

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF WEST VIRGINIA**

In Panthera Enterprises, LLC
Re: Debtor(s)

Case No.: 2:19-bk-00787

**ORDER CONVERTING CASE UNDER CHAPTER 11 TO CASE UNDER CHAPTER 7
AND NOTICE TO CREDITORS AND OTHER PARTIES IN INTEREST**

The Court has determined to convert this case to one under Chapter 7 of the Bankruptcy Code. Therefore, it is hereby

ORDERED that the Chapter 11 case of the above-captioned debtor is converted to a case under Chapter 7. It is **FURTHER ORDERED** that the Debtor or Chapter 11 trustee, whichever pertains, shall:

1. File and transmit to the United States Trustee within 30 days of the entry of this order a final report and account. Fed. R. Bankr. P. 1019 (5)(A)(ii).
2. Forthwith, on demand, and after the qualification of or assumption of duties by the Chapter 7 trustee, turn over to the Chapter 7 trustee all records and property of the estate in the possession or control of the Debtor or Chapter 11 trustee. Fed. R. Bankr. P. 1019(4).
3. File within 14 days after entry of this Order, if the debtor has not already done so in the Chapter 11 case:
 - (A) lists, inventories, schedules, and statement of financial affairs as required by Fed. R. Bankr. P. 1007. Any such document filed in the Chapter 11 case is deemed filed in the Chapter 7 case;
 - (B) amended schedules I and J, if the debtor's income and/or expenses have changed between the filing of the Chapter 11 petition and the entry of this Order;
 - (C) amended schedules as necessary to reflect the loss/acquisition of property of the estate between the filing of the Chapter 11 petition and the date of this order converting the case to one under Chapter 7;
 - (D) a schedule of unpaid debts incurred after the filing of the petition and before conversion of the case, including the name and address of each holder of a claim. The debtor or debtor's counsel shall serve upon each of these creditors a copy of the Notice of Bankruptcy Case Filing and the Meeting of Creditors. This notice must include all nine digits of the debtor's social security number. The debtor or debtor's attorney shall file a certificate of service with the Clerk evidencing service of the above documents; and
 - (E) a schedule of executory contracts and unexpired leases entered into or assumed after the filing of the Chapter 11 petition, but before entry of this Order.
4. File a Statement of Intention in conformity with Official Form B8 within 30 days after entry of this Order, or before the date first set for the meeting of creditors in the converted case, whichever is earlier.
5. File a statement of completion of a course concerning personal financial management. If the Debtor has not already filed a statement of completion of a course concerning personal financial management, prepared as prescribed by the appropriate Official Form, the Debtor is notified, pursuant to Fed. R. Bankr. P. 5009(b), that the case will be closed without the entry of discharge unless the statement is filed no later than 60 days after the first date set for the meeting of creditors under §341.
6. The debtor, if applicable, shall continue payment of the filing fee in installments on or before the dates set forth in the Order Approving Payment of Filing Fees In Installments previously entered in the Bankruptcy case.

Notice to Creditors and Other Parties in Interest

7. Unless a pre-bankruptcy default has been fully cured in the Chapter 11 case, the existing default shall have the effect given to it by applicable non-bankruptcy law in the converted case.
8. A new time period for: filing a motion under 11 U.S.C. §707(b) or (c), objecting to a claim of exemption, filing claims, filing a complaint objecting to discharge, or filing a complaint to determine dischargeability of any debt shall commence in accordance with Fed. R. Bankr. P. 1017, 1019(2), 3002, 4004, or 4007.
9. All claims filed by creditors before conversion are deemed filed in the Chapter 7 case. A non-administrative expense claim against the debtor that arose after the filing of the petition and before entry of this Order shall be treated as if such claim had arisen immediately before the date of the filing of the petition, and may be filed in accordance with Fed. R. Bankr. P. 3001(a-d) and 3002.
10. Any request for payment of a pre-conversion administrative expense incurred by any entity other than a governmental unit is timely filed if it is filed within 90 days of the date first set for the meeting of creditors in this converted case. A governmental unit's request for payment of a pre-conversion administrative expense is timely if it

11. The conversion of this case to Chapter 7 does not terminate pending motions. On conversion, every effort should be made to inform the case trustee of the status of a pending motion. In the event that the trustee has inadequate time to respond to a pending motion due to the conversion of the case, the court may delay entry of a proposed order, or grant relief to the trustee from the order under Fed. R. Bankr. P. 9023 and/or 9024.

12. Notwithstanding the above paragraph, any pending proposed disclosure statement and/or Chapter 11 plan, objections thereto, and any motion to dismiss the Chapter 11 case are denied as moot, and further action on those matters may be terminated by the Clerk's office.

Appointment of a Chapter 7 Trustee

13. The Chapter 7 Trustee appointed to administer this Chapter 7 estate is: Aaron C. Amore.

14. Within 14 days of being appointed, the Chapter 7 trustee shall file a notice of substitution of party in any pending adversary proceeding brought by or against the Chapter 11 debtor in possession and/or the Chapter 11 trustee on behalf of the bankruptcy estate.

DATED: July 21, 2020

Frank W. Volk

U.S. Bankruptcy Judge

In re:
Panthera Enterprises, LLC
Debtor

Case No. 19-00787-fwv
Chapter 7

CERTIFICATE OF NOTICE

District/off: 0424-2

User: ad
Form ID: ocv11to7

Page 1 of 3
Total Noticed: 63

Date Rcvd: Jul 21, 2020

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 23, 2020.

db Panthera Enterprises, LLC, 2506 Fishpond Road, Old Fields, WV 26845
at +Mark A. Lindsay, 707 Grant Street, Suite 2200, Pittsburgh, PA 15219-1945
cr +Darrick and Emily Gust, c/o Spencer D. Elliott, Lewis Glasser PLLC,
300 Summers Street Suite 700, Charleston, WV 25301, US 25301-1632
cr Panthera Training, LLC, 2506 Fish Pond Road, Old Fields, WV 26845
cr +SMI, LLC, 123 East Main Street, 5th Floor, Charlottesville, VA 22902-6800
cr +West Virginia Economic Development Authority, 180 Association DR, Charleston, WV 25311-1217
cr West Virginia State Tax Department, Bankruptcy Unit, P.O. Box 766,
Charleston, WV 25323-0766
1601270 +A.L.L. Construction, Inc., P.O. Box 232, Mount Storm, WV 26739-0232
1601271 +ADP, LLC, 1851 N. Resler Drive, El Paso, TX 79912-8023
1601272 +ARB Investments Company, LLC, 109 Floral Vale Blvd., Morrisville, PA 19067-5522
1601273 +Anthony McIntyre, 4000 Midlantic Drive, Suite 200, Mount Laurel, NJ 08054-1580
1601274 +Arthur J. Gallagher & Co., 4000 Midlantic Drive, Suite 200, Mount Laurel, NJ 08054-1580
1601297 Atty General Of WV, BLDG 1 E-26 Ground Floor Main Unit, Capitol Building,
Charleston WV 25301
1601276 +Azadian Group, LLC, 600 Madison Avenue, 18th Floor, New York, NY 10022-1748
1601277 +Bill Neff Enterprises, 3570 North Valley Pike, Harrisonburg, VA 22802-1110
1601278 +Brian Riso, 138 Woodridge Drive, Morehead City, NC 28557-4609
1601279 +Bruce Hardy, 19664 Players Court, Ashburn, VA 20147-5230
1601281 +C2 Logistics USA LLC/Candy Group, 9040 Town Centre Parkway, Bradenton, FL 34202-4101
1609200 +CNA Commercial Insurance, 500 Colonial Center Parkway, Lake Mary, FL 32746-7637
1601282 +Central Tie & Lumber, Co., 79 Hyde Street, Moorefield, WV 26836-9177
1601284 +Dinsmore & Shohl, LLP, Accounts Receivable, PO Box 639038, Cincinnati, OH 45263-9038
1601256 +Duncan Development Group, LLC, 420 Park Street, Charlottesville, VA 22902-4762
1605286 +Global Matrix Corporation, 43787 Bent Creek Terrace, Leesburg, VA 20176-7431
1601257 +Howard Shockey & Sons, Inc., John Good, P.O. Box 2530, Winchester, VA 22604-1729
1601258 +James Michael Dowty, 1477 Seaside Circle, Gulf Breeze, FL 32566-7062
1601259 +James Punelli, 11654 Plaza America Drive, Reston, VA 20190-4700
1601260 +Leesburg Junction, 215 Depot Court SE, Leesburg, VA 20175-3017
1601261 +Live Oaks Consultants, LLC, PO Box 1010, Hampstead, NC 28443-1010
1601262 +Michael L. Cranston, CPA, Ltd., 4085 Chain Bridge Road, Suite 400, Fairfax, VA 22030-4106
1601263 +Midtown Resources, 1518 Walnut Street, Suite 1400, Philadelphia, PA 19102-3408
1609205 +Norman T. Daniels, Esquire, Daniels Law Firm, PLLC, P. O. Box 1433,
Charleston, WV 25325-1433
1609423 +Panthera Training, LLC, 600 Quarrier Street, Charleston, WV 25301-2121
1609431 +Panthera Training, LLC, Post Office Box 981, Old Fields, West Virginia 26845-0981
1605287 +Pons Milvius LLC, 11654 Plaza America Drive, #320, Reston, VA 20190-4700
1601265 +Raymond Barbic, 26098 Huntwick Glen Square, Aldie, VA 20105-5715
1601266 +Raymond Jones, 43787 Bent Creek Terrace, Leesburg, VA 20176-7431
1601299 +Regional Bankruptcy Contact, U.S. Environmental Protection Agency, Region III,
1650 Arch Street (3RC00), Philadelphia PA 19103-2087
1601267 +SMI, LLC, c/o Timothy Kelsey, 123 East Main Street, 5th Floor,
Charlottesville, VA 22902-6800
1601300 +Secretary Of The Treasury, 15th St & Pennsylvania Avenue, Washington DC 20220-0001
1604396 +Sheriff of Hardy County, 204 Washington Street, Moorefield, WV 26836-1155
1601268 +Sheriff of Hardy County, PO Box 643, Moorefield, WV 26836-0643
1601269 +Spectrum Consulting, LLC, 11 Canal Center Plaza, Suite 300, Alexandria, VA 22314-1595
1601285 +Squadron Defense Group, PO Box 1381, Sterling, VA 20167-8440
1601287 +State of West Virginia/State Tax Dept., 397 Mid-Atlantic Pkwy, Suite 2,
Martinsburg, WV 25404-7468
1601288 +Stratos & Associates, PLLC, 8322-A Traford Lane, Springfield, VA 22152-1669
1601289 +Target Welding Group, Inc., 61 Old Cartrette Road, Clarendon, NC 28432-9172
1601290 +The U Company, 453 Mae West Road, Confluence, PA 15424-2015
1601291 +Tim Miller, 440 Premier Circle, Suite 200, Charlottesville, VA 22901-1896
1601302 +US Attorney, Northern District of WV, PO Box 591, Wheeling WV 26003-0011
1601292 +United Health Care, 185 Asylum Street, Hartford, CT 06103-3408
1601293 +Unity Technology Corporation, 3001 Ward Kline Road, Myersville, MD 21773-9139
1601303 WV Dept of Tax & Revenue, Bankruptcy Unit, Post Office Box 766, Charleston WV 25323-0766
1601294 +West Virginia Economic Development Authority, 180 Association Drive,
NorthGate Business Park, Charleston, WV 25311-1217
1601304 West Virginia Insurance Commission, Legal Division - Bankruptcy, Post Office Box 50540,
Charleston WV 25305-0540
1601295 +West Virginia Paving, Inc., 2950 Charles Avenue, Dunbar, WV 25064-2103
1609242 +West Virginia State Auditor's Office, 1900 Kanawha Blvd E, Bldg 1 Room W-100,
Charleston, WV 25305-0001
1601296 +n8 Consulting LLC, PO Box 651163, Sterling, VA 20165-1163

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

1601275 +E-mail/Text: bankruptcy@atlanticunionbank.com Jul 21 2020 20:00:37 Atlantic Union Bank,
1800 Robert Fulton Drive, Suite 310, Reston, VA 20191-4346
1603772 +E-mail/Text: mark.vanderlaan@dinsmore.com Jul 21 2020 20:00:41 Dinsmore & Shohl LLP,
Jennifer M. Rixner, 255 East Fifth Street, Suite 1900, Cincinnati, OH 45202-4720
1601298 E-mail/Text: sbse.cio.bnc@mail@irs.gov Jul 21 2020 20:00:32 Internal Revenue Service,
Post Office Box 7346, Philadelphia PA 19101-7346

District/off: 0424-2

User: ad
Form ID: ocv11to7Page 2 of 3
Total Noticed: 63

Date Rcvd: Jul 21, 2020

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center (continued)

1609425 +E-mail/Text: brapp@wtplaw.com Jul 21 2020 20:00:44
PJSC Aviation Company Ukrainian Helicopters, c/o Brandy M. Rapp, Esq.,
Whiteford, Taylor & Preston LLP, 10 S. Jefferson St., Suite 1110, Roanoke, VA 24011-1314
1601264 +E-mail/Text: ostovich@parkerostovich.com Jul 21 2020 20:00:31 Parker, Ostovic & Associates,
2000 Duke Street, Suite 300, Alexandria, VA 22314-6101
1601301 +E-mail/Text: philadelphia.bnc@ssa.gov Jul 21 2020 20:00:40 Social Security Administration,
300 Spring Garden Street, Philadelphia PA 19123-2999

TOTAL: 6

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****

cr Anthony McIntyre
cr Bruce Hardy
cr Rob Duncan, Manager/TR&L, LLC,, a Virginia Limited Liability Company,
Successor to SMI, LLC,, a Virginia Limited Liability Company
cr Rob Duncan, Manager/Duncan Development Group, LLC
cr Stacie Hardy
cr Timothy Miller
1601280 Bureau of Alcohol Tobacco & Firearms
1601283 Department of State
1601286 State of Delaware
1601305* +A.L.L. Construction, Inc., P.O. Box 232, Mount Storm, WV 26739-0232
1601306* +ADP, LLC, 1851 N. Resler Drive, El Paso, TX 79912-8023
1601307* +ARB Investments Company, LLC, 109 Floral Vale Blvd., Morrisville, PA 19067-5522
1601308* +Anthony McIntyre, 4000 Midlantic Drive, Suite 200, Mount Laurel, NJ 08054-1580
1601309* +Arthur J. Gallagher & Co., 4000 Midlantic Drive, Suite 200, Mount Laurel, NJ 08054-1580
1601310* +Atlantic Union Bank, 1800 Robert Fulton Drive, Suite 310, Reston, VA 20191-4346
1601311* +Azadian Group, LLC, 600 Madison Avenue, 18th Floor, New York, NY 10022-1748
1601312* +Bill Neff Enterprises, 3570 North Valley Pike, Harrisonburg, VA 22802-1110
1601313* +Brian Riso, 138 Woodridge Drive, Morehead City, NC 28557-4609
1601314* +Bruce Hardy, 19664 Players Court, Ashburn, VA 20147-5230
1601315* +C2 Logistics USA LLC/Candy Group, 9040 Town Centre Parkway, Bradenton, FL 34202-4101
1601316* +Central Tie & Lumber, Co., 79 Hyde Street, Moorefield, WV 26836-9177
1601317* +Dinsmore & Shohl, LLP, Accounts Receivable, PO Box 639038, Cincinnati, OH 45263-9038
1601318* +Duncan Development Group, LLC, 420 Park Street, Charlottesville, VA 22902-4762
1601319* +Howard Shockey & Sons, Inc., John Good, P.O. Box 2530, Winchester, VA 22604-1729
1601320* +James Michael Dowty, 1477 Seaside Circle, Gulf Breeze, FL 32566-7062
1601321* +James Punelli, 11654 Plaza America Drive, Reston, VA 20190-4700
1601322* +Leesburg Junction, 215 Depot Court SE, Leesburg, VA 20175-3017
1601323* +Live Oaks Consultants, LLC, PO Box 1010, Hampstead, NC 28443-1010
1601324* +Michael L. Cranston, CPA, Ltd., 4085 Chain Bridge Road, Suite 400, Fairfax, VA 22030-4106
1601325* +Midtown Resources, 1518 Walnut Street, Suite 1400, Philadelphia, PA 19102-3408
1601326* +Parker, Ostovic & Associates, 2000 Duke Street, Suite 300, Alexandria, VA 22314-6101
1601327* +Raymond Barbic, 26098 Huntwick Glen Square, Aldie, VA 20105-5715
1601328* +Raymond Jones, 43787 Bent Creek Terrace, Leesburg, VA 20176-7431
1601329* +SMI, LLC, c/o Timothy Kelsey, 123 East Main Street, 5th Floor,
Charlottesville, VA 22902-6800
1601330* +Sheriff of Hardy County, PO Box 643, Moorefield, WV 26836-0643
1601331* +Spectrum Consulting, LLC, 11 Canal Center Plaza, Suite 300, Alexandria, VA 22314-1595
1601332* +Squadron Defense Group, PO Box 1381, Sterling, VA 20167-8440
1601333* +State of West Virginia/State Tax Dept., 397 Mid-Atlantic Pkwy, Suite 2,
Martinsburg, WV 25404-7468
1601334* +Stratos & Associates, PLLC, 8322-A Traford Lane, Springfield, VA 22152-1669
1601335* +Target Welding Group, Inc., 61 Old Cartrette Road, Clarendon, NC 28432-9172
1601336* +The U Company, 453 Mae West Road, Confluence, PA 15424-2015
1601337* +Tim Miller, 440 Premier Circle, Suite 200, Charlottesville, VA 22901-1896
1601338* +United Health Care, 185 Asylum Street, Hartford, CT 06103-3408
1601339* +Unity Technology Corporation, 3001 Ward Kline Road, Myersville, MD 21773-9139
1601340* +West Virginia Economic Development Authority, 180 Association Drive,
NorthGate Business Park, Charleston, WV 25311-1217
1601341* +West Virginia Paving, Inc., 2950 Charles Avenue, Dunbar, WV 25064-2103
1601342* +n8 Consulting LLC, PO Box 651163, Sterling, VA 20165-1163

TOTALS: 9, * 38, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

District/off: 0424-2

User: ad
Form ID: ocv11to7

Page 3 of 3
Total Noticed: 63

Date Rcvd: Jul 21, 2020

***** BYPASSED RECIPIENTS (continued) *****

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 23, 2020

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 21, 2020 at the address(es) listed below:

Aaron C. Amore amorewvt@gmail.com, aca@trustesolutions.net;jackiewvt@gmail.com;annwvt@gmail.com
Debra Lee Allen on behalf of Creditor West Virginia Economic Development Authority
dallen@spilmanlaw.com
Debra Lee Allen on behalf of Defendant West Virginia Economic Development Authority
dallen@spilmanlaw.com
Douglas E. Kahle, Esq. on behalf of Creditor Panthera Training, LLC dkahle@basnightkinser.com
Douglas E. Kahle, Esq. on behalf of Counter-Claimant Panthera Training, LLC
dkahle@basnightkinser.com
Douglas E. Kahle, Esq. on behalf of Defendant Panthera Training, LLC dkahle@basnightkinser.com
Eric Michael Wilson on behalf of Creditor West Virginia State Tax Department
eric.m.wilson@wv.gov, lora.l.rutledge@wv.gov
Gary O. Kinder on behalf of U.S. Trustee United States Trustee gary.o.kinder@usdoj.gov
John J. Richardson on behalf of Plaintiff Panthera Enterprises, LLC
jrichardson@bernsteinlaw.com
John J. Richardson on behalf of Debtor Panthera Enterprises, LLC jrichardson@bernsteinlaw.com
John J. Richardson on behalf of Counter-Defendant Panthera Enterprises, LLC
jrichardson@bernsteinlaw.com
Julia A. Chincheck on behalf of Defendant Panthera Training, LLC jchincheck@bowlesrice.com
Julia A. Chincheck on behalf of Counter-Claimant Panthera Training, LLC
jchincheck@bowlesrice.com
Julia A. Chincheck on behalf of Creditor Panthera Training, LLC jchincheck@bowlesrice.com
Leslie Gallian leslie_gallian@wvsb.uscourts.gov
Lisa Smolder lisa_smolder@wvsb.uscourts.gov
Robert S. Bernstein, Esq. on behalf of Debtor Panthera Enterprises, LLC
rbernstein@bernsteinlaw.com,
cwirick@bernsteinlaw.com;cwirick@ecf.courtdrive.com;rbernstein@ecf.courtdrive.com
Robert S. Bernstein, Esq. on behalf of Plaintiff Panthera Enterprises, LLC
rbernstein@bernsteinlaw.com,
cwirick@bernsteinlaw.com;cwirick@ecf.courtdrive.com;rbernstein@ecf.courtdrive.com
Salene Rae Mazur Kraemer on behalf of Debtor Panthera Enterprises, LLC
skraemer@bernsteinlaw.com, salene@ecf.courtdrive.com,
Salene Rae Mazur Kraemer on behalf of Counter-Claimant Panthera Enterprises, LLC
skraemer@bernsteinlaw.com, salene@ecf.courtdrive.com,
Spencer D. Elliott on behalf of Creditor Darrick and Emily Gust selliott@lgcr.com
Travis Alan Knobbe on behalf of Creditor West Virginia Economic Development Authority
tknobbe@spilmanlaw.com, dambrose@spilmanlaw.com
United States Trustee ustpregion04.ct.ecf@usdoj.gov
William J. Leon on behalf of Counter-Defendant Bill V. Neff, Sr. jayleon@comcast.net
William J. Leon on behalf of Creditor SMI, LLC jayleon@comcast.net
William J. Leon on behalf of Plaintiff Bill V. Neff, Sr. jayleon@comcast.net
Zachary James Rosencrance on behalf of Defendant Panthera Training, LLC
zrosencrance@bowlesrice.com, ajones@bowlesrice.com
Zachary James Rosencrance on behalf of Creditor Panthera Training, LLC
zrosencrance@bowlesrice.com, ajones@bowlesrice.com
Zachary James Rosencrance on behalf of Counter-Claimant Panthera Training, LLC
zrosencrance@bowlesrice.com, ajones@bowlesrice.com

TOTAL: 29