

Fill in this information to identify the case:

Debtor 1 Fox Ortega Enterprises, Inc. DBA Premier Cru

Debtor 2 \_\_\_\_\_  
(Spouse, if filing)

United States Bankruptcy Court for the: Northern District of California

Case number 16-400050 WJL 7

LM 1:49pm  
**FILED**  
JAN 29 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

1. Who is the current creditor?	<u>Stanley Gray</u> Name of the current creditor (the person or entity to be paid for this claim)	
	Other names the creditor used with the debtor _____	
2. Has this claim been acquired from someone else?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. From whom? _____	
3. Where should notices and payments to the creditor be sent?  Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	<b>Where should notices to the creditor be sent?</b>  <u>Stanley Gray</u> Name <u>10870 NW La Cassel Crest Ln</u> Number Street <u>Portland</u> <u>OR</u> <u>97229</u> City State ZIP Code Contact phone <u>(503) 646-7992</u> Contact email <u>sgray@eescoc.com</u>	<b>Where should payments to the creditor be sent? (if different)</b>  Name _____ Number Street _____ City State ZIP Code _____ Contact phone _____ Contact email _____
	Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	
4. Does this claim amend one already filed?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____	Filed on _____ MM / DD / YYYY
5. Do you know if anyone else has filed a proof of claim for this claim?	<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**

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? \$ 3,391.41. Does this amount include interest or other charges?  
☒ 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.  
  
Non-delivered wine futures charged to credit card.

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).

Amount 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).

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

☐ 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.

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

\* 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 01/26/2016  
MM / DD / YYYY

  
Signature

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

Name Stanley Glen Gray  
First name Middle name Last name

Title \_\_\_\_\_

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

Address 10870 NW La Cassel Crest Ln  
Number Street  
Portland OR 97229  
City State ZIP Code

Contact phone (503) 646-7992 Email sgray@eescoc.com

# PREMIER CRU

1011 University Avenue  
Berkeley, CA 94710

(510) 644-9463 FAX (510) 647-3833

## Sales Order

Page: 1

Order Number: 0000473840

Order Date: 3/21/2015

Web Order No: 172294

Salesperson: MR

Customer: 3060

Customer PO:

### Sold To

Stanley Gray  
6000 N Cutter Circle  
Portland, OR 97217 USA

### Ship To

Stanley Gray  
10870 NW La Cassel Crest  
Portland, OR 97229 USA

Contact: Stanley G Gray  
Phone: (503) 646-7992

This order has been paid by Visa - Thank You!

Item	Ordered	Quantity Shipped	Unit Price	Amount
51670 2010 Brunello di Montalcino Montosoli, Altesino	3.00	0.00	59.99	179.97
51758 2010 Brunello di Montalcino, Cipressi	3.00	0.00	39.99	119.97
51552 2010 Brunello di Montalcino, Sassetti	3.00	0.00	74.99	224.97
51669 2010 Brunello di Montalcino, Poggio Antico	3.00	0.00	49.99	149.97
51553 2010 Brunello di Montalcino, Valdicava	1.00	0.00	118.99	118.99
51265 2010 Brunello di Montalcino Tenuta Nuova, di Neri	1.00	0.00	115.00	115.00
51765 2010 Brunello di Montalcino, Pieve di Santa Restituta	3.00	0.00	49.99	149.97
51255 2010 Brunello di Montalcino, Eredi Fuligni	3.00	0.00	59.99	179.97
51263 2010 Brunello di Montalcino Castelgiocondo, Frescobaldi	3.00	0.00	49.99	149.97
51342 2010 Brunello di Montalcino, Pacenti	3.00	0.00	79.99	239.97
51257 2010 Brunello di Montalcino Pianrosso, Piccolomini	3.00	0.00	59.99	179.97
51299 2010 Brunello di Montalcino, Argiano	3.00	0.00	48.99	146.97
51311 2010 Brunello di Montalcino, San Filippo	4.00	0.00	39.99	159.96

Payments: 2,115.65

Net Order: 2,115.65

Freight: 0.00

Sales Tax: 0.00

3/23/2015 VLCABFC82B43 \*\*\*\*\*8050 2,115.65

# PREMIER CRU

1011 University Avenue  
Berkeley, CA 94710

(510) 644-9463 FAX (510) 647-3833

## Sales Order

Page: 1

Order Number: 0000464818

Order Date: 12/19/2014

Web Order No: 165244

Salesperson: PB

Customer: 3060

Customer PO:

### Sold To

Stanley Gray  
6000 N Cutter Circle  
Portland, OR 97217 USA

### Ship To

Stanley Gray  
6000 N Cutter Circle  
E. E. Schenk Company  
(503) 284-4124  
Portland, OR 97217 USA

Contact: Stanley G Gray  
Phone: (503) 646-7992

This order has been paid by Visa - Thank You!

Item	Ordered	Quantity Shipped	Unit Price	Amount
51265 2010 Brunello di Montalcino Tenuta Nuova, di Neri	3.00	0.00	79.99	239.97
51264 2010 Brunello di Montalcino, di Neri	3.00	0.00	39.99	119.97
51255 2010 Brunello di Montalcino, Eredi Fuligni	3.00	0.00	59.99	179.97
51263 2010 Brunello di Montalcino Castelgiocondo, Frescobaldi	4.00	0.00	49.99	199.96
51257 2010 Brunello di Montalcino Pianrosso, Piccolomini	3.00	0.00	59.99	179.97
51299 2010 Brunello di Montalcino, Argiano	4.00	0.00	48.99	195.96
51311 2010 Brunello di Montalcino, San Filippo	4.00	0.00	39.99	159.96

Payments: 1,275.76

Net Order: 1,275.76

12/19/2014 VRFAB8F34571 \*\*\*\*\*9924 1,275.76

Freight: 0.00

Sales Tax: 0.00