

Fill in this information to identify the case:

Debtor 1 _____
 Debtor 2 _____
 (Spouse, if filing)
 United States Bankruptcy Court for the: _____ District of _____
 Case number 16-40050

2016 APR 25 PM 11
 U.S. BANKRUPTCY COURT
 SOUTHERN DISTRICT OF 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>DERRICK BUTT</u> Name of the current creditor (the person or entity to be paid for this claim) Other names the creditor used with the debtor _____	
2. Has this claim been acquired from someone else?	<input checked="" type="checkbox"/> No <input type="checkbox"/> 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? <u>DERRICK BUTT</u> Name <u>112 Woodland Valley Drive,</u> Number Street <u>San Ramon, CA 94582</u> City State ZIP Code Contact phone <u>510-329-3730</u> Contact email <u>derrickbutt@hotmail.com</u>	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?	<input checked="" type="checkbox"/> No <input type="checkbox"/> 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?	<input checked="" type="checkbox"/> No <input type="checkbox"/> 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? \$ 8620.95. 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. Not received any shipment yet.

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: \$ 8620.95
Amount of the claim that is secured: \$ _____
Amount of the claim that is unsecured: \$ 8620.95 (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 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 \$2,775* 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 04/07/2016
MM / DD / YYYY

Signature

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

Name

DERRICK

BUTT

First name

Middle name

Last name

Title

Company

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

Address

112 Woodland Valley Drive
Number Street

San Ramon
City

CA
State

94582
ZIP Code

Contact phone

510-329-3730

Email

derrickbutt@hotmail.com

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ORDER DETAILS

Order No.: SO-0000487521

Order Date.: Aug 16, 2015

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2014 Figeac, 750 ml	1	0	1	0	\$55.25	\$55.25
2014 Pavie, 750 ml	1	0	1	0	\$139.74	\$139.74
2014 Pichon Lalande, 750 ml	1	0	1	0	\$50.04	\$50.04

Subtotal: \$245.03

Tax: \$23.28

Total: \$268.31

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2014 Figeac, 750 ml	1	0	1
2014 Pavie, 750 ml	1	0	1
2014 Pichon Lalande, 750 ml	1	0	1

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ORDER DETAILS

Order No.: SO-0000486045

Order Date.: Aug 3, 2015

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2014 Ducru Beaucaillou, 750 ml	1	0	1	0	\$74.75	\$74.75
2014 Pavie, 750 ml	1	0	1	0	\$139.74	\$139.74

Subtotal: \$214.49**Tax:** \$20.38**Total:** \$234.87

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2014 Ducru Beaucaillou, 750 ml	1	0	1
2014 Pavie, 750 ml	1	0	1

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ORDER DETAILS

Order No.: SO-0000485308

Order Date.: Jul 27, 2015

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2014 Mouton Rothschild, 750 ml	1	0	1	0	\$194.99	\$194.99

Subtotal: \$194.99

Tax: \$18.52

Total: \$213.51

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2014 Mouton Rothschild, 750 ml	1	0	1

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ORDER DETAILS

Order No.: SO-0000483982

Order Date.: Jul 13, 2015

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2014 La Mission Haut Brion, 750 ml	2	0	2	0	\$116.99	\$233.99

Subtotal: \$233.99

Tax: \$22.23

Total: \$256.22

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2014 La Mission Haut Brion, 750 ml	2	0	2

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ORDER DETAILS

Order No.: SO-0000483931

Order Date.: Jul 12, 2015

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2014 Suduiraut, 750 ml	2	0	2	0	\$38.99	\$77.99
2014 Rieussec, 750 ml	2	0	2	0	\$38.99	\$77.99
2014 Montrose, 750 ml	2	0	2	0	\$77.99	\$155.99

Subtotal: \$311.97

Tax: \$29.64

Total: \$341.61

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2014 Suduiraut, 750 ml	2	0	2
2014 Rieussec, 750 ml	2	0	2
2014 Montrose, 750 ml	2	0	2

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ORDER DETAILS

Order No.: SO-0000483126

Order Date.: Jul 4, 2015

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2014 Mouton Rothschild, 750 ml	1	0	1	0	\$223.99	\$223.99
2014 Ducru Beaucaillou, 750 ml	1	0	1	0	\$79.99	\$79.99
2013 Morlet Pinot Noir Joli Coeur, 750 ml	1	0	1	1	\$135.99	\$135.99

Subtotal: \$439.97

Tax: \$41.80

Total: \$481.77

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2014 Mouton Rothschild, 750 ml	1	0	1
2014 Ducru Beaucaillou, 750 ml	1	0	1
2013 Morlet Pinot Noir Joli Coeur, 750 ml	1	0	1

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ORDER DETAILS

Order No.: SO-0000482033

Order Date.: Jun 21, 2015

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2012 La Mission Haut Brion, 750 ml	2	0	2	0	\$134.99	\$269.99

Subtotal: \$269.99

Tax: \$25.65

Total: \$295.64

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2012 La Mission Haut Brion, 750 ml	2	0	2

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ORDER DETAILS

Order No.: SO-0000465013

Order Date.: Dec 20, 2014

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2000 Mouton, 750 ml	1	0	1	0	\$850.00	\$850.00

Subtotal: \$850.00

Tax: \$76.50

Total: \$926.50

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2000 Mouton, 750 ml	1	0	1

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ORDER DETAILS

Order No.: SO-0000463930

Order Date.: Dec 10, 2014

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2010 Le Carre, 750 ml	1	0	1	0	\$70.49	\$70.49

Subtotal: \$70.49

Tax: \$6.34

Total: \$76.83

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2010 Le Carre, 750 ml	1	0	1

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ORDER DETAILS

Order No.: SO-0000463572

Order Date.: Dec 7, 2014

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2012 Cos d'Estournel, 750 ml	1	0	1	0	\$83.84	\$83.84
2013 Suduiraut, 750 ml	1	0	1	0	\$42.24	\$42.24

Subtotal: \$126.08

Tax: \$11.35

Total: \$137.43

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2012 Cos d'Estournel, 750 ml	1	0	1
2013 Suduiraut, 750 ml	1	0	1

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ORDER DETAILS

Order No.: SO-0000463501

Order Date.: Dec 7, 2014

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2012 Troplong Mondot, 750 ml	2	0	2	0	\$59.99	\$119.98
2013 Rieussec, 750 ml	1	0	1	0	\$45.00	\$45.00

Subtotal: \$164.98

Tax: \$14.85

Total: \$179.83

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2012 Troplong Mondot, 750 ml	2	0	2
2013 Rieussec, 750 ml	1	0	1

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ORDER DETAILS

Order No.: SO-0000462646

Order Date.: Nov 29, 2014

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2010 Grange, Penfolds, 750 ml	1	0	1	0	\$389.99	\$389.99
2013 Rieussec, 750 ml	1	0	1	0	\$51.34	\$51.34
2013 Suduiraut, 750 ml	1	0	1	0	\$42.24	\$42.24
2013 Climens, 750 ml	1	0	1	0	\$42.24	\$42.24
2013 Pape Clement Blanc, 750 ml	1	0	1	0	\$84.49	\$84.49
2013 Smith Haut Lafitte Blanc, 750 ml	1	0	1	0	\$58.49	\$58.49

Subtotal: \$668.79

Tax: \$60.19

Total: \$728.98

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2010 Grange, Penfolds, 750 ml	1	0	1
2013 Rieussec, 750 ml	1	0	1
2013 Suduiraut, 750 ml	1	0	1
2013 Climens, 750 ml	1	0	1
2013 Pape Clement Blanc, 750 ml	1	0	1
2013 Smith Haut Lafitte Blanc, 750 ml	1	0	1

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ORDER DETAILS

Order No.: SO-0000462021

Order Date.: Nov 23, 2014

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2009 La Lagune, 750 ml	2	0	2	0	\$55.99	\$111.98

Subtotal: \$111.98

Tax: \$10.08

Total: \$122.06

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2009 La Lagune, 750 ml	2	0	2

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ORDER DETAILS

Order No.: SO-0000461403

Order Date.: Nov 17, 2014

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2010 Mouton Rothschild, 750 ml	1	0	1	0	\$599.99	\$599.99

Subtotal: \$599.99

Tax: \$54.00

Total: \$653.99

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2010 Mouton Rothschild, 750 ml	1	0	1

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ORDER DETAILS

Order No.: SO-0000458454

Order Date.: Oct 19, 2014

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2005 Smith Haut Lafitte Blanc, 750 ml	1	0	1	1	\$74.99	\$74.99
2009 Malartic Lagraviere Blanc, 750 ml	1	0	1	1	\$69.99	\$69.99
2012 Morlet Chardonnay Ma Douce, 750 ml	1	0	1	1	\$75.00	\$75.00
2012 Morlet Chardonnay Ma Princesse, 750 ml	1	0	1	1	\$85.00	\$85.00

Subtotal: \$304.98**Tax:** \$27.45**Total:** \$332.43

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2005 Smith Haut Lafitte Blanc, 750 ml	1	0	1
2009 Malartic Lagraviere Blanc, 750 ml	1	0	1
2012 Morlet Chardonnay Ma Douce, 750 ml	1	0	1
2012 Morlet Chardonnay Ma Princesse, 750 ml	1	0	1

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ORDER DETAILS

Order No.: SO-0000457618

Order Date.: Oct 10, 2014

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2012 Leoville las Cases, 750 ml	1	0	1	0	\$83.84	\$83.84
2012 Larcis Ducasse, 750 ml	1	0	1	0	\$49.99	\$49.99
2012 Pavie, 750 ml	1	0	1	0	\$142.99	\$142.99

Subtotal: \$276.82

Tax: \$24.91

Total: \$301.73

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2012 Leoville las Cases, 750 ml	1	0	1
2012 Larcis Ducasse, 750 ml	1	0	1
2012 Pavie, 750 ml	1	0	1

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ORDER DETAILS

Order No.: SO-0000453831

Order Date.: Aug 28, 2014

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2010 Clinet, 750 ml	2	0	2	0	\$113.74	\$227.49
2010 La Mission Haut Brion, 750 ml	2	0	2	0	\$454.99	\$909.99

Subtotal: \$1,137.48

Tax: \$102.37

Total: \$1,239.85

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2010 Clinet, 750 ml	2	0	2
2010 La Mission Haut Brion, 750 ml	2	0	2

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ORDER DETAILS

Order No.: SO-0000452261

Order Date.: Aug 11, 2014

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2012 Pavie, 750 ml	1	0	1	0	\$125.00	\$125.00

Subtotal: \$125.00

Tax: \$11.25

Total: \$136.25

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2012 Pavie, 750 ml	1	0	1

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ORDER DETAILS

Order No.: SO-0000447518

Order Date.: Jun 15, 2014

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2012 Mouton Rothschild, 750 ml	2	0	2	0	\$273.00	\$546.00
2012 Haut Brion, 750 ml	2	0	2	0	\$270.00	\$540.00
2012 Cheval Blanc, 750 ml	2	0	2	0	\$335.99	\$671.99

Subtotal: \$1,757.99

Tax: \$158.22

Total: \$1,916.21

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2012 Mouton Rothschild, 750 ml	2	0	2
2012 Haut Brion, 750 ml	2	0	2
2012 Cheval Blanc, 750 ml	2	0	2

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ORDER DETAILS

Order No.: SO-0000383758

Order Date.: Jun 14, 2012

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2010 Lanessan, 750 ml	2	0	2	2	\$17.99	\$35.98
2010 Malescot St Exupery, 750 ml	1	0	1	1	\$69.99	\$69.99
2010 Smith Haut Lafitte, 750 ml	1	0	1	1	\$59.99	\$59.99
2010 Troplong Mondot, 750 ml	1	0	1	1	\$89.99	\$89.99

Subtotal: \$255.95

Tax: \$22.40

Total: \$278.35

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2010 Lanessan, 750 ml	2	0	2
2010 Malescot St Exupery, 750 ml	1	0	1
2010 Smith Haut Lafitte, 750 ml	1	0	1
2010 Troplong Mondot, 750 ml	1	0	1

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ORDER DETAILS

Order No.: SO-0000339630

Order Date.: Jun 23, 2010

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2009 Pavie, 750 ml	1	0	1	1	\$259.99	\$259.99

Subtotal: \$259.99

Tax: \$25.35

Total: \$285.34

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2009 Pavie, 750 ml	1	0	1

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