

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
RALEIGH DIVISION**

IN RE:

CHAPTER 11

SHOTWELL LANDFILL, INC.

CASE NO. 13-02590-8-SWH

Debtor.

AMENDMENT TO SCHEDULE B, AND SUMMARY OF SCHEDULES

NOW COMES Shotwell Landfill, Inc., Debtor in the above-referenced case, through undersigned counsel, and hereby amends its Schedule B, and Summary of Schedules to show the following:

1. Schedule B, No. 21, is hereby amended to include "Potential claims for embezzlement against John D. Brown" and "Potential claims for embezzlement against Grant Kiser." The value of both claims is currently "Unknown."

This the 26th day of March, 2014

JANVIER LAW FIRM, PLLC

BY: /s/ Blake P. Barnard
William P. Janvier
N.C.S.B. No. 21136
Blake P. Barnard
N.C.S.B. No. 44198
1101 Haynes Street, Suite 102
Raleigh, NC 27604
Telephone: (919) 582-2323
Facsimile: (866) 809-2379

CERTIFICATE OF SERVICE

The undersigned does hereby certify that a copy of the foregoing **AMENDMENT TO SCHEDULE B and SUMMARY OF SCHEDULES** has been served upon each of the parties listed below by placing copies of the same in the United States mail, postage prepaid or via CM/ECF as indicated below, this 26th day of March, 2014.

Marjorie K. Lynch (via CM/ECF)
Bankruptcy Administrator
434 Fayetteville Street, Suite 640
Raleigh, NC 27601

Shotwell Landfill, Inc.
Attn: David King
3209-120 Gresham Lake Road
Raleigh, NC 27615

BY: /s/ Blake P. Barnard
William P. Janvier
N.C.S.B. No. 21136
Blake P. Barnard
N.C.S.B. No. 44198
1101 Haynes Street, Suite 102
Raleigh, NC 27604
Telephone: (919) 582-2323
Facsimile: (866) 809-2379

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
RALEIGH DIVISION

IN RE:

CHAPTER 11

SHOTWELL LANDFILL, INC.

CASE NO. 13-02590-8-SWH

Debtor.

AMENDMENT TO SCHEDULE B AND SUMMARY OF SCHEDULES

I declare under penalty of perjury that the documents referenced below to be filed in this case are true and correct to the best of my knowledge, information, and belief.

Title of Document: Amendment to Schedule B. and Summary of Schedules

Date Filed: 3/26/2014

/s/


David King
President, Shotwell Landfill, Inc.

Date: 3/26/2014

B6 Summary (Official Form 6 - Summary) (12/07)

United States Bankruptcy Court
Eastern District of North Carolina

In re **Shotwell Landfill, Inc.**

Debtor

Case No. **13-02590-8**Chapter **11**

SUMMARY OF SCHEDULES - AMENDED

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	2,900,000.00		
B - Personal Property	Yes	7	20,335,236.63		
C - Property Claimed as Exempt	Yes	3			
D - Creditors Holding Secured Claims	Yes	2		9,675,268.90	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	4		373,095.55	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	No	0			N/A
J - Current Expenditures of Individual Debtor(s)	No	0			N/A
Total Number of Sheets of ALL Schedules		21			
Total Assets			23,235,236.63		
Total Liabilities				10,048,364.45	

Form 6 - Statistical Summary (12/07)

United States Bankruptcy Court
Eastern District of North Carolina

In re **Shotwell Landfill, Inc.**

Debtor

Case No. **13-02590-8**Chapter **11**

STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

☐ Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	
Student Loan Obligations (from Schedule F)	
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	
TOTAL	

State the following:

Average Income (from Schedule I, Line 16)	
Average Expenses (from Schedule J, Line 18)	
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	

State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column	
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column	
4. Total from Schedule F	
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)	

B6B (Official Form 6B) (12/07)

In re **Shotwell Landfill, Inc.**Case No. **13-02590-8**

Debtor

SCHEDULE B - PERSONAL PROPERTY - AMENDED

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply 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 and Fed. R. Bankr. P. 1007(m).

Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
1. Cash on hand		Cash	-	100.00
2. Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		BB&T Checking x9527	-	60.40
		First Citizens Checking Account x5858 (As of March 31, 2013)	-	24,498.45
		Branch Banking & Trust checking account x9343	-	32.40
3. Security deposits with public utilities, telephone companies, landlords, and others.	X			
4. Household goods and furnishings, including audio, video, and computer equipment.	X			
5. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	X			
6. Wearing apparel.	X			
7. Furs and jewelry.	X			
8. Firearms and sports, photographic, and other hobby equipment.	X			
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X			
10. Annuities. Itemize and name each issuer.	X			

Sub-Total > **24,691.25**
(Total of this page)

4 continuation sheets attached to the Schedule of Personal Property

B6B (Official Form 6B) (12/07) - Cont.

In re **Shotwell Landfill, Inc.**Case No. **13-02590-8**

Debtor

SCHEDULE B - PERSONAL PROPERTY - AMENDED

(Continuation Sheet)

Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	X			
13. Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14. Interests in partnerships or joint ventures. Itemize.	X			
15. Government and corporate bonds and other negotiable and nonnegotiable instruments.		Bond: Issued by Lexon Insurance Company. Obligee: North Carolina Division of Solid Waste Management. Description: Replace ILOC Trust Agreement Dated 5/29/09. Bond Number: 1048778	-	Unknown
		Bond: Issued by Lexon Insurance Company. Obligee: North Carolina Division of Solid Waste Management. Description: Replace ILOC Trust Agreement Dated 5/29/09. Bond Number: 1064707	-	Unknown
		Bond: Issued by Lexon Insurance Company. Obligee: North Carolina Division of Solid Waste Management. Description: Replace ILOC Trust Agreement Dated 5/29/09. Bond Number: 1064708	-	Unknown
16. Accounts receivable.		Please See Attached Document Labeled Accounts Receivable	-	264,625.92
		Shotwell Transfer Station, Inc. (Balance written off monthly as part of pre-petition cash management system)	-	Unknown
		Shotwell Transfer Station II, LLC (Balance written off monthly as part of pre-petition cash management system)	-	Unknown

Sub-Total > **264,625.92**
(Total of this page)

Sheet 1 of 4 continuation sheets attached
to the Schedule of Personal Property

B6B (Official Form 6B) (12/07) - Cont.

In re **Shotwell Landfill, Inc.**Case No. **13-02590-8**

Debtor

SCHEDULE B - PERSONAL PROPERTY - AMENDED

(Continuation Sheet)

Type of Property	NONE	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
		Capitol Waste Transfer, LLC (Balance written off monthly as part of pre-petition cash management system)	-	Unknown
		Capitol Recycling, LLC aka Debris Removal Partners, LLC (Balance written off monthly as part of pre-petition cash management system)	-	Unknown
		Dynasty Holdings, LLC (Balance written off monthly as part of pre-petition cash management system)	-	Unknown
		Shotwell Trucking, LLC (Balance written off monthly as part of pre-petition cash management system)	-	Unknown
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			
18. Other liquidated debts owed to debtor including tax refunds. Give particulars.	X			
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.		Various claims against BB&T	-	Unknown
		Potential claims for embezzlement against John D. Brown	-	Unknown
		Potential claims for embezzlement against Grant Kiser	-	Unknown
22. Patents, copyrights, and other intellectual property. Give particulars.	X			

Sub-Total > **0.00**
(Total of this page)

Sheet 2 of 4 continuation sheets attached to the Schedule of Personal Property

B6B (Official Form 6B) (12/07) - Cont.

In re **Shotwell Landfill, Inc.**Case No. **13-02590-8**

Debtor

SCHEDULE B - PERSONAL PROPERTY - AMENDED

(Continuation Sheet)

Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
23. Licenses, franchises, and other general intangibles. Give particulars.		Various permits	-	Unknown
24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25. Automobiles, trucks, trailers, and other vehicles and accessories.		2012 Ford F350	-	48,244.84
		2008 Ford F350	-	16,000.00
		2002 International 4300 18' Flatbed truck with hoist VIN# 1HTMMAAM72H412596	-	20,000.00
		2005 Chevrolet Silverado C1500 VIN#1GCEC14XX5Z226754	-	3,500.00
		2001 Mack RD600 Truck VIN# 1M2P270C01M056554	-	25,000.00
		2005 Mack YA-84730 Truck VIN#1M2AG11C75M015668	-	75,000.00
		2002 Volvo 37' roll off truck with hoist VIN#4V5KC9GH42N332755	-	67,000.00
		2002 Proline Trailer VIN# 5SPS165292W000025	-	1,000.00
		1996 Ford Truck (used for parts) VIN#1FDNF80C7TVA16518	-	0.00
26. Boats, motors, and accessories.	X			
27. Aircraft and accessories.	X			
28. Office equipment, furnishings, and supplies.		(2) Dell P.C.'s, Copier, Fax Machine, Camera, VCR Tapes, Computer, Module, Desk, and Chairs.	-	10,122.36
29. Machinery, fixtures, equipment, and supplies used in business.		Carrier Heat Pump	-	719.77
		Daewoo 220 Excavator VIN# 2081	-	25,000.00

Sub-Total > **291,586.97**
(Total of this page)

Sheet 3 of 4 continuation sheets attached
to the Schedule of Personal Property

B6B (Official Form 6B) (12/07) - Cont.

In re **Shotwell Landfill, Inc.**

Case No. **13-02590-8**

Debtor

SCHEDULE B - PERSONAL PROPERTY - AMENDED

(Continuation Sheet)

Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
		2007 VermeerG-5000 Tub Grinder VIN#1VR24030371000104	-	150,000.00
		Daddax Security System	-	612.18
		Rake for Trackhoe	-	7,500.00
		Rex/CMI 3-90C Compactor	-	125,482.00
		Blower	-	738.31
30. Inventory.	X			
31. Animals.	X			
32. Crops - growing or harvested. Give particulars.	X			
33. Farming equipment and implements.	X			
34. Farm supplies, chemicals, and feed.	X			
35. Other personal property of any kind not already listed. Itemize.		Business Enterprise Value (Based on 2012 Appraisal.)	-	19,470,000.00

Sub-Total > **19,754,332.49**
(Total of this page)
Total > **20,335,236.63**

(Report also on Summary of Schedules)

Sheet 4 of 4 continuation sheets attached
to the Schedule of Personal Property