B10 (Official Form 10) (04/10)

**UNITED STATES BANKRUPTCY COURT Southern District of Indiana**

**PROOF OF CLAIM**

Name of Debtor: Eastern Livestock Co., LLC

Case Number: 10-93904

NOTE: *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.*

Name of Creditor (the person or other entity to whom the debtor owes money or property):
Jack Roth Trucking

Name and address where notices should be sent:
Jack Roth Trucking
22147 Y Hwy
Boonville, MO 65233-3644

RECEIVED
MAR 28 2011
BMC GROUP

Telephone number: 660-882-2094

☐ Check this box to indicate that this claim amends a previously filed claim.

**Court Claim Number:** _____
*(If known)*

Filed on: _____

FILED
U.S. BANKRUPTCY COURT
SOUTHERN DIST. OF INDIANA
CLERK'S OFFICE
2011 MAR 21 AM 11:0

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

Telephone number:

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

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

**1. Amount of Claim as of Date Case Filed:** $ 10,589.15

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:** Hauling cattle
(See instruction #2 on reverse side.)

**3. Last four digits of any number by which creditor identifies debtor:** NA

**3a. Debtor may have scheduled account as:** NA
(See instruction #3a on reverse side.)

**4. Secured Claim** (See instruction #4 on reverse side.)
Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.

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

**Value of Property:** $_____ **Annual Interest Rate** ___%

**Amount of arrearage and other charges as of time case filed included in secured claim, if any:** $_____ **Basis for perfection:** _____

**Amount of Secured Claim:** $_____ **Amount Unsecured:** $_____

**5. 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.**

Specify the priority of the claim.

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

☐ Wages, salaries, or commissions (up to $11,725*) 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 $2,600* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507 (a)(7).

☐ 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)(___).

**Amount entitled to priority:**

$_____

**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.

**7. Documents:** Attach 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. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. *(See instruction 7 and definition of "redacted" on reverse side.)*

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

If the documents are not available, please explain:

**Date:** 3/18/10

**Signature:** 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.

Jack W. Roth

Eastern Livestock
00141

*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.

☒ ENVELOPE NOT PROVIDED

☒ COPIES NOT PROVIDED

026110

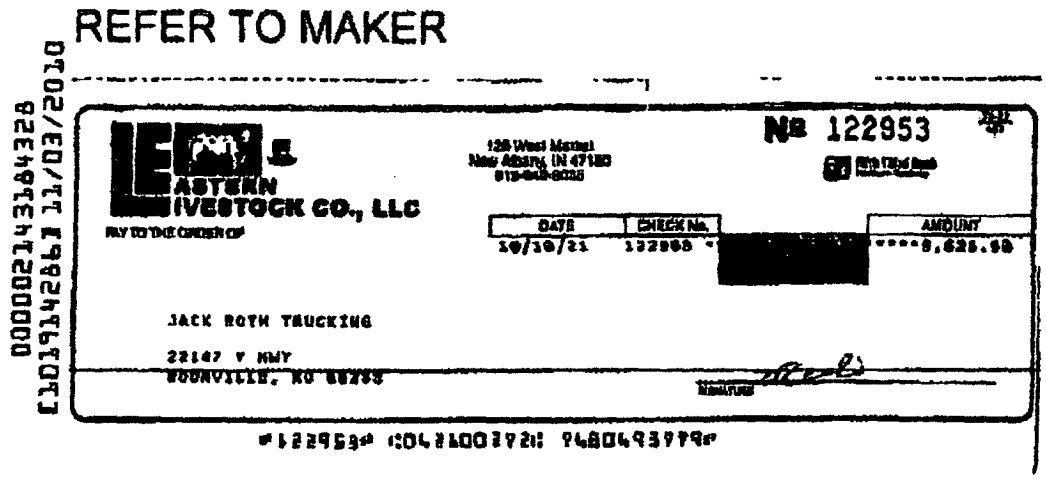
55704026136029

*1010000048*
11/08/2010
6314670549

This is a LEGAL COPY of your check. You can use it the same way you would use the original check.

RETURN REASON - S
REFER TO MAKER

# REFER TO MAKER




#122953# 4:042100272: 7480493779# #000096650#

# Jack Roth Trucking, LLC

22147 Y Highway
Boonville, MO 65233
Office 660-882-2094 Cell 660-537-0031

October 18, 2010 (Date of original invoice)

Eastern Truck Line
FAX 812-949-9063
FAX 812-949-9060
Office 800-634-2529 (Beth)
Sales 800-254-4311

| | | |
|---|---|---|
| Trucking on October 16, 2010<br>Deli Plain, VA to Kersey, CO<br>1645 miles @ $3/mile | | $4,935.00 |
| Trucking on October 16, 2010<br>Deli Plain, VA to Kersey, CO<br>1645 miles @ $3/mile | | $4,935.00 |
| Rested cattle in Colifax, Iowa<br>Check for both loads | | 280.60 |
| | | $10,150.60 |
| | Less commission | 523.95 |
| | Check amount | $9,626.50 |

Interest Added as of March 18, 2011

| | |
|---|---|
| Plus 2% interest for 5 months | 962.65 |
| Total Due | $10,589.15 |

Jack Roth Trucking, LLC
22147 Y Highway
Boonville, MO 65233
Office 660-882-2094
Cell 660-537-0032
Email mroth@c-magic.com

March 18, 2011

Clerk of the Bankruptcy Court
Kevin P. Dempsey
Southern District of Indiana
121 W Spring St. Rm.110
New Albany, IN 47150

Attached is the Proof of Claim form for Case Number 10-93904 (Debtor: Eastern Livestock Co, L.L.C.

I have also attached a copy of the check that was returned marked refer to maker. I have attached the amount of the original invoice with the addition of 5 months interest for a total owed to Jack Roth Trucking, LLC of $10,589.15.

Please contact me if you have any questions. Telephone: 660-882-2094, Cell phone 660-537-0032 or via email mroth@c-magic.com.

Jack Roth

Jack Roth Trucking, LLC
22147 Y Highway
Boonville, MO 65233

Office 660-882-2094
Cell 660-537-0032
Email mroth@c-magic.com