

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 California
Case number: 16-40050

FILED
U.S. Bankruptcy Court
Northern District of California
5/24/2016
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>chad loudon</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>chad loudon</u> Name <u>3266 Willow Glen Dr</u> <u>Herndon, VA 20171</u> Contact phone <u>7033719520</u> Contact email <u>cloudon1@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?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: _____
7. How much is the claim?	<div style="display: flex; justify-content: space-between;"><div>\$ <u>60620.00</u></div><div>Does this amount include interest or other charges? <input type="checkbox"/> No <input checked="" 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><u>Wine purchased from Premier Cru online from 2013–2015 and never delivered</u></p>
9. Is all or part of the claim secured?	<div><input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. The claim is secured by a lien on property.</div> <div>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 style="display: flex; justify-content: space-between;"><div>Value of property:</div><div>\$ _____</div></div> <div style="display: flex; justify-content: space-between;"><div>Amount of the claim that is secured:</div><div>\$ _____</div></div> <div style="display: flex; justify-content: space-between;"><div>Amount of the claim that is unsecured:</div><div>\$ _____ (The sum of the secured and unsecured amounts should match the amount in line 7.)</div></div> <div style="display: flex; justify-content: space-between;"><div>Amount necessary to cure any default as of the date of the petition:</div><div>\$ _____</div></div> <div style="display: flex; justify-content: space-between;"><div>Annual Interest Rate (when case was filed)</div><div>_____ %</div></div> <div><input type="checkbox"/> Fixed <input type="checkbox"/> Variable</div>
10. Is this claim based on a lease?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Amount necessary to cure any default as of the date of the petition. \$ _____
11. Is this claim subject to a right of setoff?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Identify the property: _____

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)() that applies	\$ _____
<small>* 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.</small>		

Part 3: Sign Below

<p>The person completing this proof of claim must sign and date it. FRBP 9011(b).</p> <p><small>If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.</small></p> <p>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.</p>	<p>Check the appropriate box:</p> <p><input checked="" type="checkbox"/> I am the creditor.</p> <p><input type="checkbox"/> I am the creditor's attorney or authorized agent.</p> <p><input type="checkbox"/> I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.</p> <p><input type="checkbox"/> I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.</p> <p>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.</p> <p>I have examined the information in this Proof of Claim and have a reasonable belief that the information is true and correct.</p> <p>I declare under penalty of perjury that the foregoing is true and correct.</p> <p>Executed on date <u>5/24/2016</u></p> <p style="text-align: center;">MM / DD / YYYY</p> <p><u>/s/ Chad Loudon</u></p> <p>Signature</p> <p>Print the name of the person who is completing and signing this claim:</p> <table style="width: 100%;"> <tr> <td style="width: 20%;">Name</td> <td><u>Chad Loudon</u></td> </tr> <tr> <td></td> <td style="text-align: center;"> <div style="display: flex; justify-content: space-between; font-size: small;"> First name Middle name Last name </div> </td> </tr> <tr> <td>Title</td> <td>_____</td> </tr> <tr> <td>Company</td> <td>_____</td> </tr> <tr> <td>Address</td> <td> Identify the corporate servicer as the company if the authorized agent is a servicer <u>3266 Willow Glen Dr</u> <hr/> <div style="display: flex; justify-content: space-between; font-size: small;"> Number Street </div> <u>herndon, VA 20171</u> <hr/> <div style="display: flex; justify-content: space-between; font-size: small;"> City State ZIP Code </div> </td> </tr> <tr> <td>Contact phone</td> <td><u>7033719520</u></td> </tr> <tr> <td>Email</td> <td><u>ccloudon1@gmail.com</u></td> </tr> </table>	Name	<u>Chad Loudon</u>		<div style="display: flex; justify-content: space-between; font-size: small;"> First name Middle name Last name </div>	Title	_____	Company	_____	Address	Identify the corporate servicer as the company if the authorized agent is a servicer <u>3266 Willow Glen Dr</u> <hr/> <div style="display: flex; justify-content: space-between; font-size: small;"> Number Street </div> <u>herndon, VA 20171</u> <hr/> <div style="display: flex; justify-content: space-between; font-size: small;"> City State ZIP Code </div>	Contact phone	<u>7033719520</u>	Email	<u>ccloudon1@gmail.com</u>
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Email	<u>ccloudon1@gmail.com</u>														

Customer Chad Loudon
Address 3266 Willow Glen Dr Oak Hill Va 20171
Phone 703 371 9520

Premier Cru Order Number (Status)	Amount	Qty	Shipped	Remain	Avail	Date
SO-0000492940 (Open)	\$2,399.94	6	0	6	0	10/24/2015
SO-0000491489 (Open)	\$1,159.96	4	0	4	0	10/3/2015
SO-0000487312 (Open)	\$314.97	3	0	3	0	8/15/2015
SO-0000484409 (Open)	\$2,999.88	12	0	12	0	7/18/2015
SO-0000483726 (Open)	\$1,676.94	6	0	6	0	7/11/2015
SO-0000482899 (Open)	\$599.88	12	0	12	0	7/2/2015
SO-0000482897 (Open)	\$659.88	12	0	12	0	7/2/2015
SO-0000482637 (Open)	\$1,595.00	11	0	11	11	6/29/2015
SO-0000482600 (Open)	\$1,500.00	12	0	12	0	6/29/2015
SO-0000476114 (Open)	\$570.00	6	0	6	0	4/14/2015
SO-0000475916 (Open)	\$662.92	12	0	12	0	4/12/2015
SO-0000472733 (Open)	\$479.94	6	0	6	0	3/10/2015
SO-0000426825 (Open)	\$479.94	6	0	6	6	11/2/2013
SO-0000419398 (Open)	\$839.88	12	0	12	12	7/27/2013
SO-0000408643 (Open)	\$1,199.00	1	0	1	0	3/28/2013
SO-0000406782 (Open)	\$11,799.80	56	0	56	24	3/5/2013
SO-0000406373 (Open)	\$1,799.98	2	0	2	0	3/1/2013
SO-0000406159 (Open)	\$2,460.00	12	0	12	0	2/27/2013
SO-0000405141 (Open)	\$1,919.40	12	0	12	0	2/15/2013
		203				
	\$35,117.31					

	Replacement cost	quantity	total
2010 cheval	3,300	1	\$3,300
2010 palmer	400	6	\$2,400
pontet canet	270	36	\$9,720
pichon baron	250	12	\$3,000
haut brion	1,000	2	\$2,000
montrose	270	12	\$3,240
pape clement	250	12	\$3,000
2014 lafite	450	12	\$5,400
2014 cheval	460	6	\$2,760
2005 pape clement	250	12	\$3,000
2012 clos mogador	100	12	\$1,200
2010 tropolong	200	12	\$2,400
2010 altesino brunello	150	12	\$1,800
2010 cassanova di neri	200	12	\$2,400
2010 les asteries	90	12	\$1,080
2005 larcis	300	11	\$3,300

2009 le plus	170	6	\$1,020
2007 cristal	200	3	\$600
1998 cheval	800	6	\$4,800
2010 cheval	1,100	2	\$2,200
2006 Cheval	500	4	\$2,000
Total		203	\$60,620