

Fill in this information to identify the case:

Debtor 1 Fox Ortega Enterprises, INC., dba Premier Cru
Debtor 2 NA
(Spouse, if filing)
United States Bankruptcy Court for the: Northern District of California
Case number 16-40050

FILED
2016 MAR 17 PM 1:04
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO

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?

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

Other names the creditor used with the debtor NA

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?

GRANT WEASE
Name
925 Via Monte Street
Number Street
EL PASO TX 79912
City State ZIP Code

Contact phone

915-491-6368

Contact email

gwease@gmail.com

Where should payments to the creditor be sent? (if different)

same
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: _____

7. How much is the claim? \$ 3719.70 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 - wine purchased on futures

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:

Amount entitled to priority

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

☐ 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.

\$ _____

* 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 03/15/2016
MM / DD / YYYY

Grant N. Wease
Signature

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

Name

GRANT
First name

Noel
Middle name

Wease
Last name

Title

Company

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

Address

925 Via Monte Street
Number Street

EL PASO
City

TX
State

79912
ZIP Code

Contact phone

915-491-6368

Email

gwease@gmail.com

From: **Premier Cru** shipping@premiercru.net
Subject: **Premier Cru - Your wine has arrived**
Date: **July 16, 2015 at 12:00 PM**
To: **Grant WEASE** gwease@gmail.com

Please see your summary below of your New Arrivals and a summary of all of your Previous Arrivals in our warehouse.

- Shipping information is required before we ship your wines. We do not ship until requested
- Pickup information is noted below

Shipping Information required:

1. Ship to address – Adult signature is required.
2. Credit Card information – Please note the last 4 digits of your credit card for your shipping fees. You may update your card under My Account (<https://www.premiercru.net/premier/user/ShowAccount.do>).
3. Ship Method - Please provide shipping speed (ground, 2 day, overnight). UPS is our preferred provider.

Shipping Information: <http://www.premiercru.net/premier/company/ShippingInfo.do>

Weather resource: http://www.weather.com/maps/activity/travel/usweathertoday_large.html

4. Ship Date – Please provide your ship date and allow, at least, 48 hours for us to prepare your shipment.

Please note: We do not advise shipping in warmer or freezing temperatures and if so, recommend Next Day morning delivery. We are not responsible for any wines damaged by weather once they have left our warehouse.

Pickups:

- Please allow 72 hours for us to gather your wines.

For further assistance, please email us at shipping@premiercru.net or call us at 510-644-9463.

Pick Up Address:
1011 University Ave
Berkeley, CA 94710

Premier Cru
510-644-9463 ext. 0
shipping@premiercru.net
www.premiercru.net

Store Hours – 10am-6pm Monday-Friday | 10am-5pm Saturday | Closed Sunday |

Id: 41201
Name: Grant Wease

The items listed below are your wines currently in our warehouse.

OrderNumber	OrderDate	WineName	Qty
0000356085	05/20/2011	06 Brunello Tenuta Nuova, di Neri	4
0000406823	03/06/2013	2010 Chateauneuf Reservee, Pegau	5
0000472351	03/06/2015	2013 Escarpment Pinot Noir Kupe	3 ✓
0000409948	04/12/2013	09 Cote Rotie d'Ampuis, Guigal	4

My Account

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Address Book

Helping Information

ORDER HISTORY

All Time

Sort By Order No

Order Number (Status)	Amount	Qty	Shipped	Remain	Avail	Date
SO-0000477125 (Open) 1996 Krug	\$559.98	2	0	2	0	4/25/15
SO-0000472351 (Open) 2013 Champagne	\$179.97	3	0	3	3	3/6/15
SO-0000460148 (Open) 2000 Taittinger	\$479.96	4	0	4	0	11/3/14
SO-0000454670 (Open) 2010 Ampuis	\$399.96	4	0	4	0	9/7/14
SO-0000431914 (Open) 2010 Poytine	\$539.96	4	0	4	0	12/22/13
SO-0000409948 (Open) 2009 Ampuis	\$399.96	4	0	4	4	4/12/13
SO-0000406823 (Open) 2010 Pagan	\$374.95	5	0	5	5	3/6/13
SO-0000356085 (Open) 2006 Brunello	\$340.00	4	0	4	4	5/20/11

SO-0000487808 → + 439.96 (CDP Clos Caillon) 2012
\$ 3719.70

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About Us

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

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Premier Cru

1011 University Ave

Berkeley, CA 94710

Click here for directions

Store Hours

Monday-Friday: 10am-6pm (PST)

Saturday: 10am-5pm (PST)

Sunday: Closed

From: **Premier Cru** sales@premiercru.net
Subject: **Sales Order From Premier Cru at Premier Cru**
Date: **August 20, 2015 at 11:13 AM**
To: **Grant WEASE** gwease@gmail.com

THIS DOCUMENT WAS SENT WITH:



SALES ORDER

From:
Premier Cru
Premier Cru

To: Grant N Wease

Date: 8/20/2015

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](#)]

TSD

PREMIER CF

1011 University Avenue
Berkeley, CA 94710

TEL: (510) 641-9463 FAX: (510) 647-3833

Sales Order

Page: 1
Order Number: 000048 1808
Order Date: 8/20/2015
Web Order No: 183435
Salesperson: WJ
Customer: 41201
Customer PO:

Sold To

Grant Weise
925 Via Monte Street
El Paso, TX 79912 USA

Ship To

Grant Weise
925 Via Monte Street
El Paso, TX 79912 USA

Contact: Grant N Weise
Phone: (915) 491-6368

This order has been paid by American Express - Thank You!

Item	Ordered	Quantity Shipped	Unit Price	Amount
40559 2012 Charazemal Reserve, Che de Chillon	400	400	100.00	400.00

Payments	450.00	Net Order	450.00
		Freight	00
		Sales Tax	00
			450.00