

411 11:21 AM  
FILED  
FEB 1 2016  
BANKRUPTCY COURT  
OAKLAND, CALIFORNIA

Fill in this information to identify the case:

Debtor 1 FOX ORTEGA ENTERPRISES, INC  
Debtor 2 dba PREMIER CRU  
(Spouse, if filing)  
United States Bankruptcy Court for the: NORTHERN District of CALIFORNIA  
Case number 16-40050 VETL 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.

Part 1: Identify the Claim

1. Who is the current creditor?	<u>WILLIAM N. SCOTT</u> Name of the current creditor (the person or entity to be paid for this claim) Other names the creditor used with the debtor <u>NONE</u>	
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)	Where should notices to the creditor be sent?  <u>WILLIAM N. SCOTT</u> Name <u>42500 ROAD 409</u> Number Street <u>MENDOCINO CA 95460</u> City State ZIP Code Contact phone <u>707-961-1603</u> Contact email <u>CCSWNSC@AOL.COM</u>	Where should payments to the creditor be sent? (if different)  <u>SAME</u> Name _____ Number Street _____ City State ZIP Code Contact phone _____ Contact email _____
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? \$ 1,620.95 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.

WINE ORDERED AND PAID FOR AT TIME OF ORDER, BUT NEVER RECEIVED COPIES OF ORDER INVOICES ATTACHED.

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:

☐ 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 01/28/2016  
MM / DD / YYYY

William J. Scott  
Signature

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

Name William Nelson Scott  
First name Middle name Last name

Title N/A - SELF - INDIVIDUAL

Company N/A - SELF - INDIVIDUAL  
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 42500 ROAD 409  
Number Street

MENDOCINO CA 95460  
City State ZIP Code

Contact phone 707-961-1603 Email CCSWNS@AOL.COM

# PREMIER CRU

1011 University Avenue  
Berkeley, CA 94710

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

## Sales Order

Page: 1

Order Number: 0000443510

Order Date: 4/26/2014

Web Order No: 149377

Salesperson: MR

Customer: 37552

Customer PO:

### Sold To

William Scott  
42500 Road 409  
Mendocino, CA 95460 USA

### Ship To

William Scott  
42500 Road 409  
Mendocino, CA 95460 USA

Contact: William Nelson Scott  
Phone: (707) 961-1603

This order has been paid by Visa - Thank You!

Item	Ordered	Quantity Shipped	Unit Price	Amount
✓47860 09 Nuits Clos des Forets Magnum, Domaine d'Arlot 11/14	1.00	0.00	169.99	169.99
47249 2011 Pommard Rugiens Magnum, Jadot	1.00	0.00	135.00	135.00
✓43135 09 La Fleur de Gay 3 Liter 11/14	1.00	0.00	369.99	369.99
✓47679 2010 Chateaneuf V.V. Magnum, Charbonniere 11/14	1.00	0.00	99.99	99.99
49046 2012 Beaucastel 3 Liter	1.00	0.00	359.99	359.99
46674 2011 Corton Charlemagne, Boillot	1.00	0.00	125.00	125.00
✓46752 2010 Volnay Pitures, Bitouzet-Prieur 11/14	2.00	0.00	45.00	90.00
✓40782 09 Clos de la Roche, Jadot 11/14	1.00	0.00	124.99	124.99
45426 2010 Volnay Clos de la Bousse d'Or Magnum, Pousse d'Or	1.00	0.00	145.00	145.00
47755 09 Volnay Taillepieds, Dublere	2.00	0.00	45.00	90.00
47756 09 Corton Charlemagne, Dublere	2.00	0.00	99.99	199.98
48259 2010 Volnay Clos de la Barre, Jadot	2.00	0.00	52.99	105.98
✓45380 09 Cornas V.V. Magnum, Voge 11/14	1.00	0.00	129.99	129.99

ITEMS WITH CHECK MARKS  
WERE RECEIVED. HIGHLIGHTED  
ITEMS WERE NOT RECEIVED.

TOTAL THIS ORDER PAID  
FOR & NOT RECEIVED

1170.95

Payments: 2,339.03

Net Order: 2,145.90

Freight: 0.00

Sales Tax: 193.13

4/26/2014	VTYBEC8E9F92	*****5199	2,339.03
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USD 2,339.03

# PREMIER CRU

1011 University Avenue  
Berkeley, CA 94710

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

## Sales Order

Page: 1

Order Number: 0000430231

Order Date: 12/7/2013

Salesperson: MR

Customer: 37552

Customer PO:

Sold To	Ship To
William Scott 42500 Road 409 Mendocino, CA 95460 USA	William Scott 42500 Road 409 Mendocino, CA 95460 USA

Contact: William Nelson Scott  
Phone: (707) 961-1603

This order has been paid by Visa - Thank You!

Item	Ordered	Quantity Shipped	Unit Price	Amount
47292 2011 Corton Clos du Roi 1/2, Jadot	9.00	0.00	37.50	337.50
47261 2011 Chambolle Musigny Fuesselettes 1/2, Jadot	3.00	0.00	37.50	112.50
<del>47967</del> 2011 Chabis Fourchaume 1/2, Fevre <i>REC'D</i>	9.00	0.00	23.99	215.91
<del>47963</del> 2011 Chablis Vaillons 1/2, Fevre <i>REC'D</i>	3.00	0.00	23.99	71.97

ITEMS WITH CHECK MARKS  
WERE RECEIVED. HIGHLIGHTED  
ITEMS WERE NOT RECEIVED.

TOTAL THIS ORDER PAID FOR  
& NOT RECEIVED.

450.00

Payments: 804.29

Net Order: 737.88

Freight: 0.00

Sales Tax: 66.41

12/7/2013	VRCEA2C5DFAB	*****5199	804.29
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USD 804.29