

Fill in this information to identify the case:

Debtor 1 Gold's Texas Holdings Group, Inc.

Debtor 2 _____
(Spouse, if filing)

United States Bankruptcy Court for the: Northern District of Texas

Case number 20-31318-hdh11

RECEIVED
SEP 10 2020
BMC GROUP

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?** United Lynn-Con Corporation
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)**

Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	<u>Thomas R. Stauch</u> Name <u>10000 N. Central Expressway, Suite 1040</u> Number Street <u>Dallas TX 75231</u> City State ZIP Code Contact phone <u>214.823.2006</u> Contact email <u>tstauch@ns-law.net</u>	_____ Name _____ Number Street _____ City State ZIP Code Contact phone _____ Contact email _____
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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? \$ 3,585.00. 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.

Labor & materials - see attached Lien re 902 W Central Texas Expy

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: See attached Lien Affidavit
 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: \$ 6,037,760.00
Amount of the claim that is secured: \$ 3,585.00
Amount of the claim that is unsecured: \$ 0.00 (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: \$ 3,585.00

Annual Interest Rate (when case was filed) 0.00 %
 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)? No

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

Yes. Check one:

<input type="checkbox"/> 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 \$ _____
<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 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.	\$ _____

* 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 09/09/2020
MM / DD / YYYY

Thomas R. Stauch
Signature

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

Name Thomas R. Stauch
First name Middle name Last name

Title Attorney at Law

Company Nowak & Stauch, PLLC
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 10000 N. Central Expressway, Suite 1040
Number Street

Dallas TX 75231
City State ZIP Code

Contact phone 214.823.2006 Email tstauch@ns-law.net

**NOTICE: THIS IS NOT A LIEN.
THIS ONLY AN AFFIDAVIT CLAIMING A LIEN.**

AFFIDAVIT CLAIMING MECHANIC’S AND MATERIALMAN’S LIEN

State of Texas §
 §
County of Dallas §

BEFORE ME, the undersigned authority, personally appeared Bary Saladino, on oath swears that the following statements are true and are within his personal knowledge:

My name is Bary Saladino. I am the President of United Lynn-Con Corporation (“Claimant”). This affidavit is made to perfect a mechanic’s and materialman’s lien against the real property described below:

1. Claimant has an unpaid claim (the “Claim”) in the total amount of **\$3,585.00** (“Claim Amount”), and this amount is just and reasonable and has not been paid. The Claim constitutes the reasonable value of the Claimant’s services furnished after all extra charges, credits, payment, and offsets have been allowed.
2. The Claim Amount has accrued pursuant to a contract (the “Contract”) whereby Claimant furnished labor and materials, as subcontractor, for construction of improvements on the property on which this claim is made (the “Property”), including, but not limited to, the labor and materials required to perform flooring work at the Property. Work was done under the Contract from March 2020 to April 2020. The last month in which Claimant provided the services described herein was April 2020.
3. Claimant furnished materials and labor for improvements to the Property described herein under the Contract to CRG (Club Resource Group) (“CRG”), as original contractor, whose last known address is:

**CRG (Club Resource Group)
1875 N. MacArthur Dr.
Tracy, CA 95376**

4. The name and last known address of the owner or reputed owner (“Owner”) of the Property is:

**RBR Real Estate Holdings, LLC
4001 Maple Ave., Suite 600
Dallas, TX 75219**


5. The legal description of the Property improved by Claimant’s above-described labor and materials is:

Being part of Lot One (1), in Block One (1), of Albertson's Addition, being a replat of a part of Iota Addition and a part of Lot 1, Block 2, Highland Development Corporation Commercial Subdivision, in the City of Killeen, Bell County, Texas, according to the plat of record in Cabinet C, Slide 43-D, Plat Records of Bell County, Texas, and being out of the John Gosline Survey, Abstract No. 344, containing 5.785 acres more or less, and commonly known as 902 W. Central Texas Expy., Killeen, Texas, specifically the premises leased by Gold's Texas Holdings Group, Inc.

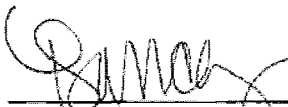
- 6. Gold's Texas Holdings Group, Inc. ("Gold's") owns the leasehold interest ("Leasehold") on the Property. That Leasehold and improvements on it are sought to be charged with Claimant's lien; Claimant is not asserting a lien on the real property or Owner.
- 7. Claimant's physical and mailing address is:

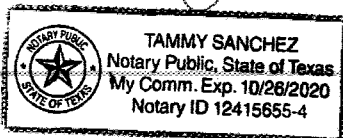
**1308 S. Hampton Road
DeSoto, Texas 75115**
- 8. True and correct copies of all notices reflecting the date and method by which the Claim Amount was sent are attached hereto as Exhibit A and are incorporated by reference.
- 9. Claimant claims a mechanic's and materialman's lien on the above-described Leasehold thereon to secure payment of the Claim Amount in accordance with Chapter 53 of the Texas Property Code.
- 10. Claimant is sending one copy of this affidavit to Owner, CRG, and Gold's at their last known addresses by certified mail, return receipt requested.

United Lynn-Con Corporation


By: Bary Saladino
President

SUBSCRIBED AND SWORN TO before me on the 13th day of May, 2020, by Bary Saladino.


Notary Public, State of Texas



AFTER RECORDING RETURN TO:

Thomas R. Stauch
NOWAK & STAUCH, PLLC
10000 North Central Expressway, Suite 1040
Dallas, Texas 75231
Telephone: (214) 823-2006
Facsimile: (214) 823-2007

United Lynn-Con Corporation
 FLOORING SPECIALISTS

1308 S HAMPTON ROAD • DeSOTO, TEXAS 75115
 (972)223-2540 • FAX (972)223-5530

TO: CLUB RESOURCE GROUP
 1875 N MACARTHUR DRIVE
 TRACY, CA 95376

INVOICE

INVOICE DATE		CUSTOMER NO.	INVOICE NUMBER
4/13/2020		CLUB01	51438
P.O. #	JOB NUMBER	JOB NAME	
PO155520	20-31940-01	GOLDS GYM/KILLEEN/20-319...	
SALES PERSON		TERMS	
EW		Net 30	

JOB SITE:
 GOLDS GYM
 902 W CENTRAL EXPRESSWAY
 KILLEEN, TX

DESCRIPTION	QUANTITY	UNIT PRICE	AMOUNT
SCRAPE ADHESIVE, SKIM COAT, INSTALL REXCOURT & RUBBER BASE		3,585.00	3,585.00
		Subtotal	\$3,585.00
		Sales Tax (0.0%)	\$0.00
		Total	\$3,585.00

Balance Due \$3,585.00

Thank You!

INTEREST WILL BE CHARGED AT A RATE OF 1 1/2% PER MONTH (18% ANNUAL OR MAXIMUM ALLOWED) ON ALL PAST DUE ACCOUNTS

EXHIBIT

DocuSign Envelope ID: B333DC09-9F6C-4DCC-9F5E-D5714BF6DF75

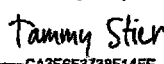


Subcontractor
 UNITED LYNN-CON CORPORA...
 1308 S. HAMPTON ROAD
 DESOTO TX 75115
 United States

Ship To
 Gold's Gym International
 43024: Killeen
 902 W Central Expressway
 Killeen TX
 United States

Work Order

WO # PO155520
Date 3/12/2020
Ship Date 3/16/2020
Vendor #
Master Contract # 2020-UNIT
Sales Rep
Site Contact Eddy Watson
Site Phone Number 214.502.2335
1st App = Sales Rep Wendt, Eric A
2nd App = Binding Wendt, Eric A
Sales Order Number Sales Order #SO20-450
Install Date
Sidemark

INSTALL-FLR	1	<p>Installation Services - All In</p> <p>- 30' x 30' Area (Site Visit Performed) Based on 900SqFt</p> <p>- Scrape Glue - Skim Floor</p> <p>-Install Rexcourt with full spread adhesive - Heat Welded Seams</p> <p>4" Black Rubber Base around Perimeter - Transitions at both doorways .</p> <p>Customer Contact: Ryan Taylor Cell: 254-290-6788</p> <p>-HOT- Ship to ULC Whse Per Eddy - Schedule and Advise</p> <p>CUSTOMER CONTACT: RYAN TAYLOR CELL: 254-290-6788</p> <div style="border: 1px solid black; padding: 5px; margin-top: 20px;"> DocuSigned by:  CA3F6F3738F14FE... </div>	3,585.00	3,585.00
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20-21940-01

DS
15

Total \$3,585.00

This WO is issued pursuant to the Subcontractor Agreement between Subcontractor named above and CRG. The WO is subject to the terms and conditions contained in the Subcontract between the parties and is made a part thereof. Any term not otherwise defined herein shall have the meaning specific in the Subcontract. In the event of any conflict or inconsistency between the terms of the WO and the terms of the Subcontract, the terms of the WO shall govern and prevail. The WO is for the scope of work relating to the project name and address above and for the benefit of the customer. The Exhibit(s) to this WO if any, shall be deemed to be a part hereof. In the event of any inconsistencies between the terms of the body of the WO and the terms of the Exhibit(s) hereto, the terms of the body of this WO shall prevail. All work shall adhere to the schedule unless otherwise



**Bell County
Shelley Coston
County Clerk
Belton, Texas 76513**

Instrument Number: 2020023160

As

AFFIDAVIT

Recorded On: May 15, 2020

Parties: RBR REAL ESTATE HOLDINGS LLC

To UNITED LYNN-CON CORPORATION

Comment:

Billable Pages: 5

Number of Pages: 6

(Parties listed above are for Clerks' reference only)

**** Examined and Charged as Follows ****

CLERKS RMF:	\$5.00
COURT HOUSE SECURITY:	\$1.00
RECORDING:	\$21.00
Total Fees:	\$27.00

******* DO NOT REMOVE. THIS PAGE IS PART OF THE INSTRUMENT *******

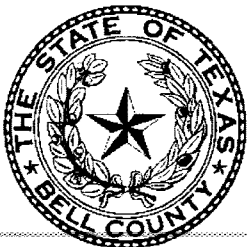
Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY because of color or race is invalid and unenforceable under federal law.

File Information

Instrument Number: 2020023160
Receipt Number: 118123
Recorded Date/Time: 05/15/2020 1:12:11 PM
User / Station: ramiremg - BCCCD0642

Record and Return To:

Silver Star Title, LLC DBA Sendera Title
1409 SUMMIT AVENUE
FORT WORTH, TX 76102



I hereby certify that this instrument was filed on the date and time stamped hereon and was duly recorded in the Real Property Records in Bell County, Texas

Shelley Coston
Bell County Clerk

Northern District of Texas Claims Register

20-31318-hdh11 GGI Holdings, LLC

Judge: Harlin DeWayne Hale **Chapter:** 11

Office: Dallas **Last Date to file claims:** 09/09/2020

Trustee: **Last Date to file (Govt):** 12/08/2020

<p><i>Creditor:</i> (19155693) United Lynn-Con Corporation c/o Thomas R. Stauch Nowak & Stauch, PLLC 10000 N. Central Expressway, Suite 1040 Dallas, Texas 75231</p>	<p>Claim No: 26 <i>Original Filed</i> <i>Date:</i> 09/09/2020 <i>Original Entered</i> <i>Date:</i> 09/09/2020</p>	<p><i>Status:</i> <i>Filed by:</i> CR <i>Entered by:</i> Thomas Richard Stauch <i>Modified:</i></p>
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Amount claimed: \$3585.00

Secured claimed: \$3585.00

History:

Details 26-1 09/09/2020 Claim #26 filed by United Lynn-Con Corporation, Amount claimed: \$3585.00
(Stauch, Thomas)

Description: (26-1) 902 W. Central No. 2

Remarks:

Claims Register Summary

Case Name: GGI Holdings, LLC

Case Number: 20-31318-hdh11

Chapter: 11

Date Filed: 05/04/2020

Total Number Of Claims: 1

Total Amount Claimed*	\$3585.00
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	\$3585.00	
Priority		
Administrative		