

**Fill in this information to identify the case:**

Debtor 1 Fox Ortega Enterprises, Inc.  
 Debtor 2 \_\_\_\_\_  
 (Spouse, if filing)  
 United States Bankruptcy Court Northern District of California  
 Case number: 16-40050

**FILED**  
**U.S. Bankruptcy Court**  
**Northern District of California**  
 1/11/2016  
**Edward J. Emmons, Clerk**

## Official Form 410

### Proof of Claim

**12/15**

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached 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. **Do not send original documents**; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

**Part 1: Identify the Claim**

<b>1. Who is the current creditor?</b>	<u>Randolph M. Siverson</u> Name of the current creditor (the person or entity to be paid for this claim)  Other names the creditor used with the debtor _____	
<b>2. Has this claim been acquired from someone else?</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. From whom? _____	
<b>3. Where should notices and payments to the creditor be sent?</b>	<b>Where should notices to the creditor be sent?</b> <u>Randolph M. Siverson</u> Name 44489 S. El Macero Dr El Macero, CA 95618  Contact phone <u>530-758-6314</u> Contact email <u>rmsiverson@ucdavis.edu</u> Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	<b>Where should payments to the creditor be sent? (if different)</b> _____ Name _____ Contact phone _____ Contact email _____
<b>4. Does this claim amend one already filed?</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____ Filed on _____ <div style="text-align: right;">MM / DD / YYYY</div>	
<b>5. Do you know if anyone else has filed a proof of claim for this claim?</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Who made the earlier filing? _____	

**Part 2: Give Information About the Claim as of the Date the Case Was Filed**

<b>6. Do you have any number you use to identify the debtor?</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: _____
<b>7. How much is the claim?</b>	<div style="display: flex; justify-content: space-between;"><div><b>\$</b> <u>2312.36</u></div><div><b>Does this amount include interest or other charges?</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).</div></div>
<b>8. What is the basis of the claim?</b>	<p>Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card. Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c). Limit disclosing information that is entitled to privacy, such as healthcare information.</p> <p><u>Goods purchased and not delivered</u></p>
<b>9. Is all or part of the claim secured?</b>	<div><input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. The claim is secured by a lien on property.</div> <div><b>Nature of property:</b> <input type="checkbox"/> Real estate. If the claim is secured by the debtor's principal residence, file a <i>Mortgage Proof of Claim Attachment</i> (Official Form 410-A) with this <i>Proof of Claim</i>. <input type="checkbox"/> Motor vehicle <input type="checkbox"/> Other. Describe: _____</div> <div><b>Basis for perfection:</b> _____</div> <div>Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)</div> <div><div><b>Value of property:</b></div><div><b>\$</b> _____</div><div><b>Amount of the claim that is secured:</b></div><div><b>\$</b> _____</div><div><b>Amount of the claim that is unsecured:</b></div><div><b>\$</b> _____ (The sum of the secured and unsecured amounts should match the amount in line 7.)</div></div> <div><div><b>Amount necessary to cure any default as of the date of the petition:</b></div><div><b>\$</b> _____</div><div><b>Annual Interest Rate</b> (when case was filed) _____ % <input type="checkbox"/> Fixed <input type="checkbox"/> Variable</div></div>
<b>10. Is this claim based on a lease?</b>	<div><input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. <b>Amount necessary to cure any default as of the date of the petition.</b> \$ _____</div>
<b>11. Is this claim subject to a right of setoff?</b>	<div><input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Identify the property: _____</div>

<b>12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?</b>	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes. <i>Check all that apply.</i>	<p>A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.</p> <p><input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B). \$ _____</p> <p><input type="checkbox"/> Up to \$2,775* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7). \$ _____</p> <p><input type="checkbox"/> Wages, salaries, or commissions (up to \$12,475*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4). \$ _____</p> <p><input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8). \$ _____</p> <p><input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5). \$ _____</p> <p><input checked="" type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)(Z) that applies \$ 2312.36</p>	<b>Amount entitled to priority</b>
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\* Amounts are subject to adjustment on 4/1/16 and every 3 years after that for cases begun on or after the date of adjustment.

### Part 3: Sign Below

<p><b>The person completing this proof of claim must sign and date it. FRBP 9011(b).</b></p> <p style="font-size: small;">If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.</p> <p><b>A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157 and 3571.</b></p>	<p>Check the appropriate box:</p> <p><input checked="" type="checkbox"/> I am the creditor.</p> <p><input type="checkbox"/> I am the creditor's attorney or authorized agent.</p> <p><input type="checkbox"/> I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.</p> <p><input type="checkbox"/> I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.</p> <p>I understand that an authorized signature on this Proof of Claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.</p> <p>I have examined the information in this Proof of Claim and have a reasonable belief that the information is true and correct.</p> <p>I declare under penalty of perjury that the foregoing is true and correct.</p> <p>Executed on date <u>1/11/2016</u></p> <p style="text-align: center;">MM / DD / YYYY</p> <p><u>/s/ Randolph M. Siverson</u></p> <p>Signature</p> <p>Print the name of the person who is completing and signing this claim:</p> <p>Name <u>Randolph M. Siverson</u></p> <p style="text-align: center;">First name      Middle name      Last name</p> <p>Title _____</p> <p>Company _____</p> <p>Address <u>444898 S. El Macero Dr.</u></p> <p style="text-align: center;">Number Street</p> <p style="text-align: center;"><u>El Macero, CA 95618</u></p> <p style="text-align: center;">City State ZIP Code</p> <p>Contact phone <u>530-758-6314</u> Email <u>rmsiverson@ucdavis.edu</u></p>
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# Order History

Sort By

Item	Unit Price	Qty	Shipped	Remain	Avail	Order Number (Status)	Date
Philipponat Brut Royale, 750 ml	\$22.99	4	0	4	0	SO-0000495422 (Open)	11/28/15
2013 Bourgueil Jour de Soif, Gauthier, 750 ml	\$12.99	1	0	1	1	SO-0000494599	(Open) 11/15/15
2014 Beaune Clos des Ursules, Jadot, 750 ml	\$27.99	4	0	4	0	SO-0000494290	(Open) 11/11/15
2014 Pichon Lalande Magnum, 1.5 L	\$81.00	1	0	1	0	SO-0000493592 (Open)	11/1/15
2014 Pichon Lalande Magnum, 1.5 L	\$81.00	4	0	4	0	SO-0000493584 (Open)	11/1/15
2014 Riesling Kabinett Liter Bottle, Jakob Schneider, 1 L	\$14.99	6	0	6	6	SO-	0000491735 (Open) 10/6/15
2014 Guiraud 1/2, 375 ml	\$10.79	4	0	4	0	SO-0000490584 (Open)	9/20/15
2014 Rieussec 1/2, 375 ml	\$18.52	2	0	2	0	SO-0000489995 (Open)	9/13/15
2014 Sigalas Rabaud, 750 ml	\$20.99	2	0	2	0	SO-0000489678 (Open)	9/8/15
2014 Pichon Lalande Magnum, 1.5 L	\$87.75	2	0	2	0	SO-0000489432 (Open)	9/6/15
2014 Doisy Vedrines 1/2, 375 ml	\$9.74	6	0	6	0	SO-0000489093 (Open)	9/2/15
2013 Chablis Vaillons, Fevre, 750 ml	\$22.99	6	0	6	0	SO-0000488125 (Open)	8/22/15
2014 Guiraud 1/2, 375 ml	\$11.69	8	0	8	0	SO-0000487444 (Open)	8/16/15
2014 Rayne Vigneau, 750 ml	\$22.09	4	0	4	0	SO-0000486813 (Open)	8/9/15
2010 Brunello di Montalcino, La Gerla, 750 ml	\$29.89	2	0	2	0	SO-0000485813	(Open) 8/2/15

2014 Coutet 1/2, 375 ml 7/26/15	\$10.72	4	0	4	0	SO-0000485216 (Open)
2013 Beaune Bressandes, Jadot, 750 ml 7/19/15	\$24.69	2	0	2	0	SO-0000484513 (Open)
Lassalle Cuvee Preference, 750 ml 6/21/15	\$24.99	2	0	2	0	SO-0000481977 (Open)
Gosset Brut Excellence, 750 ml 6/21/15	\$29.99	4	0	4	0	SO-0000481970 (Open)
2014 Coutet, 750 ml	\$20.79	4	0	4	0	SO-0000481365 (Open) 6/14/15
2012 Chablis Fourchaume, Fevre, 750 ml (Open) 2/24/15	\$28.59	2	0	2	0	SO-0000471382
2010 Brunello di Montalcino, Campogiovanni, 750 ml 0000468492 (Open) 1/31/15	\$29.99	2	0	2	0	SO-
2012 Chablis Mont de Milieu V.V., Billaud-Simon, 750 ml SO-0000460554 (Open) 11/8/14	\$22.99	4	0	4	0	
2012 Chablis Vaillons, Billaud-Simon, 750 ml (Open) 9/23/14	\$22.74	2	0	2	0	SO-0000455906
2013 Cotes-du-Roussillon Villages Occultum Lapidem, Bila-Haut, 750 ml 0 SO-0000455906 (Open) 9/23/14	\$16.24	4	0	4	0	
Le Brun-Servenay Selecion Grand Cru, 750 ml (Open) 6/14/14	\$29.99	2	0	2	0	SO-0000447335
2011 Touriga Nacional Pinteivera, Chapoutier, 750 ml 0000443793 (Open) 4/29/14	\$15.39	2	0	2	0	SO-
2011 Savigny Fourneaux, Nicolas Rossignol, 750 ml 0000435935 (Open) 1/29/14	\$28.99	4	0	4	0	SO-
Geoffroy Brut Purete Non Dose, 750 ml 1/18/14	\$25.34	4	0	4	0	SO-0000434732 (Open)
Geoffroy Brut Empreinte Magnum, 1.5 L (Open) 12/27/13	\$61.75	1	0	1	0	SO-0000432276
2011 Touriga Nacional Pinteivera, Chapoutier, 750 ml 0000427614 (Open) 11/10/13	\$14.99	4	0	4	0	SO-
2010 Gevrey Chambertin, Roty, 750 ml 4/13/13	\$24.99	6	0	6	0	SO-0000410052 (Open)
2010 Bourgogne Cuvee de Pressonnier, Roty, 750 ml 0000409587 (Open) 4/6/13	\$13.99	6	0	6	0	SO-

2010 Cotes de Roussillon Occultum Lapidem, Chapoutier, 750 ml	\$26.99	3	0	3	
3 SO-0000401670 (Open) 1/4/13					
2010 Le Crock, 750 ml	\$14.99	6	0	6	6 SO-0000360896 (Open) 8/12/11