Fill in this information to identify the case:				
Debtor 1 BCA Acquisitions, LLC				
Debtor 2				
(Spouse, if filing)				
United States Bankruptcy Court Eastern District of Michigan				
Case number: 19-42511				

**FILED** 

U.S. Bankruptcy Court Eastern District of Michigan

7/1/2019

Katherine B. Gullo, Clerk

# Official Form 410 Proof of Claim

04/16

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?	MPL Funding, LLC					
oround:	Name of the current creditor (the person or entity to be paid  Other names the creditor used with the debtor	for this claim)				
	——					
2.Has this claim been acquired from someone else?	☑ No ☐ Yes. From whom?					
3.Where should notices and payments to the creditor be sent?	Where should notices to the creditor be sent?  MPL Funding, LLC	Where should payments to the creditor be sent? (if different) MPL Funding, LLC				
Federal Rule of	Name	Name				
Bankruptcy Procedure (FRBP) 2002(g)	Harris Beach PLLC, Attn: Wendy A. Kinsella 333 West Washington St., Suite 200 Syracuse, NY 13202	72 East Jefferson Road				
	Syracuse, 141 13202	Pittsford, NY 14534				
	Contact phone (315) 423-7100	Contact phone(585) 746-3582				
	Contact email wkinsella@harrisbeach.com	Contact email				
	Uniform claim identifier for electronic payments in chapter	13 (if you use one):				
4.Does this claim amend one already filed?	<ul><li>✓ No</li><li>☐ Yes. Claim number on court claims registry (if known</li></ul>	n) Filed on				
		MM / DD / YYYY				
5.Do you know if anyone else has filed a proof of claim for this claim?	Yes. Who made the earlier filing?					
Official Form 410	Proof of Claim	page 1				

6.Do you have any number you use to identify the debtor?		No Yes. Last 4 digits of the debtor's a	account or any number you use	to identify th	e debtor:
7.How much is the claim?	\$		Does this amount include  ✓ No  ☐ Yes. Attach statement		or other charges? nterest, fees, expenses, or
			other charges required	l by Bankrı	uptcy Rule 3001(c)(2)(A).
3.What is the basis of the claim?	dea Bar	mples: Goods sold, money loth, or credit card. Attach redakruptcy Rule 3001(c).  It disclosing information that	acted copies of any docun	nents supp	orting the claim required by
		ment of Debtor's Obligations			
9. Is all or part of the claim secured?		Yes. The claim is secured by Nature of property:  ☐ Real estate. If the clai	m is secured by the debto	or's principa Form 410	al residence, file a <i>Mortgage</i> –A) with this <i>Proof of Claim</i> .
		Basis for perfection:			
		Attach redacted copies of c interest (for example, a mo document that shows the li	rtgage, lien, certificate of	title, financ	e of perfection of a security ing statement, or other
		Value of property:	\$		_
		Amount of the claim that secured:	is <u>\$</u>		_
		Amount of the claim that unsecured:	is <u>\$</u>		(The sum of the secured and unsecured amounts should match the amount in line 7.)
		Amount necessary to curdate of the petition:	re any default as of the	\$	
		Annual Interest Rate (who	en case was filed)		%
		☐ Fixed ☐ Variable			
10.Is this claim based on a lease?		No Yes. <b>Amount necessary t</b>	o cure any default as of	the date o	of the petition.\$
11.Is this claim subject to a right of setoff?	<b>Y</b>	No Yes. Identify the property:			

Official Form 410 Proof of Claim page 2

12.Is all or part of the claim entitled to priority under	<b>Y</b>	No Yes Chaple all the	o4 on m!s				Amount entitled to priority
11 U.S.C. § 507(a)?		Yes. Check all tha					
A claim may be partly priority and partly nonpriority. For example	A	☐ Domestic suppounder 11 U.S.C	ort obligat . § 507(a)	ions (includ )(1)(A) or (a	ding alimony an a)(1)(B).	nd child support)	\$
in some categories, the law limits the amount entitled to priority.		☐ Up to \$2,850* o property or serv U.S.C. § 507(a)	ices for p	s toward pu ersonal, fa	ırchase, lease, mily, or househ	or rental of old use. 11	\$
		☐ Wages, salaries 180 days before business ends,	s, or comr e the bank	ruptcy peti	ition is filed or t	he debtor's	\$
		☐ Taxes or penalt 507(a)(8).			_		\$
		☐ Contributions to	an emplo	oyee benef	it plan. 11 U.S.	C. § 507(a)(5).	\$
		☐ Other. Specify s	subsectior	n of 11 U.S	s.C. § 507(a)(_)	that applies	\$
		* Amounts are subject to of adjustment.	to adjustme	ent on 4/01/19	and every 3 year	s after that for case	es begun on or after the date
Part 3: Sign Below							
The person completing this proof of claim must	Che	ck the appropriate b	oox:				
sign and date it. FRBP 9011(b).		I am the creditor.					
	V	I am the creditor's	attorney o	or authorize	ed agent.		
If you file this claim electronically, FRBP		I am the trustee, or	r the debt	or, or their	authorized age	nt. Bankruptcy I	Rule 3004.
5005(a)(2) authorizes courts to establish local rules	☐ I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.						
specifying what a signature is.  I understand that an authorized signature on this Proof of Claim serves as an acknowledgment that whe the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.						ment that when calculating ard the debt.	
A person who files a fraudulent claim could be	I have examined the information in this Proof of Claim and have a reasonable belief that the information is true and correct.						
fined up to \$500,000, imprisoned for up to 5	I declare under penalty of perjury that the foregoing is true and correct.						
years, or both. 18 U.S.C. §§ 152, 157 and 3571.							
3371.	Exe	ecuted on date	7/1/2019	)	_		
			MM / DD	/ YYYY			
	/s/ \	Wendy A. Kinsella				_	
	Sign	ature					
	Prin	t the name of the pe	erson who	is complet	ting and signing	g this claim:	
	Nan	ne		Wendy A.	Kinsella		
				First name	Middle name	Last name	
	Title	<del>}</del>		Attorney			
	Company Harris Beach PLLC						
	Identify the corporate servicer as the company if the authorized agent is a servicer						he authorized agent is a
	Add	Iress		333 West V	Washington St., S	Suite 200	
				Number Str	eet		
				Syracuse, N	NY 13202		
	_			City State			
	Con	ntact phone (315	5) 423–710	00	Email –	wkinsella@harr	isbeach.com

Official Form 410 Proof of Claim page 3

Fill in this information to identify the case:					
Debtor 1	BCA Acquisitions, LLC				
Debtor 2 (Spouse, if filing)					
United States Bankruptcy Court for the: Eastern District of Michigan					
Case number	19-42511				

## Official Form 410

# **Proof of Claim**

04/16

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					
Who is the current creditor?		ditor (the person or	entity to be paid for this c	•		
Has this claim been acquired from someone else?	<b>☑</b> No					i i
3. Where should notices and payments to the creditor be sent?	Where should notices to the creditor be sent?			Where should payments to the creditor be sent? (if different)		
Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Harris Beach PLLC  Name  333 West Washington Street, Suite 200			MPL Funding, LLC  Name  72 East Jefferson Road		
	Number Street	<b>N</b> 13 4	10000	Number Stree		
	Syracuse	NY	13202	Pittsford		14534
	City  Contact phone 315-42  Contact email Wkinse		ZIP Code	/	State	
	Uniform claim identifier f		nts in chapter 13 (if you u — — — — —	·	. <b></b>	
Does this claim amend one already filed?	✓ No ✓ Yes. Claim numb	er on court claim:	s registry (if known)		Filed on	DD / YYYY
Do you know if anyone else has filed a proof of claim for this claim?	Yes Who made t	the earlier filing?		·		

F	art 2:	Give Informatio	n About the Claim as of the Date the Case Was Filed						
6.		have any number e to identify the ?	□ No □ Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor:						
7.	How m	uch is the claim?	\$1,000,000.00. Does this amount include interest or other charges?						
			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	Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.						
	Old III I		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.						
			Payment of Debtor's obligations to Genesee Regional Bank						
9.	is all or	part of the claim	<ul> <li>✓ No</li> <li>✓ Yes. The claim is secured by a lien on property.</li> </ul>						
			Nature of property:  Real estate. If the claim is secured by the debtor's principal residence, file a <i>Mortgage Proof of Claim</i>						
			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.	ls this c	laim based on a	☑ No						
lease?  ☐ Yes. Amount necessary to cure any default as of the date of the petition.  \$									
1	le thie c	laim subject to a	<b>☑</b> No.						
11.	right of								
			☐ Yes. Identify the property:						

Official Form 410

12. Is all or part of the claim	<b>☑</b> No			***************************************			
entitled to priority under 11 U.S.C. § 507(a)?	🗖 Yes, Check	one:				Amount entitled to priority	
A claim may be partly priority and partly	Domes 11 U.S.	ic support obligations (includir C. § 507(a)(1)(A) or (a)(1)(B).	ng alimony and child sup	port) under	. }	\$	
nonpriority. For example, in some categories, the law limits the amount entitled to priority.	Up to \$ persona	\$					
onada o priority.	bankrup	salaries, or commissions (up toy petition is filed or the debt C. § 507(a)(4).	to \$12,850*) earned with or's business ends, whic	nin 180 day ehever is ea	s before the rlier.	<b>\$</b>	
	☐ Taxes o	r penalties owed to governme	ntal units. 11 U.S.C. § 5	07(a)(8).		\$	
	☐ Contrib	utions to an employee benefit	olan. 11 U.S.C. § 507(a)	(5).		\$	
	Other. 8	specify subsection of 11 U.S.C	. § 507(a)() that appli	es.		\$	
	* Amounts a	are subject to adjustment on 4/01/1	9 and every 3 years after th	nat for cases	begun on or afte	er the date of adjustment.	
	3410			,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		,	
Part 3: Sign Below							
The person completing this proof of claim must	Check the appro	priate box:					
sign and date it.	am the cre	ditor.					
FRBP 9011(b).	🗹 I am the cre	ditor's attorney or authorized	agent				
If you file this claim	I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.						
electronically, FRBP 5005(a)(2) authorizes courts	I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.						
to establish local rules							
specifying what a signature is.	ecifying what a signature I understand that an authorized signature on this <i>Proof of Claim</i> serves as an acknowledgment that when calculating						
	amount of the cla	aim, the creditor gave the debt	or credit for any paymer	nts received	toward the de	bt.	
A person who files a fraudulent claim could be	I have examined the information in this <i>Proof of Claim</i> and have a reasonable belief that the information is true						
fined up to \$500,000, imprisoned for up to 5	and correct						
years, or both. 18 U.S.C. §§ 152, 157, and	I declare under p	enalty of perjury that the foreg	joing is true and correct		•		
3571.	Executed on dat	· 7/1/2019					
			, A				
	Signature	dy alger	pella				
	Print the name	of the person who is comple	ting and signing this c	laim:			
		Wendy A. Kinsella, Es	on.				
	Name	First name	Middle name		Last name		
	Title	Attorney				4	
	Company	Harris Beach PLLC					
		Identify the corporate servicer as	s trie company it the authori	zea agent is	a servicer.		
	Address	333 West Washington	Street, Suite 200				
1		Syracuse		NY	13202		
		City	<del> </del>	State	ZiP Code		
		•				tutt-	
	Contact phone	<u>315-423-7100</u>		Email <b>WKI</b> F	iseiia@harr	isbeach.com	

#### **RESERVATION OF RIGHTS**

Claim is based upon *inter alia* contribution and indemnity for money repaid by Claimant on debt owed by Debtor to Genesee Regional Bank. Supporting documents are available upon request to Claimant's Counsel.

Claimant reserves its right to file an Amended Proof of Claim or Administrative Expense Claim setting forth the amount and classification of its claim, including additional accrued interest and attorneys' fees and costs, or other amounts as allowed by the Court.

# **Eastern District of Michigan Claims Register**

#### 19-42511-pjs BCA Acquisitions, LLC

**Judge:** Phillip J Shefferly **Chapter:** 11

Office: Detroit Last Date to file claims: 07/01/2019
Trustee: Last Date to file (Govt): 09/30/2019

Creditor: (26033890)

MPL Funding, LLC

Harris Beach PLLC, Attn:

Wendy A. Kinsella

Claim No: 8

Original Filed

Date: 07/01/2019

Original Entered

Modified:

Status:

Filed by: CR

Entered by: ePOC

Modified:

333 West Washington St., Suite Date: 07/01/2019

200

Syracuse, NY 13202

Amount claimed: \$1000000.00

History:

Details 8-1 07/01/2019 Claim #8 filed by MPL Funding, LLC, Amount claimed: \$1000000.00 (ePOC)

Description:

Remarks:

### **Claims Register Summary**

Case Name: BCA Acquisitions, LLC

Case Number: 19-42511-pjs

Chapter: 11

**Date Filed:** 02/22/2019

**Total Number Of Claims:** 1

Claimed*	\$1000000.00
Allowed*	

<sup>\*</sup>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		