

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION

CASE NO. 09-81223-CIV-HURLEY/HOPKINS
(ancillary to CASE NO. 08-81565-CIV-HURLEY/HOPKINS)

JONATHAN E PERLMAN, ESQ.
AS COURT APPOINTED RECEIVER
OF CREATIVE CAPITAL CONSORTIUM,
LLC. ET AL.,

Plaintiff,

v.

SHOWCASE INVESTMENT GROUP, INC.,
A Florida Corporation,

Defendant.

_____ /

SUGGESTION OF BANKRUPTCY

DEFENDANT SHOWCASE INVESTMENT GROUP, INC. files this suggestion of bankruptcy of Debtors Anthony Hinkle, the sole owner of Defendant, and states as follows.

A Chapter 7 bankruptcy petition for Anthony Hinkle, the sole owner of Showcase Investment Group, Inc., was filed on January 14, 2011, case number 11-20099 in the Bankruptcy Court for the District of Connecticut sitting in Hartford. Mr. Hinkle is represented by attorney Joel Grafstein in Connecticut. A copy of the docket in that matter is attached hereto.

Defendant suggests that by operation of law, to wit, Title 11 USC Section 362(a), all collection action and litigation as against Mr. Hinkle is stayed. Defendant also suggests that, in addition, the Court of Appeals for the Second Circuit expanded the

imposition of the automatic stay to include non-debtor limited liability companies and corporations if owned by the Debtor in *Queenie v. Nygard Int'l*, 321 F.3d 282, 287 (2d Cir. 2003).

The Second Circuit listed several examples of immediate adverse economic consequences including: (1) a claim against a non-debtor for an obligation for which the debtor was a guarantor, (2) a claim against a debtor's insurer, and (3) actions where there is an identity between the debtor and third-party defendant that a judgment against the third-party defendant will in effect be a judgment or finding against the debtor. *Id.* at 287-288 (citations omitted).

Respectfully submitted,

/s/ Bradford A. Patrick
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on January 25, 2011, a true and correct copy of the foregoing was served on all counsel or parties of record on the attached service list by the means set forth on the Service List.

/s/ Bradford A. Patrick
Bradford A. Patrick, Esq.

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**U.S. Bankruptcy Court
District of Connecticut (Hartford)
Bankruptcy Petition #: 11-20099**

Date filed: 01/14/2011

Assigned to: Albert S. Dabrowski
Chapter 7
Voluntary
No asset

Debtor

Anthony Hinkle

153 Birch Mountain Road
Glastonbury, CT 06033
SSN / ITIN: xxx-xx-1116

aka

Showcase Investment Group, Inc.

represented by **Joel M. Grafstein**

Grafstein and Associates
10 Melrose Drive
Farmington, CT 06032
(860) 674-8003

Fax : 860-676-9168

Email:

jgrafstein@grafsteinlaw.com

Debtor

Rosa Hinkle

153 Birch Mountain Road
Glastonbury, CT 06033
SSN / ITIN: xxx-xx-7148

aka

Rosa Company

represented by **Joel M. Grafstein**

(See above for address)

Trustee

Anthony Novak

Lobo & Novak, LLP
280 Adams Street
Manchester, CT 06042-1975
(860) 645-0006

U.S. Trustee

U. S. Trustee

Office of the U.S. Trustee
Giaino Federal Building
150 Court Street, Room 302
New Haven, CT 06510
(203)773-2210

Filing Date	#	Docket Text
01/14/2011	<u>1</u>	Chapter 7 Voluntary Petition . Filed by Anthony Hinkle, Rosa Hinkle. (Grafstein, Joel) (Entered: 01/14/2011)
01/14/2011	<u>2</u>	Chapter 7 Statement of Current Monthly Income and Means Test Calculation - Form 22A . Filed by Joel M. Grafstein on behalf of Anthony Hinkle, Rosa Hinkle Debtors, . (Grafstein, Joel) (Entered: 01/14/2011)
01/14/2011	3	First Meeting of Creditors with 341(a) meeting to be held on 02/14/2011 at 10:00 AM at 450 Main Street, Room 742. Objections for Discharge and Reaffirmation Agreements due by 04/15/2011. (Grafstein, Joel) (Entered: 01/14/2011)
01/14/2011	<u>4</u>	Certificate of Credit Counseling Filed by Joel M. Grafstein on behalf of Anthony Hinkle, Rosa Hinkle Debtors, . (Grafstein, Joel) (Entered: 01/14/2011)
01/17/2011	6	Receipt of Voluntary Petition (Chapter 7)(11-20099) [misc,volp7] (299.00) filing fee - \$ 299.00. Receipt number 3993293. (U.S. Treasury) (Entered: 01/17/2011)
01/19/2011	<u>7</u>	Generate 341 Notice (Steady, Theresa) (Entered: 01/19/2011)
01/21/2011	<u>8</u>	BNC Certificate of Mailing - Meeting of Creditors. (RE: <u>7</u> 341 Notice Generated.) Service Date 01/21/2011. (Admin.) (Entered: 01/22/2011)
01/21/2011	<u>9</u>	BNC Certificate of Mailing - PDF Document. (RE: <u>1</u> Voluntary Petition (Chapter 7) filed by Debtor Anthony Hinkle, Debtor Rosa Hinkle.) Service Date 01/21/2011. (Admin.) (Entered: 01/22/2011)

PACER Service Center

Transaction Receipt

01/25/2011 11:38:26

PACER Login:	bp3124	Client Code:	Hinkle
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