

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

OP

2016 FEB 22 AM 11:11

U.S. BANKRUPTCY COURT
NORTHERN DIST. OF CA
OAKLAND, CA

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?

Thomas B. Lyons

Name of the current creditor (the person or entity to be paid for this claim)

Other names the creditor used with the debtor Tom Lyons

2. Has this claim been acquired from someone else?

☒ No

☐ 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?

Tom Lyons

Name

679 Brandy Ct

Number Street

Waxhaw

NC

28173

City

State

ZIP Code

Contact phone 717-991-7409

Contact email tomonline27@carolina.rr.com

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?

☒ No

☐ 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?

☒ No

☐ 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: 0 3 4 1

7. How much is the claim? \$ 191.94. 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.
Purchase 6 bottles wine futures. 2009 Bodegas y Viñedos Maurod

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: \$ 191.94 (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: \$ 191.94
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.

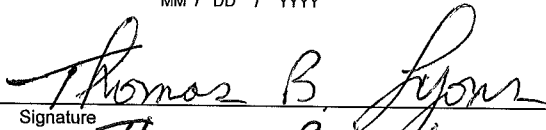
☐ I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

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 02/17/2016
MM / DD / YYYY


Signature Thomas B. Lyons

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

Name Thomas B. Lyons
First name Middle name Last name

Title _____

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

Address 679 Brandy Ct
Number Street
Waxhaw NC 28173
City State ZIP Code

Contact phone 717-991-7409 Email tomonline27@carolina.rr.com

Dividend Miles Number: <u>123456789</u>	
Dividend Miles earned on US Airways purchases this period	
Dividend Miles earned on all other purchases this period	+
Bonus or promotional Dividend Miles earned this period	+
Barclaycard Rewards Boost	+
Adjustments	+
Total Dividend Miles earned	=

Earn even more miles! Visit www.usairways.com/dm

US Airways Reservations: Call 1-800-428-4322 or visit www.usairways.com

Payments				
Trans Date	Posting Date	Transaction Description		Amount
09/18	09/18	Payment Received	FRANCH BANKING	662.00
		Total Payment Activity		662.00
Purchases				
08/20	08/22	WINESTILSGOLDOUT.COM	PENNSAUKEN NJ	12.00
08/24	08/22	TARGET	08023952 WESLEY CHAPLIN	12.20
08/24	08/22	BEST BUY MINT	00017073 CHARLOTTE NC	11.99
08/24	08/23	PAMPA DINELO TOU	4029352723 FL	12.00
08/24	08/23	MASSAGE ENVY 0162	704-9074600 NC	12.00
08/22	08/23	HARRIS TELLER #0249	MATTHEWS NC	12.00
08/22	08/23	GUENTHA MATTHEWS	MATTHEWS NC	12.00
08/22	08/23	CARGOLAT	81013870 MATTHEWS NC	12.00
08/22	08/23	CARGOLAT	81013879 MATTHEWS NC	12.00
08/22	08/23	NAPA WAXHAW 0000022	WAXHAW NC	12.00
08/22	08/23	NAPA WAXHAW 0000022	WAXHAW NC	12.00
08/24	08/26	STEWART #283	CHARLOTTE NC	12.00
08/26	08/27	THE CHARLOTTE OBSERV	0000026300 NC	12.00
08/26	08/27	FRANKLOVE PRODUCTS	000 810-1812 UT	12.00
08/27	08/28	ORTHOCAROLINAPA	CHARLOTTE NC	12.00
08/27	08/28	HARRIS TELLER #0349	MATTHEWS NC	12.00
08/30	08/30	HILBERTAN MINT PROFO	815 306 3870 GA	12.00
08/23	08/30	MASSAGE ENVY 0167	704-9074600 NC	12.00
08/29	08/30	SHILOH 0754773401	WEDDINGTON NC	12.00
08/29	08/30	106 HOUN SOUTHEND	CHARLOTTE NC	12.00
08/31	08/30	HARRIS TELLER #0349	MATTHEWS NC	12.00
08/31	08/30	ROSCORP #034	MATTHEWS NC	12.00
08/31	08/30	BOA DINELO THECINT	910945000 NC	12.00
08/31	08/30	WAL MARE #1462	CHARLOTTE NC	12.00
08/31	08/30	SUN CHARLOTTE DEAL SAYS	07758402000 MO	12.00
08/31	08/30	ORTHOCAROLINAPA	CHARLOTTE NC	12.00
08/31	08/30	MALINDRO SOUTH CHARLOTT	0704240120 NC	12.00
08/31	08/30	KILLINGBORTH ENVIRONM	INDIAN TRAIL NC	12.00
08/31	08/30	WINESTILSGOLDOUT.COM	PENNSAUKEN NJ	12.00
08/31	08/30	WWW.WINEANTHOLBOX.COM	CHARK NJ	12.00
08/31	08/30	LOVES #01162	CHARLOTTE NC	12.00
08/31	08/30	MAVEAL WINE FABRIC	4026387902 GA	12.00
08/31	08/30	MASSAGE ENVY 0107	704-9074600 NC	12.00
08/31	08/30	RONY SACROS COAL OWEN	CHARLOTTE NC	12.00
08/31	08/30	THE HOME DEPOT 3640	CHARLOTTE NC	12.00
08/31	08/30	EMILY REWARD	7079241999 GA	12.00
08/31	08/30	TICKETS NOW WICKI MASTER	800 827 2770 IL	12.00
08/31	08/30	HARRIS TELLER #0343	MATTHEWS NC	12.00
08/31	08/30	VINA ROBLES WINERY	PASOROBLES CA	12.00
08/31	08/30	WINESTILSGOLDOUT.COM	PENNSAUKEN NJ	12.00
09/09	09/10	PREMIER CRU	510-655-6691 CA	\$191.94
09/09	09/10	SARATOGAWINE.COM	BALSTON LAKENY	1200.00
09/09	09/10	JUSINE VINEYARDS AND W	805 2300032 GA	1200.00
09/09	09/10	ORTHOCAROLINAPA	CHARLOTTE NC	1200.00
09/10	09/11	HARRIS TELLER #0343		