

UNITED STATES BANKRUPTCY COURT

Northern District of CA, Oakland Division

PROOF OF CLAIM

Name of Debtor: Fox Ortega Enterprises, Inc. (dba Premier Cru)

Case Number: 16-40050

NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.

Name of Creditor (the person or other entity to whom the debtor owes money or property): JEFF KASHER

☐ Check this box to indicate that this claim amends a previously filed claim.

Name and address where notices should be sent:

Jeff Kasher
12221 Leighton Ct
Carmel, IN 46032
317-332-6736

Telephone number:

Court Claim Number: 8-2016
(If known)
BANKRUPTCY COURT
OAKLAND, CALIFORNIA
Filed on: FEB 10 2016

Name and address where payment should be sent (if different from above):

Telephone number:

☐ Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.☐ Check this box if you are the debtor or trustee in this case.

1. Amount of Claim as of Date Case Filed: \$ 2818.00

If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4.

If all or part of your claim is entitled to priority, complete item 5.

☐ Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.

5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount.

Specify the priority of the claim.

2. Basis for Claim: 54 Bottles of wine paid for but not received by credit card.
(See instruction #2 on reverse side.)☐ Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B).

3. Last four digits of any number by which creditor identifies debtor: _____

☐ Wages, salaries, or commissions (up to \$11,725*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier – 11 U.S.C. §507 (a)(4).☐ Contributions to an employee benefit plan – 11 U.S.C. §507 (a)(5).☐ Up to \$2,600* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. §507 (a)(7).☐ Taxes or penalties owed to governmental units – 11 U.S.C. §507 (a)(8).☐ Other – Specify applicable paragraph of 11 U.S.C. §507 (a)().

Amount entitled to priority:

\$ _____

*Amounts are subject to adjustment on 4/1/13 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.

3a. Debtor may have scheduled account as: _____
(See instruction #3a on reverse side.)

4. Secured Claim (See instruction #4 on reverse side.)

Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.

Nature of property or right of setoff: ☐ Real Estate ☐ Motor Vehicle ☐ Other
Describe:

Value of Property: \$ _____ Annual Interest Rate _____ %

Amount of arrearage and other charges as of time case filed included in secured claim,

if any: \$ _____ Basis for perfection: _____

Amount of Secured Claim: \$ _____ Amount Unsecured: \$ _____

6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.

7. 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. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See instruction 7 and definition of "redacted" on reverse side.)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

Date:

2/2/2016

Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.

Jeff Kasher

FOR COURT USE ONLY

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

Pending (54 bottles)

250 / page ▼

Store: Premier Cru ✕ Delivery Status: Only pending ✕

Vintage Name Variety

Store # Remaining Size Price

Purchased ▲

Delivered

More...

□ #1	2010 Altesino Brunello di Montalcino Montosoli Italy > Tuscany > Montalcino > Brunello di Montalcino	Premier Cru	6, 6 (750ml)	\$49.99	9/27/2015	Pending delivery
#2	2010 Argiano Brunello di Montalcino Italy > Tuscany > Montalcino > Brunello di Montalcino	Premier Cru	4, 4 (750ml)	\$38.99	9/27/2015	Pending delivery
#3	* 2010 Castello Banfi Brunello di Montalcino Poggio alle Mura Italy > Tuscany > Montalcino > Brunello di Montalcino	Premier Cru	4, 4 (750ml)	\$37.99	9/22/2015	Pending delivery purchased from premier cru
	* 2010 Campogiovanni (San Felice) Brunello di Montalcino Italy > Tuscany > Montalcino > Brunello di Montalcino	Premier Cru	4, 4 (750ml)	\$38.99	9/22/2015	Pending delivery purchased from premier cru
	* 2010 Lisini Brunello di Montalcino Italy > Tuscany > Montalcino > Brunello di Montalcino	Premier Cru	4, 4 (750ml)	\$45.00	9/22/2015	Pending delivery purchased from premier cru
	* 2010 Poggio Antico Brunello di Montalcino Italy > Tuscany > Montalcino > Brunello di Montalcino	Premier Cru	4, 4 (750ml)	\$49.99	9/22/2015	Pending delivery purchased from premier cru
	* 2010 Villa I Cipressi Brunello di Montalcino Italy > Tuscany > Montalcino > Brunello di Montalcino	Premier Cru	4, 4 (750ml)	\$39.99	9/22/2015	Pending delivery purchased from premier cru
ORDER #4	2010 Château Le Bon Pasteur France > Bordeaux > Libournais > Pomerol	Premier Cru	4, 4 (750ml)	\$78.99	3/25/2013	Pending delivery
	2010 Château Cantemerle France > Bordeaux > Médoc > Haut-Médoc	Premier Cru	6, 6 (750ml)	\$39.99	3/25/2013	Pending delivery
	2009 Château de Gazin Côtes de Bourg France > Bordeaux > Côtes de Bourg	Premier Cru	4, 4 (750ml)	\$86.99	3/25/2013	Pending delivery
	2010 Château d'Issan France > Bordeaux > Médoc > Margaux	Premier Cru	4, 4 (750ml)	\$84.99	3/25/2013	Pending delivery
	2010 Château L'Arrosée France > Bordeaux > Libournais > St. Émilion Grand Cru	Premier Cru	6, 6 (750ml)	\$45.00	3/25/2013	Pending delivery

Purchased Bottles: 54 / Remaining: 54 / Purchases: 12 / Stores: 1 / Cost: \$2,818

* NO Sales order received
 American Express Transaction
 Details Attached
 \$ 847.84

PREMIER CRU

1011 University Avenue
Berkeley, CA 94710

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

#1

Sales Order

Page: 1

Order Number: 0000490988

Order Date: 9/26/2015

Web Order No: 185971

Salesperson: TN

Customer: 44322

Customer PO:

Sold To

Jeff Kasher
12221 Leighton Ct
Carmel, IN 46032 USA

Ship To

Jeff Kasher
12221 Leighton Ct
Carmel, IN 46032 USA

Contact: Jeffrey S Kasher
Phone: (317) 332-6736

This order has been paid by American Express - Thank You!

Item		Ordered	Quantity Shipped	Unit Price	Amount
51670	2010 Brunello di Montalcino Montosoli, Altesino	6.00	0.00	49.99	299.94

Payments: 299.94

Net Order: 299.94

Freight: 0.00

Sales Tax: 0.00

9/26/2015 AS3AD7F04758 *****1001 299.94

USD 299.94

PREMIER CRU

1011 University Avenue
Berkeley, CA 94710

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

#2

Sales Order

Page: 1

Order Number: 0000490992

Order Date: 9/26/2015

Web Order No: 185975

Salesperson: TN

Customer: 44322

Customer PO:

Sold To

Jeff Kasher
12221 Leighton Ct
Carmel, IN 46032 USA

Ship To

Jeff Kasher
12221 Leighton Ct
Carmel, IN 46032 USA

Contact: Jeffrey S Kasher
Phone: (317) 332-6736

This order has been paid by American Express - Thank You!

Item		Ordered	Quantity Shipped	Unit Price	Amount
51299	2010 Brunello di Montalcino, Argiano	4.00	0.00	38.99	155.96

Payments: 155.96

Net Order: 155.96

Freight: 0.00

Sales Tax: 0.00

9/26/2015	AT3AD9ECC533	*****1001	155.96
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USD 155.96

PREMIER CRU

1011 University Avenue
Berkeley, CA 94710

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

#4

Sales Order

Page: 1

Order Number: 0000408446

Order Date: 3/25/2013

Web Order No: 122796

Salesperson: JG

Customer: 44322

Customer PO:

Sold To

Jeff Kasher
12221 Leighton Ct
Carmel, IN 46032 USA

Ship To

Jeff Kasher
12221 Leighton Ct
Carmel, IN 46032 USA

Contact: Jeffrey S Kasher
Phone: (317) 332-6736

This order has been paid by American Express - Thank You!

Item		Ordered	Quantity Shipped	Unit Price	Amount
43952	2010 d'Issan	4.00	0.00	84.99	339.96
43808	2010 Cantemerle	6.00	0.00	39.99	239.94
43953	2010 Bon Pasteur	4.00	0.00	78.99	315.96
41340	09 Gazin	4.00	0.00	86.99	347.96
43801	2010 l'Arrosee	6.00	0.00	45.00	270.00

Payments: 1,513.82

Net Order: 1,513.82

Freight: 0.00

Sales Tax: 0.00

3/25/2013 VTHEA79C41A5 *****1001 1,513.82

USD 1,513.82



Transaction Details Prepared for
Jeffrey S Kasher
Account Number
XXXX-XXXXXX-81001

#3*

DATE	DESCRIPTION	CARD MEMBER	AMOUNT
SEP22 2015	PREMIER CRU -INTERNE510-644-9463 CA	JEFFREY S KASHER	\$847.84

Doing business as:

PREMIER CRU-WINE SHOP

1011 UNIVERSITY AVE

BERKELEY

CA

947102113

UNITED STATES OF AMERICA (THE)

Additional Information: 510-644-9463

Reference: 320152660636305324

Category: Merchandise & Supplies - Groceries

NO Sales
ORDER Received
From Premier Cru