

**Fill in this information to identify the case:**

Debtor 1 Fox Ortega Enterprises, Inc.  
Debtor 2 \_\_\_\_\_  
(Spouse, if filing)  
United States Bankruptcy Court Northern District of California  
Case number: 16-40050

FILED  
U.S. Bankruptcy Court  
Northern District of California  
2/28/2016  
Edward J. Emmons, Clerk

**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**

<b>1. Who is the current creditor?</b>	<u>Darrell Moore</u> Name of the current creditor (the person or entity to be paid for this claim)  Other names the creditor used with the debtor _____	
<b>2. Has this claim been acquired from someone else?</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. From whom? _____	
<b>3. Where should notices and payments to the creditor be sent?</b>  Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	<b>Where should notices to the creditor be sent?</b> <u>Darrell Moore</u> Name <u>515 Altura Place</u> <u>Fremont, CA 94536</u>  Contact phone <u>6508688427</u> Contact email <u>darrellmoo@comcast.net</u>  Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	<b>Where should payments to the creditor be sent? (if different)</b> _____ Name _____ Contact phone _____ Contact email _____
	<b>4. Does this claim amend one already filed?</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____ Filed on _____ MM / DD / YYYY	
	<b>5. Do you know if anyone else has filed a proof of claim for this claim?</b> <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**

<b>6. Do you have any number you use to identify the debtor?</b>	<div style="display: flex; justify-content: space-between;"><div><input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: _____</div></div>
<b>7. How much is the claim?</b>	<div style="display: flex; justify-content: space-between;"><div style="width: 40%;">\$ 3421.58</div><div><b>Does this amount include interest or other charges?</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).</div></div>
<b>8. What is the basis of the claim?</b>	<p>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 healthcare information.</p> <p style="text-align: center;">Credit card</p>
<b>9. Is all or part of the claim secured?</b>	<div style="display: flex; justify-content: space-between;"><div><input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. The claim is secured by a lien on property.</div></div> <div style="margin-left: 20px;"><b>Nature of property:</b> <input type="checkbox"/> Real estate. If the claim is secured by the debtor's principal residence, file a <i>Mortgage Proof of Claim Attachment</i> (Official Form 410-A) with this <i>Proof of Claim</i>. <input type="checkbox"/> Motor vehicle <input type="checkbox"/> Other. Describe: _____</div> <div style="margin-left: 20px;"><b>Basis for perfection:</b> _____</div> <p>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.)</p> <div style="display: flex; justify-content: space-between;"><div><b>Value of property:</b></div><div>\$ _____</div></div> <div style="display: flex; justify-content: space-between;"><div><b>Amount of the claim that is secured:</b></div><div>\$ _____</div></div> <div style="display: flex; justify-content: space-between;"><div><b>Amount of the claim that is unsecured:</b></div><div>\$ _____ (The sum of the secured and unsecured amounts should match the amount in line 7.)</div></div> <div style="display: flex; justify-content: space-between; margin-top: 20px;"><div><b>Amount necessary to cure any default as of the date of the petition:</b></div><div>\$ _____</div></div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"><div><b>Annual Interest Rate</b> (when case was filed)</div><div>_____ %</div></div> <div style="margin-left: 20px;"><input type="checkbox"/> Fixed <input type="checkbox"/> Variable</div>
<b>10. Is this claim based on a lease?</b>	<div style="display: flex; justify-content: space-between;"><div><input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Amount necessary to cure any default as of the date of the petition. \$ _____</div></div>
<b>11. Is this claim subject to a right of setoff?</b>	<div style="display: flex; justify-content: space-between;"><div><input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Identify the property: _____</div></div>

<b>12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. <i>Check all that apply.</i>	<b>Amount entitled to priority</b>
A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.	<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B). <input type="checkbox"/> 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). <input type="checkbox"/> 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). <input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8). <input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5). <input type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)( <u>  </u> ) that applies	\$ _____ \$ _____ \$ _____ \$ _____ \$ _____ \$ _____
* Amounts are subject to adjustment on 4/1/16 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 2/28/2016  
MM / DD / YYYY

/s/ Darrell Christopher Moore  
\_\_\_\_\_  
Signature

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

Name Darrell Christopher Moore  
First name Middle name Last name

Title \_\_\_\_\_

Company \_\_\_\_\_

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

515 Altura Place

Number Street

Fremont, CA 94536

City State ZIP Code

Contact phone 6508688427 Email darrellmoo@comcast.net

# PREMIER CF

1011 University Avenue  
Berkeley, CA 94710

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

## Sales Order

Page: 1

Order Number: 0000491554

Order Date: 10/3/2015

Web Order No: 186419

Salesperson:

Customer: DMoore

Customer PO:

Sold To	Ship To
Darrell Moore 515 Altura Place Fremont, CA 94536 USA	Darrell Moore 515 Altura Place Fremont, CA 94536 USA

Contact: Darrell C Moore

Phone: (408) 544-8016

Item	Ordered	Quantity Shipped	Unit Price	Amount
51671 2010 Brunello di Montalcino, Campogiovanni	2.00	0.00	38.99	77.98
51300 2010 Brunello di Montalcino Poggio alle Mura, Banfi	3.00	0.00	37.99	113.97

Payments:	210.19	Net Order:	191.95
10/4/2015 AU3AD9D870FF *****2005 210.19		Freight:	0.00
		Sales Tax:	18.24
		USD	210.19

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## ORDER DETAILS

Order No.: SO-0000491554

Order Date.: Oct 3, 2015

Status: Open

## PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2010 Brunello di Montalcino Poggio alle Mura, Banfi, 750 ml	3	0	3	0	\$37.99	\$113.97
2010 Brunello di Montalcino, Campogiovanni, 750 ml	2	0	2	0	\$38.99	\$77.98

Subtotal: \$191.95

Tax: \$18.24

Total: \$210.19

## SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2010 Brunello di Montalcino Poggio alle Mura, Banfi, 750 ml	3	0	3
2010 Brunello di Montalcino, Campogiovanni, 750 ml	2	0	2

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## ORDER DETAILS

Order No.: SO-0000476228

Order Date.: Apr 15, 2015

Status: Open

## PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2010 Brunello di Montalcino, Argiano, 750 ml	1	0	1	0	\$48.99	\$48.99
2010 Brunello di Montalcino, Pacenti, 750 ml	2	0	2	0	\$79.99	\$159.98
2010 Brunello di Montalcino, Nardi, 750 ml	2	0	2	0	\$25.99	\$51.98
2010 Brunello di Montalcino, La Gerla, 750 ml	2	0	2	0	\$29.99	\$59.98
2010 Brunello di Montalcino, Altesino, 750 ml	2	0	2	0	\$29.99	\$59.98

Subtotal: \$380.91

Tax: \$34.28

Total: \$415.19

## SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2010 Brunello di Montalcino, Argiano, 750 ml	1	0	1
2010 Brunello di Montalcino, Pacenti, 750 ml	2	0	2
2010 Brunello di Montalcino, Nardi, 750 ml	2	0	2
2010 Brunello di Montalcino, La Gerla, 750 ml	2	0	2
2010 Brunello di Montalcino, Altesino, 750 ml	2	0	2

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Order No.: SO-0000445667

Order Date.: May 23, 2014

Status: Open

**PURCHASE DETAILS**

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2011 Chateaufneuf Clos des Papes, Avril, 750 ml	3	0	3	0	\$55.00	\$165.00

**Subtotal:** \$165.00**Tax:** \$14.85**Total:** \$179.85**SHIPPING DETAILS**

Wine	Ordered	Shipped	Remain
2011 Chateaufneuf Clos des Papes, Avril, 750 ml	3	0	3

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01/6/16 Cythia 109049

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## ORDER DETAILS

Order No.: SO-0000435262

Order Date.: Jan 23, 2014

Status: Open

## PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2011 Dow, 750 ml	3	0	3	0	\$74.99	\$224.97
2012 Troplong Mondot, 750 ml	2	0	2	0	\$78.99	\$157.98
2012 Domaine de Chevalier, 750 ml	2	0	2	0	\$44.99	\$89.98
2012 Smith Haut Lafitte, 750 ml	2	0	2	0	\$61.99	\$123.98
2012 Rauzan Segla, 750 ml	2	0	2	0	\$55.99	\$111.98
2012 Larcis Ducasse, 750 ml	2	0	2	0	\$49.99	\$99.98
2011 Quinto do Vesuvio, 750 ml	3	3	0	0	\$69.99	\$209.97

Subtotal: \$1,018.84

Tax: \$91.70

Total: \$1,110.54

## SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2011 Dow, 750 ml	3	0	3
2012 Troplong Mondot, 750 ml	2	0	2
2012 Domaine de Chevalier, 750 ml	2	0	2
2012 Smith Haut Lafitte, 750 ml	2	0	2
2012 Rauzan Segla, 750 ml	2	0	2
2012 Larcis Ducasse, 750 ml	2	0	2
2011 Quinto do Vesuvio, 750 ml	3	3	0

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## ORDER DETAILS

Order No.: SO-0000406588

Order Date.: Mar 3, 2013

Status: Open

## PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2010 Smith Haut Lafitte, 750 ml	4	4	0	0	\$129.99	\$519.96
2010 Montrose, 750 ml	4	4	0	0	\$195.00	\$780.00
2010 Ducru Beaucaillou, 750 ml	3	0	3	0	\$219.99	\$659.97

Subtotal: \$1,959.93

Tax: \$176.39

Total: \$2,136.32

## SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2010 Smith Haut Lafitte, 750 ml	4	4	0
2010 Montrose, 750 ml	4	4	0
2010 Ducru Beaucaillou, 750 ml	3	0	3

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## ORDER DETAILS

Order No.: SO-0000386274

Order Date.: Jul 11, 2012

Status: Open

## PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2010 Chateauneuf Clos des Papes, Avril, 750 ml	2	0	2	0	\$89.99	\$179.98
2010 Chateauneuf Cuvee Chaupin, Janasse, 750 ml	2	0	2	0	\$89.99	\$179.98
2010 Chateauneuf Les Origines, Grand Veneur, 750 ml	2	2	0	0	\$45.00	\$90.00

Subtotal: \$449.96

Tax: \$39.37

Total: \$489.33

## SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2010 Chateauneuf Clos des Papes, Avril, 750 ml	2	0	2
2010 Chateauneuf Cuvee Chaupin, Janasse, 750 ml	2	0	2
2010 Chateauneuf Les Origines, Grand Veneur, 750 ml	2	2	0

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**ORDER DETAILS**

Order No.: SO-0000382933

Order Date.: Jun 2, 2012

Status: Open

**PURCHASE DETAILS**

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2007 Brunello di Montalcino Tenuta Nuova, de Neri, 750 ml	2	2	0	0	\$59.99	\$119.98
2007 Brunello di Montalcino, Nardi, 750 ml	2	0	2	0	\$35.00	\$70.00
2007 Brunello di Montalcino, Pian dell'Orino, 750 ml	2	2	0	0	\$74.99	\$149.98

Subtotal: \$339.96

Tax: \$29.75

Total: \$369.71

**SHIPPING DETAILS**

Wine	Ordered	Shipped	Remain
2007 Brunello di Montalcino Tenuta Nuova, de Neri, 750 ml	2	2	0
2007 Brunello di Montalcino, Nardi, 750 ml	2	0	2
2007 Brunello di Montalcino, Pian dell'Orino, 750 ml	2	2	0

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# PREMIER CRU

5890 CHRISTIE AVENUE  
EMERYVILLE, CA 94608  
(510)655-6691 FAX(510)547-5405

## Sales Order

Page: 1

Order Number: 0000339006  
Order Date: 6/17/2010  
Change Order: 0  
Confirm No: 69572  
Salesperson: RY  
Customer: DMoore  
Customer PO:

### Sold To

Darrell Moore  
515 Altura Place  
Fremont, CA 94536 USA

### Ship To

Darrell Moore  
515 Altura Place  
Fremont, CA 94536 USA

Contact: Darrell C Moore  
Phone: (408) 544-8016

Item		Ordered	Quantity Shipped	Unit Price	Amount
41571	09 Malescot St Exupery 1/2	3.00	0.00	43.99	131.97
41570	09 Malescot St Exupery	2.00	0.00	85.99	171.98

Payments: 333.59

6/17/2010 VP EE5BECAA97 \*\*\*\*\*4568 333.59

Net Order: 303.95  
Discount: 0.00  
Freight: 0.00  
Sales Tax: 29.64



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## ORDER DETAILS

Order No.: SO-0000339006

Order Date.: Jun 17, 2010

Status: Open

## PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2009 Malescot St Exupery, 750 ml	2	2	0	0	\$85.99	\$171.98
2009 Malescot St Exupery 1/2, 375 ml	3	0	3	0	\$43.99	\$131.97

Subtotal: \$303.95

Tax: \$29.64

Total: \$333.59

## SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2009 Malescot St Exupery, 750 ml	2	2	0
2009 Malescot St Exupery 1/2, 375 ml	3	0	3

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# Sales Order

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5890 CHRISTIE AVENUE  
EMERYVILLE, CA 94608  
(510)655-6691 FAX(510)547-5405

Order Number: 0000319809  
Order Date: 6/26/2009  
Change Order: 0  
Confirm No:  
Salesperson: JG  
Customer: DMoore  
Customer PO: 59798

Sold To	Ship To
Darrell Moore 515 Altura Place Fremont, CA 94536 USA	Darrell Moore 515 Altura Place Fremont, CA 94536 USA

Contact: Darrell Moore  
Phone: (408) 544-8016

This order has been paid by Visa - Thank You!

Item	Ordered	Quantity Shipped	Unit Price	Amount
39422 04 Brunello di Montalcino Tenuta Nuova, de Neri	3.00	0.00	59.99	179.97
39454 04 Brunello Castelgiocondo, Frescobaldi	3.00	0.00	49.99	149.97

Payments: 362.11

6/26/2009	VSHE3E045B30	*****4568	362.11
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Net Order: 329.94  
Discount: 0.00  
Freight: 0.00  
Sales Tax: 32.17

USD 362.11

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## ORDER DETAILS

Order No.: SO-0000319809

Order Date.: Jun 26, 2009

Status: Open

## PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2004 Brunello di Montalcino Tenuta Nuova, de Neri, 750 ml	3	3	0	0	\$59.99	\$179.97
2004 Brunello Castelgiocondo, Frescobaldi, 750 ml	3	0	3	0	\$49.99	\$149.97

Subtotal: \$329.94

Tax: \$32.17

Total: \$362.11

## SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2004 Brunello di Montalcino Tenuta Nuova, de Neri, 750 ml	3	3	0
2004 Brunello Castelgiocondo, Frescobaldi, 750 ml	3	0	3

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# Sales Order

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5890 CHRISTIE AVENUE  
EMERYVILLE, CA 94608  
(510)655-6691 FAX(510)547-5405

Order Number: 0000314429  
Order Date: 3/18/2009  
Change Order: 0  
Confirm No:  
Salesperson: MC  
Customer: DMoore  
Customer PO: 55166

Sold To	Ship To
Darrell Moore 515 Altura Place Fremont, CA 94536 USA	Darrell Moore 515 Altura Place Fremont, CA 94536 USA

Contact: Darrell Moore  
Phone: (408) 544-8016

Item	Ordered	Quantity Shipped	Unit Price	Amount
39259 07 Chateauneuf V.V., Janasse	2.00	0.00	109.99	219.98
39476 07 Chateauneuf du Pape, Janasse	3.00	0.00	37.99	113.97

Payments: 363.17

Net Order: 333.95  
Discount: 0.00  
Freight: 0.00  
Sales Tax: 29.22

3/18/2009 VSJE3B97825E \*\*\*\*\*4568 363.17

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## EDIT PROFILE

## ADDRESS BOOK

## BILLING INFORMATION

## ORDER DETAILS

Order No.: SO-0000314429

Order Date.: Mar 18, 2009

Status: Open

## PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2007 Chateaufeuf V.V., Janasse, 750 ml	2	0	2	0	\$109.99	\$219.98
2007 Chateaufeuf du Pape, Janasse, 750 ml	3	3	0	0	\$37.99	\$113.97

Subtotal: \$333.95

Tax: \$29.22

Total: \$363.17

## SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2007 Chateaufeuf V.V., Janasse, 750 ml	2	0	2
2007 Chateaufeuf du Pape, Janasse, 750 ml	3	3	0

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