

Fill in this information to identify the case:

Debtor 1 JQH-SAN MARCOS DEVELOPMENT, LLC

Debtor 2 (Spouse, if filing) _____

United States Bankruptcy Court for the: District of Kansas

Case number 16-21171 21142

FILED
Kansas City, KS
JUL 18 2016
Clerk
U.S. Bankruptcy Court

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. 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? San Marcos CISD
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)			
Name <u>Diane W. Sanders</u>				Name <u>San Marcos CISD c/o Diane W. Sanders</u>			
Street <u>P.O. Box 17428</u>				Street <u>P.O. Box 17428</u>			
Number	Street			Number	Street		
<u>Austin</u>	<u>TX</u>	<u>78760</u>		<u>Austin</u>	<u>TX</u>	<u>78760</u>	
City	State	ZIP Code		City	State	ZIP Code	
Contact phone <u>512-447-6675</u>				Contact phone _____			
Contact email <u>austin.bankruptcy@publicans.com</u>				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

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: 6 5 3 5

7. How much is the claim? \$ 339,753.49. 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.
ad valorem 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: Business personal property

Basis for perfection: Statutory
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: \$ 24,026,129.00

Amount of the claim that is secured: \$ 339,753.49

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) 12.00 %

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

Yes. Check all that apply:

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.

Amount entitled to priority

\$ _____

\$ _____

\$ _____

\$ _____

\$ _____

\$ _____

* 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.

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 07/06/2016
MM / DD / YYYY

Diane Sanders
Signature

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

Name Diane W. Sanders
First name Middle name Last name

Title Attorney

Company Linebarger Goggan Blair & Sampson, LLP
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address P.O. Box 17428
Number Street
Austin TX 78760
City State ZIP Code

Contact phone 512-447-6675 Email austin.bankruptcy@publicans.com

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF KANSAS

IN RE:

JQH-SAN MARCOS
DEVELOPMENT, LLC

DEBTOR

§
§
§
§
§
§

CASE NO. 16-21171

CHAPTER 11

SAN MARCOS CISD
PROOF OF CLAIM SUMMARY OF EXHIBITS

<u>Exhibit No.</u>	<u>Account No.</u>	<u>Tax Years included in Claim</u>	<u>Amount Due</u>
1	R126535	2016 EST	\$339,753.49
TOTAL:			\$339,753.49

Account Summary

Luanne Caraway Tax Assessor-Collector, Hays County
 712 S. Stagecoach Trail
 San Marcos, TX 78666
 Ph: 512-393-5545 Fax: 512-393-5517

Visit us at www.hayscountytax.com

Property: 11-2793-000A-00200-3
 Quick Ref ID: R126535
 Owner: JQH-SAN MARCOS DEVELOPMENT LLC
 Situs Address: 1001 MCCARTY LN SAN MARCOS TX 78666
 Legal Description: EMBASSY SUITES & CITY OF SAN MARCOS
 CONFERENCE CENTER SUBD, BLOCK A, LOT
 2, ACRES 8.831 & BUSINESS PERSONAL
 PROPERTY

JQH-SAN MARCOS DEVELOPMENT LLC
 300 JOHN Q HAMMONS PKWY STE 900
 SPRINGFIELD, MI 65806

Assessment Values
 LAND HS: 0
 LAND NHS: 1,538,710
 IMP HS: 0
 IMP NHS: 22,487,419
 AG MKT VALUE: 0
 AG USE VALUE: 0

Tax Bill (Effective Date: 06/26/2016)		Balance Due if Paid By June 30, 2016:					0.00
Bill	Levy	Levy Balance	P & I	Collection Penalty	Date Paid	Amt Paid	Balance
2015							
San Marcos CISD	339,753.49	0.00	0.00	0.00	02/03/2016	339,753.49	0.00
Totals	339,753.49	0.00	0.00	0.00		339,753.49	0.00
Totals	339,753.49	0.00	0.00	0.00		339,753.49	0.00
Balance Due if Paid By June 30, 2016:						0.00	

2016 EST TAX
 \$ 339,753.49

EXHIBIT 1

Page 1 of 1

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):**

<i>Creditor:</i> (8533207) San Marcos CISD c/o Diane W Sanders PO Box 17428 Austin, TX 78760	Claim No: 22 <i>Original Filed</i> <i>Date:</i> 08/07/2016 <i>Original Entered</i> <i>Date:</i> 08/07/2016	<i>Status:</i> <i>Filed by:</i> CR <i>Entered by:</i> Terri Marshall <i>Modified:</i>
--	---	--

Amount claimed:	\$339753.49		
Secured claimed:	\$339753.49		

History:

Details	22-1	08/07/2016 Claim #22 filed by San Marcos CISD, Amount claimed: \$339753.49 (Marshall, Terri)
-------------------------	----------------------	---

Description: (22-1) Ad Valorem Taxes (21171; JQH-San Marcos Development, LLC)

Remarks: (22-1) KSB Filed 7/18/16; ECF by Claims Agent 8/7/2016

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*	\$339753.49
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	\$339753.49	
Priority		
Administrative		