

# Evergreen Builders, LLC

FILED  
Form 1

## Transmittal of Compliance with United States Trustee Operating Requirements for the Period Ended December 31, 2007

2008 Jan 21 AM 11:28  
CLERK U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF OHIO  
AKRON

IN RE: EVERGREEN BUILDERS, LLC Case No.: 07-51263  
Chapter 11 Judge: Marilyn Shea Stonum

As debtor in possession, I affirm:

1. That I have reviewed the financial statements attached hereto, consisting of:

<input checked="" type="checkbox"/>	Operating Statement	(Form 2)
<input checked="" type="checkbox"/>	Balance Sheet	(Form 3)
<input checked="" type="checkbox"/>	Summary of Operations	(Form 4)
<input checked="" type="checkbox"/>	Monthly Cash Statement	(Form 5)
<input checked="" type="checkbox"/>	Statement of Compensation	(Form 6)
<input checked="" type="checkbox"/>	Schedule of In-Force Insurance	(Form 7)

and that they have been prepared in accordance with normal and customary accounting practices, and fairly and accurately reflect the debtor's financial activity for the period stated;

2. That insurance, including workers' compensation and unemployment insurance as described in Section 4 of the Reporting Requirements For Chapter 11 Cases is in effect; and, (If not, attach a written explanation)

YES  NO

3. That all postpetition taxes as described in Sections 1 and 14 of the Operating Instructions and Reporting Requirements For Chapter 11 cases are current and, (If not, attach a written explanation).

YES  NO

4. No professional fees (attorney, accountant, etc.) have been paid without specific court authorization, and (If not, attach a written explanation).

YES  NO

5. All United States Trustee Quarterly fees have been paid and are current?

YES  NO

6. Have you filed your prepetition tax returns?

YES  NO

I hereby certify, under penalty of perjury, that the information provided above and in the attached documents is true and correct.

1/18/08  
Date

CS Deutchman C.O.O.  
Responsible Officer of the Debtor in Possession

C.O.O.  
Title

(330) 762-1881  
Phone

**Evergreen Builders, LLC**  
**Operating Statement**  
**Period Ending December 31, 2007**

Case No. 07-51263  
Form 2

	<u>Current Month</u>	<u>Total Since Filing</u>
<b><u>Revenues:</u></b>		
Other Fee Income	\$0	\$0
Interest Income	\$0	\$0
Other - Sale of Furniture and Equipment	<u>\$0</u>	<u>\$1,578</u>
<b>Total Revenues</b>	<b><u>\$0</u></b>	<b><u>\$1,578</u></b>
<b><u>Expenses:</u></b>		
Officer Compensation	\$0	\$0
Bad Debt Expense	\$0	\$0
Loss on Disposal of Furniture and Equipment	\$27,354	\$43,895
Rent and Lease Expense	\$0	\$0
Depreciation	\$612	\$4,108
Travel and Entertainment	\$0	\$0
Repairs and Maintenance	\$0	\$0
Advertising	\$0	\$0
Supplies, Office Expense, etc.	<u>\$0</u>	<u>\$0</u>
<b>Total Expenses</b>	<b><u>\$27,966</u></b>	<b><u>\$48,003</u></b>
<b>Net Operating Profit (Loss)</b>	<b>(\$27,966)</b>	<b>(\$46,425)</b>
<b><u>Non Operating Income:</u></b>		
Interest Income	\$0	\$865
Other Income	\$0	\$0
<b><u>Non Operating Expenses:</u></b>		
Professional Fees	\$0	\$0
U. S. Trustee Fees	<u>\$83</u>	<u>\$750</u>
<b>Net Income (Loss)</b>	<b><u>(\$28,049)</u></b>	<b><u>(\$46,310)</u></b>

*CS Neutehman C.O.O.*  
Responsible Officer of the Debtor in Possession

1/18/08  
Date

# Evergreen Builders, LLC

Case No. 07-51263

## Balance Sheet

Form 3

Period Ending December 31, 2007

	December 31, 2007 <u>(Current Month)</u>	November 30, 2007 <u>(Current Month)</u>	April 30, 2007 <u>(At Filing)</u>
<b><u>Assets:</u></b>			
Cash	\$250	\$250	\$0
Receivables - (Evergreen Homes)	\$1,037,311	\$1,037,394	\$1,036,856
Note Receivable - (Related Party)	\$21,571	\$21,571	\$20,583
Inventory	\$0	\$0	\$0
Furniture and Software	\$0	\$37,184	\$57,027
Vehicle	\$10,567	\$18,067	\$18,067
Accumulated Depreciation	<u>(\$3,591)</u>	<u>(\$20,309)</u>	<u>(\$20,450)</u>
<b>Total Assets</b>	<b><u>\$1,066,108</u></b>	<b><u>\$1,094,157</u></b>	<b><u>\$1,112,083</u></b>
<b><u>Liabilities:</u></b>			
<b>Postpetition Liabilities:</b>			
Accounts Payable	\$335	\$335	\$0
Accrued Payroll	\$0	\$0	\$0
Accrued Expenses	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<b>Total Postpetition Liabilities</b>	<b><u>\$335</u></b>	<b><u>\$335</u></b>	<b><u>\$0</u></b>
<b>Secured Liabilities:</b>			
Subject to Postpetition	\$0	\$0	\$0
Collateral or Financing Order	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<b>All Other Secured Liabilities</b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>
<b>Prepetition Liabilities:</b>			
Taxes & Other Priority Liabilities	\$0	\$0	\$0
Unsecured Liabilities	\$613,499	\$613,499	\$613,499
Other	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<b>Total Prepetition Liabilities</b>	<b><u>\$613,499</u></b>	<b><u>\$613,499</u></b>	<b><u>\$613,499</u></b>
<b><u>Equity:</u></b>			
Owners Capital	\$7,950	\$7,950	\$7,950
Retained Earnings-Pre Pet.	\$490,635	\$490,635	\$490,635
Retained Earnings Post Pet.	<u>(\$46,310)</u>	<u>(\$18,261)</u>	<u>\$0</u>
<b>Total Equity (Deficit)</b>	<b><u>\$452,275</u></b>	<b><u>\$480,324</u></b>	<b><u>\$498,585</u></b>
<b>Total Liabilities and Equity</b>	<b><u>\$1,066,109</u></b>	<b><u>\$1,094,158</u></b>	<b><u>\$1,112,083</u></b>

CS Neetchman C.O.O.  
Responsible Officer of the Debtor in Possession

1/18/08  
Date

# Evergreen Builders, LLC

Case No. 07-51263

## Summary of Operations

Form 4

Period Ending December 31, 2007

### Schedule of Postpetition Taxes Payable:

	<u>Beginning Balance</u>	<u>Accrued Withheld</u>	<u>Payments Deposits</u>	<u>Ending Balance</u>
<b><u>Income Taxes Withheld:</u></b>				
Federal	\$0	\$0	\$0	\$0
State	\$0	\$0	\$0	\$0
FICA	\$0	\$0	\$0	\$0
Employers FICA	\$0	\$0	\$0	\$0
Local (Akron)	\$0	\$0	\$0	\$0
<b><u>Unemployment Taxes:</u></b>				
FUTA	\$0	\$0	\$0	\$0
SUTA	\$0	\$0	\$0	\$0
<b><u>Taxes:</u></b>				
Personal Property Tax	\$0	\$0	\$0	\$0
Real Estate Taxes	\$0	\$0	\$0	\$0
Workers Comp	\$0	\$0	\$0	\$0
IRS Penalties	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<b>TOTALS</b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>

### Aging of Accounts Receivable and Postpetition Accounts Payable:

<u>Age in Days</u>	<u>0-30 Days</u>	<u>30-60 Days</u>	<u>&gt; 60 Days</u>	<u>Total</u>
Accounts Receivable	\$0	\$127	\$738	\$865
Accounts Payable	\$0	\$0	\$335	\$335

For all Postpetition accounts payable over 30 days old, please attach a sheet listing such account, to whom the account is Owed, the date the account was opened and the reason for the non-payment of the account.

Describe events or factors occurring during this reporting period materially affecting operations and formulation of a plan of reorganization:

NONE

CS Deutchman C.O.O.  
Responsible Officer of the Debtor in Possession

1/18/08  
Date

**Evergreen Builders, LLC**  
**Monthly Cash Statement**  
**Period Ending December 31, 2007**

Case No. 07-51263  
Form 5

**Cash Activity Analysis (Cash Basis only):**

	<u>Bank Account, by type</u>		
	<u>General</u>	<u>Payroll</u>	<u>Taxes</u>
<b>A. Beginning Balance</b>	\$250.00	\$0.00	\$0.00
<b>B. Receipts</b> (Attach Separate Schedule)	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>
<b>C. Balance Available</b>	<b>\$250.00</b>	<b>\$0.00</b>	<b>\$0.00</b>
<b>D. Less Disbursements</b> (Attach Separate Schedule)	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>
<b>E. Ending Balance</b>	<b><u>\$250.00</u></b>	<b><u>\$0.00</u></b>	<b><u>\$0.00</u></b>

(Copies of the most recent reconciled bank statements for each account are attached)

**General Account:**

- 1. Depository Name & Location      Key Bank
- 2. Account Number                      350421004234

**Payroll Account:**

- 1. Depository Name & Location      Key Bank
- 2. Account Number                      N/A

**Tax Account:**

- 1. Depository Name & Location      Key Bank
- 2. Account Number                      N/A

CS Neetchman C.O.O.  
Responsible Officer of the Debtor in Possession

1/18/08  
Date

**Evergreen Builders, LLC**  
**Transactions by Account - General**  
 As of December 31, 2007

Case No. 07-51263

<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Class</u>	<u>Clr</u>	<u>Split</u>	<u>Balance</u>
No Activity								\$250.00
						TOTAL		\$250.00



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**KeyNotes** (con't)

*may apply; please refer to specific account disclosures for details.*

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**Key Business Free Checking 350421004234**

EVERGREEN BUILDERS CASE#07-51263

MANDIE L PUGH TRUSTEE

Beginning balance 11-30-07	\$250.00
<b>Ending balance 12-31-07</b>	<b>\$250.00</b>

# Evergreen Builders, LLC

Case No. 07-51263

## Monthly Statement for

Form 6

### Insider Compensation / Payments For the Period Ending December 31, 2007

The following information is to be provided for each shareholder, officer, director, manager, insider or owner that is employed by the debtor in possession.

Name: (No Employees)

Capacity: \_\_\_\_\_ Shareholder  
\_\_\_\_\_ Owner  
\_\_\_\_\_ Director  
\_\_\_\_\_ Insider

Detail Description of Duties:

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	<u>Monthly</u>
Current Draws	\$0.00
<b>Current Benefits Paid:</b>	
Health Insurance	
Life Insurance	\$0.00
Retirement (401k)	\$0.00
Company Vehicle	\$0.00
Entertainment	\$0.00
Travel	\$0.00
Phone Allowance	<u>\$0.00</u>
<b>Total Benefits Paid</b>	<u>\$0.00</u>
<b>Current Other Payments Paid:</b>	
Rent Paid	\$0.00
Loans	\$0.00
Other	\$0.00
Other	<u>\$0.00</u>
<b>Total Other Payments</b>	<u>\$0.00</u>
<b>Current Total of all Payments</b>	<u>\$0.00</u>

CS Deetchman C.O.O.  
Responsible Officer of the Debtor in Possession

1/18/08  
Date

**Evergreen Builders, LLC**  
**Schedule of In-Force Insurance**  
**Period Ending December 31, 2007**

Case No. 07-51263  
**Form 7**

**Insurance Type**

**Carrier**

**Expiration Date**

Workers Comp  
General Business

N/A - No Employees

No Current Policy

CS Deutchman C.O.O.  
Responsible Officer of the Debtor in Possession

1/18/08  
Date