

Fill in this information to identify the case:

Debtor name: JQH - Murfreesboro Development, LLC
 United States Bankruptcy Court for the District of Kansas at Kansas City
 Case number (if known): 16-21141

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

ID: 1419
 PEACH TREE LANDSCAPE
 3600 BEE CAVES RD STE 201
 WEST LAKE HILLS, TX 78746-5375

RECEIVED
 DEC 06 2016
 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

04/16

Official Form 410
Proof of Claim

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?
PT Landscape LLC
 Name of the current creditor (the person or entity to paid for this claim)
 Other name the creditor used with the debtor Peach Tree Landscape

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>PT Landscape LLC</u> Name	_____ Name
<u>3600 Bee Caves Rd #201</u> Number Street	_____ Number Street
<u>Austin TX 78746</u> City State ZIP Code	_____ City State ZIP Code
Contact phone <u>512-621-6770</u>	Contact phone _____
Contact email <u>nancy@landscapesusa.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: _____

7. How much is the claim? \$ 5,336.09 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.

Services Performed - landscaping

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 11/30/2016
MM/DD/YYYY

J. Cotton
Signature

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

Name Justin Todd Cotton
First name Middle name Last name

Title Operations Manager

Company PT Landscape LLC
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 3600 Bee Caves Rd #201
Number Street

Austin TX 78746
City State ZIP Code

Contact phone 512-621-6770 Email nancy@landscapesusa.com



Peach Tree Landscape

3600 Bee Cave Rd Ste 201
 Austin, TX 78746
 615-793-8733

6/24/2016	9389
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Local Office:
 180 Charter Place
 LaVergne, TN 37086

Bill To
Embassy Suites Hotel & Conference Center 1200 Conference Center Blvd. Murfreesboro, TN 37129

Service address

P.O. Number	Terms
	Net 30

Quantity	Item Code	Description	Price Each	Amount
	Enhancements	PO # 855740 6/16/16 - Fertilizer, Pesticide treatment	1,050.25	1,050.25
Thank you for your business.		ATTENTION!! Please update. New remittance address: 3600 Bee Cave Rd, Ste 201 Austin, TX 78746	Total	\$1,050.25
			Payments/Credits	\$0.00
			Balance Due	\$1,050.25



Peach Tree Landscape

3600 Bee Cave Rd Ste 201
 Austin, TX 78746
 615-793-8733

6/1/2016	9104
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Local Office:
 180 Charter Place
 LaVergne, TN 37086

Bill To
Embassy Suites Hotel & Conference Center 1200 Conference Center Blvd. Murfreesboro, TN 37129

Service address

P.O. Number	Terms
	Net 30

Quantity	Item Code	Description	Price Each	Amount
	Maintenance	Monthly Maintenance Contract Service Period: June	3,830.84	3,830.84

Thank you for your business.

ATTENTION!! Please update.

New remittance address:
 3600 Bee Cave Rd, Ste 201
 Austin, TX 78746

Total	\$3,830.84
Payments/Credits	\$0.00
Balance Due	\$3,830.84



Peach Tree Landscape

3600 Bee Cave Rd Ste 201
 Austin, TX 78746
 615-793-8733

7/22/2016	9649
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Local Office:
 180 Charter Place
 LaVergne, TN 37086

Bill To
Embassy Suites Hotel & Conference Center 1200 Conference Center Blvd. Murfreesboro, TN 37129

Service address

P.O. Number	Terms
	Net 30

Quantity	Item Code	Description	Price Each	Amount
	Enhancements	7/18/16 - Transplants 2 Schip Laurels and adjust irrigation	455.00	455.00

Thank you for your business.

ATTENTION!! Please update.

 New remittance address:
 3600 Bee Cave Rd, Ste 201
 Austin, TX 78746

Total	\$455.00
Payments/Credits	\$0.00
Balance Due	\$455.00

11/9/2014

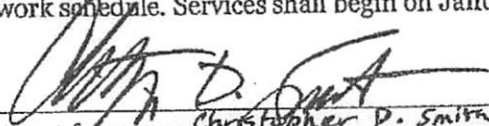
Attn: General Manager
1200 Conference Center Blvd.
Murfreesboro, TN

RE: Maintenance Contract for: JQH - Murfreesboro Development, LLC dba. Embassy Suites by Hilton Nashville SE - Murfreesboro

PT Landscape, LLC (dba PeachTree Landscape) will provide landscape maintenance services to the property referenced above according to the attached schedule and or specifications. Owner will pay PT Landscape, LLC \$3,830.84 per month. Monthly invoices will be sent on or before the beginning of each month and payment to PT Landscape, LLC will be expected by the 1st of the following month. Past due balances will be charged 1.5% per month.

Services can be cancelled by either Owner or PT Landscape, LLC by giving a (30) day written notice to the other party. Upon termination of contract by either party fees for all services performed under terms of contract are due at that time. The fees associated with the services are defined in the contract, including but not limited to standard annual services (weekly visits) and additional services performed during execution of contract (seasonal color, mulch, irrigation start-up/shut-down, etc.). In case of breach of contract, any reasonable attorney's fees, court fees, or collection fees incurred during the said process of collecting payment for services rendered will be payable by client.

By signing below Owner authorizes PT Landscape, LLC to begin work according to the attached work schedule. Services shall begin on January 1, 2016 and continue to Dec 31, 2016.


Agent for owner Christopher D. Smith Sec/Treas

11/23/15

Date

Justin Cotton

11-9-15

Operations Manager

Peach Tree Landscape • 180 Charter Place • Lavergne, TN 37086
pthornton@peachtreelandscape.com • 615-864-4828

Agreement Between
PT Landscape, LLC ("VENDOR") and JQH-Murfreesboro
Development, LLC d/b/a Embassy Suites by Hilton Nashville SE -
Murfreesboro ("HOTEL")

Vendor shall defend, indemnify and hold HOTEL harmless from and against any claim, loss, expense or damage to any person or property (whether owned by Hotel, Vendor or third party) in or upon the Premises or any area allocated to or used by Vendor or its customers, agents, employees or invitees, including any attorney fees incurred by HOTEL in defense of such claim, arising out of Vendor's use of the Premises, property, or any act or neglect of Vendor or Vendor's invitees, employees, contractors, customers, or agents, including, but not limited to, Vendor's landscape services. By signing this Agreement, Vendor certifies that it has insurance and agrees to provide HOTEL with a Certificate of Insurance which reflects worker's compensation insurance at the statutory limits, as well as commercial general liability insurance with a minimum limit of One Million Dollars (\$1,000,000) per occurrence, from an insurance company licensed to write insurance in the State of Tennessee. Said Certificate shall name JQH-Murfreesboro Development, LLC d/b/a Embassy Suites by Hilton Nashville SE - Murfreesboro and John Q. Hammons Hotels Management, LLC, and subsidiaries, as additional insureds.

PT Landscape, LLC

Date: 11-23-15

By: 

JQH-Murfreesboro Development, LLC d/b/a
Embassy Suites by Hilton Nashville SE -
Murfreesboro

Date: _____

By: 

Christopher D. Smith, Sec/Trea

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:** 12/23/2016
Trustee: **Last Date to file (Govt):**

<i>Creditor:</i> (8623411)	Claim No: 320	<i>Status:</i>
PT Landscape LLC	<i>Original Filed</i>	<i>Filed by:</i> CR
3600 Bee Caves Road #201	<i>Date:</i> 12/08/2016	<i>Entered by:</i> Terri Marshall
Austin, TX 78746	<i>Original Entered</i>	<i>Modified:</i>
	<i>Date:</i> 12/08/2016	

Amount claimed: \$5336.09

History:

[Details](#) [320-](#) 12/08/2016 Claim #320 filed by PT Landscape LLC, Amount claimed: \$5336.09 (Marshall, Terri)
[1](#)

Description: (320-1) Services Performed

Remarks: (320-1) Filed in JQH- Murfreesboro Development (16-21191)

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*	\$5336.09
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		