

<b>United States Bankruptcy Court, Central District of California, Santa Ana Division</b>		<b>PROOF OF CLAIM</b>
Name of Debtor JAMES CHRIS GIANULIAS		Case Number 8:08-13150-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):  HESTER DEVELOPMENT CO., on behalf of itself and on behalf of CROWN BUILDING, a California general partnership		<input type="checkbox"/> Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.  <input type="checkbox"/> Check box if you have never received any notices from the bankruptcy court in this case  <input type="checkbox"/> Check box if the address differs from the address on the envelope sent to you by the court.
Name and address where notices should be sent:  Lei Lei Wang Ekvall, Esq. Welland, Golden, Smiley, Wang Ekvall & Strok, LLP 650 Town Center Drive, Suite 950 Costa Mesa, CA 92626 Telephone number: (714) 966-1000		
Account or other number by which creditor identifies debtor:		Check here <input type="checkbox"/> replaces if this claim <input type="checkbox"/> amends
<b>1. Basis for Claim</b> <input type="checkbox"/> Goods sold <input type="checkbox"/> Services performed <input type="checkbox"/> Money loaned <input type="checkbox"/> Personal injury/wrongful death <input type="checkbox"/> Taxes <input checked="" type="checkbox"/> Other: Contingent and unliquidated claims per the attached		<input type="checkbox"/> Retiree benefits as defined in 11 U.S.C. § 1114(a) <input type="checkbox"/> Wages, salaries, and compensation (Fill out below) Your SS#: _____ - _____ - _____ Unpaid compensation for services performed from _____ (date) to _____ (date)
<b>2. Date debt was incurred:</b>		<b>3. If court judgment, date obtained:</b>
<b>4. Total Amount of Claim at Time Case Filed:</b> \$ Unknown If all or part of your claim is secured or entitled to priority, also complete Item 5 or 6 below. <input type="checkbox"/> Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of all interest or additional charges.		
<b>5. Secured Claim.</b> <input type="checkbox"/> Check this box if your claim is secured by collateral (including a right of setoff).  Brief Description of Collateral: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other _____  Value of Collateral: \$ _____  Amount of arrearage and other charges <u>at time case filed</u> included in secured claim, if any \$ _____		<b>6. Unsecured Priority Claim.</b> <input type="checkbox"/> Check this box if you have an unsecured priority claim Amount entitled to priority \$ _____ Specify the priority of the claim: <input type="checkbox"/> 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) <input type="checkbox"/> Contributions to an employee benefit plan - 11 U.S.C. § 507(a)(5). <input type="checkbox"/> 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). <input type="checkbox"/> Domestic support obligations - 11 U.S.C. § 507(a)(1). <input type="checkbox"/> Taxes or penalties owed to governmental units - 11 U.S.C. § 507(a)(8). <input type="checkbox"/> Other - Specify applicable paragraph of 11 U.S.C. § 507(a-____). <small>*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.</small>
<b>7. CREDITS:</b> The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim. <b>8. Supporting Documents:</b> Attach copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, security agreements, and evidence of perfection of lien. DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not available, explain. If the documents are voluminous, attach a summary.		This Space Is for Court Use Only
Date 11/10/08	Sign and print the name and title, if any, of the creditor or other person authorized to file this claim (attach copy of power of attorney, if any): Janet Hamilton, President of Hester Development Co.	

Attachment to Proof of Claim

This claim is filed on behalf of Hester Development Co., a California corporation, which is a general partner in Crown Building, a California general partnership, and on behalf of Crown Building. This proof of claim is filed solely to preserve any contribution, indemnification, or other claims that may arise out of the partnership agreement or applicable law against James Gianulias or Cameo Homes, Inc., and to preserve any claims or causes of action.

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA,

3 COUNTY OF ORANGE

4 I am employed in the County of Orange, State of California. I am over the age of  
5 18 and not a party to the within action; my business address is 650 Town Center Drive,  
6 Suite 950, Costa Mesa, California 92626.

7 On November 11, 2008, I served the foregoing document described as **PROOF  
8 OF CLAIM** on the interested parties in this action by placing true copies thereof enclosed  
9 in sealed envelopes addressed as follows:

10 SEE ATTACHED LIST

11  BY MAIL

12  I deposited such envelope in the mail at Costa Mesa, California. The  
13 envelope was mailed with postage thereon fully prepaid.

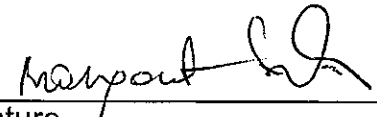
14  I deposited such envelope with the firm for collection and processing. I am  
15 "readily familiar" with the firm's practice of collection and processing  
16 correspondence for mailing. It is deposited with U.S. postal service on that  
17 same day with postage thereon fully prepaid at Costa Mesa, California in  
18 the ordinary course of business. I am aware that on motion of the party  
19 served, service is presumed invalid if postal cancellation date or postage  
20 meter date is more than one day after date of deposit for mailing in  
21 affidavit.

22 Executed on November 11, 2008, at Costa Mesa, California.

23  (State) I declare under penalty of perjury under the laws of the State of California  
24 that the above is true and correct.

25  (Federal) I declare that I am employed in the office of a member of the bar of this  
26 court at whose direction the service was made. I declare under the penalty of  
27 perjury under the laws of the United States of America that the above is true and  
28 correct.

29 Margaret Sciesinski  
30 Type or print name

31   
32 Signature

In re **JAMES C. GIANULIAS**  
Case No.: 8:08-bk-13150-RK  
Revised: July 24, 2008(TJ)

#260912v1<Firm> -IMMELL-CAMEO - GIANULIAS - SERVICE LIST - SL

**SHORT SERVICE LIST**

**Office of the U.S. Trustee**

411 West Fourth Street, Suite 9041  
Santa Ana, CA 92701-8000  
Telephone: (714) 338-3400  
Facsimile: (714) 338-3421

Frank Cadigan, Esq.

Office of the U.S. Trustee

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**Counsel for the U.S. Trustee**

James C. Gianulias

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Newport Beach, CA 92660-2705

**Debtor**

Alan J. Friedman, Esq.

Irell & Manella

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Newport Beach, CA 92660-6323

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**Debtor's Counsel**

Kerri A. Lyman, Esq.

Irell & Manella

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Facsimile: (949) 760-5200

Email: [klyman@irell.com](mailto:klyman@irell.com)

**Debtor's Counsel**

# 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> (20554755) Phillip D Hamilton and Janet L Hamiton c/o Phillip D Hamilton 780 West 16th St Ste C Costa Mesa CA 92627	<b>Claim No: 31</b> <i>Filed:</i> 11/11/2008 <i>Entered:</i> 11/11/2008	<i>Status:</i> <i>Filed by:</i> CR <i>Entered by:</i> Ekvall, Lei Lei <i>Modified:</i>
Unsecured claimed: \$0.00 <b>Total        claimed: \$0.00</b>		
<i>History:</i> ● <a href="#">31-1</a> 11/11/2008 Claim #31 filed by Phillip D Hamilton and Janet L Hamiton , total amount claimed: \$0 (Ekvall, Lei Lei)		
<i>Description:</i>		
<i>Remarks:</i>		

## Claims Register Summary