

FILED

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U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF CAL.  
OAKLAND

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

Debtor 1 Fox Ortega Enterprises, Inc, dba Premier Cru

Debtor 2 \_\_\_\_\_  
(Spouse, if filing)

United States Bankruptcy Court for the: Northern District of California

Case number 16-40050 WJL 7

**Official Form 410**

**Proof of Claim**

04/16

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>Edward Chadwick</u><br>Name of the current creditor (the person or entity to be paid for this claim)<br>Other names the creditor used with the debtor <u>Ed Chadwick</u>   |   |
| 2. Has this claim been acquired from someone else?   | <input checked="" type="checkbox"/> No<br><input type="checkbox"/> Yes. From whom? _____  |   |
| 3. Where should notices and payments to the creditor be sent?<br><br>Federal Rule of Bankruptcy Procedure (FRBP) 2002(g) | <b>Where should notices to the creditor be sent?</b><br><u>Edward Chadwick</u><br>Name<br><u>4449 Major Ave</u><br>Number Street<br><u>Waterford</u> <u>MI</u> <u>48329</u><br>City State ZIP Code<br>Contact phone <u>248-568-1995</u><br>Contact email <u>edward_chadwick@yahoo.com</u> | <b>Where should payments to the creditor be sent? (if different)</b><br>Name _____<br>Number Street _____<br>City State ZIP Code _____<br>Contact phone _____<br>Contact email _____<br>Uniform claim identifier for electronic payments in chapter 13 (if you use one):<br>_____ |
| 4. Does this claim amend one already filed?  | <input checked="" type="checkbox"/> No<br><input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____<br>Filed on _____ MM / DD / YYYY   |   |
| 5. Do you know if anyone else has filed a proof of claim for this claim?   | <input checked="" type="checkbox"/> No<br><input type="checkbox"/> Yes. Who made the earlier filing? _____  |   |

**12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?**

☐ No

☒ Yes. Check one:

**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 \$2,850\* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).

\$ 2,850.00

☐ Wages, salaries, or commissions (up to \$12,850\*) 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 4/01/19 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 04/06/2016  
MM / DD / YYYY

Signature

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

Name Edward G Chadwick  
First name Middle name Last name

Title \_\_\_\_\_

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

Address 4449 Major Avenue  
Number Street  
Waterford MI 48329  
City State ZIP Code

Contact phone 248-568-1995 Email edward\_chadwick@yahoo.com

## Edward Chadwick Claim re Fox Ortega Enterprises Inc (dba Premier Cru) 16-40050 WJL 7

| Item  | Unit Price | Qty | Shipped | Remain | Avail | Order Number (Status)       | Date Purchased | Current Value = Claim |
|---|------------|-----|---------|--------|-------|-----------------------------|----------------|-----------------------|
| 2004 Brunello di Montalcino<br>Pianrosso, Ciacci<br>Piccolomini, 750 ml | \$45.00    | 3   | 0       | 3      | 0     | SO-<br>0000423073<br>(Open) | 9/15/2013      | \$ 270.00             |
| 2007 Giusto di Notri, Tua<br>Rita, 750 ml                               | \$39.99    | 2   | 0       | 2      | 0     | SO-<br>0000425299<br>(Open) | 10/13/2013     | \$ 159.96             |
| 2007 Brunello di<br>Montalcino, Pacenti, 750 ml                         | \$49.99    | 3   | 0       | 3      | 0     | SO-<br>0000393779<br>(Open) | 10/6/2012      | \$ 299.94             |
| 2007 Giusto di Notri, Tua<br>Rita, 750 ml                               | \$39.99    | 2   | 0       | 2      | 0     | SO-<br>0000424220<br>(Open) | 9/28/2013      | \$ 159.96             |
| 2008 Ermitage Meal Rouge,<br>Chapoutier, 750 ml                         | \$49.99    | 3   | 0       | 3      | 0     | SO-<br>0000404048<br>(Open) | 2/2/2013       | \$ 299.94             |
| 2009 Guiraud, 750 ml  | \$49.99    | 1   | 0       | 1      | 0     | SO-<br>0000391480<br>(Open) | 9/10/2012      | \$ 99.98              |
| 2009 Montrose, 750 ml   | \$200.00   | 1   | 0       | 1      | 0     | SO-<br>0000401143<br>(Open) | 12/30/2012     | \$ 400.00             |
| 2009 Eneo, Montepeloso,<br>750 ml                                       | \$24.99    | 3   | 0       | 3      | 0     | SO-<br>0000415149<br>(Open) | 6/8/2013       | \$ 149.94             |
| 2009 Pontet Canet, 750 ml   | \$175.00   | 1   | 0       | 1      | 0     | SO-<br>0000401143<br>(Open) | 12/30/2012     | \$ 350.00             |
| 2009 Leoville Poyferre, 750<br>ml                                       | \$175.00   | 1   | 0       | 1      | 0     | SO-<br>0000401143<br>(Open) | 12/30/2012     | \$ 350.00             |
| 2009 Eneo, Montepeloso,<br>750 ml                                       | \$25.99    | 3   | 0       | 3      | 0     | SO-<br>0000412810<br>(Open) | 5/11/2013      | \$ 155.94             |
| 2010 Croix de Labrie, 750 ml  | \$55.00    | 3   | 0       | 3      | 0     | SO-<br>0000398395<br>(Open) | 12/1/2012      | \$ 330.00             |
| 2010 Malescot St Exupery,<br>750 ml                                     | \$69.99    | 3   | 0       | 3      | 0     | SO-<br>0000400837<br>(Open) | 12/28/2012     | \$ 419.94             |
| 2010 Leoville Barton, 750 ml  | \$89.99    | 1   | 0       | 1      | 0     | SO-<br>0000412405<br>(Open) | 5/8/2013       | \$ 179.98             |
| 2010 Troplong Mondot, 750<br>ml   | \$89.99    | 2   | 0       | 2      | 0     | SO-<br>0000400837<br>(Open) | 12/28/2012     | \$ 359.96             |

|  |         |   |   |   |   |                         |            |           |
|--|---------|---|---|---|---|-------------------------|------------|-----------|
| 2011 Leoville Poyferre, 750 ml                 | \$45.00 | 3 | 0 | 3 | 0 | SO-0000425740<br>(Open) | 10/19/2013 | \$ 270.00 |
| 2011 Lynch Bages, 750 ml                       | \$59.99 | 2 | 0 | 2 | 0 | SO-0000399618<br>(Open) | 12/15/2012 | \$ 239.96 |
| 2011 Pape Clement, 750 ml                      | \$55.00 | 2 | 0 | 2 | 0 | SO-0000421526<br>(Open) | 8/24/2013  | \$ 220.00 |
| 2011 Pavie, 750 ml                             | \$89.99 | 2 | 0 | 2 | 0 | SO-0000399693<br>(Open) | 12/15/2012 | \$ 359.96 |
| 2011 Gracia, 750 ml                            | \$59.99 | 2 | 0 | 2 | 0 | SO-0000399693<br>(Open) | 12/15/2012 | \$ 239.96 |
| 2011 Galatrona, Petrolo, 750 ml                | \$59.99 | 4 | 0 | 4 | 0 | SO-0000423101<br>(Open) | 9/15/2013  | \$ 479.92 |
| 2011 Chateaufort Clos des Papes, Avril, 750 ml | \$55.00 | 3 | 0 | 3 | 0 | SO-0000427645<br>(Open) | 11/10/2013 | \$ 330.00 |
| 2012 Troplong Mondot, 750 ml                   | \$59.99 | 2 | 0 | 2 | 0 | SO-0000421526<br>(Open) | 8/24/2013  | \$ 239.96 |
| 2012 Clos Fourtet, 750 ml                      | \$49.99 | 3 | 0 | 3 | 0 | SO-0000422427<br>(Open) | 9/7/2013   | \$ 299.94 |
| 2012 Pontet Canet, 750 ml                      | \$59.99 | 2 | 0 | 2 | 0 | SO-0000417432<br>(Open) | 7/6/2013   | \$ 239.96 |
| 2012 Pontet Canet, 750 ml                      | \$59.99 | 2 | 0 | 2 | 0 | SO-0000421526<br>(Open) | 8/24/2013  | \$ 239.96 |
| 2012 Beausejour Duffau, 750 ml                 | \$49.99 | 2 | 0 | 2 | 0 | SO-0000417432<br>(Open) | 7/6/2013   | \$ 199.96 |
| 2012 Troplong Mondot, 750 ml                   | \$59.99 | 2 | 0 | 2 | 0 | SO-0000417432<br>(Open) | 7/6/2013   | \$ 239.96 |
| 2012 Cos d'Estournel, 750 ml                   | \$79.99 | 2 | 0 | 2 | 0 | SO-0000417432<br>(Open) | 7/6/2013   | \$ 319.96 |
| 2012 Pontet Canet, 750 ml                      | \$59.99 | 2 | 0 | 2 | 0 | SO-0000417633<br>(Open) | 7/9/2013   | \$ 239.96 |
| 2012 Leoville las Cases, 750 ml                | \$79.99 | 2 | 0 | 2 | 0 | SO-0000417432<br>(Open) | 7/6/2013   | \$ 319.96 |
|  |         |   |   |   |   |                         |            | 16763.70  |