

**UNITED STATES BANKRUPTCY
Eastern District of Virginia – Richmond**



Claim 1003

PROOF OF CLAIM

Name of Debtor Against Which You Assert your Claim. (check one box – if you are asserting a claim against more than one Debtor, you must file a separate Proof of Claim against each Debtor)

Cardinal Homes, Inc., Case No. 19-36275

Station 1
RECEIVED

DEC 24 2019

American Legal
Claim Services

**Deadline for filing
Proofs of Claim:**

April 9, 2020

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 or as otherwise instructed by Order of the Bankruptcy Court.

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 (i.e., December 2, 2019).

Part 1: Identify the Claim

1. Who is the current creditor? Franklin's Garage, Inc.
Name of the current creditor (the person or entity to be paid for this claim)
Other names the creditor used with the debtor _____

2. Has this claim been acquired from someone else?
 No
 Yes. From whom? _____

3. Where should notices and payments to the creditor be sent?
Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)

Where should notices to the creditor be sent?	Where should payments to the creditor be sent? (if different)
<u>Franklin's Garage, Inc.</u> Name <u>1095 Bill Tuck Hwy / PO Box 836</u> Number Street <u>South Boston VA 24592</u> City State ZIP Code Contact phone <u>434-572-2814</u> Contact phone _____ Contact email _____ Contact email <u>Franklinsgarage@yahoo.com</u>	Name _____ Number Street _____ City State ZIP Code _____ Contact phone _____ Contact email _____

Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____

4. Does this claim amend one already filed?
 No
 Yes. Claim number on court claims registry (if known) _____ Filed on _____ MM / DD / YYYY

5. Do you know if anyone else has filed a proof of claim for this claim?
 No
 Yes. Who made the earlier filing? _____

Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. Do you have any number you use to identify the debtor? No
 Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: _____

7. How much is the claim? \$ 2,224.98 Does this amount include interest or other charges?
 No
 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 claim? Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.
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.
Services Performed

9. Is all or part of the claim secured? No
 Yes. The claim is secured by a lien on property.
Nature of property:
 Real estate. If the claim is secured by the debtor's principal residence, file a *Mortgage Proof of Claim 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. Is this claim based on a lease? No
 Yes. Amount necessary to cure any default as of the date of the petition. \$ _____

11. Is this claim subject to a right of setoff? No
 Yes. Identify the property: _____

12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

- No
 Yes. Check one:

- Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).
- Up to \$2,850* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).
- Wages, salaries, or commissions (up to \$12,850*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).
- Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).
- Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).
- Other. Specify subsection of 11 U.S.C. § 507(a)() that applies.

Amount entitled to priority

\$ _____
 \$ _____
 \$ _____
 \$ _____
 \$ _____

* Amounts are subject to adjustment on 4/01/19 and every 3 years after that for cases begun on or after the date of adjustment.

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

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.

Check the appropriate box:

- I am the creditor.
- I am the creditor's attorney or authorized agent.
- I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.
- I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgement that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date 12/18/19
MM/DD/YYYY

Donald L. Ellington Pres.
signature

Print the name of the person who is completing and signing this claim:

Name Donald L. Ellington
First name Middle name Last name

Title Owner/ President

Company Franklin's Garage, Inc.
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 1095 Bill Tuck Hwy South Boston VA 24592
Number Street City State Zip Code

Contact phone 434-572-2814 Email Franklinsgarage@yahoo.com

Submitting Proof of Claim Form: Submit original proof of claim form with any attachments to the following so that they are received by April 9, 2020:

If via USPS: Cardinal Homes, Inc. et al, c/o ALCS, P.O. Box 23650, Jacksonville, Florida 32241

If via Private Delivery Service or Hand Delivery: Cardinal Homes, Inc., et al., c/o ALCS, 8021 Philips Hwy., Ste. 1, Jacksonville, Florida 32256

CARDINAL HOMES INC
c/o American Legal Claim Services, LLC
PO Box 23650
Jacksonville, FL 32241-3650



26077-FC-000257

FRANKLINS GARAGE INC
PO BOX 836
SOUTH BOSTON, VA 24592

Franklin's Garage & Wrecker Service

PO Box 836
 South Boston, VA 24592
 (434) 572-2814

Invoice

Date	Invoice #
4/8/2019	103905

PAST DUE

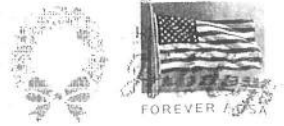
Bill To
Cardinal Homes Joy@cardinalhomes.com P.O.Box 10 Wyllisburg, Va. 23976

P.O. No.	Terms	Project
#38	Net 30	

Quantity	Description	Rate	Amount
	Oil in Coolant; Overheated; Oil Cooler Laking - Coolant System Full of Oil; Replace Oil Cooler and Gaskets - R&R Radiator and flush Out; Stopped up w/ Oil; Replace Oil and Filter, Coolant and Filter (14 Hours)	1,400.00	1,400.00
4	Qts. of Oil	5.00	20.00T
1	Oil Cooler Kit	385.15	385.15T
1	Oil Cooler Gasket Kit	112.90	112.90T
1	Housing Gasket	30.80	30.80T
1	Connection Gasket	101.60	101.60T
1	Coolant Filter	60.00	60.00T
2	Brake Clean	5.005	10.01T
1	Oil Filter	63.00	63.00T
	Va.Sales Tax	5.30%	41.52
		Total	\$2,224.98

Franklin's Garage
PO Box 836
South Boston, VA 24592

GREENSBORO NC 274
PIEDMONT TRIAD AREA
18 DEC 2019 PM 2 L



RECEIVED
DEC 24 2019
American Legal Claims

Cardinal Homes Claims
c/o ALCS
P.O. Box 23650
Jacksonville, FL 32231-3650

32241-365050

