

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

Date: July 12, 2016

Time: 2:00 p.m.

Place: Courtroom 220
1300 Clay Street
Oakland, CA

Judge: Hon. William J. Lafferty, III

**NOTICE OF HEARING ON TRUSTEE'S APPLICATION FOR ORDER
AUTHORIZING PAYMENT OF ADMINISTRATIVE FEES AND EXPENSES
INCURRED TO ADMINISTER CLASS SETTLEMENT AND AUTHORIZING
PAYMENT OF PREVIOUSLY ALLOWED PROFESSIONAL FEES**

TO: THE TWENTY LARGEST CREDITORS, PARTIES REQUESTING SPECIAL NOTICE,
THE U.S. TRUSTEE, THE DEBTOR AND OTHER INTERESTED PARTIES:

NOTICE IS HEREBY GIVEN that a hearing will be held in the courtroom of the Honorable William J. Lafferty, United States Bankruptcy Judge, United States Bankruptcy Court, 1300 Clay Street, Courtroom 220, Oakland, California, on July 12, 2017, at 2:00 p.m., to consider and act upon *Trustee's Application for Order Authorizing Payment of Administrative Fees and Expenses Incurred to Administer Class Settlement and Authorizing Payment of Previously Allowed Professional Fees* ("Application"), which seeks an order authorizing payment of the following fees and expense:

<i>Name of Professionals</i>	<i>Period</i>	<i>Current Admin Fees</i>	<i>Current Admin Costs</i>	<i>Holdback Fees</i>
Michael G. Kasolas (Trustee)	5/2/16 – 6/19/17	\$55,000.00		
BMC Group, Inc. (Servicing Agent)	2/1/16 – 6/19/17	\$9,794.00	\$12,270.13	\$6,323.70
Brian Nishi (Trustee's IT Consultant)	5/2/16 – 6/19/17	\$18,700.00		
Arent Fox LLP (Special Conflicts Counsel for Trustee)	1/26/16 – 10/31/2016			\$3,943.20

<i>Name of Professionals</i>	<i>Period</i>	<i>Current Admin Fees</i>	<i>Current Admin Costs</i>	<i>Holdback Fees</i>
Wendel, Rosen, Black & Dean LLP (Attorneys for Trustee)	1/8/16 – 10/31/16			\$283,368.90
Kokjer, Pierotti, Maiocco & Duck LLP (Accountants for Trustee)	1/8/16 – 10/31/16			\$43,615.65

A copy of the Trustee's Application and supporting declarations may be obtained from the Clerk, off Pacer, or upon request from the undersigned. The Trustee currently holds \$1,638,925.95 free and clear of liens.

Any objections to the Application must be served on the undersigned and filed with the Clerk of the United States Bankruptcy Court, Northern District of California, Oakland Division, 1300 Clay Street, Suite 300, Oakland, CA 94612 no later than seven (7) days before the date of the hearing; i.e. July 5, 2017. Objections will be heard on the date of the hearing.

Dated: June 21, 2017

/s/ Mark S. Bostick
Mark S. Bostick
Attorneys for Trustee
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Oakland, CA 94607
Telephone: (510) 834-6600
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CERTIFICATE OF SERVICE

I, Jeanne Rose, declare:

I am a citizen of the United States and am employed in Alameda County, California. I am over the age of eighteen 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 forth below, I served a copy of the following document(s):

**NOTICE OF HEARING ON TRUSTEE'S APPLICATION FOR ORDER AUTHORIZING
PAYMENT OF ADMINISTRATIVE FEES AND EXPENSES INCURRED TO
ADMINISTER CLASS SETTLEMENT AND AUTHORIZING PAYMENT OF
PREVIOUSLY ALLOWED PROFESSIONAL FEES**

- [X] **by ECF** to the parties listed on the attached service list in accordance with the *Order Granting Motion to Reduce Notice Required for Future Notices Under Bankruptcy Rule 2002(a)* [Docket No. 437] who are ECF recipients.

AND

- [X] **(by mail)** to the parties listed on the attached service list in accordance with the *Order Granting Motion to Reduce Notice Required for Future Notices Under Bankruptcy Rule 2002(a)* [Docket No. 437] who are not ECF recipients 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 to the following recipients

I declare under penalty of perjury under the laws of the State of California and the United States of America that the foregoing is true and correct, and that this declaration was executed on June 21, 2017, at Oakland, California.

/s/ Jeanne Rose
JEANNE ROSE

See attached service list.

**FOX ORTEGA ENTERPRISES, INC., DBA PREMIER CRU, DEBTOR
CASE NO. 16-40050**

**LIMITED NOTICE MAILING LIST
(Per Order Dated October 26, 2016)**

Twenty Largest Unsecured Creditors Who Have Timely Claims:

American Express Travel Rltd. Srvc. Co. Inc. c/o Becket and Lee LLP P.O. Box 3001 Malvern, PA 19355-0701
MSI Electronic Payments, LLC c/o T. Micah Dortch Cooper & Scully, P.C. 900 Jackson St., Suite 100 Dallas, Texas 75202
Universal Card, Inc. dba Merchant Services Thomas J. Stolp, Esq. Rogers, MacLeith & Stolp, LLP 10061 Talbert Avenue, Suite 390 Fountain Valley, CA 92708
Mun Hei Li aka Li Mun Hei c/o Raphael Cung, Esq. Callahan & Blaine, APLC 3 Hutton Centre Drive, 9th Floor Santa Ana, CA 92707
Philip B. Gruell, DDS 1717 Santa Clara Ave. Alameda, CA 94501
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Michael D. Thomson 3111 Welborn St. #1604 Dallas, TX 75219
Richard Schmidt 2500 Hospital Drive Mountain View, CA 94040

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Michael Troise 401 E 89th Street New York, NY 10128
Bo Feng Room 605, Admiralty Centre Tower 2, 18 Harcourt Road HONG KONG
Brad Karp 653 Paseo de la Cuma Santa Fe, NM 87501
Robert Nilsson c/o Michael VanNiel 127 Public Square #2000 Cleveland, OH 44114-1214
39 Partners, LLC c/o Lane Powell, PC, Attn: Heidi Anderson 1420 Fifth Avenue, Suite 4200 P.O. Box 91302 Seattle, WA 98111-9402
Ross Bott 152 Poplar St Half Moon Bay, CA 94019
T. Szen Low c/o Akin Gump, et al Attn: David P Simonds 2029 Century Park East #2400 Los Angeles, CA 90067
Michael Collins c/o Gregory K. Jones Dykema Gossett LLP 333 S. Grand Ave. #2100 Los Angeles, CA 90071
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The United States Trustee:

Margaret H. McGee
Office of the U.S. Trustee
450 Golden Gate Ave, 5th Flr.
Suite #05-0153
San Francisco, CA 94102
(ECF Recipient)

Governmental Agencies Who Have Filed Claims

Franchise Tax Board
Bankruptcy Section MS A340
P.O. 2952
Sacramento, CA 95812-2952

Department of the Treasury
Internal Revenue Service
P.O. Box 7346
Philadelphia, PA 19101-7346

State Board of Equalization
Special Operations Branch MIC:55
PO Box 942879
Sacramento CA 94279-0055

Chapter 7 Trustee of the Estate of John Eugene Fox

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Request for Special Notice

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Entries in bold NOT on ECF – Service by First Class Mail.

Cases 16-40050 – Service by ECF Noticing

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