

ESTTA Tracking number: **ESTTA440665**

Filing date: **11/11/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91201930
Party	Defendant Rudis Group LLC
Correspondence Address	REX W. MILLER, II HAHN LOESER & PARKS LLP 65 E STATE ST STE 1400 COLUMBUS, OH 43215-4209 trademarks@hahnlaw.com
Submission	Answer and Counterclaim
Filer's Name	Rex W. Miller, II
Filer's e-mail	trademarks@hahnlaw.com, rmiller@hahnlaw.com
Signature	/Rex W. Miller, II/
Date	11/11/2011
Attachments	Answer_CounterClaim.pdf (10 pages)(116240 bytes) 1 - CONQUEST Brand.pdf (3 pages)(1403366 bytes) 2 - TARR Statuses.pdf (11 pages)(606944 bytes) Ex_34.pdf (72 pages)(3542006 bytes)

Registration Subject to the filing

Registration No	3824809	Registration date	07/27/2010
Registrant	Devin Alario 3809 Carnegie Drive Oceanside, CA 92056 UNITED STATES		

Goods/Services Subject to the filing

<p>Class 028. First Use: 2008/02/28 First Use In Commerce: 2008/02/28 All goods and services in the class are requested, namely: Mixed martial arts equipment, namely, grappling gloves, bag gloves, training gloves, shin guards, thai pads, mouth guards for athletic use, punch mitts, groin protectors, body protectors, body striking shields, striking bags, and other equipment, namely, hand wraps, jump ropes, medicine balls, squeeze balls, hand weights, and resistance training rubber tubing; Boxing equipment, namely, boxing gloves, punching bags, athletic tape, boxing wrist supports; boxing exercise equipment, namely, jump ropes, medicine balls, squeeze balls, hand weights, and resistance training rubber tubing; Training apparatus for boxing, martial arts, and similar sports; Martial arts training equipment; Weight lifting gloves; Work-out gloves; Karate gloves; Karate head guards; Karate kick pads; Karate shin pads; Karate target pads</p>
--

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Devin Alario	:	
	:	
Opposer,	:	
	:	Opposition No.: 91201930
v.	:	
	:	
	:	
Rudis Group LLC,	:	
	:	
Applicant.	:	
	:	

ANSWER AND COUNTERCLAIM FOR
CANCELATION OF U.S. REGISTRATION 3,824,809

Rudis Group LLC (“Rudis” or “Applicant”), a limited liability company organized under the law of the State of Ohio, with its principal place of business in Powell, Ohio 43065 at the time of filing, by way of Answer to the Notice of Opposition, responds as follows:

Except as hereinafter expressly admitted, qualified or otherwise answered, Rudis Group denies each and every allegation, matter, statement and thing asserted in the Notice of Opposition (the “Opposition”).

FIRST DEFENSE

Answering the introductory paragraph, Applicant denies that Opposer will be damaged by the Applicant’s registrations.

1. Answering Paragraph 1, Applicant states that U.S. Trademark Application Serial Number 85/221,920 speaks for itself and no response is necessary.
2. Answering Paragraph 2, Applicant admits the allegations as stated.

3. Answering Paragraph 3, Applicant admits the allegations as stated.
4. Answering Paragraph 4, Applicant admits the allegations as stated.
5. Answering Paragraph 5, Applicant admits the allegations as stated.
6. Answering Paragraph 6, Applicant admits the allegations as stated.
7. Answering Paragraph 7, Applicant admits the allegations as stated.
8. Answering Paragraph 8, Applicant admits the allegations as stated.
9. Answering Paragraph 9, Applicant admits the allegations as stated.
10. Answering Paragraph 10, Applicant states that U.S. Trademark Application

Serial Number 85/280,976 speaks for itself and no response is necessary.

11. Answering Paragraph 11, denies the allegations as stated.
12. Answering Paragraph 12, Applicant admits the allegations as stated.
13. Answering Paragraph 13, Applicant admits the allegations as stated.
14. Answering Paragraph 14, Applicant admits the allegations as stated.
15. Answering Paragraph 15, Applicant admits the allegations as stated.
16. Answering Paragraph 16, Applicant admits the allegations as stated.
17. Answering Paragraph 17, Applicant admits the allegations as stated.
18. Answering Paragraph 18, Applicant admits the allegations as stated.
19. Answering Paragraph 19, Applicant states that U.S. Trademark Application

Serial Number 85/280,986 speaks for itself and no response is necessary.

20. Answering Paragraph 20, denies the allegations as stated.
21. Answering Paragraph 21, Applicant admits the allegations as stated.
22. Answering Paragraph 22, Applicant admits the allegations as stated.

23. Answering Paragraph 23, Applicant admits the allegations as stated.

24. Answering Paragraph 24, Applicant admits the allegations as stated.

25. Answering Paragraph 25, Applicant admits the allegations as stated.

26. Answering Paragraph 26, Applicant admits the allegations as stated.

27. Answering Paragraph 27, Applicant admits the allegations as stated.

28. Answering Paragraph 28, Applicant admits the allegations as stated.

29. Answering Paragraph 29, Applicant admits the allegations as stated.

30. Answering Paragraph 30, Applicant states that Registration No. 3,824,809 speaks for itself and no response is necessary. As to the remainder of Paragraph 30, Applicant denies the allegations as stated.

31. Answering Paragraph 31, denies the allegations as stated.

32. Answering Paragraph 32, denies the allegations as stated.

33. Answering Paragraph 33, Applicant is without knowledge or information sufficient to form a belief as to the truth or falsity of the allegations as stated, and therefore denies the same.

34. Answering Paragraph 34, Applicant is without knowledge or information sufficient to form a belief as to the truth or falsity of the allegations as stated, and therefore denies the same.

35. Answering Paragraph 35, Applicant is without knowledge or information sufficient to form a belief as to the truth or falsity of the allegations as stated, and therefore denies the same.

36. Answering Paragraph 36, Applicant denies the allegations as stated.

37. Answering Paragraph 37, Applicant is without knowledge or information sufficient to form a belief as to the truth or falsity of the allegations as stated, and therefore denies the same.

38. Answering Paragraph 38, Applicant admits the allegations as stated.

39. Answering Paragraph 39, Applicant is without knowledge or information sufficient to form a belief as to the truth or falsity of the allegations as stated, and therefore denies the same.

40. Answering Paragraph 40, Applicant is without knowledge or information sufficient to form a belief as to the truth or falsity of the allegations as stated, and therefore denies the same.

41. Answering Paragraph 41, denies the allegations as stated.

42. Answering Paragraph 42, denies the allegations as stated.

43. Answering Paragraph 43, denies the allegations as stated.

44. Answering Paragraph 44, denies the allegations as stated.

45. Answering Paragraph 45, denies the allegations as stated.

46. Answering Paragraph 46, denies the allegations as stated.

47. Answering Paragraph 47, denies the allegations as stated.

48. Answering Paragraph 48, denies the allegations as stated.

49. Answering Paragraph 49, denies the allegations as stated.

50. Answering Paragraph 50, Applicant is without knowledge or information sufficient to form a belief as to the truth or falsity of the allegations as stated, and therefore denies the same.

51. Further answering, Applicant denies each and every allegation contained within Opposer's Notice of Opposition that is not expressly admitted to be true herein.

SECOND DEFENSE

52. The Opposition fails to state a claim against Rudis Group upon which relief can be granted.

THIRD DEFENSE

53. The Opposition is barred by the equitable doctrines of estoppels, waiver, and/or laches.

FOURTH DEFENSE

54. Opposer lacks standing to bring this Notice of Opposition as it is not likely to be damaged by the registration of Rudis Group's CONQUEST trademarks.

COUNTERCLAIM / PETITION TO CANCEL U.S. REGISTRATION 3,824,809

55. Applicant, Rudis Group, incorporates the allegations and averments of paragraphs 1 through 54 above the same as if fully set forth in this paragraph.

56. Rudis Group believes that it will be damaged by the continued registration of Registration No. 3,824,809, and hereby petitions for cancellation of the registration on the ground that Opposer Alario did not own the CONQUEST MMA trademark on the filing date of the application for the '809 registration.

57. Rudis Group is an Ohio limited liability company with its place of business located in Powell, Ohio 43065 at the time of filing.

58. Rudis Group (“Rudis”) markets performance athletic apparel under its collection of CONQUEST brand trademarks with a unique focus on the collegiate and Olympic wrestling community, specifically targeted toward the freestyle wrestling markets. Co-founded by an NCAA champion wrestler and Olympic hopeful, Rudis Group has pledged to donate 10% of all proceeds generated from sales through the conclusion of the 2012 Summer Olympics to an Olympic hopeful of the customer’s choice. Attached as Exhibit 1 are true and correct copies of pages from Rudis Group’s Internet website located at <http://www.facebook.com/ConquestBrand>.

59. In addition to performance athletic apparel, Rudis also operates the CONQUEST Wrestling Club, which provides instruction and training opportunities from accomplished collegiate wrestlers.

60. Rudis has established ownership of its CONQUEST trademarks through actual use in interstate commerce entitling Rudis to federal trademark registrations. Rudis presently markets its branded apparel products through direct sales and the Internet.

61. Rudis presently owns three CONQUEST trademarks that are the subject of applications for federal trademark registration. A summary of these applications is presented in the following table. Each application includes an identification of goods in Class 025 directed to athletic apparel. Attached as Exhibit 2 are true and accurate copies of the USPTO TARR status for each of Rudis Group’s pending applications for federal registration.

Mark	App. S/N	Date Filed	Int'l Class
CONQUEST	85/221,920	Jan. 20, 2011	025
 CONQUEST	85/280,986	Mar. 30, 2011	025
 CONQUEST	85/280,976	Mar. 30, 2011	025

62. In each application, the USPTO Trademark Examining Attorney searched the USPTO's database of registered and pending trademarks, and "found no conflicting marks that would bar registration" of Rudis's chosen trademarks.

63. Opposer's opposition to Rudis's '920, '986, and '976 applications is based on its alleged prior rights for CONQUEST MMA including U.S. Reg. 3,824,809.

64. As Opposer is using U.S. Reg. 3,824,809 as a basis for opposing Rudis's three applications, Rudis believes it will be damaged by the continued registration 3,824,809. A true and correct copy of U.S. Reg. No. 3,824,809 and its prosecution history are attached hereto as Exhibit 3.

65. Opposer alleges that use of the CONQUEST MMA trademark began in 2008, and alleged a date of first use in commerce of February 28, 2008, in connection with the application resulting in the '809 registration.

66. Opposer alleges in the Notice of Opposition filed October 5, 2011 that use of the CONQUEST MMA mark has been continuous since 2008.

67. On March 31, 2009, Opposer Alario filed a voluntary petition for bankruptcy under Chapter 7. A true and correct copy of Opposer's bankruptcy petition and schedules

as filed in the United States Bankruptcy Court for the Southern District of California are attached hereto as Exhibit 4.

68. Upon filing bankruptcy, Opposer's purported interest in the CONQUEST MMA trademark became property of the Bankruptcy Estate.

69. Opposer failed to disclose any interest in the CONQUEST MMA trademark, or any other trademark in this bankruptcy documents. Rather, Opposer averred that he did not own any "Patents, copyrights, and other intellectual property." Opposer also averred that he did not own any "Licenses, franchises, and other general intangibles."

70. Opposer did not identify the conquestmma.com domain name or ongoing business activity as an asset in his bankruptcy schedules.

71. Opposer did not identify inventory, accounts receivable, or income associated with the purported sales of merchandise associated with the CONQUEST MMA mark as an asset in his bankruptcy schedule. Opposer averred that he did not own any "Customer lists or other compilations containing personally identifiable information . . . provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes."

72. Opposer did not disclose application s/n 77/698,681 for the mark CONQUEST LIFE, which Opposer filed on March 25, 2009 and which was pending on March 31, 2009, when Opposer filed for bankruptcy. The '681 application was abandoned by Opposer on July 20, 2010, without the approval of the Trustee for Opposer's Bankruptcy Estate.

73. Any interest Opposer held in the CONQUEST MMA or other CONQUEST trademarks and any goodwill associated with the use of those marks became property of the Bankruptcy Estate when Opposer filed the bankruptcy petition.

74. As an undisclosed asset, the CONQUEST MMA trademark and any goodwill associated with the use of that mark remains property of the Bankruptcy Estate.

75. Subsequent to the bankruptcy, Opposer, through counsel, filed application s/n 77/895,284 for the mark CONQUEST MMA on December 16, 2009, which was owned by the Bankruptcy Estate.

76. The '284 application inaccurately identified Opposer Devin Alario, an individual, as the Applicant and owner of the CONQUEST MMA trademark.

77. Opposer never acquired ownership of the CONQUEST MMA trademark from the Bankruptcy Estate, and therefore, Opposer did not own the CONQUEST MMA trademark on December 16, 2009, when the '284 application was filed. The application declaration is accordingly false, as Opposer could not attest to his ownership of the CONQUEST MMA trademark as it was owned by the Bankruptcy Estate. Under 15 U.S.C. §1051(a), a trademark application must be filed by the party who owns the mark on the application filing date. Since Opposer did not own the mark on the application filing date, the application is void per 37 C.F.R. §2.71(d).

78. The '284 application is void, as Opposer is not the proper owner of the CONQUEST MMA mark, and accordingly, the '809 registration is invalid and void for improper ownership.

WHEREFORE, Applicant Rudis Group respectfully prays that the Notice of Opposition be dismissed, with prejudice, and that a Notice of Allowance be issued for each of Application Serial Nos. 85/221,920, 85/280,976, 85/280,986; and that the Counterclaim/Petition for Cancellation be granted and that U.S. Trademark Registration No. 3,824,809 for the mark CONQUEST MMA be cancelled.

The filing fee of three hundred dollars (\$300) is submitted herewith. Please charge any additional fees or credit any excess to Deposit Account No. 15-0450.

Respectfully submitted,

HAHN LOESER & PARKS LLP

/Marc J. Kessler/

Marc J. Kessler (0059236)

Arland T. Stein (0007310)

Rex W. Miller, II (0085324)

65 East State Street, Suite 1400

Columbus, OH 43215

phone: 614.221.0240

fax: 614.221.5909

trademarks@hahnlaw.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing ANSWER AND COUNTERCLAIM FOR CANCELANATION OF U.S. REGISTRATION 3,824,809 was served by first class mail, this 11th day of November 2011, addressed to:

Randolph E. Diggs, III
23755 Lorain Road, Suite 200
North Olmstead, OH 44070
Attorney for Opposer

/Marc J. Kessler/

One of the Attorneys for Applicant



10%
of all proceeds go to an
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- Photos
- Press Release
- Join the Conquest Wrestlin...
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- Saving Wrestling**
- US Olympic Team**
- Ohio State Buckeyes**
- Cornell Wrestling**

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CONQUEST AND THE OLYMPIC DREAM

The Olympic Dream lives in every global citizen. The Games are held every four years, and it is clearly the greatest example of unity in today's world. No matter what the agenda may be politically or socially, the Olympiad stands alone. As a global community, we put everything aside and celebrate culture, peace, prosperity, and most notably, elite athletic performance.

It has always been about the athletes, and their humble pursuit for excellence. They do not need fame. They do not need acclaim, or endorsement deals. What drives them is the internal motivation to reach their full human potential. The athletes do this while trying to maintain the tenants of the Olympic ideals. Many Olympic Hopefuls lead a humble, nomadic, and meager lifestyle. They are, indeed, the original athletes. They do not complain, and they do not need sympathy. They are happy as they are, but we believe that Conquest can help improve the dignity and circumstances that come with the territory of being an Olympic Hopeful in the sport of wrestling. Conquest stands behind the athletes and their quest by providing a fundraising mechanism for them to support themselves and their dreams. Conquest is and will always be built for the athletes, and by the athletes.

From May 1st, 2011 until the conclusion of the 2012 Olympic Games, Conquest will donate 10% of all proceeds generated at retail to an Olympic Hopeful of customer's choice. This includes online sales, select wholesale distributor partnerships, and all team sales.

We hope that you help us get behind the Olympic Dream, and the purist athletic endeavor in the history of the world, Olympic Wrestling!!!

Many companies get behind the Olympic platform. Conquest is behind the Olympic Dream.

Tommy Ninkovic
2012 Olympic Hopeful
Conquest 10% donor
Conquest. For Original Athletes.



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Gatorade



Saving Wrestling



Randy "The Natural" Couture



Hustle & Muscle Mat Club



Cliff Keen Wrestling

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Basic Information

Founded

2011

About

For Original Athletes. Twitter: @conquestbrand

Company Overview

Conquest embodies the essence of world class combative athletic performance. As a combat sports performance brand, Conquest merges the grass roots communities of mixed martial arts to authenticate its products. A truly original brand that has been built by the athletes themselves, Conquest is a subtle expression of the combative nature in all of us.

Mission

Our apparel is born from the genesis of what athletes need to train and compete in. A company that is founded by athletes within the mixed martial arts community and partnered with the finest suppliers in the world, Conquest only provides the most sport specific, high quality goods available.

To continually be an accurate lifestyle expression of the world's greatest and most courageous athletes, while providing the most technically progressive and sport specific goods to the masses.

Products

Conquest, For Original Athletes.

Email

Performance apparel for original athletes.

Website

info@conquestbrand.com

http://www.facebook.com

Likes and Interests

Likes

Hustle & Muscle Mat Club, Ohio State Buckeyes, US Olympic Team, Georges St-Pierre, ESPN, Gatorade, Randy "The Natural" Couture, Cornell Wrestling, Cliff Keen Wrestling, Saving Wrestling, InterMat, Iowa Wrestling, The Ohio Regional Training Center, WrestlingGear.Com, National Wrestling Coaches Association and 19 more

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9,763 like this



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Yogi & Cecil's Clippy Creations

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of all proceeds go to an
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About

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-  **Cornell Wrestling**
-  **Georges St-Pierre**
-  **Cliff Keen Wrestling**
-  **Randy "The Natural" Couture**

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Featured Items



Limited Edition Olympic Hopeful Tee (Leaf Graphic)
\$34.00 (USD)



Limited Edition Olympic Hopeful Long Sleeve Tee (Leaf Graphic)
\$39.00 (USD)



Similar Facebook Pages



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All American Wrestling Supply

4,391 like this



Yogi & Cecil's Clippy Creations

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Serial Number: 85221920 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: (NOT AVAILABLE)

Mark

CONQUEST

(words only): [CONQUEST](#)

Standard Character claim: [Yes](#)

Current Status: [An opposition after publication is pending at the Trademark Trial and Appeal Board. For further information, see TTABVue on the Trademark Trial and Appeal Board web page.](#)

Date of Status: [2011-10-05](#)

Filing Date: [2011-01-20](#)

Transformed into a National Application: [No](#)

Registration Date: (DATE NOT AVAILABLE)

Register: [Principal](#)

Law Office Assigned: [LAW OFFICE 108](#)

Attorney Assigned:
[HACK ANDREA R](#)

Current Location: [650 -Publication And Issue Section](#)

Date In Location: [2011-05-18](#)

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. [Rudis Group LLC](#)

Address:

Rudis Group LLC
P.O. Box 1986
Powell, OH 43065
United States

Legal Entity Type: Limited Liability Company
State or Country Where Organized: Ohio

GOODS AND/OR SERVICES

International Class: 025

Class Status: Active

clothing, namely, athletic footwear; athletic shirts; athletic shorts; athletic uniforms; athletic warm ups suits; baseball caps and hats; beanies, compression garments for athletic or other non-medical use, namely, compression shorts and compression shirts; moisture-wicking long and short sleeve shirts; fleece pullovers; footwear for sports; wrestling shoes; golf shirts; gym shorts; head sweatbands; hooded sweatshirts; jerseys; jogging suits; long-sleeved shirts; mma shorts; moisture-wicking sports shirts; moisture-wicking sports shorts; polo shirts; pullovers; short-sleeved shirts; short-sleeved or long-sleeved t-shirts; wrestling singlets; skull caps; socks; sport shirts; sweat pants; sweat shirts; visors; warm-up suits

Basis: 1(b)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2011-10-05 - Opposition instituted for Proceeding

2011-06-24 - Extension Of Time To Oppose Received

2011-06-21 - Notice Of Publication E-Mailed

2011-06-21 - Published for opposition

2011-05-18 - Law Office Publication Review Completed

2011-05-18 - Assigned To LIE

2011-05-03 - Approved For Pub - Principal Register
2011-05-03 - Examiner's Amendment Entered
2011-05-03 - Notification Of Examiners Amendment E-Mailed
2011-05-03 - EXAMINERS AMENDMENT E-MAILED
2011-05-03 - Examiners Amendment -Written
2011-05-01 - Notification Of Final Refusal Emailed
2011-05-01 - Final refusal e-mailed
2011-05-01 - Final Refusal Written
2011-04-29 - Teas/Email Correspondence Entered
2011-04-29 - Communication received from applicant
2011-04-29 - TEAS Response to Office Action Received
2011-04-14 - Notification Of Non-Final Action E-Mailed
2011-04-14 - Non-final action e-mailed
2011-04-14 - Non-Final Action Written
2011-04-14 - Assigned To Examiner
2011-01-25 - New Application Office Supplied Data Entered In Tram
2011-01-24 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Rex W. Miller, II

Correspondent

REX W. MILLER, II
HAHN LOESER & PARKS LLP
65 E STATE ST STE 1400
COLUMBUS, OH 43215-4209
Phone Number: 330.864.5550
Fax Number: 330.864.7996

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Serial Number: 85280976 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: (NOT AVAILABLE)

Mark



(words only): CONQUEST

Standard Character claim: No

Current Status: An opposition after publication is pending at the Trademark Trial and Appeal Board. For further information, see TTABVUE on the Trademark Trial and Appeal Board web page.

Date of Status: 2011-10-05

Filing Date: 2011-03-30

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 108

Attorney Assigned:
HACK ANDREA R

Current Location: 650 -Publication And Issue Section

Date In Location: 2011-05-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Rudis Group LLC

Address:

Rudis Group LLC
P.O. Box 1986
Powell, OH 43065
United States

Legal Entity Type: Limited Liability Company
State or Country Where Organized: Ohio

GOODS AND/OR SERVICES

International Class: 025

Class Status: Active

clothing, namely, athletic footwear; athletic shirts; athletic shorts; athletic uniforms; athletic warm ups suits; baseball caps and hats; beanies, compression garments for athletic or other non-medical use, namely, compression shorts and compression shirts; moisture-wicking long and short sleeve shirts; fleece pullovers; footwear for sports; wrestling shoes; golf shirts; gym shorts; head sweatbands; hooded sweatshirts; jerseys; jogging suits; long-sleeved shirts; mma shorts; moisture-wicking sports shirts; moisture-wicking sports shorts; polo shirts; pullovers; short-sleeved shirts; short-sleeved or long-sleeved t-shirts; wrestling singlets; skull caps; socks; sport shirts; sweat pants; sweat shirts; visors; warm-up suits

Basis: 1(b)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Color(s) Claimed: Color is not claimed as a feature of the mark.

Description of Mark: The mark consists of a laurel extending partially around a figure with arms extended upward above the word "CONQUEST".

Design Search Code(s):

02.01.02 - Men depicted as shadows or silhouettes of men; Silhouettes of men

02.11.07 - Arms; Fingers; Hands; Human hands, fingers, arms

05.15.02 - Laurel leaves or branches (borders or frames); Wreaths

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2011-10-05 - Opposition instituted for Proceeding

2011-06-24 - Extension Of Time To Oppose Received

2011-06-07 - Notice Of Publication E-Mailed
2011-06-07 - Published for opposition
2011-05-05 - Law Office Publication Review Completed
2011-05-04 - Assigned To LIE
2011-05-03 - Approved For Pub - Principal Register
2011-05-03 - Examiner's Amendment Entered
2011-05-03 - Notification Of Examiners Amendment E-Mailed
2011-05-03 - EXAMINERS AMENDMENT E-MAILED
2011-05-03 - Examiners Amendment -Written
2011-05-01 - Notification Of Final Refusal Emailed
2011-05-01 - Final refusal e-mailed
2011-05-01 - Final Refusal Written
2011-04-29 - Teas/Email Correspondence Entered
2011-04-29 - Communication received from applicant
2011-04-29 - TEAS Response to Office Action Received
2011-04-14 - Notification Of Non-Final Action E-Mailed
2011-04-14 - Non-final action e-mailed
2011-04-14 - Non-Final Action Written
2011-04-14 - Assigned To Examiner
2011-04-05 - Notice Of Design Search Code Mailed
2011-04-04 - New Application Office Supplied Data Entered In Tram
2011-04-03 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

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Correspondent

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COLUMBUS, OH 43215-4209
Phone Number: 330.864.5550
Fax Number: 330.864.7986

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Serial Number: 85280986 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: (NOT AVAILABLE)

Mark



(words only): [CONQUEST](#)

Standard Character claim: No

Current Status: An opposition after publication is pending at the Trademark Trial and Appeal Board. For further information, see [TTABVue](#) on the Trademark Trial and Appeal Board web page.

Date of Status: 2011-10-05

Filing Date: 2011-03-30

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: [Principal](#)

Law Office Assigned: [LAW OFFICE 108](#)

Attorney Assigned:
[HACK ANDREA R](#)

Current Location: [650 -Publication And Issue Section](#)

Date In Location: 2011-05-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. [Rudis Group LLC](#)

Address:

Rudis Group LLC
P.O. Box 1986
Powell, OH 43065
United States

Legal Entity Type: Limited Liability Company
State or Country Where Organized: Ohio

GOODS AND/OR SERVICES

International Class: 025

Class Status: Active

clothing, namely, athletic footwear; athletic shirts; athletic shorts; athletic uniforms; athletic warm ups suits; baseball caps and hats; beanies, compression garments for athletic or other non-medical use, namely, compression shorts and compression shirts; moisture-wicking long and short sleeve shirts; fleece pullovers; footwear for sports; wrestling shoes; golf shirts; gym shorts; head sweatbands; hooded sweatshirts; jerseys; jogging suits; long-sleeved shirts; mma shorts; moisture-wicking sports shirts; moisture-wicking sports shorts; polo shirts; pullovers; short-sleeved shirts; short-sleeved or long-sleeved t-shirts; wrestling singlets; skull caps; socks; sport shirts; sweat pants; sweat shirts; visors; warm-up suits

Basis: 1(b)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Color(s) Claimed: Color is not claimed as a feature of the mark.

Description of Mark: The mark consists of a laurel extending partially around a figure with arms extended upward in place of the letter "O" in the word "CONQUEST".

Design Search Code(s):

02.01.02 - Men depicted as shadows or silhouettes of men; Silhouettes of men

05.15.02 - Laurel leaves or branches (borders or frames); Wreaths

27.03.02 - Humans forming letters or numerals; Humans forming punctuation

27.03.04 - Plants forming letters or numerals

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

[2011-10-05 - Opposition instituted for Proceeding](#)

2011-06-24 - Extension Of Time To Oppose Received
2011-06-07 - Notice Of Publication E-Mailed
2011-06-07 - Published for opposition
2011-05-05 - Law Office Publication Review Completed
2011-05-04 - Assigned To LIE
2011-05-03 - Approved For Pub - Principal Register
2011-05-03 - Examiner's Amendment Entered
2011-05-03 - Notification Of Examiners Amendment E-Mailed
2011-05-03 - EXAMINERS AMENDMENT E-MAILED
2011-05-03 - Examiners Amendment -Written
2011-05-01 - Notification Of Final Refusal Emailed
2011-05-01 - Final refusal e-mailed
2011-05-01 - Final Refusal Written
2011-04-29 - TEAS Voluntary Amendment Received
2011-04-29 - Teas/Email Correspondence Entered
2011-04-29 - Communication received from applicant
2011-04-29 - TEAS Response to Office Action Received
2011-04-14 - Notification Of Non-Final Action E-Mailed
2011-04-14 - Non-final action e-mailed
2011-04-14 - Non-Final Action Written
2011-04-14 - Assigned To Examiner
2011-04-05 - Notice Of Design Search Code Mailed
2011-04-04 - New Application Office Supplied Data Entered In Tram
2011-04-03 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Rex W. Miller, II

Correspondent

REX W. MILLER, II

HAHN LOESER & PARKS LLP

65 E STATE ST STE 1400

COLUMBUS, OH 43215-4209

Phone Number: 330.864.5550

Fax Number: 330.864.7986

United States of America

United States Patent and Trademark Office

CONQUEST MMA

Reg. No. 3,824,809

Registered July 27, 2010

Int. Cl.: 28

TRADEMARK

PRINCIPAL REGISTER

DEVIN ALARIO (UNITED STATES INDIVIDUAL)
3809 CARNEGIE DRIVE
OCEANSIDE, CA 92056

FOR: MIXED MARTIAL ARTS EQUIPMENT, NAMELY, GRAPPLING GLOVES, BAG GLOVES, TRAINING GLOVES, SHIN GUARDS, THAI PADS, MOUTH GUARDS FOR ATHLETIC USE, PUNCH MITTS, GROIN PROTECTORS, BODY PROTECTORS, BODY STRIKING SHIELDS, STRIKING BAGS, AND OTHER EQUIPMENT, NAMELY, HAND WRAPS, JUMP ROPES, MEDICINE BALLS, SQUEEZE BALLS, HAND WEIGHTS, AND RESISTANCE TRAINING RUBBER TUBING; BOXING EQUIPMENT, NAMELY, BOXING GLOVES, PUNCHING BAGS, ATHLETIC TAPE, BOXING WRIST SUPPORTS; BOXING EXERCISE EQUIPMENT, NAMELY, JUMP ROPES, MEDICINE BALLS, SQUEEZE BALLS, HAND WEIGHTS, AND RESISTANCE TRAINING RUBBER TUBING; TRAINING APPARATUS FOR BOXING, MARTIAL ARTS, AND SIMILAR SPORTS; MARTIAL ARTS TRAINING EQUIPMENT; WEIGHT LIFTING GLOVES; WORK-OUT GLOVES; KARATE GLOVES; KARATE HEAD GUARDS; KARATE KICK PADS; KARATE SHIN PADS; KARATE TARGET PADS, IN CLASS 28 (U.S. CLS. 22, 23, 38 AND 50).

FIRST USE 2-28-2008; IN COMMERCE 2-28-2008.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "MMA", APART FROM THE MARK AS SHOWN.

SER. NO. 77-895,284, FILED 12-16-2009.

ALICE BENMAMAN, EXAMINING ATTORNEY



David J. Kappas

Director of the United States Patent and Trademark Office

From: TMOfficialNotices@USPTO.GOV
Sent: Tuesday, May 11, 2010 00:36 AM
To: jim@delaneyip.com
Subject: Official USPTO Notice of Publication: Serial Number 77895284

NOTICE OF PUBLICATION

Serial Number: 77-895,284
Mark: CONQUEST MMA(STANDARD CHARACTER MARK)
International Class(es): 028
Applicant: Devin Alario
Attorney Reference Number: 21539.3

The mark identified above has been published in the *Trademark Official Gazette* (OG) on May 11, 2010. Any party who believes it will be damaged by the registration of the mark may file a notice of opposition (or extension of time therefor) with the Trademark Trial and Appeal Board. If no party files an opposition or extension request within thirty (30) days after the publication date, then within twelve (12) weeks of the publication date a certificate of registration should issue.

On the publication date or shortly thereafter, the applicant should carefully review the information that appears in the OG for accuracy (see steps, *below*). If any information is incorrect, the applicant should immediately email the requested correction to **TMPostPubQuery@uspto.gov**. For general information about this notice, please contact the Trademark Assistance Center at 1-800-786-9199.

1. Click on the following link or paste the URL into an internet browser:
http://www.uspto.gov/web/trademarks/tmog/20100511_OG.pdf#page=1
2. Wait for the total OG to download completely (as indicated on bottom of OG page).
3. At the top/side of the displayed page, click wherever the "binoculars" icon appears.
4. Enter in the "search" box the name of the applicant (for individual: last name, first name) or the serial number in this exact format (with hyphen and comma): 77-895,284, e.g.
5. View the retrieved result(s). If multiple results appear in the "results" box, click directly on each "search term" shown in the box to access all separate appearances in the OG.

Trademark Snap Shot Publication & Issue Review Stylesheet

(Table presents the data on Publication & Issue Review Complete)

OVERVIEW

SERIAL NUMBER	77895284	FILING DATE	12/16/2009
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	BENMAMAN, ALICE MEDINA	L.O. ASSIGNED	116

PUB INFORMATION

RUN DATE	04/06/2010		
PUB DATE	05/11/2010		
STATUS	681-PUBLICATION/ISSUE REVIEW COMPLETE		
STATUS DATE	04/05/2010		
LITERAL MARK ELEMENT	CONQUEST MMA		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPub 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	YES	1 (a)	YES	1 (a)	NO
1 (b)	NO	1 (b)	NO	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	CONQUEST MMA

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Devin Alario
ADDRESS	3809 Carnegie Drive Oceanside, CA 92056
ENTITY	01-INDIVIDUAL
CITIZENSHIP	United States of America

GOODS AND SERVICES

INTERNATIONAL CLASS	028
DESCRIPTION TEXT	Mixed martial arts equipment, namely, grappling gloves, bag gloves, training gloves, shin guards, thai pads, mouth guards for athletic use, punch mitts, groin protectors, body protectors, body striking shields, striking bags, and other equipment, namely, hand wraps, jump ropes, medicine balls, squeeze balls, hand weights, and resistance training rubber tubing; Boxing equipment, namely, boxing gloves, punching bags, athletic tape, boxing wrist supports; boxing exercise equipment, namely, jump ropes, medicine balls, squeeze balls, hand weights, and resistance training rubber tubing; Training apparatus for boxing, martial arts, and similar sports; Martial arts training equipment; Weight lifting gloves; Work-out gloves; Karate gloves; Karate head guards; Karate kick pads; Karate shin pads; Karate target pads

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	028	FIRST USE DATE	02/28/2008	FIRST USE IN COMMERCE DATE	02/28/2008	CLASS STATUS	6-ACTIVE
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MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
DISCLAIMER W/PREDETER TXT	"MMA"
PSEUDO MARK	CONQUEST MIXED MARTIAL ARTS

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
04/05/2010	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	007
04/05/2010	ALIE	A	ASSIGNED TO LIE	006

03/18/2010	CNSA	O	APPROVED FOR PUB - PRINCIPAL REGISTER	005
03/17/2010	DOCK	D	ASSIGNED TO EXAMINER	004
12/24/2009	MPMK	O	NOTICE OF PSEUDO MARK MAILED	003
12/23/2009	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
12/19/2009	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	JP Delaney
CORRESPONDENCE ADDRESS	JP DELANEY DELANEY IP PO BOX 9542 RANCHO SANTA FE, CA 92067-4542
DOMESTIC REPRESENTATIVE	NONE

CONQUEST MMA

Trademark Snap Shot Publication Stylesheet
(Table presents the data on Publication Approval)

OVERVIEW

SERIAL NUMBER	77895284	FILING DATE	12/16/2009
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	BENMAMAN, ALICE MEDINA	L.O. ASSIGNED	116

PUB INFORMATION

RUN DATE	03/19/2010		
PUB DATE	N/A		
STATUS	680-APPROVED FOR PUBLICATON		
STATUS DATE	03/18/2010		
LITERAL MARK ELEMENT	CONQUEST MMA		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPub 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	YES	1 (a)	YES	1 (a)	NO
1 (b)	NO	1 (b)	NO	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	CONQUEST MMA

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Devin Alario
ADDRESS	3809 Carnegie Drive Oceanside, CA 92056
ENTITY	01-INDIVIDUAL
CITIZENSHIP	United States of America

GOODS AND SERVICES

INTERNATIONAL CLASS	028
DESCRIPTION TEXT	Mixed martial arts equipment, namely, grappling gloves, bag gloves, training gloves, shin guards, thai pads, mouth guards for athletic use, punch mitts, groin protectors, body protectors, body striking shields, striking bags, and other equipment, namely, hand wraps, jump ropes, medicine balls, squeeze balls, hand weights, and resistance training rubber tubing; Boxing equipment, namely, boxing gloves, punching bags, athletic tape, boxing wrist supports; boxing exercise equipment, namely, jump ropes, medicine balls, squeeze balls, hand weights, and resistance training rubber tubing; Training apparatus for boxing, martial arts, and similar sports; Martial arts training equipment; Weight lifting gloves; Work-out gloves; Karate gloves; Karate head guards; Karate kick pads; Karate shin pads; Karate target pads

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	028	FIRST USE DATE	02/28/2008	FIRST USE IN COMMERCE DATE	02/28/2008	CLASS STATUS	6-ACTIVE
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MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
DISCLAIMER W/PREDETER TXT	"MMA"
PSEUDO MARK	CONQUEST MIXED MARTIAL ARTS

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
03/18/2010	CNSA	O	APPROVED FOR PUB - PRINCIPAL REGISTER	005
03/17/2010	DOCK	D	ASSIGNED TO EXAMINER	004

12/24/2009	MPMK	O	NOTICE OF PSEUDO MARK MAILED	003
12/23/2009	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
12/19/2009	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	JP Delaney
CORRESPONDENCE ADDRESS	JP DELANEY DELANEY IP PO BOX 9542 RANCHO SANTA FE, CA 92067-4542
DOMESTIC REPRESENTATIVE	NONE

CONQUEST MMA

*** User:abenmaman ***

#	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/ Search Duration	Search
01	1	0	1	1	0:02	"devin alario"[on]
02	472	N/A	0	0	0:05	*{"ckq"}on{"ckq"}{v:2}s*[bi,ti]
03	6043	N/A	0	0	0:02	(*mma* or "m m a" or "mm a" or "m ma")[bi,ti]
04	1	0	1	1	0:01	2 and 3
05	277	N/A	0	0	0:01	("mma" or "m m a" or "mm a" or "m ma")[bi,ti]
06	170	0	81	42	0:01	2 not dead
07	135	0	9	6	0:01	5 not dead

Session started 3/17/2010 9:49:07 AM

Session finished 3/17/2010 9:57:29 AM

Total search duration 0 minutes 13 seconds

Session duration 8 minutes 22 seconds

Default NEAR limit=1ADJ limit=1

Sent to TICRS as Serial Number: 77895284

From: TMDesignCodeComments
Sent: Thursday, December 24, 2009 00:17 AM
To: jim@delaneyip.com
Subject: Notice of Pseudo Mark for Serial Number: 77895284
ATTORNEY REFERENCE NUMBER: 21539.3

The USPTO may assign pseudo marks, as appropriate, to new applications to assist in searching the USPTO database for conflicting marks. They have no legal significance and will not appear on the registration certificate.

A PSEUDO MARK may be assigned to marks that include words, numbers, compound words, symbols, or acronyms that can have alternative spellings or meanings. For example, if the mark comprises the words 'YOU ARE' surrounded by a design of a box, the pseudo mark field in the USPTO database would display the mark as 'YOU ARE SQUARE'. A mark filed as 'URGR8' would receive a pseudo mark of 'YOU ARE GREAT'.

Response to this notice is not required; however, to suggest additions or changes to the pseudo mark assigned to your mark, please e-mail TMDesignCodeComments@USPTO.GOV. You **must** reference your application serial number within your request. The USPTO will review the proposal and update the record, if appropriate. For questions, please call 1-800-786-9199 to speak to a Customer Service representative.

The USPTO will not send any further response to your e-mail. Check TESS in approximately two weeks to see if the requested changes have been entered. Requests deemed unnecessary or inappropriate will not be entered.

Pseudo marks assigned to the referenced serial number are listed below.

PSEUDO MARK:

CONQUEST MIXED MARTIAL ARTS

Trademark/Service Mark Application, Principal Register

Serial Number: 77895284

Filing Date: 12/16/2009

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77895284
MARK INFORMATION	
*MARK	CONQUEST MMA
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	CONQUEST MMA
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font, style, size, or color.
REGISTER	Principal
APPLICANT INFORMATION	
*OWNER OF MARK	Devin Alario
*STREET	3809 Carnegie Drive
*CITY	Oceanside
*STATE (Required for U.S. applicants)	California
*COUNTRY	United States
*ZIP/POSTAL CODE (Required for U.S. applicants only)	92056
LEGAL ENTITY INFORMATION	
TYPE	individual
COUNTRY OF CITIZENSHIP	United States
GOODS AND/OR SERVICES AND BASIS INFORMATION	
INTERNATIONAL CLASS	028
	Mixed martial arts equipment, namely,

*IDENTIFICATION	grappling gloves, bag gloves, training gloves, shin guards, thai pads, mouth guards for athletic use, punch mitts, groin protectors, body protectors, body striking shields, striking bags, and other equipment, namely, hand wraps, jump ropes, medicine balls, squeeze balls, hand weights, and resistance training rubber tubing; Boxing equipment, namely, boxing gloves, punching bags, athletic tape, boxing wrist supports; boxing exercise equipment, namely, jump ropes, medicine balls, squeeze balls, hand weights, and resistance training rubber tubing; Training apparatus for boxing, martial arts, and similar sports; Martial arts training equipment; Weight lifting gloves; Work-out gloves; Karate gloves; Karate head guards; Karate kick pads; Karate shin pads; Karate target pads.
FILING BASIS	SECTION 1(a)
FIRST USE ANYWHERE DATE	At least as early as 02/28/2008
FIRST USE IN COMMERCE DATE	At least as early as 02/28/2008
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT9\IMAGEOUT9\778\952\77895284\xml1\AP P0003.JPG
	\\TICRS\EXPORT9\IMAGEOUT9\778\952\77895284\xml1\AP P0004.JPG
SPECIMEN DESCRIPTION	Photographs of the mark as used on mixed martial arts equipment, specifically on grappling gloves.
ADDITIONAL STATEMENTS SECTION	
SIGNIFICANCE OF MARK	MMA appearing in the mark means or signifies mixed martial arts in the relevant trade or industry or as applied to the goods/services listed in the application.
DISCLAIMER	No claim is made to the exclusive right to use MMA apart from the mark as shown.
ATTORNEY INFORMATION	
NAME	JP Delaney
ATTORNEY DOCKET NUMBER	21539.3
FIRM NAME	Delaney IP

STREET	Post Office Box 9542
CITY	Rancho Santa Fe
STATE	California
COUNTRY	United States
ZIP/POSTAL CODE	92067
PHONE	858-342-4465
FAX	858-342-4726
EMAIL ADDRESS	jim@delaneyip.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
CORRESPONDENCE INFORMATION	
NAME	JP Delaney
FIRM NAME	Delaney IP
STREET	Post Office Box 9542
CITY	Rancho Santa Fe
STATE	California
COUNTRY	United States
ZIP/POSTAL CODE	92067
PHONE	858-342-4465
FAX	858-342-4726
EMAIL ADDRESS	jim@delaneyip.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATION	
NUMBER OF CLASSES	1
FEE PER CLASS	325
*TOTAL FEE DUE	325
*TOTAL FEE PAID	325
SIGNATURE INFORMATION	
SIGNATURE	/JPDelaney/
SIGNATORY'S NAME	James P. Delaney
SIGNATORY'S POSITION	Attorney of record, California bar member
DATE SIGNED	12/16/2009



Trademark/Service Mark Application, Principal Register

Serial Number: 77895284

Filing Date: 12/16/2009

To the Commissioner for Trademarks:

MARK: CONQUEST MMA (Standard Characters, see [mark](#))

The literal element of the mark consists of CONQUEST MMA.

The mark consists of standard characters, without claim to any particular font, style, size, or color.

The applicant, Devin Alario, a citizen of United States, having an address of

3809 Carnegie Drive

Oceanside, California 92056

United States

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

International Class 028: Mixed martial arts equipment, namely, grappling gloves, bag gloves, training gloves, shin guards, thai pads, mouth guards for athletic use, punch mitts, groin protectors, body protectors, body striking shields, striking bags, and other equipment, namely, hand wraps, jump ropes, medicine balls, squeeze balls, hand weights, and resistance training rubber tubing; Boxing equipment, namely, boxing gloves, punching bags, athletic tape, boxing wrist supports; boxing exercise equipment, namely, jump ropes, medicine balls, squeeze balls, hand weights, and resistance training rubber tubing; Training apparatus for boxing, martial arts, and similar sports; Martial arts training equipment; Weight lifting gloves; Work-out gloves; Karate gloves; Karate head guards; Karate kick pads; Karate shin pads; Karate target pads.

In International Class 028, the mark was first used at least as early as 02/28/2008, and first used in commerce at least as early as 02/28/2008, and is now in use in such commerce. The applicant is submitting one specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services, consisting of a(n) Photographs of the mark as used on mixed martial arts equipment, specifically on grappling gloves..

[Specimen File 1](#)

[Specimen File 2](#)

MMA appearing in the mark means or signifies mixed martial arts in the relevant trade or industry or as applied to the goods/services listed in the application.

No claim is made to the exclusive right to use MMA apart from the mark as shown.

The applicant's current Attorney Information:

JP Delaney of Delaney IP

Post Office Box 9542
Rancho Santa Fe, California 92067
United States

The attorney docket/reference number is 21539.3.

The applicant's current Correspondence Information:

JP Delaney
Delaney IP
Post Office Box 9542
Rancho Santa Fe, California 92067
858-342-4465(phone)
858-342-4726(fax)
jim@delaneyip.com (authorized)

A fee payment in the amount of \$325 has been submitted with the application, representing payment for 1 class(es).

Declaration

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements, and the like, may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Signature: /JPDelaney/ Date Signed: 12/16/2009

Signatory's Name: James P. Delaney

Signatory's Position: Attorney of record, California bar member

RAM Sale Number: 8750

RAM Accounting Date: 12/17/2009

Serial Number: 77895284

Internet Transmission Date: Wed Dec 16 23:12:06 EST 2009

TEAS Stamp: USPTO/BAS-76.176.127.43-2009121623120692

4251-77895284-4604f64f39fec285745f9d9d22

6190cbdb-CC-8750-20091216224810145268

CONQUEST MMA





CONQUEST MMA





B1 (Official Form 1)(1/08)

United States Bankruptcy Court Southern District of California		Voluntary Petition
Name of Debtor (if individual, enter Last, First, Middle): Alario, Devin Pierre		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): AKA Devin Alario		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) xxx-xx-2330		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): 3809 Carnegie Drive Oceanside, CA		Street Address of Joint Debtor (No. and Street, City, and State):
ZIP Code 92057		ZIP Code
County of Residence or of the Principal Place of Business: San Diego		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):		
Type of Debtor (Form of Organization) (Check one box) <input checked="" type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input 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 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 checked="" type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input 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 checked="" 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 type="checkbox"/> Debts are primarily business debts.
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 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 \$2,190,000. 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).
Statistical/Administrative Information <input type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input checked="" 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.		THIS SPACE IS FOR COURT USE ONLY
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 checked="" 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 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 checked="" type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input 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		

<p>Voluntary Petition</p> <p><i>(This page must be completed and filed in every case)</i></p>		<p>Name of Debtor(s): Alario, Devin Pierre</p>	
<p>All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet)</p>			
<p>Location Where Filed: - None -</p>		<p>Case Number:</p>	<p>Date Filed:</p>
<p>Location Where Filed:</p>		<p>Case Number:</p>	<p>Date Filed:</p>
<p>Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet)</p>			
<p>Name of Debtor: - None -</p>		<p>Case Number:</p>	<p>Date Filed:</p>
<p>District:</p>		<p>Relationship:</p>	<p>Judge:</p>
<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 <u>/s/ Michael G. Doan</u> <u>March 27, 2009</u> Signature of Attorney for Debtor(s) (Date) Michael G. Doan 175649</p>	
<p>Exhibit C</p>			
<p>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?</p> <p><input type="checkbox"/> Yes, and Exhibit C is attached and made a part of this petition.</p> <p><input checked="" type="checkbox"/> No.</p>			
<p>Exhibit D</p>			
<p>(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)</p> <p><input checked="" type="checkbox"/> Exhibit D completed and signed by the debtor is attached and made a part of this petition.</p> <p>If this is a joint petition:</p> <p><input type="checkbox"/> Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.</p>			
<p>Information Regarding the Debtor - Venue</p> <p>(Check any applicable box)</p>			
<p><input checked="" type="checkbox"/> 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.</p> <p><input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.</p> <p><input type="checkbox"/> 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.</p>			
<p>Certification by a Debtor Who Resides as a Tenant of Residential Property</p> <p>(Check all applicable boxes)</p>			
<p><input type="checkbox"/> Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)</p> <p style="margin-left: 40px;">_____</p> <p style="margin-left: 40px;">(Name of landlord that obtained judgment)</p> <p style="margin-left: 40px;">_____</p> <p style="margin-left: 40px;">(Address of landlord)</p> <p><input type="checkbox"/> 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</p> <p><input type="checkbox"/> 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.</p> <p><input type="checkbox"/> Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).</p>			

<p>Voluntary Petition</p> <p><i>(This page must be completed and filed in every case)</i></p>	<p>Name of Debtor(s): Alario, Devin Pierre</p>
Signatures	
<p style="text-align: center;">Signature(s) of Debtor(s) (Individual/Joint)</p> <p>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).</p> <p>I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.</p> <p><input checked="" type="checkbox"/> <u>/s/ Devin Pierre Alario</u> Signature of Debtor Devin Pierre Alario</p> <p><input checked="" type="checkbox"/> _____ Signature of Joint Debtor</p> <p>_____ Telephone Number (If not represented by attorney)</p> <p><u>March 27, 2009</u> Date</p>	<p style="text-align: center;">Signature of a Foreign Representative</p> <p>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.</p> <p>(Check only one box.)</p> <p><input type="checkbox"/> 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.</p> <p><input type="checkbox"/> 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.</p> <p><input checked="" type="checkbox"/> _____ Signature of Foreign Representative</p> <p>_____ Printed Name of Foreign Representative</p> <p>_____ Date</p>
<p style="text-align: center;">Signature of Attorney*</p> <p><input checked="" type="checkbox"/> <u>/s/ Michael G. Doan</u> Signature of Attorney for Debtor(s)</p> <p><u>Michael G. Doan 175649</u> Printed Name of Attorney for Debtor(s)</p> <p><u>DOAN LAW FIRM, LLP</u> Firm Name</p> <p>Doan Law and Professional Terrace 2850 Pio Pico Drive, Suite D Carlsbad, CA 92008</p> <p>_____ Address</p> <p style="text-align: right;"><i>Email: mike@debtwipeout.com</i></p> <p><u>(760) 450-3333 Fax: (760) 720-6082</u> Telephone Number</p> <p><u>March 27, 2009</u> Date</p> <p><small>*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.</small></p>	<p style="text-align: center;">Signature of Non-Attorney Bankruptcy Petition Preparer</p> <p>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.</p> <p>_____ Printed Name and title, if any, of Bankruptcy Petition Preparer</p> <p>_____ 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.)</p> <p>_____ Address</p> <p><input checked="" type="checkbox"/> _____ Date</p> <p>Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.</p> <p>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:</p> <p>_____ If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.</p> <p><i>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.</i></p>
<p style="text-align: center;">Signature of Debtor (Corporation/Partnership)</p> <p>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.</p> <p>The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.</p> <p><input checked="" type="checkbox"/> _____ Signature of Authorized Individual</p> <p>_____ Printed Name of Authorized Individual</p> <p>_____ Title of Authorized Individual</p> <p>_____ Date</p>	

B 1D(Official Form 1, Exhibit D) (12/08)

**United States Bankruptcy Court
Southern District of California**

In re Devin Pierre Alario

Debtor(s)

Case No. _____

Chapter 7

**EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH
CREDIT COUNSELING REQUIREMENT**

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.*

2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. *You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.*

3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. *[Summarize exigent circumstances here.]* _____

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

4. I am not required to receive a credit counseling briefing because of: *[Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]*

B6 Summary (Official Form 6 - Summary) (12/07)

United States Bankruptcy Court
Southern District of California

In re Devin Pierre Alario
Debtor

Case No. _____

Chapter 7

SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	0.00		
B - Personal Property	Yes	4	21,037.29		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		25,880.38	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	3		51,979.00	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			2,369.50
J - Current Expenditures of Individual Debtor(s)	Yes	2			2,367.40
Total Number of Sheets of ALL Schedules		16			
			21,037.29		
			Total Assets		
				77,859.38	
			Total Liabilities		

United States Bankruptcy Court
Southern District of California

In re Devin Pierre Alario
Debtor

Case No. _____

Chapter 7

STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

- Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	0.00
Student Loan Obligations (from Schedule F)	0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	0.00
TOTAL	0.00

State the following:

Average Income (from Schedule I, Line 16)	2,369.50
Average Expenses (from Schedule J, Line 18)	2,367.40
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	2,354.17

State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column	7,290.38
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	0.00
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column	0.00
4. Total from Schedule F	51,979.00
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)	59,269.38

B6A (Official Form 6A) (12/07)

In re Devin Pierre Alario, Debtor Case No. _____

SCHEDULE A - REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim." If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim
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None

Sub-Total > **0.00** (Total of this page)
 Total > **0.00**
 (Report also on Summary of Schedules)

0 continuation sheets attached to the Schedule of Real Property

B6B (Official Form 6B) (12/07)

In re Devin Pierre Alario

Case No. _____

Debtor

SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "X" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petitioner is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply 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 and Fed. R. Bankr. P. 1007(m).

Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
1. Cash on hand		Cash	-	0.00
2. Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		Citibank Client Services PO. Box 769013 San Antonio, TX 78245 Call: 1-800-695-5911 Checking acct#7584	-	27.78
		Pacific Marine checking account # 8064	-	5.00
		Navy Federal Credit Union savings account #2005	-	0.00
		Citibank savings acct # 600	-	604.51
3. Security deposits with public utilities, telephone companies, landlords, and others.	X			
4. Household goods and furnishings, including audio, video, and computer equipment.		Combined Misc. items all valued under \$475 each.	-	500.00
5. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.		Combined Misc. items all valued under \$475 each.	-	50.00
6. Wearing apparel.		Misc. Wearing Apparel	-	200.00
7. Furs and jewelry.		Misc. Jewelry	-	40.00
8. Firearms and sports, photographic, and other hobby equipment.		Combined Misc. items all valued under \$475 each.	-	20.00

Sub-Total > **1,447.29**
(Total of this page)

3 continuation sheets attached to the Schedule of Personal Property

B6B (Official Form 6B) (12/07) - Cont.

In re Devin Pierre Alario

Case No. _____

Debtor

SCHEDULE B - PERSONAL PROPERTY
(Continuation Sheet)

Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X			
10. Annuities. Itemize and name each issuer.	X			
11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	X			
13. Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14. Interests in partnerships or joint ventures. Itemize.		Takeanap Fight Gear Partnership	-	0.00
15. Government and corporate bonds and other negotiable and nonnegotiable instruments.	X			
16. Accounts receivable.	X			
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			
18. Other liquidated debts owed to debtor including tax refunds. Give particulars.		Tax Refund - Estimated State and Federal	-	1,000.00
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			

Sub-Total > **1,000.00**
(Total of this page)

Sheet 1 of 3 continuation sheets attached
to the Schedule of Personal Property

B6B (Official Form 6B) (12/07) - Cont.

In re Devin Pierre Alario

Case No. _____

Debtor

SCHEDULE B - PERSONAL PROPERTY
(Continuation Sheet)

Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22. Patents, copyrights, and other intellectual property. Give particulars.	X			
23. Licenses, franchises, and other general intangibles. Give particulars.	X			
24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25. Automobiles, trucks, trailers, and other vehicles and accessories.		2008 Toyota Tacoma PreRunner Double Cab Short Bed 4D, good condition, 31,860 miles	-	18,590.00
26. Boats, motors, and accessories.	X			
27. Aircraft and accessories.	X			
28. Office equipment, furnishings, and supplies.	X			
29. Machinery, fixtures, equipment, and supplies used in business.	X			
30. Inventory.	X			
31. Animals.	X			
32. Crops - growing or harvested. Give particulars.	X			
33. Farming equipment and implements.	X			

Sub-Total > **18,590.00**
(Total of this page)

Sheet 2 of 3 continuation sheets attached
to the Schedule of Personal Property

B6B (Official Form 6B) (12/07) - Cont.

In re Devin Pierre Alario, Debtor Case No. _____

SCHEDULE B - PERSONAL PROPERTY
(Continuation Sheet)

Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
34. Farm supplies, chemicals, and feed.	X			
35. Other personal property of any kind not already listed. Itemize.		<i>RFDCPA/FDCPA and 1785.25(a) violations against various creditors for abusing and harassing debtor, after being advised of attorney representation, to cease and desist all further contact, that the debtor refuses to pay the debt, and that the debtor disputes the debt. For further information, please contact Attorney Karen Spicker at Doan Law Firm, (760) 450-3333.</i>	-	<i>Unknown</i>

Sub-Total >	0.00
(Total of this page)	
Total >	21,037.29

(Report also on Summary of Schedules)

Sheet 3 of 3 continuation sheets attached to the Schedule of Personal Property

B6C (Official Form 6C) (12/07)

In re Devin Pierre Alario

Case No. _____

Debtor

SCHEDULE C - PROPERTY CLAIMED AS EXEMPTDebtor claims the exemptions to which debtor is entitled under:
(Check one box) 11 U.S.C. §522(b)(2) 11 U.S.C. §522(b)(3) Check if debtor claims a homestead exemption that exceeds \$136,875.

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
<u>Checking, Savings, or Other Financial Accounts, Certificates of Deposit</u>			
<u>Citibank Client Services</u> PO. Box 769013 San Antonio, TX 78245 Call: 1-800-695-5911 Checking acct#7584	C.C.P. § 703.140(b)(5)	27.78	27.78
<u>Pacific Marine</u> checking account # 8064	C.C.P. § 703.140(b)(5)	5.00	5.00
<u>Citibank</u> savings acct # 600	C.C.P. § 703.140(b)(5)	604.51	604.51
<u>Household Goods and Furnishings</u>			
<u>Combined Misc. items all valued under \$475 each.</u>	C.C.P. § 703.140(b)(3)	500.00	500.00
<u>Books, Pictures and Other Art Objects; Collectibles</u>			
<u>Combined Misc. items all valued under \$475 each.</u>	C.C.P. § 703.140(b)(3)	50.00	50.00
<u>Wearing Apparel</u>			
<u>Misc. Wearing Apparel</u>	C.C.P. § 703.140(b)(3)	200.00	200.00
<u>Furs and Jewelry</u>			
<u>Misc. Jewelry</u>	C.C.P. § 703.140(b)(4)	40.00	40.00
<u>Firearms and Sports, Photographic and Other Hobby Equipment</u>			
<u>Combined Misc. items all valued under \$475 each.</u>	C.C.P. § 703.140(b)(3)	20.00	20.00
<u>Other Liquidated Debts Owing Debtor Including Tax Refund</u>			
<u>Tax Refund - Estimated State and Federal</u>	C.C.P. § 703.140(b)(5)	1,000.00	1,000.00
<u>Other Personal Property of Any Kind Not Already Listed</u>			
<u>RFDCPA/FDCPA and 1785.25(a) violations against various creditors for abusing and harassing debtor, after being advised of attorney representation, to cease and desist all further contact, that the debtor refuses to pay the debt, and that the debtor disputes the debt. For further information, please contact Attorney Karen Spicker at Doan Law Firm, (760) 450-3333.</u>	C.C.P. § 703.140(b)(5)	5,000.00	Unknown

Total:	7,447.29	2,447.29
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0 continuation sheets attached to Schedule of Property Claimed as Exempt

In re Devin Pierre Alario

Case No. _____

Debtor

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, 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 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.

TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)

 Domestic support obligations

Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).

 Extensions of credit in an involuntary case

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).

 Wages, salaries, and commissions

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

 Contributions to employee benefit plans

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).

 Certain farmers and fishermen

Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).

 Deposits by individuals

Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).

 Taxes and certain other debts owed to governmental units

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).

 Commitments to maintain the capital of an insured depository institution

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507(a)(9).

 Claims for death or personal injury while debtor was intoxicated

Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

* Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

0 continuation sheets attached

B6F (Official Form 6F) (12/07)

In re Devin Pierre Alario, Debtor

Case No. _____

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, 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 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R H W J C	Husband, Wife, Joint, or Community		C O N T I N G E N T	U N L I Q U I D A T E D	D I S P U T E D	AMOUNT OF CLAIM
Account No. 4001 Chase 800 Brooksedge Blvd Westerville, OH 43081	-						9,185.00
Account No. 3736 Cit Bank/Dfs 12234 N Ih 35 Sb Bldg B Austin, TX 78753	-						994.00
Account No. 2090 Credit Control Corp 11821 Rock Landing Dr Newport News, VA 23606	-					X	155.00
Account No. 1391 Credit Control Corp 11821 Rock Landing Dr Newport News, VA 23606	-					X	94.00
Subtotal (Total of this page)							10,428.00

2 continuation sheets attached

B6F (Official Form 6F) (12/07) - Cont.

In re Devin Pierre Alario Case No. _____
 Debtor

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
 (Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	Husband, Wife, Joint, or Community	D A T E C L A I M W A S I N C U R R E D A N D C O N S I D E R A T I O N F O R C L A I M. I F C L A I M I S S U B J E C T T O S E T O F F, S O S T A T E.	C O N T I N G E N T	U N L I Q U I D A T E D	D I S P U T E D	A M O U N T O F C L A I M
		H W J C					
Account No. 0001 Hsbc/Bsbuy Po Box 15519 Wilmington, DE 19850	-		11/07 - 12/08 Charge Account				1,303.00
Account No. 0513 Navy Fcu 820 Follin Lane Vienna, VA 22180	-		9/07 Personal Loan				18,459.00
Account No. 0385 Navy Federal Cr Union 820 Follin Ln Se Vienna, VA 22180	-		3/03 - 6/08 Credit Card				7,336.00
Account No. Notice Only Trans Union PO Box 1000 Crum Lynne, PA 19022	-						0.00
Account No. Notice Only Equifax PO Box 740241 Atlanta, GA 30374-0241	-						0.00
Subtotal (Total of this page)							27,098.00

Sheet no. 1 of 2 sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

B6F (Official Form 6F) (12/07) - Cont.

In re Devin Pierre Alario Case No. _____
 Debtor

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
 (Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	H U S B A N D, W I F E, J O I N T, O R C O M M U N I T Y	D A T E C L A I M W A S I N C U R R E D A N D C O N S I D E R A T I O N F O R C L A I M. I F C L A I M I S S U B J E C T T O S E T O F F, S O S T A T E.	C O N T I N G E N T	U N L I Q U I D A T E D	D I S P U T E D	A M O U N T O F C L A I M	
Account No. Notice Only Experian PO Box 2104 Allen, TX 75013-2104	-						0.00	
Account No. 9341 South West Recovery 535 Broadway Ste 205 El Cajon, CA 92021	-	6/08 Collection Villa Del Mar Apartments					580.00	
Account No. 2754 Unv/Citi Po Box 6241 Sioux Falls, SD 57117	-	12/00 - 6/08 Credit Card					13,873.00	
Account No.								
Account No.								
Sheet no. <u>2</u> of <u>2</u> sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims							Subtotal (Total of this page)	14,453.00
							Total (Report on Summary of Schedules)	51,979.00

B6G (Official Form 6G) (12/07)

In re Devin Pierre Alario, Debtor Case No. _____

SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, 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 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract	Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. State contract number of any government contract.
Toyota Motor Credit Co 7676 Hazard Center Dr St San Diego, CA 92108	Financing on 2008 Toyota

B6H (Official Form 6H) (12/07)

In re Devin Pierre Alario,
Debtor

Case No. _____

SCHEDULE H - CODEBTORS

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, 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 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
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0 continuation sheets attached to Schedule of Codebtors

B61 (Official Form 61) (12/07)

In re Devin Pierre Alario

Case No. _____

Debtor(s)

SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status: Married	DEPENDENTS OF DEBTOR AND SPOUSE	
	RELATIONSHIP(S): Son	AGE(S): 1
Employment:	DEBTOR	SPOUSE
Occupation		
Name of Employer	Unemployed	Unemployed
How long employed		
Address of Employer		

INCOME: (Estimate of average or projected monthly income at time case filed)

1. Monthly gross wages, salary, and commissions (Prorate if not paid monthly)	DEBTOR	SPOUSE
	\$ <u>0.00</u>	\$ <u>0.00</u>
2. Estimate monthly overtime	\$ <u>0.00</u>	\$ <u>0.00</u>

3. SUBTOTAL	\$ <u>0.00</u>	\$ <u>0.00</u>
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4. LESS PAYROLL DEDUCTIONS

a. Payroll taxes and social security	\$ <u>0.00</u>	\$ <u>0.00</u>
b. Insurance	\$ <u>0.00</u>	\$ <u>0.00</u>
c. Union dues	\$ <u>0.00</u>	\$ <u>0.00</u>
d. Other (Specify): _____	\$ <u>0.00</u>	\$ <u>0.00</u>
	\$ <u>0.00</u>	\$ <u>0.00</u>

5. SUBTOTAL OF PAYROLL DEDUCTIONS	\$ <u>0.00</u>	\$ <u>0.00</u>
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6. TOTAL NET MONTHLY TAKE HOME PAY	\$ <u>0.00</u>	\$ <u>0.00</u>
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7. Regular income from operation of business or profession or farm (Attach detailed statement)	\$ <u>0.00</u>	\$ <u>0.00</u>
8. Income from real property	\$ <u>0.00</u>	\$ <u>0.00</u>
9. Interest and dividends	\$ <u>0.00</u>	\$ <u>0.00</u>
10. Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above	\$ <u>0.00</u>	\$ <u>0.00</u>
11. Social security or government assistance (Specify): <u>Unemployment Income</u>	\$ <u>1,948.50</u>	\$ <u>0.00</u>
<u>VA Benefit</u>	\$ <u>421.00</u>	\$ <u>0.00</u>
12. Pension or retirement income	\$ <u>0.00</u>	\$ <u>0.00</u>
13. Other monthly income (Specify): _____	\$ <u>0.00</u>	\$ <u>0.00</u>
	\$ <u>0.00</u>	\$ <u>0.00</u>

14. SUBTOTAL OF LINES 7 THROUGH 13	\$ <u>2,369.50</u>	\$ <u>0.00</u>
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15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)	\$ <u>2,369.50</u>	\$ <u>0.00</u>
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16. COMBINED AVERAGE MONTHLY INCOME: (Combine column totals from line 15)	\$ <u>2,369.50</u>	
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(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document:
-NONE-

B6J (Official Form 6J) (12/07)

In re Devin Pierre Alario

Debtor(s)

Case No. _____

SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the deductions from income allowed on Form 22A or 22C.

Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse."

1. Rent or home mortgage payment (include lot rented for mobile home)		\$	<u>550.00</u>
a. Are real estate taxes included?	Yes ___ No <u>X</u>		
b. Is property insurance included?	Yes ___ No <u>X</u>		
2. Utilities:		\$	<u>0.00</u>
a. Electricity and heating fuel		\$	<u>0.00</u>
b. Water and sewer		\$	<u>100.00</u>
c. Telephone		\$	<u>50.00</u>
d. Other <u>Internet</u>		\$	<u>0.00</u>
3. Home maintenance (repairs and upkeep)		\$	<u>275.00</u>
4. Food		\$	<u>50.00</u>
5. Clothing		\$	<u>25.00</u>
6. Laundry and dry cleaning		\$	<u>50.00</u>
7. Medical and dental expenses		\$	<u>200.00</u>
8. Transportation (not including car payments)		\$	<u>50.00</u>
9. Recreation, clubs and entertainment, newspapers, magazines, etc.		\$	<u>0.00</u>
10. Charitable contributions		\$	<u>0.00</u>
11. Insurance (not deducted from wages or included in home mortgage payments)		\$	<u>0.00</u>
a. Homeowner's or renter's		\$	<u>0.00</u>
b. Life		\$	<u>0.00</u>
c. Health		\$	<u>134.00</u>
d. Auto		\$	<u>0.00</u>
e. Other _____		\$	<u>0.00</u>
12. Taxes (not deducted from wages or included in home mortgage payments) (Specify) _____		\$	<u>0.00</u>
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)		\$	
a. Auto		\$	<u>493.40</u>
b. Other _____		\$	<u>0.00</u>
c. Other _____		\$	<u>300.00</u>
14. Alimony, maintenance, and support paid to others		\$	<u>0.00</u>
15. Payments for support of additional dependents not living at your home		\$	<u>0.00</u>
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)		\$	<u>90.00</u>
17. Other <u>See Detailed Expense Attachment</u>		\$	<u>0.00</u>
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)		\$	<u>2,367.40</u>
19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:			
20. STATEMENT OF MONTHLY NET INCOME			
a. Average monthly income from Line 15 of Schedule I		\$	<u>2,369.50</u>
b. Average monthly expenses from Line 18 above		\$	<u>2,367.40</u>
c. Monthly net income (a. minus b.)		\$	<u>2.10</u>

B6J (Official Form 6J) (12/07)

In re Devin Pierre Alario

Case No. _____

Debtor(s)

SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)
Detailed Expense Attachment

Other Expenditures:

<u>Auto Tags/Upkeep</u>	\$	<u>35.00</u>
<u>Personal Hygiene/Haircuts</u>	\$	<u>25.00</u>
<u>Gym</u>	\$	<u>30.00</u>
<u>Total Other Expenditures</u>	\$	<u>90.00</u>

B6 Declaration (Official Form 6 - Declaration). (12/07)

**United States Bankruptcy Court
Southern District of California**

In re **Devin Pierre Alario**
Debtor(s)

Case No. _____
Chapter **7**

DECLARATION CONCERNING DEBTOR'S SCHEDULES

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of **18** sheets, and that they are true and correct to the best of my knowledge, information, and belief.

Date **March 27, 2009**

Signature **/s/ Devin Pierre Alario**
Devin Pierre Alario
Debtor

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.

B7 (Official Form 7) (12/07)

**United States Bankruptcy Court
Southern District of California**

In re **Devin Pierre Alario**

Debtor(s)

Case No. _____

Chapter **7**

STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, 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).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

DEFINITIONS

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

1. Income from employment or operation of business

None

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE
\$28,000.00	Debtor Employment, 2007
\$18,000.00	Debtor Employment, 2008
\$0.00	Debtor Employment, 2009 YTD

2. Income other than from employment or operation of business

None State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE
\$10,800.00	Debtor Unemployment Income, 2008
\$5,400.00	Debtor Unemployment Income, 2009 YTD
\$2,280.00	Debtor VA Benefit Income, 2008
\$1,263.00	Debtor VA Benefit Income, 2009 YTD

3. Payments to creditors

None *Complete a. or b., as appropriate, and c.*

a. *Individual or joint debtor(s) with primarily consumer debts.* List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATES OF PAYMENTS	AMOUNT PAID	AMOUNT STILL OWING
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None b. *Debtor whose debts are not primarily consumer debts:* List each payment or other transfer to any creditor made within **90 days** immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATES OF PAYMENTS/ TRANSFERS	AMOUNT PAID OR VALUE OF TRANSFERS	AMOUNT STILL OWING
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None c. *All debtors:* List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR	DATE OF PAYMENT	AMOUNT PAID	AMOUNT STILL OWING
Victoria Alario 30281 Barcelona Road Castaic, CA 91384 Wife	\$300/mo Child Support	\$2,100.00	\$0.00

4. Suits and administrative proceedings, executions, garnishments and attachments

None a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT AND CASE NUMBER	NATURE OF PROCEEDING	COURT OR AGENCY AND LOCATION	STATUS OR DISPOSITION
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- None b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED	DATE OF SEIZURE	DESCRIPTION AND VALUE OF PROPERTY
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5. Repossessions, foreclosures and returns

- None List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER	DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN	DESCRIPTION AND VALUE OF PROPERTY
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6. Assignments and receiverships

- None a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF ASSIGNEE	DATE OF ASSIGNMENT	TERMS OF ASSIGNMENT OR SETTLEMENT
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- None b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CUSTODIAN	NAME AND LOCATION OF COURT CASE TITLE & NUMBER	DATE OF ORDER	DESCRIPTION AND VALUE OF PROPERTY
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7. Gifts

- None List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION	RELATIONSHIP TO DEBTOR, IF ANY	DATE OF GIFT	DESCRIPTION AND VALUE OF GIFT
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8. Losses

- None List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case**. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY	DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS	DATE OF LOSS
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9. Payments related to debt counseling or bankruptcy

- None List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE	DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY
Doan Law Firm, LLP 2850 Pio Pico Drive #D Carlsbad, CA 92008	1/5/09-3/16/09	\$1271 Attorney Fees \$299 Court Filing Fee \$30 Credit Report
Incharge Education Foundation, 2101 Park Center Drive, Suite 310 Orlando, FL 32835	3/16/09	\$30

10. Other transfers

- None a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR	DATE	DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED
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- None b. List all property transferred by the debtor within **ten years** immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

NAME OF TRUST OR OTHER DEVICE	DATE(S) OF TRANSFER(S)	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR'S INTEREST IN PROPERTY
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11. Closed financial accounts

- None List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION	TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER, AND AMOUNT OF FINAL BALANCE	AMOUNT AND DATE OF SALE OR CLOSING
Navy Federal Credit Union PO Box 3000 Merrifield, VA 22119-3000	checking account 2708 9/08 \$0.00	\$0.00 9/08

12. Safe deposit boxes

- None List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY	NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY	DESCRIPTION OF CONTENTS	DATE OF TRANSFER OR SURRENDER, IF ANY
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13. Setoffs

None List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATE OF SETOFF	AMOUNT OF SETOFF
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14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS OF OWNER	DESCRIPTION AND VALUE OF PROPERTY	LOCATION OF PROPERTY
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15. Prior address of debtor

None If the debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS 201 Los Arbolitos Blvd, #124 Oceanside, CA 92058	NAME USED same	DATES OF OCCUPANCY 6/06 - 6/08
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16. Spouses and Former Spouses

None If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME
Victoria Alario

17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

SITE NAME AND ADDRESS	NAME AND ADDRESS OF GOVERNMENTAL UNIT	DATE OF NOTICE	ENVIRONMENTAL LAW
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None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME AND ADDRESS	NAME AND ADDRESS OF GOVERNMENTAL UNIT	DATE OF NOTICE	ENVIRONMENTAL LAW
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None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT	DOCKET NUMBER	STATUS OR DISPOSITION
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18 . Nature, location and name of business

None a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

NAME	LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN	ADDRESS	NATURE OF BUSINESS	BEGINNING AND ENDING DATES
Takeanap Fight Gear		3809 Carnegie Drive Oceanside, CA 92056	Boxing Gear & Apparel	2005 - present

None b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME	ADDRESS
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The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within **six years** immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor or self-employed in a trade, profession, or other activity, either full- or part-time.

*(An individual or joint debtor should complete this portion of the statement **only** if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)*

19. Books, records and financial statements

None a. List all bookkeepers and accountants who within **two years** immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

NAME AND ADDRESS	DATES SERVICES RENDERED
Same 3809 Carnegie Drive Oceanside, CA 92056	4/07; 4/08

None b. List all firms or individuals who within the **two years** immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

NAME	ADDRESS	DATES SERVICES RENDERED
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None c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME	ADDRESS
Self	3809 Carnegie Drive Oceanside, CA 92056

None d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within **two years** immediately preceding the commencement of this case.

NAME AND ADDRESS	DATE ISSUED
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20. Inventories

None a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

DATE OF INVENTORY	INVENTORY SUPERVISOR	DOLLAR AMOUNT OF INVENTORY (Specify cost, market or other basis)
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None b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above.

DATE OF INVENTORY	NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY RECORDS
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21 . Current Partners, Officers, Directors and Shareholders

None a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

NAME AND ADDRESS	NATURE OF INTEREST	PERCENTAGE OF INTEREST
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None b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NAME AND ADDRESS	TITLE	NATURE AND PERCENTAGE OF STOCK OWNERSHIP
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22 . Former partners, officers, directors and shareholders

None a. If the debtor is a partnership, list each member who withdrew from the partnership within **one year** immediately preceding the commencement of this case.

NAME	ADDRESS	DATE OF WITHDRAWAL
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None b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS	TITLE	DATE OF TERMINATION
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23 . Withdrawals from a partnership or distributions by a corporation

None If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during **one year** immediately preceding the commencement of this case.

NAME & ADDRESS OF RECIPIENT, RELATIONSHIP TO DEBTOR	DATE AND PURPOSE OF WITHDRAWAL	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY
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24. Tax Consolidation Group.

None If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within **six years** immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION TAXPAYER IDENTIFICATION NUMBER (EIN)

25. Pension Funds.

None If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within **six years** immediately preceding the commencement of the case.

NAME OF PENSION FUND TAXPAYER IDENTIFICATION NUMBER (EIN)

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date March 27, 2009

Signature /s/ Devin Pierre Alario
Devin Pierre Alario
Debtor

Penalty for making a false statement: 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
Southern District of California**

In re Devin Pierre Alario
Debtor(s)

Case No. _____
Chapter 7

DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR(S)

1. Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-named debtor and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

For legal services, I have agreed to accept.....	\$	<u>1,271.00</u>
Prior to the filing of this statement I have received.....	\$	<u>1,271.00</u>
Balance Due.....	\$	<u>0.00</u>

2. \$ 299.00 of the filing fee has been paid.

3. The source of the compensation paid to me was:

Debtor Other (specify):

4. The source of compensation to be paid to me is:

Debtor Other (specify):

5. I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.

I have agreed to share the above-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation is attached.

6. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:

- a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
- b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be required;
- c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;
- d. [Other provisions as needed]

Letters and phone calls to stop all calls and written correspondence from creditors using RFDCPA and FDCPA from retainer date to discharge date; Prepetition case preparation; BACPA compliance; One (1) 341(a) hearing attendance by an attorney of counsel or from DOan Law Firm, LLP; and Post petition credit updating under FCRA to update reports with proper Bankruptcy Information.

7. By agreement with the debtor(s), the above-disclosed fee does not include the following service:

Representation of the debtors in any reaffirmation agreements, redemptions, dischargeability actions, 707 and 727 motions, stay violations, judicial lien avoidances, relief from stay actions or any other adversary proceeding, negotiations with secured creditors to reduce to market value; objections to exemptions; preparation and filing of motions pursuant to 11 USC 522(f)(2)(A) for avoidance of liens on household goods or real estate, amendments, 2004 examinations, application to reopen case, chapter conversion, appeals, objections to proofs of claims, retrieval of closed files from storage and copy fees, hearing continuations, credit repair, objections to professional fees, and any/all other matters/motions/ex partes, adversary proceedings, oppositions, objections, replies, lien stripping actions, etc, not specifically listed in 6a-6d.

CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

Dated: March 27, 2009

/s/ Michael G. Doan
Michael G. Doan 175649
DOAN LAW FIRM, LLP
Doan Law and Professional Terrace
2850 Pio Pico Drive, Suite D
Carlsbad, CA 92008
(760) 450-3333 Fax: (760) 720-6082
mike@debtwipeout.com

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF CALIFORNIA

**NOTICE TO CONSUMER DEBTOR(S) UNDER § 342(b)
OF THE BANKRUPTCY CODE**

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days **before** the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total Fee \$299)

1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

Chapter 13: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments

over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

Certificate of Attorney

I hereby certify that I delivered to the debtor this notice required by § 342(b) of the Bankruptcy Code.

Michael G. Doan 175649	X /s/ Michael G. Doan	March 27, 2009
Printed Name of Attorney	Signature of Attorney	Date
Address:		
Doan Law and Professional Terrace		
2850 Pio Pico Drive, Suite D		
Carlsbad, CA 92008		
(760) 450-3333		
mike@debtwipeout.com		

Certificate of Debtor

I (We), the debtor(s), affirm that I (we) have received and read this notice.

Devin Pierre Alario	X /s/ Devin Pierre Alario	March 27, 2009
Printed Name(s) of Debtor(s)	Signature of Debtor	Date
Case No. (if known) _____	X _____	_____
	Signature of Joint Debtor (if any)	Date

CSD 1008 [08/21/00]

Name, Address, Telephone No. & I.D. No.

Michael G. Doan 175649
Doan Law and Professional Terrace
2850 Pio Pico Drive, Suite D
Carlsbad, CA 92008
(760) 450-3333
175649

UNITED STATES BANKRUPTCY COURT
 SOUTHERN DISTRICT OF CALIFORNIA
 325 West "F" Street, San Diego, California 92101-6991

In Re
Devin Pierre Alario

BANKRUPTCY NO.

Debtor.

VERIFICATION OF CREDITOR MATRIX

PART I (check and complete one):

- New petition filed. Creditor diskette required. TOTAL NO. OF CREDITORS: 12
- Conversion filed on _____. *See instructions on reverse side.*
 - Former Chapter 13 converting. Creditor diskette required. TOTAL NO. OF CREDITORS: _____
 - Post-petition creditors added. Scannable matrix required.
 - There are no post-petition creditors. No matrix required.
- Amendment or Balance of Schedules filed concurrently with this original scannable matrix affecting Schedule of Debts and/or Schedule of Equity Security Holders. *See instructions on reverse side.*
 - Names and addresses are being ADDED.
 - Names and addresses are being DELETED.
 - Names and addresses are being CORRECTED.

PART II (check one):

- The above-named Debtor(s) hereby verifies that the list of creditors is true and correct to the best of my (our) knowledge.
- The above-named Debtor(s) hereby verifies that there are no post-petition creditors affected by the filing of the conversion of this case and that the filing of a matrix is not required.

Date: March 27, 2009

/s/ Devin Pierre Alario
Devin Pierre Alario
 Signature of Debtor

REFER TO INSTRUCTIONS ON REVERSE SIDE

CSD 1008

INSTRUCTIONS

- 1) Full compliance with Special Requirements for Mailing Addresses (CSD 1007) is required.
- 2) A creditors matrix with Verification is required whenever the following occurs:
 - a) A new petition is filed. Diskette required.
 - b) A case is converted on or after SEPTEMBER 1, 2000. (See paragraph 4b concerning post-petition creditors.)
 - c) An amendment to a case on or after SEPTEMBER 1, 2000, which adds, deletes or changes creditor address information on the debtor's Schedule of Debts and/or Schedule of Equity Security Holders. Scannable matrix format required.
- 3) The scannable matrix must be originally typed or printed. It may not be a copy.
- 4) CONVERSIONS:
 - a) When converting a Chapter 13 case filed before SEPTEMBER 1, 2000, to another chapter, ALL creditors must be listed on the mailing matrix at the time of filing and accompanied by a Verification. Diskette required.
 - b) For Chapter 7, 11, or 12 cases converted on or after SEPTEMBER 1, 2000, only post-petition creditors need be listed on the mailing matrix. The matrix and Verification must be filed with the post-petition schedule of debts and/or schedule of equity security holders. If there are no post-petition creditors, only the verification form is required. Scannable matrix format required.
- 5) AMENDMENTS AND BALANCE OF SCHEDULES:
 - a) Scannable matrix format required.
 - b) The matrix with Verification is a document separate from the amended schedules and may not be used to substitute for any portion of the schedules. IT MUST BE SUBMITTED WITH THE AMENDMENT/BALANCE OF SCHEDULES.
 - c) Prepare a separate page for each type of change required: ADDED, DELETED, or CORRECTED. On the **REVERSE** side of each matrix page, indicate which category that particular page belongs in. Creditors falling in the same category should be placed on the same page in alphabetical order.
- 6) Please refer to CSD 1007 for additional information on how to avoid matrix-related problems.

Chase
800 Brooksedge Blvd
Westerville, OH 43081

Cit Bank/Dfs
12234 N Ih 35 Sb Bldg B
Austin, TX 78753

Credit Control Corp
11821 Rock Landing Dr
Newport News, VA 23606

Hsbc/Bsbuy
Po Box 15519
Wilmington, DE 19850

Navy Fcu
820 Follin Lane
Vienna, VA 22180

Navy Federal Cr Union
820 Follin Ln Se
Vienna, VA 22180

Notice Only
Trans Union
PO Box 1000
Crum Lynne, PA 19022

Notice Only
Equifax
PO Box 740241
Atlanta, GA 30374-0241

Notice Only
Experian
PO Box 2104
Allen, TX 75013-2104

South West Recovery
535 Broadway Ste 205
El Cajon, CA 92021

Toyota Motor Credit Co
7676 Hazard Center Dr St
San Diego, CA 92108

Unvl/Citi
Po Box 6241
Sioux Falls, SD 57117

B22A (Official Form 22A) (Chapter 7) (12/08)

In re Devin Pierre Alario
 Debtor(s)
 Case Number: _____
 (If known)

According to the information required to be entered on this statement (check one box as directed in Part I, III, or VI of this statement):

The presumption arises.

The presumption does not arise.

The presumption is temporarily inapplicable.

CHAPTER 7 STATEMENT OF CURRENT MONTHLY INCOME AND MEANS-TEST CALCULATION

In addition to Schedules I and J, this statement must be completed by every individual chapter 7 debtor, whether or not filing jointly. Unless the exclusion in Line 1C applies, joint debtors may complete a single statement. If the exclusion in Line 1C applies, each joint filer must complete a separate statement.

Part I. MILITARY AND NON-CONSUMER DEBTORS	
1A	<p>Disabled Veterans. If you are a disabled veteran described in the Declaration in this Part IA, (1) check the box at the beginning of the Declaration, (2) check the box for "The presumption does not arise" at the top of this statement, and (3) complete the verification in Part VIII. Do not complete any of the remaining parts of this statement.</p> <p><input type="checkbox"/> Declaration of Disabled Veteran. By checking this box, I declare under penalty of perjury that I am a disabled veteran (as defined in 38 U.S.C. § 3741(1)) whose indebtedness occurred primarily during a period in which I was on active duty (as defined in 10 U.S.C. § 101(d)(1)) or while I was performing a homeland defense activity (as defined in 32 U.S.C. § 901(1)).</p>
1B	<p>Non-consumer Debtors. If your debts are not primarily consumer debts, check the box below and complete the verification in Part VIII. Do not complete any of the remaining parts of this statement.</p> <p><input type="checkbox"/> Declaration of non-consumer debts. By checking this box, I declare that my debts are not primarily consumer debts.</p>
1C	<p>Reservists and National Guard Members; active duty or homeland defense activity. Members of a reserve component of the Armed Forces and members of the National Guard who were called to active duty (as defined in 10 U.S.C. § 101(d)(1)) after September 11, 2001, for a period of at least 90 days, or who have performed homeland defense activity (as defined in 32 U.S.C. § 901(1)) for a period of at least 90 days, are excluded from all forms of means testing during the time of active duty or homeland defense activity and for 540 days thereafter (the "exclusion period"). If you qualify for this temporary exclusion, (1) check the appropriate boxes and complete any required information in the Declaration of Reservists and National Guard Members below, (2) check the box for "The presumption is temporarily inapplicable" at the top of this statement, and (3) complete the verification in Part VIII. During your exclusion period you are not required to complete the balance of this form, but you must complete the form no later than 14 days after the date on which your exclusion period ends, unless the time for filing a motion raising the means test presumption expires in your case before your exclusion period ends.</p> <p><input type="checkbox"/> Declaration of Reservists and National Guard Members. By checking this box and making the appropriate entries below, I declare that I am eligible for a temporary exclusion from means testing because, as a member of a reserve component of the Armed Forces or the National Guard</p> <p style="margin-left: 40px;">a. <input type="checkbox"/> I was called to active duty after September 11, 2001, for a period of at least 90 days and</p> <p style="margin-left: 80px;"><input type="checkbox"/> I remain on active duty /or/</p> <p style="margin-left: 80px;"><input type="checkbox"/> I was released from active duty on _____, which is less than 540 days before this bankruptcy case was filed;</p> <p style="margin-left: 80px;">OR</p> <p style="margin-left: 40px;">b. <input type="checkbox"/> I am performing homeland defense activity for a period of at least 90 days /or/</p> <p style="margin-left: 80px;"><input type="checkbox"/> I performed homeland defense activity for a period of at least 90 days, terminating on _____, which is less than 540 days before this bankruptcy case was filed.</p>

Part II. CALCULATION OF MONTHLY INCOME FOR § 707(b)(7) EXCLUSION																					
2	<p>Marital/filing status. Check the box that applies and complete the balance of this part of this statement as directed.</p> <p>a. <input type="checkbox"/> Unmarried. Complete only Column A ("Debtor's Income") for Lines 3-11.</p> <p>b. <input type="checkbox"/> Married, not filing jointly, with declaration of separate households. By checking this box, debtor declares under penalty of perjury: "My spouse and I are legally separated under applicable non-bankruptcy law or my spouse and I are living apart other than for the purpose of evading the requirements of § 707(b)(2)(A) of the Bankruptcy Code." Complete only column A ("Debtor's Income") for Lines 3-11.</p> <p>c. <input checked="" type="checkbox"/> Married, not filing jointly, without the declaration of separate households set out in Line 2.b above. Complete both Column A ("Debtor's Income") and Column B ("Spouse's Income") for Lines 3-11.</p> <p>d. <input type="checkbox"/> Married, filing jointly. Complete both Column A ("Debtor's Income") and Column B ("Spouse's Income") for Lines 3-11.</p>			Column A	Column B																
All figures must reflect average monthly income received from all sources, derived during the six calendar months prior to filing the bankruptcy case, ending on the last day of the month before the filing. If the amount of monthly income varied during the six months, you must divide the six-month total by six, and enter the result on the appropriate line.			Debtor's Income	Spouse's Income																	
3	Gross wages, salary, tips, bonuses, overtime, commissions.			\$ 0.00	\$ 0.00																
4	<p>Income from the operation of a business, profession or farm. Subtract Line b from Line a and enter the difference in the appropriate column(s) of Line 4. If you operate more than one business, profession or farm, enter aggregate numbers and provide details on an attachment. Do not enter a number less than zero. Do not include any part of the business expenses entered on Line b as a deduction in Part V.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2"></th> <th style="text-align: center;">Debtor</th> <th style="text-align: center;">Spouse</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">a.</td> <td>Gross receipts</td> <td style="text-align: right;">\$ 0.00</td> <td style="text-align: right;">\$ 0.00</td> </tr> <tr> <td style="text-align: center;">b.</td> <td>Ordinary and necessary business expenses</td> <td style="text-align: right;">\$ 0.00</td> <td style="text-align: right;">\$ 0.00</td> </tr> <tr> <td style="text-align: center;">c.</td> <td>Business income</td> <td colspan="2" style="text-align: center;">Subtract Line b from Line a</td> </tr> </tbody> </table>					Debtor	Spouse	a.	Gross receipts	\$ 0.00	\$ 0.00	b.	Ordinary and necessary business expenses	\$ 0.00	\$ 0.00	c.	Business income	Subtract Line b from Line a		\$ 0.00	\$ 0.00
		Debtor	Spouse																		
a.	Gross receipts	\$ 0.00	\$ 0.00																		
b.	Ordinary and necessary business expenses	\$ 0.00	\$ 0.00																		
c.	Business income	Subtract Line b from Line a																			
5	<p>Rents and other real property income. Subtract Line b from Line a and enter the difference in the appropriate column(s) of Line 5. Do not enter a number less than zero. Do not include any part of the operating expenses entered on Line b as a deduction in Part V.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2"></th> <th style="text-align: center;">Debtor</th> <th style="text-align: center;">Spouse</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">a.</td> <td>Gross receipts</td> <td style="text-align: right;">\$ 0.00</td> <td style="text-align: right;">\$ 0.00</td> </tr> <tr> <td style="text-align: center;">b.</td> <td>Ordinary and necessary operating expenses</td> <td style="text-align: right;">\$ 0.00</td> <td style="text-align: right;">\$ 0.00</td> </tr> <tr> <td style="text-align: center;">c.</td> <td>Rent and other real property income</td> <td colspan="2" style="text-align: center;">Subtract Line b from Line a</td> </tr> </tbody> </table>					Debtor	Spouse	a.	Gross receipts	\$ 0.00	\$ 0.00	b.	Ordinary and necessary operating expenses	\$ 0.00	\$ 0.00	c.	Rent and other real property income	Subtract Line b from Line a		\$ 0.00	\$ 0.00
		Debtor	Spouse																		
a.	Gross receipts	\$ 0.00	\$ 0.00																		
b.	Ordinary and necessary operating expenses	\$ 0.00	\$ 0.00																		
c.	Rent and other real property income	Subtract Line b from Line a																			
6	Interest, dividends, and royalties.			\$ 0.00	\$ 0.00																
7	Pension and retirement income.			\$ 405.67	\$ 0.00																
8	Any amounts paid by another person or entity, on a regular basis, for the household expenses of the debtor or the debtor's dependents, including child support paid for that purpose. Do not include alimony or separate maintenance payments or amounts paid by your spouse if Column B is completed.			\$ 0.00	\$ 0.00																
9	<p>Unemployment compensation. Enter the amount in the appropriate column(s) of Line 9. However, if you contend that unemployment compensation received by you or your spouse was a benefit under the Social Security Act, do not list the amount of such compensation in Column A or B, but instead state the amount in the space below:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">Unemployment compensation claimed to be a benefit under the Social Security Act</td> <td style="width: 30%;">Debtor \$ 0.00</td> <td style="width: 30%;">Spouse \$ 0.00</td> </tr> </table>			Unemployment compensation claimed to be a benefit under the Social Security Act	Debtor \$ 0.00	Spouse \$ 0.00	\$ 1,948.50	\$ 0.00													
Unemployment compensation claimed to be a benefit under the Social Security Act	Debtor \$ 0.00	Spouse \$ 0.00																			
10	<p>Income from all other sources. Specify source and amount. If necessary, list additional sources on a separate page. Do not include alimony or separate maintenance payments paid by your spouse if Column B is completed, but include all other payments of alimony or separate maintenance. Do not include any benefits received under the Social Security Act or payments received as a victim of a war crime, crime against humanity, or as a victim of international or domestic terrorism.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2"></th> <th style="text-align: center;">Debtor</th> <th style="text-align: center;">Spouse</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">a.</td> <td></td> <td style="text-align: center;">\$</td> <td style="text-align: center;">\$</td> </tr> <tr> <td style="text-align: center;">b.</td> <td></td> <td style="text-align: center;">\$</td> <td style="text-align: center;">\$</td> </tr> </tbody> </table> <p>Total and enter on Line 10</p>					Debtor	Spouse	a.		\$	\$	b.		\$	\$	\$ 0.00	\$ 0.00				
		Debtor	Spouse																		
a.		\$	\$																		
b.		\$	\$																		
11	Subtotal of Current Monthly Income for § 707(b)(7). Add Lines 3 thru 10 in Column A, and, if Column B is completed, add Lines 3 through 10 in Column B. Enter the total(s).			\$ 2,354.17	\$ 0.00																

12	Total Current Monthly Income for § 707(b)(7). If Column B has been completed, add Line 11, Column A to Line 11, Column B, and enter the total. If Column B has not been completed, enter the amount from Line 11, Column A.	\$	2,354.17
Part III. APPLICATION OF § 707(b)(7) EXCLUSION			
13	Annualized Current Monthly Income for § 707(b)(7). Multiply the amount from Line 12 by the number 12 and enter the result.	\$	28,250.04
14	Applicable median family income. Enter the median family income for the applicable state and household size. (This information is available by family size at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.) a. Enter debtor's state of residence: <u>CA</u> b. Enter debtor's household size: <u>3</u>	\$	70,684.00
15	Application of Section 707(b)(7). Check the applicable box and proceed as directed. <input checked="" type="checkbox"/> The amount on Line 13 is less than or equal to the amount on Line 14. Check the box for "The presumption does not arise" at the top of page 1 of this statement, and complete Part VIII; do not complete Parts IV, V, VI or VII. <input type="checkbox"/> The amount on Line 13 is more than the amount on Line 14. Complete the remaining parts of this statement.		

Complete Parts IV, V, VI, and VII of this statement only if required. (See Line 15.)

Part IV. CALCULATION OF CURRENT MONTHLY INCOME FOR § 707(b)(2)			
16	Enter the amount from Line 12.		\$
17	Marital adjustment. If you checked the box at Line 2.c, enter on Line 17 the total of any income listed in Line 11, Column B that was NOT paid on a regular basis for the household expenses of the debtor or the debtor's dependents. Specify in the lines below the basis for excluding the Column B income (such as payment of the spouse's tax liability or the spouse's support of persons other than the debtor or the debtor's dependents) and the amount of income devoted to each purpose. If necessary, list additional adjustments on a separate page. If you did not check box at Line 2.c, enter zero.		\$
	a.	\$	
	b.	\$	
	c.	\$	
	d.	\$	
	Total and enter on Line 17		\$
18	Current monthly income for § 707(b)(2). Subtract Line 17 from Line 16 and enter the result.		\$

Part V. CALCULATION OF DEDUCTIONS FROM INCOME

Subpart A: Deductions under Standards of the Internal Revenue Service (IRS)

19A	National Standards: food, clothing and other items. Enter in Line 19A the "Total" amount from IRS National Standards for Food, Clothing and Other Items for the applicable household size. (This information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.)		\$																								
19B	National Standards: health care. Enter in Line a1 below the amount from IRS National Standards for Out-of-Pocket Health Care for persons under 65 years of age, and in Line a2 the IRS National Standards for Out-of-Pocket Health Care for persons 65 years of age or older. (This information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.) Enter in Line b1 the number of members of your household who are under 65 years of age, and enter in Line b2 the number of members of your household who are 65 years of age or older. (The total number of household members must be the same as the number stated in Line 14b.) Multiply Line a1 by Line b1 to obtain a total amount for household members under 65, and enter the result in Line c1. Multiply Line a2 by Line b2 to obtain a total amount for household members 65 and older, and enter the result in Line c2. Add Lines c1 and c2 to obtain a total health care amount, and enter the result in Line 19B.		\$																								
	<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="3" style="text-align: left;">Household members under 65 years of age</th> <th colspan="3" style="text-align: left;">Household members 65 years of age or older</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">a1.</td> <td>Allowance per member</td> <td></td> <td style="text-align: center;">a2.</td> <td>Allowance per member</td> <td></td> </tr> <tr> <td style="text-align: center;">b1.</td> <td>Number of members</td> <td></td> <td style="text-align: center;">b2.</td> <td>Number of members</td> <td></td> </tr> <tr> <td style="text-align: center;">c1.</td> <td>Subtotal</td> <td></td> <td style="text-align: center;">c2.</td> <td>Subtotal</td> <td></td> </tr> </tbody> </table>		Household members under 65 years of age			Household members 65 years of age or older			a1.	Allowance per member		a2.	Allowance per member		b1.	Number of members		b2.	Number of members		c1.	Subtotal		c2.	Subtotal		\$
Household members under 65 years of age			Household members 65 years of age or older																								
a1.	Allowance per member		a2.	Allowance per member																							
b1.	Number of members		b2.	Number of members																							
c1.	Subtotal		c2.	Subtotal																							
20A	Local Standards: housing and utilities; non-mortgage expenses. Enter the amount of the IRS Housing and Utilities Standards; non-mortgage expenses for the applicable county and household size. (This information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court).		\$																								

B22A (Official Form 22A) (Chapter 7) (12/08)

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20B	<p>Local Standards: housing and utilities; mortgage/rent expense. Enter, in Line a below, the amount of the IRS Housing and Utilities Standards; mortgage/rent expense for your county and household size (this information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court); enter on Line b the total of the Average Monthly Payments for any debts secured by your home, as stated in Line 42; subtract Line b from Line a and enter the result in Line 20B. Do not enter an amount less than zero.</p> <table border="1" data-bbox="194 294 1299 409"> <tr> <td>a.</td> <td>IRS Housing and Utilities Standards; mortgage/rental expense</td> <td>\$</td> </tr> <tr> <td>b.</td> <td>Average Monthly Payment for any debts secured by your home, if any, as stated in Line 42</td> <td>\$</td> </tr> <tr> <td>c.</td> <td>Net mortgage/rental expense</td> <td>Subtract Line b from Line a.</td> </tr> </table>	a.	IRS Housing and Utilities Standards; mortgage/rental expense	\$	b.	Average Monthly Payment for any debts secured by your home, if any, as stated in Line 42	\$	c.	Net mortgage/rental expense	Subtract Line b from Line a.	\$
a.	IRS Housing and Utilities Standards; mortgage/rental expense	\$									
b.	Average Monthly Payment for any debts secured by your home, if any, as stated in Line 42	\$									
c.	Net mortgage/rental expense	Subtract Line b from Line a.									
21	<p>Local Standards: housing and utilities; adjustment. If you contend that the process set out in Lines 20A and 20B does not accurately compute the allowance to which you are entitled under the IRS Housing and Utilities Standards, enter any additional amount to which you contend you are entitled, and state the basis for your contention in the space below:</p>	\$									
22A	<p>Local Standards: transportation; vehicle operation/public transportation expense. You are entitled to an expense allowance in this category regardless of whether you pay the expenses of operating a vehicle and regardless of whether you use public transportation.</p> <p>Check the number of vehicles for which you pay the operating expenses or for which the operating expenses are included as a contribution to your household expenses in Line 8.</p> <p><input type="checkbox"/> 0 <input type="checkbox"/> 1 <input type="checkbox"/> 2 or more.</p> <p>If you checked 0, enter on Line 22A the "Public Transportation" amount from IRS Local Standards: Transportation. If you checked 1 or 2 or more, enter on Line 22A the "Operating Costs" amount from IRS Local Standards: Transportation for the applicable number of vehicles in the applicable Metropolitan Statistical Area or Census Region. (These amounts are available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.)</p>	\$									
22B	<p>Local Standards: transportation; additional public transportation expense. If you pay the operating expenses for a vehicle and also use public transportation, and you contend that you are entitled to an additional deduction for you public transportation expenses, enter on Line 22B the "Public Transportation" amount from IRS Local Standards: Transportation. (This amount is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.)</p>	\$									
23	<p>Local Standards: transportation ownership/lease expense; Vehicle 1. Check the number of vehicles for which you claim an ownership/lease expense. (You may not claim an ownership/lease expense for more than two vehicles.)</p> <p><input type="checkbox"/> 1 <input type="checkbox"/> 2 or more.</p> <p>Enter, in Line a below, the "Ownership Costs" for "One Car" from the IRS Local Standards: Transportation (available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court); enter in Line b the total of the Average Monthly Payments for any debts secured by Vehicle 1, as stated in Line 42; subtract Line b from Line a and enter the result in Line 23. Do not enter an amount less than zero.</p> <table border="1" data-bbox="194 1312 1299 1428"> <tr> <td>a.</td> <td>IRS Transportation Standards, Ownership Costs</td> <td>\$</td> </tr> <tr> <td>b.</td> <td>Average Monthly Payment for any debts secured by Vehicle 1, as stated in Line 42</td> <td>\$</td> </tr> <tr> <td>c.</td> <td>Net ownership/lease expense for Vehicle 1</td> <td>Subtract Line b from Line a.</td> </tr> </table>	a.	IRS Transportation Standards, Ownership Costs	\$	b.	Average Monthly Payment for any debts secured by Vehicle 1, as stated in Line 42	\$	c.	Net ownership/lease expense for Vehicle 1	Subtract Line b from Line a.	\$
a.	IRS Transportation Standards, Ownership Costs	\$									
b.	Average Monthly Payment for any debts secured by Vehicle 1, as stated in Line 42	\$									
c.	Net ownership/lease expense for Vehicle 1	Subtract Line b from Line a.									
24	<p>Local Standards: transportation ownership/lease expense; Vehicle 2. Complete this Line only if you checked the "2 or more" Box in Line 23.</p> <p>Enter, in Line a below, the "Ownership Costs" for "One Car" from the IRS Local Standards: Transportation (available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court); enter in Line b the total of the Average Monthly Payments for any debts secured by Vehicle 2, as stated in Line 42; subtract Line b from Line a and enter the result in Line 24. Do not enter an amount less than zero.</p> <table border="1" data-bbox="194 1627 1299 1743"> <tr> <td>a.</td> <td>IRS Transportation Standards, Ownership Costs</td> <td>\$</td> </tr> <tr> <td>b.</td> <td>Average Monthly Payment for any debts secured by Vehicle 2, as stated in Line 42</td> <td>\$</td> </tr> <tr> <td>c.</td> <td>Net ownership/lease expense for Vehicle 2</td> <td>Subtract Line b from Line a.</td> </tr> </table>	a.	IRS Transportation Standards, Ownership Costs	\$	b.	Average Monthly Payment for any debts secured by Vehicle 2, as stated in Line 42	\$	c.	Net ownership/lease expense for Vehicle 2	Subtract Line b from Line a.	\$
a.	IRS Transportation Standards, Ownership Costs	\$									
b.	Average Monthly Payment for any debts secured by Vehicle 2, as stated in Line 42	\$									
c.	Net ownership/lease expense for Vehicle 2	Subtract Line b from Line a.									
25	<p>Other Necessary Expenses: taxes. Enter the total average monthly expense that you actually incur for all federal, state and local taxes, other than real estate and sales taxes, such as income taxes, self employment taxes, social security taxes, and Medicare taxes. Do not include real estate or sales taxes.</p>	\$									
26	<p>Other Necessary Expenses: involuntary deductions for employment. Enter the total average monthly payroll deductions that are required for your employment, such as retirement contributions, union dues, and uniform costs. Do not include discretionary amounts, such as voluntary 401(k) contributions.</p>	\$									

27	Other Necessary Expenses: life insurance. Enter total average monthly premiums that you actually pay for term life insurance for yourself. Do not include premiums for insurance on your dependents, for whole life or for any other form of insurance.	\$
28	Other Necessary Expenses: court-ordered payments. Enter the total monthly amount that you are required to pay pursuant to the order of a court or administrative agency, such as spousal or child support payments. Do not include payments on past due obligations included in Line 44.	\$
29	Other Necessary Expenses: education for employment or for a physically or mentally challenged child. Enter the total average monthly amount that you actually expend for education that is a condition of employment and for education that is required for a physically or mentally challenged dependent child for whom no public education providing similar services is available.	\$
30	Other Necessary Expenses: childcare. Enter the total average monthly amount that you actually expend on childcare - such as baby-sitting, day care, nursery and preschool. Do not include other educational payments.	\$
31	Other Necessary Expenses: health care. Enter the total average monthly amount that you actually expend on health care that is required for the health and welfare of yourself or your dependents, that is not reimbursed by insurance or paid by a health savings account, and that is in excess of the amount entered in Line 19B. Do not include payments for health insurance or health savings accounts listed in Line 34.	\$
32	Other Necessary Expenses: telecommunication services. Enter the total average monthly amount that you actually pay for telecommunication services other than your basic home telephone and cell phone service - such as pagers, call waiting, caller id, special long distance, or internet service - to the extent necessary for your health and welfare or that of your dependents. Do not include any amount previously deducted.	\$
33	Total Expenses Allowed under IRS Standards. Enter the total of Lines 19 through 32.	\$

Subpart B: Additional Living Expense Deductions

Note: Do not include any expenses that you have listed in Lines 19-32

34	Health Insurance, Disability Insurance, and Health Savings Account Expenses. List the monthly expenses in the categories set out in lines a-c below that are reasonably necessary for yourself, your spouse, or your dependents.		\$	
	a.	Health Insurance		\$
	b.	Disability Insurance		\$
	c.	Health Savings Account		\$
Total and enter on Line 34.				
If you do not actually expend this total amount, state your actual total average monthly expenditures in the space below: \$ _____				
35	Continued contributions to the care of household or family members. Enter the total average actual monthly expenses that you will continue to pay for the reasonable and necessary care and support of an elderly, chronically ill, or disabled member of your household or member of your immediate family who is unable to pay for such expenses.		\$	
36	Protection against family violence. Enter the total average reasonably necessary monthly expenses that you actually incurred to maintain the safety of your family under the Family Violence Prevention and Services Act or other applicable federal law. The nature of these expenses is required to be kept confidential by the court.		\$	
37	Home energy costs. Enter the total average monthly amount, in excess of the allowance specified by IRS Local Standards for Housing and Utilities, that you actually expend for home energy costs. You must provide your case trustee with documentation of your actual expenses, and you must demonstrate that the additional amount claimed is reasonable and necessary.		\$	
38	Education expenses for dependent children less than 18. Enter the total average monthly expenses that you actually incur, not to exceed \$137.50 per child, for attendance at a private or public elementary or secondary school by your dependent children less than 18 years of age. You must provide your case trustee with documentation of your actual expenses, and you must explain why the amount claimed is reasonable and necessary and not already accounted for in the IRS Standards.		\$	

39	Additional food and clothing expense. Enter the total average monthly amount by which your food and clothing expenses exceed the combined allowances for food and clothing (apparel and services) in the IRS National Standards, not to exceed 5% of those combined allowances. (This information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.) You must demonstrate that the additional amount claimed is reasonable and necessary.	\$
40	Continued charitable contributions. Enter the amount that you will continue to contribute in the form of cash or financial instruments to a charitable organization as defined in 26 U.S.C. § 170(c)(1)-(2).	\$
41	Total Additional Expense Deductions under § 707(b). Enter the total of Lines 34 through 40	\$

Subpart C: Deductions for Debt Payment

42	<p>Future payments on secured claims. For each of your debts that is secured by an interest in property that you own, list the name of the creditor, identify the property securing the debt, and state the Average Monthly Payment, and check whether the payment includes taxes or insurance. The Average Monthly Payment is the total of all amounts scheduled as contractually due to each Secured Creditor in the 60 months following the filing of the bankruptcy case, divided by 60. If necessary, list additional entries on a separate page. Enter the total of the Average Monthly Payments on Line 42.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 5%;"></th> <th style="width: 30%;">Name of Creditor</th> <th style="width: 30%;">Property Securing the Debt</th> <th style="width: 15%;">Average Monthly Payment</th> <th style="width: 20%;">Does payment include taxes or insurance?</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">a.</td> <td></td> <td></td> <td style="text-align: right;">\$</td> <td style="text-align: center;"><input type="checkbox"/>yes <input type="checkbox"/>no</td> </tr> <tr> <td colspan="3"></td> <td style="text-align: right;">Total: Add Lines</td> <td></td> </tr> </tbody> </table>					Name of Creditor	Property Securing the Debt	Average Monthly Payment	Does payment include taxes or insurance?	a.			\$	<input type="checkbox"/> yes <input type="checkbox"/> no				Total: Add Lines		\$
	Name of Creditor	Property Securing the Debt	Average Monthly Payment	Does payment include taxes or insurance?																
a.			\$	<input type="checkbox"/> yes <input type="checkbox"/> no																
			Total: Add Lines																	

43	<p>Other payments on secured claims. If any of debts listed in Line 42 are secured by your primary residence, a motor vehicle, or other property necessary for your support or the support of your dependents, you may include in your deduction 1/60th of any amount (the "cure amount") that you must pay the creditor in addition to the payments listed in Line 42, in order to maintain possession of the property. The cure amount would include any sums in default that must be paid in order to avoid repossession or foreclosure. List and total any such amounts in the following chart. If necessary, list additional entries on a separate page.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 5%;"></th> <th style="width: 30%;">Name of Creditor</th> <th style="width: 30%;">Property Securing the Debt</th> <th style="width: 35%;">1/60th of the Cure Amount</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">a.</td> <td></td> <td></td> <td style="text-align: right;">\$</td> </tr> <tr> <td colspan="3"></td> <td style="text-align: right;">Total: Add Lines</td> </tr> </tbody> </table>					Name of Creditor	Property Securing the Debt	1/60th of the Cure Amount	a.			\$				Total: Add Lines	\$
	Name of Creditor	Property Securing the Debt	1/60th of the Cure Amount														
a.			\$														
			Total: Add Lines														

44	Payments on prepetition priority claims. Enter the total amount, divided by 60, of all priority claims, such as priority tax, child support and alimony claims, for which you were liable at the time of your bankruptcy filing. Do not include current obligations, such as those set out in Line 28.	\$
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45	<p>Chapter 13 administrative expenses. If you are eligible to file a case under Chapter 13, complete the following chart, multiply the amount in line a by the amount in line b, and enter the resulting administrative expense.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tbody> <tr> <td style="width: 5%; text-align: center;">a.</td> <td style="width: 55%;">Projected average monthly Chapter 13 plan payment.</td> <td style="width: 40%; text-align: right;">\$</td> </tr> <tr> <td style="text-align: center;">b.</td> <td>Current multiplier for your district as determined under schedules issued by the Executive Office for United States Trustees. (This information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.)</td> <td style="text-align: center;">x</td> </tr> <tr> <td style="text-align: center;">c.</td> <td>Average monthly administrative expense of Chapter 13 case</td> <td style="text-align: right;">Total: Multiply Lines a and b</td> </tr> </tbody> </table>				a.	Projected average monthly Chapter 13 plan payment.	\$	b.	Current multiplier for your district as determined under schedules issued by the Executive Office for United States Trustees. (This information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.)	x	c.	Average monthly administrative expense of Chapter 13 case	Total: Multiply Lines a and b	\$
a.	Projected average monthly Chapter 13 plan payment.	\$												
b.	Current multiplier for your district as determined under schedules issued by the Executive Office for United States Trustees. (This information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.)	x												
c.	Average monthly administrative expense of Chapter 13 case	Total: Multiply Lines a and b												

46	Total Deductions for Debt Payment. Enter the total of Lines 42 through 45.	\$
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Subpart D: Total Deductions from Income

47	Total of all deductions allowed under § 707(b)(2). Enter the total of Lines 33, 41, and 46.	\$
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Part VI. DETERMINATION OF § 707(b)(2) PRESUMPTION

48	Enter the amount from Line 18 (Current monthly income for § 707(b)(2))	\$
49	Enter the amount from Line 47 (Total of all deductions allowed under § 707(b)(2))	\$
50	Monthly disposable income under § 707(b)(2). Subtract Line 49 from Line 48 and enter the result.	\$
51	60-month disposable income under § 707(b)(2). Multiply the amount in Line 50 by the number 60 and enter the result.	\$

52	<p>Initial presumption determination. Check the applicable box and proceed as directed.</p> <p><input type="checkbox"/> The amount on Line 51 is less than \$6,575. Check the box for "The presumption does not arise" at the top of page 1 of this statement, and complete the verification in Part VIII. Do not complete the remainder of Part VI.</p> <p><input type="checkbox"/> The amount set forth on Line 51 is more than \$10,950 Check the box for "The presumption arises" at the top of page 1 of this statement, and complete the verification in Part VIII. You may also complete Part VII. Do not complete the remainder of Part VI.</p> <p><input type="checkbox"/> The amount on Line 51 is at least \$6,575, but not more than \$10,950. Complete the remainder of Part VI (Lines 53 through 55).</p>																			
53	Enter the amount of your total non-priority unsecured debt	\$																		
54	Threshold debt payment amount. Multiply the amount in Line 53 by the number 0.25 and enter the result.	\$																		
55	<p>Secondary presumption determination. Check the applicable box and proceed as directed.</p> <p><input type="checkbox"/> The amount on Line 51 is less than the amount on Line 54. Check the box for "The presumption does not arise" at the top of page 1 of this statement, and complete the verification in Part VIII.</p> <p><input type="checkbox"/> The amount on Line 51 is equal to or greater than the amount on Line 54. Check the box for "The presumption arises" at the top of page 1 of this statement, and complete the verification in Part VIII. You may also complete Part VII.</p>																			
Part VII. ADDITIONAL EXPENSE CLAIMS																				
56	<p>Other Expenses. List and describe any monthly expenses, not otherwise stated in this form, that are required for the health and welfare of you and your family and that you contend should be an additional deduction from your current monthly income under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page. All figures should reflect your average monthly expense for each item. Total the expenses.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 5%;"></th> <th style="width: 75%;">Expense Description</th> <th style="width: 20%;">Monthly Amount</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">a.</td> <td></td> <td style="text-align: right;">\$</td> </tr> <tr> <td style="text-align: center;">b.</td> <td></td> <td style="text-align: right;">\$</td> </tr> <tr> <td style="text-align: center;">c.</td> <td></td> <td style="text-align: right;">\$</td> </tr> <tr> <td style="text-align: center;">d.</td> <td></td> <td style="text-align: right;">\$</td> </tr> <tr> <td colspan="2" style="text-align: right;">Total: Add Lines a, b, c, and d</td> <td style="text-align: right;">\$</td> </tr> </tbody> </table>			Expense Description	Monthly Amount	a.		\$	b.		\$	c.		\$	d.		\$	Total: Add Lines a, b, c, and d		\$
	Expense Description	Monthly Amount																		
a.		\$																		
b.		\$																		
c.		\$																		
d.		\$																		
Total: Add Lines a, b, c, and d		\$																		
Part VIII. VERIFICATION																				
57	<p>I declare under penalty of perjury that the information provided in this statement is true and correct. <i>(If this is a joint case, both debtors must sign.)</i></p> <p>Date: <u>March 27, 2009</u> Signature: <u>/s/ Devin Pierre Alario</u> Devin Pierre Alario <i>(Debtor)</i></p>																			

Current Monthly Income Details for the Debtor**Debtor Income Details:**Income for the Period **09/01/2008** to **02/28/2009**.**Line 7 - Pension and retirement income**Source of Income: **Va Benefit**

Income by Month:

6 Months Ago:	<u>09/2008</u>	<u>\$398.00</u>
5 Months Ago:	<u>10/2008</u>	<u>\$398.00</u>
4 Months Ago:	<u>11/2008</u>	<u>\$398.00</u>
3 Months Ago:	<u>12/2008</u>	<u>\$398.00</u>
2 Months Ago:	<u>01/2009</u>	<u>\$421.00</u>
Last Month:	<u>02/2009</u>	<u>\$421.00</u>
	Average per month:	<u>\$405.67</u>

Line 9 - Unemployment compensation (included in CMI)Source of Income: **EDD**Constant income of **\$1,948.50** per month.