

ORIGINAL

UNITED STATES BANKRUPTCY COURT

CENTRAL DISTRICT OF CALIFORNIA

PROOF OF CLAIM

Name of Debtor
James C Granulias

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)
Contract Carpet Corp

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

Name and address where notices should be sent
Contract Carpet Corp
c/o Karen M Andrews, Esq
2901 Coleridge Drive Los Alamitos CA 90720

Stamp: EUE, NOV 10 2008, CLERK CENTRAL DISTRICT OF CALIFORNIA BY

Court Claim Number (if known)

Filed on

Telephone number (562) 596-2607

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

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

Telephone number

1 Amount of Claim as of Date Case Filed \$ 377 542 20

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

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

Specify the priority of the claim

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

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

2 Basis for Claim labor and materials and lost profits (See instruction #2 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)

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)

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

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 the requested information

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

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 \$

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)

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

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

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)

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

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

If the documents are not available please explain

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

Date 10-20-2008

Handwritten signature

Summary of Claim filed by Contract Carpet Corp.

In re James C Gianulias

Case No. 8 08-13150-RK

Contract Carpet Corp ("CCC") had a contract with the general contractor, G Companies Construction, Inc. ("G Companies"), to provide labor and materials to the project known as Village Walk located in Murrieta, CA Debtor is the Chief Executive Officer/President and owner of G Companies

Prior to completion of CCC's work, G Companies defaulted in its payment obligations to CCC. All construction on the project ceased

The debtor diverted funds from the Village Walk project which should have been used to pay CCC for the work it performed The diversion and failure to pay constitute violations of California Business and Professions Code 7108 and 7180 5. There is a unity of interest between debtor and G Companies such that G Companies is the alter ego of the debtor and, as such, the debtor is liable for G Companies' obligations to CCC

CCC's claim is for \$307,542 20 which is due for the labor performed and materials provided to the project and \$70,000 00 for the lost profit for the work not performed.

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> (20546788) Contract Carpet Corporation c/o Karen M Andrews Esq 2901 Coleridge Dr Los Alamitos CA 90270	Claim No 40 <i>Filed</i> 11/10/2008 <i>Entered</i> 11/20/2008	<i>Status</i> <i>Filed by</i> CR <i>Entered by</i> Mccall, Audrey <i>Modified</i>
Unknown claimed \$377542 20		
Total claimed \$377542 20		
<i>History</i>		
<input checked="" type="radio"/> <u>40-1</u> 11/10/2008 Claim #40 filed by Contract Carpet Corporation , total amount claimed \$377542 2 (Mccall, Audrey)		
<i>Description</i>		
<i>Remarks</i>		

Claims Register Summary