available funds**

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

**14. Estimated number of creditors**

☒ 1-49

☐ 50-99

☐ 100-199

☐ 200-999

☐ 1,000-5,000

☐ 5001-10,000

☐ 10,001-25,000

☐ 25,001-50,000

☐ 50,001-100,000

☐ More than 100,000

**15. Estimated Assets**

☐ \$0 - \$50,000

☐ \$50,001 - \$100,000

☐ \$100,001 - \$500,000

☐ \$500,001 - \$1 million

☒ \$1,000,001 - \$10 million

☐ \$10,000,001 - \$50 million

☐ \$50,000,001 - \$100 million

☐ \$100,000,001 - \$500 million

☐ \$500,000,001 - \$1 billion

☐ \$1,000,000,001 - \$10 billion

☐ \$10,000,000,001 - \$50 billion

☐ More than \$50 billion

**16. Estimated liabilities**

☐ \$0 - \$50,000

☐ \$50,001 - \$100,000

☐ \$100,001 - \$500,000

☐ \$500,001 - \$1 million

☒ \$1,000,001 - \$10 million

☐ \$10,000,001 - \$50 million

☐ \$50,000,001 - \$100 million

☐ \$100,000,001 - \$500 million

☐ \$500,000,001 - \$1 billion

☐ \$1,000,000,001 - \$10 billion

☐ \$10,000,000,001 - \$50 billion

☐ More than \$50 billion

**Request for Relief, Declaration, and Signature**

**WARNING --** Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature  
of authorized  
representative of debtor**

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

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 17, 2017  
MM / DD / YYYY

**X /s/ Steve A. Rosek**  
Signature of authorized representative of debtor  
  
Title Member

**Steve A. Rosek**  
Printed name

**18. Signature of attorney**

**X /s/ Leonard G. Leverson**  
Signature of attorney for debtor

Date **August 17, 2017**  
MM / DD / YYYY

**Leonard G. Leverson**  
Printed name

**Leverson Lucey & Metz S.C.**  
Firm name

**106 West Seeboth Street**  
**Suite 204-1**  
**Milwaukee, WI 53204**  
Number, Street, City, State & ZIP Code

Contact phone (414) 271-8503 Email address lgl@levmetz.com

**1000897**  
Bar number and State

## **UNANIMOUS CONSENT RESOLUTION OF 5208VPN, LLC**

The undersigned, being the sole members of 5208VPN, LLC, a limited liability company duly organized under the laws of the State of Wisconsin (the “Company”), hereby adopts and authorizes the following resolutions pursuant to § 183.0404 of the Wisconsin Statutes:

RESOLVED, that Steve A. Rosek of the Company hereby is authorized, on behalf of and in the name of the Company, to execute all documents, papers, and pleadings and to take all actions which he in his sole discretion may deem necessary or appropriate to file a voluntary petition seeking relief under Chapter 11 of the United States Bankruptcy Code.

RESOLVED FURTHER, that Steve A. Rosek hereby is authorized, on behalf of and in the name of the Company, to execute all documents, papers, and pleadings and to take all actions which he in his sole discretion may deem necessary or appropriate to operate the business of the Company and to perform its duties as “debtor-in-possession” under Chapter 11, and to take any other actions that he may deem necessary or appropriate for the conduct and/or liquidation of such business or any portion thereof, including, without limitation, commencement of any adversary proceedings or other action under the Bankruptcy Code, or conversion of said Chapter 11 proceedings to proceedings under another Chapter of the Bankruptcy Code.

RESOLVED FURTHER, that Steve A. Rosek of the Company hereby is authorized, on behalf of and in the name of the Company, to retain the services of Levenson Lucey & Metz S.C. as bankruptcy counsel in connection with all matters connected with the

commencement and conduct of the Chapter 11 proceedings, and all matters related thereto, subject to the approval of the Bankruptcy Court.

RESOLVED FURTHER, that Steve A. Rosek of the Company hereby is authorized, on behalf of and in the name of the Company, to retain the services of any other necessary professionals in connection with the Chapter 11 proceedings, and all matters related thereto, subject to the approval of the Bankruptcy Court.

Dated this 17th day of August, 2017.

/s/ Steve A. Rosek

Steve A. Rosek

Member

/s/ Suzanne M. Rosek

Suzanne M. Rosek

Member

Fill in this information to identify the case:

Debtor name **5208VPN, LLC**

United States Bankruptcy Court for the: **EASTERN DISTRICT OF WISCONSIN**

Case number (if known): \_\_\_\_\_

☐ Check if this is an  
amended filing

## Official Form 204

### Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
-NONE-						

CAP Services, Inc.  
5499 Hwy. 10 East  
Suite A  
Stevens Point, WI 54482

CAP Services, Inc.  
c/o Eric R. Johnson, Esq.  
Buzza Dreier & Johnson LLC  
2925 Post Road  
Stevens Point, WI 54481

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

Internal Revenue Service  
Special Procedures Section  
Mail Stop 5301 MIL  
211 West Wisconsin Avenue  
Milwaukee, WI 53203

Outagamie County Treasurer  
320 South Walnut Street  
Appleton, WI 54911

Wells Fargo Bank, National Association  
1455 West Lake Street  
Suite 306  
Minneapolis, MN 55408

Wells Fargo Bank, National Association  
c/o Ronald F. Metzler, Esq.  
Metzler Timm Treleven, S.C.  
222 Cherry Street  
Green Bay, WI 54301-4223

WI Dept. of Workforce Development  
Unemployment Comp. Division  
P.O. Box 7945  
Madison, WI 53707-7945

Wisconsin Dept. of Revenue  
P.O. Box 8946  
Madison, WI 53708-8946

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



Wisconsin Dept. of Workforce Development  
Worker's Compensation Division  
201 E. Washington Ave., Rm. C100  
P.O. Box 7948  
Madison, WI 53707-7948