

Fill in this information to identify your case:

United States Bankruptcy Court for the:

NORTHERN DISTRICT OF WEST VIRGINIA

Case number (if known)

Chapter 11☐ Check if this an amended filing

## Official Form 201

## Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/16

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	<u>KLEAR, LLC</u>	
<hr/>		
2. All other names debtor used in the last 8 years <small>Include any assumed names, trade names and doing business as names</small>	<u>DBA Custom Blended Solutions</u> <u>DBA KLEAR Water Management</u> <u>DBA KLEAR Chemical Company</u>	
<hr/>		
3. Debtor's federal Employer Identification Number (EIN)	<u>76-0775021</u>	
<hr/>		
4. Debtor's address	<b>Principal place of business</b>  <u>183 North River Road</u> <u>Wheeling, WV 26003</u> <small>Number, Street, City, State &amp; ZIP Code</small>  <u>Ohio</u> <small>County</small>	<b>Mailing address, if different from principal place of business</b>  <hr/> <small>P.O. Box, Number, Street, City, State &amp; ZIP Code</small>  <b>Location of principal assets, if different from principal place of business</b>  <hr/> <small>Number, Street, City, State &amp; ZIP Code</small>
<hr/>		
5. Debtor's website (URL)	<u>www.klearenergyservices.com</u>	
<hr/>		
6. Type of debtor	<input checked="" type="checkbox"/> Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP)) <input type="checkbox"/> Partnership (excluding LLP) <input type="checkbox"/> 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(53A))
- ☐ 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. §80b-2(a)(11))

**C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.**  
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

\_\_\_\_\_

**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 \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 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 operations, 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 _____
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 &amp; 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 Signatures**

**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 May 1, 2018  
MM / DD / YYYY

**X /s/ Robert E. Games, Jr.**  
Signature of authorized representative of debtor  
  
Title President

**Robert E. Games, Jr.**  
Printed name

**18. Signature of attorney**

**X /s/ Adam E. Barney**  
Signature of attorney for debtor

Date May 1, 2018  
MM / DD / YYYY

**Adam E. Barney 12015**  
Printed name

**Berry, Kessler, Crutchfield, Taylor & Gordon**  
Firm name

**514 Seventh Street  
Moundsville, WV 26041**  
Number, Street, City, State & ZIP Code

Contact phone (304) 845-2580

Email address kbidka@bkctandg.com

**12015 WV**  
Bar number and State

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

Debtor name **KLEAR, LLC**  
 United States Bankruptcy Court for the: **NORTHERN DISTRICT OF WEST VIRGINIA**  
 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
American Express Post Office Box 29871 Fort Lauderdale, FL 33329		Credit Card				\$62,112.00
BASF 312 Brookside Boulevard Pittsburgh, PA 15241						\$13,584.00
Bowles Rice LLP P.O. Box 1386 Charleston, WV 25325		Legal Services				\$14,898.00
Chemical Services Inc. 2600 Thunderhawk Court Dayton, OH 45414		Supplies				\$129,038.00
De Lage Landen Financial Services, Inc. P.O. Box 41602 Philadelphia, PA 19101-1602		Thermo Fisher I.C.P. Lease				\$130,404.00
Digital Data Communications, Inc. P.O. Box 54 Saint Clairsville, OH 43950		Tech Support Services				\$14,432.00
Dystar 209 Watlington Industrial Drive Reidsville, NC 27320		Supplies				\$16,898.00

Debtor **KLEAR, LLC**  
Name

Case number (if known)

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,	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
Enterprise Speciality Pro 400 Catherine Street Laurens, SC 29360						\$16,333.00
Huntington National Bank Bankruptcy Department 6101 West 130th Street Parma, OH 44130		2016 Ford F-150		\$43,246.00	\$27,580.00	\$15,666.00
Internal Revenue Service Post Office Box 37008 Hartford, CT 06176-7008		Payroll Taxes				\$106,422.00
Interrachem, LLC c/o Erin R Stankewicz PO Box 871 Wheeling, WV 26003		Judgment				\$62,391.00
IVS Hydro 15903 Emerson Avenue Waverly, WV 26184		Services				\$34,800.00
Joshua Martin c/o Ryan A. Zell, Esq. Zimmer Kunz 210 Grant Street, Suite 3000 Pittsburgh, PA 15219		Lawsuit	Contingent			\$35,597.00
Lubrizol 9911 Brecksville Road Brecksville, OH 44141		Supplies				\$21,002.00
Magnablend 12 Feed Mill Road Everson, PA 15631		Supplies				\$26,313.00
Precision IBC, Inc. 8054 McGowin Drive Fairhope, AL 36532						\$296,981.00
QualiChem 2003 Salem Industrial Drive Salem, VA 24153		Supplies				\$15,000.00
SNF 1 Chemical Plant Road Riceboro, GA 31323		Supplies				\$19,464.00

Debtor **KLEAR, LLC**  
Name

Case number (if known)

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,	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
<b>Sterling Water Technologies Post Office Box 602 Columbia, TN 38402-0602</b>						<b>\$24,171.00</b>
<b>Terry Clark 617 1/2 3rd St. Marietta, OH 45750</b>						<b>\$29,000.00</b>

KLEAR, LLC  
183 North River Road  
Wheeling, WV 26003

Adam E. Barney  
Berry, Kessler, Crutchfield, Taylor & Gordon  
514 Seventh Street  
Moundsville, WV 26041

Aetna  
P.O. Box 7247-0213  
Philadelphia, PA 19170-0213

AKJ Industries, Inc.  
10175 6 Mile Parkway  
Fort Myers, FL 33966

Allegiance Premium Finance Company  
PO Box 1750  
Cedar City, UT 84721

Allen Maxwell & Silver, Inc.  
PO Box 540  
Fair Lawn, NJ 07410

Altus Global Trade Solutions  
PO BOX 1389  
Kenner, LA 70063

Amato Keating and Lessa, P.C.  
107 North Commerce Way  
Suite 100  
Bethlehem, PA 18017

Amato Keating and Lessa, P.C.  
107 North Commerce Way  
Bethlehem, PA 18017

Amato Keating and Lessa, P.C.  
4232 Northern Pike  
Suite 202  
Monroeville, PA 15146-2719



Amato Keating, Esq.  
107 N. Commerce Way  
Suite 100  
Bethlehem, PA 18017

American Express  
Post Office Box 29871  
Fort Lauderdale, FL 33329

Applied Health Physics  
2986 Industrial Boulevard  
Bethel Park, PA 15102

Atkins & Ogle Law Office  
Post Office Box 300  
100 River Vista Road  
Buffalo, WV 25033

Atlantis Technologies, LLC  
308 High Tech Drive  
Oakdale, PA 15071

Attradius Collections, Inc  
3500 Lacey Rd., Suite 220  
Downers Grove, IL 60515

B & R Pools & Swim Shop, Inc.  
1105 Washington Blvd.  
Pittsburgh, PA 15206

BASF  
312 Brookside Boulevard  
Pittsburgh, PA 15241

Best Business Strategies  
1712 Wheeling Avenue  
Glen Dale, WV 26038

Bio-Source  
11335 Lewis Braselton N. Blvd., B-140  
Braselton, GA 30517

Bluestar Silicones  
7979 Park Place Road  
York, SC 29745

Bowles Rice LLP  
P.O. Box 1386  
Charleston, WV 25325

Brian J. O'Connell, Esq.  
150 E. Fourth St.  
Cincinnati, OH 45202-4018

Brighton Laboratories, Inc.  
11871 Grand River Ave  
Brighton, MI 48116

Butler Gas Products  
110 Nichol Ave  
Mc Kees Rocks, PA 15136-2664

C&K Industrial Services  
3021 Harrisburg Road, NE  
Canton, OH 44705

C2C Resources, LLC  
56 Perimeter East, Suite 100  
Atlanta, GA 30346

Capital One Bank, N.A.  
Attention: General Correspondence  
PO Box 30285  
Salt Lake City, UT 84130-0285

Cavitch, Familio & Durkin LPA  
Twentieth Floor  
1300 East Ninth St  
Cleveland, OH 44114

Chemical Services Inc.  
2600 Thunderhawk Court  
Dayton, OH 45414

Chemical Solvents  
3751 Jennings Road  
Cleveland, OH 44109

Commonwealth of PA Mag. Ronald A. Arnoni  
5100 West Liberty Avenue  
Bethel Park, PA 15102

Compass Chemical  
5544 Oakdale Road, SE  
Smyrna, GA 30082

De Lage Landen Financial Services, Inc.  
P.O. Box 41602  
Philadelphia, PA 19101-1602

DeHaan & Bach, LPA  
25 Whitney Drive  
Suite 106  
Milford, OH 45150

Digital Data Communications, Inc.  
P.O. Box 54  
Saint Clairsville, OH 43950

Dinsmore and Shohl LLP  
P.O. Box 639038  
Cincinnati, OH 45263-9038

Dystar  
209 Watlington Industrial Drive  
Reidsville, NC 27320

Eaton Enterprise  
163 River Road  
Wheeling, WV 26003

Enterprise Speciality Pro  
400 Catherine Street  
Laurens, SC 29360

Experien Health Services, Inc.  
6322 Water Point Court  
Kingwood, TX 77346-1300

FC Marketplace, LLC  
747 Front Street, 4th Floor  
San Francisco, CA 94111

First Insurance Funding  
450 Skokie Blvd., Suite 1000  
Northbrook, IL 60062-7917

Forberg Scientific Endress & Hauser  
800 Old Pond Road  
Bridgeville, PA 15017

Gallivan White Boyd  
55 Beatles Place  
Suite 1200  
Greenville, SC 29601

GreenHunter Water  
1048 Texan Trail  
Grapevine, TX 76051

HC Harrington Company  
3201 Smallman Street  
Pittsburgh, PA 15201

Hoffman Scientific  
47 Comet Road  
Methuen, MA 01844

Huntington National Bank  
Bankruptcy Department  
6101 West 130th Street  
Parma, OH 44130

HYG Financial  
300 E. John Carpenter Fwy  
Irving, TX 75062

Hygienia  
941 Avendia Acuso  
Camarillo, CA 93012

Industrial Lab Analysis  
65 36th Street  
Wheeling, WV 26003

Internal Revenue Service  
Post Office Box 37008  
Hartford, CT 06176-7008

Interrachem, LLC  
c/o Erin R Stankewicz  
PO Box 871  
Wheeling, WV 26003

IVS Hydro  
15903 Emerson Avenue  
Waverly, WV 26184

Jackson Kelley Attorneys at Law  
1144 Market Street, Suite 400  
Wheeling, WV 26003

Jeffrey Korberg, Esq.  
25651 Detroit Road, Suite 203  
Westlake, OH 44145

Jim Robinson Ford, Inc.  
95 Robinson Dr  
Triadelphia, WV 26059

John J. Richardson, Esquire  
Bernstein-Burkey, P.C.  
707 Grant Street, Suite 2200  
Pittsburgh, PA 15219

Joshua Martin  
c/o Ryan A. Zell, Esq.  
Zimmer Kunz  
210 Grant Street, Suite 3000  
Pittsburgh, PA 15219

Lubrizol  
9911 Brecksville Road  
Brecksville, OH 44141

Lubrizol Oilfield Chemistry, LLC  
29400 Lakeland Blvd  
Wickliffe, OH 44092-2298

M&T Bank  
PO Box 62082  
Baltimore, MD 21264-2082

Magnablend  
12 Feed Mill Road  
Everson, PA 15631

Main Street Bank  
2001 Main Street  
Wheeling, WV 26003

Matheson Valley  
4228 Wood Street  
Wheeling, WV 26003

Morton Salt, Inc  
151 S. Industrial Avenue  
Rittman, OH 44270

Mutual Wholesalers of Wheeling  
Post Office Box 6629  
Wheeling, WV 26003

National Oilwell Varco  
5870 Poe Avenue  
Dayton, OH 45414

Nationwide Mutal Insurance  
1 Nationwide Plaza  
Columbus, OH 43215

North Industrial Chemical  
609 E. King Street  
York, PA 17403

North Metal & Chemical  
609 E. King Street  
York, PA 17403

Ohio Department of Taxation  
4485 Northland Ridge Blvd.  
Columbus, OH 43229

Ohio Valley Scale  
243 W. Alexander Rd.  
Wheeling, WV 26003

Old World Industries  
100 Logans Ferry Road  
New Kensington, PA 15068

One Aqua Source  
6924 Spring Valley Dr. #230  
Holland, OH 43528

PA Bureau of Business Trust Fund Taxes  
PO Box 280905  
Harrisburg, PA 17128-0905

Penske Truck Leasing  
Westmoreland Dist Park W  
Mount Pleasant, PA 15666

Precision IBC, Inc.  
8054 McGowin Drive  
Fairhope, AL 36532

QualiChem  
2003 Salem Industrial Drive  
Salem, VA 24153

R&L Carriers  
600 Gillam Road  
Wilmington, OH 45177

Richardson Copy Concepts  
72 East Cove Avenue  
Wheeling, WV 26003

Ryan A. Zell, Esq.  
Zimmer Kunz  
210 Grant St., Suite 3000  
Pittsburgh, PA 15219

Self Source Solutions  
11 Grange Road  
Mc Donald, PA 15057

Sheriff of Ohio County  
1500 Chapline St. #103  
Wheeling, WV 26003

Sherrard , German & Kelly  
535 Smithfield Street, #300  
Pittsburgh, PA 15222

SNF  
1 Chemical Plant Road  
Riceboro, GA 31323

Sterling Water Technologies  
Post Office Box 602  
Columbia, TN 38402-0602

TD Auto Finance  
PO Box 9223  
Farmington, MI 48333-9223

Terry Clark  
617 1/2 3rd St.  
Marietta, OH 45750

ThermoFisher Scientific  
300 Industry Drive  
Pittsburgh, PA 15275

Totterdale Bros.  
226 N. Zane Highway  
Martins Ferry, OH 43935

TR Chem Solutions  
5250 Grand Avenue, Suite 14-118  
Gurnee, IL 60031

Transworld Systems Inc.  
Collection Agency  
500 Virginia Dr., Suite 514  
Fort Washington, PA 19034

United Bank  
21 12th St  
Wheeling, WV 26003

Univar USA, Inc.  
c/o Allen, Maxwell & Silver  
PO Box 540  
Fair Lawn, NJ 07410



USA Bluebook  
3781 Burwood Drive  
Waukegan, IL 60085

Vericore  
10115 Kinsey Ave  
Suite 100  
Huntersville, NC 28078

Water Science Technologies  
PO Box 2207  
Birmingham, AL 35201

West Virginia State Tax Dept.  
Albert T. Summers Center  
State Office Building  
1124 Smith Street  
Charleston, WV 25301

Wheeling Tire  
163 River Road  
Wheeling, WV 26003

Wilmington Trust, National Association  
1100 North Market St  
Wilmington, DE 19801

Workforce West Virginia  
PO Box 2753  
Charleston, WV 25330-2753

WV DEP  
601 57th St SE  
Charleston, WV 25304

WV State Tax Department  
PO Box 229  
Charleston, WV 25321

**United States Bankruptcy Court  
Northern District of West Virginia**

In re **KLEAR, LLC**

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 **KLEAR, LLC** 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*]

**May 1, 2018**

Date

**/s/ Adam E. Barney**

**Adam E. Barney 12015**

Signature of Attorney or Litigant

Counsel for **KLEAR, LLC**

**Berry, Kessler, Crutchfield, Taylor & Gordon**

**514 Seventh Street**

**Moundsville, WV 26041**

**(304) 845-2580 Fax:(304) 845-9055**

**kbidka@bkctandg.com**