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Attorneys for Michael G. Kasolas, Trustee

UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

In re

FOX ORTEGA ENTERPRISES, INC., dba
PREMIER CRU

Debtor.

Case No. 16-40050-WJL

Chapter 7

**APPLICATION FOR ORDER
AUTHORIZING PRODUCTION OF
RECORDS OF CITIBANK PURSUANT
TO FEDERAL RULE OF BANKRUPTCY
PROCEDURE 2004**

TO: THE HONORABLE WILLIAM J. LAFFERTY, III, THE DEBTOR, THE UNITED STATES TRUSTEE, AND CITIBANK, N.A.:

PLEASE TAKE NOTICE that Michael G. Kasolas, trustee ("Trustee") of the above-captioned estate of Fox Ortega Enterprises, Inc., dba Premier Cru ("Premier Cru"), hereby applies for an order directing the Custodian of Records or other current authorized designated individual on behalf of CitiBank, N.A/Citigroup Inc. ("CitiBank") to produce the documents set forth below pursuant to Federal Rule of Bankruptcy Procedure 2004.

The examination of CitiBank is necessary to enable the Trustee to complete his investigation regarding the potential avoidable transfers and assets of the estate.

The Trustee requests that the following documents be produced:

REQUEST NO. 1: All monthly account statements prepared by CitiBank, including annual summary account statements, for the following credit card accounts, from January 8, 2009 through January 8, 2016.

ACCOUNT NO.	EXPIRATION DATE
5396 8107 3196 9468	09/18
5396 8107 2565 8424	09/13
5396 8190 0050 8691	09/10
5396 xxxx xxxx 2894	09/13
5466 1600 5180 1379	06/05
5466 1600 3570 0499	04/12
5466 1601 1683 3169	06/10
5466 1602 6919 8212	03/12
5466 1602 9917 4506	04/15
AT&T Universal Card	

REQUEST NO. 2: The signature cards or signed account agreements for each of the accounts listed in Paragraph 1.

REQUEST NO. 3: The annual statements for 2009-2016 for each of the accounts listed in paragraph 1.

REQUEST NO. 4: All other monthly account statements prepared by CitiBank, for any accounts not listed in paragraph 1, from January 8, 2009 through January 8, 2016, on which payments were made from Premier Cru to CitiBank.

WHEREFORE, the Trustee requests that an order be entered:

1. Directing CitiBank to produce the documents described herein at the offices of Wendel, Rosen, Black & Dean LLP, 1111 Broadway, 24th Floor, Oakland, California 94607 not less than 15 days from the date of service of the subpoena; and

2. For such other and further relief as the court deems proper.

DATED: April 20, 2017

WENDEL, ROSEN, BLACK & DEAN LLP

By: /s/ Mark S. Bostick

Mark S. Bostick

Attorneys for Michael G. Kasolas, Trustee

CERTIFICATE OF SERVICE

I, Jeanne Rose, declare:

I am a citizen of the United States and am employed in the County of Alameda. I am over the age of 18 years and not a party to the within-entitled action. My business address is 1111 Broadway, 24th Floor, Oakland, California, 94607-4036.

On the date set out below, I caused to be served the following document(s):

**APPLICATION FOR ORDER AUTHORIZING PRODUCTION OF
RECORDS OF CITIBANK PURSUANT TO
FEDERAL RULE OF BANKRUPTCY PROCEDURE 2004**

**[PROPOSED] ORDER AUTHORIZING PRODUCTION OF RECORDS OF CITIBANK
PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 2004**

by placing a true and correct copy thereof enclosed in a sealed envelope with first-class postage prepaid in a designated area for outgoing mail, addressed as set forth below. At Wendel, Rosen, Black & Dean, LLP, mail placed in that designated area is given the correct amount of postage and is deposited that same day, in the ordinary course of business, in a United States mailbox in the City of Oakland, California.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on April 20, 2017, at Oakland, California.

/s/ Jeanne Rose
JEANNE ROSE

By Certified Mail

CitiBank, N.A.

c/o Legal Service Intake Unit

701 East 60th St. North

Mail Code 1251

Sioux Falls, S.D. 57117

Office of the United States Trustee

450 Golden Gate Ave., 5th Floor

Suite 05-0153

San Francisco, CA 94102

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