

# United States Bankruptcy Court Eastern District of New York

## Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle): <b>Synergy International Optronics LLC</b>	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): <b>FKA SIOllc; FKA Selectron International Optronics</b>	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) <b>76-0726775</b>	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): <b>3 W. Beech Street Islip, NY</b>	Street Address of Joint Debtor (No. and Street, City, and State):
ZIP Code <b>11751</b>	ZIP Code
County of Residence or of the Principal Place of Business: <b>Suffolk</b>	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address):	Mailing Address of Joint Debtor (if different from street address):
ZIP Code	ZIP Code

Location of Principal Assets of Business Debtor  
(if different from street address above):

<b>Type of Debtor</b> (Form of Organization) (Check one box) <ul style="list-style-type: none"> <li><input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i></li> <li><input checked="" type="checkbox"/> Corporation (includes LLC and LLP)</li> <li><input type="checkbox"/> Partnership</li> <li><input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)</li> </ul>	<b>Nature of Business</b> (Check one box) <ul style="list-style-type: none"> <li><input type="checkbox"/> Health Care Business</li> <li><input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B)</li> <li><input type="checkbox"/> Railroad</li> <li><input type="checkbox"/> Stockbroker</li> <li><input type="checkbox"/> Commodity Broker</li> <li><input type="checkbox"/> Clearing Bank</li> <li><input checked="" type="checkbox"/> Other</li> </ul>	<b>Chapter of Bankruptcy Code Under Which the Petition is Filed</b> (Check one box) <ul style="list-style-type: none"> <li><input type="checkbox"/> Chapter 7</li> <li><input type="checkbox"/> Chapter 9</li> <li><input checked="" type="checkbox"/> Chapter 11</li> <li><input type="checkbox"/> Chapter 12</li> <li><input type="checkbox"/> Chapter 13</li> <li><input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding</li> <li><input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding</li> </ul>
<b>Tax-Exempt Entity</b> (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).		<b>Nature of Debts</b> (Check one box) <ul style="list-style-type: none"> <li><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."</li> <li><input checked="" type="checkbox"/> Debts are primarily business debts.</li> </ul>

<b>Filing Fee</b> (Check one box) <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Full Filing Fee attached</li> <li><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.</li> <li><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.</li> </ul>	<b>Chapter 11 Debtors</b> Check one box: <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).</li> <li><input type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).</li> </ul> Check if: <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000.</li> </ul> Check all applicable boxes: <ul style="list-style-type: none"> <li><input type="checkbox"/> A plan is being filed with this petition.</li> <li><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).</li> </ul>
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### Statistical/Administrative Information

- ☒ Debtor estimates that funds will be available for distribution to unsecured creditors.  
☐ 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 type="checkbox"/> 1-49	<input checked="" 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
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#### 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
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#### 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 checked="" type="checkbox"/> \$500,001 to \$1 million	<input 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
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THIS SPACE IS FOR COURT USE ONLY

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

Name of Debtor(s):

**Synergy International Optronics LLC****All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet)**

Location Where Filed: <b>- None -</b>	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: <b>- None -</b>	Case Number:	Date Filed:
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 delivered to the debtor the notice required by 11 U.S.C. §342(b).

**X** \_\_\_\_\_  
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.  
☒ 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(f)).

**Voluntary Petition**

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

Name of Debtor(s):

**Synergy International Optronics LLC****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 Attorney\*****X /s/ Kenneth M. Lewis**

Signature of Attorney for Debtor(s)

**Kenneth M. Lewis**

Printed Name of Attorney for Debtor(s)

**Lewis Law PLLC**

Firm Name

**120 Bloomingdale Road**  
**Suite 100**  
**White Plains, NY 10605**

Address

Email: [klewis@lewispllc.com](mailto:klewis@lewispllc.com)

(914) 761-8400 Fax: (914) 761-6316

Telephone Number

**March 31, 2010**

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 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/ Richard Heathcote**

Signature of Authorized Individual

**Richard Heathcote**

Printed Name of Authorized Individual

**President and Chief Executive Officer**

Title of Authorized Individual

**March 31, 2010**

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 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.

LEWIS LAW PLLC  
Attorneys for the Debtor  
and Debtor in Possession  
120 Bloomingdale Road  
Suite 100  
White Plains, NY 10605  
(914) 761-8400  
klewis@lewispllc.com  
Kenneth M. Lewis

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
In re

SYNERGY INTERNATIONAL  
OPTRONICS LLC,

Case No.

Debtor.  
-----X

**LOCAL RULE 1007-4 DECLARATION**

Richard Heathcote declares the following to be true and correct, under the penalty of perjury, pursuant to 28 U.S.C. § 1746:

1. I am the President and Chief Executive Officer of Synergy International Optronics LLC, formerly known as SIOllc or Selectron International Optronics (the “Debtor”), the Debtor named in the above-captioned proceeding.
2. I am authorized to submit this declaration pursuant to Rule 1007-4 of the Local Rules of this Court in support of the Debtor’s petition for relief under chapter 11 of the Bankruptcy Code.
3. The Debtor is a small business debtor within the meaning of section 101(51D) of the Bankruptcy Code.
4. The Debtor is a manufacturer of sensitive protective filters and sighting

systems, among other things, used by the United States military in its operations in Iraq and Afghanistan.

5. In or about October, 2003, the Debtor inured to the benefit of a lease for certain property located at 3 Beech Street in Islip, New York (the "**Premises**"), for its production facility, from Selectron Industrial Co. ("**Selectron**"). After its expiration, the Debtor continued to occupy the Premises and pay rent to Selectron with Selectron's consent.

6. On or about June 13, 2006, Selectron commenced an action in the First District Court in Suffolk County, which action was transferred to the Fifth District Court, to remove the Debtor from the Premises and to recover \$15,708.16 in back rent allegedly due. A 30-day notice to vacate was served upon the Debtor.

7. On August 9, 2006, Selectron and the Debtor entered into a Stipulation of Settlement, which provided for a judgment for \$31,416.32 for rent due from May through August, 2006, and a warrant of eviction, which was stayed until October 31, 2006. The Stipulation further provided that the Debtor would pay rent in the usual amount of \$7,854.08 per month until it vacated the Premises.

8. Subsequently, in a related case in the United States District Court for the Central District of California, the parties entered into a Stipulation for Settlement to resolve the claims that had been made in that action, which principally involved issues of ownership of the stock and business of the Debtor and a related entity and of sums allegedly due. As part of that settlement agreement, dated September 20, 2006, the Debtor and I, as President, agreed to pay to Selectron the sum of \$1,500,000 upon the close of title for the sale of the Premises. The agreement further provided that pending close of title, Selectron shall stay (or cease) any eviction proceedings presently pending, but solely on condition that the remaining terms and conditions

set forth therein remain ongoing and not stalled or in default. The agreement further provided Selectron International Optronics, LLC, to change its name to SIOllc.

9. Consistent with that subsequent settlement agreement, Selectron agreed not to execute the eviction warrant pending the finalization of the settlement agreement.

10. A dispute arose thereafter between the parties as to the extent of the property to be conveyed by Selectron to the Debtor under the September 20, 2006, settlement agreement. The initial issue in dispute was whether that property included an address at "0 Beech Street" or whether it was limited to the "3 Beech Street" location specified in the settlement agreement. Although the Debtor's position is that it seeks only the transfer of the specified 3 Beech Street location and not the 0 Beech Street location, a separate dispute as to the enforceability of the settlement agreement is currently being litigated by the parties. An arbitrator indicated that the agreement would be enforceable, but a Magistrate Judge thereafter ruled against its enforceability. The United States Court of Appeals for the Ninth Circuit thereafter affirmed that decision.

11. In addition, in May, 2007, the Debtor initiated an action in New York State Supreme Court, Suffolk County, against Selectron and its principal Tai Ham. The complaint therein seeks to establish ownership of the subject premises and to compel Selectron to convey title pursuant to the September 20, 2006, settlement agreement. A notice of pendency has been filed as to the subject premises at 3 Beech Street. No motion seeking dismissal or summary judgment has been filed by Selectron and the Suffolk County action remains pending.

12. Despite the foregoing, Selectron submitted an application to the lower court for a judgment and warrant of eviction. The Debtor opposed the application based upon its claim of ownership of the subject premises and the pendency of the litigation in California and Suffolk

County to establish such ownership, based upon the parties' September 20, 2006 settlement agreement.

13. Without conducting any inquiry or hearing, the lower court entered the requested judgment and issued a warrant of eviction without a stay to effect the removal of the Debtor based upon the initial stipulation. It disregarded the subsequent September 20 agreement as well as the ongoing litigation concerning it.

14. An appeal ensued before the Appellate Term, Second Department, which affirmed the lower court's judgment. A motion for leave to appeal to the Appellate Division has been filed and that court has stayed the eviction proceedings pending the hearing and determination of that application.<sup>1</sup> Debtor's counsel has been informed that the Appellate Division will be issuing a decision denying the application.

15. Due to the nature of the Debtor's manufacturing, and resulting environmental concerns, the Debtor requires a facility that is attached to the sewer system. This drastically reduces the number of possible sites from which the Debtor can operate. In addition, any manufacturing facility must meet certain security concerns due to the extreme sensitivity of the Debtor's work with the U.S. Army and Marines and the need to retain a trained workforce capable of supporting our national defense.

16. The Debtor has identified and is currently in discussions with two different prospective landlords with respect to a new facility. It expects to reach closure within the next few weeks. Upon finalizing a lease transaction, the Debtor will need approximately 120 days to move its operations. This is due to the fact that the Debtor operates very expensive and sensitive

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<sup>1</sup> The conditions set by the Court for the stay to remain in force, i.e. the payment of rent and the timely perfection of this appeal, have been satisfied.

machinery, and dismantling and rebuilding such equipment is both expensive and time consuming.

17. The Debtor intends to vacate and surrender possession of the Premises as soon as it moves into new facilities.

18. The Debtor is also a defendant in an action that was commenced by L-3 Communications Corp and L-3 Cincinnati Electronics Corp in the New York Supreme Court, Suffolk County. The plaintiffs are seeking damages against the Debtor, as well as certain other defendants, alleging breach of contract and other causes of action.

19. No committee was organized prior to the commencement of the case.

20. Unless otherwise indicated, the financial information contained herein is unaudited.

21. Pursuant to Bankruptcy Rule 1007(d) and Local Bankruptcy Rule 1007-4(a)(v), annexed hereto as Exhibit "A" is a list containing the names, addresses, telephone numbers, names of person familiar with the Debtor's account, and the amount of the 20 largest unsecured creditors, excluding those persons who come within the definition of "insider" set forth in section 101(31) of the Bankruptcy Code, and 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.

22. Pursuant to Local Bankruptcy Rule 1007-4(a)(vi), the Debtor is required to submit a list containing the names and addresses of the holders of the five largest secured claims against the Debtor. There are no secured creditors.

23. Pursuant to Local Bankruptcy Rule 1007-4(a)(vii), the Debtor is required to file with its chapter 11 petition a summary of its assets and liabilities. The Debtor's assets



consist of accounts receivable valued at approximately \$1.3 million, machinery valued at approximately \$1 million, and inventory (including work in progress) valued at approximately \$2.9 million. The Debtor's liabilities consist of unsecured trade debt aggregating approximately \$700,000.

24. Pursuant to Local Bankruptcy Rule 1007-4(a)(viii), the Debtor is required to file with its chapter 11 petition a list setting forth the number and classes of shares of stock, debentures or other securities of the Debtor that are publicly held. None of the Debtor's stock is publicly held.

25. Pursuant to Local Bankruptcy Rule 1007-4(a)(ix), the Debtor is required to file with its chapter 11 petition a list of the Debtor's property in the possession or custody of any custodian, public officer, mortgagee, pledgee, assignee of rents, or secured creditor, or any agent for any such person. None of the Debtor's property is in the possession or custody of such persons.

26. Pursuant to Local Bankruptcy Rule 1007-4(a)(x), all of the Debtor's operations are conducted at the Premises.

27. Pursuant to Local Bankruptcy Rule 1007-4(a)(xi), the Debtor is required to set forth the location of its significant assets, the location of its books and records, and the nature, location and value of any assets held outside the territorial limits of the United States. The Debtor's significant assets are located at the Premises. None of its assets are held outside the territorial limits of the United States. Its books and records are located at the Premises.

28. Pursuant to Local Bankruptcy Rule 1007-4(a)(xii), the Debtor is required to set forth a description of the nature and present status of each action or proceeding pending or threatened against the Debtor or its property where a judgment against the Debtor or a seizure of

its property may be imminent. As discussed earlier, the Debtor is a party to an action pursuant to which Selectron is seeking to evict the Debtor from the Premises. Upon an unfavorable ruling by the Appellate Division, Selectron believes that absent this filing, an eviction from the Premises may be imminent.

29. Pursuant to Local Bankruptcy Rule 1007-4(a)(xiii), the Debtor's senior management consists of Richard Heathcote, the President and Chief Executive Officer, and Robert Tartaglia, the Vice President. Mr. Heathcote is responsible for sales and the overall management of the Debtor, while Mr. Tartaglia is responsible for manufacturing.

30. Pursuant to Local Bankruptcy Rule 1007-4(a)(xiv), the Debtor is required to set forth the estimated amount of the weekly payroll to employees (exclusive of officers, directors, stockholders partners and members) for the 30-day period following the filing of the chapter 11 petition. Such amount is approximately \$155,879.00.

31. Pursuant to Local Bankruptcy Rule 1007-4(a)(xv), the Debtor is required to set forth the amounts proposed to be paid to the officers and directors during the 30-day period following the filing of the chapter 11 petition. Such amount is approximately \$26,000. In addition, the Debtor has retained Quagliata & Associates as its business consultant, which receives a monthly retainer of \$3,500.

32. Pursuant to Local Bankruptcy Rule 1007-4(a)(xvi), the Debtor is required to set forth its estimated cash receipts and disbursements, net cash gain or loss, and obligations and receivables expected to accrue but remain unpaid, other than professional fees. The Debtor anticipates cash receipts of \$1.3 million and cash disbursements of approximately \$700,000. It estimates accrued obligations and receivables of approximately \$1.3 million and \$771,000, respectively.

33. A certificate of the corporate resolutions of the Debtor authorizing the filing of its chapter 11 petition is annexed hereto as Exhibit "B".

34. A list of the Debtor's equity security holders is annexed as Exhibit "C".

35. A copy of the Debtor's 2008 federal tax return is annexed as Exhibit "D". Included in the return are the Debtor's balance sheet and a statement of operations.

36. A copy of the Debtor's cash flow statement for the year ended December 31, 2009 is annexed as Exhibit "E".

#### **Conclusion**

37. The Debtor believes that, given the opportunity, it will be able to propose, confirm and consummate a plan of reorganization that will be in the best interests of its estate and all of its creditors.

Executed on March 31, 2010

/s/ Richard Heathcote  
Richard Heathcote

Exhibit A

**United States Bankruptcy Court**  
**Eastern District of New York**

In re Synergy International Optonics LLC

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) <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>
Arbor Industries USA Inc 101 Donimoin Boulevard Ronkonkoma, NY 11779	Don Arbor Industries USA Inc 101 Donimoin Boulevard Ronkonkoma, NY 11779 631-738-9600	trade debt		4,655.30
Argus International Ltd 108 Whispering Pines Dr Scotts Valley, CA 95066-4792	Brian Morrissey Argus International Ltd 108 Whispering Pines Dr Scotts Valley, CA 95066-4792 831-461-4701	trade debt		6,133.00
Basic Rubber & Plastic 8700 Boulder Court 248-360-7400 Walled Lake, MI 48390	Basic Rubber & Plastic 8700 Boulder Court 248-360-7400 Walled Lake, MI 48390	trade debt		3,576.75
Boose Aluminum Foundry PO Box 261 Reamstown, PA 17567-0261	Bonnie Boose Aluminum Foundry PO Box 261 Reamstown, PA 17567-0261 717-336-5581	trade debt		26,131.65
Callaghan Lucerino & Assoc 28 Manor Rd Second Floor Smithtown, NY 11787	Pat Lucerino Callaghan Lucerino 28 Manor Rd Second Floor Smithtown, NY 11787 631-551-0100	trade debt		18,000.00
Calypso Resource Inc 10 Madonna St Natick 01760	Michael Geller Calypso Resource Inc 10 Madonna St Natick 01760 508-720-0614	trade debt		25,200.00
Hermetic Seal Corp PO Box 79062 City of Industry, CA 91716-9062	Hermetic Seal Corp PO Box 79062 City of Industry, CA 91716-9062 626-443-8931	trade debt		4,878.75

**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>
Jac Machining 150 Central Avenue Farmingdale, NY 11735	Jac Machining 150 Central Avenue Farmingdale, NY 11735 631-752-7811	trade debt		2,556.00
Leap Frog Computers P.O. Box 65 Middle Island, NY 11953	Chris Tyson Leap Frog Computers P.O. Box 65 Middle Island, NY 11953 631-610-8970	trade debt		2,530.00
New Yorker Electronics 209 Industrial Parkway Northvale, NJ 07647	New Yorker Electronics 209 Industrial Parkway Northvale, NJ 07647 914-698-7600	trade debt		3,565.50
Nivi Systems Industries PO Box 95000-3345 Philadelphia, PA 19195-0001	Nivi Systems Industries PO Box 95000-3345 Philadelphia, PA 19195-0001 480-970-3222	trade debt		194,160.00
PTE Inc 1365 Akron St 631-842-5225-Mary Copiague, NY 11726	PTE Inc 1365 Akron St 631-842-5225-Mary Copiague, NY 11726	trade debt		30,331.00
Renwil Machine Corp 2612 SW 25th Street Cape Coral, FL 33914	Bill Baggot Renwil Machine Corp 2612 SW 25th Street Cape Coral, FL 33914 239-541-9393	trade debt		33,084.00
Ruoff & Sons Inc 1030 Rose Avenue P.O. Box 320 Runnemede, NJ 08078-0320	Al Ruoff Ruoff & Sons Inc 1030 Rose Avenue P.O. Box 320 Runnemede, NJ 08078-0320 856-931-2064	trade debt		277,392.60
Skyline Precision Mfg Inc 379 Sheffield Ave North Babylon, NY 11704	Stan Skyline Precision Mfg Inc 379 Sheffield Ave North Babylon, NY 11704 631-321-4440	trade debt		9,744.80
Specialized Prod & Servi 12 Woodstream Court New Hartford, NY 13413-0637	Gary Wileczka Specialized Prod & Servi 12 Woodstream Court New Hartford, NY 13413-0637 315-525-9378	trade debt		17,000.00
Technical Nameplate Corp Post Office Box 1687 92 First Street Passaic, NJ 07055	Technical Nameplate Corp Post Office Box 1687 92 First Street Passaic, NJ 07055 973-773-4256	trade debt		2,289.90

In re Synergy International Optonics LLC

Debtor(s)

Case No. \_\_\_\_\_

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

(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>
United Lens Company P.O. Box 847288 Boston, MA 02284-7288	Sharon United Lens Company P.O. Box 847288 Boston, MA 02284-7288 508-765-5421	trade debt		4,572.00
United Machining Inc 1595D Smithtown Ave Bohemia, NY 11716	AnnMarie United Machining Inc 1595D Smithtown Ave Bohemia, NY 11716 631-589-6751	trade debt		11,368.60
Universal Photonics Inc 495 West John Street Hicksville, NY 11801	Toni Universal Photonics Inc 495 West John Street Hicksville, NY 11801 516-935-4000	trade debt		2,710.67

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

I, the President and Chief Executive Officer 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 March 31, 2010Signature /s/ Richard Heathcote

Richard Heathcote

President and Chief Executive Officer

*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.





**CERTIFICATE OF CORPORATE RESOLUTIONS OF  
MEMBERS OF SYNERGY INTERNATIONAL OPTRONICS LLC**

The undersigned, the President and Chief Executive Officer of Synergy International Optronics LLC, a New York limited liability company organized under the laws of the State of New York (the "**Company**"), does hereby certify that the following resolutions were duly adopted by the members of Company (the "**Members**"), and they have not been modified or rescinded, and are still in full force and effect on the date hereof:

RESOLVED, that, in the judgment of the Members, it is desirable and in the best interests of the Company, its creditors, employees, and other interested parties that a petition be filed under chapter 11 of the Bankruptcy Code; and it is further

RESOLVED, that Richard Heathcote, as President and Chief Executive Officer of the Company, be, and he hereby is, authorized, empowered and directed, in the name and on behalf of the Company, to execute and verify a petition under chapter 11 of the Bankruptcy Code and to cause the same to be filed in the United States Bankruptcy Court for the Eastern District of New York at such time as he shall determine; and it is further

RESOLVED, that Richard Heathcote, as President and Chief Executive Officer, be, and he hereby is, authorized on behalf of the Company to execute and file all petitions, schedules, lists and other papers and to take any and all action which he may deem necessary or proper in connection with such proceedings under chapter 11 of the Bankruptcy Code; and it is further

RESOLVED, that the law firm of Lewis Law PLLC, 120 Bloomingdale Road, Suite 100, White Plains, NY 10605, is hereby employed as attorneys for the Company in the Company's chapter 11 case; and it is further

RESOLVED, that any and all past actions heretofore taken by Richard Heathcote, the President and Chief Executive Officer, in the name and on behalf of the Company in furtherance of any or all of the preceding resolutions be, and the same hereby are, ratified, confirmed and approved.

IN WITNESS WHEREOF, I have hereunto set my hand this 30 day of March,  
2010.

Synergy International  
Optronics LLC

By: /s/ Richard Heathcote  
Richard Heathcote, President  
and Chief Executive Officer

Exhibit C

**United States Bankruptcy Court  
Eastern District of New York**

In re Synergy International Optronics LLC

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
Laurvina Enterprises LLC 3 W. Beech Street Islip, NY 11751		51%	Member
Triple Nine Holding Corp. 521 Fifth Avenue 24th Floor New York, NY 10175-2499		49%	Member

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

I, the President and Chief Executive Officer 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 March 31, 2010

Signature /s/ Richard Heathcote

**Richard Heathcote  
President and Chief Executive Officer**

*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.



Accssories For Electr  
195-Q Central Avenue  
E Farmingdale, NY 11735-6904

AF Technologies  
2910 Ave F  
Arlington, TX 76011

Air Powered Tools  
142 Freeman Ave  
PO Box 470  
Islip, NY 11751-0470

Airweld  
94 Marine St  
Farmingdale, NY 11735-5690

Aldine Technologies  
PO Box 496  
Carlstadt, NJ 07072-0496

Align Optics  
4700 Hiatus Road  
Suite 144-A  
Sunrise, FL 33351

All Tech Fasteners  
86 South Second Street  
Bay Shore, NY 11706

Arbor Industries USA Inc  
101 Donimoin Boulevard  
Ronkonkoma, NY 11779

Argus International Ltd  
108 Whispering Pines Dr  
Scotts Valley, CA 95066-4792

Assembly-4-U-Corp  
40-M Corbin Avenue  
Bay Shore, NY 11706-1048

B&B Electro-Mechanical  
66D Otis Street  
West Babylon, NY 11704

Basic Rubber & Plastic  
8700 Boulder Court  
248-360-7400  
Walled Lake, MI 48390

Bodner & O'Rourke LLP  
425 Broadhollow Road  
Suite 108  
Melville, NY 11747

Boose Aluminum Foundry  
PO Box 261  
Reamstown, PA 17567-0261

Callaghan Lucerino & Assoc  
28 Manor Rd  
Second Floor  
Smithtown, NY 11787

Calypso Resource Inc  
10 Madonna St  
Natick 01760

Caplugs  
2150 Elmwood Avenue  
Buffalo, NY 14207

Carr Business Systems  
130 Spagnoli Road  
Melville, NY 11747-3502

Emerald Island  
1135 Station Road  
Medford, NY 11763

Federal Express  
PO Box 371461  
Pittsburgh, PA 15250-7461

Fisher Scientific  
PO Box 712480  
Cincinnati, OH 45271-2480

Grainger  
Dept. 807228879  
Palatine, IL 60038-0001

Hayward Quartz Technology  
1700 Corporate Way  
Fremont, CA 94539

Hermetic Seal Corp  
PO Box 79062  
City of Industry, CA 91716-9062

Industrial Fuel LLC  
3712 Route 112  
Coram, NY 11727

Jac Machining  
150 Central Avenue  
Farmingdale, NY 11735

James J. Daw, Jr.  
Steven L. Levitt & Assoc.  
Two Hillside Ave  
Building F  
Williston Park, NY 11596

Judd Paper Company  
P.O. Box 669  
Holyoke, MA 01041

Klarmann Rulings Inc  
480 Charles Bancroft Hwy  
Litchfield, NH 03052

L-3 Cincinnati Electronic  
7500 Innovation Way  
Mason, OH 45040-9699

L-3 Communications  
7500 Innovation Way  
Mason, OH 45040-9699

Leap Frog Computers  
P.O. Box 65  
Middle Island, NY 11953



McMaster-Carr  
PO Box 7690  
Chicago, IL 60680-7690

Michael H. Choi, Esq.  
36-09 Main Street  
Suite 208  
Flushing, NY 11354

MSC Industrial Supply  
Dept. CH 0075  
Palatine, IL 60055-0075

New Yorker Electronics  
209 Industrial Parkway  
Northvale, NJ 07647

Nivi Systems Industries  
PO Box 95000-3345  
Philadelphia, PA 19195-0001

Norland Products Inc  
2540 Route 130  
Building 100  
Cranbury, NJ 08512

Phelly Materials Inc  
93B So. Railroad Ave  
Bergenfield, NJ 07621

Pride Solvents  
P.O. Box 36254  
Newark, NJ 07188-6254

PTE Inc  
1365 Akron St  
631-842-5225-Mary  
Copiague, NY 11726

Renwil Machine Corp  
2612 SW 25th Street  
Cape Coral, FL 33914

Ruoff & Sons Inc  
1030 Rose Avenue  
P.O. Box 320  
Runnemede, NJ 08078-0320

Rutland Tool & Supply  
PO Box 997  
Whittier, CA 90608

Sealing Devices  
4400 Walden Ave  
Lancaster, NY 14086-9751

Selectron Industrial Co.  
901 W. Walnut Street□□□□  
Compton, CA 90220

Skyline Precision Mfg Inc  
379 Sheffield Ave  
North Babylon, NY 11704

Specialized Prod & Servi  
12 Woodstream Court  
New Hartford, NY 13413-0637

Staples  
Dept.00-02324325  
PO Box 6721  
The Lakes, NV 88901-6721

Technical Nameplate Corp  
Post Office Box 1687  
92 First Street  
Passaic, NJ 07055

Uline  
2200 S. Lakeside Dr  
Waukegan, IL 60085

United Lens Company  
P.O. Box 847288  
Boston, MA 02284-7288

United Machining Inc  
1595D Smithtown Ave  
Bohemia, NY 11716

United Parcel Service  
P.O. Box 7247-0244  
Philadelphia, PA 19170-0001

Universal Photonics Inc  
495 West John Street  
Hicksville, NY 11801

Vesco NY  
4 Dexter Street  
Selden, NY 11784

Welfab Inc  
100 Rangeway Road  
N. Billerica, MA 01862

Zenith Solutions Inc  
69-22 Manse Street  
Forest Hills, NY 11375

**United States Bankruptcy Court  
Eastern District of New York**

In re Synergy International Optronics 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 Synergy International Optronics 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:

Laurvina Enterprises LLC  
3 W. Beech Street  
Islip, NY 11751

Triple Nine Holding Corp.  
521 Fifth Avenue  
24th Floor  
New York, NY 10175-2499

☐ None [Check if applicable]

March 31, 2010

Date

/s/ Kenneth M. Lewis

Kenneth M. Lewis

Signature of Attorney or Litigant

Counsel for Synergy International Optronics LLC

Lewis Law PLLC

120 Bloomingdale Road

Suite 100

White Plains, NY 10605

(914) 761-8400 Fax: (914) 761-6316

klewis@lewislpc.com

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

STATEMENT PURSUANT TO LOCAL  
BANKRUPTCY RULE 1073-2(b)

DEBTOR(S): Synergy International Optronics LLC

CASE NO.: \_\_\_\_\_

Pursuant to Local Bankruptcy Rule 1073-2(b), the debtor (or any other petitioner) hereby makes the following disclosure concerning Related Cases, to the petitioner's best knowledge, information and belief:

[NOTE: Cases shall be deemed "Related Cases" for purposes of E.D.N.Y. LBR 1073-1 and E.D.N.Y. LBR 1073-2 if the earlier case was pending at any time within eight years before the filing of the new petition, and the debtors in such cases: (i) are the same; (ii) are spouses or ex-spouses; (iii) are affiliates, as defined in 11 U.S.C. § 101(2); (iv) are general partners in the same partnership; (v) are a partnership and one or more of its general partners; (vi) are partnerships which share one or more common general partners; or (vii) have, or within 180 days of the commencement of either of the Related Cases had, an interest in property that was or is included in the property of another estate under 11 U.S.C. § 541(a).]

☒ NO RELATED CASE IS PENDING OR HAS BEEN PENDING AT ANY TIME.

☐ THE FOLLOWING RELATED CASE(S) IS PENDING OR HAS BEEN PENDING:

1. CASE NO.: \_\_\_\_\_ JUDGE: \_\_\_\_\_ DISTRICT/DIVISION: \_\_\_\_\_

CASE STILL PENDING (Y/N): \_\_\_\_\_ [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): \_\_\_\_\_

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

2. CASE NO.: \_\_\_\_\_ JUDGE: \_\_\_\_\_ DISTRICT/DIVISION: \_\_\_\_\_

CASE STILL PENDING (Y/N): \_\_\_\_\_ [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): \_\_\_\_\_

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

3. CASE NO.: \_\_\_\_\_ JUDGE: \_\_\_\_\_ DISTRICT/DIVISION: \_\_\_\_\_

CASE STILL PENDING (Y/N): \_\_\_\_\_ [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): \_\_\_\_\_

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

(OVER)

DISCLOSURE OF RELATED CASES (cont'd)

**NOTE:** Pursuant to 11 U.S.C. § 109(g), certain individuals who have had prior cases dismissed within the preceding 180 days may not be eligible to be debtors. Such an individual will be required to file a statement in support of his/her eligibility to file.

TO BE COMPLETED BY DEBTOR/PETITIONER'S ATTORNEY, AS APPLICABLE:

I am admitted to practice in the Eastern District of New York (Y/N): Y

CERTIFICATION (to be signed by pro se debtor/petitioner or debtor/petitioner's attorney, as applicable):

I certify under penalty of perjury that the within bankruptcy case is not related to any case now pending or pending at any time, except as indicated elsewhere on this form.

/s/ Kenneth M. Lewis

Kenneth M. Lewis

Signature of Debtor's Attorney

Lewis Law PLLC

120 Bloomingdale Road

Suite 100

White Plains, NY 10605

(914) 761-8400 Fax:(914) 761-6316

\_\_\_\_\_  
Signature of Pro Se Debtor/Petitioner

\_\_\_\_\_  
Signature of Pro Se Joint Debtor/Petitioner

\_\_\_\_\_  
Mailing Address of Debtor/Petitioner

\_\_\_\_\_  
City, State, Zip Code

\_\_\_\_\_  
Area Code and Telephone Number

Failure to fully and truthfully provide all information required by the E.D.N.Y. LBR 1073-2 Statement may subject the debtor or any other petitioner and their attorney to appropriate sanctions, including without limitation conversion, the appointment of a trustee or the dismissal of the case with prejudice.

**NOTE:** Any change in address must be reported to the Court immediately IN WRITING. Dismissal of your petition may otherwise result.