

UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE

PROOF OF CLAIM

In re: **Alset Owners, LLC, et al** Case Number: **09-11960 (BLS)**

NOTE: See Reverse for List of Debtors/Case Numbers/ important details. This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A "request" for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.

Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars

Name of Creditor and Address: the person or other entity to who the debtor owes money or property

Big Rapids City Treasurer
226 N. Michigan Avenue
Big Rapids, MI 49307

Creditor Telephone Number **231 592-4002**

Check this box if you are the debtor or trustee in this case.

If you have already filed a proof of claim with the Bankruptcy Court or BMC, you do not need to file again.
THIS SPACE IS FOR COURT USE ONLY

Name and address where payment should be sent (if different from above):

Payment Telephone Number ()

Check this box to indicate that this claim amends a previously filed claim.
Claim Number (see reverse):

RECEIVED
JAN 19 2010
BMC GROUP

1. AMOUNT OF CLAIM AS OF DATE CASE FILED \$ **1,054.39**

If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4.
If all or part of your claim is entitled to priority, complete item 5.

Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.

2. BASIS FOR CLAIM: **personal property taxes** (See instructions #2 and #3a on reverse side.)

3. LAST FOUR DIGITS OF ANY NUMBER BY WHICH CREDITOR IDENTIFIES DEBTOR: **54-17-99-191-231**
3a. Debtor may have scheduled account as:

4. SECURED CLAIM (See instruction #4 on reverse side.)

Secured Claim Amount: \$ **1,054.39** DO NOT include the priority portion of your claim here

Unsecured Claim Amount: \$ _____

Nature of property or right of setoff:
 Real Estate Motor Vehicle Other

Value of Property: **41,600** Amount of arrearage and other charges at time case filed included in secured claim, if any: \$ _____ Basis for Perfection: **MCL 211.40**

5. PRIORITY CLAIM

Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount. Unsecured Priority Claim Amount: \$ _____ Include ONLY the priority portion of your unsecured claim here.

You MUST specify the priority of the claim:

Domestic support obligations under 11 U.S.C. § 507(a)(1)(A) or (e)(1)(B)

Wages, salaries, or commissions (up to \$10,950*), earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. § 507(a)(4)

Contributions to an employee benefit plan - 11 U.S.C. § 507(a)(5)

Up to \$2,425* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. § 507(a)(7)

Taxes or penalties owed to governmental units - 11 U.S.C. § 507(a)(8)

Other - Specify applicable paragraph of 11 U.S.C. § 507(a) (_____)

* Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.

6. CREDITS: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.

7. SUPPORTING DOCUMENTS: Attach redacted copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, security agreements. You may also attach a summary. Attach redacted copies of evidence of perfection of a security interest. (See definition of "redacted" on reverse side.) If the documents are not available, please explain

DATE-STAMPED COPY: To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this proof of claim. DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

The original of this completed proof of claim form must be sent by mail or hand delivered (FAXES NOT ACCEPTED) so that it is actually received on or before 4:00 pm, prevailing Eastern Time on December 15, 2009 for Non-Governmental Claimants OR on or before December 15, 2009 for Governmental Units.

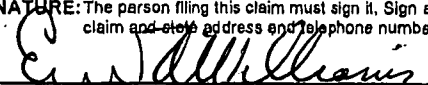
BY MAIL TO:
Alset Owners, LLC, et al.
c/o BMC Group, Claims Processing
PO Box 3020
Chanhassen, MN 55317-3020

BY HAND OR OVERNIGHT DELIVERY TO:
Alset Owners, LLC, et al.
c/o BMC Group, Claims Processing
18750 Lake Drive East
Chanhassen, MN 55317

THIS SPACE FOR COURT USE ONLY

Alset Owners LLC

00194

DATE: **01/14/10** SIGNATURE:  **Eric D. Williams, City Attorney P33359**

The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.

EXHIBIT "A"

THE GENERAL PROPERTY TAX ACT (EXCERPT)

Act 206 of 1893

211.40 Lien for taxes; priority; statement and receipts for taxes to show taxing unit's fiscal year.

Sec. 40.

Notwithstanding any provisions in the charter of any city or village to the contrary, all taxes become a debt due to the township, city, village, or county from the owner or person otherwise assessed on the tax day provided for in sections 2 and 13. The amounts assessed for state, county, village, or township taxes on any interest in real property shall become a lien on the real property on December 1, on a day provided for by the charter of a city or village, or on the day provided for in section 40a. The lien for those amounts, and for all interest and charges on those amounts, shall continue until paid. Each tax statement and receipt for taxes on real property sent or given by any county, township, city, or village treasurer shall contain a printed, stamped, or written statement setting forth the date of the commencement and ending of the fiscal year of each taxing unit of government during which general taxes included on the tax statement or receipt will defray the costs of governmental services rendered by that local governmental unit. All personal taxes levied or assessed for state, county, village, or township taxes are also a first lien, prior, superior, and paramount, on all personal property of the persons assessed on December 1, on a day provided for by the charter of a city or village, or on the day provided for in section 40a. The lien for those amounts, and for all interest and charges on those amounts, shall continue until paid. The tax liens take precedence over all other claims, encumbrances, and liens on that personal property, whether created by chattel mortgage, title retaining contract, execution, any final process of a court, attachment, replevin, judgment, or otherwise. A transfer of personal property assessed for taxes does not divest or destroy the lien, except where the personal property is actually sold in the regular course of retail trade. The personal property taxes levied or assessed by any city or village are a first lien, prior, superior, and paramount to any other claims, liens, or encumbrances of any kind upon the personal property assessed as provided in this act, any provisions in the charter of cities or villages to the contrary notwithstanding.

History: 1893, Act 206, Eff. June 12, 1893 ;--CL 1897, 3863 ;--CL 1915, 4035 ;--Am. 1929, Act 107, Eff. Aug. 28, 1929 ;--CL 1929, 3429 ;--Am. 1934, 1st Ex. Sess., Act 38, Imd. Eff. Mar. 28, 1934 ;--Am. 1941, Act 44, Eff. Jan. 10, 1942 ;--CL 1948, 211.40 ;--Am. 1949, Act 110, Eff. Sept. 23, 1949 ;--Am. 1958, Act 209, Eff. Sept. 13, 1958 ;--Am. 1994, Act 80, Imd. Eff. Apr. 11, 1994 ;--Am. 1994, Act 279, Imd. Eff. July 11, 1994 ;--Am. 1995, Act 143, Eff. Oct. 9, 1995 .

Compiler's Note: Section 2 of Act 279 of 1994 provides: "This amendatory act is curative and intended to express the original intent of the legislature concerning the application of Act No. 80 of the Public Acts of 1994 to taxes levied before 1995."

Popular Name: Act 206

Mort Code:

Bill #: 02210

Pay this tax to:
CITY OF BIG RAPIDS
TREASURER'S OFFICE
226 N MICHIGAN AVENUE
BIG RAPIDS, MI 49307
(231) 592-4010

PLEASE RETURN THIS PORTION WITH PAYMENT. THANK YOU.	
This tax is due by: 09/15/2009	
After 09/15/2009 additional interest and fees apply.	
2009	Summer Tax for Prop #: 54-17-99-191-231

Make Check Payable To: CITY OF BIG RAPIDS

TAXPAYER NOTE: Are your name & mailing address correct? If not, please make corrections below. Thank You.

Property Addr: 226 PERRY AVENUE

TOTAL AMOUNT DUE: 951.10

Amount Remitted: _____

To: CHECKERS
1200 N FEDERAL HWY, STE 111-B
BOCA RATON FL 33432-2813

Please detach along perforation. Keep the bottom portion.

CITY OF BIG RAPIDS

2009 Summer Tax Bill

Bill #: 02210

<p align="center">MESSAGE TO TAXPAYER</p> <p>PAYMENTS RECEIVED AFTER 5:00 P.M. 09/15/09 OR POSTMARKED AFTER 09/15/09 ARE SUBJECT TO A 4% PENALTY AND INTEREST AT THE RATE OF 1/2% PER MONTH ON ANY PORTION THEREOF. FOR PAYMENTS MADE AFTER 09/15/09, PLEASE CALL (231) 592-4010 FOR AMOUNT DUE.</p>	<p align="center">PAYMENT INFORMATION</p> <p>This tax is due by: 09/15/2009</p> <p>Pay by mail to: CITY OF BIG RAPIDS TREASURER'S OFFICE 226 N MICHIGAN AVENUE BIG RAPIDS, MI 49307 (231) 592-4010</p> <p>WHEN PAYING BY MAIL, IF A RECEIPT IS DESIRED, PLEASE ENCLOSE A SELF-ADDRESSED STAMPED ENVELOPE.</p>																																	
<p align="center">PROPERTY INFORMATION</p> <p>Property Assessed To: CHECKERS</p> <p>1200 N FEDERAL HWY, STE 111-B BOCA RATON, FL 33432-2813</p> <p>Prop #: 54-17-99-191-231 Prop Addr: 226 PERRY AVENUE Legal Description: 000226 PERRY AVENUE: PERSONAL PROPERTY</p> <p align="right">BIG RAPIDS PUBLIC S School: 54010</p>	<p align="center">TAX DETAIL</p> <table> <tr> <td>Taxable Value:</td> <td align="right">23,800</td> <td>Class: 251</td> </tr> <tr> <td>State Equalized Value:</td> <td align="right">23,800</td> <td>COMMERCIAL PERSO</td> </tr> <tr> <td>PRE OR MBT Percentage:</td> <td align="right">100.0000</td> <td>Mort Code:</td> </tr> </table> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> <p>Taxes are based upon Taxable Value. 1 mill equals \$1.00 per \$1000 of Taxable Value. Amounts with no millage are either Special Assessments or other charges added to this bill.</p> </div> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>DESCRIPTION</th> <th>MILLAGE</th> <th>AMOUNT</th> </tr> </thead> <tbody> <tr> <td>STATE: STATE ED</td> <td align="right">6.00000</td> <td align="right">142.80</td> </tr> <tr> <td>CITY: OP/ALLOC</td> <td align="right">10.20000</td> <td align="right">242.76</td> </tr> <tr> <td>CITY: DPS RETR</td> <td align="right">2.80730</td> <td align="right">66.81</td> </tr> <tr> <td>CITY: DPS BLDG</td> <td align="right">2.06760</td> <td align="right">49.20</td> </tr> <tr> <td>CNTY: OPR/ALLOC</td> <td align="right">5.92990</td> <td align="right">141.13</td> </tr> <tr> <td>SCHOOL: OP/VOTED</td> <td align="right">6.00000</td> <td align="right">142.80</td> </tr> <tr> <td>SCHOOL: DEBT RET</td> <td align="right">4.50000</td> <td align="right">107.10</td> </tr> </tbody> </table>	Taxable Value:	23,800	Class: 251	State Equalized Value:	23,800	COMMERCIAL PERSO	PRE OR MBT Percentage:	100.0000	Mort Code:	DESCRIPTION	MILLAGE	AMOUNT	STATE: STATE ED	6.00000	142.80	CITY: OP/ALLOC	10.20000	242.76	CITY: DPS RETR	2.80730	66.81	CITY: DPS BLDG	2.06760	49.20	CNTY: OPR/ALLOC	5.92990	141.13	SCHOOL: OP/VOTED	6.00000	142.80	SCHOOL: DEBT RET	4.50000	107.10
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Bill #: 02204

Pay this tax to:
CITY OF BIG RAPIDS
TREASURER'S OFFICE
226 N MICHIGAN AVENUE
BIG RAPIDS, MI 49307
(231) 592-4010

PLEASE RETURN THIS PORTION WITH PAYMENT. THANK YOU.
This tax is due by: 02/15/2010 After 02/15/2010 additional interest and fees apply.
2009 Winter Tax for Prop #: 54-17-99-191-231

Make Check Payable To: CITY OF BIG RAPIDS

TAXPAYER NOTE: Are your name & mailing address correct? If not, please make corrections below. Thank You.

TOTAL AMOUNT DUE: 152.87

Property Addr: 226 PERRY AVENUE

Amount Remitted: _____

To: CHECKERS
1200 N FEDERAL HWY, STE 111-B
BOCA RATON FL 33432-2813

Please detach along perforation. Keep the bottom portion.

CITY OF BIG RAPIDS

2009 Winter Tax Bill

Bill #: 02204

<p>MESSAGE TO TAXPAYER</p> <p>PAYMENTS RECEIVED AFTER 5:00 P.M. 02/16/10 OR POSTMARKED AFTER 02/16/10 ARE SUBJECT TO 4% PENALTY. FOR PAYMENTS MADE AFTER 02/16/10, PLEASE CALL (231) 592-4010 FOR AMOUNT DUE. AFTER 03/01/10, TAXES ON REAL PROPERTY CAN ONLY BE PAID TO THE MECOSTA COUNTY TREASURER.</p>	<p>PAYMENT INFORMATION</p> <p>This tax is due by: 02/15/2010</p> <p>Pay by mail to: CITY OF BIG RAPIDS TREASURER'S OFFICE 226 N MICHIGAN AVENUE BIG RAPIDS, MI 49307 (231) 592-4010</p> <p>WHEN PAYING BY MAIL, IF A RECEIPT IS DESIRED, PLEASE ENCLOSE A SELF-ADDRESSED STAMPED ENVELOPE.</p>																					
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**IN THE UNITED STATE BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:)	Case No. 09-11960 (BLS)
)	Chapter 11
ALSET OWNERS, LLC, et al.,1)	(Jointly Administered)
Debtors.		


The undersigned, after being duly sworn, deposes and says that on January 14, 2010, she placed a copy of **Amended Proof of Claim by the City of Big Rapids** in the US Mail via with the postage prepaid to the following interested parties at their last known address:

Bonnie Glantz Fatell (3809)
David W. Carickhoff (3715)
1201 Market Street, Suite 800
Wilmington, DE 19801

Michael Z. Brownstein
Rocco A. Cavaliere
The Chrysler Building
405 Lexington Avenue
New York, NY 10174


Janet L. Cousineau

Subscribed and sworn to before me this 14th day of January, 2010.


Eric D. Williams
Notary Public, Mecosta Co., MI
acting in Mecosta County, MI
My Commission expires: 05/25/2015

Eric D. Williams
Attorney At Law
524 N. State Street
Big Rapids, MI 49307
(231) 796-8945 telephone
(231) 796-9933 fax

January 14, 2010

Alset Owners, LLC, et al.,1
c/o BMC Group, Claims Processing
PO Box 3020
Chanhassen, MN 55317-3020

RE: *Alset Owners, LLC, et al.,1*
Case No. 09-11960 (BLS)
Chapter 11

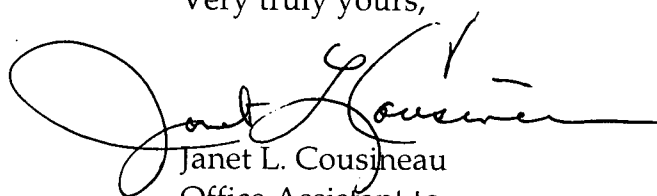
To BMC Group:

Please find the following enclosed for filing in the above referenced case:

- Amended Proof of Claim
- Affidavit of Service

Enclosed is a copy of the Amended Proof of Claim to be date stamped and returned in the SSAE

Very truly yours,



Janet L. Cousineau
Office Assistant to
Eric D. Williams