

Fill in this information to identify the case:

Debtor 1 Rox Ortega Enterprises, Inc  
 Debtor 2 (Spouse, if filing) \_\_\_\_\_  
 United States Bankruptcy Court for the: Northern District of CALIFORNIA  
 Case number 16-40050 WJL 7

LM 10:43 AM  
**FILED**  
 FEB 1 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?

Steven Simon  
 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?

☒ No  
☐ Yes. From whom? \_\_\_\_\_

3. Where should notices and payments to the creditor be sent?

Where should notices to the creditor be sent?

Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)

Steven Simon  
 Name  
1209 E Tujunga Ave  
 Number Street  
Burbank, CA 91501  
 City State ZIP Code  
 Contact phone 818-398-5055  
 Contact email \_\_\_\_\_  
Simon Steve@NLVMAIL.COM

Uniform claim identifier for electronic payments in chapter 13 (if you use one):  
 \_\_\_\_\_

Where should payments to the creditor be sent? (if different)

Steven Simon  
1209 E. Tujunga Ave.  
Burbank, CA 91501  
 City State ZIP Code  
 Contact phone Same  
 Contact email \_\_\_\_\_

4. Does this claim amend one already filed?

☒ No  
☐ 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?

☒ No  
☐ 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?

\$ 2125<sup>50</sup>

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.

goods bought & never delivered

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)?

☒ No

☐ Yes. Check all that apply:

Amount entitled to priority

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

☐ 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.

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

\* 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

1/20/16  
MM / DD / YYYY

  
Signature

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

Name

Steven A Simon  
First name Middle name Last name

Title

Creditor

Company

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

Address

1209 E Tujunga Ave  
Number Street

Burbank  
City

CA  
State

91501  
ZIP Code

Contact phone

818.398.5055

Email

simonstue@NLUMAIL.com

# PREMIER CRU

1011 University Avenue  
Berkeley, CA 94710

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

## Sales Order

Page: 1

Order Number: 0000440525

Order Date: 3/26/2014

Web Order No: 147032

Salesperson: JG

Customer: 46212

Customer PO:

Sold To	Ship To
Steven Simon 1209 E Tujunga Ave Burbank, CA 91501 USA	Steven Simon 8383 Wilshire Blvd. #450 Beverly Hills, CA 90211 USA

Contact: Steven Simon  
Phone: (323) 782-4299

This order has been paid by Visa - Thank You!

Item	Ordered	Quantity Shipped	Unit Price	Amount
49765 02 Salon le Mesnil Blanc de Blancs	6.00	0.00	325.00	1,950.00

99 - 75

Payments: 2,125.50

Net Order: 1,950.00

Freight: 0.00

Sales Tax: 175.50

3/26/2014	VRFEA9623D20	*****7403	2,125.50
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USD 2,125.50



CHASE CARD

## ACCOUNT SUMMARY

Account Number: ~~1234 5678 9010 1111~~

Previous Balance \$2,031.74  
 Payment, Credits -\$4,000.00  
 Purchases \$1,011.44 +\$16,535.02  
 Cash Advances \$0.00  
 Balance Transfers \$0.00  
 Fees Charged \$0.00  
 Interest Charged \$0.00  
 New Balance \$14,566.76

*Handwritten: 5/10/14, 3472, 17,000.00*

Opening/Closing Date 03/11/14 - 04/10/14  
 Credit Access Line \$25,000  
 Available Credit \$10,433  
 Cash Access Line \$5,000  
 Available for Cash \$5,000  
 Past Due Amount \$0.00  
 Balance over the Credit Access Line \$0.00

## PAYMENT INFORMATION

New Balance \$14,566.76  
 Payment Due Date 05/07/14  
 Minimum Payment Due \$145.00

**Late Payment Warning:** If we do not receive your minimum payment by the date listed above, you may have to pay a late fee of up to \$35.00 and your APR's will be subject to increase to a maximum Penalty APR of 29.99%.

**Minimum Payment Warning:** If you make only the minimum payment each period, you will pay more in interest and it will take you longer to pay off your balance. For example:

If you make no additional charges using this card and each month you pay...	You will pay off the balance shown on this statement in about...	And you will end up paying an estimated total of...
Only the minimum payment	27 years	\$32,479
\$507	3 years	\$18,265 (Savings=\$14,214)

If you would like information about credit counseling services, call 1-866-797-2885.

## YOUR ACCOUNT MESSAGES

We hope you enjoy all the benefits your card has to offer and we appreciate your business. Your annual membership fee in the amount of \$395.00 will be billed on 06/01/2014. There is a transaction fee for each balance transfer and cash advance in the amount of 3.00% or \$5.00 minimum per balance transfer and 3.00% or \$10.00 minimum per cash advance. Please see the Annual Renewal Notice section of your statement disclosures for more information.

## MILEAGEPLUS MILES EARNED

+ 1 Mile per \$1 earned on all purchases	16,536	Thank you for choosing the United MileagePlus Club Card. Please visit www.united.com to see all of your redemption options! 1-800-241-6522 (Reservations) 1-800-421-4655 (MileagePlus)
+ 50% Bonus miles earned on all purchases	8,268	
+ Additional miles earned on United tickets	2,644	
- Miles earned this statement period	27,448	
Year-to-date miles earned on credit card	58,013	

Your United MileagePlus Club Card provides United Club membership and Premier Access travel services. You earn 2 miles for every \$1 spent on tickets purchased through United, and 1.5 miles for every \$1 spent everywhere else.

## ACCOUNT ACTIVITY

Date of Transaction	Merchant Name or Transaction Description	\$ Amount
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## PAYMENTS AND OTHER CREDITS

03/20	Payment Thank You - Check	-4,000.00
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## PURCHASES

03/10	THE HILL BEVERLY HILLS CA	14.00
03/11	CITY OF B H PARKING METER BEVERLY HILLS CA	2.75
03/12	PRIDE MOUNTAIN VINEYARDS 707-963-4949 CA	1,495.13
03/13	COSTA AZUL RESTAURA BURBANK CA	127.57
03/15	TRADER JOE'S #124 QPS BURBANK CA	24.19

**ACCOUNT ACTIVITY**
**(CONTINUED)**

Date of Transaction	Merchant Name or Transaction Description	\$ Amount
03/15	INK LOS ANGELES CA	458.05
03/14	LA CITY PARKING METER LOS ANGELES CA	2.00
03/15	KINGS FISH HOUSE CORONA CORONA CA	138.15
03/15	Q RESTAURANT LOS ANGELES CA	822.65
03/19	COLGIN CELLARS 707-963-0999 CA	1,817.00
03/20	LA CITY PARKING METER LOS ANGELES CA	1.00
03/21	DERMATOLOGY ASSOCIATES ME BEVERLY HILLS CA	45.00
03/21	AMICI AMERICANA GLENDALE CA	104.52
03/21	CITY OF BH PARKING SM5 BEVERLY HILLS CA	3.00
03/22	REGENCY CLEANERS LOS ANGELES CA	29.25
03/21	LARDER AT BURTON WAY LOS ANGELES CA	19.50
03/22	REPUBLIQUE LOS ANGELES CA	233.11
03/23	A FRAME MARINA DEL RE CA	60.37
03/26	PREMIER CRU 510-6449463 CA	2,125.50
03/25	Fig & Olive Newport Beach Newport Beach CA	67.60
03/26	BOURBON STEAKHOUSE LOS ANGELES CA	230.00
03/29	RAPID #43 BURBANK CA	38.94
03/27	CRUSH WINE & SPIRITS 212-980-9463 NY	940.00
03/28	YARD HOUSE 00083170 NEWPORT BCH CA	37.29
03/29	HATFIELDS LOS ANGELES CA	362.75
03/31	GLOBE TIRE AND MOTORSPORTS LOS ANGELES CA	648.54
03/31	SHELL OIL 57444468706 BURBANK CA	73.66
04/01	CRUSH WINE & SPIRITS 212-980-9463 NY	431.88
04/02	DIN THAI FUNG GLENDALE CA	82.85
04/02	CITY OF B H PARKING METER BEVERLY HILLS CA	2.00
04/02	BOUCHON BISTRO BEVERLY HILLS CA	59.14
04/03	PRIDE MOUNTAIN VINEYARDS 707-963-4949 CA	292.27
04/05	CHARTER COMMUNICATIONS 888-438-2427 CA	186.78
04/04	LA CITY PARKING METER LOS ANGELES CA	1.00
04/05	BRENTS DELI NORTHRIDGE CA	32.76
04/06	BIG 5 SPORTING GOODS 109 BURBANK CA	190.72
04/08	DERMATOLOGY ASSOCIATES ME BEVERLY HILLS CA	45.00
04/08	CITY OF BH PARKING SM5 BEVERLY HILLS CA	2.00
04/08	UNITED 0162403824029 800-932-2732 TX	2,643.55
112514 1 T	LAX HNL	
2 F	HNL LAX	
04/08	UNITED 0162403824028 800-932-2732 TX	2,643.55
112514 1 T	LAX HNL	
2 F	HNL LAX	

**2014 Totals Year-to-Date**

Total fees charged in 2014	\$0.00
Total interest charged in 2014	\$0.00

 Year-to-date totals do not reflect any fee or interest refunds  
 you may have received.