

Fill in this information to identify the case:

Debtor 1 FRESH ACQUISITIONS, LLC

Debtor 2 _____
(Spouse, if filing)

United States Bankruptcy Court for the: **Northern District of Texas**

Case number 21-30721

Official Form 410**Proof of Claim**

04/16

Part 1: Identify the Claim

1. Who is the current creditor?	Taxing Districts Collected by Potter County 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? D'Layne Carter Name _____ P.O. Box 9132 Number Street Amarillo TX 79105-9132 City State ZIP Code Contact phone (806) 359-3188 Contact email dpcarter@pbfc.com	Where should payments to the creditor be sent? (if different) Taxing Districts Collected by Potter County%PBFCM Name _____ P.O. Box 9132 Number Street Amarillo TX 79105 City State ZIP Code Contact phone _____ Contact email _____	
Uniform claim identifier for electronic payments in chapter 13 (if you use one): None -----			
4. Does this claim amend one already filed?	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes. Claim number on court claims registry (if known) <u>5</u>		
		Filed on <u>4/27/2021</u> 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 type="checkbox"/> No <input checked="" type="checkbox"/> Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor:	Please see attached statement.
7.	How much is the claim?	\$4,111.43	Does this amount include interest or other charges? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes. Tax statements on which this claim is founded are attached.
8.	What is the basis of the claim? <div style="border-bottom: 1px solid black; padding-bottom: 5px;">Ad Valorem Property Taxes</div>		
9.	Is all or part of the claim secured?	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes. Claim secured by statutory tax lien provided by Sections 32.01 and 32.05 of the Texas Property Tax Code and Art. 8, Section 15 of the Texas Constitution.	<div style="border-bottom: 1px solid black; padding-bottom: 5px;"> Nature of property: <input type="checkbox"/> Real estate. <input type="checkbox"/> Motor vehicle <input type="checkbox"/> Other. Describe: </div> <div style="border-bottom: 1px solid black; padding-bottom: 5px;"> Basis for perfection: The debt is incurred January 1st of each year pursuant to Sections 32.01, 32.05, and 32.07 of the Texas Property Tax Code and is automatically perfected as a matter of law. </div> <div style="margin-top: 20px;"> Value of property: Fully Secured Amount of the claim that is secured: \$0.00 Amount of the claim that is unsecured: (The sum of the secured and unsecured amounts should match the amount in line 7.) </div> <div style="margin-top: 20px;"> Amount necessary to cure any default as of the date of the petition: </div> <div style="margin-top: 20px;"> Annual Interest Rate (when case was filed) 12 % <input checked="" type="checkbox"/> Fixed Pursuant to 11 U.S.C. § 511, the rate determined under applicable nonbankruptcy law is set out in Texas Property Tax Code § 33.01 <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)?

☐ No
☒ Yes.

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.

☒ Taxes or penalties owed to governmental units, 11 U.S.C. § 507(a)(8), to the extent of any shortfall in collateral value, and for personal liability.

\$4,111.43

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's attorney or authorized agent.

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 12/6/2021
MM / DD / YYYY



Signature

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

Name	D'Layne Carter		
	First name	Middle name	Last name
Title	Attorney for Claimant		
Company	Perdue, Brandon, Fielder, Collins & Mott, L.L.P.		
	Identify the corporate servicer as the company if the authorized agent is a servicer.		
Address	P.O. Box 9132		
	Number	Street	
	Amarillo		TX 79105-9132
	City	State	ZIP Code
Contact phone	(806) 359-3188	Email	dpcarter@pbfc.com

Tax Statement

Taxing Districts Collected by Potter County

P.O. Box 2289
Amarillo, TX 79105
Telephone: (806) 342-2601

FRESH ACQUISITIONS LLC
ATTN REAL ESTATE DEPT
2338 N LOOP 1604 W STE 350
SAN ANTONIO, TX 78248-4544

Taxpayer ID: 993617

IF YOU ARE 65 YEARS OF AGE OR OLDER OR ARE DISABLED AND YOU OCCUPY THE PROPERTY DESCRIBED IN THIS DOCUMENT AS YOUR RESIDENCE HOMESTEAD, YOU SHOULD CONTACT THE APPRAISAL DISTRICT REGARDING ANY ENTITLEMENT YOU MAY HAVE TO A POSTPONEMENT IN THE PAYMENT OF THESE TAXES.

	Tax Year	Tax Due	P and I	Total Due
Taxing Districts Collected by Potter County				
Legal: LPINV FURN EQUIP FURR'S				
GEO Code: 236816 Client Property Code: B00011708902				
	2020	\$1,917.36	\$210.90	\$2,128.26
	2021	\$1,983.17	\$0.00	\$1,983.17
Taxing Districts Collected by Potter County TOTAL -->				\$4,111.43
Total If Paid By 4/30/2021				\$4,111.43

PERDUE, BRANDON, FIELDER, COLLINS & MOTT, L.L.P.
ATTORNEYS AT LAW
P.O. Box 9132
Amarillo, TX 79105-9132
(806) 359-3188 FAX: (806) 359-5126

12/6/2021

Taxing Districts Collected by Potter County

Sherri Aylor
P.O. Box 2289

Amarillo, Texas 79105

RE: In the matter of FRESH ACQUISITIONS, LLC
Bankruptcy No. 21-30721
In the United States Bankruptcy Court
FOR THE Northern District of Texas

You will find enclosed herewith a copy of the bankruptcy claim in the above numbered and styled cause. The original has been sent to the court for filing among the papers of said cause. You may keep this copy for your files. Please call our office if you have any questions.

Sincerely yours,

PERDUE, BRANDON, FIELDER,
COLLINS & MOTT, L.L.P.

A handwritten signature in black ink, appearing to read "D'Layne Carter". The signature is fluid and cursive, with the first name "D'Layne" and the last name "Carter" clearly distinguishable.

D'Layne Carter

encl

Northern District of Texas Claims Register

[21-30721-sgj11 Fresh Acquisitions, LLC](#)

Judge: Stacey G. Jernigan

Chapter: 11

Office: Dallas

Last Date to file claims: 08/30/2021

Trustee:

Last Date to file (Govt): 11/29/2021

Creditor: (19403073)
Taxing Districts Collected by
Potter County
%PBFCM
PO BOX 9132
Amarillo, TX 79105

Claim No: 5
Original Filed
Date: 04/26/2021
Original Entered
Date: 04/26/2021
Last Amendment
Filed: 12/06/2021
Last Amendment
Entered: 12/06/2021

Status:
Filed by: CR
Entered by: DLayne Peeples
Carter
Modified:

Priority claimed: \$4111.43

History:

[Details](#) [5-1](#) 04/26/2021 Claim #5 filed by Taxing Districts Collected by Potter County, Amount claimed: \$4010.75 (Peeples Carter, DLayne)

[Details](#) [5-2](#) 12/06/2021 Amended Claim #5 filed by Taxing Districts Collected by Potter County, Amount claimed: (Peeples Carter, DLayne)

Description:

Remarks:

Claims Register Summary

Case Name: Fresh Acquisitions, LLC

Case Number: 21-30721-sgj11

Chapter: 11

Date Filed: 04/20/2021

Total Number Of Claims: 1

Total Amount Claimed*	
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Total Amount Allowed*	
------------------------------	--

*Includes general unsecured claims

The values are reflective of the data entered. Always refer to claim documents for actual amounts.

	Claimed	Allowed
Secured		
Priority	\$4111.43	
Administrative		

Fill in this information to identify the case:

Debtor 1 FRESH ACQUISITIONS, LLC

Debtor 2 _____
(Spouse, if filing)

United States Bankruptcy Court for the: **Northern District of Texas**

Case number 21-30721

RECEIVED
APR 27 2021
BMC GROUP

Official Form 410

Proof of Claim

04/16

Part 1: Identify the Claim

1. Who is the current creditor?	Taxing Districts Collected by Potter County	
	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?	Where should payments to the creditor be sent? (if different)
	D'Layne Carter Name _____ P.O. Box 9132 Number Street Amarillo TX 79105-9132 City State ZIP Code Contact phone (806) 359-3188 Contact email dpcarter@pbfc.com	Taxing Districts Collected by Potter County%PBFCM Name _____ P.O. Box 9132 Number Street Amarillo TX 79105 City State ZIP Code Contact phone _____ Contact email _____
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FRESH POC



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Part 2: Give Information About the Claim as of the Date the Case Was Filed

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9. Is all or part of the claim secured?	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes. Claim secured by statutory tax lien provided by Sections 32.01 and 32.05 of the Texas Property Tax Code and Art. 8, Section 15 of the Texas Constitution.	
	Nature of property: <input type="checkbox"/> Real estate. <input type="checkbox"/> Motor vehicle <input checked="" type="checkbox"/> Other. Describe: <u>Personal Property</u>	
	Basis for perfection: <u>The debt is incurred January 1st of each year pursuant to Sections 32.01, 32.05, and 32.07 of the Texas Property Tax Code and is automatically perfected as a matter of law.</u>	
	Value of property: <u>Fully Secured</u> Amount of the claim that is secured: <u>\$4,010.75</u> 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) <u>12</u> % <input checked="" type="checkbox"/> Fixed Pursuant to 11 U.S.C. § 511, the rate determined under applicable nonbankruptcy law is set out in Texas Property Tax Code § 33.01 <input type="checkbox"/> Variable	
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☐ Yes.

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☐ Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8). to the extent of any shortfall in collateral value, and for personal liability.

Amount entitled to priority

\$0.00

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I declare under penalty of perjury that the foregoing is true and correct.

Executed on date 4/26/2021

MM / DD / YYYY



Signature

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

Name	D'Layne Carter		
	First name	Middle name	Last name
Title	Attorney for Claimant		
Company	Perdue, Brandon, Fielder, Collins & Mott, L.L.P.		
	Identify the corporate servicer as the company if the authorized agent is a servicer.		
Address	P.O. Box 9132		
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	City	State	ZIP Code
Contact phone	(806) 359-3188		Email dpcarter@pbfc.com

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Taxpayer ID: 993617

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Legal: LP INV FURN EQUIP FURR'S				Client Property Code:			
GEO Code: B00011708902				2020	\$1,917.36	\$210.90	\$2,128.26
				2021	\$1,882.49	\$0.00	\$1,882.49
				Taxing Districts Collected by Potter County TOTAL -->			\$4,010.75
				Total If Paid By 4/30/2021			\$4,010.75

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4/26/2021

Taxing Districts Collected by Potter County

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P.O. Box 2289

Amarillo, Texas 79105

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FOR THE Northern District of Texas

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D'Layne Carter

encl

Northern District of Texas Claims Register

21-30721-sgj11 Fresh Acquisitions, LLC

Judge: Stacey G. Jernigan

Chapter: 11

Office: Dallas

Last Date to file claims: 08/30/2021

Trustee:

Last Date to file (Govt): 11/29/2021

Creditor: (19403073)
Taxing Districts Collected by
Potter County
%PBFCM
PO BOX 9132
Amarillo, TX 79105

Claim No: 5
Original Filed
Date: 04/26/2021
Original Entered
Date: 04/26/2021

Status:
Filed by: CR
Entered by: DLayne Peoples
Carter
Modified:

Amount claimed: \$4010.75

Secured claimed: \$4010.75

History:

Details 5-1 04/26/2021 Claim #5 filed by Taxing Districts Collected by Potter County, Amount claimed: \$4010.75 (Peeples Carter, DLayne)

Description:

Remarks:

Claims Register Summary

Case Name: Fresh Acquisitions, LLC

Case Number: 21-30721-sgj11

Chapter: 11

Date Filed: 04/20/2021

Total Number Of Claims: 1

Total Amount Claimed*	\$4010.75
Total Amount Allowed*	

*Includes general unsecured claims

The values are reflective of the data entered. Always refer to claim documents for actual amounts.

	Claimed	Allowed
Secured	\$4010.75	
Priority		
Administrative		