

B 10 (Official Form 10) (12/08)

<b>UNITED STATES BANKRUPTCY COURT</b>		<b>PROOF OF CLAIM</b>
Name of Debtor: <b>Opus West Corporation</b>		Case Number: <b>09-34356-HDH-11</b>
<small>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.</small>		
Name of Creditor (the person or other entity to whom the debtor owes money or property): <b>Sunstate Equipment Co., LLC</b>		<input type="checkbox"/> Check this box to indicate that this claim amends a previously filed claim.
Name and address where notices should be sent: <b>Sunstate Equipment Co. LLC 5552 East Washington Street Phoenix, AZ 85034</b>		Court Claim Number: _____ <i>(If known)</i>
Telephone number: <b>602/683-2383</b>	E-mail Address: <b>cmurphy@sunstateequip.com</b>	Filed on: _____
Name and address where payment should be sent (if different from above):		<input type="checkbox"/> 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:		<input type="checkbox"/> Check this box if you are the debtor or trustee in this case.
1. Amount of Claim as of Date Case Filed: <b>\$ 41,660.33</b>		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.
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.  <input checked="" type="checkbox"/> 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.		
2. Basis for Claim: <b>Rental of construction equipment</b> <small>(See instruction #2 on reverse side.)</small>		<input type="checkbox"/> 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: <b>2190, 5631, 4779</b>		<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).
3a. Debtor may have scheduled account as: _____ <small>(See instruction #3a on reverse side.)</small>		<input type="checkbox"/> 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: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> 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: \$ _____		<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).
6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.		<input type="checkbox"/> Taxes or penalties owed to governmental units - 11 U.S.C. §507 (a)(8).
7. 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. 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. <i>(See instruction 7 and definition of "redacted" on reverse side.)</i>  DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.  If the documents are not available, please explain:		<input type="checkbox"/> Other - Specify applicable paragraph of 11 U.S.C. §507 (a)(____).  Amount entitled to priority: \$ _____
Date: <b>9/11/09</b>		<b>RECEIVED OCT 02 2009 BMC GROUP</b>
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.  <b>Cassandra Murphy</b> Cassandra Murphy, Legal Account Supervisor		
		<b>FOR COURT USE ONLY</b>

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.



SUMMARY OF  
PROOF OF CLAIM OF  
SUNSTATE EQUIPMENT CO. LLC

OPUS WEST CORPORATION  
CASE NO. 09-34356-HDH-11

The principal balance of Sunstate Equipment Co. LLC's claim against Opus West Corporation is \$41,660.33. The supporting documents are attached hereto as **Exhibit 1**.

Claimant also requests accrued and accruing interest and attorneys' fees to the extent allowable by law.

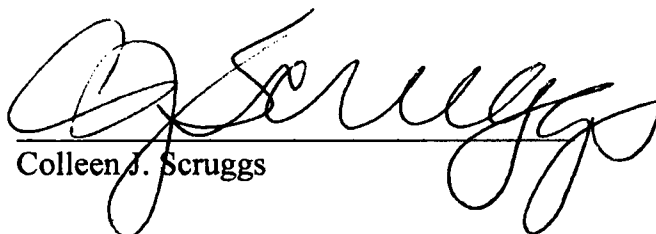
**CLAIMANT RESERVES THE RIGHT TO AMEND THIS PROOF OF CLAIM.**

COPY of the proof of claim with exhibits  
e-mailed this 11th day of September, 2009 to:

Bryan L. Elwood  
Clifton R. Jessup, Jr.  
Mugdha S. Kelkar  
Greenberg Traurig, LLP  
2200 Ross Avenue, Suite 5200  
Dallas, TX 75201  
[elwoodb@gtlaw.com](mailto:elwoodb@gtlaw.com)  
[jessupc@gtlaw.com](mailto:jessupc@gtlaw.com)  
[kelkarm@gtlaw.com](mailto:kelkarm@gtlaw.com)  
*Attorneys for Debtor in Possession*

COPY of the proof of claim with exhibits  
mailed this 11th day of September, 2009 to:

United States Trustee  
1100 Commerce Street, Room 976  
Dallas, TX 75242

  
Colleen J. Scruggs

**Exhibit 1**

0/11/09 0:12:31  
 System: SUNSTATE

Customer Invoice Inquiry

Status: A Total \$: 5643.82  
 Cust #: 72190 OPUS WEST CORPORATION/ADDISON Phone: 972-480-9787  
 Open: Y Paid: N

Invoice #	Date	Loc	ST	Balance	L/W	Job Location	P.O.
4394290-005	2/24/09	AUS	OP	467.10		4005 FM 620 S,550-P, AUST	9733
4394290-007	3/24/09	AUS	OP	471.90		4005 FM 620 S,550-P, AUST	9733
4420011-001	2/16/09	HOU	OP	183.75		11025 EQUITY/449H, HOUSTO	1083
4420765-001	2/17/09	HOU	OP	101.40		11025 EQUITY/449H, HOUSTO	1083
4424973-001	2/23/09	AUS	OP	93.47		4005 FM 620 S,550-P, AUST	TIRE
4429668-002	3/10/09	HOU	OP	605.03		11025 EQUITY/449H, HOUSTO	1083
4442579-002	4/07/09	AUS	OP	476.83		4005 FM 620 S,550-P, AUST	UPDA
4442667-001	3/23/09	AUS	OP	102.40		4005 FM 620 S,550-P, AUST	TIRE
4444040-001	3/24/09	AUS	OP	2056.75		STOLEN/4005 FM 620 S,550-	9733
4450358-001	4/09/09	HOU	OP	761.53		15021 KATY FREEWAY/488A,	1059
4454332-001	4/10/09	AUS	OP	41.68		4005 FM 620 S,550-P, AUST	TIRE
99999999-011	4/30/09	HOU	OP	24.08			
99999999-012	5/31/09	AUS	OP	97.04			
99999999-013	6/30/09	AUS	OP	80.43			

Total Current Balance: 5563.39 \*\*\*  
 Total # of records: 14

Print Key Output Page 1  
5722SS1 V5R4M0 060210 SUNSTATE 08/11/09 09:43:58

Display Device . . . . . : QPADEV0042  
User . . . . . : CASSANDRA

8/11/09 09:43:55 Customer Invoice Inquiry Sys: SUNSTATE  
Status: A Total \$: 295.26 Location Search Cmp: SS Loc: PH  
Cust #: 15631 OPUS WEST CORPORATION/IRVINE Phone: 949-622-1950  
Select-Open: Y Paid: N Options: 2=LateChg 3=Pmt/Adj 5=Display 6=Print  
7=Fax 8=LienWvr 9=WriteOff

Op Invoice #	Type	ST	Inv Date	Balance	Loc	W	Job Location
4425351-001	RETURN	OP	2/25/09	295.26	SND		10301 MEANLY DR, SAN DIEG
				295.26		<-----	Total

F3=Exit F4=Search F11=More F13=Pmt hst F15=Sales hst F22=Aging F24=More Bottom  
Make selections.

8/11/09 8:12:31  
 System: SUNSTATE

Customer Invoice Inquiry

Status: A Total \$: 36341.62  
 Cust #: 684779 OPUS WEST CORPORATION/PHOENIX Phone: 602-468-7000  
 Open: Y Paid: N

Invoice #	Date	Loc	ST	Balance	L/W	Job Location	P.O.
4303574-006	2/16/09	PHX	OP	1545.98		9180 E VIA DE VENTURA, SC	10510
4303576-010	2/16/09	PHX	OP	2182.74		9180 E VIA DE VENTURA, SC	10510
4310239-007	2/16/09	SDL	OP	2038.43		9180 E VIA DE VENTURA, SC	10510
4419391-001	2/17/09	PHX	OP	1107.99		909 E NORTHERN AVE, PHOEN	10123
4424528-001	2/24/09	PHX	OP	363.71		5487 N 99 AVE, GLENDALE	30513
4416441-001	2/27/09	SDL	OP	811.23		9180 E VIA DE VENTURA, SC	10510
99999999-580	2/28/09	PHX	OP	55.46			
4429982-001	3/04/09	PEO	OP	226.47		5487 N 99 AVE, GLENDALE	11223
4419402-001	3/06/09	PHX	OP	2975.00		9180 E VIA DE VENTURA, SC	10510
4303574-008	3/16/09	PHX	OP	1594.32		9180 E VIA DE VENTURA, SC	10510
4303576-011	3/16/09	PHX	OP	1836.28		9180 E VIA DE VENTURA, SC	10510
4426423-001	3/18/09	PHX	OP	747.19		9180 E VIA DE VENTURA, SC	10510
4303574-009	3/31/09	PHX	OP	1120.28		9180 E VIA DE VENTURA, SC	10510
99999999-581	3/31/09	PHX	OP	55.46			
4419402-002	4/02/09	PHX	OP	3037.38		9180 E VIA DE VENTURA, SC	10510
10085211-001	4/03/09	MES	OP	56.88		222 S MILL AVE /TEMPE	MIKE
4426423-003	4/10/09	PHX	OP	961.28		9180 E VIA DE VENTURA, SC	10510
4303576-013	4/13/09	PHX	OP	1872.67		9180 E VIA DE VENTURA, SC	10510
99999999-582	4/30/09	PHX	OP	415.91			
99999999-583	5/31/09	PEO	OP	248.24			
4475156-001	6/04/09	PEO	OP	1543.13		222 S MILL AVE, TEMPE	TEMPE
3987478-039	6/09/09	PHX	OP	1990.75		222 S MILL AVE, TEMPE	TEMPE
10117015-001	6/15/09	MES	OP	486.91		OUR SHOP	TEMPE
4497497-001	6/19/09	MES	OP	215.36		2100 S GILBERT ROAD, CHAN	97373
4220255-019	6/24/09	PHX	OP	2975.00		222 S MILL AVE, TEMPE	10154
4220255-020	6/25/09	PHX	OP	20.79		222 S MILL AVE, TEMPE	10154
3987478-040	6/26/09	PHX	OP	1450.83		222 S MILL AVE, TEMPE	TEMPE
4502448-001	6/26/09	PHX	OP	74.76		222 S MILL AVE, TEMPE	CALL
4490895-001	6/30/09	MES	OP	1788.20		222 S MILL AVE, TEMPE	
99999999-584	6/30/09	MES	OP	337.17			
4475156-002	7/01/09	PEO	OP	1558.70		222 S MILL AVE, TEMPE	TEMPE
4490895-002	7/01/09	MES	OP	41.49		222 S MILL AVE, TEMPE	
4508110-001	7/06/09	TIR	OP	65.69		222 S MILL AVE, TEMPE	TEMPE

Total Current Balance: 35,801.68 \*\*\*  
 Total # of records: 33

# Northern District of Texas Claims Register

09-34356-hdh11 Opus West Corporation

**Judge:** Harlin DeWayne Hale

**Chapter:** 11

**Office:** Dallas

**Last Date to file claims:** 11/09/2009

**Trustee:**

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

<i>Creditor:</i> (12638570) SUNSTATE EQUIPMENT CO. LLC ATTN: CASSANDRA MURPHY 5552 EAST WASHINGTON STREET PHOENIX, AZ 85034	<b>Claim No: 13</b> <i>Original Filed</i> Date: 09/11/2009 <i>Original Entered</i> Date: 09/11/2009	<i>Status:</i> Filed by: CR Entered by: Brown, Scott Modified:
Unsecured claimed: \$41660.33 <b>Total claimed: \$41660.33</b>		
<i>History:</i> Details <u>13-1</u> 09/11/2009 Claim #13 filed by SUNSTATE EQUIPMENT CO. LLC, total amount claimed: \$41660.33 (Brown, Scott )		
<i>Description:</i> (13-1) rental of construction equipment		
<i>Remarks:</i>		

## Claims Register Summary