

UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA PROOF OF CLAIM

Name of Debtor
JAMES C. GIANULIAS

Case Number
8:08-bk-13150-RK

NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.

Name of Creditor (the person or other entity to whom the debtor owes money or property):

Lucas Entities

Check this box to indicate that this claim amends a previously filed claim.

Name and address where notices should be sent:
Robert P. Goe
Goe & Forsythe, LLP
660 Newport Center Drive, Ste. 320
Newport Beach, CA 92660
Telephone number: (949) 467-3780

Court Claim Number:
(if known)

Filed on:

Name and address where payment should be sent (if different from above):

Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.

Telephone number:

Check this box if you are the debtor or trustee in this case.

1. Amount of Claim as of Date Case Filed: \$ unknown

If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4.

If all or part of your claim is entitled to priority, complete item 5.

Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.

5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount.

Specify the priority of the claim.

2. Basis for Claim:
(See instruction #2 on reverse side.)

Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B).

3. Last four digits of any number by which creditor identifies debtor:

3a. Debtor may have scheduled account as:
See instruction #3a on reverse side.)

Wages, salaries, or commissions (up to \$10,950*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. §507(a)(4).

4. Secured Claim (See instruction #4 on reverse side.) Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide he requested information.

Contributions to an employee benefit plan - 11 U.S.C. §507(a)(5)

Up to \$2,425* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507(a)(7).

Taxes or penalties owed to governmental units - 11 U.S.C. §507(a)(8).

Other - Specify applicable paragraph of 11 U.S.C. §507(a) ().

Amount entitled to priority:

\$

*Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.

Nature of property or right of setoff: Real Estate Motor Vehicle Other Describe:

Value of Property: \$ Annual Interest Rate %

Amount of arrearage and other charges as of time case filed included in secured claim,

if any: \$ Basis for perfection:

Amount of Secured Claim: \$ Amount Unsecured: \$

6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.

7. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements or running accounts, contracts, judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See definition of "redacted" on reverse side.)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain: Documents will be attached upon request

Date:
11-10-08

Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.

FOR COURT USE ONLY

Robert P. Goe

ATTACHMENT TO LUCAS ENTITIES PROOF OF CLAIM

The R & J Lucas Trust A, R & J Lucas Trust B, R & J Lucas Trust Q – GST and R & M Lucas Trust R (collectively “Lucas Entities”) are members along with James Gianulias, Cameo Homes and/or others (collectively “Gianulias Entities”) in certain entities commonly known as Parkwood Village, Villa Buena, Brooklake Village, Park Mesa Village, Crown Building, Palm Island Apartments, Lucas/Gianulias, Greenhaven Plaza, Coast Business Center, Sunrise Village, Cambridge Square, Piccadilly Square and East Coast Investments.

As a co-member with the Gianulias Entities, the Lucas Entities may have claims against the Debtors which it is unaware of at this time or which may arise in the future. At such time, the Lucas Entities will amend this claim and attach all related documents in support thereof.

PROOF OF SERVICE BY MAIL

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STATE OF CALIFORNIA, COUNTY OF ORANGE:

I am employed in the county of Orange, State of California. I am over the age of 18 and not a party to the within action; my office address is 660 Newport Center Drive, Suite 320, Newport Beach, CA 92660.

On **November 11, 2008**, I served the within: **PROOF OF CLAIM** on parties in interest in said action by placing copies thereof enclosed in sealed envelopes addressed as follows:

SEE ATTACHED SERVICE LIST

XXX (by Mail) As follows: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice, it would be deposited with the U. S. Postal Service on that same day with postage thereon fully prepaid at Newport Beach, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit. I caused the above-referenced document(s) to be transmitted to the indicated parties.

_____ (By Facsimile) As follows: I caused the above-referenced document(s) to be transmitted to the indicated parties.

_____ (By Overnight Mail) As follows: Via Overnight Mail to the office of the indicated parties.

Executed on **November 11, 2008**, at Newport Beach, California.

XXX (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.



WILLIAM GOLETZ

SERVICE LIST

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Office of the United States Trustee
411 West Fourth Street
Suite 9041
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660 Newport Center Drive,
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Newport Beach, CA 29660


Central District Of California Claims Register

8:08-bk-13150-RK James C Gianulias CASE CONVERTED on 07/02/2008

Judge: Robert N. Kwan **Chapter:** 11

Office: Santa Ana **Last Date to file claims:** 11/12/2008

Trustee: **Last Date to file (Govt):**

<i>Creditor:</i> (20592965) Lucas/Gianulias 1200 Quail St Newport Beach CA 92660	Claim No: 27 <i>Filed:</i> 11/11/2008 <i>Entered:</i> 11/11/2008	<i>Status:</i> <i>Filed by:</i> CR <i>Entered by:</i> Goe, Robert <i>Modified:</i>
Total claimed:		
<i>History:</i>  27-1 11/11/2008 Claim #27 filed by Lucas/Gianulias , total amount claimed: \$0 (Goe, Robert)		
<i>Description:</i> (27-1) investments		
<i>Remarks:</i>		

Claims Register Summary