Case 3:16-bk-30223 Doc 1 Filed 05/05/16 Entered 05/05/16 16:02:22 Desc Main Document Page 1 of 10

| Fill in this information to identify your case: |            |                                 |
|---|------------|---------------------------------|
| United States Bankruptcy Court for the:         |            |                                 |
| SOUTHERN 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   | Medical Investors, LLC                          |   |
|----|---|---|---|
| 2. | All other names debtor used in the last 8 years                           |   |   |
|    | Include any assumed names, trade names and <i>doing business as</i> names |   |   |
| 3. | Debtor's federal<br>Employer Identification<br>Number (EIN)               | 55-0772027                                      |   |
| 4. | Debtor's address  | Principal place of business                     | Mailing address, if different from principal place of business              |
|    |   | 3761 Teays Valley Road<br>Hurricane, WV 25526   |   |
|    |   | Number, Street, City, State & ZIP Code          | P.O. Box, Number, Street, City, State & ZIP Code                            |
|    |   | Putnam<br>County                                | Location of principal assets, if different from principal place of business |
|    |   | County  | 3961 Teays Valley Road Hurricane, WV 25526                                  |
|    |   |   | Number, Street, City, State & ZIP Code                                      |
| 5. | Debtor's website (URL)  |   |   |
| 6. | Type of debtor  | Corporation (including Limited Liability Compan | y (LLC) and Limited Liability Partnership (LLP))                            |
|    |   | Partnership (excluding LLP)                     | · · · · ·   |
|    |   | □ Other. Specify:                               |   |

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|-----|--|---|-------|--|--------|------------------------|---|-----------|
| Deb | moulour invoorere, 🖬   | .C  |       | Document   | Page 2 | of 10<br>Case number ( | if known)                               |           |
|     | Name   |   |       |  |        |                        |   |           |
| 7.  | Describe debtor's business   | <ul> <li>A. Check one:</li> <li>Health Care Business (as defined in 11 U.S.C. § 101(27A))</li> <li>Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))</li> <li>Railroad (as defined in 11 U.S.C. § 101(44))</li> <li>Stockbroker (as defined in 11 U.S.C. § 101(53A))</li> <li>Commodity Broker (as defined in 11 U.S.C. § 101(6))</li> <li>Clearing Bank (as defined in 11 U.S.C. § 781(3))</li> <li>None of the above</li> </ul> |       |  |        |                        |   |           |
|     |  | <ul> <li>B. Check all that apply</li> <li>Tax-exempt entity (as described in 26 U.S.C. §501)</li> <li>Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)</li> <li>Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))</li> </ul>   |       |  |        |                        |   |           |
|     |  |   |       | can Industry Classific<br>urts.gov/four-digit-nat  |        |                        | nat best describes debto<br><u>es</u> . | or.       |
| 8.  | Under which chapter of the<br>Bankruptcy Code is the<br>debtor filing?   | Check one: Chapter 7 Chapter 9 Chapter 11 Chapter 11  | Check | <ul> <li>are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).</li> <li>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).</li> <li>A plan is being filed with this petition.</li> <li>Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).</li> <li>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.</li> </ul> |        |                        |   |           |
| 9.  | Were prior bankruptcy<br>cases filed by or against<br>the debtor within the last 8<br>years?<br>If more than 2 cases, attach a<br>separate list. | □ No.<br>■ Yes.<br>Distric  |       | Ithern District of   | When   | 3/25/13                | Case number                             | 13-30143  |
|     | soparate not.  | Distric   |       | st Virginia  | When   |                        | Case number                             | 13-30143  |
| 10. | Are any bankruptcy cases<br>pending or being filed by a<br>business partner or an<br>affiliate of the debtor?                                    | ■ No<br>□ Yes.  |       |  |        |                        |   |           |
|     | List all cases. If more than 1, attach a separate list   | Debto<br>Distric  |       |  | When   |                        | Relationship Case number, if            | known     |
|     |  |   |       |  |        |                        |   |           |

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|------|---|---------------------------------|---|----------------------|---|---|--|--|
| Debt | tor Medical Investors,<br>Name                      |                                 |   |                      |   |   |  |  |
| 11.  | Why is the case filed in                            | Check all that apply:           |   |                      |   |   |  |  |
|      | this district?                                      |                                 | 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 bankı                         | uptcy cas   | e concerning det     | otor's affiliate, general partner, or partne  | ership is pending in this district.   |  |  |
| 12.  | Does the debtor own or                              | ■ No                            |   |                      |   |   |  |  |
|      | have possession of any<br>real property or personal |                                 | Answer below for each property that needs immediate attention. Attach additional sheets if needed.  |                      |   |   |  |  |
|      | property that needs<br>immediate attention?         | Wh                              | Why does the property need immediate attention? (Check all that apply.)   |                      |   |   |  |  |
|      |   |                                 | t poses or  | is alleged to pos    | se a threat of imminent and identifiable  | hazard to public health or safety.  |  |  |
|      |   | V                               | Vhat is the   | hazard?              |   |   |  |  |
|      |   |                                 | t needs to  | be physically se     | cured or protected from the weather.  |   |  |  |
|      |   |                                 |   |                      | s or assets that could quickly deteriorat meat, dairy, produce, or securities-related | te or lose value without attention (for example,<br>and assets or other options). |  |  |
|      |   |                                 | Other   |                      |   |   |  |  |
|      |   | Wh                              | ere is the  | property?            |   |   |  |  |
|      |   |                                 |   |                      | Number, Street, City, State & ZIP Coo   | de  |  |  |
|      |   | isti<br>⊡i                      |   | ty insured?          |   |   |  |  |
|      |   | _                               | · ·   | urance agency        |   |   |  |  |
|      |   |                                 |   | ntact name           |   |   |  |  |
|      |   |                                 | Pho   |                      |   |   |  |  |
|      |   |                                 |   |                      |   |   |  |  |
|      | Statistical and admin                               | istrative inforn                | nation  |                      |   |   |  |  |
| 13.  | Debtor's estimation of                              | . Check                         | one:  |                      |   |   |  |  |
|      | available funds                                     | 🗖 Fu                            | nds will be   | available for dis    | tribution to unsecured creditors.   |   |  |  |
|      |   | D Aft                           | er any adn  | ninistrative exper   | nses are paid, no funds will be available   | e to unsecured creditors.   |  |  |
|      |   |                                 |   | •                    |   |   |  |  |
| 14.  | Estimated number of<br>creditors                    | 1-49                            |   |                      | □ 1,000-5,000   |   |  |  |
|      |   | □ 50-99<br>□ 100-199            |   |                      | □ 5001-10,000<br>□ 10,001-25,000  | ☐ 50,001-100,000<br>☐ More than100,000  |  |  |
|      |   | □ 100-199<br>□ 200-999          |   |                      |   |   |  |  |
| 15.  | Estimated Assets                                    | □ \$0 - \$50,00                 | 00  |                      | \$1,000,001 - \$10 million  | □ \$500,000,001 - \$1 billion   |  |  |
|      |   | □ \$50,001 - \$                 | \$100,000   |                      | □ \$10,000,001 - \$50 million   | □ \$1,000,000,001 - \$10 billion  |  |  |
|      |   | □ \$100,001 -<br>□ \$500,001 -  |   |                      | □ \$50,000,001 - \$100 million  | □ \$10,000,000,001 - \$50 billion   |  |  |
|      |   | <b>□</b> <sub>9</sub> 200,001 - | φιπιιιοn  |                      | □ \$100,000,001 - \$500 million   | ☐ More than \$50 billion  |  |  |
| 16.  | Estimated liabilities                               | □ \$0 - \$50,00                 | 00  |                      | □ \$1,000,001 - \$10 million  | □ \$500,000,001 - \$1 billion   |  |  |
|      |   | □ \$50,001 -                    | \$100,000   |                      | 🗖 \$10,000,001 - \$50 million   | 🗖 \$1,000,000,001 - \$10 billion  |  |  |
|      |   | □ \$100,001 -                   |   |                      | □ \$50,000,001 - \$100 million<br>□ \$100,000,001 - \$500 million                     | ☐ \$10,000,000,001 - \$50 billion<br>☐ More than \$50 billion                     |  |  |
|      |   | ■ \$500,001 -                   | \$1 million   | I                    | μφτου,σου,συτ - φουσ minion   |   |  |  |

| Debtor    | Medical Investors, LLC Descrive and the cost of the co |  |                          |                     |   |  |  |  |
|-----------|--|--|--------------------------|---------------------|---|--|--|--|
|           | Name   |  |                          |                     |   |  |  |  |
|           | Request for Relief. D  | eclaration, and Signatu  | res                      |                     |   |  |  |  |
|           | ,,,,,,   |  |                          |                     |   |  |  |  |
| WARNIN    |  | a serious crime. Making<br>p to 20 years, or both. 18  |                          |                     | bankruptcy case can result in fines up to \$500,000 or    |  |  |  |
| of au     | aration and signature<br>uthorized   | The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition. |                          |                     |   |  |  |  |
| repr      | esentative of debtor   | I have been authorized   | to file this petition or | behalf of the deb   | tor.  |  |  |  |
|           |  | I have examined the inf  | formation in this petit  | ion and have a rea  | sonable belief that the information is trued and correct. |  |  |  |
|           |  | I declare under penalty  | of perjury that the fo   | regoing is true and | l correct.  |  |  |  |
|           |  |  | 5, 2016                  |                     |   |  |  |  |
|           |  |  | DD / YYYY                | _                   |   |  |  |  |
|           | v  | /s/ Darrin VanScoy   |                          |                     | Darrin VanScoy  |  |  |  |
|           | Χ  | Signature of authorized  | representative of de     | btor                | Printed name  |  |  |  |
|           |  | Title Managing Me  |                          |                     |   |  |  |  |
|           |  |  |                          |                     |   |  |  |  |
|           |  |  |                          |                     |   |  |  |  |
| 18. Sian  | ature of attorney X  | /s/ Joseph W. Cald   | well                     |                     | Date May 5, 2016  |  |  |  |
| i ei eigi |  | Signature of attorney for  | or debtor                |                     | MM / DD / YYYY  |  |  |  |
|           |  | Joseph W. Caldwel  | I                        |                     |   |  |  |  |
|           |  | Printed name   |                          |                     |   |  |  |  |
|           |  | Caldwell & Riffee  |                          |                     |   |  |  |  |
|           |  | Firm name  |                          |                     |   |  |  |  |
|           |  | 3818 MacCorkle Av<br>Post Office Box 442   |                          |                     |   |  |  |  |
|           |  | Charleston, WV 253   |                          |                     |   |  |  |  |
|           |  | Number, Street, City, S  | tate & ZIP Code          |                     |   |  |  |  |
|           |  | Contact phone (304   | ) 925-2100               | Email address       | joecaldwell@frontier.com &<br>chuckriffee@frontier.com    |  |  |  |

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Document

VIRGINIA

Fill in this information to identify the case

Debtor name Medical Investors, LLC United States Bankruptcy Court for the: SOUTHERN DISTRICT OF WEST

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<br>complete mailing address,<br>including zip code                            | Name, telephone number<br>and email address of<br>creditor contact | Nature of claim<br>(for example, trade<br>debts, bank loans,<br>professional services, | Indicate if claim<br>is contingent,<br>unliquidated, or<br>disputed | Amount of claim<br>If the claim is fully unsecured, fill in only unsecured claim amount. If<br>claim is partially secured, fill in total claim amount and deduction for<br>value of collateral or setoff to calculate unsecured claim. |  |                 |  |
|--|--|--|---|--|--|-----------------|--|
|  |  | and government contracts)  |   | Total claim, if<br>partially secured   | Deduction for value<br>of collateral or setoff | Unsecured claim |  |
| American Electric<br>Power<br>PO Box 1986<br>Charleston, WV<br>25327                               |  | Utilities  |   |  |  | \$2,332.76      |  |
| City of Hurricane<br>3255 Teays Valley<br>Road<br>Hurricane, WV<br>25526                           |  | Utilities  |   |  |  | \$299.78        |  |
| Darrin Vanscoy<br>3761 Teays Valley<br>Road<br>Hurricane, WV<br>25526                              |  | Insider  |   |  |  | \$30,000.00     |  |
| Putnam County Fire<br>Service Board<br>P. O. Box 878<br>Winfield, WV<br>25213-0878                 |  | Utility  |   |  |  | \$900.00        |  |
| Putnam County<br>Public Service<br>District<br>107 Poplar Fork<br>Road<br>Scott Depot, WV<br>25560 |  | Fees for 3781<br>Teays Valley Road   |   |  |  | \$5,713.48      |  |
| Putnam County<br>Public Service<br>District<br>107 Poplar Fork<br>Road<br>Scott Depot, WV<br>25560 |  | Fees for Fox Run<br>Estates<br>Apartments  |   |  |  | \$347.27        |  |

Official form 204

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# Debtor Medical Investors, LLC Name

Case number (if known)

| Name of creditor and<br>complete mailing address,<br>including zip code                            | Name, telephone number<br>and email address of<br>creditor contact | Nature of claim<br>(for example, trade<br>debts, bank loans,<br>professional services, | Indicate if claim<br>is contingent,<br>unliquidated, or<br>disputed | Amount of claim<br>If the claim is fully unsecured, fill in only unsecured claim amount. If<br>claim is partially secured, fill in total claim amount and deduction for<br>value of collateral or setoff to calculate unsecured claim. |  |                 |
|--|--|--|---|--|--|-----------------|
|  |  |  |   | Total claim, if<br>partially secured   | Deduction for value<br>of collateral or setoff | Unsecured claim |
| Putnam County<br>Public Service<br>District<br>107 Poplar Fork<br>Road<br>Scott Depot, WV<br>25560 |  | Fees for 3757<br>Teays Valley Road   |   |  |  | \$42.85         |
| Sheriff of Putnam<br>County<br>3389 Winfield Road<br>Winfield, WV 25213                            |  | Real Property<br>Taxes   |   |  |  | \$10,175.59     |
| VanScoy<br>Chiropractic<br>Corporation<br>3761 Teays Valley<br>Road<br>Hurricane, WV<br>25526      |  | Insider  |   |  |  | \$100,000.00    |

## VERIFICATION OF CREDITOR MATRIX

I, the Managing Member of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and

correct to the best of my knowledge.

Date: May 5, 2016

/s/ Darrin VanScoy Darrin VanScoy/Managing Member Signer/Title

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|--------------------|-------|----------------|---------------------------|-----------|
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United States Bankruptcy Court Southern District of West Virginia

Debtor(s)

## Best Case Bankruptcy

Case No. Chapter

11

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American Electric Power PO Box 1986 Charleston, WV 25327

City of Hurricane 3255 Teays Valley Road Hurricane, WV 25526

Darrin Vanscoy 3761 Teays Valley Road Hurricane, WV 25526

Estate of James Estes c/o Sandra Estes 113 Beechwood Estates Scott Depot, WV 25560

First Bank of Charleston P. O. Box 6907 Charleston, WV 25362

John Alderman, Esq. 3 Montecello Place Charleston, WV 25314

Marc B. Lazenby, Esq. P. O. Box 5129 Princeton, WV 24740

Putnam County Fire Service Board P. O. Box 878 Winfield, WV 25213-0878

Putnam County Public Service District 107 Poplar Fork Road Scott Depot, WV 25560

Roots Salon 3761 Teays Valley Road Hurricane, WV 25526

Sheriff of Putnam County 3389 Winfield Road Winfield, WV 25213

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VanScoy Chiropractic Corporation 3761 Teays Valley Road Hurricane, WV 25526

Medical Investors, LLC

■ None [*Check if applicable*]

May 5, 2016

Date

In re

Debtor(s) Chapter

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

**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 Medical Investors, 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:

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/s/ Joseph W. Caldwell Joseph W. Caldwell 586 Signature of Attorney or Litigant Counsel for Medical Investors, LLC **Caldwell & Riffee** 3818 MacCorkle Ave. S.E. Suite 101 Post Office Box 4427 Charleston, WV 25364-4427 (304) 925-2100 Fax:(304) 925-2193 joecaldwell@frontier.com & chuckriffee@frontier.com

Case No.

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