

B 10 (Official Form 10) (12/11)

<b>UNITED STATES BANKRUPTCY COURT DISTRICT OF SOUTH CAROLINA</b>		<b>PROOF OF CLAIM</b>
Name of Debtor: The Cliffs Club & Hospitality Group, Inc.		Case Number: 12-01220
NOTE: Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing. You may file a request for payment of an administrative expense according to 11 U.S.C. § 503.		
Name of Creditor (the person or other entity to whom the debtor owes money or property): Accurate Drilling and Blasting, Inc.		<b>RECEIVED</b>  <b>MAY 07 2012</b>  <b>BMC GROUP</b>
Name and address where notices should be sent: Roe Cassidy Coates & Price, PA PO Box 10529 Greenville, SC 29603  Telephone number: (864) 349-2600 email: icassidy@roecassidy.com		
Name and address where payment should be sent (if different from above): Accurate Drilling and Blasting, inc. 119 Dugan Road Easley, SC 29642  Telephone number: email: tammyrice2@aol.com		<b>COURT USE ONLY</b>  <input type="checkbox"/> Check this box if this claim amends a previously filed claim.  Court Claim Number: _____ (If known)  Filed on: _____
1. Amount of Claim as of Date Case Filed: \$ <u>2,010,881.64</u>		
If all or part of the claim is secured, complete item 4.		
If all or part of the claim is entitled to priority, complete item 5.		
<input type="checkbox"/> Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.		
2. Basis for Claim: <u>Drilling and Blasting Services at Cliff at High Carolina</u> (See instruction #2)		
3. Last four digits of any number by which creditor identifies debtor:	3a. Debtor may have scheduled account as: _____ (See instruction #3a)	3b. Uniform Claim Identifier (optional): _____ (See instruction #3b)
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information.		Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any: \$ _____
Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe:		Basis for perfection: _____
Value of Property: \$ _____		Amount of Secured Claim: \$ _____
Annual Interest Rate _____% <input type="checkbox"/> Fixed or <input type="checkbox"/> Variable (when case was filed)		Amount Unsecured: \$ _____
5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507 (a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount.		
<input type="checkbox"/> Domestic support obligations under 11 U.S.C. § 507 (a)(1)(A) or (a)(1)(B).	<input type="checkbox"/> Wages, salaries, or commissions (up to \$11,725*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier – 11 U.S.C. § 507 (a)(4).	<input type="checkbox"/> Contributions to an employee benefit plan – 11 U.S.C. § 507 (a)(5).  Amount entitled to priority: \$ _____
<input type="checkbox"/> Up to \$2,600* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. § 507 (a)(7).	<input type="checkbox"/> Taxes or penalties owed to governmental units – 11 U.S.C. § 507 (a)(8).	<input type="checkbox"/> Other – Specify applicable paragraph of 11 U.S.C. § 507 (a)(2). \$ _____
*Amounts are subject to adjustment on 4/1/13 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. (See instruction #6)		



B 10 (Official Form 10) (12/11)

2

**7. Documents:** Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. (See instruction #7, and the definition of "redacted".)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

**8. Signature:** (See instruction #8)

Check the appropriate box.

- I am the creditor.      I am the creditor's authorized agent.      I am the trustee, or the debtor, or their authorized agent.      I am a guarantor, surety, indorser, or other codebtor.
- (Attach copy of power of attorney, if any.)     (See Bankruptcy Rule 3004.)     (See Bankruptcy Rule 3005.)

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

Print Name: James H. Cassidy  
 Title: Attorney for Claimant  
 Company: Roe Cassidy Coates & Price, P.A.  
 Address and telephone number (if different from notice address above):  
P.O. Box 10529  
Greenville, SC 29603

s/James H. Cassidy     05/02/2012  
 (Signature)     (Date)

Telephone number: (864) 349-2600     email: jcassidy@roecassidy.com

*Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.*

**INSTRUCTIONS FOR PROOF OF CLAIM FORM**

*The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, exceptions to these general rules may apply.*

**Items to be completed in Proof of Claim form**

**Court, Name of Debtor, and Case Number:**

Fill in the federal judicial district in which the bankruptcy case was filed (for example, Central District of California), the debtor's full name, and the case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is at the top of the notice.

**Creditor's Name and Address:**

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

**1. Amount of Claim as of Date Case Filed:**

State the total amount owed to the creditor on the date of the bankruptcy filing. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

**2. Basis for Claim:**

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card. If the claim is based on delivering health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if an interested party objects to the claim.

**3. Last Four Digits of Any Number by Which Creditor Identifies Debtor:**

State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.

**3a. Debtor May Have Scheduled Account As:**

Report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

**3b. Uniform Claim Identifier:**

If you use a uniform claim identifier, you may report it here. A uniform claim identifier is an optional 24-character identifier that certain large creditors use to facilitate electronic payment in chapter 13 cases.

**4. Secured Claim:**

Check whether the claim is fully or partially secured. Skip this section if the claim is entirely unsecured. (See Definitions.) If the claim is secured, check the box for the nature and value of property that secures the claim, attach copies of lien documentation, and state, as of the date of the bankruptcy filing, the annual interest rate (and whether it is fixed or variable), and the amount past due on the claim.

**5. Amount of Claim Entitled to Priority Under 11 U.S.C. § 507 (a).**

If any portion of the claim falls into any category shown, check the appropriate box(es) and state the amount entitled to priority. (See Definitions.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

**6. Credits:**

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

**7. Documents:**

Attach redacted copies of any documents that show the debt exists and a lien secures the debt. You must also attach copies of documents that evidence perfection of any security interest. You may also attach a summary in addition to the documents themselves. FRBP 3001(c) and (d). If the claim is based on delivering health care goods or services, limit disclosing confidential health care information. Do not send original documents, as attachments may be destroyed after scanning.

**8. Date and Signature:**

The individual completing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what constitutes a signature. If you sign this form, you declare under penalty of perjury that the information provided is true and correct to the best of your knowledge, information, and reasonable belief. Your signature is also a certification that the claim meets the requirements of FRBP 9011(b). Whether the claim is filed electronically or in person, if your name is on the signature line, you are responsible for the declaration. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. If the claim is filed by an authorized agent, attach a complete copy of any power of attorney, and provide both the name of the individual filing the claim and the name of the agent. If the authorized agent is a servicer, identify the corporate servicer as the company. Criminal penalties apply for making a false statement on a proof of claim.

**DEFINITIONS**

**INFORMATION**

**Debtor**

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

**Creditor**

A creditor is a person, corporation, or other entity to whom debtor owes a debt that was incurred before the date of the bankruptcy filing. See 11 U.S.C. §101 (10).

**Claim**

A claim is the creditor's right to receive payment for a debt owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured.

**Proof of Claim**

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with the clerk of the same bankruptcy court in which the bankruptcy case was filed.

**Secured Claim Under 11 U.S.C. § 506 (a)**

A secured claim is one backed by a lien on property of the debtor. The claim is secured so long as the creditor has the right to be paid from the property prior to other creditors. The amount of the secured claim cannot exceed the value of the property. Any amount owed to the creditor in excess of the value of the property is an unsecured claim. Examples of liens on property include a mortgage on real estate or a security interest in a car. A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In some states, a court judgment is a lien.

A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

**Unsecured Claim**

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

**Claim Entitled to Priority Under 11 U.S.C. § 507 (a)**

Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

**Redacted**

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor must show only the last four digits of any social-security, individual's tax-identification, or financial-account number, only the initials of a minor's name, and only the year of any person's date of birth. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information.

**Evidence of Perfection**

Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

**Acknowledgment of Filing of Claim**

To receive acknowledgment of your filing, you may either enclose a stamped self-addressed envelope and a copy of this proof of claim or you may access the court's PACER system ([www.pacer.psc.uscourts.gov](http://www.pacer.psc.uscourts.gov)) for a small fee to view your filed proof of claim.

**Offers to Purchase a Claim**

Certain entities are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 *et seq.*), and any applicable orders of the bankruptcy court.

From: Ryan Henesey <rhenesey@cliffsclubs.com>  
 To: tammyrice2 <tammyrice2@aol.com>  
 Cc: Tom Heath <theath@cliffsclubs.com>  
 Subject: Outstanding Balance  
 Date: Thu, Apr 12, 2012 3:05 pm

99 - Cliffs Management Service  
 A/P - Trade Payables  
 Supplier Inquiry

Pg 1

Supplier Code: AD&B  
 Accurate Drilling/Blasting Inc  
 119 Dugan Road

Easley SC

29642

Phone : 864-320-3227  
 Contact :  
 Date Last Used: Mar31/12  
 TTD Purchases : 6710777.64  
 Purchase Cat : PURCH

Invoice	Inv. Date	Rec. Date	Audit#	Our Reference	Net Amount	Due Date/ Date Paid
Outstanding:						
001287	Jul 7/08	Aug31	PJ8251	01599D0004	374,380.00	Due:Aug06
	Jul 7/08	May28	CD7224	01599D0004	-16,320.00	Due:Aug06
	Jul 7/08	Jun07	CD7250	01599D0004	-25,000.00	Due:Aug06
	Jul 7/08	Jun09	CD7258	01599D0004	-25,000.00	Due:Aug06
	Jul 7/08	Jun18	CD7299	01599D0004	-25,000.00	Due:Aug06
	Jul 7/08	Jun23	CD7317	01599D0004	-25,000.00	Due:Aug06
	Jul 7/08	Dec29	CD7880	01599D0004	-25,000.00	Due:Aug06
	Jul 7/08	Jan21	CD7993	01599D0004	-5,000.00	Due:Aug06
	Jul 7/08	Feb03	CD8031	01599D0004	-5,000.00	Due:Aug06
	Jul 7/08	Mar25	CD8163	01599D0004	-10,000.00	Due:Aug06
001289	Aug 6/08	Aug31	PJ8258	01599D0004	272,220.00	Due:Sep05
001290	Aug 6/08	Aug31	PJ8258	01599D0004	238,600.00	Due:Sep05
001292	Oct 1/08	Nov17	PJ0271	01599D0004	175,700.00	Due:Oct31
001293	Oct 1/08	Nov17	PJ0271	01599D0004	375,000.00	Due:Oct31
001295	Oct 1/08	Nov17	PJ0271	01599D0004	129,940.00	Due:Oct31
001299	Jan 9/09	Jan30	PJ1195	01599D0004	131,160.00	Due:Feb08
001301	Jan26/09	Feb16	PJ1395	01599D0004	190,840.00	Due:Feb25
001306	Jun25/09	Dec31	PJ5304		2,000.00	Due:Jul25
1298A	Dec15/08	Dec31	PJ0904	01599D0004	81,440.00	Due:Jan14
CHRQ0131	Jan31/11	Feb28	PJ0205		9,299.80	Due:Mar02
CKRQ0228	Feb28/11	Feb28	PJ0205		8,376.80	Due:Mar30
CKRQ0229	Feb29/12	Feb29	PJ2543		8,628.30	Due:Mar30
CKRQ0331	Mar31/12	Mar31	PJ2544		9,223.36	Due:Apr30
CKRQ0630	Jun30/10	Sep14	PJ7798		9,147.75	Due:Jul30
CKRQ0731	Jul13/10	Sep14	PJ7798		9,452.67	Due:Aug30
CKRQ0731A	Jul31/11	Jul29	PJ1169		9,223.36	Due:Aug31
CKRQ0831	Aug31/10	Sep14	PJ7798		9,452.67	Due:Sep30
CKRQ0930	Sep30/10	Sep30	PJ7927		9,147.75	Due:Oct30
CKRQ103111	Oct31/11	Oct31	PJ1818		9,223.36	Due:Nov30
CKRQ11110	Nov 1/10	Oct29	PJ8232		9,452.67	Due:Nov01
CKRQ1130	Nov30/10	Nov30	PJ8540		9,147.75	Due:Dec30
CKRQ113011	Nov30/11	Nov30	PJ2006		8,925.83	Due:Dec31

April 12, 2012 2:50pm

User: RHENESEY Term: T9

99 - Cliffs Management Service  
A/P - Trade Payables  
Supplier Inquiry

Pg 2

Supplier Code: AD&B  
Accurate Drilling/Blasting Inc  
119 Dugan Road

Easley SC

29642

Phone : 864-320-3227

Contact :

Date Last Used: Mar31/12

TTD Purchases : 6710777.64

Purchase Cat : PURCH

Invoice	Inv. Date	Rec. Date	Audit#	Our Reference	Net Amount	Due Date/ Date Paid
CKRQ1231	Dec30/10	Dec30	PJ8759		9,325.28	Due:Jan31
CKRQ123111	Dec31/11	Dec31	PJ2172		9,223.36	Due:Jan31
CKRQ13112	Jan31/12	Jan31	PJ2302		9,223.36	Due:Feb28
CKRQ33111	Mar31/11	Apr12	PJ0461		9,223.36	Due:May31
CKRQ43011	Apr30/11	Apr29	PJ0580		8,925.83	Due:May31
CKRQ53111	May31/11	May31	PJ0808		9,223.36	Due:Jun30
CKRQ63011	Jun30/11	Jun30	PJ1013		8,925.83	Due:Jul31
CKRQ83111	Aug31/11	Aug31	PJ1447		9,223.36	Due:Sep30
CKRQ93011	Sep30/11	Sep27	PJ1567		8,925.83	Due:Oct31

O/S 2010,881.64

==== End of Report =====

## District of South Carolina Claims Register

12-01220-jw The Cliffs Club & Hospitality Group, Inc.

**Chief Judge:** John E. Waites

**Chapter:** 11

**Office:** Spartanburg

**Last Date to file claims:**

**Trustee:**

**Last Date to file (Govt):** 08/27/2012

<i>Creditor:</i> (541995968)	<b>Claim No:</b> 12	<i>Status:</i>
Accurate Drilling and Blasting, Inc.	<i>Original Filed</i>	<i>Filed by:</i> CR
c/o James H. Cassidy	<i>Date:</i> 05/03/2012	<i>Entered by:</i> James Henry Cassidy
Roe Cassidy Coates & Price, PA	<i>Original Entered</i>	<i>Modified:</i>
PO Box 10529	<i>Date:</i> 05/03/2012	
Greenville, SC 29603		

Amount claimed: \$2010881.64

*History:*

Details 12-1 05/03/2012 Claim #12 filed by Accurate Drilling and Blasting, Inc., Amount claimed: \$2010881.64 (Cassidy, James )

*Description:* (12-1) Drilling and Blastin Services at Cliffs at High Carolina

*Remarks:*

### Claims Register Summary

**Case Name:** The Cliffs Club & Hospitality Group, Inc.

**Case Number:** 12-01220-jw

**Chapter:** 11

**Date Filed:** 02/28/2012

**Total Number Of Claims:** 1

<b>Total Amount Claimed*</b>	\$2010881.64
<b>Total Amount Allowed*</b>	

\*Includes general unsecured claims

**The values are reflective of the data entered. Always refer to claim documents for actual amounts.**

	Claimed	Allowed
<b>Secured</b>		
<b>Priority</b>		
<b>Administrative</b>		