

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

IN RE	*	
	*	CASE NO. 05-85627-JEM
RELIABLE AIR, INC, d/b/a	*	
RELIABLE HEATING AND AIR,	*	CHAPTER 11
	*	
Debtor	*	JUDGE MASSEY
	*	

**DANIEL L. JAPE'S SUPPLEMENTAL OBJECTION TO DEBTOR'S
FIRST AMENDED PLAN OF REORGANIZATION**

COMES NOW, Daniel L. Jape ("Movant") and files this supplement to his Objection to Debtor's First Amended Plan pursuant to 11 U.S.C. §1129 of the Bankruptcy Code and shows the Court the following additional objections:

1. Movant reiterates all the objections enumerated in his original objection to Debtor's First Amended Plan filed October 3, 2007.
2. The Debtor's Statement of Financial Affairs reveals that in the ninety days prior to filing the bankruptcy on November 22, 2005, the Debtor:
 - a. paid \$13,500.00 to Barbara Jape;
 - b. made cash withdrawals totaling \$39,227.00;
 - c. paid \$750.00 to Dean Edelman, a former employee of the Debtor; and
 - d. paid \$7,244.33 to First Franklin for mortgage payments on behalf of Barbara Jape, the President of the Debtor.
3. The Debtor made the following unauthorized post petition transfers:
 - a. on September 12, 2006, the Debtor paid \$2,149.50 to Tuition Management for tuition payments for Daniel Jape, Barbara Jape's son.

b. on October 18, 2006, the Debtor paid \$2,179.50 to Tuition Management for tuition payments for Daniel Jape, Barbara Jape's son.

c. on November 16, 2006, the Debtor paid \$2,179.50 to Tuition Management for tuition payments for Daniel Jape, Barbara Jape's son.

d. on June 26, 2006, the Debtor paid \$6,950.00 to Dean Edelman, a former employee of the Debtor.

4. The pre-petition payments on behalf of the Debtor's President, Barbara Jape, and the unauthorized post petition transfers are subject to recovery by the Debtor. There is no plan provision for repayment of these debts, nor are creditors likely to obtain any recovery as it is doubtful that the Debtor will sue Mrs. Jape to recover these preferential payments.

5. The plan proposed by the "Debtor" is merely a poorly veiled attempt by Barbara Jape to obtain control of the Debtor without any new value paid or, most importantly, any value going to the creditors. The Debtor has held no shareholders' meetings or Board of Directors' meeting post-petition. As the Plan was never presented to or approved by the Board of Directors of the Debtor, the only plan proponent is Ms. Jape, who will obtain complete control of the Corporation if this plan is confirmed.

WHEREFORE, Daniel L. Jape respectfully renews his request that the Court deny confirmation of the First Amended Plan and for such other and further relief as is just.

Respectfully submitted,

On this 12th day of October, 2007.

**HOWICK, WESTFALL, McBRYAN,
& KAPLAN, LLP**

/s/

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Virginia B. Bogue, Georgia Bar No. 065695
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UNITED STATES BANKRUPTCY COURT
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IN RE	*	
	*	CASE NO. 05-85627-JEM
RELIABLE AIR, INC.,	*	
	*	CHAPTER 11
Debtor	*	
	*	

CERTIFICATE OF SERVICE

This is to certify that I have this day served the foregoing Daniel L. Jape’s Supplemental Objection to Debtor’s First Amended Plan of Reorganization by depositing in the United States mail a copy of same in a properly addressed envelope with adequate postage affixed thereon to assure delivery to:

Ashley Reynolds Ray, Esq.
Scroggins & Williamson
1500 Candler Building
127 Peachtree Street, N.E.
Atlanta, GA 30305

John Sanders, IV, Esq.
Scroggins & Williamson
1500 Candler Building
127 Peachtree Street, N.E.
Atlanta, GA 30305

and all interested parties named on the Creditor Matrix, attached as Exhibit “A”.

On this 12th day October, 2007.

/s/
Louis G. McBryan, Georgia Bar No. 480993

EXHIBIT "A"

Apex Supply Company, Inc.
c/o Eric N. Van De Water
Pursley, Lowery Meeks, LLP
260 Peachtree Street
Suite 200
Atlanta, Georgia 30303-1239

Flag Bank
P.O. Box 156
Vienna, Georgia 31092-0156

Freisem, Macon, Swann &
Malone
2905 Piedmont Road, N.E.
Atlanta, Georgia 30305

Office of the U.S. Trustee
Suite 362
75 Spring Street, SW
Atlanta, Georgia 30303

Reliable Air, Inc.
15021 Highway 92
Woodstock, Georgia 30188-
7114

Atlanta Division
1340 Russell Federal Building
75 Spring Street, SW
Atlanta, Georgia 30303-3315

@ROAD
Mobile Resource Management
47071 Bayside Parkway
Freemont, CA 94538-6517

ADP
P.O. Box 9001006
Louisville, KY 40290-1006

APEX Supply Co., Inc.
d/b/a Home Depot Supply
3300 Breckenridge Blvd.,
Suite 100
Duluth, Georgia 30096

AT&T
P.O. Box 9001309
Louisville, KY 40290-1309

All Fleet and Auto Service
9880 Main Street
Woodstock, Georgia 30188-
6616

All Star Auto Glass
10219 Highway 58
Ooltewah, TN 37363-9652

American General Finance
Georgetown Square
4490 Chamblee-Dunwoody
Road
Atlanta, Georgia 30338-6237

American Standard
c/o Wagner, Falconer & Judd,
LLC
1700 IDS Center
80 South 8th Street
Minneapolis, MN 55402-2100

Atlanta Supply Co.
1333 Logan Circle, NW
Atlanta, Georgia 30318-2858

Austin's Used Truck Parts
2545 Cochran Industrial Blvd.
Douglasville, GA 30134-1316

BDR
19604 International Blvd.
Seatac, WA 98188-5454

Barnett
P.O. Box 404295
Atlanta, GA 30384-4295

Bell South Advertising &
Publishing Corp.
P.O. Box 105024
Atlanta, Georgia 30348-5024

Bellsouth
P.O. Box 105262
Atlanta, GA 30348-5262

Bellsouth
Telecommunications, Inc.
29EF1-301 West Bay Street
Jacksonville, Florida 32202

Bellsouth Advertising &
Publishing Corp.
P.O. Box 95354
Atlanta, GA 30347-0364

Bennett Thrasher
One Overton Park
Atlanta, GA 30339

Benson Printing, Inc.
220 Turner Blvd.
Ballground, Georgia 30107-
6507

Bill Heard Chevrolet
950 Barrett Parkway
Kennesaw, Georgia 30144-4530

Blue Iris Consulting, LLC
4140 Blue Iris Hollow
Norcross, Georgia 30092-5117

Buckhead Yellow Pages
2889 Knob Hill Dr.
Atlanta, Georgia 30339-4902

CC Dickson
Escrow Acct. of Joe Perry Redd
1959-G Parker Court
Stone Mountain, GA 30087-3449

CC Dickson Co.
c/o Joe Perry Redd, Esq.
1959-G Parker Ct.
Stone Mountain, GA 30087-3449

CC Dickson Co.
P.O. Box 13501
Rock Hill, SC 29731-3501

Carl Black Truck Center
1240 Auto Park Dr.
Kennesaw, Ga. 30144-7030

Champion Lawn Care
3000 Old Alabama Road
Alpharetta, Georgia 30022-5860

Chastain Chem-Dry
P.O. Box 421971
Atlanta, Georgia 30342-8971

Cherokee County Tax Commissioner
100 North St., Suite 150
P.O. Box 449
Canton, Georgia 30169-0449

Cherokee County Tax Commissioner
100 North Street
Suite 131
Canton, GA 30114-2779

Cherokee County Water Authority
P.O. Box 5000
Canton, Georgia 30114-5000

Cherokee Ledger-News
Lakeside Publishing, Inc.
P.O. Box 2369
Woodstock, Georgia 30188-1211

Cherokee Ledger-News
P.O. Box 2369
Woodstock, GA 30188-1211

Cingular Wireless
P.O. Box 30523
Tampa, FL 33630-6403

Cintas Corporation
3600 Kennesaw 75 Pkwy.
Kennesaw, GA 30144-6403

Coastline Distribution, LLC
317 S. North Lake Blvd.
Suite 1024
Altamonte Springs, FL 32701-5263

Cobb EMC
P.O. Box 369
Marietta, GA 30061-0369

Columbia Insurance Co.
P.O. Box 6032
Columbia, MO 65205-6032

Companion
P.O. Box 100359
Columbia, SC 29202-3259

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J. Marc Replogle, Esq.
1820 The Exchange, Suite 150
Atlanta, Georgia 30339-2096

Covenant Management, Inc.
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Atlanta, GA 30348-5189

Culet Communications
180 Allen Road
Atlanta, GA 30328-4862

Daniel Ace Hardware
115 Colony Center Drive
Woodstock, GA 30188-4633

Daniel L. Jape
110 Wiley Bridge Court
Woodstock, GA 30188-4750

Dealers Supply Co., Inc.
82 Kennedy Dr.
P.O. Box 1708
Forest Park, GA 30298-1708

Dealers Supply Company, Inc.
c/o McCullough Payne &
Haan
171 17th Street, NW
Suite 975
Atlanta, Georgia 30363-1029

Internal Revenue Service
Centralized Insolvency Unit
Operations
P.O. Box 21126
Philadelphia, PA 19114-0326

Diamond Metal
322 Northpoint Pkwy.
Acworth, GA 30102-3162

Dixie Duct and Fabrication,
Inc.
122 Oak Street
Roswell, Georgia 30075-4567

Dixie Filters, Inc.
7055-D Amwiler Industrial
Drive
Atlanta, Georgia 30360-2834

Edelman, Dean
2469 Silver Blossom Lane
Henderson, NV 89052-2902

Evergreen Grounds, Inc.
P.O. Box 664
Woodstock, GA 30188-0664

Falcon Transportation
289 Church Street
Marietta, GA 30060-1603

Ferguson Enterprises, Inc.
P.O. Box 100286
Atlanta, Georgia 30384-0286

Firestone Tire & Service
Centers
4676 Sandy Plains Road
Roswell, GA 30075-1943

First Capital Bank Loan
Operations
3320 Holcomb Bridge Road,
NW
Norcross, Georgia 30092-
3240

Flag Bank
c/o Quirk & Quirk, LLC
Suite 325
6000 Lake Forest Drive
Atlanta, GA 30328-3877

Freisem, Macon, Swann &
Malone, LLP
Monteith Commons
2905 Piedmont Rd., N.E.
Suite C
Atlanta, GA 30305

Georgia Department of Labor
148 International Blvd.
Suite 826
Atlanta, GA 30303-1732

Georgia Department of
Revenue
J. Robert Williamson
Scroggins & Williamson
127 Peachtree Street, N.E.
Atlanta, GA 30303-1810

Georgia, Department of
Revenue
P.O. Box 161108
Atlanta, GA 30321-1108

HLB Gross Collins, P.C.
2625 Cumberland Parkway
Atlanta, GA 30339-3943

High-Tech Transmission
Service
7207 Buford Highway
Doraville, GA 30340-1457

Hometurf Lawn & Landscape
Ser.
306 Wood Knoll Court
Woodstock, GA 30189-6600

Hughes Supplies, Inc.
 P.O. Box 105837
 Atlanta, GA 30348-5837

Humana, Inc.
 P.O. Box 14209
 Lexington, KY 40512-4209

International Service
 Leadership
 6 Cadillac Drive
 Brentwood, TN 37027-5080

J.W. Broadcasting, Inc.
 1100 Spring Street
 Atlanta, Georgia 30309-2846

Barbara Jape
 400 Huntington Estates Manor
 Woodstock, GA 30188-4784

Johnstone Supply
 825 Progress Center
 Lawrenceville, GA 30043

LeasePlan Advantage
 P.O. Box 930927
 Atlanta, GA 31193-0927

Leavitt Group of Atlanta
 P.O. Box 2123
 Norcross, GA 30091-2123

Lennox Industries, Inc.
 c/o Michael Kaplan
 P.O. Box 471
 Columbus, GA 31902-0471

Manufactured Duct & Supply,
 Inc.
 6945 Business Court
 Doraville, GA 30340-1446

Market Date Systems, Inc.
 2451 Cumberland Pkwy.
 Suite 3517
 Atlanta, GA 30339-6136

Mayer Electric Supply Co.,
 Inc.
 Attn: Rita Segers
 6500 Peachtree Industrial
 Blvd.
 Norcross, GA 30071-1245

Metro Directories
 P.O. Box 941009
 Atlanta, Georgia 31141-0009

Mingledorff's
 6675 Jones Mill Court
 Norcross, GA 30092-4394

Mingledorff's Inc. or Carrier
 Complete Syst.
 P.O. Box 934142
 Atlanta, GA 31193-4142

Mingledorffs, Inc.
 c/o William Woods White
 Suite 2100
 2100 Riveredge Parkway
 Atlanta, GA 30328-4693

News Shopper, Inc.
 P.O. Box 1111
 Woodstock, GA 30188-1111

Nuvox Communications
 P.O. Box 580451
 Charlotte, NC 28258-0451

Office Depot
 Dept. 56
 P.O. Box 689020
 Des Moines, IA 50368-9020

Perfect Performance, Inc.
 1089 Frazier Street
 Roswell, GA 30075-3831

SECURIAN Retirement
 Services
 P.O. Box 64787
 St. Paul, MN 55164-0787

Salem Media of Georgia
 2970 Peachtree Road, NE
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 Atlanta, GA 30305-4919

SecurityOne & Associates
 P.O. Box 80062
 Roswell, GA 30075

Smith Welding Products, Inc.
 109 Rickman Industrial Dr.
 Holly Springs, GA 30142

Smith Welding Products, Inc.
Caller Service 105100
Tucker, GA 30085-5100

Sprint
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Overland Park, KS 66251-
6100

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Atlanta, GA 30328-1499

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980 Lakes Parkway
Lawrenceville, GA 30043-
8920

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6835 Meadowridge Court
Alpharetta, GA 30005-2202

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P.O. Box 2123
Norcross, GA 30091

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6655 Crescent Drive
Norcross, GA 30071-2934

W.W. Grainger, Inc.
Dept. 048-844795393
Palatine, IL 60038-0001

Waste Management
Waste Management RMC
2421 W. Peoria Ave.
Phoenix, AZ 85029-4944

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