

Fill in this information to identify the case:

Debtor 1 FOX ORTEGA ENTERPRISES INC.  
Debtor 2 \_\_\_\_\_  
(Spouse, if filing)  
United States Bankruptcy Court for the: Northern District of CALIFORNIA  
Case number 16-40050

LM 4:31 PM  
**FILED**  
FEB 22 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>TOM OLSON</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>TOM F. OLSON</u>	
2. Has this claim been acquired from someone else?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. From whom? <u>N/A</u>	
3. Where should notices and payments to the creditor be sent?  Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	<b>Where should notices to the creditor be sent?</b> Name <u>TOM OLSON</u> Number <u>275</u> Street <u>PALOMARES</u> City <u>VENTURA</u> State <u>CA</u> ZIP Code <u>93003</u> Contact phone <u>(805) 6444881</u> Contact email <u>TOM-OLSON@sbcglobal.net</u>	<b>Where should payments to the creditor be sent? (if different)</b> Name <u>SAME</u> 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 <u>N/A</u> 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? <u>N/A</u>	

**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? \$ \_\_\_\_\_

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.

SEE ATTACHED EXHIBIT "A"

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: \$ NA

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: \$ NA

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: SEE EXHIBIT "A" will ACCEPT WINE AS "SET OFF"

**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

2/10/2016  
MM DD YY

Signature

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

Name

Tom F OLSON  
First name Middle name Last name

Title

NONE

Company

NONE

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

Address

275 PALOMARES  
Number Street

VENTURA  
City

CA  
State

93003  
ZIP Code

Contact phone

805 644-4881

Email

TOM-OLSON@sbcglobal.net

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## ORDER HISTORY

All Time ▼

Sort By Order No ▼

GO

Item	Unit Price	Qty	Shipped	Remain	Avail	Order Number (Status)	Date
<a href="#">2007 Chablis Preuses, Billaud Simon, 750 ml</a>	\$47.99	1	0	1	0	<a href="#">SO-0000495311</a> (Open)	11/27/15
<a href="#">2011 Corton, Jadot, 750 ml</a>	\$47.99	1	0	1	0	<a href="#">SO-0000494472</a> (Open)	11/13/15
<a href="#">2011 Volnay Caillerets Ancienne, Bouchard, 750 ml</a>	\$38.99	1	0	1	0	<a href="#">SO-0000494199</a> (Open)	11/10/15
<a href="#">2011 Volnay Caillerets Ancienne, Bouchard, 750 ml</a>	\$38.99	1	0	1	0	<a href="#">SO-0000494191</a> (Open)	11/10/15
<a href="#">1978 Martini Special Selection Pinot Noir, 750 ml</a>	\$38.99	1	0	1	1	<a href="#">SO-0000494028</a> (Open)	11/8/15
<a href="#">2012 Savigny-les-Beaune 'Gravains', J.M. &amp; H. Pavelot, 750 ml</a>	\$49.99	1	0	1	1	<a href="#">SO-0000493485</a> (Open)	10/31/15
<a href="#">2014 Chambolle Musigny Fues, Jadot, 750 ml</a>	\$53.94	1	0	1	0	<a href="#">SO-0000492468</a> (Open)	10/18/15
<a href="#">2014 Corton, Jadot, 750 ml</a>	\$45.49	1	0	1	0	<a href="#">SO-0000492005</a> (Open)	10/11/15
<a href="#">2011 Corton Clos du Roi, Pousse d'Or, 750 ml</a>	\$64.99	1	0	1	0	<a href="#">SO-0000490911</a> (Open)	9/25/15
<a href="#">2012 Beaune 1er Cru Anniversaire Cuvee, Jadot, 750 ml</a>	\$35.99	1	0	1	0	<a href="#">SO-0000489186</a> (Open)	9/4/15
<a href="#">2013 Chablis Cote de Bouquerots, Fevre, 750 ml</a>	\$49.99	1	0	1	0	<a href="#">SO-0000488635</a> (Open)	8/29/15
<a href="#">2005 Morey Rue de Vergy, Perrot-Minot, 750 ml</a>	\$67.49	1	0	1	1	<a href="#">SO-0000488037</a> (Open)	8/22/15
<a href="#">2014 Pichon Lalande, 750 ml</a>	\$50.04	1	0	1	0	<a href="#">SO-0000486707</a> (Open)	8/9/15
<a href="#">2011 Hermitage Domaine de la Tourettes, Delas, 750 ml</a>	\$39.99	1	0	1	0	<a href="#">SO-0000484319</a> (Open)	7/17/15
<a href="#">2012 Gevrey Chambertin Clos Prieur, Marc Roy, 750 ml</a>	\$67.99	1	0	1	1	<a href="#">SO-0000483428</a> (Open)	7/7/15
<a href="#">2010 Brunello di Montalcino, Argiano, 750 ml</a>	\$48.99	1	0	1	0	<a href="#">SO-0000480891</a> (Open)	6/9/15
<a href="#">2008 Chablis Preuses, Billaud-Simon, 750 ml</a>	\$45.00	1	0	1	0	<a href="#">SO-0000475779</a> (Open)	4/11/15
<a href="#">2007 Chablis Vaudesir, Billaud Simon, 750 ml</a>	\$59.99	1	0	1	0	<a href="#">SO-0000475443</a> (Open)	4/7/15
	\$69.99	1	0	1	0		3/28/15

Item	Unit Price	Qty	Shipped	Remain	Avail	Order Number (Status)	Date
<u>2009 Barolo Gavarini Vigna Chiniera, Grasso, 750 ml</u>						SO-0000474520 (Open)	
<u>2010 Brunello di Montalcino, San Filippo, 750 ml</u>	\$39.99	1	0	1	0	SO-0000472735 (Open)	3/10/15
<u>2013 Vosne Romanee Beauxmonts, Laurent, 750 ml</u>	\$51.99	1	0	1	0	SO-0000469731 (Open)	2/10/15
<u>2012 Chablis Montee de Tonnerre, Fevre, 750 ml</u>	\$45.00	1	0	1	0	SO-0000469588 (Open)	2/9/15
<u>2004 Barolo Riserva, Marchesi di Barolo, 750 ml</u>	\$57.99	1	0	1	0	SO-0000469136 (Open)	2/6/15
<u>2013 Chablis Vaudesir, Fevre, 750 ml</u>	\$39.99	1	0	1	0	SO-0000467684 (Open)	1/24/15
<u>2012 Chateauneuf Reservee, Pegau, 750 ml</u>	\$47.99	1	0	1	0	SO-0000467214 (Open)	1/18/15
<u>2010 Barolo Ciabot Mentin, Clerico, 750 ml</u>	\$59.99	1	0	1	0	SO-0000467092 (Open)	1/17/15
<u>2013 Chablis Preuses, Fevre, 750 ml</u>	\$47.99	1	0	1	0	SO-0000466653 (Open)	1/10/15
<u>2013 Chablis Montee de Tonnerre, Fevre, 750 ml</u>	\$29.99	1	0	1	0	SO-0000465523 (Open)	12/26/14
<u>2013 Chablis Cote de Bouquerots, Fevre, 750 ml</u>	\$48.74	1	0	1	0	SO-0000465116 (Open)	12/21/14
<u>2009 Chablis Blanchots VV, Billaud-Simon, 750 ml</u>	\$45.00	1	0	1	0	SO-0000464039 (Open)	12/12/14
<u>2010 Barolo Bricco Boschis, Cavallotto, 750 ml</u>	\$38.97	1	0	1	1	SO-0000459628 (Open)	10/29/14
<u>2012 Cornas V.V., Voget, 750 ml</u>	\$38.99	1	0	1	0	SO-0000458516 (Open)	10/19/14
<u>2011 Chateauneuf du Pape Cuvee Reservee, Pegau, 750 ml</u>	\$32.99	1	0	1	1	SO-0000456462 (Open)	9/27/14
<u>2010 Barolo Carobric, Scavino, 750 ml</u>	\$51.99	1	0	1	0	SO-0000453705 (Open)	8/27/14
<u>2012 Chablis Mont de Milieu V.V., Billaud-Simon, 750 ml</u>	\$27.99	1	0	1	0	SO-0000453117 (Open)	8/23/14
<u>2011 Chateauneuf V.V., Janasse, 750 ml</u>	\$59.99	1	0	1	0	SO-0000449462 (Open)	7/12/14
<u>2007 Barolo Ginestra Vigna Casa Mate, Grasso, 750 ml</u>	\$51.34	1	0	1	0	SO-0000449214 (Open)	7/9/14
<u>2004 Le Brun-Servenay Brut Grand Cru Millesime, 750 ml</u>	\$40.79	1	0	1	0	SO-0000447360 (Open)	6/14/14
<u>2011 Pommard Chaponnieres, N. Rossignol, 750 ml</u>	\$52.49	1	0	1	0	SO-0000445879 (Open)	5/28/14
<u>2012 Corton Pougets, Jadot, 750 ml</u>	\$53.99	1	0	1	0	SO-0000445166 (Open)	5/17/14
<u>2012 Chateauneuf Clos des Papes, Avril, 750 ml</u>	\$59.99	1	0	1	0	SO-0000444235 (Open)	5/3/14
<u>2007 Chateauneuf Cuvee Reine de Bois, Mordoree, 750 ml</u>	\$69.99	1	0	1	0	SO-0000443227 (Open)	4/22/14



Item	Unit Price	Qty	Shipped	Remain	Avail	Order Number (Status)	Date
<u>2012 Chateauneuf Chante le Merle V.V., Bosquet des Papes, 750 ml</u>	\$37.49	1	0	1	0	SO-0000442897 (Open)	4/19/14
<u>2012 Chateauneuf Cuvee Chaupin, Janasse, 750 ml</u>	\$45.00	1	0	1	1	SO-0000442080 (Open)	4/12/14
<u>2011 Chateauneuf Clos des Papes, Avril, 750 ml</u>	\$49.99	1	0	1	0	SO-0000441196 (Open)	4/3/14
<u>2012 Chateauneuf Tradition, Olivier Hillaire, 750 ml</u>	\$29.99	1	0	1	1	SO-0000439172 (Open)	3/8/14
<u>2012 Chateauneuf Clos des Papes, Avril, 750 ml</u>	\$67.99	1	0	1	0	SO-0000438682 (Open)	3/1/14
<u>2012 Leoville las Cases, 750 ml</u>	\$79.99	1	0	1	0	SO-0000436853 (Open)	2/8/14
<u>2012 Chateauneuf Clos des Papes, Avril, 750 ml</u>	\$69.99	1	0	1	0	SO-0000435677 (Open)	1/25/14
<u>2010 Calon Segur, 750 ml</u>	\$63.74	1	0	1	0	SO-0000433366 (Open)	1/7/14
<u>2010 Chianti Classico Riserva Vigna del Sorbo, Fontodi, 750 ml</u>	\$45.00	1	0	1	0	SO-0000430497 (Open)	12/10/13
<u>2012 Vieux Telegraphe, 750 ml</u>	\$39.99	1	0	1	0	SO-0000428743 (Open)	11/24/13
<u>2012 Beaucautel, 750 ml</u>	\$49.99	1	0	1	0	SO-0000428659 (Open)	11/23/13
<u>2011 Chateauneuf Clos des Papes, Avril, 750 ml</u>	\$55.00	1	0	1	0	SO-0000427409 (Open)	11/9/13
<u>2008 Volnay Clos de la Bousse d'Or, Pousse d'Or, 750 ml</u>	\$59.99	1	0	1	0	SO-0000426355 (Open)	10/26/13
<u>2008 Volnay Clos de la Bousse d'Or, Pousse d'Or, 750 ml</u>	\$59.99	1	0	1	0	SO-0000424195 (Open)	9/28/13
<u>2004 Barolo Riserva, Marchesi di Barolo, 750 ml</u>	\$57.99	1	0	1	0	SO-0000421382 (Open)	8/23/13
<u>2011 Gevrey Chambertin Cazetiers, Jadot, 750 ml</u>	\$49.99	1	0	1	0	SO-0000405331 (Open)	2/16/13
<u>2011 Chablis Bougros Cote de Bouguerots, Fevre, 750 ml</u>	\$39.99	2	0	2	0	SO-0000401038 (Open)	12/29/12
<u>2010 Nuits Roncleres, Cheillon, 750 ml</u>	\$69.99	1	0	1	1	SO-0000389382 (Open)	8/15/12

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We source the world's finest wines at extremely competitive prices to provide exceptional experiences for collectors, connoisseurs, and everyday wine lovers.