

Fill in this information to identify the case:

Debtor 1 FOX ORTEGA ENTERPRISES, ETC.

Debtor 2 _____
(Spouse, if filing)

United States Bankruptcy Court for the: NORTHERN District of CALIFORNIA

Case number 16-40050

LM 10:58 a.m.
FILED

FEB 9 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>JEREMY STARK</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?	Where should notices to the creditor be sent? <u>JEREMY STARK</u> Name <u>155 EAST WILSON STREET L1</u> Number Street <u>MADISON, WI 53703</u> City State ZIP Code Contact phone <u>608-215-7646</u> Contact email <u>blatinib@yahoo.com</u>	Where should payments to the creditor be sent? (if different) 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? \$ 2,137.81 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 SOLD AND NOT 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:

☐ 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 26 2016
MM / DD / YYYY

Signature

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

Name

First name

Middle name

Last name

Title

Company

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

Address

Number

Street

City

State

ZIP Code

Contact phone

Email

PREMIER CRU

1011 University Avenue
Berkeley, CA 94710

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

Sales Order

Page: 1

Order Number: 0000461576

Order Date: 11/20/2014

Web Order No: 162845

Salesperson: JG

Customer: 47093

Customer PO:

Sold To	Ship To
Jeremy Stark 155 East Wilson Street L1 Madison, WI 53703 USA	Jeremy Stark 155 East Wilson Street L1 Madison, WI 53703 USA

Contact: Jeremy Stark
Phone: (608) 215-7646

This order has been paid by Visa - Thank You!

DELIVERED

Item	Ordered	Quantity Shipped	Unit Price	Amount
51137 2010 Barolo Bricco delle Viole, G.D. Vajra	3.00	0.00	77.99	233.97
49310 2010 Barolo Vigna Chiniera, Grasso	3.00	0.00	84.99	254.97
49311 2010 Barolo Casa Mate, Grasso	3.00	0.00	84.99	254.97
49401 2010 Barolo le Vigne, Sandrone	3.00	0.00	169.99	509.97

N.B. UNLESS SPECIFIED, ALL
WINES WERE "PRE-ARRIVAL"
AND NEVER DELIVERED.
-JJS

				Net Order:	1,253.88
Payments: 1,253.88				Freight:	0.00
				Sales Tax:	0.00
11/20/2014	VUYAC7B292A1	*****8602	1,253.88		
					USD 1,253.88

PREMIER CRU

1011 University Avenue
Berkeley, CA 94710

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

Sales Order

Page: 1

Order Number: 0000463408

Order Date: 12/6/2014

Web Order No: 164262

Salesperson: PB

Customer: 47093

Customer PO:

Sold To

Jeremy Stark
155 East Wilson Street
L1
Madison, WI 53703 USA

Ship To

Jeremy Stark
155 East Wilson Street
L1
Madison, WI 53703 USA

Contact: Jeremy Stark
Phone: (608) 215-7646

Item		Ordered	Quantity Shipped	Unit Price	Amount
51137	2010 Barolo Bricco delle Viole, G.D. Vajra	1.00	0.00	77.99	77.99
49575	2010 Barolo Bric del Fiasc, Scavino	1.00	0.00	89.99	89.99
49401	2010 Barolo le Vigne, Sandrone	1.00	0.00	169.99	169.99

Net Order: 337.97

Payments: 337.97

Freight: 0.00

Sales Tax: 0.00

12/7/2014	VUHAC8D984B7	*****8602	337.97
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USD 337.97

PREMIER CRU

1011 University Avenue
Berkeley, CA 94710

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

Sales Order

Page: 1

Order Number: 0000463156

Order Date: 12/6/2014

Web Order No: 164034

Salesperson: PB

Customer: 47093

Customer PO:

Sold To	Ship To
Jeremy Stark 155 East Wilson Street L1 Madison, WI 53703 USA	Jeremy Stark 155 East Wilson Street L1 Madison, WI 53703 USA

Contact: Jeremy Stark
Phone: (608) 215-7646

This order has been paid by Visa - Thank You!

Item	Ordered	Quantity Shipped	Unit Price	Amount
49575 2010 Barolo Bric del Fiasc, Scavino	3.00	0.00	89.99	269.97

Net Order: 269.97

Payments: 269.97

Freight: 0.00

Sales Tax: 0.00

12/6/2014	VRCAB7FA3BFB	*****8602	269.97
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USD 269.97

PREMIER CRU

1011 University Avenue
Berkeley, CA 94710

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

Sales Order

Page: 1

Order Number: 0000463410

Order Date: 12/7/2014

Web Order No: 164264

Salesperson: PB

Customer: 47093

Customer PO:

Sold To	Ship To
Jeremy Stark 155 East Wilson Street L1 Madison, WI 53703 USA	Jeremy Stark 155 East Wilson Street L1 Madison, WI 53703 USA

Contact: Jeremy Stark
Phone: (608) 215-7646

Item	Ordered	Quantity Shipped	Unit Price	Amount
49310 2010 Barolo Vigna Chiniera, Grasso	2.00	0.00	84.99	169.98
49401 2010 Barolo le Vigne, Sandrone	2.00	0.00	169.99	339.98
38173 04 Barolo Falletto, Giacosa	2.00	0.00	195.00	390.00

DELIVERED

Payments: 899.96

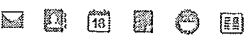
Net Order: 899.96

Freight: 0.00

Sales Tax: 0.00

12/7/2014	VXHAC93A3575	*****8602	899.96
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USD 899.96



Compose

Search results Delete Move Spam More

Inbox

Drafts (1)

Sent

Spam (8)

Trash (9)

Smart Views

Important

Unread

Starred

People

Social

Travel

Shopping

Finance

Folders

Recent

Sponsored



AT&T High Speed
Internet for
\$30/mo for 12 mos.
with 1-year term
See offer details.

RE: Ship Request # 173688 from Jeremy Stark

Premier Cru <shipping@premiercru.net> 04/09/15 at 5:34 PM
To blatini8@yahoo.com

Dear Jeremy,

Per your request, we will schedule your in stock bottles to ship out ASAP on a Monday 3-13 via UPS Ground to the 32 Glen Arbor Way address, billing x8602 for shipping costs. We remind you pro forma that temperature risks of shipping are yours not ours. Please get back to us soon should any shipment details need to change. Thank you for your business.

Premier Cru Shipping

=====
PREMIER CRU
1011 University Avenue
Berkeley, CA 94710 USA
Ph: 510-644-WINE (510-644-9463)
Fax: 510-647-3833
Email: shipping@premiercru.net
Web: www.premiercru.net

-----Original Message-----

From: Premier Cru
Sent: Thursday, April 09, 2015 11:00 AM
To: Premier Cru
Subject: Ship Request # 173688 from Jeremy Stark

Order Number: 173688
Placed: Apr 10 2015 7:47AM
Cust Name: Jeremy Stark
Email Address: blatini8@yahoo.com
Cust Id: 47093

Billing Address:

Jeremy Stark
155 East Wilson Street L1

Madison, WI 53703

Day Phone: 6082157646
Eve Phone:
Cel Phone:

Shipping Address:

Jeremy Stark
32 Glen Arbor Way

Fitchburg, WI 53711

Day Phone: 6082157646
Eve Phone:
Cel Phone:

Ship On or After: Apr 12 2015
Ship Via: Ground
Payment: 8602
Name on Card: Jeremy Stark



Q All Search

Search Mail

Search Web

Home

Jeremy



Compose

Search results Delete Move Spam More

Inbox

Drafts (1)

Sent

Spam (8)

Trash (9)

Smart Views

Important

Unread

Starred

People

Social

Travel

Shopping

Finance

Folders

Recent

Sponsored



AT&T High Speed Internet for \$30/mo for 12 mos. with 1-year term. See offer details.

RE: Ship Request # 173688 from Jeremy Stark

Email Address: jeremy@yaho.com
Cust Id: 47093

Billing Address:

Jeremy Stark
155 East Wilson Street L1

Madison, WI 53703

Day Phone: 6082157646
Eve Phone:
Cel Phone:

Shipping Address:

Jeremy Stark
32 Glen Arbor Way

Fitchburg, WI 53711

Day Phone: 6082157646
Eve Phone:
Cel Phone:

Ship On or After: Apr 12 2015
Ship Via: Ground
Payment: 8602
Name on Card: Jeremy Stark

qty	item	Wine
4	51137	2010 Barolo Bricco delle Viole, G.D. Vajra
2	38173	2004 Barolo Falletto, Giacosa

Bottles : 6
Shipping: 25.00

Please ship on a Monday; Thanks much.

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

Reply, Reply All or Forward | More

Click to Reply, Reply All or Forward

Send

Text formatting icons: Bold, Italic, Underline, etc.

NON PRE-ARRIVAL WINES,
DELIVERED