

1 Mark S. Bostick (Bar No. 111241)  
Elizabeth Berke-Dreyfuss (Bar No. 114651)  
2 Tracy Green (Bar No. 114876)  
**WENDEL, ROSEN, BLACK & DEAN LLP**  
3 1111 Broadway, 24<sup>th</sup> Floor  
Oakland, California 94607-4036  
4 Telephone: (510) 834-6600  
Fax: (510) 834-1928  
5 Email: mbostick@wendel.com  
Email: edreyfuss@wendel.com  
6 Email: tgreen@wendel.com

7 Attorneys for Michael G. Kasolas, Trustee

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UNITED STATES BANKRUPTCY COURT

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NORTHERN DISTRICT OF CALIFORNIA

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OAKLAND DIVISION

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In re

Case No. 16-40050-WJL

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FOX ORTEGA ENTERPRISES, INC.,  
dba PREMIER CRU,

Chapter 7

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**THIRD SUPPLEMENTAL  
DECLARATION OF COUNSEL  
REGARDING APPLICATION TO  
EMPLOY COUNSEL FOR TRUSTEE**

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Debtor.

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I, Mark S. Bostick, declare:

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1. I am a partner with the law firm of Wendel, Rosen, Black & Dean LLP (“Wendel  
22 Rosen”), and I am authorized to practice before this Court. The following facts are true of my  
23 own personal knowledge and if called upon as a witness, I would and could competently testify  
24 thereto, except as to those matters alleged upon information and belief, and as to those matters, I  
25 believe them to be true.

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2. I make this third supplemental declaration in support of and pursuant to my  
firm’s Application to Employ Counsel for Trustee filed on January 20, 2016.

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1           3.       It has recently come to my attention that Wendel Rosen formerly represented  
2 Crow Canyon Corporation and William L. Powar is the Client Affiliate/Contact for that entity.  
3 Mr. Powar is one of the numerous trustees for that matter, and he is an unsecured creditor in this  
4 case.

5           4.       On June 11, 2016, Mr. Powar, sent an email to Steve Morger, an attorney at  
6 Wendel Rosen, inquiring about wine that was possibly segregated and requesting information as  
7 to his Proof of Claim. Mr. Morger forwarded his email to me and I replied by email to his  
8 inquiries.

9           5.       As the identity of additional creditors or interested parties who are clients or  
10 former clients of Wendel Rosen come to its attention, it will supplement this disclosure to  
11 inform the court of the scope of such relationship.

12           6.       As provided in the Application for Employment of Wendel Rosen, Wendel Rosen  
13 will not represent any current or former client with regard to any matter in connection with this  
14 case and in the event of a dispute between an actual current client and the trustee, the trustee will  
15 obtain independent counsel to represent him with regard to such client’s particular dispute or  
16 will obtain a court-approved waiver.

17           I declare under penalty of perjury that the foregoing is true and correct, and that this  
18 declaration was executed on June 16, 2016, at Oakland, California.

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/s/ Mark S. Bostick  
Mark Bostick