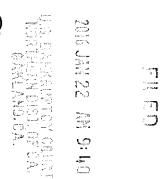
| Fill in this information to identify the case:                          |  |  |  |  |  |  |
|---|--|--|--|--|--|--|
| Debtor 1 Fox Ortega Enterprises, Inc                                    |  |  |  |  |  |  |
| Debtor 2 (Spouse, if filing)  |  |  |  |  |  |  |
| United States Bankruptcy Court for the: Northern District of California |  |  |  |  |  |  |
| Case number 16-40050 WJL 7  |  |  |  |  |  |  |



### 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.

| 1.  | Who is the current  | Richard Albert           |                        |   |   |          |              |
|---|---|--------------------------|------------------------|---|---|----------|--------------|
|   | creditor?   | Name of the current cre  | ditor (the person or e | entity to be paid for this cl   | aim)  |          | <u>_</u>     |
|   | 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1                                 | Other names the credito  | or used with the debto | or Dick Albert  |   |          |              |
| 2.  | Has this claim been acquired from someone else?                       | No Prom whom             | n?                     | e de la companya de | 1 ************************************                        | per si   |              |
| 3. Where should notices and payments to the creditor be sent? |   | Where should notic       | es to the credito      | r be sent?  | Where should payments to the creditor be sent? (if different) |          |              |
|   | Federal Rule of<br>Bankruptcy Procedure<br>(FRBP) 2002(g)             | Name                     |                        |   | Name  |          |              |
|   |   | 10 Balra Drive           |                        |   | ,   |          |              |
|   |   | Number Street            |                        |   | Number Street   |          |              |
|   |   | Novato                   | CA                     | 94947   |   |          |              |
|   |   | City                     | State                  | ZIP Code  | City  | State    | ZIP Code     |
|   |   | Contact phone 415 9      | 90 2372                |   | Contact phone   |          |              |
|   |   | Contact email VINON      |                        | com   | Contact email   |          | <del>-</del> |
|   |   | Uniform claim identifier | for electronic payme   | nts in chapter 13 (if you u   | ise one):   |          |              |
|   |   |                          | <del></del>            |   |   |          |              |
| 1.  | Does this claim amend one already filed?                              | ☑ No<br>☐ Yes. Claim num | ber on court claim     | s registry (if known) _   |   | Filed on | ) / YYYY     |
| <u>.</u> .  | Do you know if anyone else has filed a proof of claim for this claim? | ☑ No<br>☐ Yes. Who made  |                        |   | <del></del>   |          |              |

Official Form 410 Proof of Claim page 1

Give Information About the Claim as of the Date the Case Was Filed Part 2: 6. Do you have any number you use to identify the debtor? 7,109.53. Does this amount include interest or other charges? 7. How much is the claim? Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A). Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card. 8. What is the basis of the claim? 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 health care information. Goods sold, not delivered Is all or part of the claim **☑** No secured? Yes. The claim is secured by a lien on property. Nature of property: Real estate. If the claim is secured by the debtor's principal residence, file a Mortgage Proof of Claim Attachment (Official Form 410-A) with this Proof of Claim. Motor vehicle Other. Describe: Basis for perfection: 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.) Value of property: Amount of the claim that is secured: Amount of the claim that is unsecured: \$\_\_\_\_\_(The sum of the secured and unsecured amounts should match the amount in line 7.) Amount necessary to cure any default as of the date of the petition: Annual Interest Rate (when case was filed)\_\_\_\_\_% ☐ Fixed Variable 10. Is this claim based on a ✓ No. lease? Yes. Amount necessary to cure any default as of the date of the petition. 11. Is this claim subject to a ZÍ No right of setoff? Yes. Identify the property: \_\_\_\_\_

Official Form 410 Proof of Claim page 2

| F  |                   |   |   |                                     |  |  |  |  |  |
|--|-------------------|---|---|-------------------------------------|--|--|--|--|--|
| 12. Is all or part of the claim  | No                |   |   |                                     |  |  |  |  |  |
| entitled to priority under 11 U.S.C. § 507(a)?   | 🖵 Yes. Check      | all that apply:   |   |                                     | Amount entitled to priority              |  |  |  |  |
| A claim may be partly priority and partly  |                   | □ Domestic support obligations (including alimony and child support) under<br>11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).                                  |   |                                     |  |  |  |  |  |
| nonpriority. For example,<br>in some categories, the<br>law limits the amount<br>entitled to priority. |                   | ☐ 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). |   |                                     |  |  |  |  |  |
| entitled to priority.  | bankrup           | salaries, or commissior<br>tcy petition is filed or th<br>C. § 507(a)(4).   | ns (up to \$12,475*) earned v<br>e debtor's business ends, w    | vithin 180 days<br>hichever is earl | before the lier. \$                      |  |  |  |  |
|  | ☐ Taxes or        | r penalties owed to gov   | ernmental units. 11 U.S.C.                                      | § 507(a)(8).                        | \$                                       |  |  |  |  |
|  | ☐ Contribu        | itions to an employee b   | enefit plan. 11 U.S.C. § 507                                    | ·<br>(a)(5).                        | \$                                       |  |  |  |  |
|  |                   |   | •   |                                     | \$                                       |  |  |  |  |
|  |                   | -   | U.S.C. § 507(a)() that ap                                       |                                     | <b>*</b>                                 |  |  |  |  |
|  | * Amounts a       | re subject to adjustment or   | n 4/01/16 and every 3 years afte                                | er that for cases b                 | egun on or after the date of adjustment. |  |  |  |  |
|  |                   |   |   |                                     |  |  |  |  |  |
| Part 3: Sign Below   |                   |   |   |                                     |  |  |  |  |  |
| The person completing  | Check the appro   | priate box:   |   |                                     |  |  |  |  |  |
| this proof of claim must   | ☑ I am the cre    |   |   |                                     |  |  |  |  |  |
| sign and date it. FRBP 9011(b).  |                   | ditor's attorney or author  | orized agent  |                                     |  |  |  |  |  |
| If you file this claim   |                   | •   | or the debtor, or their authorized agent. Bankruptcy Rule 3004. |                                     |  |  |  |  |  |
| electronically, FRBP   |                   |   | or other codebtor. Bankrup                                      |                                     | ···                                      |  |  |  |  |
| 5005(a)(2) authorizes courts to establish local rules  | i am a guara      | antor, surety, endorser,  | of other codebtor, bankrup                                      | icy rule 3003.                      |  |  |  |  |  |
| specifying what a signature  | 1 1 1 1 111       |   | e on this Floor of Claim par                                    | voa oa oo ooko                      | owledgment that when calculating the     |  |  |  |  |
| is.  | amount of the cla | i an authonzed signalui<br>aim, the creditor gave th  | ne debtor credit for any payi                                   | nents received                      | toward the debt.                         |  |  |  |  |
| A person who files a   |                   | _   |   |                                     |  |  |  |  |  |
| fraudulent claim could be fined up to \$500,000,   |                   | the information in this   | Proof of Claim and have a r                                     | easonable belie                     | of that the information is true          |  |  |  |  |
| imprisoned for up to 5   | and correct.      |   |   |                                     |  |  |  |  |  |
| years, or both.<br>18 U.S.C. §§ 152, 157, and  | I declare under p | enalty of perjury that th   | ne foregoing is true and corr                                   | ect.                                |  |  |  |  |  |
| 3571.  | Executed on etal  | e 01/18/2016  |   |                                     |  |  |  |  |  |
|  | Executed on Page  | MM / PD / YYYY  | <del>_</del>  |                                     |  |  |  |  |  |
|  | 17                |   | 1 -   |                                     |  |  |  |  |  |
|  | 1/                | (N//V \ X#  | <del>\</del>  |                                     |  |  |  |  |  |
|  | Signature         | DOME OUR  | <u> </u>  |                                     |  |  |  |  |  |
|  |                   |   |   |                                     |  |  |  |  |  |
|  | Print the name    | of the person who is  | completing and signing th                                       | is claim:                           |  |  |  |  |  |
|  | Name              | Richard   | Allen   |                                     | Albert                                   |  |  |  |  |
|  | Name              | First name  | Middle name   |                                     | Last name                                |  |  |  |  |
|  | Title             |   |   |                                     |  |  |  |  |  |
|  | Tiue              |   | ··-   |                                     |  |  |  |  |  |
|  | Company           | Identify the corporate so   | ervicer as the company if the au                                | thorized agent is                   | a servicer.                              |  |  |  |  |
|  |                   | 10 Balra Drive  |   |                                     |  |  |  |  |  |
|  | Address           | Number Stree  | <br>t   |                                     |  |  |  |  |  |
|  |                   | Novato  | •   | CA                                  | 94947                                    |  |  |  |  |
|  |                   | City  |   | State                               | ZIP Code                                 |  |  |  |  |
|  | Contact -b        | 415 990 2372  |   | Email                               | vinonovato@gmail.com                     |  |  |  |  |
|  | Contact phone     | 410 990 Z314 _  | <del></del>   | Email                               | vinonovatologinali.com                   |  |  |  |  |

Official Form 410 Proof of Claim page 3

My Orders

My Account

Ri Richard

Log Out

Shooping Cart

wine, region, varietal, producer

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|----|-------|-----|
|----|-------|-----|

### **EDIT PROFILE**

### ADDRESS BOOK

### **BILLING INFORMATION**

# **ORDER HISTORY**

|          | <br> | <br>41,000,000 |
|----------|------|----------------|
| All Time |      | ▼              |
| 4        |      | <br>           |

Sort By O

| Order No | ▼ |
|----------|---|
|          |   |

60

| Order Number (Status)       | Amount     | Qty | Shipped | Remain | Avail | Date    |
|-----------------------------|------------|-----|---------|--------|-------|---------|
| <u>SO-0000404358</u> (Open) | \$1,109.97 | 2   | 1       | Ţ      | 0     | 2/5/13  |
| <u>SO-0000404312</u> (Open) | \$2,959.92 | 8   | 4       | 4      | 0     | 2/4/13  |
| <u>SO-0000404311</u> (Open) | \$1,479.96 | 4   | 0       | 4      | 0     | 2/4/13  |
| SO-0000391464 (Open)        | \$1,559.88 | 12  | 0       | 12     | 0     | 9/10/12 |

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Toosday-Eniday: 1 cam-6pm Saturday: 10am-5pm Sunday: Closed

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Order Details 1/18/2016

> My Account Hr Richard Lng Cut Shooping Care

**EDIT PROFILE BILLING INFORMATION** MY ACCOUNT ADDRESS BOOK

# **ORDER DETAILS**

Order No.: SO-0000404358 Order Date.: Feb 5, 2013 Open

Status:

### **PURCHASE DETAILS**

| Wine  | Qty | Shipped | Remain | Ready To Ship | Price/Bottle | Total Price |
|---|-----|---------|--------|---------------|--------------|-------------|
| 2009 Cote Rotie La Landonne, Guigal, 750 ml | 0   | 0       | 0      | 0             | \$369.99     | \$369.99    |
| 2009 Cote Rotie La Mouline, Guigal, 750 ml  | 1   | 0       | 1      | 0             | \$369.99     | \$369.99    |
| 2009 Cote Rotie La Turque, Guigal, 750 ml   | 1   | 1       | 0      | 0             | \$369.99     | \$369.99    |

Subtotal: \$1,109.97

wine, region, varietal, producer

SEARCH

Tax: \$99.90

Total: \$1,209.87

**SHIPPING DETAILS** 

| Wine  | Ordered | Shipped | Remain |
|---|---------|---------|--------|
| 2009 Cote Rotie La Landonne, Guigal, 750 ml | 0       | 0       | 0      |
| 2009 Cote Rotie La Mouline, Guigal, 750 ml  | 1       | 0       | 1      |
| 2009 Cote Rotie La Turque, Guigal, 750 ml   | 1       | 1       | 0      |

| 470  |   | 1 2 a 22                    | FIND A WINE             | GET OUR NEWSLETTER   |
|--|---|-----------------------------|-------------------------|--|
| Browee Mines                               | Custom er Berrice<br>Pre-Arrival vs. 1a-Stock     | Ahont Gs<br>Coapsay Bistory | Enter Wine              | Enter Email  |
| Winds Max                                  | Shipping info                                     | One Staff                   | SEAR                    | SURSCRIBE  |
| Noveletters                                | Terms and Conditions<br>RSA Center                | We Bay Wine<br>Remil Store  |                         |  |
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| Preducers<br>Preducers<br>Frature Articles |   | 855 Center                  | compelitive prices to p | linest wides at extremely<br>grovide exceptional experiences for<br>a and every day wine lovers. |
| Wine Report Reviews                        |   |                             | Necome a Sast           |  |

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Borkstey, CA 94720

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Sunday: Closed

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Order Details 1/18/2016

My Account

Hi Richard

Log Out

Shopping Carr

wine, region, varietal, producer

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MY ACCOUNT

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ADDRESS BOOK

**BILLING INFORMATION** 

# **ORDER DETAILS**

Order No.: SO-0000404312 Order Date.: Feb 4, 2013 Status: Open

PURCHASE DETAILS

| Wine  | Qty | Shipped | Remain | Ready To Ship | Price/Bottle | Total Price |
|---|-----|---------|--------|---------------|--------------|-------------|
| 2009 Cote Rotie La Landonne, Guigal, 750 ml | 4   | 0       | 4      | 0             | \$369.99     | \$1,479.96  |
| 2009 Cote Rotie La Turque, Guigal, 750 ml   | 4   | 4       | 0      | o             | \$369.99     | \$1,479.96  |

Subtotal: \$2,959.92

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Tax: \$0.00

Total: \$2,959.92

SHIPPING DETAILS

| Wine  | Ordered | Shipped | Remain |
|---|---------|---------|--------|
| 2009 Cote Rotie La Landonne, Guigal, 750 ml | 4       | 0       | 4      |
| 2009 Cote Rotle La Turque, Guigal, 750 ml   | 4       | 4       | 0      |

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Smadayr: Closed

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Order Details 1/18/2016

> My Account Ht Richard Log Out Shopping Cart wine, region, varietal, producer SEARCH

MY ACCOUNT **EDIT PROFILE** ADDRESS BOOK **BILLING INFORMATION** 

**ORDER DETAILS** 

Order No.: SO-0000404311 Order Date.: Feb 4, 2013

Status: Open

**PURCHASE DETAILS** 

| Wine                                       | Qty | Shipped | Remain | Ready To Ship | Price/Bottle | Total Price |
|--|-----|---------|--------|---------------|--------------|-------------|
| 2009 Cote Rotie La Mouline, Guigal, 750 ml | 4   | 0       | 4      | 0             | \$369.99     | \$1,479.96  |

Subtotal: \$1,479.96

> Tax: \$0.00

Total: \$1,479,96

SHIPPING DETAILS

| Wine                                       | Ordered | Shipped | Remain |
|--|---------|---------|--------|
| 2009 Cote Rotie La Mouline, Guigal, 750 ml | 4       | o       | 4      |

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collectors, compoisseurs, and every day wine lovers,

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Beckeley, CA 94720 Click bare for directions

Sunday: Closed

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1/18/2016 Order Details

My Account

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Shopping Can.

wine, region, varietal, producer

SESSION

MY ACCOUNT

**EDIT PROFILE** 

ADDRESS BOOK

**BILLING INFORMATION** 

## **ORDER DETAILS**

Order No.: SO-0000391464 Order Date.: Sep 10, 2012

Status:

Open

### **PURCHASE DETAILS**

| Wine                         | Qty | Shipped | Remain | Ready To Ship | Price/Bottle | Total Price |
|------------------------------|-----|---------|--------|---------------|--------------|-------------|
| 2010 La Conseillante, 750 ml | 12  | 0       | 12     | 0             | \$129.99     | \$1,559.88  |

Subtotal:

\$1,559.88

Tax:

\$136.49

Total:

\$1,696.37

#### SHIPPING DETAILS

| Wine                         | Ordered | Shipped | Remain |  |
|------------------------------|---------|---------|--------|--|
| 2010 La Conseillante, 750 ml | 12      | 0       | 12     |  |

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