

Fill in this information to identify the case:

Debtor 1 Alamo Buffets Payroll, LLC
Debtor 2 _____
(Spouse, if filing)
United States Bankruptcy Court for the: Northern District of Texas, Dallas Division
Case number 21-30734-11

E-Filed on 07/16/2021
Claim # 241

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? Wisconsin Department of Revenue
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?
Wisconsin Department of Revenue
Name
Special Procedures Unit - PO Box 8901
Number Street
Madison WI 53708
City State ZIP Code
Contact phone (608) 267-0833
Contact email DORBankruptcySpecialist@wisconsin.go
Where should payments to the creditor be sent? (if different)
Name
Number Street
City State ZIP Code
Contact phone _____
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) 4
Filed on 07/16/2021
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: 9 1 4 9

7. How much is the claim? \$ 48,222.87. 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.
Taxes

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)?

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).

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).

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).

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.

Amount entitled to priority

\$ 0.00

\$ 0.00

\$ 0.00

\$ 40,518.18

\$ 0.00

\$ 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 07/16/2021
MM / DD / YYYY

Jill Ritchie

Signature

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

Name Jill Ritchie
First name Middle name Last name

Title Bankruptcy Specialist

Company Wisconsin Department of Revenue
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 - Alamo Buffets Payroll, LLC 21-30734 claim.pdf

Description -

Fill in this information to identify the case:

Debtor 1 ALAMO BUFFETS PAYROLL LLC

Debtor 2 _____
(Spouse, if filing)

United States Bankruptcy Court for the: Texas Northern Bankruptcy Court

Case number 21-30734

Official Form 410
Proof of Claim

04/19

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Part 1: Identify the Claim

1. **Who is the current creditor?** Wisconsin Department of Revenue
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?**

Where should notices to the creditor be sent?	Where should payments to the creditor be sent? (if different)
<u>Wisconsin Department of Revenue</u> Name _____	_____ Name _____
<u>Special Procedures Unit - PO Box 8901</u> Number _____ Street _____	_____ Number _____ Street _____
<u>Madison, WI 53708-8901</u> City _____ State _____ ZIP Code _____	_____ City _____ State _____ ZIP Code _____
Contact phone <u>608-267-0833</u> _____	Contact phone _____
Contact email _____	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

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7. How much is the claim? \$ 48,222.87. 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).

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 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: \$ 0.00
Amount of the claim that is secured: \$ 0.00
Amount of the claim that is unsecured: \$ 48,222.87 (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)?

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:

	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 \$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).	\$ _____
<input type="checkbox"/> 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).	\$ _____
<input checked="" type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$ 40,518.18
<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.	\$ _____

* 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 07/16/2021
MM / DD / YYYY

/s/ Jill Ritchie, Bankruptcy Specialist

Signature

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

Name Jill Ritchie
First name Middle name Last name

Title Bankruptcy Specialist

Company Wisconsin Department of Revenue
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address Special Procedures Unit - PO Box 8901
Number Street

Madison WI 53708-8901
City State ZIP Code

Contact phone (608)264-0332 Email DORBankruptcySpecialist@wisconsin.gov



PROOF OF CLAIM FOR TAXES (Bankruptcy Code Cases)

In the matter of:
ALAMO BUFFETS PAYROLL LLC

Case Number 21-30734	
Type of Bankruptcy Chapter 11	Date of Petition 04/20/2021
Social Security Number	
Employer Identification XX-XXX0998	

Claim Amount Information

A. Secured Claims (Tax lien filed under Wisconsin law before petition date).	Total secured claim \$	0.00
B. Unsecured Priority Claims under section 507(a)(8) of the Bankruptcy Code.	Total unsecured priority claim \$	40,518.18
C. Unsecured General Claims		
Penalty to date of petition on unsecured priority claims	\$ 7,704.69	
_____	Total unsecured general claim \$	7,704.69
Total claim amount		48,222.87

*** 1/15/2021, 1/31/2021 & 2/15/2021 Withholding Tax balances are estimated amounts due to non-filed returns (filing frequency switched from quarterly to semi-monthly in 2021) ***



State of Wisconsin • DEPARTMENT OF REVENUE

PROOF OF CLAIM FOR TAXES (Bankruptcy Code Cases)

In the matter of:
ALAMO BUFFETS PAYROLL LLC

Table with bankruptcy case details: Case Number (21-30734), Type of Bankruptcy (Chapter 11), Date of Petition (04/20/2021), Social Security Number, and Employer Identification (XX-XXX0998).

B. Unsecured Priority Claims under section 507(a)(8) of the Bankruptcy Code.

Table with 5 columns: Tax Type, Period, Tax Due, Interest to Petition Date, and Date Tax Assessed. Lists various tax claims including BTR and Withholding taxes.

Total unsecured priority claim \$ 40,518.18

*** 1/15/2021, 1/31/2021 & 2/15/2021 Withholding Tax balances are estimated amounts due to non-filed returns (filing frequency switched from quarterly to semi-monthly in 2021) ***



State of Wisconsin * DEPARTMENT OF REVENUE

PROOF OF CLAIM FOR TAXES (Bankruptcy Code Cases)

In the matter of:
ALAMO BUFFETS PAYROLL LLC

Case Number 21-30734	
Type of Bankruptcy Chapter 11	Date of Petition 04/20/2021
Social Security Number	
Employer Identification XX-XXX0998	

C. Unsecured General Claims

Tax Type	Period	Tax Due	Penalty to Petition Date	Interest to Petition Date	Date Tax Assessed
Penalty to date of petition on unsecured priority claims \$ <u>7,704.69</u>					
Total unsecured general claim \$					7,704.69