

Fill in this information to identify the case:

Debtor 1 FOX ORTEGA ENTERPRISES, INC., dba PREMIER CUR

Debtor 2 _____
(Spouse, if filing)

United States Bankruptcy Court for the: Northern District of California

Case number 16-40050-WJL

LM 10:33 AM
FILED
FEB 8 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>ROBERT C BEAULIEU</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)	Where should notices to the creditor be sent? <u>ROBERT C BEAULIEU</u> Name <u>2310 VIA ZAFIRO</u> Number Street <u>SAN CLEMENTE CA 92673</u> City State ZIP Code Contact phone <u>949-485-8116</u> Contact email <u>bob@brothertime.com</u> Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	Where should payments to the creditor be sent? (if different) 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? _____	



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? \$ 308.72. 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.
Deposit for 6 bottles of wine sold as a pre-arrival offering

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 02/04/2016

MM / DD / YYYY

Signature

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

Name ROBERT C BEAULIEU

First name

Middle name

Last name

Title

Company

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

Address

2310 VIA ZAFIRO

Number Street

SAN CLEMENTE

City

CA

92673

State

ZIP Code

Contact phone

949-485-8116

Email bob@brothertime.com

Premier Cru Order Acknowledgement


Premier Cru <shipping@premiercru.net>

Mon 6/8/2015 5:33 PM

To: Robert Beaulieu <Bob@Brothertime.com>;

Thank you for your order.

Premier Cru has received your web order request.

Your web order number is SO-0000480855-177807. 

Sales are processed in the order they are received. Once we have determined that the wines you requested are available, we will confirm and process your order.

Our online inventory is updated every minute. However since many wines are in high demand and limited supply, we cannot guarantee that the wines you requested were still available at the time your order was submitted. Once we determine this, process your order and bill you, your order is confirmed and we will e-mail you a confirmed copy.

If you have any questions, please email us at info@premiercru.net or call us at 510-644-9463.

Premier Cru

1011 University Avenue

Berkeley, CA 94710

(510) 644-9463

CREDITOR - ROBERT C. BEAULIEU
Case # 16-40050 - WJL



P.O. BOX 15123
WILMINGTON, DE
19850-5123

Payment Due Date:	08/03/15
New Balance:	\$0.00
Minimum Payment:	\$0.00

Account number: [REDACTED]

\$_____ Amount Enclosed
Make your check payable to: Chase Card Services

01486 BEX 9 18715 D
ROBERT C BEAULIEU
2310 VIA ZAFIRO
SAN CLEMENTE CA 92673-3900

U.S. DEPARTMENT OF JUSTICE

CARDMEMBER SERVICE
PO BOX 94014
PALATINE IL 60094-4014

CREDITOR
ROBERT C
BEAULIEU

500016028 35920738645385



 **Manage your account online:**
www.chase.com



Customer Service:
1-800-493-3319



Mobile: Visit chase.com
on your mobile browser

ACCOUNT SUMMARY

Account Number: [REDACTED]

Previous Balance	\$1,300.84
Payment, Credits	-\$7,311.28
Purchases	+\$6,010.44
Cash Advances	\$0.00
Balance Transfers	\$0.00
Fees Charged	\$0.00
Interest Charged	\$0.00
New Balance	<u>\$0.00</u>

PAYMENT INFORMATION

New Balance	\$0.00
Payment Due Date	08/03/15
Minimum Payment Due	\$0.00

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.

CASE #
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see PAGE 3

ULTIMATE REWARDS® SUMMARY

Previous points balance	205,600	Start redeeming today. Visit Ultimate Rewards® at www.ultimaterewards.com
+ 1 Point per \$1 earned on all purchases	6,011	
+ 1 Point per \$1 earned on dining	735	
+ 1 Point per \$1 earned on travel	3,279	
+ 1 Point per \$1 on Ultimate Rewards travel	0	
+ First Friday Dining Bonus	42	
= Total points available for redemption	215,667	

As a Chase Sapphire Preferred customer you earn 1 point per dollar on all purchases, and an additional point for each dollar you spend on travel and when dining at restaurants. Learn more about your card benefits at www.chase.com/ultimate_rewards

ACCOUNT ACTIVITY

Date of Transaction	Merchant Name or Transaction Description	\$ Amount
PAYMENTS AND OTHER CREDITS		
06/12	Payment Thank You - Web	-5,661.96
07/06	Payment Thank You - Web	-1,649.32
PURCHASES		
06/04	AIR FRANCE 0572368050005 AIRFRANCE.COM NY	1,564.04
091215	1 N LAX CDG	
	2 L CDG PRG	
	3 LX PRG CDG	
	4 RO CDG LAX	
06/04	AIR FRANCE 0572368050007 AIRFRANCE.COM NY	1,564.04
091215	1 N LAX CDG	
	2 L CDG PRG	
	3 LX PRG CDG	
	4 RO CDG LAX	
06/04	AIR FRANCE 0578235418570 NEW YORK NY	75.00

ACCOUNT ACTIVITY (CONTINUED)

Date of Transaction	Merchant Name or Transaction Description	\$ Amount
06/04	AIR FRANCE 0578235418572 NEW YORK NY	75.00
06/07	HAGGEN #02173 LAGUNA NIGUEL CA	16.84
06/07	COYOTE GRILL LAGUNA BEACH CA	30.00
06/05	ROYAL CUT ONTARIO CA	41.06
06/08	MEMORIAL CARE - PAT FOUNTAIN CA	61.74
06/09	ACME FINE WINES 888-963-0440 CA	374.68
06/09	IN *DANA POINT 5TH MARINE 949-6618298 CA	250.00
06/09	PREMIER CRU -INTERNET 510-644-9463 CA	308.72
06/10	BUCATINI TRATTORIA PIZZER LA QUINTA CA	174.72
06/13	COYOTE GRILL LAGUNA BEACH CA	17.42
06/16	ALBERTSONS #6563 SAN CLEMENTE CA	24.65
06/17	UC IRVINE HEALTH-EPAY 714-456-7288 CA	180.61
06/18	CIGNA PHARM 215-7065100 PA	80.00
06/19	ALBERTSONS #6563 SAN CLEMENTE CA	63.56
06/20	RECO LV VILLA REFERRAL 619-683-2077 NV	349.00
06/21	CAPITAL GRILLE00080440 COSTA MESA CA	351.22
06/26	NICK'S SAN CLEMENTE SAN CLEMENTE CA	68.24
06/27	FLOWERS AND FRIENDS SAN CLEMENTE CA	32.40
06/29	ARTIFEX BREWING COMPANY SAN CLEMENTE CA	51.50
07/01	TIM'S OC MUSIC LAGUNA NIGUEL CA	256.00

2015 Totals Year-to-Date	
Total fees charged in 2015	\$95.00
Total interest charged in 2015	\$0.00

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

INTEREST CHARGES

Your Annual Percentage Rate (APR) is the annual interest rate on your account.

Balance Type	Annual Percentage Rate (APR)	Balance Subject To Interest Rate	Interest Charges
PURCHASES			
Purchases	13.24% (v)	-0-	-0-
CASH ADVANCES			
Cash Advances	19.24% (v)	-0-	-0-
BALANCE TRANSFERS			
Balance Transfer	13.24% (v)	-0-	-0-

(v) = Variable Rate

30 Days in Billing Period

Please see Information About Your Account section for the Calculation of Balance Subject to Interest Rate, Annual Renewal Notice, How to Avoid Interest on Purchases, and other important information, as applicable.

IMPORTANT NEWS

Keep up to date when you are on the go.
Log on to chase.com/alerts
to set up your alerts.