

Fill in this information to identify the case:

Debtor name: John Q Hammons Hotels, Inc.

United States Bankruptcy Court for the District of Kansas at Kansas City

Case number (If known): _____

See Appendix A to bar date notice for list of debtors and case numbers.

ID: 14268
VICKERS-MCKELLER, PHYLLIS
3049 TREMONT ST
MONTGOMERY, AL 36110-1130

RECEIVED

MAR 15 2018

BMC GROUP

If you have already filed a proof of claim with the
Bankruptcy Court or BMC, you do not need to file again.
THIS SPACE IS FOR COURT USE ONLY

Official Form 410

Proof of Claim

04/16

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, except for administrative expenses under 11 U.S.C. § 503(b)(9).

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.

The original of this completed form (faxes not accepted), together with accompanying documentation, must be either (a) delivered to the Claims and Noticing Agent at the address set forth on the Bar Date Notice, or (b) filed using the online Document Filing System (CM/ECF) of the United States Bankruptcy Court for the District of Kansas, in either event so as to be received no later than 5:00 p.m. CST on the December 23, 2016.

Part 1: Identify the Claim

1. Who is the current creditor?

Phyllis Vickers

Name of the current creditor (the person or entity to paid for this claim)

Other name the creditor used with the debtor Phyllis Vickers-McKeller

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)

Karen Laneau

Name

Name

8 Commerce Street, Suite 200

Number Street

Number Street

Montgomery, AL 36104

City

State ZIP Code

City State ZIP Code

Contact phone 334-269-5930

Contact phone _____

Contact email Kmasting@bellsouth.net

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? _____

JQH Ctl ID
00624

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? \$ 100,000 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.

Workers compensation settlement - Future medical treatment.

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. \$ _____

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 all that apply:

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.

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

\$ _____

☐ Up to \$2,850* 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 \$12,850*) 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.

\$ _____

* Amounts are subject to adjustment on 4/01/19 and every 3 years after that for cases begun on or after the date of adjustment.

13. Is all or part of the claim entitled to administrative priority pursuant to 11 U.S.C. § 503(b)(9)?

☒ No

☐ Yes. Indicate the amount of your claim arising from the value of any goods received by the Debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim.

\$ _____

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

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.

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

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.

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.

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 3/10/2018
MM / DD / YYYY

K Lax
Signature

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

Name Karen Lyn Laneauk
First name Middle name Last name

Title Attorney for Phyllis Vickers

Company Law Office of Sandra Lewis, P.C.
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 8 Commerce Street, Suit 700
Number Street

Montgomery, AL 36104
City State ZIP Code

Contact phone 334-269-5930 Email Kmasti@bellsouth.net



39363560014268

VICKERS-MCKELLER, PHYLLIS
3049 TREMONT ST
MONTGOMERY, AL 36110-1130



IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, ALABAMA

PHYLLIS VICKERS MCKELLER,

Plaintiff,

v.

JOHN Q. HAMMONS HOTELS, INC.,

Defendants.

CIVIL ACTION NO.

CV-2013-

ORDER APPROVING SETTLEMENT AND PETITION

This cause coming on to be heard upon the joint petition, agreement and settlement of the parties, and the parties being present in open Court in person or by counsel, and the Court having read and understood the joint petition, agreement and settlement and being fully advised in the premises relative thereto, and it appearing that the allegations of the petition are true and that the said settlement is substantially in accordance with Ala. Code, Section 25-5-1 to 231 (1975), it is,

ORDERED, ADJUDGED, AND DECREED that the petition, agreement and settlement be and the same is hereby approved and that the parties in all things conform thereto. The Court finds that the proposed settlement as set forth in the petition is in the best interest of the plaintiff.

It is ORDERED, ADJUDGED, AND DECREED by the Court that the Employer, John Q. Hammons Hotels, Inc., pay to the Plaintiff, Phyllis Vickers McKeller, the sum of \$46,000.00. The Plaintiff is 48 years of age and has a life expectancy of 33.56 years or 1,745 weeks. A fifteen (15%) percent attorney's fee in the amount of \$6,900.00 will be deducted from the \$46,000.00 lump sum settlement. In that the remaining sum of \$39,100 is to compensate the Plaintiff for her permanent loss of earning capacity for the remainder of her life, this averages out to a weekly payment of \$22.40.

It is further ORDERED, ADJUDGED, AND DECREED that this amount shall be accepted by the plaintiff as a full and final settlement of all claims of the plaintiff for compensation benefits, whether in the nature of temporary partial or total benefits, permanent partial or total benefits, or past, present, and vocational rehabilitation benefits, with future medical benefits remaining open.

It is ORDERED, ADJUDGED AND DECREED that plaintiff's attorney, Karen Laneaux, has agreed upon an attorney's fee equal to fifteen percent (15%) of the permanent partial benefits paid plus any reasonable expenses and costs incurred.

Done and Ordered this 2nd day of July, 2013, with costs taxed as paid.



CIRCUIT JUDGE

The Law Offices of
SANDRA H. LEWIS, P.C.

8 Commerce Street
Suite 700
Post Office Box 686
Montgomery, AL 36101-0686

Sandra H. Lewis
Karen Mastin Laneaux *
* Also admitted in Mississippi

Phone (334) 269-5930
Fax (334) 269-5931
Email: sandralew@bellsouth.net
Email: kmastin@bellsouth.net

March 10, 2018

BMC Group, Inc.
Attn: John Q. Hammons Processing
P.O. Box 90100
Los Angeles, CA 90009

Re: Proof of Claim

To Whom It May Concern:

I represented Phyllis Vickers-McKeller in a workers compensation case against her former employer, John Q. Hammons Hotels, Inc. As a result of that case, the former employer agreed to provide future medical treatment to my client. Enclosed is a copy of the Order Approving Settlement and Petition.

My client recently received the enclosed Notice of Bar Date for the Filing of Proofs of Claim or Interest. Although she just received it, the notice indicates that the bar date is December 23, 2016. My client did not receive this notice prior to the bar date.

She has asked me to file this claim on her behalf. If her claim is not necessary, please advise. Should you have any questions, please contact me.

Sincerely,
THE LAW OFFICE OF SANDRA LEWIS, P.C.


KAREN LANEAUX
Attorney

Enclosures

District of Kansas Claims Register

[16-21142 John Q. Hammons Fall 2006, LLC](#)

Judge: Robert D. Berger

Chapter: 11

Office: Kansas City

Last Date to file claims:

Trustee:

Last Date to file (Govt):

Creditor: (8931914)
PHYLLIS VICKERS
C/O KAREN LANEUX
8 COMMERCE STREET,
SUITE 700
MONTGOMERY, AL
36104

Claim No: 801
Original Filed
Date: 03/15/2018
Original Entered
Date: 03/15/2018

Status:
Filed by: CR
Entered by: Terri Marshall
Modified:

Amount claimed: \$100000.00

History:

[Details](#) [801-1](#) 03/15/2018 Claim #801 filed by PHYLLIS VICKERS, Amount claimed: \$100000.00 (Marshall, Terri)

Description: (801-1) Workers Compensation Settlement - Future Medical Treatment

Remarks: (801-1) ECF by Claims Agent 3/15/18; Listed debtor is John Q Hammons Hotel, Inc.

Claims Register Summary

Case Name: John Q. Hammons Fall 2006, LLC

Case Number: 16-21142

Chapter: 11

Date Filed: 06/26/2016

Total Number Of Claims: 1

Total Amount Claimed*	\$100000.00
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		
Priority		
Administrative		