B 1 (Official Form 1) (1/08)

United States E Western Distric		Volun	tary P	etition		
Name of Debtor (if individual, enter Last, First, Middle): Clarion River Lodge, Inc.	Name of Joint De	ebtor (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 (include married	s used by the Joint D , maiden, and trade	Debtor in the last 8 year names):	ars		
Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITI more than one, state all): 25-1535650	No./Complete EIN(if	Last four digits of than one, state a		dual-Taxpayer I.D. (I	TIN) No./(	Complete EIN(if more
Street Address of Debtor (No. & Street, City, and State): H.C. 1 Box 22D Cooksburg, PA		Street Address o	f Joint Debtor (No.	& Street, City, and St	·	
County of Residence or of the Principal Place of Business:	CODE 16217	County of Reside	ence or of the Princi	pal Place of Business	ZIP COD	E
Forest  Mailing Address of Debtor (if different from street address)	):	Mailing Address	of Joint Debtor (if	different from street a	ddress):	
	CODE				ZIP COD	E
Location of Principal Assets of Business Debtor (if different	from street address above):				000	
H.C. 1 Box 22D Cooksburg, PA					ZIP COD	E 16217
Type of Debtor (Form of Organization) (Check one box.)  Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. Corporation (includes LLC and LLP) Partnership Other (If debtor is not one of the above entities, check this box and state type of entity below.)	Nature of Busi (Check one box)  Health Care Business Single Asset Real Estate U.S.C. § 101(51B)  Railroad Stockbroker Commodity Broker Clearing Bank Other  Tax-Exempt E (Check box, if appl under Title 26 of the Ur Code (the Internal Reve	te as defined in 11  Entity  Dicable)  organization  United States	Chapter 7 Chapter 9 Chapter 11 Chapter 12 Chapter 13 Chapter 13	Nature of (Check one imarily consumer ed in 11 U.S.C. "incurred by an rimarily for a mily, or house-	(Check on Chapter 15 Recognition Main Proce Chapter 15 Recognition Nonmain Processes box)	e box) Petition for n of a Foreign
Filing Fee (Check one box)		Check one		Chapter 11 Debtor	rs	
<ul> <li>✓ Full Filing Fee attached</li> <li>☐ Filing Fee to be paid in installments (applicable to indisigned application for the court's consideration certifying unable to pay fee except in installments. Rule 1006(b):</li> <li>☐ Filing Fee waiver requested (applicable to chapter 7 in attach signed application for the court's consideration.</li> </ul>	ng that the debtor is See Official Form 3A. dividuals only). Must	Debtor Check if: Debtor insiders Check all a	is a small business of is not a small busines of is aggregate noncont is or affiliates) are le	debtor as defined in 1 less debtor as defined i less debtor as defined i lingent liquidated debto as than \$2,190,000.	in 11 U.S.C	C. § 101(51D).
Statistical/Administrative Information  Debtor estimates that funds will be available for distril  Debtor estimates that, after any exempt property is exe expenses paid, there will be no funds available for dist	cluded and administrative	·S.				THIS SPACE IS FOR COURT USE ONLY
Estimated Number of Creditors						
1- 50- 100- 200- 1,000- 49 99 199 999 5,000	5,001- 10,001- 25,0 10,000 25,000 50,0	001- 50,001- 000 100,000	Over 100,000			
\$50,000 \$100,000 \$500,000 \$1 to \$10 million million		to \$500	500,000,001 to \$1 billion	More than \$1 billion		
Estimated Liabilities	to \$50 to \$100	to \$500	\$500,000,001 to \$1 billion	More than \$1 billion		

Voluntary Petition (This page must be completed and filed in every case)						
All Prior Bankruptcy Cases Filed Within La	st 8 Years (If more than two, attach additional sheet.)					
Location	Case Number:	Date Filed:				
Where Filed: NONE Location	Case Number:	Date Filed:				
Where Filed:  Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet)						
Name of Debtor:	Case Number:	Date Filed:				
NONE						
District:	Relationship:	Judge:				
Exhibit A  (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.)  Exhibit A is attached and made a part of this petition.	Exhibit B  (To be completed if debtor is an individual whose debts are primarily consumer debts)  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 have delivered to the debtor the notice required by 11 U.S.C. § 342(b).  X Not Applicable					
	Signature of Attorney for Debtor(s)	Date				
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.						
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						
Information Regarding the Debtor - Venue (Check any applicable box)						
Debtor has been domiciled or has had a residence, principal place preceding the date of this petition or for a longer part of such 180 of	of business, or principal assets in this District for 180 da days than in any other District.	ys immediately				
There is a bankruptcy case concerning debtor's affiliate. general pa	artner, 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 entire monetary default that gave rise to the judgment for possession	— — — — — — — — — — — — — — — — — — —					
Debtor has included in this petition the deposit with the court of ar filing of the petition.	ny rent that would become due during the 30-day period	after the				
Debtor certifies that he/she has served the Landlord with this certifies	Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).					

#### B 1 (Official Form 1) (1/08) Voluntary Petition Name of Debtor(s): (This page must be completed and filed in every case) Clarion River Lodge, Inc. **Signatures** Signature(s) of Debtor(s) (Individual/Joint) Signature of a Foreign Representative I declare under penalty of perjury that the information provided in this petition is true 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 correct. [If petitioner is an individual whose debts are primarily consumer debts and has and that I am authorized to file this petition. chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 (Check only one box.) or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. I request relief in accordance with chapter 15 of Title 11, United States Code. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I Certified Copies of the documents required by § 1515 of title 11 are attached. have obtained and read the notice required by 11 U.S.C. § 342(b). Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the Chapter of title 11 specified in the petition. A certified copy of the I request relief in accordance with the chapter of title 11, United States Code, specified order granting recognition of the foreign main proceeding is attached. in this petition. X Not Applicable X Not Applicable (Signature of Foreign Representative) Signature of Debtor X Not Applicable (Printed Name of Foreign Representative) Signature of Joint Debtor Telephone Number (If not represented by attorney) Date Date Signature of Attorney Signature of Non-Attorney Petition Preparer x /s/ Gary V. Skiba I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined Signature of Attorney for Debtor(s) 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 Gary V. Skiba, Esq Bar No. 18153 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 Printed Name of Attorney for Debtor(s) / Bar No. 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, The McDonald Group, L.L.P. as required in that section. Official Form 19 is attached. 456 West Sixth Street Erie, PA 16507 Not Applicable Address Printed Name and title, if any, of Bankruptcy Petition Preparer (814)456-3840 (814)456-5318 Social-Security number (If the bankruptcy petition preparer is not an individual, state Telephone Number the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) 1/7/2010 \*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a Address certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect. X Not Applicable 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 Date Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above. The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition. 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 X s/ Ellen C. O'Day individual. Signature of Authorized Individual If more than one person prepared this document, attach to the appropriate official form for each person. Ellen C. O'Day Printed Name of Authorized Individual 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 President both. 11 U.S.C. § 110; 18 U.S.C. § 156. Title of Authorized Individual

1/7/2010 Date

#### **United States Bankruptcy Court**

#### Western District of Pennsylvania

In re:	Case No. Chapter	11
Clarion River Lodge, Inc.		
STATEMENT REGARDING AUTHORITY TO SIGN AND	FILE P	ETITION
I, Ellen C. O'Day, declare under penalty of perjury that I am the President of Clarion River Lo and that on 01/07/2010 the following resolution was duly adopted by the Ellen C. O'Day of this Co	odge, Inc., a orporation:	Pennsylvania Corporation
"Whereas, it is in the best interest of this Corporation to file a voluntary petition in the Unite Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;	ed States	
Be It Therefore Resolved, that Ellen C. O'Day, President of this Corporation, is authorized a documents necessary to perfect the filing of a Chapter 11 voluntary bankruptcy case on behalf		
Be It Further Resolved, that <b>Ellen C. O'Day</b> , <b>President</b> of this Corporation, is authorized and proceedings on behalf of the Corporation, and to otherwise do and perform all acts and deeds a necessary documents on behalf of the Corporation in connection with such bankruptcy case; an	and to exect	appear in all bankruptcy ite and deliver all
Be It Further Resolved, that Ellen C. O'Day, President of this Corporation, is authorized and attorney and the law firm of The McDonald Group, L.L.P. to represent the Corporation in such ba	directed to nkruptcy ca	employ <b>Gary V</b> . <b>Skiba, Esq</b> se."

Signed: s/ Ellen C. O'Day
Ellen C. O'Day

Executed on: 1/7/2010

# United States Bankruptcy Court Western District of Pennsylvania

In re Clarion River Lodge, In	In re Clarion River Lodge, Inc.		Case No.			
	Debtor	Cha	pter <u>11</u>	<del></del>		
LIST OF CRE	DITORS HOLDING 2	20 LARGEST	UNSECURE	D CLAIMS		
(1) Name of creditor and complete mailing address	(2)  Name, telephone number and complete mailing address, including zip code, of	(3)  Nature of claim (trade debt, bank loan, gov-	(4) Indicate if claim is contingent, unliquidated,	<b>(5)</b> Amount of claim [if secured also state value of		
including zip code	employee, agent, or department of creditor familiar with claim who may be contacted	ernment contract, etc.)	disputed or subject to setoff	security]		
Martha Fye 185 Coleman Run Cooksburg, PA 16217				\$36,000.00		
Marta Baumann 3029 Ironwood Circle Jeanette, PA 15644				\$30,000.00		
C A Curtze Co., Inc. 1717 E. 12th St. Erie, PA 16511				\$20,287.42		
PA Department of Revenue Attn.: Marianna McKeen 448 West 11th Street Erie, PA 16501				\$25,000.00		
Alexander, Garbarino, Neely & Hindman 415 Wood Street Clarion, PA 16414				\$11,959.43		
Ron Ramer, CPA 1505 3rd Street Beaver, PA 15009				\$16,400.00		

In re Clarion River Lodge, Inc.		Case No.
	Debtor	Chapter 11

#### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(2) (4) (5) (1) (3) Name, telephone number and complete mailing address, Name of creditor Nature of claim Indicate if claim Amount of claim is contingent, (trade debt, [if secured also and complete including zip code, of unliquidated, bank loan, govstate value of mailing address employee, agent, or department of creditor familiar with ernment contract, disputed or security] including zip code etc.) subject to setoff claim who may be contacted **United Electric** \$5,545.00 Attn.: Paula Snell PO Box 688 **DuBois, PA 15801** Clarion River Gas/Orwell \$4,520.85 **Natural Gas** PO Box 46 Mentor, OH 44060 Internal Revenue Service \$18,000.00 PO Box 217 Bradford, PA 16701 Verizon \$1,615.41 PO Box 660748 Dallas, TX 75266-0748 Atkinson Fire Safety, Inc. \$858.40 804 Main Street Rimers burg, PA 16248

Veolia ES Solid Waste of PA 6330 Route 219 Brockway, PA 15824

\$834.96

In re	Clarion River Lodge, Inc.		, Case No.		
		Debtor	Chapter	11	

#### LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(1)

Name of creditor and complete mailing address including zip code (2)

Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted

(3)

Nature of claim (trade debt, bank loan, government contract, (4)

Indicate if claim is contingent, unliquidated, disputed or subject to setoff (5)

Amount of claim [if secured also state value of security]

American Heritage Life Ins. Co. PO Box 650514 Dallas, TX 75265-0514 \$384.48

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

I, Ellen C. O'Day, 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:	1/7/2010	Signature:	s/ Ellen C. O'Day
			Ellen C. O'Day ,President (Print Name and Title)

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.

#### IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE:

CLARION RIVER LODGE, INC.,

Debtor

: BANKRUPTCY NO. 10-

: CHAPTER NO. 11

### STATEMENT AND DOCUMENTATION APPENDED TO VOLUNTARY PETITION IN SMALL BUSINESS CASE

- 1. The debtor's latest federal income tax return, Form 1120S for 2008, is attached hereto.
  - 2. The debtor's latest balance sheet is attached hereto.
- 3. A statement of operations and cash flow for the next twelve months has been prepared and is attached hereto.

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

Respectfully submitted,

Ellen C. O'Day

President

Clarion River Lodge, Inc.

11:23 AM 01/07/10 Accrual Basis

### Clarion River Lodge, Inc. Balance Sheet for Management Use Only As of December 31, 2009

	Dec 31, 09
ASSETS	
Current Assets	
Checking/Savings	
Checking- Suites	-34,760.89
Total Checking/Savings	-34,760.89
Other Current Assets	<b>4</b> 0.
A/R- Ellen	191,092.34
A/R- Management Fees	4,043.78
Credit Cards Receivable	4,040.10
Visa/Mastercard	2,127.64
Total Credit Cards Receivable	<del></del>
l otal Credit Cards Receivable	2,127.64
Inventory	3,004.76
Loan Rec/Pay- Riverview	3,300.27
Undeposited Funds	44.25
Total Other Current Assets	203,613.04
Total Current Assets	168,852.15
Fixed Assets	
	-69,120.80
Accumulated Depreciation Equipment	36,271.28
Furniture	17,152.44
Leasehold Improvements	34,806.68
Vehicle	27,606.67
Total Fixed Assets	-
Fotal Fixed Assets	46,716.27
TOTAL ASSETS	215,568.42
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Accounts Payable	
Accounts Payable	108,853.12
Total Accounts Payable	108,853.12
Other Current Liabilities	·
Accrued Payroll Taxes	
Federal & FICA w/h	24,160.18
FUTA	1,591.93
Local w/h	1,594.23
PUC w/h	7,568.10
State w/h	1,120.19
Total Accrued Payroll Taxes	36,034.63
	0 705 00
Capital Stock Tax Payable	2,705.00

11:23 AM 01/07/10 Accrual Basis

### Clarion River Lodge, Inc. Balance Sheet for Management Use Only As of Becember 31, 2009

·	73 01 Bec 31, 09e.
Gift Certificates	19,328.73
Hotel Excise Tax Payable	22,249.61
Loan Payable- Spa	-8,184.80
Loan Payable- Sweet Basil	-59.12
Room Deposits	43,105.35
Sales Tax Payable	16,526.48
Total Other Current Liabilities	131,705.88
	•
Total Current Liabilities	240,559.00
Long Term Liabilities	
Loan Payable- Comm. 1st	30,501.14
Loan Payable- Escalade	18,838.41
Total Long Term Liabilities	49,339.55
Total Liabilities	289,898.55
Equity	
Common Stock	300.00
Distribution of Earnings	-10,000.00
Retained Earnings	-25,545.95
Net Income	-39,084.18
Total Equity	-74,330.13
TOTAL LIABILITIES & EQUITY	215,568.42

	January	February	March	April	May	June	July
LODGING SALES-	0	0	0	0		3500	1500
Cabana Catering Bar Income	0			0			1500
Catering Income	0			0			3000
Coupons	-180Ò			-80			0
Food Sales	11096			10250			27500
Lodging Income	5100						20140
Misc. Non Taxable	0				12525		1300
Pub Slaes	2600	4250	5950	2254	6200	5200	7850
Total Lodge Sales	16996	27027	44023	18074		49650	62790
Total Sales	16996	27027	44023	18074	66739	49650	62790
Cost of Goods Sold							
Beer/Liquor	780	1275	1785	676.2	2060	1565	2355
Food Purchases	3328.8						8250
Liquor Purchases	00						
niquot i utottuoso							
Total COG's	4108.8	6653.1	5595	3751.2	9129.2	7715	10605
Gross Profit							
Expense							
Advertising .	2000	)					
Auto Expense	800						
Bank Charges	10000	)					
Cash Over/Short	C	)					
Casual Labor	2500	)					
cleaning Supplies	2000	)					
Contributions	(	)					
<b>Credit Card Fees</b>	15400	)					
Depreciation Expense							
Dues & Subscriptions							
Equipment Rental	15000						
Fuel	5000						
Hotel Supplies	3300	)					•
Insurance					•		
Auto	2688	3					
General Liability	1450						
Officer Life Insurance							



August	September	October	November	December	Total
C	2500	0	0	0	7500
C	1200	0	0	0	5200
C	1500	0	0	0	7500
-510	0	0	0	-50	-7820
33500	24564	29564	13500	15000	240601
20000	23191	27500	6500	4200	170881
1000	350	350	500	0	17175
7525	7700	6200	3100	3750	62579
61515	61005	63614	23600	22900	503616
61515	61005	63614	23600	22900	503616
·					
2257	2310	1860	930	1125	18978.2
10050	7369.2	8868.2	4050	4500	71898.5
					18000
12307	9679.2	10728.2	4980	5625	108876.7

$\gamma$

Workmen's Compensa	4000
	75
Total Insurance	25763
License/Permits	225
Lounge Entertainment	1000
Meals	0
Miscellaneous	0
Off Road Fuel	3500
Office Expense	1500
Payroll Processing	3450
Penalties	2200
Petty Cash	250
Postage	900
Professional Fees	0
Accounting	15550
Legal Fees	0
Professional Fees	0
Total Professional Fees	15550
Refuse and Pest Contro	2200
Rent	4500
Repairs & Maintenance	13000
Restaurant Supples	4100
Taxes	
Capital Stock Tax	0
Payroll Tax Expense	24000
Property Tax	10000
Troperty Tax	
Telephone	10500
Utilities	
Cable	1200
electric	29000
Gas	12000
Total Utilies	42200
Wages	
Tips	-18000
Wages- Other	165000



TOTAL WAGES 147000 Total Expense 294000

Net Ordinary Income

Other Income/Expenses

Management Fee 50000 Other Income 13000

Total Other Income 63000

Other expenses 0

Interest Expense 13000

Total Other Expenses 13000

Net Other Income

## UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF PENNSYLVANIA

Debtor	Chapter <u>11</u>
VERIFICATION	N OF CREDITOR MATRIX
aster Mailing List of creditors, co	orney if applicable, do hereby certify under penalty of perjury that onsisting of sheet(s) is complete, correct and consistent with the y Rules and I/we assume all responsibility for errors and omissions.
010	Signed: <u>s/ Ellen C. O'Day</u> Ellen C. O'Day
ary V. Skiba r V. Skiba, Esq ney for Debtor(s) o.: 18153 McDonald Group, L.L.P. West Sixth Street pA 16507	
	named debtor(s), or debtor's attended to the ster Mailing List of creditors, coules pursuant to Local Bankruptor of the steril o

E-mail address: gskiba@tmgattys.com