

FORM B1 **United States Bankruptcy Court** **Voluntary Petition**
District of Hawaii

| | |
|---|---|
| Name of Debtor (if individual, enter Last, First, Middle): DeMotta, Donald Anthony, Sr. | Name of Joint Debtor (Spouse) (Last, First, Middle): DeMotta, Marilyn Pidong |
| All Other Names used by the Debtor in the last 6 years (include married, maiden, and trade names): None | All Other Names used by the Joint Debtor in the last 6 years (include married, maiden, and trade names): None |
| Soc. Sec./Tax I.D. No. (if more than one, state all): 575-44-4243 | Soc. Sec./Tax I.D. No. (if more than one, state all): 575-49-2518 |
| Street Address of Debtor (No. & Street, City, State & Zip Code): 41-572 Inoaole St. Waimanalo, HI 96795 | Street Address of Joint Debtor (No. & Street, City, State & Zip Code): 41-572 Inoaole St. Waimanalo, HI 96795 |
| County of Residence or of the Principal Place of Business: Honolulu | County of Residence or of the Principal Place of Business: Honolulu |
| Mailing Address of Debtor (if different from street address): | Mailing Address of Joint Debtor (if different from street address): |

01-01905

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

Attorney: Dawn Smith, 4414
 Dawn Smith Law Office
 733 Bishop Street, Suite 1610
 Honolulu, Hawaii 96813 ph: 808 521-6600

Information Regarding the Debtor (Check the Applicable Boxes)

Venue (Check any applicable box)
 Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.
 There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.

| | |
|---|--|
| <p>Type of Debtor (Check all boxes that apply)</p> <input checked="" type="checkbox"/> Individual(s) <input type="checkbox"/> Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Other _____ | <p>Chapter or Section of Bankruptcy Code Under Which the Petition is Filed (Check one box)</p> <input checked="" type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input type="checkbox"/> Sec. 304 - Case ancillary to foreign proceeding |
| <p>Nature of Debts (Check one box)</p> <input checked="" type="checkbox"/> Consumer/Non-Business <input type="checkbox"/> Business | <p>Filing Fee (Check one box)</p> <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 No. 3. |

Chapter 11 Small Business (Check all boxes that apply)
 Debtor is a small business as defined in 11 U.S.C. § 101.
 Debtor is and elects to be considered a small business under 11 U.S.C. § 1121(e) (Optional)

Statistical/Administrative Information (Estimates only)

Debtor estimates that funds will be available for distribution to unsecured creditors.
 Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.

Estimated Number of Creditors: 1-15 16-49 50-99 100-199 200-999 1000-over

| | | | | | | | | |
|------------------|--------------------------|--------------------------|-------------------------------------|--------------------------|-----------------------------|------------------------------|-------------------------------|--------------------------|
| Estimated Assets | \$0 to \$50,000 | \$50,001 to \$100,000 | \$100,001 to \$500,000 | \$500,001 to \$1 million | \$1,000,001 to \$10 million | \$10,000,001 to \$50 million | \$50,000,001 to \$100 million | More than \$100 million |
| | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

| | | | | | | | | |
|-----------------|--------------------------|--------------------------|-------------------------------------|--------------------------|-----------------------------|------------------------------|-------------------------------|--------------------------|
| Estimated Debts | \$0 to \$50,000 | \$50,001 to \$100,000 | \$100,001 to \$500,000 | \$500,001 to \$1 million | \$1,000,001 to \$10 million | \$10,000,001 to \$50 million | \$50,000,001 to \$100 million | More than \$100 million |
| | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

THIS SPACE IS FOR COURT USE ONLY

U.S. BANKRUPTCY COURT
 DISTRICT OF HAWAII

05/09/2001 9 PM 2:05

ORIGINAL

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| | | | |
|--|---------------|---|--|
| Voluntary Petition <i>(This page must be completed and filed in every case)</i> | | Name of Debtor(s): FORM B1, Page 2 Donald Anthony De Motta, Sr. & Marilyn Pidong De Motta | |
| Prior Bankruptcy Case Filed Within Last 6 Years (If more than one, attach additional sheet) | | | |
| Location Where Filed: NONE | Case Number | Date Filed: | |
| Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of the Debtor (If more than one, attach additional sheet) | | | |
| Name of Debtor: NONE | Case Number | Date Filed: | |
| District: | Relationship: | Judge: | |

Signatures

| | |
|--|---|
| <p>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. 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>Donald A. De Motta Sr.</u> Signature of Debtor</p> <p><input checked="" type="checkbox"/> <u>Marilyn Pidong De Motta</u> Signature of Joint Debtor</p> <p>Telephone Number (if not represented by attorney)</p> <p>Date <u>MAY 04 2001</u></p> | <p>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> |
|--|---|

| | |
|--|--|
| <p>Signature of Attorney</p> <p><input checked="" type="checkbox"/> _____ Signature of Attorney for Debtor(s)</p> <p><u>DAWN SMITH 4414</u> Printed Name of Attorney for Debtor(s)</p> <p><u>Dawn Smith Law Office</u> Firm Name</p> <p><u>733 Bishop Street, Suite 1610</u> Address</p> <p><u>Honolulu, Hawai'i 96813</u> Address</p> <p><u>808 521-6600</u> Telephone Number</p> <p>Date <u>MAY 04 2001</u></p> | <p>Signature of Non-Attorney Petition Preparer</p> <p>I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.</p> <p>_____ Printed Name of Bankruptcy Petition Preparer</p> <p>_____ Social Security Number</p> <p>_____ Address</p> <p><input checked="" type="checkbox"/> _____ Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document:</p> |
|--|--|

| | |
|---|---|
| <p>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.) Exhibit A is attached and made a part of this petition.</p> | <p>If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.</p> <p>_____ Signature of Bankruptcy Petition Preparer</p> <p>_____ Date</p> |
| <p>Exhibit B</p> <p>(To be completed if the 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 or title 11, United States Code, and have explained the relief available under each such chapter.</p> <p><input checked="" type="checkbox"/> _____ <u>MAY 04 2001</u> Signature of Attorney for Debtor(s) Date</p> | <p>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.</p> |

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FORM B6 - Cont.
(6/90)

United States Bankruptcy Court

District of Hawaii

In re Donald Anthony De Motta, Sr. & Marylin Pidong De Motta
Debtor

Case No. _____
(If known)

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 from Schedules D, E, and F to determine the total amount of the debtor's liabilities.

| NAME OF SCHEDULE | ATTACHED (YES/NO) | NO. OF SHEETS | AMOUNTS SCHEDULED | | |
|--|-------------------|---------------|-------------------|---------------------|-------------|
| | | | ASSETS | LIABILITIES | OTHER |
| A - Real Property | YES | 1 | \$ 340,000.00 | | |
| B - Personal Property | YES | 4 | \$ 9,821.00 | | |
| C - Property Claimed As Exempt | YES | 1 | | | |
| D - Creditors Holding Secured Claims | YES | 1 | | \$ 200,000.00 | |
| E - Creditors Holding Unsecured Priority Claims | YES | 1 | | \$ 0.00 | |
| F - Creditors Holding Unsecured Nonpriority Claims | YES | 3 | | \$ 59,345.00 | |
| G - Executory Contracts and Unexpired Leases | YES | 1 | | | |
| H - Codebtors | YES | 1 | | | |
| I - Current Income of Individual Debtor(s) | YES | 1 | | | \$ 1,870.00 |
| J - Current Expenditures of Individual Debtor(s) | YES | 1 | | | \$ 3,105.00 |
| Total Number of Sheets in ALL Schedules ▶ | | 15 | | | |
| | | | Total Assets ▶ | 349,821.00 | |
| | | | | Total Liabilities ▶ | 259,345.00 |

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FORM B6A
(10/89)

Donald Anthony De Motta, Sr. & Marilyn Pidong De Motta

In re

Debtor

Case No.

(if known)

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 co-tenant, 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, or both 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 MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION | AMOUNT OF SECURED CLAIM |
|--------------------------------------|---|-----------------------------------|--|-------------------------|
| TMK - 4-1-033-107-000-001 - Hawaii'i | | J | 170,000.00 | 172,000.00 |
| Total ▶ | | | 340,000.00 | |

(Report also on Summary of Schedules)

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FORM B6B
(10/89) Donald Anthony De Motta, Sr. & Marilyn Pidong De Motta

In re _____ Debtor Case No. _____ (if known)

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, or both 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 petition 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."

| TYPE OF PROPERTY | NONE | DESCRIPTION AND LOCATION OF PROPERTY | HUSBAND, WIFE, JOINT OR COMMUNITY | CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION |
|--|------|--|-----------------------------------|--|
| 1. Cash on hand. | | cash in pocket Hawaii | J | 10.00 |
| 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. | | bank accounts - American Savings - checking & Savings Hawaii | J | 100.00 |
| 3. Security deposits with public utilities, telephone companies, landlords, and others. | X | | | |
| 4. Household goods and furnishings, including audio, video, and computer equipment. | | kitchenware, appliances, wall decor, lamp, clock, dinette, sofa, love seat, stereo, tv, vcr, beds, dresser, linens, vacuum Hawaii | J | 1,500.00 |

FORM B6B
(10/89)

Donald Anthony De Motta, Sr. & Marilyn Pidong De Motta

In re

Debtor

Case No.

(if known)

**SCHEDULE B - PERSONAL PROPERTY
(Continuation Sheet)**

| TYPE OF PROPERTY | NONE | DESCRIPTION AND LOCATION OF PROPERTY | HUSBAND, WIFE, JOINT OR COMMUNITY | CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION |
|---|------|---|-----------------------------------|--|
| 5. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles. | | misc books Hawaii'i | J | 35.00 |
| 6. Wearing apparel. | | Wearing apparel Hawaii'i | J | 300.00 |
| 7. Furs and jewelry. | | jewelry - Watches , 2 Wedding Rings, 2 gold chains, pendants, gold bracelet Hawaii'i | J | 500.00 |
| 8. Firearms and sports, photographic, and other hobby equipment. | | Toys, Computer, Misc. Sports Equipment, Misc. tools, Camera Hawaii'i | J | 1,200.00 |
| 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 IRA, ERISA, Keogh, or other pension or profit sharing plans. Itemize. | X | | | |
| 12. Stock and interests in incorporated and unincorporated businesses. Itemize. | X | | | |
| 13. Interests in partnerships or joint ventures. Itemize. | X | | | |

FORM B6B
(10/89)

Donald Anthony De Motta, Sr. & Marilyn Pidong De Motta

In re _____ Debtor

Case No. _____ (if known)

**SCHEDULE B - PERSONAL PROPERTY
(Continuation Sheet)**

| TYPE OF PROPERTY | NONE | DESCRIPTION AND LOCATION OF PROPERTY | HUSBAND, WIFE, JOINT OR COMMUNITY | CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION |
|--|------|--|-----------------------------------|--|
| 14. Government and corporate bonds and other negotiable and non-negotiable instruments. | X | | | |
| 15. Accounts receivable. | X | | | |
| 16. Alimony, maintenance, support, and property settlement to which the debtor is or may be entitled. Give particulars. | X | | | |
| 17. Other liquidated debts owing debtor including tax refunds. Give particulars. | | tax refund Expecting to receive \$3500 Hawaii'i | J | 3,500.00 |
| 18. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule of Real Property. | X | | | |
| 19. Contingent and noncontingent interests in estate or a decedent, death benefit plan, life insurance policy, or trust. | X | | | |
| 20. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights of setoff claims. Give estimated value of each. | X | | | |
| 21. Patents, copyrights, and other intellectual property. Give particulars. | X | | | |
| 22. Licenses, franchises, and other general intangibles. Give particulars. | X | | | |
| 23. Automobiles, trucks, trailers, and other vehicles and accessories. | | 1991 dodge Caravan Hawaii'i | J | 2,675.00 |
| 24. Boats, motors, and accessories. | X | | | |
| 25. Aircraft and accessories. | X | | | |
| 26. Office equipment, furnishings, and supplies. | X | | | |

FORM B6B
(10/89)

Donald Anthony De Motta, Sr. & Marilyn Pidong De Motta

In re _____ Debtor

Case No. _____ (if known)

**SCHEDULE B - PERSONAL PROPERTY
(Continuation Sheet)**

| TYPE OF PROPERTY | NONE | DESCRIPTION AND LOCATION OF PROPERTY | HUSBAND, WIFE, JOINT OR COMMUNITY | CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION |
|--|------|--------------------------------------|-----------------------------------|--|
| 27. Machinery, fixtures, equipment, and supplies used in business. | X | | | |
| 28. Inventory. | X | | | |
| 29. Animals. | | 1 Gold fish Hawaii | H | 1.00 |
| 30. Crops - growing or harvested. Give particulars. | X | | | |
| 31. Farming equipment and implements. | X | | | |
| 32. Farm supplies, chemicals, and feed. | X | | | |
| 33. Other personal property of any kind not already listed. | X | | | |

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0 continuation sheets attached

Total ▶ \$ 9,821.00

(Include amounts from any continuation sheets attached. Report total also on Summary of Schedules)

FORM B6C
(6/90)

Donald Anthony De Motta, Sr. & Marilyn Pidong De Motta

In re _____
Debtor

Case No. _____
(if known)

SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemption to which debtor is entitled under

(Check one box)

- 11 U.S.C. §522(b)(1) Exemptions provided in 11 U.S.C. §522(d). Note: These exemptions are available only in certain states.
- 11 U.S.C. §522(b)(2) Exemptions available under applicable nonbankruptcy federal laws, state or local law where the debtor's domicile has been located for the 180 days immediately preceding the filing of the petition, or for a longer portion of the 180-day period than in any other place, and the debtor's interest as a tenant by the entirety or joint tenant to the extent the interest is exempt from process under applicable nonbankruptcy law.

| DESCRIPTION OF PROPERTY | SPECIFY LAW PROVIDING EACH EXEMPTION | VALUE OF CLAIMED EXEMPTION | CURRENT MARKET VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTIONS |
|--|--|----------------------------|---|
| cash in pocket | 11 U.S.C. 522(d)(5) | 10.00 | 10.00 |
| bank accounts - American Savings - checking & Savings | 11 U.S.C. 522(d)(5) | 100.00 | 100.00 |
| kitchenware, appliances, wall decor, lamp, clock, dinette, sofa, love seat, stereo, tv, vcr, beds, dresser, linens, vacuum | 11 U.S.C. 522(d)(3) | 1,500.00 | 1,500.00 |
| misc books | 11 U.S.C. 522(d)(6) | 35.00 | 35.00 |
| Wearing apparel | 11 U.S.C. 522(d)(3) | 300.00 | 300.00 |
| jewelry - Watches , 2 Wedding Rings, 2 gold chains, pendants, gold bracelet | 11 U.S.C. 522(d)(4) | 500.00 | 500.00 |
| Toys, Computer, Misc. Sports Equipment, Misc. tools, Camera | 11 U.S.C. 522(d)(3) | 1,200.00 | 1,200.00 |
| TMK - 4-1-033-107-000-001 - | 11 U.S.C. 522(d)(1) | 0.00 | 170,000.00 |
| 1991 dodge Caravan | 11 U.S.C. 522(d)(2) 11 U.S.C. 522(d)(5) | 2,575.00 100.00 | 2,675.00 |
| 1 Gold fish | 11 U.S.C. 522(d)(5) | 1.00 | 1.00 |
| tax refund Expecting to receive \$3500 | 11 U.S.C. 522(d)(5) | 3,500.00 | 3,500.00 |

FORM B6D
(6/90) Donald Anthony De Motta, Sr. & Marylin Pidong De Motta

In re _____

Case No. _____

Debtor

(if known)

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and account number, if any, of all entities holding claims secured by property of the debtor as of the date of filing of the petition. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests. List creditors in alphabetical order to the extent practicable. If all secured 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 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 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 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.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

| CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE | CODEBTOR HUSBAND, WIFE, JOINT OR COMMUNITY | DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND MARKET VALUE OF PROPERTY SUBJECT TO LIEN | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL | UNSECURED PORTION, IF ANY |
|---|---|---|------------|--------------|----------|---|---|
| | | | | | | | |
| ACCOUNT NO. American Savings Box 17017 Hnl, HI 96817 | | Incurred: 1992 Lien: First Mortgage Security: 4 bdrm 2.5 bath HouseTMK - 4-1-033-107-000-001 - <i>Purchased for \$ 249,000 in 1992.</i> Value \$ 170,000.00 | | | | 172,000.00 | 2,000.00 |
| ACCOUNT NO. Associates Box 64606 Baltimore, MD 21264 | | Lien: Second Mortgage Security: 4 bdrm 2.5 bath house TMK - 4-1-033-107-0000-001 Value \$ 170,000.00 | | | | 28,000.00 | 28,000.00 This amount based upon existence of Superior Liens |
| ACCOUNT NO. | | Value \$ | | | | | |
| ACCOUNT NO. | | Value \$ | | | | | |

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0 Continuation sheets attached

| | | |
|-------------------------|---|---------------|
| Subtotal | ▶ | \$ 200,000.00 |
| (Total of this page) | | |
| Total | ▶ | \$ 200,000.00 |
| (Use only on last page) | | |

(Report total also on Summary of Schedules)

B6E
(Rev. 4/98)

Donald Anthony De Motta, Sr. & Marylin Pidong De Motta

In re _____
Debtor

Case No. _____
(if known)

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 and mailing address, including zip code, and 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 this petition.

If any entity other than a spouse in a joint case may be 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 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 total of all claims listed on each sheet in the box labeled "Subtotal" 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. Repeat this total also on the Summary of Schedules.

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)

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)(2).

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 \$4,300* per person earned within 90 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)(3).

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)(4).

Certain farmers and fishermen

Claims of farmers and fishermen, up to \$4,300* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(5).

Deposits by individuals

Claims of individuals up to \$1,950* 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)(6).

Alimony, Maintenance, or Support

Claims of a spouse, former spouse, or child of the debtor for alimony, maintenance, or support, to the extent provided in 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).

*Amounts are subject to adjustment on April 1, 1998, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

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Donald Anthony De Motta, Sr. & Marilyn Pidong De Motta

In re _____ Debtor Case No. _____ (if known)

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and account number, if any, 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. 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 liable on a claim, place an "X" in the column labeled "Code debtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Code debtors. If a joint petition is filed, state whether 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 "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns).

Report 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.

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

| CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE | CODEBTOR HUSBAND, WIFE, JOINT OR COMMUNITY | DATE CLAIM WAS INCURRED, AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT OF CLAIM |
|--|---|---|------------|--------------|----------|-----------------|
| | | | | | | |
| ACCOUNT NO. Bank One c/o First USA Box 530804 Atlanta, GA 30353 | | Incurred: 1994-98 Consideration: old credit card debt | | | | 7,000.00 |
| ACCOUNT NO. Capital One Box 26030 Richmond, VA 23276 | | Incurred: 1994-97 Consideration: old credit card debt | | | | 7,000.00 |
| ACCOUNT NO. Citibank Box 6200 The Lakes, NV 88901-6200 | | Incurred: 1995-97 Consideration: old credit card debt | | | | 7,822.00 |
| ACCOUNT NO. First Card Box 2004 Elgin, IL 60122 | | Incurred: 1994-96 Consideration: old credit card debt | | | | 11,812.00 |

2 continuation sheets attached

Subtotal ▶ \$ 33,634.00
 Total ▶ \$

(Report total also on Summary of Schedules)

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Donald Anthony De Motta, Sr. & Marylin Pidong De Motta

In re _____ Debtor

Case No. _____ (if known)

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

| CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE | CODEBETOR HUSBAND, WIFE, JOINT OR COMMUNITY | DATE CLAIM WAS INCURRED, AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE | CONTINGENT | | AMOUNT OF CLAIM |
|--|---|--|--------------|----------|--------------------|
| | | | UNLIQUIDATED | DISPUTED | |
| ACCOUNT NO. First Haw'n Bank Recovery Box 4070 Hnl, HI 96812 | | Incurred: 1974-99 Consideration: old credit card debt | | | 3,125.00 |
| ACCOUNT NO. First USA Bkry Support Box 149265 Austin, TX 78714-9265 | | Incurred: 1993-98 Consideration: old credit card balance | | | 1,100.00 |
| ACCOUNT NO. Fleet Bank Box 15368 Wilmington, DE 19886-5368 | | Incurred: 1995-97 Consideration: old credit card debt | | | 11,056.00 |
| ACCOUNT NO. Household Credit Services Box 7036 Anaheim, CA 92850-7036 | | Incurred: 1996-98 Consideration: personal loan | | | 920.00 |
| ACCOUNT NO. Private Issue Box 7061 Dover, DE 19903 | | Incurred: 1995-98 Consideration: old credit card debt | | | 2,661.00 |

Sheet no. 1 of 2 sheets attached to Schedule of Creditors

| | | |
|------------|----|-----------|
| Subtotal ▶ | \$ | 18,862.00 |
| Total ▶ | \$ | |

(Report total also on Summary of Schedules)

Donald Anthony De Motta, Sr. & Marilyn Pidong De Motta

In re _____ Debtor Case No. _____ (if known)

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

| CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE | CODEBTOR HUSBAND, WIFE, JOINT OR COMMUNITY | DATE CLAIM WAS INCURRED, AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE | CONTINGENT | | AMOUNT OF CLAIM |
|---|--|--|--------------|----------|--------------------|
| | | | UNLIQUIDATED | DISPUTED | |
| ACCOUNT NO. 2 accts Sears Box 7901 Des Moines, IA 50322-9401 | | Incurred: 1990-96 Consideration: old credit card debt | | | 6,849.00 |
| ACCOUNT NO. | | | | | |
| ACCOUNT NO. | | | | | |
| ACCOUNT NO. | | | | | |
| ACCOUNT NO. | | | | | |

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Sheet no. 2 of 2 sheets attached to Schedule of Creditors

| | | |
|------------|----|-----------|
| Subtotal ▶ | \$ | 6,849.00 |
| Total ▶ | \$ | 59,345.00 |

(Report total also on Summary of Schedules)

FORM B6G
(10/89)

Donald Anthony De Motta, Sr. & Marilyn Pidong De Motta

In re _____
Debtor

Case No. _____
(if known)

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.

NOTE: A party listed on this schedule will not receive notice of the filing of this case unless the party is also scheduled in the appropriate schedule of creditors.

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 |
|--|---|
| | |

FORM B6H
(6/90)

Donald Anthony De Motta, Sr. & Marilyn Pidong De Motta

In re _____
Debtor

Case No. _____
(if known)

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. In community property states, a married debtor not filing a joint case should report the name and address of the nondebtor spouse on this schedule. Include all names used by the nondebtor spouse during the six years immediately preceding the commencement of this case.

Check this box if debtor has no codebtors.

| NAME AND ADDRESS OF CODEBTOR | NAME AND ADDRESS OF CREDITOR |
|------------------------------|------------------------------|
| | |

FORM B61
(6/90)

Donald Anthony De Motta, Sr. & Marilyn Pidong De Motta

In re _____ Debtor

Case No. _____ (if known)

SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by a married debtor in a chapter 12 or 13 case whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.

| Debtor's Marital Status: | DEPENDENTS OF DEBTOR AND SPOUSE | | |
|--------------------------|---------------------------------|-----|--------------|
| | NAMES | AGE | RELATIONSHIP |
| Married | Bernard | 8 | son |

| EMPLOYMENT: | DEBTOR | SPOUSE |
|---------------------|----------------------|----------------------------|
| Occupation | Mechanic | teller |
| Name of Employer | 8902 Kalanianade Hwy | American Savings |
| How long employed | 30 yrs. | 7 yrs. |
| Address of Employer | Hnl, HI 96825 | Box 17017 Hnl, HI 96817 |

Income: (Estimate of average monthly income)
Current monthly gross wages, salary, and commissions
(pro rate if not paid monthly.)
Estimated monthly overtime

| | DEBTOR | SPOUSE |
|-----------------|----------------|--------------------|
| | \$ 0.00 | \$ 2,160.00 |
| | \$ 0.00 | \$ 0.00 |
| SUBTOTAL | \$ 0.00 | \$ 2,160.00 |

LESS PAYROLL DEDUCTIONS

- a. Payroll taxes and social security
- b. Insurance
- c. Union dues
- d. Other (Specify) _____

| | | |
|--|---------|-----------|
| | \$ 0.00 | \$ 605.00 |
| | \$ 0.00 | \$ 0.00 |
| | \$ 0.00 | \$ 0.00 |
| | \$ 0.00 | \$ 0.00 |

SUBTOTAL OF PAYROLL DEDUCTIONS

| | | |
|--|---------|-----------|
| | \$ 0.00 | \$ 605.00 |
|--|---------|-----------|

TOTAL NET MONTHLY TAKE HOME PAY

| | | |
|--|---------|-------------|
| | \$ 0.00 | \$ 1,555.00 |
|--|---------|-------------|

Regular income from operation of business or profession or farm
(attach detailed statement)

| | | |
|--|---------|---------|
| | \$ 0.00 | \$ 0.00 |
|--|---------|---------|

Income from real property

| | | |
|--|---------|---------|
| | \$ 0.00 | \$ 0.00 |
|--|---------|---------|

Interest and dividends

| | | |
|--|---------|---------|
| | \$ 0.00 | \$ 0.00 |
|--|---------|---------|

Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above.

| | | |
|--|---------|---------|
| | \$ 0.00 | \$ 0.00 |
|--|---------|---------|

Social security or other government assistance
(Specify) _____

| | | |
|--|---------|---------|
| | \$ 0.00 | \$ 0.00 |
|--|---------|---------|

Pension or retirement income

| | | |
|--|-----------|---------|
| | \$ 315.00 | \$ 0.00 |
|--|-----------|---------|

Other monthly income

| | | |
|--|----------|----------|
| | \$ _____ | \$ _____ |
|--|----------|----------|

(Specify) _____

| | | |
|--|---------|---------|
| | \$ 0.00 | \$ 0.00 |
|--|---------|---------|

| | | |
|--|---------|---------|
| | \$ 0.00 | \$ 0.00 |
|--|---------|---------|

TOTAL MONTHLY INCOME

| | | |
|--|-----------|-------------|
| | \$ 315.00 | \$ 1,555.00 |
|--|-----------|-------------|

TOTAL COMBINED MONTHLY INCOME \$ 1,870.00

(Report also on Summary of Schedules)

Describe any increase or decrease of more than 10% in any of the above categories anticipated to occur within the year following the filing of this document: Husband has been ill and has had to retire unable to keep up with debts

FORM B6J
(6/90)

Donald Anthony De Motta, Sr. & Marilyn Pidong De Motta

In re _____, Debtor

Case No. _____ (If known)

SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTORS

Complete this schedule by estimating the average monthly expenses of the debtor and the debtor's family. Pro rate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate.

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."

| | |
|--|-------------|
| Rent or home mortgage payment (include lot rented for mobile home) | \$ 1,350.00 |
| Are real estate taxes included? Yes _____ No <u>✓</u> | |
| Is property insurance included? Yes _____ No <u>✓</u> | |
| Utilities Electricity and heating fuel | \$ 125.00 |
| Water and sewer | \$ 75.00 |
| Telephone | \$ 50.00 |
| Other <u>Cable</u> | \$ 45.00 |
| Home maintenance (Repairs and upkeep) | \$ 50.00 |
| Food | \$ 450.00 |
| Clothing | \$ 100.00 |
| Laundry and dry cleaning | \$ 100.00 |
| Medical and dental expenses | \$ 50.00 |
| Transportation (not including car payments) | \$ 200.00 |
| Recreation, clubs and entertainment, newspapers, magazines, etc. | \$ 35.00 |
| Charitable contributions | \$ 10.00 |
| Insurance (not deducted from wages or included in home mortgage payments) | |
| Homeowner's or renter's | \$ 0.00 |
| Life | \$ 50.00 |
| Health | \$ 50.00 |
| Auto | \$ 105.00 |
| Other <u>Auto Maintenance</u> | \$ 200.00 |
| Taxes (not deducted from wages or included in home mortgage payments) (Specify) _____ | \$ 0.00 |
| Installment payments (In chapter 12 and 13 cases, do not list payments to be included in the plan) | |
| Auto | \$ 0.00 |
| Other <u>Funeral</u> | \$ 60.00 |
| Other _____ | \$ 0.00 |
| Alimony, maintenance, and support paid to others | \$ 0.00 |
| Payments for support of additional dependents not living at your home | \$ 0.00 |
| Regular expenses from operation of business, profession, or farm (attach detailed statement) | \$ 0.00 |
| Other _____ | \$ 0.00 |

TOTAL MONTHLY EXPENSES (Report also on Summary of Schedules) \$ 3,105.00

(FOR CHAPTER 12 AND 13 DEBTORS ONLY)

Provide the information requested below, including whether plan payments are to be made bi-weekly, monthly, annually, or at some other regular interval.

| | |
|---|---------|
| A. Total projected monthly income | \$ N.A. |
| B. Total projected monthly expenses | \$ N.A. |
| C. Excess income (A minus B) | \$ N.A. |
| D. Total amount to be paid into plan each _____ (interval) | \$ N.A. |

Form B6-Cont.
(12/94)

Donald Anthony De Motta, Sr. & Marilyn Pidong De Motta

In re _____,
Debtor

Case No. _____
(If known)

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 16
sheets and that they are true and correct to the best of my knowledge, information and belief. (Total shown on summary page plus 1)

Date MAY 04 2001

Signature [Handwritten Signature]
Debtor

Date MAY 04 2001

Signature [Handwritten Signature]
(Joint Debtor, if any)

[If joint case, both spouses must sign]

CERTIFICATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110)

I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.

Printed or Typed Name of Bankruptcy Petition Preparer _____ Social Security No. _____

Address

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document:

If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person.

Signature of Bankruptcy Petition Preparer

Date

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.

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FORM 7
Rev. 12/94

FORM 7. STATEMENT OF FINANCIAL AFFAIRS

UNITED STATES BANKRUPTCY COURT
District of Hawaii

Donald Anthony De Motta, Sr. & Marilyn Pidong
De Motta

In Re _____ Case No. _____
(Name) (If known)

Debtor
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.

Questions 1 - 15 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 16-21. If the answer to any question is "None," or the question is not applicable, 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 the two years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or person in control of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed.

"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 person in control 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 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 (if more than one) |
|---------|----------|---------------------------|
| 2001(H) | \$4,950 | Employment & Retirement |
| 2000(H) | \$25,920 | Employment |
| 1999(H) | \$25,920 | " |
| 2001(W) | \$8,640 | Employment |

| | AMOUNT | SOURCE (if more than one) |
|---------|----------|---------------------------|
| 2000(W) | \$25,920 | employment |
| 1999(W) | \$25,000 | " |

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 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 |
|--------|--------|
|--------|--------|

3. Payments to Creditors

None

a. List all payments on loans, installment purchases of goods or services, and other debts, aggregating more than \$600 to any creditor, made within 90 days immediately preceding the commencement of this case. (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 |
|--|-------------------|-------------|--------------------|
| American Savings Box 17017 Hnl, HI 96817 | monthly | \$1350 | \$72,000 |

None

b. 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 | DATES OF PAYMENTS | AMOUNT PAID | AMOUNT STILL OWING |
|---|-------------------|-------------|--------------------|
|---|-------------------|-------------|--------------------|

4a. 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 |
|---------------------------------|----------------------|------------------------------|-----------------------|
|---------------------------------|----------------------|------------------------------|-----------------------|

None b. Describe all property that has been attached, garnished or seized under any legal or equitable process 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.)

| NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED | DATE OF SEIZURE | DESCRIPTION AND VALUE OF PROPERTY |
|--|-----------------|-----------------------------------|
|--|-----------------|-----------------------------------|

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 REPOSESSION, FORECLOSURE SALE, TRANSFER OR RETURN | DESCRIPTION AND VALUE OF PROPERTY |
|--|---|-----------------------------------|
|--|---|-----------------------------------|

6a. 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 |
|------------------------------|--------------------|-----------------------------------|
|------------------------------|--------------------|-----------------------------------|

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 filing of this bankruptcy 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 & CASE NUMBER | DATE OF ORDER | DESCRIPTION AND VALUE OF PROPERTY |
|-------------------------------|---|---------------|-----------------------------------|
|-------------------------------|---|---------------|-----------------------------------|

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 |
|--|--------------------------------|--------------|-------------------------------|
|--|--------------------------------|--------------|-------------------------------|

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 |
|-----------------------------------|---|--------------|
|-----------------------------------|---|--------------|

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 a petition in bankruptcy within one year immediately preceding the commencement of this case or since 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 |
|--|---|--|
| Dawn Smith Dawn Smith Law Office 733 Bishop Street, Suite 1610 Honolulu, Hawaii 96813 | | \$465.00 |

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 one year 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 |
|---|------|--|
|---|------|--|

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 12 or chapter 13 must include information concerning accounts or instruments held 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 INSTITUTION | TYPE AND NUMBER OF ACCOUNT AND AMOUNT OF FINAL BALANCE | AMOUNT AND DATE OF SALE OR CLOSING |
|------------------------------------|--|--|
|------------------------------------|--|--|

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 |
|---|---|----------------------------|--|
|---|---|----------------------------|--|

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 |
|------------------------------|-------------------|---------------------|
|------------------------------|-------------------|---------------------|

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 |
|---------------------------|-----------------------------------|----------------------|
|---------------------------|-----------------------------------|----------------------|

15. Prior address of debtor

None

If the debtor has moved within the two 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, also any separate address of either spouse.

| ADDRESS | NAME USED | DATES OF OCCUPANCY |
|---------|-----------|--------------------|
|---------|-----------|--------------------|

[Questions 16 - 21 are not applicable to this case]

* * * * *

[If completed by an individual or individual and spouse]

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 MAY 04 2001

Signature of Debtor

Donald A. De Motta Sr.
 DONALD ANTHONY DE MOTTA, SR.

Date MAY 04 2001

Signature of Joint Debtor

Marylin Pidong De Motta
 MARYLIN PIDONG DE MOTTA

Form B8 (Official Form 8)
(9/97)

Form 8. INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION
UNITED STATES BANKRUPTCY COURT
District of Hawaii

Donald Anthony De Motta, Sr. & Marilyn Pidong
De Motta

In re _____
Debtor

Case No. _____
Chapter Chapter 7

CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION

- We have filed a schedule of assets and liabilities which includes consumer debts secured by property of the estate.
- We intend to do the following with respect to the property of the estate which secures those consumer debts:

a. *Property to Be Surrendered.*

| | |
|-------------------------|-----------------|
| Description of Property | Creditor's name |
| NONE | |

b. *Property to Be Retained.*

[Check any applicable statement.]

| Description of Property | Creditor's name | Property is claimed as exempt | Property will be redeemed pursuant to 11 U.S.C. § 722 | Debt will be reaffirmed pursuant to 11 U.S.C. § 524(c) | Property will be retained, original debt will be kept current |
|-----------------------------|------------------|-------------------------------|---|--|---|
| TMK - 4-1-033-107-000-00... | American Savings | ✓ | | | ✓ |
| TMK - 4-1-033-107-0000-0... | Associates | | | | ✓ |

Date: MAY 04 2001

Donald A. De Motta Sr.
Signature of Debtor DONALD ANTHONY DE MOTTA, SR.

Date: MAY 04 2001

Marilyn Pidong De Motta
Signature of Joint Debtor MARYLIN PIDONG DE MOTTA

CERTIFICATION OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110)

I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.

Printed or Typed Name of Bankruptcy Petition Preparer _____

Social Security No. _____

Address _____

Names and Social Security Numbers of all other individuals who prepared or assisted in preparing this document.

If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person.

X _____
Signature of Bankruptcy Petition Preparer

Date

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.

B 201
Rev. 11/95

United States Bankruptcy Court

NOTICE TO INDIVIDUAL CONSUMER DEBTOR

The purpose of this notice is to acquaint you with the four chapters of the federal Bankruptcy Code under which you may file a bankruptcy petition. The bankruptcy law is complicated and not easily described. Therefore, you should seek the advice of an attorney to learn of your rights and responsibilities under the law should you decide to file a petition with the court. Court employees are prohibited from giving you legal advice.

Chapter 7: Liquidation (\$155 filing fee plus \$30.00 administrative fee plus \$15.00 trustee surcharge)

- Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts.
- Under chapter 7 a trustee takes possession of all your property. You may claim certain of your property as exempt under governing law. The trustee then liquidates the property and uses the proceeds to pay your creditors according to priorities of the Bankruptcy Code.
- 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 acts of improper conduct described in the Bankruptcy Code, your discharge may be denied by the court, and the purpose for which you filed the bankruptcy petition will be defeated.
- Even if you receive a discharge, there are some debts that are not discharged under the law. Therefore, you may still be responsible for such debts as certain taxes and student loans, alimony and support payments, criminal restitution, and debts for death or personal injury caused by driving while intoxicated from alcohol or drugs.
- Under certain circumstances you may keep property that you have purchased subject to valid security interest. Your attorney can explain the options that are available to you.

Chapter 13: Repayment of All or Part of the Debts of an Individual with Regular Income (\$155 filing fee plus \$30.00 administrative fee)

- Chapter 13 is designed for individuals with regular income who are temporarily unable to pay their debts but would like to pay them 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.
- Under chapter 13 you must file a plan with the court to repay your creditors all or part of the money that you owe them, using your future earnings. Usually, the period allowed by the court to repay your debts is three years, but no more than five years. Your plan must be approved by the court before it can take effect.
- Under chapter 13, unlike chapter 7, you may keep all your property, both exempt and non-exempt, as long as you continue to make payments under the plan.
- After completion of payments under your plan, your debts are discharged except alimony and support payments, student loans, certain debts including criminal fines and restitution and debts for death or personal injury caused by driving while intoxicated from alcohol or drugs, and long term secured obligations.

Chapter 11: Reorganization (\$830 filing fee)

Chapter 11 is designed primarily 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 (\$230 filing fee)

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

I, the debtor, affirm that I have read this notice

Wayne R. Henry

MAY 04 2001

Date

Signature of Debtor

Case Number

WHITE-DEBTOR COPY PINK-COURT COPY

MAY 04 2001

[Signature]

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Chapter 7

DISCLOSURE OF COMPENSATION -- Rule 2016 (b)

1. Pursuant to 11 U.S.C. §329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-names debtor(s) 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 \$465.00.

2. The source of the compensation paid, or to be paid to me was the debtor.

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

4. The services rendered or to be rendered include a) analysis of the financial situation, and rendering advice and assistance to the debtor(s) in determining whether to file a petition under title 11 of the United States Code; (b) preparation and filing of the petition, schedules, statement of affairs and other documents required by the court; and (c) representation of the debtor(s) at the meeting of creditors.

5. Services not covered by the above-disclosed compensation include (a) adversary claims; (b) amendments to the peition; and (c) additional court appearances other than the original meeting of creditors.

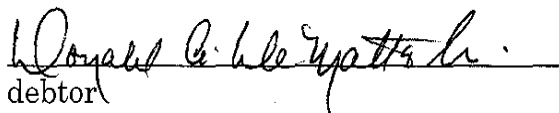
Date - MAY 04 2001


Signature



Dawn Smith, Bar No. 4414

Agreed to:


debtor


joint debtor

American Savings
Box 17017
Hnl, HI 96817

Associates
Box 64606
Baltimore, MD 21264

Bank One c/o First USA
Box 530804
Atlanta, GA 30353

Capital One
Box 26030
Richmond, VA 23276

Citibank
Box 6200
The Lakes, NV 88901-6200

First Card
Box 2004
Elgin, IL 60122

First Haw'n Bank Recovery
Box 4070
Hnl, HI 96812

First USA Bkry Support
Box 149265
Austin, TX 78714-9265

Fleet Bank
Box 15368
Wilmington, DE 19886-5368

Household Credit Services
Box 7036
Anaheim, CA 92850-7036

Private Issue
Box 7061
Dover, DE 19903

Sears
Box 7901
Des Moines, IA 50322-9401