

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, Dallas Division

Case number 21-30721-11

E-Filed on 05/13/2021
Claim # 83

Official Form 410

Proof of Claim

04/19

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>Southwestern Public Service Co dba Xcel Energy</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?		Where should payments to the creditor be sent? (if different)
	<u>Xcel Energy</u> Name <u>Po Box 9477</u> Number Street <u>Minneapolis</u> <u>MN</u> <u>55484</u> City State ZIP Code Contact phone <u>(715) 232-7409</u> Contact email <u>katie.miller@xcelenergy.com</u> Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____		 Name Number Street City State ZIP Code 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? ☒ 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? \$ 14,723.26. 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.
Utility Service

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. \$ 0.00

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)?

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

☒ No

☐ Yes. Check one:

☐ Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).

Amount entitled to priority

\$ 0.00

☐ Up to \$3,025* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).

\$ 0.00

☐ Wages, salaries, or commissions (up to \$13,650*) 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).

\$ 0.00

☐ Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).

\$ 0.00

☐ Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).

\$ 0.00

☐ Other. Specify subsection of 11 U.S.C. § 507(a)() that applies.

\$ 0.00

* Amounts are subject to adjustment on 4/01/22 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 05/13/2021
MM / DD / YYYY

Katie Ann Miller

Signature

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

Name Katie Ann Miller
First name Middle name Last name

Title Bankruptcy Technician

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

Address
Number Street

City State ZIP Code

Contact phone Email

Attachment 1 - SPS.pdf

Description -

Xcel Energy
FINANCIAL HISTORY REPORT
For the period 01/01/2020 to 05/11/2021
Printed 05/11/2021 at 09:56

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FOR DEBTOR: 10681604FRESH ACQUISITIONS LLC
2338 N LOOP 1604 W STE 350
SAN ANTONIO TX 78248-4544

Statement No	Transaction Date	Description	Reference	R/C	Transaction Type	Unallocated	Amount	Balance
	05/11/2021	WO BANKRUPTCY WRI	269988962		C	1036.63	1036.63	0.00
703158056	10/02/2020	Electricity Invoice	864284864	F	D	20.85	20.85	1036.63
703158056	10/02/2020	Electricity Invoice	864284190	F	D	168.04	168.04	1015.78
703158056	10/02/2020	IJ Interest charg	261980123		D	16.25	16.25	847.74
699429563	09/03/2020	Electricity Invoice	858963323		D	85.11	85.11	831.49
699429563	09/03/2020	Electricity Invoice	858962151		D	727.53	727.53	746.38
699429563	09/03/2020	IJ Interest charg	261306436		D	18.85	18.85	18.85
699429563	09/02/2020	Cash Receipt - OM	356260288		C	0.00	962.36	0.00
699429563	08/18/2020	Cash Receipt - OM	354288252		C	0.00	1956.34	962.36
695136357	08/03/2020	Electricity Invoice	853551479		D	0.00	859.78	2918.70
695136357	08/03/2020	Electricity Invoice	853547441		D	0.00	82.68	2058.92
695136357	08/03/2020	IJ Interest charg	260570077		D	0.00	19.90	1976.24
691207201	07/02/2020	Electricity Invoice	848473329		D	0.00	101.06	1956.34
691207201	07/02/2020	Electricity Invoice	848472637		D	0.00	894.14	1855.28
691207201	06/25/2020	Cash Receipt - DM	347550599		C	0.00	3070.74	961.14
687074193	06/02/2020	Electricity Invoice	843307232		D	0.00	89.50	4031.88
687074193	06/02/2020	Electricity Invoice	843303992		D	0.00	871.64	3942.38
683330992	05/04/2020	Electricity Invoice	838612365		D	0.00	687.21	3070.74
683330992	05/04/2020	Electricity Invoice	838611980		D	0.00	97.55	2383.53
683330992	05/04/2020	IJ Interest charg	257025858		D	0.00	44.82	2285.98
683330992	04/22/2020	Reversal	191990583		D	0.00	2241.16	2241.16
683330992	04/17/2020	Cash Receipt - DM	339126563	R	C	0.00	2241.16	0.00
679364971	04/02/2020	Electricity Invoice	833557039		D	0.00	2156.39	2241.16
679364971	04/02/2020	Electricity Invoice	833552100		D	0.00	84.77	84.77
679364971	03/17/2020	Cash Receipt - DD	335029647		C	0.00	2444.10	0.00
675047575	03/02/2020	Electricity Invoice	828087659		D	0.00	2355.04	2444.10
675047575	03/02/2020	Electricity Invoice	828087379		D	0.00	89.06	89.06
675047575	02/18/2020	Cash Receipt - DD	331366103		C	0.00	2539.49	0.00
671486304	02/03/2020	Electricity Invoice	823574890		D	0.00	2444.21	2539.49
671486304	02/03/2020	Electricity Invoice	823574541		D	0.00	95.28	95.28
671486304	01/17/2020	Cash Receipt - DD	327558364		C	0.00	2587.65	0.00
667441412	01/02/2020	Electricity Invoice	818523749		D	0.00	87.67	2587.65
667441412	01/02/2020	Electricity Invoice	818521979		D	0.00	2499.98	2499.98

Xcel Energy
FINANCIAL HISTORY REPORT
For the period 01/01/2020 to 05/11/2021
Printed 05/11/2021 at 09:57

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FOR DEBTOR: 2371420JOSH J ARMIJO
APT 8/1575 FILLMORE ST
DENVER CO 80206-1533

Statement No	Transaction Date	Description	Reference	R/C	Transaction Type	Unallocated	Amount	Balance
730639490	05/05/2021	Electricity Invoice	899849506		D	40.81	40.81	954.91
730639490	05/05/2021	IJ Interest charg	269829316		D	8.64	8.64	914.10
726904191	04/07/2021	Electricity Invoice	894963979		D	39.85	39.85	905.46
722981564	03/09/2021	Electricity Invoice	889823591		D	43.93	43.93	865.61
718798195	02/04/2021	Electricity Invoice	884391370		D	43.89	43.89	821.68
714863014	01/06/2021	Electricity Invoice	879390144		D	49.98	49.98	777.79
710932715	12/03/2020	Electricity Invoice	874297239		D	44.24	44.24	727.81
706962289	11/02/2020	Electricity Invoice	869214566		D	42.58	42.58	683.57
703048076	10/02/2020	Electricity Invoice	864188867		D	43.58	43.58	640.99
699087331	09/02/2020	Electricity Invoice	858633471		D	46.88	46.88	597.41
695177413	08/04/2020	Electricity Invoice	853693603		D	48.12	48.12	550.53
691246992	07/06/2020	Electricity Invoice	848602934		D	45.93	45.93	502.41
687353129	06/04/2020	Electricity Invoice	843638087		D	38.48	38.48	456.48
683437705	05/05/2020	Electricity Invoice	838764195		D	42.16	42.16	418.00
679399946	04/03/2020	Electricity Invoice	833657419		D	31.80	31.80	375.84
675856381	03/09/2020	Electricity Invoice	829111506		D	39.83	39.83	344.04
675856381	03/09/2020	IJ Interest charg	255234315		D	2.63	2.63	304.21
675856381	02/26/2020	Cash Receipt - EF	332271639		C	0.00	500.00	301.58
671753143	02/05/2020	Electricity Invoice	823931272		D	37.92	37.92	801.58
671753143	02/05/2020	IJ Interest charg	253789480		D	6.68	6.68	763.66
667733323	01/06/2020	Electricity Invoice	818878717		D	39.32	39.32	756.98
667733323	01/06/2020	IJ Interest charg	252449043		D	6.28	6.28	717.66