

Fill in this information to identify the case:Debtor 1 Fox Ortega Enterprises, Inc. dba Premier CruDebtor 2
(Spouse, if filing) _____

United States Bankruptcy Court for the: Northern District of California

Case number 16-40050 WLF**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?**Joseph D. Akers

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?☒ 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?**Amir Gamliel/Perkins Coie LLP

Name

1888 Century Park East, Suite 1700

Number Street

Los AngelesCA90067

City

State

ZIP Code

Contact phone 310-788-9900Contact email agamliel@perkinscoie.com**Where should payments to the creditor be sent? (if different)**Joseph D. Akers

Name

5919 Goodwin Avenue

Number Street

DallasTX75206

City

State

ZIP Code

Contact phone 214-893-7373

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? \$ 8,100.87 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 purchased and not delivered.

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 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).

\$ _____

☐ 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 05 23 2016
MM / DD / YYYY

Signature

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

Name Joseph D. Akers
First name Middle name Last name

Title _____

Company _____

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

Address 5919 Goodwin Avenue
Number Street

Dallas TX 75206
City State ZIP Code

Contact phone 214-893-7373 Email jakers@c3cp.com

PREMIER CRU

1011 University Avenue
Berkeley, CA 94710

(510) 644-9463 FAX (510) 647-3833

Sales Order

Page: 1

Order Number: 0000369598

Order Date: 12/16/2011

Salesperson: JG

Customer: joak

Customer PO:

Sold To

Joe Akers
5919 Goodwin Ave.
Dallas, TX 75206 USA

Ship To

Joe Akers
5919 Goodwin Ave.
Dallas, TX 75206 USA

Contact: Joseph D Akers
Phone: (214) 893-7373

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

	Item	Ordered	Quantity Shipped	Unit Price	Amount
dx	44061 2010 Cos d'Estournel 3 Liter	1.00	0.00	550.00	550.00
	43912 2010 Malescot St Exupery 3 Liter	1.00	0.00	275.00	275.00
bx	43864 2010 Pontet Canet	6.00	0.00	159.95	959.70

Payments: 1,784.70

Net Order: 1,784.70

Freight: 0.00

Sales Tax: 0.00

12/16/2011	VKVE3BFB7F44	*****1008	1,784.70
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USD 1,784.70

PREMIER CRU

1011 University Avenue
Berkeley, CA 94710

(510) 644-9463 FAX (510) 647-3833

Sales Order

Page: 1

Order Number: 0000369478

Order Date: 12/16/2011

Salesperson: JG

Customer: joak

Customer PO:

Sold To

Joe Akers
5919 Goodwin Ave.
Dallas, TX 75206 USA

Ship To

Joe Akers
5919 Goodwin Ave.
Dallas, TX 75206 USA

Contact: Joseph D Akers
Phone: (214) 893-7373

This order has been paid by MasterCard - Thank You!

Item	Ordered	Quantity Shipped	Unit Price	Amount
44109 2010 Mouton Rothschild 6 Liter	1.00	0.00	4,999.99	4,999.99

Payments: 4,999.99

Net Order: 4,999.99

Freight: 0.00

Sales Tax: 0.00

USD 4,999.99

12/16/2011 VZNE3B6CA909 *****7690 4,999.99

PREMIER CRU

1011 University Avenue
Berkeley, CA 94710

(510) 644-9463 FAX (510) 647-3833

Sales Order

Page: 1

Order Number: 0000411005

Order Date: 4/26/2013

Salesperson: PB

Customer: joak

Customer PO:

Sold To

Joe Akers
5919 Goodwin Ave.
WANTS OWC
Dallas, TX 75206 USA

Ship To

Joe Akers
5919 Goodwin Ave.
WANTS OWC
Dallas, TX 75206 USA

Contact: Joseph D Akers
Phone: (214) 893-7373

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

Item	Ordered	Quantity Shipped	Unit Price	Amount
46882 2010 Chateauneuf du Pape, Chateau Sixtine	6.00	0.00	55.00	330.00
45366 2010 Chateauneuf Les Origines, Grand Veneur	12.00	0.00	45.00	540.00
44968 2010 Chateauneuf Cuvée Imperiale, R. Usseglio	6.00	0.00	99.99	599.94
44972 2010 Chateauneuf Cuvée Reservee, Pegau	6.00	0.00	74.99	449.94

Payments: 1,919.88

Net Order: 1,919.88

Freight: 0.00

Sales Tax: 0.00

4/26/2013 VRFE8DB1A98D *****1008 1,919.88

USD 1,919.88

PREMIER CRU

1011 University Avenue
Berkeley, CA 94710

(510) 644-9463 FAX (510) 647-3833

Sales Order

Page: 1

Order Number: 0000413132
Order Date: 5/16/2013

Salesperson: MC
Customer: joak
Customer PO:

Sold To	Ship To
Joe Akers 5919 Goodwin Ave. WANTS OWC Dallas, TX 75206 USA	Joe Akers 5919 Goodwin Ave. WANTS OWC Dallas, TX 75206 USA

Contact: Joseph D Akers
Phone: (214) 893-7373

Item	Ordered	Quantity Shipped	Unit Price	Amount
45255 2010 Chateaufeuf Clos des Papes, Avril	6.00	0.00	115.00	690.00

Payments:	690.00	Net Order:	690.00
5/16/2013 VSJEA7F32ECD *****1008 690.00		Freight:	0.00
		Sales Tax:	0.00
		USD	690.00

PREMIER CRU

1011 University Avenue
Berkeley, CA 94710

(510) 644-9463 FAX (510) 647-3833

Sales Order

Page: 1

Order Number: 0000458396

Order Date: 10/18/2014

Salesperson: PB

Customer: joak

Customer PO:

Sold To	Ship To
Joe Akers 5919 Goodwin Ave. WANTS OWC Dallas, TX 75206 USA	Joe Akers 5919 Goodwin Ave. WANTS OWC Dallas, TX 75206 USA

Contact: Joseph D Akers
Phone: (214) 893-7373

This order has been paid by MasterCard - Thank You!

Item	Ordered	Quantity Shipped	Unit Price	Amount
48208 2010 Ornellaia, Tenuta dell'Ornellaia	6.00	0.00	135.99	815.94
48366 2010 Solaia, Antinori	6.00	0.00	145.00	870.00

Payments: 1,685.94

Net Order: 1,685.94

Freight: 0.00

Sales Tax: 0.00

10/18/2014	VRCAB4EDBE3A	*****8244	1,685.94
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USD 1,685.94