1 2	Mark S. Bostick (Bar No. 111241) Elizabeth Berke-Dreyfuss (Bar No. 114651) Tracy Green (Bar No. 114876) WENDEL, ROSEN, BLACK & DEAN LLP 1111 Broadway, 24 th Floor Oakland, California 94607-4036 Telephone: (510) 834-6600 Fax: (510) 834-1928 Email: mbostick@wendel.com Email: edreyfuss@wendel.com Email: tgreen@wendel.com	
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7	Attorneys for Michael G. Kasolas, Trustee	
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9	UNITED STATES BANKRUPTCY COURT	
10	NORTHERN DISTRICT OF CALIFORNIA	
11	OAKLAND DIVISION	
12		
13	In re	Case No. 16-40050-WJL
14	FOX ORTEGA ENTERPRISES, INC., dba PREMIER CRU,	Chapter 7
15	dou't KLIVILK CKC,	DECLARATION OF MARK S. BOSTICK
16		IN SUPPORT OF MOTION FOR ORDER APPROVING COMPROMISE WITH
17	Debtor.	ADVANCE RESTAURANT FINANCE, LLC
18	Desirer.	
19		
20		
21	1. I am a partner with the law firm of Wendel, Rosen, Black and Dean, LLP, attorney	
22	for trustee Michael Kasolas ("Trustee"). If called upon to testify regarding the facts set forth	
23	herein, I could competently testify to those facts based upon my own personal knowledge, except	
24	for those matters based upon my belief, which I believe to be true.	
25	1. I submit this declaration in support of the Trustee's <i>Motion for Order Approving</i>	
26	Compromise with Advance Restaurant Finance, LLC (the "Motion") filed herewith.	
27	2. Attached as Exhibit 1 to the Motion is a copy of the trustee's <i>Notice and</i>	
28	Opportunity for Hearing on Trustee's Motion for Order Approving Compromise with Advance	

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Restaurant Finance, LLC (the "Notice") which was served on all creditors and interested parties on April 11, 2017 pursuant to the Order Reducing Notice entered herein on October 26, 2016 [Doc. #437). .

- 3. Based on my review of Advance Restaurant LLC's security and loan documentation, I believe it holds a valid, perfected security interest in all of the debtor's personal property, which it contends secures a debt of \$146,423.04, plus accrued interest.
- 4. I am informed that the sale of the realty referred to in the Notice may close as soon as this week and that Community Bank of the Bay will be paid at least 90% of the balance of its secured claim from the proceeds thereof.
- 5. All other facts stated in the Notice are, to the best of my knowledge, true and correct.
- 6. For the reasons stated in the Notice, the Trustee and I believe that the proposed compromise is fair and equitable and in the best interest of creditors and the estate.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct, and that this declaration was executed on April 11, 2017 at Oakland, California.

> /s/ Mark S. Bostick Mark S. Bostick