

**United States Bankruptcy Court
Middle District of Georgia**

Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle): EI Cotija Mexican Restaurant, Inc.	Name of Joint Debtor (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 digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) 58-2479514	Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)
Street Address of Debtor (No. and Street, City, and State): 109 Margie Drive Warner Robins, GA ZIP Code 31093	Street Address of Joint Debtor (No. and Street, City, and State): ZIP Code
County of Residence or of the Principal Place of Business: Houston	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address): PO Box 42 Bonaire, GA ZIP Code 31005	Mailing Address of Joint Debtor (if different from street address): ZIP Code
Location of Principal Assets of Business Debtor (if different from street address above):	

Type of Debtor (Form of Organization) (Check one box) <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)	Nature of Business (Check one box) <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other Tax-Exempt Entity (Check box, if applicable) <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).	Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box) <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding Nature of Debts (Check one box) <input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input checked="" type="checkbox"/> Debts are primarily business debts.
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Filing Fee (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> 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. <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.	Chapter 11 Debtors Check one box: <input type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input checked="" type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter). Check all applicable boxes: <input type="checkbox"/> A plan is being filed with this petition. <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
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Statistical/Administrative Information <input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors <input checked="" type="checkbox"/> 1-49 <input type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999 <input type="checkbox"/> 1,000-5,000 <input type="checkbox"/> 5,001-10,000 <input type="checkbox"/> 10,001-25,000 <input type="checkbox"/> 25,001-50,000 <input type="checkbox"/> 50,001-100,000 <input type="checkbox"/> OVER 100,000 Estimated Assets <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input checked="" type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion Estimated Liabilities <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input checked="" type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion	THIS SPACE IS FOR COURT USE ONLY
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Voluntary Petition <i>(This page must be completed and filed in every case)</i>	Name of Debtor(s): EI Cotija Mexican Restaurant, Inc.
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All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet)

Location Where Filed: - None -	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:

Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet)

Name of Debtor: - None -	Case Number:	Date Filed:
District:	Relationship:	Judge:

<p style="text-align: center;">Exhibit A</p> <p>(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)</p> <p><input type="checkbox"/> Exhibit A is attached and made a part of this petition.</p>	<p style="text-align: center;">Exhibit B</p> <p>(To be completed if debtor is an individual whose debts are primarily consumer debts.)</p> <p>I, the attorney for the petitioner named in the foregoing petition, declare that I 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 under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b).</p> <p>X _____ Signature of Attorney for Debtor(s) (Date)</p>
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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 in 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)).

Voluntary Petition

(This page must be completed and filed in every case)

Name of Debtor(s):

EI Cotija Mexican Restaurant, Inc.

Signatures

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.

X _____
Signature of Debtor

X _____
Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

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.

X _____
Signature of Foreign Representative

Printed Name of Foreign Representative

Date

Signature of Attorney*

X /s/ Wesley J. Boyer
Signature of Attorney for Debtor(s)

Wesley J. Boyer 073126
Printed Name of Attorney for Debtor(s)

Katz, Flatau, & Boyer, L.L.P.
Firm Name

355 Cotton Avenue
Macon, GA 31201

Address

(478) 742-6481 Fax: (478) 742-0108
Telephone Number

September 1, 2011
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 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 bankruptcy 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.)

Address

X _____
Date

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.

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/ Charles Brown
Signature of Authorized Individual

Charles Brown
Printed Name of Authorized Individual

President
Title of Authorized Individual

September 1, 2011
Date

United States Bankruptcy Court
Middle District of Georgia

In re El Cotija Mexican Restaurant, Inc.

Debtor(s)

Case No. _____

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)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
City of Warner Robins - Tax Office PO Box 1488 Warner Robins, GA 31099	City of Warner Robins - Tax Office PO Box 1488 Warner Robins, GA 31099			8,015.28
Clifton, Lipford, Hardison & Parker, LLC 468 S. Houston Lake Road Warner Robins, GA 31088	Clifton, Lipford, Hardison & Parker, LLC 468 S. Houston Lake Road Warner Robins, GA 31088			3,612.94
Data Cash Register PO Box 2583 Vienna, GA 31092	Data Cash Register PO Box 2583 Vienna, GA 31092			702.99
Eddie Parker & Associates, LLC 7165 Benjie Drive Macon, GA 31216	Eddie Parker & Associates, LLC 7165 Benjie Drive Macon, GA 31216			36,672.26
Georgia Department of Revenue PO Box 161108 Atlanta, GA 30321	Georgia Department of Revenue PO Box 161108 Atlanta, GA 30321	2009 income tax		3,479.00
Global Produce 4706 Lake Mirror Place Forest Park, GA 30297	Global Produce 4706 Lake Mirror Place Forest Park, GA 30297			2,081.28
Houston County Tax Commissioner PO Box 7799 Warner Robins, GA 31095-7799	Houston County Tax Commissioner PO Box 7799 Warner Robins, GA 31095-7799			39,798.50
Houston Emergency Physicians, Inc. PO Box 13734 Philadelphia, PA 19101-3734	Houston Emergency Physicians, Inc. PO Box 13734 Philadelphia, PA 19101-3734			702.00
Houston HealthCare PO Box 933404 Atlanta, GA 31193-3404	Houston HealthCare PO Box 933404 Atlanta, GA 31193-3404			3,355.19

Debtor(s)

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1) <i>Name of creditor and complete mailing address including zip code</i>	(2) <i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	(3) <i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	(4) <i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	(5) <i>Amount of claim [if secured, also state value of security]</i>
Internal Revenue Service 401 W. Peachtree Street, N.W. Stop 334-D Atlanta, GA 30365	Internal Revenue Service 401 W. Peachtree Street, N.W. Stop 334-D Atlanta, GA 30365	income tax for 2003		6,486.00
Internal Revenue Service 401 W. Peachtree Street, N.W. Stop 334-D Atlanta, GA 30365	Internal Revenue Service 401 W. Peachtree Street, N.W. Stop 334-D Atlanta, GA 30365	payroll taxes		465,000.00
LaCosecha Food Service 1306 Cobb Industrial Drive Marietta, GA 30066	LaCosecha Food Service 1306 Cobb Industrial Drive Marietta, GA 30066			23,978.51
National Provision 1092 Marietta Industrial Blvd. Marietta, GA 30062	National Provision 1092 Marietta Industrial Blvd. Marietta, GA 30062			1,648.89
NuCo2, LLC PO Box 9011 Stuart, FL 34995	NuCo2, LLC PO Box 9011 Stuart, FL 34995			1,376.82
Skeeter's Plumbing 7800 Nowell Road, S. Macon, GA 31216-7724	Skeeter's Plumbing 7800 Nowell Road, S. Macon, GA 31216-7724			2,644.75
Sysco Food Services of Atlanta 2225 Riverdale Road Atlanta, GA 30337	Sysco Food Services of Atlanta 2225 Riverdale Road Atlanta, GA 30337			1,434.92
UniFirst 1021 Ware Street Albany, GA 31705	UniFirst 1021 Ware Street Albany, GA 31705			1,100.90
US Food Service PO Box 281945 Atlanta, GA 30384	US Food Service PO Box 281945 Atlanta, GA 30384			1,436.54
Waddle & Company 104 Meadowridge Drive Warner Robins, GA 31093	Waddle & Company 104 Meadowridge Drive Warner Robins, GA 31093			3,030.00
Windstream PO Box 9001908 Louisville, KY 40290-1908	Windstream PO Box 9001908 Louisville, KY 40290-1908			1,249.89

In re El Cotija Mexican Restaurant, Inc.
Debtor(s)

Case No. _____

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS
(Continuation Sheet)

**DECLARATION UNDER PENALTY OF PERJURY
ON BEHALF OF A CORPORATION OR PARTNERSHIP**

I, the President 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 September 1, 2011

Signature /s/ Charles Brown
Charles Brown
President

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.

**United States Bankruptcy Court
Middle District of Georgia**

In re El Cotija Mexican Restaurant, Inc.
Debtor

Case No. _____

Chapter 11

LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with Rule 1007(a)(3) for filing in this chapter 11 case.

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
Arturo Perez		33 1/3%	
Charles Brown		33 1/3%	
Ronaldo Arreguein		33 1/3%	

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the President of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date September 1, 2011

Signature /s/ Charles Brown
Charles Brown
President

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.

**United States Bankruptcy Court
Middle District of Georgia**

In re **El Cotija Mexican Restaurant, Inc.**

Debtor(s)

Case No.
Chapter

11

VERIFICATION OF CREDITOR MATRIX

I, the President 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: **September 1, 2011**

/s/ Charles Brown

Charles Brown/President

Signer/Title

Advanced Disposal Service
4291 Interstate Drive
Macon, GA 31210

BMI
PO Box 406741
Atlanta, GA 30384-6741

CB&T
Synovus Bank - Managed Assets
PO Box 1827
Columbus, GA 31901-1827

City of Warner Robins - Tax Office
PO Box 1488
Warner Robins, GA 31099

Clifton, Lipford, Hardison & Parker, LLC
468 S. Houston Lake Road
Warner Robins, GA 31088

Colony Bank
200 Gunn Road
Centerville, GA 31028

Data Cash Register
PO Box 2583
Vienna, GA 31092

Direct TV
PO Box 78626
Phoenix, AZ 85062-8626

Eddie Parker & Associates, LLC
7165 Benjie Drive
Macon, GA 31216

EverBank Commercial Finance
Attn: Anthony Dimitui
10 Waterview Blvd.
Parsippany, NJ 07054

Fire Extinguishers of Macon
335 North Baker Road
Macon, GA 31211

Georgia Department of Revenue
PO Box 161108
Atlanta, GA 30321

Global Produce
4706 Lake Mirror Place
Forest Park, GA 30297

Houston County Tax Commissioner
PO Box 7799
Warner Robins, GA 31095-7799

Houston Emergency Physicians, Inc.
PO Box 13734
Philadelphia, PA 19101-3734

Houston HealthCare
PO Box 933404
Atlanta, GA 31193-3404

Internal Revenue Service
401 W. Peachtree Street, N.W.
Stop 334-D
Atlanta, GA 30365

Jonesco Chemical
PO Box 424
Gray, GA 31032

Knox Pest Control
PO Box 4336
Columbus, GA 31914

LaCosecha Food Service
1306 Cobb Industrial Drive
Marietta, GA 30066

Mars Services
PO Box 6128
Warner Robins, GA 31095

Muzak - Atlanta
PO Box 71070
Charlotte, NC 28272-1070

National Provision
1092 Marietta Industrial Blvd.
Marietta, GA 30062

NuCo2, LLC
PO Box 9011
Stuart, FL 34995

Skeeter's Plumbing
7800 Nowell Road, S.
Macon, GA 31216-7724

Spirit Stop
PO Box 535816
Grand Prairie, TX 75053

Sysco Food Services of Atlanta
2225 Riverdale Road
Atlanta, GA 30337

UniFirst
1021 Ware Street
Albany, GA 31705

US Food Service
PO Box 281945
Atlanta, GA 30384

Waddle & Company
104 Meadowridge Drive
Warner Robins, GA 31093

Windstream
PO Box 9001908
Louisville, KY 40290-1908

**United States Bankruptcy Court
Middle District of Georgia**

In re **El Cotija Mexican Restaurant, Inc.**

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 **El Cotija Mexican Restaurant, Inc.** 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*]

September 1, 2011

Date

/s/ Wesley J. Boyer

Wesley J. Boyer

Signature of Attorney or Litigant

Counsel for **El Cotija Mexican Restaurant, Inc.**

Katz, Flatau, & Boyer, L.L.P.

355 Cotton Avenue

Macon, GA 31201

(478) 742-6481 Fax:(478) 742-0108