

8 51 50

UNITED STATES BANKRUPTCY COURT		PROOF OF CLAIM
Name of Debtor: <div style="font-size: 1.2em; font-family: monospace;">FOX ORTEGA ENTERPRISES, INC. dba PREMIER CRU</div>	Case Number: <div style="font-size: 1.2em; font-family: monospace;">16-40050</div>	<div style="text-align: right; font-size: 0.8em; color: gray;">             MAR 14 AM 9:53              U.S. BANKRUPTCY COURT              NORTHERN DIST. OF CA.              OAKLAND, CA.           </div>
NOTE: Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing. You may file a request for payment of an administrative expense according to 11 U.S.C. § 503.		
Name of Creditor (the person or other entity to whom the debtor owes money or property): <div style="font-size: 1.2em; font-family: monospace;">JUSTIN SMITH</div>		<div style="text-align: center; font-weight: bold; font-size: 0.8em;">COURT USE ONLY</div> <div style="font-size: 0.8em;"> <input type="checkbox"/> Check this box if this claim amends a previously filed claim.             Court Claim Number: _____            (If known)             Filed on: _____         </div> <div style="font-size: 0.8em;"> <input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.         </div>
Name and address where notices should be sent: <div style="font-size: 1.2em; font-family: monospace;">JUSTIN SMITH 2800 WILLOW CREEK RD, PASO ROBLES, CA 93446</div>		
Telephone number: <div style="font-size: 1.2em; font-family: monospace;">805-610-0363</div> email: <div style="font-size: 1.2em; font-family: monospace;">INFO@SAXUMVINEYARDS.COM</div>		
Name and address where payment should be sent (if different from above):  Telephone number: _____      email: _____		
<div> <b>1. Amount of Claim as of Date Case Filed:</b>      \$ <u>37,895.27</u> </div> <div style="margin-top: 5px;">             If all or part of the claim is secured, complete item 4.      \$ <u>37,895.27</u> </div> <div style="margin-top: 5px;">             If all or part of the claim is entitled to priority, complete item 5.           </div> <div style="margin-top: 5px;"> <input type="checkbox"/> Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.           </div>		
<b>2. Basis for Claim:</b> <u>goods sold</u> (See instruction #2)		
<b>3. Last four digits of any number by which creditor identifies debtor:</b> _____	<b>3a. Debtor may have scheduled account as:</b> _____ (See instruction #3a)	<b>3b. Uniform Claim Identifier (optional):</b> _____ (See instruction #3b)
<b>4. Secured Claim (See instruction #4)</b> Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information.		
<div style="display: flex; justify-content: space-between;"> <div style="width: 60%;"> <b>Nature of property or right of setoff:</b> <input type="checkbox"/> Real Estate   <input type="checkbox"/> Motor Vehicle   <input type="checkbox"/> Other            Describe: _____   <b>Value of Property:</b> \$ _____   <b>Annual Interest Rate</b> _____ % <input type="checkbox"/> Fixed   or   <input type="checkbox"/> Variable            (when case was filed)         </div> <div style="width: 35%;"> <b>Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any:</b>            \$ _____   <b>Basis for perfection:</b> _____   <b>Amount of Secured Claim:</b>      \$ _____   <b>Amount Unsecured:</b>              \$ _____         </div> </div>		
<b>5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507 (a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount.</b>		
<div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <input type="checkbox"/> Domestic support obligations under 11 U.S.C. § 507 (a)(1)(A) or (a)(1)(B).         </div> <div style="width: 30%;"> <input type="checkbox"/> Wages, salaries, or commissions (up to \$12,475*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier -- 11 U.S.C. § 507 (a)(4).         </div> <div style="width: 30%;"> <input type="checkbox"/> Contributions to an employee benefit plan -- 11 U.S.C. § 507 (a)(5).         </div> </div> <div style="text-align: right; margin-top: 5px;"> <b>Amount entitled to priority:</b> \$ _____         </div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div style="width: 30%;"> <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).         </div> <div style="width: 30%;"> <input type="checkbox"/> Taxes or penalties owed to governmental units -- 11 U.S.C. § 507 (a)(8).         </div> <div style="width: 30%;"> <input type="checkbox"/> Other -- Specify applicable paragraph of 11 U.S.C. § 507 (a)( ).         </div> </div>		
<i>*Amounts are subject to adjustment on 4/01/16 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.</i>		
<b>6. Credits.</b> The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)		

**7. Documents:** Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment is being filed with this claim. (See instruction #7, and the definition of "redacted".)

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

If the documents are not available, please explain:

**8. Signature:** (See instruction #8)

Check the appropriate box.

- ☒ I am the creditor.    ☐ I am the creditor's authorized agent.    ☐ I am the trustee, or the debtor, or their authorized agent.    ☐ I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.)  
(See Bankruptcy Rule 3004.)

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

Print Name: JUSTIN SMITH  
Title: PRESIDENT  
Company: SAXUM VINEYARDS  
Address and telephone number (if different from notice address above):  
2810 WILLOW CREEK RD  
PASO ROBLES, CA 93446

(Signature)

(Date)

Telephone number: 805-748-9400 email: info@saxumvineyards.com

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.

**INSTRUCTIONS FOR PROOF OF CLAIM FORM**

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, exceptions to these general rules may apply.

**Items to be completed in Proof of Claim form**

**Court, Name of Debtor, and Case Number:**

Fill in the federal judicial district in which the bankruptcy case was filed (for example, Central District of California), the debtor's full name, and the case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is at the top of the notice.

**Creditor's Name and Address:**

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

**1. Amount of Claim as of Date Case Filed:**

State the total amount owed to the creditor on the date of the bankruptcy filing. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

**2. Basis for Claim:**

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card. If the claim is based on delivering health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if an interested party objects to the claim.

**3. Last Four Digits of Any Number by Which Creditor Identifies Debtor:**

State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.

**3a. Debtor May Have Scheduled Account As:**

Report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

**3b. Uniform Claim Identifier:**

If you use a uniform claim identifier, you may report it here. A uniform claim identifier is an optional 24-character identifier that certain large creditors use to facilitate electronic payment in chapter 13 cases.

**4. Secured Claim:**

Check whether the claim is fully or partially secured. Skip this section if the

claim is entirely unsecured. (See Definitions.) If the claim is secured, check the box for the nature and value of property that secures the claim, attach copies of lien documentation, and state, as of the date of the bankruptcy filing, the annual interest rate (and whether it is fixed or variable), and the amount past due on the claim.

**5. Amount of Claim Entitled to Priority Under 11 U.S.C. § 507 (a).**

If any portion of the claim falls into any category shown, check the appropriate box(es) and state the amount entitled to priority. (See Definitions.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

**6. Credits:**

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.

**7. Documents:**

Attach redacted copies of any documents that show the debt exists and a lien secures the debt. You must also attach copies of documents that evidence perfection of any security interest and documents required by FRBP 3001(c) for claims based on an open-end or revolving consumer credit agreement or secured by a security interest in the debtor's principal residence. You may also attach a summary in addition to the documents themselves. FRBP 3001(c) and (d). If the claim is based on delivering health care goods or services, limit disclosing confidential health care information. Do not send original documents, as attachments may be destroyed after scanning.

**8. Date and Signature:**

The individual completing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what constitutes a signature. If you sign this form, you declare under penalty of perjury that the information provided is true and correct to the best of your knowledge, information, and reasonable belief. Your signature is also a certification that the claim meets the requirements of FRBP 9011(b). Whether the claim is filed electronically or in person, if your name is on the signature line, you are responsible for the declaration. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. If the claim is filed by an authorized agent, provide both the name of the individual filing the claim and the name of the agent. If the authorized agent is a servicer, identify the corporate servicer as the company. Criminal penalties apply for making a false statement on a proof of claim.

DEFINITIONS		INFORMATION
<p><b>Debtor</b> A debtor is the person, corporation, or other entity that has filed a bankruptcy case.</p> <p><b>Creditor</b> A creditor is a person, corporation, or other entity to whom debtor owes a debt that was incurred before the date of the bankruptcy filing. See 11 U.S.C. §101 (10).</p> <p><b>Claim</b> A claim is the creditor's right to receive payment for a debt owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured.</p> <p><b>Proof of Claim</b> A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with the clerk of the same bankruptcy court in which the bankruptcy case was filed.</p> <p><b>Secured Claim Under 11 U.S.C. § 506 (a)</b> A secured claim is one backed by a lien on property of the debtor. The claim is secured so long as the creditor has the right to be paid from the property prior to other creditors. The amount of the secured claim cannot exceed the value of the property. Any amount owed to the creditor in excess of the value of the property is an unsecured claim. Examples of liens on property include a mortgage on real estate or a security interest in a car. A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In some states, a court judgment is a lien.</p>	<p>A claim also may be secured if the creditor owes the debtor money (has a right to setoff).</p> <p><b>Unsecured Claim</b> An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.</p> <p><b>Claim Entitled to Priority Under 11 U.S.C. § 507 (a)</b> Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.</p> <p><b>Redacted</b> A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor must show only the last four digits of any social-security, individual's tax-identification, or financial-account number, only the initials of a minor's name, and only the year of any person's date of birth. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information.</p> <p><b>Evidence of Perfection</b> Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.</p>	<p><b>Acknowledgment of Filing of Claim</b> To receive acknowledgment of your filing, you may either enclose a stamped self-addressed envelope and a copy of this proof of claim or you may access the court's PACER system (<a href="http://www.pacer.psc.uscourts.gov">www.pacer.psc.uscourts.gov</a>) for a small fee to view your filed proof of claim.</p> <p><b>Offers to Purchase a Claim</b> Certain entities are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 <i>et seq.</i>), and any applicable orders of the bankruptcy court.</p>

From: Justin Smith justinstridersmith@mac.com  
Subject: Fwd: Sales Order From Premier Cru at Premier Cru  
Date: January 7, 2016 at 2:13 PM  
To: Saxum Vineyards saxum@me.com



Here's what is still owed.

Justin Smith

Saxum Vineyards

Begin forwarded message:

From: Lillyth Quillan <lillyth@premiercru.net>  
Subject: RE: Sales Order From Premier Cru at Premier Cru  
Date: November 24, 2015 at 3:45:05 PM PST  
To: Justin Smith <justinstridersmith@mac.com>

Yes. You have 10 cases coming.

Below, please find a list of wines still pending arrival.

Lillyth Quillan  
Premier Cru - The World's Finest Wines  
1011 University Avenue  
Berkeley, CA 94710  
Phone (510) 644-9463 Ext. 11  
lillyth@premiercru.net

01/16/2013	0000402714	47127	2011 Meursault Perrieres, Bouchard	\$69.99	4	279.96
02/07/2015	0000469167	50389	2012 Chablis Forest, Dauvissat	\$79.99	4	319.96
01/05/2013	0000401731	47067	2011 Chablis Bougros Cote de Bouguerots, Fevre	\$39.99	6	239.94
01/05/2013	0000401731	47064	2011 Chablis les Clos, Fevre	\$45.00	6	270.00
01/05/2013	0000401731	47061	2011 Chablis Montee de Tonnerre, Fevre	\$26.99	6	161.94
12/31/2012	0000401443	47059	2011 Chablis Montmains, Fevre	\$21.99	6	131.94
03/07/2014	0000439023	49669	2012 Chateaneuf Petits Pieds d'Armand, Olivier Hillaire	\$75.00	6	450.00
09/25/2012	0000392766	45011	2010 Clos de Beze, Faiveley	\$229.99	3	689.97
09/25/2012	0000392766	45013	2010 Corton Clos des Cortons, Faiveley	\$169.99	3	509.97
01/11/2013	0000402432	47136	2011 Nuits Les St Georges, Gouges	\$89.99	6	539.94
01/11/2013	0000402432	46676	2011 Meursault Charmes, Boillot	\$59.99	6	359.94
10/03/2012	0000393355	46680	2011 Puligny Pucelles, Boillot	\$75.00	3	225.00
09/26/2012	0000392841	45131	2010 Corton Charlemagne, Bouchard	\$109.99	6	659.94
12/07/2012	0000398872	45131	2010 Corton Charlemagne, Bouchard	\$109.99	4	439.96
08/14/2012	0000389318	45130	2010 Meursault Perrieres, Bouchard	\$69.99	12	839.88
07/18/2014	0000449822	50388	2012 Chablis Sechet, Dauvissat	\$59.99	6	359.94
01/12/2013	0000402466	47054	2011 Puligny Folatieres, Leflaive	\$135.00	3	405.00
01/12/2013	0000402466	47052	2011 Puligny Montrachet, Leflaive	\$69.99	3	209.97
01/12/2013	0000402466	47055	2011 Puligny Pucelles, Leflaive	\$169.99	3	509.97
01/05/2013	0000401731	47063	2011 Chablis Preuses, Fevre	\$45.00	6	270.00
01/05/2013	0000401731	47063	2011 Chablis Preuses, Fevre	\$45.00	6	270.00
11/14/2013	0000427956	48850	2011 Chassagne Boudriottes, Ramonet	\$55.00	6	330.00
11/14/2013	0000427956	48851	2011 Chassagne Caillerets, Ramonet	\$79.99	6	479.94
11/14/2013	0000427956	48852	2011 Chassagne Ruchottes, Ramonet	\$89.99	6	539.94
11/14/2013	0000427956	48849	2011 Chassagne Vergers, Ramonet	\$59.99	6	359.94
02/26/2014	0000438363	49310	2010 Barolo Vigna Chiniera, Grasso	\$84.99	6	509.94
01/23/2014	0000435233	49401	2010 Barolo le Vigne, Sandrone	\$169.99	6	1,019.94
03/12/2014	0000439321	49401	2010 Barolo le Vigne, Sandrone	\$169.99	6	1,019.94
05/14/2013	0000412994	43864	2010 Pontet Canet	\$189.99	12	2,279.88
11/09/2013	0000427402	43864	2010 Pontet Canet	\$195.00	6	1,170.00
04/04/2012	0000378458	45255	2010 Chateaneuf Clos des Papes, Avril	\$95.00	12	1,140.00
02/07/2014	0000436591	49307	2012 Chateaneuf Clos des Papes, Avril	\$84.99	6	509.94
12/30/2013	0000432663	47092	2011 Ermitage l'Ermite, Chapoutier	\$209.99	2	419.98
01/10/2013	0000402299	47090	2011 Ermitage Meal, Chapoutier	\$139.99	3	419.97
12/30/2013	0000432663	47090	2011 Ermitage Meal, Chapoutier	\$139.99	2	279.98
12/30/2013	0000432663	47091	2011 Ermitage Pavillon, Chapoutier	\$189.99	2	379.98
12/30/2013	0000432663	49233	2011 St Joseph Granits Rouge, Chapoutier	\$39.99	2	79.98
01/16/2014	0000434267	49298	2012 Chateaneuf Barbe Rac, Chapoutier	\$59.99	2	119.98
01/16/2014	0000434267	49297	2012 Chateaneuf Croix de Bois, Chapoutier	\$55.00	2	110.00

01/16/2014	0000434267	49299	2012 Cote Rotie Mordoree, Chapoutier	\$84.99	2	169.98
01/16/2014	0000434267	49300	2012 Ermitage Greffieux, Chapoutier	\$84.99	2	169.98
02/07/2014	0000436591	49300	2012 Ermitage Greffieux, Chapoutier	\$84.99	2	169.98
01/16/2014	0000434267	49301	2012 Ermitage Le Meal, Chapoutier	\$119.99	2	239.98
02/07/2014	0000436591	49301	2012 Ermitage Le Meal, Chapoutier	\$119.99	2	239.98
01/16/2014	0000434267	49303	2012 Ermitage l'Ermite, Chapoutier	\$209.99	2	419.98
01/16/2014	0000434267	49302	2012 Ermitage Pavillon, Chapoutier	\$199.99	2	399.98
02/07/2014	0000436591	49302	2012 Ermitage Pavillon, Chapoutier	\$199.99	2	399.98
03/26/2013	0000408479	45350	2010 Chateauneuf Combes de Fous, Clos St Jean	\$169.99	6	1,019.94
03/01/2014	0000438704	45350	2010 Chateauneuf Combes de Fous, Clos St Jean	\$189.99	3	569.97
03/01/2014	0000438704	49396	2012 Chateauneuf Combes des Fous, Clos St Jean	\$149.99	3	449.97
01/23/2014	0000435233	49397	2012 Chateauneuf Deus Ex Machina, Clos St Jean	\$189.99	3	569.97
01/23/2014	0000435233	49399	2012 Chateauneuf du Pape, Clos St Jean	\$27.99	3	83.97
04/04/2012	0000378458	45348	2010 Chateauneuf V.V., Cristia	\$79.99	6	479.94
01/10/2013	0000402299	46454	2010 Hermitage Bessards, Delas	\$169.99	3	509.97
12/30/2013	0000432663	48521	2011 Hermitage Bessards, Delas	\$164.99	2	329.98
11/22/2013	0000428407	47220	09 Cote Rotie La Mouline, Guigal	\$449.99	3	1,349.97
01/16/2014	0000434267	49294	2010 Cote Rotie La Landonne, Guigal	\$369.99	2	739.98
01/16/2014	0000434267	49295	2010 Cote Rotie La Mouline, Guigal	\$369.99	2	739.98
01/16/2014	0000434267	49296	2010 Cote Rotie La Turque, Guigal	\$369.99	2	739.98
01/10/2013	0000402299	47089	2010 Hermitage La Chapelle, Jaboulet	\$179.99	3	539.97
04/04/2012	0000378458	45364	2010 Chateauneuf Cuvee Chaupin, Janasse	\$89.99	12	1,079.88
02/14/2013	0000405062	45364	2010 Chateauneuf Cuvee Chaupin, Janasse	\$89.99	12	1,079.88
04/04/2012	0000378458	44970	2010 Chateauneuf Mon Aieul, P. Usseglio	\$79.99	6	479.94
01/10/2013	0000402299	47095	2011 Ermitage Blanc de l'Oree, Chapoutier	\$109.99	3	329.97
12/30/2013	0000432663	47095	2011 Ermitage Blanc de l'Oree, Chapoutier	\$159.99	2	319.98
01/10/2013	0000402299	47096	2011 Ermitage Blanc Le Meal, Chapoutier	\$109.99	3	329.97
12/30/2013	0000432663	47096	2011 Ermitage Blanc Le Meal, Chapoutier	\$129.99	2	259.98
12/30/2013	0000432663	49235	2011 Ermitage l'Ermite Blanc, Chapoutier	\$279.99	2	559.98
01/10/2013	0000402299	47097	2011 St Joseph Blanc Les Granits, Chapoutier	\$39.99	6	239.94
12/30/2013	0000432663	47097	2011 St Joseph Blanc Les Granits, Chapoutier	\$45.00	2	90.00
01/16/2014	0000434267	49306	2012 Ermitage de l'Oree Blanc, Chapoutier	\$109.99	2	219.98
02/07/2014	0000436591	49306	2012 Ermitage de l'Oree Blanc, Chapoutier	\$109.99	2	219.98
01/16/2014	0000434267	49305	2012 Ermitage Le Meal Blanc, Chapoutier	\$109.99	2	219.98
02/07/2014	0000436591	49305	2012 Ermitage Le Meal Blanc, Chapoutier	\$109.99	2	219.98
01/16/2014	0000434267	49304	2012 Ermitage l'Ermite Blanc, Chapoutier	\$299.99	2	599.98
02/07/2014	0000436591	49304	2012 Ermitage l'Ermite Blanc, Chapoutier	\$299.99	2	599.98
03/01/2014	0000438704	49510	2010 Hermitage Ex Voto Blanc, Guigal	\$239.99	3	719.97
01/09/2014	0000433630	49269	2012 Condrieu La Doriane, Guigal	\$84.99	6	509.94
02/07/2014	0000436591	49269	2012 Condrieu La Doriane, Guigal	\$84.99	2	169.98

From: Justin Smith [mailto:justinridersmith@mac.com]  
Sent: Tuesday, November 24, 2015 3:16 PM  
To: Lillyth Quillan  
Subject: Re: Sales Order From Premier Cru at Premier Cru

\$ 37,895.27

Cool, thanks. Can you tell me how many cases are shipping and if I still have wine pending?

Thanks!

Justin Smith  
Saxum Vineyards

On Nov 24, 2015, at 3:08 PM, Lillyth Quillan <lillyth@premiercru.net> wrote:

Great! You are all set Justin!

As always, please note we cover bottle breakage and box loss, but are not responsible for weather related issues that might occur during shipping. You will receive an email confirmation with the tracking number of the shipment the night it is sent out.

Have a great Thanksgiving!  
Lillyth Quillan  
Premier Cru - The World's Finest Wines  
1011 University Avenue  
Berkeley, CA 94710  
Phone (510) 644-9463 Ext. 11  
lillyth@premiercru.net



**From:** Justin Smith [mailto:justinstridersmith@mac.com]  
**Sent:** Tuesday, November 24, 2015 2:01 PM  
**To:** Lillyth Quillan  
**Subject:** Re: Sales Order From Premier Cru at Premier Cru

Oops, fat fingered it! Yes, that card is correct. Expiration is 2/20 and code is 8438.

2800 is the correct address. It's the winery next to the residence.

Thanks!

Justin Smith  
Saxum Vineyards

On Nov 24, 2015, at 11:53 AM, Lillyth Quillan <lillyth@premiercru.net> wrote:

Hi Justin,

I was going to call you, but then noticed there are too many digits in your number. I have a card ending in 5020, if you would like me to charge that one.

Also, I wanted to clarify the address. Your file lists 2810 Willow Creek Road, but the address you provided below is 2800 Willow Creek Road. Please confirm if we have the correct address on file for you, and also which of those two addresses I should ship to, and I will add you to the shipping calendar.

Lillyth Quillan  
Premier Cru - The World's Finest Wines  
1011 University Avenue  
Berkeley, CA 94710  
Phone (510) 644-9463 Ext. 11  
[lillyth@premiercru.net](mailto:lillyth@premiercru.net)

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**From:** Justin Smith [mailto:justinstridersmith@mac.com]  
**Sent:** Tuesday, November 24, 2015 11:46 AM  
**To:** Lillyth Quillan  
**Subject:** Re: Sales Order From Premier Cru at Premier Cru

Great, thanks!

Ship to:  
Saxum Vineyards  
2800 Willow Creek Road  
Paso Robles, CA  
93446

December 2nd is great.

UPS is fine.

Call me and I'll give you my card number. (805)748-96450

Justin Smith

Saxum Vineyards

On Nov 24, 2015, at 10:19 AM, Lillyth Quillan <lillyth@premiercru.net> wrote:

Hi Justin,

I am happy to arrange shipping for you.

In order to ship to you I need you to please confirm the following information:

- Address you would like us to ship your wines
- When you would like us to ship your wines
- Method of Shipping, i.e.: UPS Ground, GSO Overnight, etc.
- Card you would like charged for your shipping

Please be aware that because of the holiday we are back-logged in shipping and are unable to add any new shipments until December 2, 2015.

Lillyth Quillan  
Premier Cru - The World's Finest Wines  
1011 University Avenue  
Berkeley, CA 94710  
Phone (510) 644-9463 Ext. 11  
[lillyth@premiercru.net](mailto:lillyth@premiercru.net)

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**From:** Justin Smith [mailto:justinstridersmith@mac.com]  
**Sent:** Tuesday, November 24, 2015 8:46 AM  
**To:** [james@premiercru.net](mailto:james@premiercru.net)  
**Subject:** Re: Sales Order From Premier Cru at Premier Cru

Hi, I'm trying to arrange shipment of all my wines, can you help me out?

Thanks,

Justin Smith

Saxum Vineyards

On Aug 23, 2014, at 11:14 AM, James Gilleran <[james@premiercru.net](mailto:james@premiercru.net)> wrote:

Justin,

There is no problem fully refunding these bottles if you do not want them (although they are here, as per the e-mail thread below). I assume you are referencing these bottles:

6 x 39425 07 Chateaufeuf du Pape V.V, Grand Veneur @ \$89.99 from SO# 0000327038

6 x 39210 07 Chateaufeuf Mon Aieul, Usseglio @ \$89.99 from SO# 0000311726

Please reconfirm and I will start the refund in motion through our accounting department. Please confirm that a refund to x5020 is appropriate. I await this confirmation.

Regards,

James Gilleran

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James Gilleran  
PREMIER CRU  
1011 University Avenue  
Berkeley, CA 94710 USA  
Ph: 510-644-WINE (510-644-9463)  
Fax: 510-647-3833  
Email: [james@premiercru.net](mailto:james@premiercru.net)  
Web: [www.premiercru.net](http://www.premiercru.net)

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**From:** Justin Smith [<mailto:justin@stridersmith.com>]

**Sent:** Saturday, August 23, 2014 11:06 AM

**To:** James Gilleran

**Subject:** Re: Sales Order From Premier Cru at Premier Cru

James, I am trying to say that 5 years is too long and I need to be refunded for those purchases. I will let the 2012 orders remain open, but the 2009s need to be refunded. It is only 12 bottles, let's close those orders out and clean this up.

Thanks for your help.

Justin Smith

Saxum Vineyards

On Aug 23, 2014, at 10:23 AM, James Gilleran <[james@premiercru.net](mailto:james@premiercru.net)> wrote:

Justin,

Yes I agree our arrival timeframes are often quite long. Again we thank you for your patience, and your business.

Regards,

James Gilleran

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James Gilleran  
PREMIER CRU  
1011 University Avenue  
Berkeley, CA 94710 USA  
Ph: 510-644-WINE (510-644-9463)  
Fax: 510-647-3833  
Email: [james@premiercru.net](mailto:james@premiercru.net)  
Web: [www.premiercru.net](http://www.premiercru.net)

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**From:** Justin Smith [<mailto:justin@stridersmith.com>]

**Sent:** Saturday, August 23, 2014 8:52 AM

**To:** James Gilleran

**Subject:** Re: Sales Order From Premier Cru at Premier Cru

Yes, I am aware of how it all works, I too sell my wine on a "futures" basis, but 5 years is obviously too long, don't you agree?

Justin Smith

Saxum Vineyards

On Aug 22, 2014, at 1:24 PM, James Gilleran <[james@premiercru.net](mailto:james@premiercru.net)> wrote:

Hello Justin,

I will be happy to try to assist you with this information

Currently you have 46 bottles here in stock, that can ship out whenever you choose to schedule it. This includes wines from many of your oldest orders here:

2 x 2012 Aubert Chardonnay Larry Hyde & Sons  
2 x 2012 Aubert Chardonnay Ritchie  
2 x 2012 Aubert Chardonnay UV-SL  
6 x 2010 Chablis Mont de Milieu V.V., Billaud Simon  
6 x 2010 Chablis Preuses, Billaud-Simon  
6 x 2010 Chablis Vaudesir, Billaud-Simon  
3 x 2011 Puligny Clos de la Mouchere, Boillot  
3 x 2011 Puligny Clavoillons, Leflaive  
1 x 09 Chablis Montee de Tonnerre, Raveneau  
3 x 2011 Ermitage Pavillon, Chapoutier  
6 x 07 Chateaufneuf du Pape V.V, Grand Veneur  
6 x 07 Chateaufneuf Mon Aieul, Usseglio

You have another 45 bottles that are incoming on one of our next refrigerated containers from Europe. It just left, and will likely be available and checked in here late next month. Again many of these are from some of your older orders as well:

3 x 2011 Corton Charlemagne, Boillot  
3 x 2011 Meursault Charmes, Boillot  
6 x 2011 Meursault Charmes, Boillot  
6 x 2011 Puligny Clos de la Mouchere, Boillot  
6 x 2011 Chablis Forest, Dauvissat  
6 x 2011 Chablis Vaillons, Dauvissat  
6 x 2011 Chablis Bougros Cote de Bouguerots, Fevre  
3 x 2010 Cote Rotie La Landonne, Delas  
6 x 09 Cote Rotie, Jamet

The rest of your wines are farther out. Thank you for your patience. All are bottles we too have purchased, and all will make it here for you presently.

Premier Cru is a little different from many other wine stores. We purchase very large quantities of these wines, most directly in Europe, and in huge mixed parcels. We do our own direct importing. That is why our pricing on these wines is so very good, well below most other stores (as you no doubt already know). Yes sometimes it takes us a good long time to get delivery of our mixed parcels in Europe, consolidate them into 13,000 bottle lots and bring them over here under temperature control. You have been doing business with us for many, many years. You must already know from past experience that arrivals here can be quite slow. However wines do arrive, and you have hundreds of bottles from us already in your cellar, imported and store under proper temperature control. All your wines are coming.

If you do not want to wait for your pre-arrivals, certainly we can refund any of your purchases. Let me know if you want to do that and I will start that in motion through our accounting department.

You have 2 wines only from 2009 remaining on your backorder, unless I am missing something amongst your extensive backorder (again thank you). Both are here whenever you want to arrange shipment or pickup. You have not had a shipment for 6 months now: 14 boxes went out to you then, and more has arrived for you since then. These 2 wines from 2009 do not amount to \$6000, or anything close to that; so I am unsure where you are getting that figure. If you are looking at your backorder on our website under your account, I suggest you look at ITEMS (bottles of wine) rather than ORDERS. Orders show everything on an order, and remain OPEN as long as ANYTHING on the Order is not yet delivered. It can be deceptive, as we may have delivered 10 things on an order and owe you 1. The entire order shows as Open, but that does mean we still owe you everything on that order. Once the last wine on an order is shipped, the entire order then shows as CLOSED. Perhaps that is the source of the confusion? If you forget about abstract orders and view your wines themselves, the so-called ITEMS, I do think that will be a better way to look at what you still have on order, what is here for you, what is available to ship, what we still owe you.

Once again we thank you for your patience on the pre-arrivals, and for your business. If you want to ship anything here for you soon, let us know and we will schedule it. Given the fact we are still in the summer months, I suggest you wait until the next container arrives, and ship in autumn. However it is your wine, and your risk, and certainly we can get out anything here at any time you wish.

Thanks again.

Regards,

James Gillerman

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James Gillerman  
PREMIER CRU  
1011 University Avenue  
Berkeley, CA 94710 USA  
Ph: 510-644-WINE (510-644-9463)  
Fax: 510-647-3833  
Email: [james@premiercru.net](mailto:james@premiercru.net)  
Web: [www.premiercru.net](http://www.premiercru.net)

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**From:** Justin Smith [<mailto:justinstridersmith@mac.com>]  
**Sent:** Friday, August 22, 2014 11:58 AM  
**To:** Premier Cru  
**Subject:** Re: Sales Order From Premier Cru at Premier Cru

Hi,

Who can I talk to about over due orders? I have over \$20,000 in orders from 2012 or earlier, including over \$6,000 from 2009. At what point do you reimburse me? Or does this become a legal matter? Should I take it up with American Express?



Thanks for your help,

Justin Smith

Saxum Vineyards

On Jul 18, 2014, at 9:18 AM, Premier Cru <[james@premiercru.net](mailto:james@premiercru.net)> wrote:

THIS DOCUMENT WAS SENT WITH:



## SALES ORDER

**From:**

Premier Cru

Premier Cru

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**To:** Justin Strider Smith

**Date:** 7/18/2014

To view the attached Sales Order, you need the free Adobe Acrobat Reader, which is available from [www.adobe.com](http://www.adobe.com).

-Regards,

Premier Cru

Premier Cru

To view certain attachments to this email, you need Adobe's Acrobat Reader software, which can be downloaded for free by clicking the following link:

[ [Download Acrobat Reader Now](#) ]

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<PDFBlaster\_SalesOrder\_498.pdf>