

**Fill in this information to identify the case:**

Debtor 1 Jagged Peak Inc.

Debtor 2 \_\_\_\_\_  
(Spouse, if filing)

United States Bankruptcy Court for the: District of Nevada

Case number 19-15959-mkn

RECEIVED

OCT 16 2019

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?	<u>RMD Logistic GmbH</u> 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?	<input checked="" type="checkbox"/> No <input type="checkbox"/> 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? <u>Burkhard Revermann</u> Name <u>Johann-Dahlem-Straße 54</u> Number Street <u>Mainaschaff</u> <u>DE 63814</u> City State ZIP Code Contact phone <u>+49 6021 704 415</u> Contact email <u>b.revermann@r-m-d.com</u> Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	Where should payments to the creditor be sent? (if different) Name _____ Number Street _____ City State ZIP Code _____ Contact phone _____ Contact email _____
4. Does this claim amend one already filed?	<input checked="" type="checkbox"/> No <input type="checkbox"/> 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?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Who made the earlier filing? _____	



**Part 2: Give Information About the Claim as of the Date the Case Was Filed**

<b>6. Do you have any number you use to identify the debtor?</b>	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: <u>2 0 0 2</u>
<b>7. How much is the claim?</b>	\$ <u>EUR 58,588,31</u> <b>Does this amount include interest or other charges?</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).
<b>8. What is the basis of the claim?</b>	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.  <u>Warehousing and logistics servivces / freight charges</u>
<b>9. Is all or part of the claim secured?</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. The claim is secured by a lien on property. <b>Nature of property:</b> <input type="checkbox"/> Real estate. If the claim is secured by the debtor's principal residence, file a <i>Mortgage Proof of Claim Attachment</i> (Official Form 410-A) with this <i>Proof of Claim</i> . <input type="checkbox"/> Motor vehicle <input type="checkbox"/> Other. Describe: _____  <b>Basis for perfection:</b> _____ 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.)  <b>Value of property:</b> \$ _____ <b>Amount of the claim that is secured:</b> \$ _____ <b>Amount of the claim that is unsecured:</b> \$ _____ (The sum of the secured and unsecured amounts should match the amount in line 7.)  <b>Amount necessary to cure any default as of the date of the petition:</b> \$ _____  <b>Annual Interest Rate (when case was filed)</b> _____ % <input type="checkbox"/> Fixed <input type="checkbox"/> Variable
<b>10. Is this claim based on a lease?</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Amount necessary to cure any default as of the date of the petition. \$ _____
<b>11. Is this claim subject to a right of setoff?</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> 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:

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).

Amount entitled to priority

\$ \_\_\_\_\_

☐ 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).

\$ \_\_\_\_\_

☐ 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).

\$ \_\_\_\_\_

☐ 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 4/01/22 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 10 / 14 / 19

MM / DD / YYYY

Signature

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

Name Philip Kraft

First name

Middle name

Last name

Title

Managing Director

Company

RMD Logistics GmbH

Identify the corporate servicer as the company if the authorized agent is a servicer.

Address

Johann-Dahlem-Straße 54

Number

Street

Mainaschaff / Germany

DE 63814

City

State

ZIP Code

Contact phone

+49 6021 704 414

Email

p.kraft@r-m-d.com





Jagged Peak Inc.  
7650 W. Courtney Campbell Causeway  
US-FL 33607 Tampa  
USA

RMD Logistics GmbH  
Johann-Dahlem-Straße 54  
63814 Mainaschaff  
Telefon 0 60 21/704-400  
Telefax 0 60 21/704-430  
www.r-m-d.com

Rechnungsnummer	Rechnungsdatum	Kundennummer	Auftragsnummer	Zeichen	Seite
20190001052	31.08.2019	52002		IB/	1 von 2

## Rechnung

We charge you according to the existing contract between Jagged Peak and RMD for the monthly fulfillment service for Ironman as follows:

August 2019

Bezeichnung	Menge	PE	Einzelpreis	Gesamtpreis
Fixed administrative fee	1	1	350,00 €	350,00 €
Monthly internet fee	1	1	35,00 €	35,00 €
Storage costs per pallet	291	1	5,50 €	1.600,50 €
Storage costs per shelf	5.681	1	0,60 €	3.408,60 €
B2C E-Comm orders	891	1	2,00 €	1.782,00 €
Pick fee	1.594	1	0,40 €	637,60 €
Orders over 9 kg (per kg over 9) - 14.4 kg	1	1	1,44 €	1,44 €
Event orders	78	1	2,00 €	156,00 €
Pick fee	29.577	1	0,17 €	5.028,09 €
Freight DPD	1	1	5.334,13 €	5.334,13 €
Freight DHL	1	1	2.656,85 €	2.656,85 €
Freight DHL POST	1	1	3.771,43 €	3.771,43 €
Freight DHL POST for return orders	1	1	50,00 €	50,00 €
Freight direct courier to Hamburg on 08/21	1	1	120,00 €	120,00 €
Cardboard boxes and packaging material for storing Ironman's products:				
Cardboard boxes DIN A4, small	723	1	0,30 €	216,90 €
Cardboard boxes DIN A3, medium	30	1	0,50 €	15,00 €
Cardboard boxes Candela	12	1	0,75 €	9,00 €
One-way-pallets	38	1	10,80 €	410,40 €
Zwischensumme				25.582,94 €

Deutsche Bank Aschaffenburg  
SWIFT/BIC: DEUTDEFF795  
IBAN: DE51 7957 0051 0014 5979 00

Commerzbank Aschaffenburg  
SWIFT/BIC: COBADEF XXX  
IBAN: DE42 7954 0049 0104 7281 00

Sparkasse Aschaffenburg  
SWIFT/BIC: BYLADEMIASA  
IBAN: DE15 7955 0000 0011 0442 60

Ralfeisenbank Aschaffenburg eG  
SWIFT/BIC: GENODEFIAB1  
IBAN: DE41 7956 2514 0001 5077 70



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7650 W. Courtney Campbell Causeway  
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USA

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Rechnungsnummer	Rechnungsdatum	Kundennummer	Auftragsnummer	Zeichen	Seite
20190001052	31.08.2019	52002		IB/	2 von 2

## Rechnung

Bezeichnung	Menge	PE	Einzelpreis	Gesamtpreis
Übertrag der vorherigen Seite				25.582,94 €
84 Non-standard receiving hours (operative) à 27.00 €	1	0	2.268,00 €	2.268,00 €
62.25 Administrative hours à 45.00 €	1	0	2.801,25 €	2.801,25 €
Nettobetrag				30.652,19 €
+ 0 % MwSt				0,00 €
<b>Rechnungsbetrag</b>				<b>30.652,19 €</b>

The tax liability is being transferred to the beneficiary (reverse-charge-procedure).

EID 91-2007478

Payable strictly net upon receipt! Please include your invoice and customer number with payment!

**Deutsche Bank Aschaffenburg**  
SWIFT/BIC: DEUTDEFF795  
IBAN: DE51 7957 0051 0014 5979 00

**Commerzbank Aschaffenburg**  
SWIFT/BIC: COBADEF XXX  
IBAN: DE42 7954 0049 0104 7281 00

**Sparkasse Aschaffenburg**  
SWIFT/BIC: BYLADEM1ASA  
IBAN: DE15 7955 0000 0011 0442 60

**Raiffeisenbank Aschaffenburg eG**  
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Rechnungsnummer	Rechnungsdatum	Kundennummer	Auftragsnummer	Zeichen	Seite
20190001171	30.09.2019	52002		IB/	1 von 2

## Rechnung

We charge you according to the existing contract between Jagged Peak and RMD for the monthly fulfillment service for Ironman as follows:

09/01/19 - 09/15/19

Bezeichnung	Menge	PE	Einzelpreis	Gesamtpreis
Fixed administrative fee	1	1	175,00 €	175,00 €
Monthly internet fee	1	1	17,50 €	17,50 €
Storage costs per pallet	342	1	2,75 €	940,50 €
Storage costs per shelf	7.149	1	0,30 €	2.144,70 €
B2C E-Comm orders	1.540	1	2,00 €	3.080,00 €
Pick fee	2.379	1	0,40 €	951,60 €
Orders over 9 kg (per kg over 9) - 66.9 kg	1	1	6,69 €	6,69 €
Event orders	5	1	2,00 €	10,00 €
Pick fee	4.660	1	0,17 €	792,20 €
Freight DPD	1	1	2.528,31 €	2.528,31 €
Freight DHL	1	1	5.105,76 €	5.105,76 €
Freight DHL POST	1	1	7.136,34 €	7.136,34 €
DHL customs duties and taxes for return orders	1	1	202,72 €	202,72 €
Cardboard boxes and packaging material for storing Ironman's products:				
Cardboard boxes DIN A4, small	490	1	0,30 €	147,00 €
Cardboard boxes DIN A3, medium	58	1	0,50 €	29,00 €
Cardboard boxes Candela	5	1	0,75 €	3,75 €
One-way-pallets	6	1	10,80 €	64,80 €
Zwischensumme				23.335,87 €

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Commerzbank Aschaffenburg  
SWIFT/BIC: COBADEF XXX  
IBAN: DE42 7954 0049 0104 7281 00

Sparkasse Aschaffenburg  
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20190001171	30.09.2019	52002		IB/	2 von 2

## Rechnung

Bezeichnung	Menge	PE	Einzelpreis	Gesamtpreis
Übertrag der vorherigen Seite				23.335,87 €
88.25 Non-standard receiving hours (operative) à 27.00 €	1	0	2.382,75 €	2.382,75 €
49 Administrative hours à 45.00 €	1	0	2.205,00 €	2.205,00 €
Banking fees	1	1	12,50 €	12,50 €
Nettobetrag				27.936,12 €
+ 0 % MwSt				0,00 €
<b>Rechnungsbetrag</b>				<b>27.936,12 €</b>

The tax liability is being transferred to the beneficiary (reverse-charge-procedure).

EID 91-2007478

Payable strictly net upon receipt! Please include your invoice and customer number with payment!

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IBAN: DE42 7954 0049 0104 7281 00

**Sparkasse Aschaffenburg**  
SWIFT/BIC: BYLADEM1ASA  
IBAN: DE15 7955 0000 0011 0442 60

**Ralff Eisenbank Aschaffenburg eG**  
SWIFT/BIC: GENODEF1AB1  
IBAN: DE41 7956 2514 0001 5077 70



BMC Group  
Attn: Jagged Peak Claims Processing  
3732 West 120th Street  
Hawthorne, CA 90250  
USA

**RMD Logistics GmbH**  
Johann-Dahlem-Straße 54  
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Telefax 0 60 21/704-430  
[www.r-m-d.com](http://www.r-m-d.com)

**ANSPRECHPARTNER**  
Isabel Bader  
Telefon 0 60 21 / 70 4 - 406  
[i.bader@r-m-d.com](mailto:i.bader@r-m-d.com)

14. Oktober 2019  
Seite 1/1

## JAGGED PEAK CLAIMS

Dear Sir or Madam,

Enclosed you will find copies of our invoices no. 20190001052 dated 08/31/2019 and 20190001171 dated 09/30/2019, as well as our Proof of Claim (Official Form 410), which we herewith submit to you for approval in order to file our claim in accordance with Chapter 11 of the US Bankruptcy Court.

Yours sincerely,

A handwritten signature in blue ink, appearing to read "i.A. J. Bader", written over a horizontal line.

i.A. Isabel Bader



## District of Nevada Claims Register

[19-15959-mkn JAGGED PEAK, INC., A NEVADA CORPORATION](#)

**Judge:** MIKE K. NAKAGAWA

**Chapter:** 11

**Office:** Las Vegas

**Last Date to file claims:** 01/15/2020

**Trustee:**

**Last Date to file (Govt):** 03/16/2020

*Creditor:* (10966158)

**Claim No:** 19

*Status:*

RMD Logisite GmbH

*Original Filed*

*Filed by:* CR

Burkhard Revermann

*Date:* 10/17/2019

*Entered by:* BMC GROUP, INC.

Johann-Dahlem-Strabe 54

*Original Entered*

(1)

Mainaschaff, 63814

*Date:* 10/17/2019

*Modified:*

Germany

*No amounts claimed*

*History:*

[Details](#) [19-1](#) 10/17/2019 Claim #19 filed by RMD Logisite GmbH, Amount claimed: (BMC GROUP, INC. (1))

*Description:* (19-1) Services performed; claim submitted in EUR

*Remarks:* (19-1) ClaimsAgent Recvd: 10/16/2019

### Claims Register Summary

**Case Name:** JAGGED PEAK, INC., A NEVADA CORPORATION

**Case Number:** 19-15959-mkn

**Chapter:** 11

**Date Filed:** 09/16/2019

**Total Number Of Claims:** 1

<b>No Amounts Claimed</b>
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