

Fill in this information to identify the case:Debtor 1 Fox Ortega Enterprises, Inc.

Debtor 2

(Spouse, if filing)

United States Bankruptcy Court Northern District of CaliforniaCase number: 16-40050

FILED

U.S. Bankruptcy Court
Northern District of California

5/23/2016

Edward J. Emmons, Clerk

**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>John Edwards</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>John Edwards</u> Name <u>10276 Bannockburn Dr</u> <u>Los Angeles, CA 90064</u> Contact phone <u>213-400-7511</u> Contact email <u>jedwards.pcbk@gmail.com</u> Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	Where should payments to the creditor be sent? (if different) _____ Name _____ Contact phone _____ Contact email _____
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?	<div><input checked="" type="checkbox"/> No</div> <div><input type="checkbox"/> Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: _____</div>
7. How much is the claim?	<div><div>\$ 13213.63</div><div>Does this amount include interest or other charges? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).</div></div>
8. What is the basis of the claim?	<p>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).</p> <p>Limit disclosing information that is entitled to privacy, such as healthcare information.</p> <p>Failure by Debtor to deliver 161 bottles of wine purchased by Creditor between 2009 and 2015.</p> <p>_____</p>
9. Is all or part of the claim secured?	<div><input checked="" type="checkbox"/> No</div> <div><input type="checkbox"/> Yes. The claim is secured by a lien on property. Nature of property: <input type="checkbox"/> Real estate. If the claim is secured by the debtor's principal residence, file a <i>Mortgage Proof of Claim Attachment</i> (Official Form 410-A) with this <i>Proof of Claim</i>. <input type="checkbox"/> Motor vehicle <input type="checkbox"/> Other. Describe: _____</div> <div>Basis for perfection: _____</div> <div>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.)</div> <div>Value of property: \$ _____</div> <div>Amount of the claim that is secured: \$ _____</div> <div>Amount of the claim that is unsecured: \$ _____ (The sum of the secured and unsecured amounts should match the amount in line 7.)</div> <div>Amount necessary to cure any default as of the date of the petition: \$ _____</div> <div>Annual Interest Rate (when case was filed) _____ % <input type="checkbox"/> Fixed <input type="checkbox"/> Variable</div>
10. Is this claim based on a lease?	<div><input checked="" type="checkbox"/> No</div> <div><input type="checkbox"/> Yes. Amount necessary to cure any default as of the date of the petition. \$ _____</div>
11. Is this claim subject to a right of setoff?	<div><input checked="" type="checkbox"/> No</div> <div><input type="checkbox"/> Yes. Identify the property: _____</div>

12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. <i>Check all that apply.</i>	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.	<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B). <input type="checkbox"/> 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). <input type="checkbox"/> 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). <input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8). <input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5). <input type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)(<u> </u>) 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 5/23/2016
MM / DD / YYYY

/s/ John Edwards
Signature

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

Name John Edwards
First name Middle name Last name

Title _____

Company _____

Address _____
Identify the corporate servicer as the company if the authorized agent is a servicer

10276 Bannockburn Dr
Number Street
Los Angeles, CA 90064

City State ZIP Code
Contact phone 213-400-7511 Email jedwards.pcbk@gmail.com

Item	Unit Price	Qty	Shipped	Remain	Order Number (Status)	Date	Claim Amount
2014 Grand Puy Lacoste, 750 ml	\$31.19	3	0	3	SO-0000488741 (Open)	8/30/2015	\$93.57
2014 Smith Haut Lafitte, 750 ml	\$34.44	2	0	2	SO-0000485920 (Open)	8/2/2015	\$68.88
2014 Pontet Canet, 750 ml	\$51.99	3	0	3	SO-0000483213 (Open)	7/5/2015	\$155.97
2005 Smith Haut Lafitte Rouge, 750 ml	\$84.99	2	0	2	SO-0000482686 (Open)	6/30/2015	\$169.98
2012 Ducru Beaucaillou, 750 ml	\$58.49	1	0	1	SO-0000479055 (Open)	5/18/2015	\$58.49
2012 Haut Bailly, 750 ml	\$47.99	2	0	2	SO-0000478724 (Open)	5/15/2015	\$95.98
2005 Lynch Bages, 750 ml	\$99.99	2	0	2	SO-0000474427 (Open)	3/28/2015	\$199.98
2010 Brunello di Montalcino Montosoli, Altesino, 750 ml	\$59.99	3	0	3	SO-0000474215 (Open)	3/25/2015	\$179.97
2013 Smith Haut Lafitte Blanc, 750 ml	\$58.49	3	0	3	SO-0000473583 (Open)	3/17/2015	\$175.47
2010 Brunello di Montalcino Tenuta Nuova, di Neri, 750 ml	\$79.99	2	0	2	SO-0000471647 (Open)	2/27/2015	\$159.98
2010 Brunello di Montalcino, Costanti, 750 ml	\$59.99	2	0	2	SO-0000471547 (Open)	2/25/2015	\$119.98
2010 Brunello di Montalcino, Cerbaiona, 750 ml	\$159.25	2	0	2	SO-0000471092 (Open)	2/22/2015	\$318.50
2010 Brunello di Montalcino, Il Poggione, 750 ml	\$37.99	2	0	2	SO-0000471031 (Open)	2/22/2015	\$75.98
2010 Brunello di Montalcino Filo di Seta, Romitorio, 750 ml	\$55.00	2	0	2	SO-0000468939 (Open)	2/2/2015	\$110.00
2013 Suduiraut, 750 ml	\$38.99	2	0	2	SO-0000468865 (Open)	2/1/2015	\$77.98
2010 Brunello di Montalcino, Argiano, 750 ml	\$39.19	2	0	2	SO-0000467369 (Open)	1/19/2015	\$78.38
2012 Larcis Ducasse, 750 ml	\$49.99	2	0	2	SO-0000466444 (Open)	1/7/2015	\$99.98
2012 Clos Fourtet, 750 ml	\$49.99	2	0	2	SO-0000466444 (Open)	1/7/2015	\$99.98
2003 Cos d'Estournel, 750 ml	\$151.99	2	0	2	SO-0000465700 (Open)	12/28/2014	\$303.98
2005 Grand Puy Lacoste, 750 ml	\$89.99	3	0	3	SO-0000465384 (Open)	12/24/2014	\$269.97
2003 Pichon Baron, 750 ml	\$89.99	3	0	3	SO-0000465027 (Open)	12/20/2014	\$269.97
2003 Leoville las Cases, 750 ml	\$125.00	1	0	1	SO-0000465027 (Open)	12/20/2014	\$125.00
2010 Barolo Bric del Fiasc, Scavino, 750 ml	\$59.99	2	0	2	SO-0000464165 (Open)	12/13/2014	\$119.98
2010 Barolo Brunate, Ceretto, 750 ml	\$59.99	2	0	2	SO-0000461893 (Open)	11/22/2014	\$119.98
2009 Rauzan Segla, 750 ml	\$81.25	2	0	2	SO-0000460828 (Open)	11/9/2014	\$162.50
2011 Le Pergole Torte, Monteverdine, 750 ml	\$74.99	2	0	2	SO-0000460578 (Open)	11/8/2014	\$149.98
2012 Beaucastel, 750 ml	\$49.99	2	0	2	SO-0000460063 (Open)	11/2/2014	\$99.98
2012 Cornas V.V., Voge, 750 ml	\$38.99	3	0	3	SO-0000458494 (Open)	10/19/2014	\$116.97
2011 Cornas V.V., Voge, 750 ml	\$38.99	3	0	3	SO-0000456088 (Open)	9/23/2014	\$116.97
2010 Montrose, 750 ml	\$188.49	1	0	1	SO-0000454866 (Open)	9/9/2014	\$188.49
2012 Leoville las Cases, 750 ml	\$79.99	1	0	1	SO-0000454551 (Open)	9/6/2014	\$79.99
2012 Chateaufeuf Cuvee V.V., Janasse, 750 ml	\$51.99	2	0	2	SO-0000453643 (Open)	8/27/2014	\$103.98
2009 La Conseillante, 750 ml	\$149.99	1	0	1	SO-0000452718 (Open)	8/16/2014	\$149.99
2010 Pichon Baron, 750 ml	\$149.99	2	0	2	SO-0000451601 (Open)	8/2/2014	\$299.98
2009 Feytit Clinet Magnum, 1.5 L	\$97.49	1	0	1	SO-0000451232 (Open)	8/1/2014	\$97.49
2006 Chateaufeuf V.V., Janasse, 750 ml	\$69.99	2	0	2	SO-0000450902 (Open)	7/26/2014	\$139.98
2010 Lynch Bages, 750 ml	\$145.00	2	0	2	SO-0000442732 (Open)	4/17/2014	\$290.00
2011 Pontet Canet, 750 ml	\$67.49	3	0	3	SO-0000439602 (Open)	3/15/2014	\$202.47
2012 Pontet Canet, 750 ml	\$48.75	3	0	3	SO-0000434686 (Open)	1/18/2014	\$146.25
2010 Pichon Baron, 750 ml	\$174.25	2	0	2	SO-0000433452 (Open)	1/8/2014	\$348.50
2009 Haut Bergey, 750 ml	\$34.99	2	0	2	SO-0000433128 (Open)	1/4/2014	\$69.98
2010 Leoville Poyferre Magnum, 1.5 L	\$175.00	2	0	2	SO-0000413738 (Open)	5/23/2013	\$350.00
2010 Clos Fourtet, 750 ml	\$99.99	2	1	1	SO-0000412560 (Open)	5/11/2013	\$99.99

Item	Unit Price	Qty	Shipped	Remain	Order Number (Status)	Date	Claim Amount
2010 Grand Puy Lacoste, 750 ml	\$69.99	4	0	4	SO-0000412297 (Open)	5/8/2013	\$279.96
2010 Leoville Barton, 750 ml	\$89.99	3	0	3	SO-0000412297 (Open)	5/8/2013	\$269.97
2009 Pichon Baron, 750 ml	\$149.99	2	0	2	SO-0000411543 (Open)	4/29/2013	\$299.98
2010 Gazin, 750 ml	\$59.99	2	1	1	SO-0000408257 (Open)	3/23/2013	\$59.99
2010 Rauzan Segla, 750 ml	\$69.99	2	0	2	SO-0000408257 (Open)	3/23/2013	\$139.98
2010 Branon, 750 ml	\$75.00	2	0	2	SO-0000406411 (Open)	3/1/2013	\$150.00
2010 Haut Bailly, 750 ml	\$125.00	2	0	2	SO-0000406411 (Open)	3/1/2013	\$250.00
2010 Smith Haut Lafitte, 750 ml	\$99.00	2	0	2	SO-0000406411 (Open)	3/1/2013	\$198.00
2009 Domaine de Chevalier Rouge, 750 ml	\$69.99	2	0	2	SO-0000405724 (Open)	2/21/2013	\$139.98
2010 Malescot St Exupery, 750 ml	\$69.99	3	0	3	SO-0000405550 (Open)	2/19/2013	\$209.97
2010 Grand Puy Lacoste, 750 ml	\$79.99	2	0	2	SO-0000405497 (Open)	2/18/2013	\$159.98
2010 Calon Segur, 750 ml	\$69.99	2	0	2	SO-0000404809 (Open)	2/11/2013	\$139.98
2010 Pontet Canet, 750 ml	\$159.95	2	0	2	SO-0000404429 (Open)	2/6/2013	\$319.90
2010 St Pierre, 750 ml	\$59.99	1	0	1	SO-0000404296 (Open)	2/4/2013	\$59.99
2010 Pontet Canet 1/2, 375 ml	\$69.99	2	0	2	SO-0000403670 (Open)	1/29/2013	\$139.98
2010 La Conseillante, 750 ml	\$129.99	4	0	4	SO-0000403416 (Open)	1/25/2013	\$519.96
2010 La Conseillante, 750 ml	\$129.99	2	0	2	SO-0000403076 (Open)	1/20/2013	\$259.98
2010 St Pierre, 750 ml	\$59.99	2	0	2	SO-0000402859 (Open)	1/19/2013	\$119.98
2010 Chateauneuf Clos des Papes, Avril, 750 ml	\$95.00	3	0	3	SO-0000397037 (Open)	11/15/2012	\$285.00
2010 Pontet Canet 1/2, 375 ml	\$69.99	2	0	2	SO-0000394370 (Open)	10/14/2012	\$139.98
2010 Larcis Ducasse, 750 ml	\$49.99	3	0	3	SO-0000393608 (Open)	10/5/2012	\$149.97
2010 Leoville Poyferre, 750 ml	\$89.99	2	0	2	SO-0000390284 (Open)	8/24/2012	\$179.98
2009 Leoville las Cases, 750 ml	\$150.00	1	0	1	SO-0000389084 (Open)	8/10/2012	\$150.00
2009 Pichon Baron, 750 ml	\$125.00	1	0	1	SO-0000389084 (Open)	8/10/2012	\$125.00
2009 Branon, 750 ml	\$70.00	1	0	1	SO-0000389084 (Open)	8/10/2012	\$70.00
2009 Lynch Bages, 750 ml	\$105.00	1	0	1	SO-0000389084 (Open)	8/10/2012	\$105.00
2010 Clinet, 750 ml	\$89.99	3	0	3	SO-0000388604 (Open)	8/7/2012	\$269.97
2009 Pichon Lalande, 750 ml	\$169.99	2	0	2	SO-0000374399 (Open)	2/11/2012	\$339.98
2009 Leoville Poyferre 1/2, 375 ml	\$70.99	3	0	3	SO-0000354546 (Open)	4/20/2011	\$212.97
2008 Pichon Lalande 1/2, 375 ml	\$39.99	1	0	1	SO-0000350465 (Open)	2/9/2011	\$39.99
2009 Clinet, 750 ml	\$134.99	1	0	1	SO-0000338993 (Open)	6/17/2010	\$134.99
2007 Chateauneuf Mon Aieul, Usseglio, 750 ml	\$99.99	2	0	2	SO-0000326887 (Open)	10/29/2009	\$199.98
2007 Vieux Telegraphe, 750 ml	\$49.99	1	0	1	SO-0000321124 (Open)	7/17/2009	\$49.99
2008 Troplong Mondot, 750 ml	\$59.99	2	0	2	SO-0000317628 (Open)	5/12/2009	\$119.98
2008 Clinet, 750 ml	\$53.95	1	0	1	SO-0000317628 (Open)	5/12/2009	\$53.95
2008 Clinet, 750 ml	\$53.95	2	0	2	SO-0000317211 (Open)	5/6/2009	\$107.90