

United States Bankruptcy Court for the:

Southern District of New York

Case number (if known):

Chapter you are filing under:

- Chapter 7
- Chapter 11
- Chapter 12
- Chapter 13

Check if this is an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

04/20

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Gateway Kensington LLC

2. All other names debtor used in the last 8 years
Include any assumed names, trade names, and *doing business* as names

3. Debtor's federal Employer Identification Number (EIN) 46-4567149

4. Debtor's address

<p>Principal place of business</p> <p><u>15 Kensington Road</u> Number Street</p> <hr/> <p><u>Bronxville NY 10708</u> City State ZIP Code</p> <hr/> <p><u>Westchester County</u> County</p>	<p>Mailing address, if different from principal place of business</p> <p><u>One Greenwich Office Park South</u> Number Street</p> <hr/> <p><u>Suite 350</u> P.O. Box</p> <p><u>Greenwich CT 06831</u> City State ZIP Code</p> <hr/> <p>Location of principal assets, if different from principal place of business</p> <p>_____ Number Street</p> <hr/> <p>_____ City State ZIP Code</p>
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5. Debtor's website (URL) _____

6. Type of debtor
 Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
 Partnership (excluding LLP)
 Other. Specify: _____

Debtor Gateway Kensington LLC
Name

Case number (if known)

7. Describe debtor's business

- A. Check one:
- Health Care Business (as defined in 11 U.S.C. § 101(27A))
 - Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
 - Railroad (as defined in 11 U.S.C. § 101(44))
 - Stockbroker (as defined in 11 U.S.C. § 101(53A))
 - Commodity Broker (as defined in 11 U.S.C. § 101(6))
 - Clearing Bank (as defined in 11 U.S.C. § 781(3))
 - None of the above

- B. Check all that apply:
- Tax-exempt entity (as described in 26 U.S.C. § 501)
 - Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
 - Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.
See <http://www.naics.com/search/> .
1531

8. Under which chapter of the Bankruptcy Code is the debtor filing?

- Check one:
- Chapter 7
 - Chapter 9
 - Chapter 11. Check all that apply:
 - The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,725,625. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
 - The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, and it chooses to proceed under Subchapter V of Chapter 11. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
 - 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).
 - The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11 (Official Form 201A) with this form.
 - The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.
 - Chapter 12

A debtor who is a "small business debtor" must check the first sub-box. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box.

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

- No
- Yes. District _____ When _____ Case number _____
MM / DD / YYYY
- District _____ When _____ Case number _____
MM / DD / YYYY

If more than 2 cases, attach a separate list.

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

- No
- Yes. Debtor _____ Relationship _____
District _____ When _____
MM / DD / YYYY
- Case number, if known _____

List all cases. If more than 1, attach a separate list.

Debtor Gateway Kensington LLC
Name

Case number (if known)

11. Why is the case filed in this district?

Check all that apply:

- Debtor has had its domicile, 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.
A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

- No
Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

- It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety. What is the hazard?
It needs to be physically secured or protected from the weather.
It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
Other

Where is the property?

Number Street
City State ZIP Code

Is the property insured?

- No
Yes. Insurance agency
Contact name
Phone

Statistical and administrative information

13. Debtor's estimation of available funds

Check one:

- Funds will be available for distribution to unsecured creditors.
After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

14. Estimated number of creditors

- 1-49 1,000-5,000 25,001-50,000
50-99 5,001-10,000 50,001-100,000
100-199 10,001-25,000 More than 100,000
200-999

15. Estimated assets

- \$0-\$50,000 \$1,000,001-\$10 million \$500,000,001-\$1 billion
\$50,001-\$100,000 \$10,000,001-\$50 million \$1,000,000,001-\$10 billion
\$100,001-\$500,000 \$50,000,001-\$100 million \$10,000,000,001-\$50 billion
\$500,001-\$1 million \$100,000,001-\$500 million More than \$50 billion

Debtor Gateway Kensington LLC
Name

Case number (if known)

16. Estimated liabilities

- \$0-\$50,000
- \$50,001-\$100,000
- \$100,001-\$500,000
- \$500,001-\$1 million
- \$1,000,001-\$10 million
- \$10,000,001-\$50 million
- \$50,000,001-\$100 million
- \$100,000,001-\$500 million
- \$500,000,001-\$1 billion
- \$1,000,000,001-\$10 billion
- \$10,000,000,001-\$50 billion
- More than \$50 billion

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 05/14/2021
MM / DD / YYYY

X /s/ John Fareri
Signature of authorized representative of debtor

John Fareri
Printed name

Title Manager

18. Signature of attorney

X /s/ Erica Aisner
Signature of attorney for debtor

Date 05/14/2021
MM / DD / YYYY

Erica Aisner
Printed name

Kirby Aisner & Curley LLP
Firm name

700 Post Road Suite 237

Scarsdale NY 10583
City State ZIP Code

(914) 401-9500 eaisner@kacllp.com
Contact phone Email address

4106084 NY
Bar number State

500 WPA LLC
One Greenwich Office Park South
Suite 350
Greenwich, CT 06831

Pastore & Dailey LLC
Attn: Joseph M. Pastore III, Esq.
4 High Ridge Park, Third Floor
Stamford, CT 06905

Greenwich Premier Services Co.
One Greenwich Office Park South
Suite 350
Greenwich, CT 06831

Sterling National Bank
One Jericho Plaza
Suite 304, Wing B
Jericho, NY 11753

Internal Revenue Service
Centralized Insolvency Operations
P.O. Box 7346
Philadelphia, PA 19101-7346

The Gateway Development Group
One Greenwich Office Park South
Suite 350
Greenwich, CT 06831

James Carnicelli Jr.
14 Dunham Road
Scarsdale, NY 10583

Villa BXV Condominium
15 Kensington Road
Bronxville, NY 10708

James Carnicelli, Jr.
c/o Pastore & Dailey LLC
4 High Ridge Park, Third Floor
Stamford, CT 06905

Wescorp
One Greenwich Office Park South
Suite 350
Greenwich, CT 06831

James Carnicelli, Jr.
c/o Steven L. Levitt, Levitt LLP
129 Front Street
Mineola, NY 11501

Levitt LLP
Steven L. Levitt, Esq.
129 Front Street
Mineola, NY 11501

New York State Office of the Attorney General
28 Liberty Street
Attn: Bankruptcy Counsel
New York, NY 10005

NYS Dept. Taxation & Finance
Bankruptcy/ Special Procedures Section
P.O. Box 5300
Albany, NY 12205-0300

Office of the United States Trustee
US Federal Office Building
201 Varick Street, Room 1006
New York, NY 10014

United States Bankruptcy Court
Southern District of New York

In re: Gateway Kensington LLC

Case No.

Debtor(s)

Chapter 11

Verification of Creditor Matrix

The above-named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of their knowledge.

Date: 05/14/2021

/s/ John Fareri

Signature of Individual signing on behalf of debtor

Manager

Position or relationship to debtor

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

----- X

In re:

GATEWAY KENSINGTON LLC,

Chapter 11
Case No.: 21-

----- X

STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

I, John Fareri, declare under penalty of perjury that I am the Manager of Gateway Kensington LLC (the "Company"), and that the following is a true and correct copy of the resolutions adopted by the Board of Managers of said Company at a special meeting duly called and held on May 14, 2021.

"Whereas, it is in the best interest of this Company to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved that John Fareri, in his capacity as Manager of the Company, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the Company; and

Be It Further Resolved, that John Fareri, in his capacity as Manager of the Company is authorized and directed to appear in all bankruptcy proceedings on behalf of the Company, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the Company in connection with such bankruptcy case, and

Be It Further Resolved that John Fareri, in his capacity as Manager of the Company is authorized and directed to employ Kirby Aisner & Curley LLP to represent the Company in such bankruptcy case."

Dated: Greenwich, Connecticut
May 14, 2021

GATEWAY KENSINGTON LLC

By: /s/ John Fareri
John Fareri, Manager

**Resolution of Board of Managers
of
GATEWAY KENSINGTON LLC**

Whereas, it is in the best interest of Gateway Kensington LLC (the “Company”) to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that John Fareri, in his capacity as Manager of the Company, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the Company; and

Be It Further Resolved, that John Fareri, in his capacity as Manager of the Company is authorized and directed to appear in all bankruptcy proceedings on behalf of the Company, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the Company in connection with such bankruptcy case, and

Be It Further Resolved, that John Fareri, in his capacity as Manager of the Company is authorized and directed to employ Kirby Aisner & Curley LLP to represent the Company in such bankruptcy case.

Dated: Greenwich, Connecticut
May 14, 2021

By: /s/ John Fareri
John Fareri, Manager