

Fill in this information to identify the case:

Debtor 1 Premier Cru  
 Debtor 2 Fox Ortega Enterprises, Inc.  
 (Spouse, if filing)  
 United States Bankruptcy Court for the: Northern District of California  
 Case number 16-40050 WJL7

LM 3:42 P.M.  
**FILED**

JAN 27 2016

BANKRUPTCY COURT  
 OAKLAND, CALIFORNIA

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**

<p>1. Who is the current creditor?</p>	<p><u>James Bunce</u>          Name of the current creditor (the person or entity to be paid for this claim)</p> <p>Other names the creditor used with the debtor _____</p>	
<p>2. Has this claim been acquired from someone else?</p>	<p><input checked="" type="checkbox"/> No  <input type="checkbox"/> Yes. From whom? _____</p>	
<p>3. Where should notices and payments to the creditor be sent?</p> <p>Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)</p>	<p>Where should notices to the creditor be sent?</p> <p><u>James Bunce</u>          Name  <u>1248 Hillcrest Ave</u>          Number Street  <u>Livermore Ca. 94550</u>          City State ZIP Code          Contact phone <u>925-337-5569</u>          Contact email <u>JASBUNCE33@Gmail.Com</u></p>	<p>Where should payments to the creditor be sent? (if different)</p> <p><u>Same</u>          Name          Number Street          City State ZIP Code          Contact phone _____          Contact email _____</p>
<p>Uniform claim identifier for electronic payments in chapter 13 (if you use one):          _____</p>		
<p>4. Does this claim amend one already filed?</p>	<p><input checked="" type="checkbox"/> No  <input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____</p>	
		<p>Filed on _____          MM / DD / YYYY</p>
<p>5. Do you know if anyone else has filed a proof of claim for this claim?</p>	<p><input checked="" type="checkbox"/> No  <input type="checkbox"/> Yes. Who made the earlier filing? _____</p>	

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

6. Do you have any number you use to identify the debtor? ☒ No ?  
☐ Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: \_\_\_\_\_

7. How much is the claim? \$ 6832.00 Does this amount include interest or other charges?  
includes sales Tax ☐ No  
☒ Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. What is the basis of the claim? 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 health care information.

I Prepaid for Wine Futures - Never received

9. Is all or part of the claim secured? ☒ No  
☐ 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 lease? ☒ No  
☐ Yes. Amount necessary to cure any default as of the date of the petition. \$ \_\_\_\_\_

11. Is this claim subject to a right of setoff? ☒ No ?  
☐ Yes. Identify the property: \_\_\_\_\_

12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

☒ No ?

☐ Yes. Check all that apply:

☐ Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).

☐ 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).

☐ 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).

☐ Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).

☐ Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).

☐ Other. Specify subsection of 11 U.S.C. § 507(a)( ) that applies.

Amount entitled to priority

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\* Amounts are subject to adjustment on 4/01/16 and every 3 years after that for cases begun on or after the date of adjustment.

**Part 3: Sign Below**

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

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.

Check the appropriate box:

☒ I am the creditor.

☐ I am the creditor's attorney or authorized agent.

☐ I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.

☐ I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

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.

I have examined the information in this *Proof of Claim* and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date 1/22/2016  
MM / DD / YYYY

James A. Bunce  
Signature

Print the name of the person who is completing and signing this claim:

Name James A Bunce  
First name Middle name Last name

Title \_\_\_\_\_

Company \_\_\_\_\_

Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 1248 Hillcrest Ave.  
Number Street

Livermore, Ca 94556  
City State ZIP Code

Contact phone 925-337-5569 Email JasBunce

Jasbunce33@gmail.com

Wine owed To James Bunce

MY ACCOUNT

EDIT PROFILE

ADDRESS BOOK

BILLING INFORMATION

## ORDER HISTORY

All Time

Sort By

Order No

GO

Item	Unit Price	Qty	Shipped	Remain	Avail	Order Number (Status)	Date
<a href="#">2012 Beaucastel, 750 ml</a>	\$49.99	1	0	1	0	<a href="#">SO-0000459076</a> (Open)	10/26/14
<a href="#">Krug Grand Cuvee, 750 ml</a>	\$99.99	1	0	1	0	<a href="#">SO-0000459076</a> (Open)	10/26/14
<a href="#">2002 Salon le Mesnil Blanc de Blancs, 750 ml</a>	\$325.00	1	0	1	0	<a href="#">SO-0000451331</a> (Open)	8/1/14
<a href="#">2010 Barolo Prapo, Ceretto, 750 ml</a>	\$79.99	2	0	2	0	<a href="#">SO-0000437331</a> (Open)	2/13/14
<a href="#">2012 Chateauneuf Clos des Papes, Avril, 750 ml</a>	\$67.99	3	0	3	0	<a href="#">SO-0000436217</a> (Open)	2/1/14
<a href="#">2011 Chateauneuf Clos des Papes, Avril, 750 ml</a>	\$55.00	2	0	2	0	<a href="#">SO-0000427420</a> (Open)	11/9/13
<a href="#">2012 Leoville las Cases, 750 ml</a>	\$79.99	3	0	3	0	<a href="#">SO-0000417512</a> (Open)	7/7/13
<a href="#">2010 Les Asteries, 750 ml</a>	\$59.99	3	0	3	0	<a href="#">SO-0000412376</a> (Open)	5/8/13
<a href="#">2010 Leoville Poyferre, 750 ml</a>	\$89.99	3	0	3	3	<a href="#">SO-0000400805</a> (Open)	12/28/12
<a href="#">2005 Roederer Cristal, 750 ml</a>	\$139.99	2	0	2	0	<a href="#">SO-0000397191</a> (Open)	11/16/12
<a href="#">2007 Brunello di Montalcino, Pacenti, 750 ml</a>	\$49.99	4	0	4	0	<a href="#">SO-0000393600</a> (Open)	10/5/12
<a href="#">2010 Smith Haut Lafitte, 750 ml</a>	\$79.99	3	0	3	3	<a href="#">SO-0000390838</a> (Open)	9/3/12
<a href="#">2010 Montrose, 750 ml</a>	\$149.99	3	0	3	0	<a href="#">SO-0000390266</a> (Open)	8/24/12
<a href="#">2011 Ducru Beaucaillou, 750 ml</a>	\$95.00	6	0	6	0	<a href="#">SO-0000383530</a> (Open)	6/12/12
<a href="#">2010 Chateauneuf Cuvee Chaupin, Janasse, 750 ml</a>	\$89.99	2	0	2	0	<a href="#">SO-0000378437</a> (Open)	4/5/12
<a href="#">2009 Montrose, 750 ml</a>	\$199.99	3	0	3	0	<a href="#">SO-0000372453</a> (Open)	1/21/12
<a href="#">2010 Branon Magnum, 1.5 L</a>	\$145.00	2	0	2	0	<a href="#">SO-0000364538</a> (Open)	10/16/11
<a href="#">2010 Grand Puy Lacoste, 750 ml</a>	\$44.17	6	0	6	6	<a href="#">SO-0000363958</a> (Open)	10/7/11
<a href="#">2009 Haut Bailly, 750 ml</a>	\$119.99	3	0	3	3	<a href="#">SO-</a>	10/7/11

MY ACCOUNT

EDIT PROFILE

ADDRESS BOOK

BILLING INFORMATION

## ORDER HISTORY

All Time ▼

Sort By

Order No ▼

GO

## WINES READY TO SHIP

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Item	Unit Price	Qty	Shipped	Remain	Avail	Order Number (Status)	Date
<a href="#">2010 Leoville Poyferre, 750 ml</a>	\$89.99	3	0	3	3	SO-0000400805 (Open)	12/28/12
<a href="#">2010 Smith Haut Lafitte, 750 ml</a>	\$79.99	3	0	3	3	SO-0000390838 (Open)	9/3/12
<a href="#">2010 Grand Puy Lacoste, 750 ml</a>	\$44.17	6	0	6	6	SO-0000363958 (Open)	10/7/11
<a href="#">2009 Haut Bailly, 750 ml</a>	\$119.99	3	0	3	3	SO-0000363958 (Open)	10/7/11

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We source the world's finest wines at extremely competitive prices to provide exceptional experiences for collectors, connoisseurs, and everyday wine lovers.

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## Premier Cru

1011 University Ave

Berkeley, CA 94710

[Click here for directions](#)

## Store Hours

Tuesday-Friday: 10am-6pm

Saturday: 10am-5pm

Sunday: Closed