8

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

Alma Communications Company d/b/a Alma Telephone Company, Chariton Valley Telephone Corporation, Chariton Valley Telecom Corporation, Choctaw Telephone Company, Mid-Missouri Telephone Company, a corporate division of Otelco, Inc., and MoKAN DIAL, Inc. Complainants, vs.)))) Case No. IC-2011-0385)
Halo Wireless, Inc. Respondent.)
AND	
BPS Telephone Company, Citizens Telephone Company of Higginsville, Mo., Craw-Kan Telephone Cooperative, Inc., Ellington Telephone Company, Farber Telephone Company, Fidelity Communications Services I, Inc., Fidelity Communications Services II, Inc., Fidelity Telephone Company, Goodman Telephone Company, Granby Telephone Company, Grand River Mutual Telephone Corporation Green Hills Telephone Corporation, Green Hills Telecommunications Services, Holway Telephone Company, Iamo Telephone Company, Kingdom Telephone Company, K.L.M. Telephone Company, Lathrop Telephone Company, Le-Ru Telephone Company, Mark Twain Rural Telephone Company, Mark Twain Communications Company, McDonald County Telephone Company, Miller Telephone Company, New Florence Telephone Company, New London Telephone Company, Northeast Missouri Rural Telephone Company, Orchard Farm Telephone Company, Oregon Farmers Mutual Telephone Company, Ozark Telephone Company, Peace Valley Telephone Company, Inc., Rock Port Telephone Company, Seneca Telephone Company, Steelville Telephone Exchange, Inc., and Stoutland Telephone Company, Complainants, V. Halo Wireless, Inc., Respondent.)))))))))))))))))))

SUGGESTION OF BANKRUPTCY

Defendant Halo Wireless, Inc. ("Halo") hereby files its Suggestion of Bankruptcy as follows:

- 1. Notice is hereby given that on August 8, 2011, Halo filed a voluntary petition for relief under Chapter 11 of Title 11 of the United States Code in the United States Bankruptcy Court for the Eastern District of Texas (Sherman Division). A copy of the Petition for Relief is attached hereto as Exhibit "A" and incorporated herein by reference for all purposes.
- 2. Pursuant to Section 362 of the Bankruptcy Code, the filing of the Petition operates as a stay of:
 - a. The commencement or continuation, including the issuance or employment of process, of a judicial, administrative, or other proceeding against the Debtor that was or could have been commenced before the commencement of the case under this Title, or to recover a claim against the Debtor that arose before the commencement of the case under this Title;
 - b. The enforcement, against the Debtor or against property of the estate, of a judgment obtained before the commencement of the case under this Title;
 - c. Any act to obtain possession of property of the estate or property from the estate;
 - d. Any act to create, perfect, or enforce any lien against property of the estate;
 - e. Any act to create, perfect, or enforce against property of the Debtor any lien to the extent that such lien secures a claim that arose before the commencement of the case under this Title, except to the extent provided in section 362(b);
 - f. Any act to collect assets, or recover a claim against the Debtor that arose before the commencement of the case under this title:

- g. The set off of any debt owing to the Debtor that arose before the commencement of the case under this Title against any claim against the Debtor; and
- h. The commencement or continuation of a proceeding before the United States Tax Court concerning the Debtor.
- 3. Accordingly, pursuant to the provisions of 11 U.S.C. § 362, the automatic stay prohibits further action against the Debtor in the instant proceeding.

Dated this 10th day of August, 2011.

Respectfully submitted,

STEVEN H. THOMAS

Texas State Bar No. 19868890

TROY P. MAJOUE

Texas State Bar No. 24067738

McGUIRE, CRADDOCK

& STROTHER, P.C.

2501 N. Harwood, Suite 1800

Dallas TX 75201

Phone: 214.954.6800

Fax: 214.954.6850

W. SCOTT MCCOLLOUGH

Texas State Bar No. 13434100

McCollough|Henry PC

1250 S. Capital of Texas Hwy., Bldg. 2-235

West Lake Hills, TX 78746

Phone: 512.888.1112

Fax: 512.692.2522

LOUIS A. HUBER, III

Missouri Bar No. 28447

SCHLEE, HUBER, MCMULLEN & KRAUSE, P.C.

4050 Pennsylvania, Suite 300

P.O. Box 32430

Kansas City, MO 64171-5430

Telephone: (816) 931-3500

Facsimile: (816) 931-3553

Attorneys for Halo Wireless, Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Suggestion of Bankruptcy was served via regular mail and/or certified mail, return receipt requested, on the following counsel of record on this the 10th day of August, 2011:

W.R. England, III Brian T. McCartney Brydon, Swearengen & England P.C. 312 East Capitol Avenue P.O. Box 456 Jefferson City, Missouri 65102-0456 (573) 635-7166 telephone (573) 634-7431 facsimile

Craig S. Johnson Johnson & Sporleder, LLP 304 E. High St., Suite 200 P.O. Box 1670 Jefferson City, Missouri 65102 (573) 659-8734 telephone (573) 761-3587 facsimile

Troy P. Majoue

Exhibit A

B1 (Official Form 1) (4/10) United States Bankruptcy Court Eastern District of Texas Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): Halo Wireless, Inc. All Other Names used by the Joint Debtor in the last 8 years All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN Last four digits of Soc. Sec. or Individual-Taxpayer LD. (ITIN)/Complete EIN (if more than one, state all): (if more than one, state all): 20-2287342 Street Address of Joint Debtor (No. and Street, City, and State): Street Address of Debtor (No. and Street, City, and State): 2351 West Northwest Highway, Suite 1204 Dallas, TX ZIP CODE 75220 ZIP CODE County of Residence or of the Principal Place of Business: 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): 1701 Commerce Street, Tyler, TX 75702 ZIP CODE Chapter of Bankruptcy Code Under Which Type of Debtor Nature of Business (Form of Organization) the Petition is Filed (Check one box.) (Check one box.) (Check one box.) ☐ Chapter 15 Petition for **Health Care Business** Chapter 7 Chapter 9 Recognition of a Foreign Individual (includes Joint Debtors) Single Asset Real Estate as defined in 11 U.S.C. § 101(51B) ☑ Chapter 11 Main Proceeding See Exhibit D on page 2 of this form. Corporation (includes LLC and LLP) Railroad Chapter 12 Chapter 15 Petition for Recognition of a Foreign Partnership Stockbroker Chapter 13 Commodity Broker Nonmain Proceeding Other (If debtor is not one of the above entities, □ Clearing Bank check this box and state type of entity below.) Nature of Debts Other (Check one box.) Tax-Exempt Entity (Check box, if applicable.) Debts are primarily consumer ✓ Debts are primarily debts, defined in 11 U.S.C. business debts. § 101(8) as "incurred by an Debtor is a tax-exempt organization under Title 26 of the United States individual primarily for a personal, family, or house-Code (the Internal Revenue Code). hold purpose.' Chapter 11 Debtors Filing Fee (Check one box.) Check one box: Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). Full Filing Fee attached. Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). 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 Debtor's aggregate noncontingent liquidated debts (excluding debts owed to unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment Filing Fee waiver requested (applicable to chapter 7 individuals only). Must on 4/01/13 and every three years thereafter). attach signed application for the court's consideration. See Official Form 3B. Check ali applicable boxes: A plan is being filed with this petition. Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). THIS SPACE IS FOR Statistical/Administrative Information COURT USE 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 V 200-999 1.000-5,001-10,001-25,001-50,001-1-49 50-99 100-199 Over 5,000 10.000 25,000 50,000 100,000 100,000 Estimated Assets ◪ \$1,000,001 \$100,000,001 \$50,001 to \$100,001 to \$500,001 \$10,000,001 \$50,000,001 \$500,000,001 More than \$0 to to \$10 \$50,000 \$100,000 \$500,000 to \$1 to \$50 to \$100 to \$500 to \$1 billion \$1 billion million million million million million Estimated Liabilities \$100,000,001 \$500,000,001 More than the \$100,000 | \$1 of the thing of of the thin \$500,000,001 \$50,001 to \$100,001 to \$100,000 Ca\$600,000 1 \$100,001 to \$50,000,001 \$500,00 \$1,000,001 \$10,000,001 SO to Jo MKL **Dogume**n \$50,000 CM 3M to \$100

million

million

million

million

B1 (Official Form	1) (4/10)	<u> </u>	Page 2		
Voluntary Petition		Name of Debtor(s):			
(This page must l	(This page must be completed and filed in every case.) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.)				
Location Where Filed:	All Prior Bankruptcy Cases ruled within Last 8 1	Case Number:	Date Filed:		
Location		Case Number:	Date Filed:		
Where Filed:	Pending Bankruptcy Case Filed by any Spouse, Partner, or Affi	liate of this Debtor (If more than one, attach a	additional sheet.)		
Name of Debtor:		Case Number:	Date Filed:		
District:	Eastern District of Texas	Relationship:	Judge:		
with the Securiti	Exhibit A I if debtor is required to file periodic reports (e.g., forms 10K and 10Q) es and Exchange Commission pursuant to Section 13 or 15(d) of the nge Act of 1934 and is requesting relief under chapter 11.)	(To be completed if debt whose debts are primaril I, the attorney for the petitioner named in have informed the petitioner that [he or she or 13 of title 11, United States Code, and ha each such chapter. I further certify that I is required by 11 U.S.C. § 342(b).	tor is an individual y consumer debts.) the foregoing petition, declare that I may proceed under chapter 7, 11, 12, we explained the relief available under		
Exhibit A	is attached and made a part of this petition.	x	-		
	······································	Signature of Attorney for Debtor(s)	(Date)		
Exhibit C 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? Yes, and Exhibit C is attached and made a part of this petition. No.					
Exhibit D					
(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.					
Information Regarding the Debtor - 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. 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.					
Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.)					
	Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)				
		(Name of landlord that obtained judgment)			
	(Address of landlord)				
	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				
	Debtor has included with 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.				
	Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)). Case 2:11-cy-04220-NKL Document 4-24 Filed 08/19/11 Page 8 of 11				

B1 (Official Form) 1 (4/10)	Page 3
Voluntary Petition	Name of Debtor(s): Halo Wireless, Inc.
(This page must be completed and filed in every case.)	<u> </u>
	atures
Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative
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 hat 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	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.
chapter, and choose to proceed under chapter 7.	I
[If no attorney represents me and no bankruptcy petition preparer signs the petition] have obtained and read the notice required by 11 U.S.C. § 342(b).	Certified copies of the documents required by 11 U.S.C. § 1515 are attached.
I request relief in accordance with the chapter of title 11, United States Code specified in this petition.	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.
X	x
Signature of Debtor	(Signature of Foreign Representative)
X Signature of Joint Debtor	(Printed Name of Foreign Representative)
Telephone Number (if not represented by attorney)	Date
Date	
Signature of Attorney*	Signature of Non-Attorney Bankruptcy Petition Preparer
X /s/ E. P. Keiffer Signature of Attorney for Debtor(s) E. P. Keiffer (11181700) Printed Name of Attorney for Debtor(s) Wright Ginsberg Brusilow P.C. Firm Name 325 N. St. Paul Street, Suite 4150 Dallas, TX 75201 Address	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.
Address 651-6500 (214) 651-6500 Telepos Number 08/08/2011	Printed Name and title, if any, of Bankruptcy Petition Preparer
Date	Social-Security number (If the bankruptcy petition preparer is not an
*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.	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.)
Signature of Debtor (Corporation/Partnership)	
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.	
The debtor requests the relief in accordance with the chapter of title 11, United State Code, specified in this petition.	Date
y /s/ Russell Wiseman	Signature of bankruptcy petition preparer or officer, principal, responsible person,
Signature of Authorized Individual Russell Wiseman	or partner whose Social-Security number is provided above.
	Names and Social-Security numbers of all other individuals who prepared or
Printed Name of Authorized Individual President Title of Authorized Individual	assisted in preparing this document unless the bankruptcy petition preparer is not an individual.
Title of Authorized Individual	
Date	If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.
	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

Open New Bankruptcy Case (External)

United States Bankruptcy Court

Eastern District of Texas

Notice of Bankruptcy Case Filing

The following transaction was received from E. P. Keiffer entered on 8/8/2011 at 2:09 PM CDT and filed on 8/8/2011

Case Name:

Halo Wireless, Inc.

Case Number:

11-42464

Document Number: 1

Docket Text:

Chapter 11 Voluntary Petition. Without Schedules, Statements and Other Required Documents. Filed by Halo Wireless, Inc. Document Due 08/15/2011. (Keiffer, E.)

The following document(s) are associated with this transaction:

Document description: Main Document

Original filename: C:\fakepath\Voluntary Petition.pdf

Electronic document Stamp:

[STAMP bkecfStamp_ID=995489823 [Date=8/8/2011] [FileNumber=11553079-0] [c14e38f33b5338b5921774cff3f6c24fe73771d7cdd84465ed77155bad8212f287fd 2b70ab8df4dc37ade167868d62472e69c26e48a5bb9146b32ce03537d0bf]]

11-42464 Notice will be electronically mailed to:

E. P. Keiffer on behalf of Debtor Halo Wireless, Inc. pkeiffer@wgblawfirm.com

US Trustee

USTPRegion06.TY.ECF@USDOJ.GOV

11-42464 Notice will not be electronically mailed to:

Your submission to IC-2011-0385 has been successfully submitted

