

Fill in this information to identify the case:

Debtor 1 Tahoe Joe`s Inc.
Debtor 2 _____
(Spouse, if filing)
United States Bankruptcy Court for the: Northern District of Texas, Dallas Division
Case number 21-30725-11

E-Filed on 08/24/2021
Claim # 318

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? Challenge Dairy Products, Inc.
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?	Where should payments to the creditor be sent? (if different)
<u>Arturo E. Matthews, Jr.</u> Name	<u>Ray Gutierrez</u> Name
<u>2522 Chambers Road Suite 100</u> Number Street	<u>6701 Donlon Way</u> Number Street
<u>Tustin</u> <u>CA</u> <u>92780</u> City State ZIP Code	<u>Dublin</u> <u>CA</u> <u>94568</u> City State ZIP Code
Contact phone <u>(714) 647-7110</u>	Contact phone _____
Contact email <u>aem@matthewsfirm.net</u>	Contact email <u>ray.gutierrez@challengedairy.com</u>
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

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? \$ 7,507.27. 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.
Goods Sold

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).

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 08/24/2021
MM / DD / YYYY

Arturo E. Matthews, Jr.

Signature

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

Name Arturo E. Matthews, Jr.
First name Middle name Last name

Title Attorney for Claimant

Company Matthews Law Firm, Inc.
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 - 503(b)(9) claim.pdf

Description - Attachment to POC related to Claimant's 11 USC 503(b)(9) claim

ATTACHMENT TO PROOF OF CLAIM RELATED TO 11 USC 503(b)(9) CLAIMS

IN RE: TAHOE JOE'S, INC.
UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF TEXAS
CASE NO. 21-30725-11

1. Claimant – Challenge Dairy Products, Inc.
2. Amount of claim - \$7,157.67
3. Type of goods received within twenty (20) days of the Petition date: (a) Milk; (b) Cream; (c) Butter; (d) Eggs; and (e) other products as set forth in the attached Invoices
4. Shipment Date – See attached invoices
5. Received Date – See attached invoices
6. Address where goods were received: Various Tahoe Joe's locations in California
7. Method of delivery – Claimant's truck
8. Carrier of the goods – Claimant
9. Alleged value of the goods - \$7,157.67
10. Does value of goods listed in the Proof of Claim represent a combination of services and goods?

No.
11. Percentage of value related to services v. goods – Not applicable

Page 1 (Print Date:04/02/21 Time:07:32)(#1) Challenge Dairy
 Driver#: 37 Name: Route 37 PO Box 742266
 Route: 37 Los Angeles CA 90074 2266

I N V O I C E

Customer#: 533563 Store: 000000
 Tahoe Joe's #823
 9000 Ming Ave
 DIP #2 #996281
 Bakersfield CA 93311

Invoice#: 6153879 Invoice Date: 4/2/2021
 Terms: 15 DAYS FRM INV DATE

Item#	Description	Cases	Units	Pounds	Total Units	Unit Price	Ext. Crd Amount Rsn
S A L E S							
5132	59 CT CONT CHIP 1/17#	9	0		153	2.96250	453.26
5220	BTR SALTED CHAL 25 KG	3	0		3	110.09208	330.28
5281	BTR SALT SOL CH 36/1#	2	0		72	2.09750	151.02
5321	BTR WHIP TUB CH 2/5#	5	0		50	2.32500	116.25
1940	CRM CH CHALLENG 1/30#	3	0		90	1.59210	143.29
3086	*CHEDDAR CHALLENGE *1/4	1	0	43.52	1	2.05300	89.35
3088	*CHEDDAR CHAL *4/10# VW	0	1	10.65	1	2.65800	28.31
3183	*JACK CHAL *1/40# VW	1	0	43.32	1	2.04300	88.50
3205	BLUE CRUMBL CHA 4/5#	0	10		10	3.15500	31.55
3313	*JACK CHAL *8/5# VW	0	2	11.16	2	2.69500	30.08
3517	AMER CHAL 12OCT 4/5#	0	5		5	2.16500	10.83
3533	JACK SLICE GOSN 10/1#	2	0		20	3.23700	64.74
4005	*SWISS LOAF PREM *6/8	0	1	9.73	1	5.37500	52.30
4593	*PARM CRYO CELLO *1/2	2	0	43.84	2	5.13300	225.03
4911	*GORGONZOLA STEL *1/8	3	0	23.30	3	3.71300	86.51
	50 MILK HOMO GAL EA	3	0		12	4.29350	51.52
	882 BUTTERMILK 9/HGL EA	2	0		18	2.21010	39.78
	1040 SOUR CREAM 4 GAL CS	4	0		4	33.42380	133.70
	1059 H&H FRESH QT EA	5	0		80	1.60680	128.54
	1160 HVY CRM 40% CRY HGL E	5	0		45	5.67440	255.35
	1262 MAYO CHAL PREMI 1/30#	3	0		3	37.23000	111.69
	1664 OJ CRYSTAL 4/GAL EA	0	3		3	6.16420	18.49
	2038 EGG PRIM WH W/C 15/2#	1	0		1	44.87000	44.87
	2103 EGG GRADE AA LG 15-DZ	2	0		30	1.80500	54.15
	9407 DELIVERY SURCHG AUTO	1	0		1	5.00000	5.00
TOTALS:					611		2744.39

TOTAL DUE: 2744.39

This is your original invoice. All past due balances are subject to a 1.5% late fee per month. All credit information related with Challenge Dairy Products, Inc. is submitted to credit reporting companies.

(CH2.0.8.2)

THANK YOU



Page 1 (Print Date:04/06/21 Time:06:25)(#1) Challenge Dairy
 Driver#: 37 Name: Route 37 PO Box 742266
 Route: 37 Los Angeles CA 90074 2266

I N V O I C E

Customer#: 533563 Store: 000000
 Tahoe Joe's #823
 9000 Ming Ave
 DIP #2 #996281
 Bakersfield CA 93311

Invoice#: 6155282 Invoice Date: 4/6/2021
 Terms: 15 DAYS FRM INV DATE

Item#	Description	Cases	Units	Pounds	Total Units	Unit Price	Ext. Crd Amount	Rsn
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S A L E S

5132	59 CT CONT CHIP 1/17#	4	0		68	3.06250	208.25	
5220	BTR SALTED CHAL 25 KG	2	0		2	115.60358	231.21	
5281	BTR SALT SOL CH 36/1#	2	0		72	2.19750	158.22	
5321	BTR WHIP TUB CH 2/5#	3	0		30	2.42500	72.75	
1940	CRM CH CHALLENG 1/30#	1	0		30	1.69990	51.00	
3086	*CHED CHAL *4/10# VW	0	2	21.36	2	2.62800	56.13	
3177	*JACK CHAL *4/10# VW	0	2	20.86	2	2.64800	55.24	
3517	AMER CHAL 120CT 4/5#	0	5		5	2.10500	10.53	
3533	JACK SLICE GOSN 10/1#	1	0		10	3.15200	31.52	
4593	*PARM CRYO CELLO *1/2	1	0	21.22	1	5.13300	108.92	
	50 MILK HOMO GAL EA	1	0		4	4.29350	17.17	
	882 BUTTERMILK 9/HGL EA	1	0		9	2.21010	19.89	
1040	SOUR CREAM 4 GAL CS	2	0		2	35.29580	70.59	
1059	H&H FRESH QT EA	5	11		91	1.60680	146.22	
1160	HVY CRM 40% CRY HGL E	3	0		27	5.67440	153.21	
1262	MAYO CHAL PREMI 1/30#	4	0		4	38.28000	153.12	
1664	OJ CRYSTAL 4/GAL EA	0	1		1	6.16420	6.16	
2103	EGG GRADE AA LG 15-DZ	1	0		15	1.70500	25.58	
9407	DELIVERY SURCHG AUTO	1	0		1	5.00000	5.00	

TOTALS: 376 1580.71

TOTAL DUE: 1580.71

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(CH2.0.8.2)

THANK YOU



Page 1 (Print Date:04/16/21 Time:07:18)(#1) Challenge Dairy
 Driver#: 37 Name: Route 37 PO Box 742266
 Route: 37 Los Angeles CA 90074 2266

I N V O I C E

Customer#: 533563 Store: 000000
 Tahoe Joe's #823
 9000 Ming Ave
 DIP #2 #996281
 Bakersfield CA 93311

Invoice#: 6159730 Invoice Date: 4/16/2021
 Terms: 15 DAYS FRM INV DATE

Item#	Description	Cases	Units	Pounds	Total Units	Unit Price	Ext. Crd Amount	Rsn
S A L E S								
5132	59 CT CONT CHIP 1/17#	5	0		85	3.08500	262.23	
5220	BTR SALTED CHAL 25 KG	2	0		2	116.84366	233.69	
5246	BTR SWT SOLID 36/1# L	1	0		36	2.23500	80.46	
5281	BTR SALT SOL CH 36/1#	2	0		72	2.22000	159.84	
5321	BTR WHIP TUB CH 2/5#	6	0		60	2.44750	146.85	
1940	CRM CH CHALLENG 1/30#	3	0		90	1.69990	152.99	
3086	*CHEDDAR CHALLENG *1/4	1	0	44.02	1	2.00800	88.39	
3183	*JACK CHAL *1/40# VW	1	0	43.88	1	1.99800	87.67	
3205	BLUE CRUMBL CHA 4/5#	0	5		5	3.11000	15.55	
3517	AMER CHAL 12OCT 4/5#	0	5		5	2.14750	10.74	
3532	CHED SLICE GOSN 10/1#	1	0		10	3.08200	30.82	
3533	JACK SLICE GOSN 10/1#	2	0		20	3.19200	63.84	
4005	*SWISS LOAF PREM *6/8	0	1	8.26	1	5.37500	44.40	
4593	*PARM CRYO CELLO *1/2	2	0	45.46	2	5.13300	233.35	
4911	*GORGONZOLA STEL *1/8	2	0	14.27	2	3.66800	52.34	
	50 MILK HOMO GAL EA	1	0		4	4.29350	17.17	
	882 BUTTERMILK 9/HGL EA	1	3		12	2.21010	26.52	
	1040 SOUR CREAM 4 GAL CS	8	0		8	35.29580	282.37	
	1059 H&H FRESH QT EA	5	0		80	1.60680	128.54	
	1160 HVY CRM 40% CRY HGL E	5	0		45	5.67440	255.35	
	1262 MAYO CHAL PREMI 1/30#	4	0		4	38.47000	153.88	
	1664 OJ CRYSTAL 4/GAL EA	0	2		2	6.16420	12.33	
	2103 EGG GRADE AA LG 15-DZ	1	0		15	1.55500	23.33	
	9407 DELIVERY SURCHG AUTO	1	0		1	5.00000	5.00	
TOTALS:					563		2567.65	

TOTAL DUE: 2567.65

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(CH2.0.8.2)

THANK YOU



Page 1 (Print Date:04/13/21 Time:10:03)(#1) Challenge Dairy
 Driver#: 35 Name: Route 35 PO Box 742266
 Route: 35 Los Angeles CA 90074 2266

I N V O I C E

Customer#: 533564 Store: 000000
 Tahoe Joe's #831
 4015 W.Caldwell
 DIP #2 #996280
 Visalia CA 93277

Invoice#: 6158019 Invoice Date: 4/13/2021
 Terms: 15 DAYS FRM INV DATE

Item#	Description	Cases	Units	Pounds	Total Units	Unit Price	Ext. Crd Amount	Rsn
S A L E S								
5132	59 CT CONT CHIP 1/17#	3	0		51	3.08500	157.34	
5220	BTR SALTED CHAL 25 KG	1	0		1	116.84366	116.84	
5281	BTR SALT SOL CH 36/1#	1	0		36	2.22000	79.92	
5321	BTR WHIP TUB CH 2/5#	3	0		30	2.44750	73.43	
3086	*CHEDDAR CHALLEN *1/4	1	0	44.57	1	2.00800	89.50	
3183	*JACK CHAL *1/40# VW	1	0	43.68	1	1.99800	87.27	
3205	BLUE CRUMBL CHA 4/5#	0	5		5	3.11000	15.55	
3517	AMER CHAL 12OCT 4/5#	0	5		5	2.14750	10.74	
3533	JACK SLICE GOSN 10/1#	1	0		10	3.19200	31.92	
4593	*PARM CRYO CELLO *1/2	1	0	22.02	1	5.13300	113.03	
4911	*GORGONZOLA STEL *1/8	3	0	22.25	3	3.66800	81.61	
	50 MILK HOMO GAL EA	0	2		2	4.29350	8.59	
	882 BUTTERMILK 9/HGL EA	2	0		18	2.21010	39.78	
	1040 SOUR CREAM 4 GAL CS	2	0		2	35.29580	70.59	
	1059 H&H FRESH QT EA	2	0		32	1.60680	51.42	
	1160 HVY CRM 40% CRY HGL E	3	0		27	5.67440	153.21	
	1265 MAYO CLASSIC GR 1/30#	3	0		3	58.20000	174.60	
	1664 OJ CRYSTAL 4/GAL EA	0	3		3	6.16420	18.49	
	2103 EGG GRADE AA LG 15-DZ	1	0		15	1.55500	23.33	
	9407 DELIVERY SURCHG AUTO	1	0		1	5.00000	5.00	
TOTALS:					247		1402.16	

TOTAL DUE: 1402.16

- 4126.23

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(CH2.0.8.2)

THANK YOU

JOSE

Page 1 (Print Date:04/01/21 Time:09:42)(#1) Challenge Dairy
 Driver#: 61 Name: Route 61 PO Box 742266
 Route: 61 Los Angeles CA 90074 2266

I N V O I C E

Customer#: 567694 Store: 000000
 Tahoe Joe's #828
 1905 Taylor Rd
 DIP-#2 #996277
 Roseville CA 95661

Invoice#: 6152047 Invoice Date: 4/1/2021
 Terms: 15 DAYS FRM INV DATE

Item#	Description	Cases	Units	Pounds	Total Units	Unit Price	Ext. Crd Amount	Rsn
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S A L E S

5132	59 CT CONT CHIP 1/17#	5	0		85	2.96250	251.81	
5220	BTR SALTED CHAL 25 KG	2	0		2	110.09208	220.18	
5246	BTR SWT SOLID 36/1# L	1	0		36	2.11250	76.05	
5281	BTR SALT SOL CH 36/1#	1	0		36	2.09750	75.51	
5321	BTR WHIP TUB CH 2/5#	2	0		20	2.32500	46.50	
1940	CRM CH CHALLENG 1/30#	3	0		90	1.59210	143.29	
3086	*CHEDDAR CHALLENG *1/4	2	0	85.43	2	2.05300	175.39	
3205	BLUE CRUMBL CHA 4/5#	1	0		20	3.15500	63.10	
3532	CHED SLICE GOSN 10/1#	1	0		10	3.12700	31.27	
3533	JACK SLICE GOSN 10/1#	2	0		20	3.23700	64.74	
4593	*PARM CRYO CELLO *1/2	2	0	44.32	2	5.13300	227.49	
4911	*GORGONZOLA STEL *1/8	2	0	13.18	2	3.71300	48.94	
	50 MILK HOMO GAL EA	0	2		2	4.29350	8.59	
	882 BUTTERMILK 9/HGL EA	2	0		18	2.21010	39.78	
1040	SOUR CREAM 4 GAL CS	4	0		4	33.42380	133.70	
1059	H&H FRESH QT EA	4	0		64	1.60680	102.84	
1160	HVY CRM 40% CRY HGL E	4	0		36	5.67440	204.28	
1262	MAYO CHAL PREMI 1/30#	4	0		4	37.23000	148.92	
1607	1/C VAN BEAN 3 GAL CS	1	0		1	20.67010	20.67	
2103	EGG GRADE AA LG 15-DZ	2	0		30	1.80500	54.15	
9407	DELIVERY SURCHG AUTO	1	0		1	5.00000	5.00	

TOTALS: 485 2142.20

TOTAL DUE: ~~2142.20~~

138.69

This is your original invoice. All past due balances are subject to a 1.5% late fee per month. All credit information related with Challenge Dairy Products, Inc. is submitted to credit reporting companies.

(CH2.0.8.2)

THANK YOU

Del. by Paw

Attachment 2 - General Unsecured Invoice.pdf

Description - Attachment to POC related to Claimant's general unsecured claim

Page 1 (Print Date:03/18/21 Time:05:50)(#1) Challenge Dairy
 Driver#: 194 Name: Route 194 PO Box 742266
 Route: 194 Los Angeles CA 90074 2266

I N V O I C E

Customer#: 640634 Store: 000000
 Tahoe Joe's #825
 485 Madonna Rd Ste 2
 DIP #2
 San Luis Obispo CA 93401

Invoice#: 6147286 Invoice Date: 3/18/2021
 Terms: 15 DAYS FRM INV DATE

Item#	Description	Cases	Units	Pounds	Total Units	Unit Price	Ext. Crd Amount	Rsn
S A L E S								
5220	BTR SALTED CHAL 25 KG	1	0		1	108.98979	108.99	
5321	BTR WHIP TUB CH 2/5#	4	0		40	2.30500	92.20	
1940	CRM CH CHALLENG 1/30#	2	0		60	1.59210	95.53	
3106	CHED SHRD FANCY 4/5#	1	0		20	2.52000	50.40	
3167	JACK SHRD FANCY 4/5#	1	0		20	2.51750	50.35	
3205	BLUE CRUMBL CHA 4/5#	0	5		5	3.02250	15.11	
3517	AMER CHAL 12OCT 4/5#	0	5		5	2.10500	10.53	
4593	*PARM CRVO CELLO *1/2	1	0	23.68	1	5.13300	121.55	
	50 MILK HOMO GAL EA	1	0		4	4.22620	16.90	
	883 BUTTRMILK CHALL 6/HGL	1	0		6	1.80250	10.82	
1040	SOUR CREAM 4 GAL CS	2	0		2	33.42380	66.85	
1059	H&H FRESH QT EA	2	0		32	1.54230	49.35	
1160	HVY CRM 40% CRY HGL E	3	0		27	5.29110	142.86	
1262	MAYO CHAL PREMI 1/30#	2	0		2	34.13000	68.26	
1668	OJ CHAL 9/HGL EA	0	3		3	4.04920	12.15	
2103	EGG GRADE AA LG 15-DZ	1	0		15	1.90500	28.58	
9407	DELIVERY SURCHG AUTO	1	0		1	5.00000	5.00	
TOTALS:					244		945.43	

TOTAL DUE: 945.43

\$349.00

This is your original invoice. All past due balances are subject to a 1.5% late fee per month. All credit information related with Challenge Dairy Products, Inc. is submitted to credit reporting companies.

(CH2.0.8.2)

THANK YOU

