

UNITED STATES BANKRUPTCY COURT

Northern District of Texas

PROOF OF CLAIM

Name of Debtor:  
Opus West Corporation

Case Number:  
09-34356

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):  
Straus Systems, Inc.

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

Name and address where notices should be sent:  
Scott T. Citek, Lamm & Smith, PC  
3730 Kirby Drive, Suite 650  
Houston, Texas 77098

RECEIVED  
AUG 26 2010  
BMC GROUP

Court Claim Number: \_\_\_\_\_  
(If known)

Telephone number:  
(713) 228-2481

Filed on: 09/28/2009

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: \$ 81,388.21

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.

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

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

Wages, salaries, or commissions (up to \$11,725\*) 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  
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: \$ \_\_\_\_\_

Up to \$2,600\* 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:

\$ \_\_\_\_\_

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 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. (See instruction 7 and 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:

\*Amounts are subject to adjustment on 4/1/13 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.

Date: 8/23/10

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.

By Rick Beeler, President

*Rick Beeler*

FOR COURT USE ONLY



**LAMM & SMITH, P.C.**

ATTORNEYS AT LAW  
RIVER OAKS TOWER  
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Houston, Texas 77098

EDWIN LAMM, III  
CANDICE C. SMITH  
SCOTT T. CITEK

TEL. (713) 228-2481

FAX (713) 651-1044

August 23, 2010

Opus West Corporation, et al  
c/o BMC Group  
P. O. Box 3020  
Chanhassen, MN. 55317-3020

RE: Case No. 09-34356; In re Opus West Corporation; In the United States Bankruptcy Court for the Northern District of Texas

**PLEASE TAKE CARE OF THE ENCLOSED:**

\_\_\_\_\_ Plaintiffs \_\_\_\_\_ Petition

\_\_\_\_\_ Please serve Defendant(s) \_\_\_\_\_

\_\_\_\_\_ Please issue out-of-county citation and return to us.

\_\_\_\_\_ Defendant's \_\_\_\_\_ Answer


\_\_\_\_\_ Motion and Order for \_\_\_\_\_ Judgment and Affidavits

\_\_\_\_\_ Issue Writ of Execution

\_\_\_\_\_ CHECK ENCLOSED \$ \_\_\_\_\_

XX Please file the enclosed Proof of Claim of Creditor Straus Systems, Inc. with the Court. Please file-stamp the copy enclosed and return same to the undersigned in the enclosed envelope. Thank you for your prompt attention to this matter.

Sincerely,

*Scott T. Citek*  
Scott T. Citek 

STC/dp  
Enclosure