

Fill in this information to identify the case:

Debtor IEH Auto Parts LLC

United States Bankruptcy Court for the: Southern District of Texas
(State)

Case number 23-90057

**Official Form 410
Proof of Claim**

04/22

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 or 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?	<u>Axalta Coating Systems, LLC</u> 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?	<input checked="" type="checkbox"/> No <input type="checkbox"/> 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>Axalta Coating Systems, LLC</u> <u>Justin Paget</u> <u>951 East Byrd Street</u> <u>Richmond, VA 23219, United States</u>	<u>Amit Shah</u> <u>50 Applied Bank Blvd., Suite 300</u> <u>Glen Mills, PA 19342, United States</u>
	Contact phone <u>804-787-8132</u>	Contact phone <u>215-255-4366</u>
	Contact email <u>jpaget@huntonak.com</u>	Contact email <u>a.shah@axalta.com</u>
	Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	
4. Does this claim amend one already filed?	<input checked="" type="checkbox"/> No <input type="checkbox"/> 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?	<input checked="" type="checkbox"/> No <input type="checkbox"/> 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: 2798 ____

7. How much is the claim? \$ 2,346,656.11. 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.
Goods sold

9. Is all or part of the claim secured? No
 Yes. The claim is secured by a lien on property.
Nature or property:
 Real estate: If the claim is secured by the debtor's principle 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 amount 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 all that apply:

	Amount entitled to priority
<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	\$ _____
<input type="checkbox"/> Up to \$3,350* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).	\$ _____
<input type="checkbox"/> Wages, salaries, or commissions (up to \$15,150*) 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).	\$ _____
<input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$ _____
<input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).	\$ _____
<input type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)() that applies.	\$ _____

* Amounts are subject to adjustment on 4/01/25 and every 3 years after that for cases begun on or after the date of adjustment.

13. Is all or part of the claim pursuant to 11 U.S.C. § 503(b)(9)?

No

Yes. Indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim.

\$ _____

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 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 04/05/2023
MM / DD / YYYY

/s//s/ Amit Shah
Signature

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

Name /s/ Amit Shah
First name Middle name Last name

Title VP, Associate General Counsel

Company Axalta Coating Systems
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address _____

Contact phone _____ Email _____



KCC ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (888) 802-7207 | International (781) 575-2107

Debtor: 23-90057 - IEH Auto Parts LLC		
District: Southern District of Texas, Houston Division		
Creditor: Axalta Coating Systems, LLC Justin Paget 951 East Byrd Street Richmond, VA, 23219 United States Phone: 804-787-8132 Phone 2: Fax: Email: jpaget@huntonak.com	Has Supporting Documentation: Yes, supporting documentation successfully uploaded Related Document Statement:	
	Has Related Claim: No Related Claim Filed By:	
	Filing Party: Creditor	
Disbursement/Notice Parties: Amit Shah 50 Applied Bank Blvd., Suite 300 Glen Mills, PA, 19342 United States Phone: 215-255-4366 Phone 2: Fax: E-mail: a.shah@axalta.com DISBURSEMENT ADDRESS		
Other Names Used with Debtor:	Amends Claim: No Acquired Claim: No	
Basis of Claim: Goods sold	Last 4 Digits: Yes - 2798	Uniform Claim Identifier:
Total Amount of Claim: 2,346,656.11	Includes Interest or Charges: No	
Has Priority Claim: No	Priority Under:	
Has Secured Claim: No Amount of 503(b)(9): No Based on Lease: No Subject to Right of Setoff: No	Nature of Secured Amount: Value of Property: Annual Interest Rate: Arrearage Amount: Basis for Perfection: Amount Unsecured:	
Submitted By: /s/ Amit Shah on 05-Apr-2023 12:47:13 p.m. Eastern Time Title: VP, Associate General Counsel Company: Axalta Coating Systems		

United States Bankruptcy Court for the Southern District of Texas, Houston Division

Indicate Debtor against which you assert a claim by checking the appropriate box below. **(Check only one Debtor per claim form.)**

- | | | |
|--|--|--|
| <input type="checkbox"/> IEH Auto Parts Holding LLC (Case No. 23-90054) | <input type="checkbox"/> IEH Auto Parts Puerto Rico, Inc. (Case No. 23-90058) | <input type="checkbox"/> AP Acquisition Company Massachusetts LLC (Case No. 23-90062) |
| <input type="checkbox"/> AP Acquisition Company Clark LLC (Case No. 23-90053) | <input type="checkbox"/> IEH BA LLC (Case No. 23-90059) | <input type="checkbox"/> AP Acquisition Company Missouri LLC (Case No. 23-90063) |
| <input type="checkbox"/> Auto Plus Auto Sales LLC (Case No. 23-90055) | <input type="checkbox"/> AP Acquisition Company Gordon LLC (Case No. 23-90060) | <input type="checkbox"/> AP Acquisition Company North Carolina LLC (Case No. 23-90064) |
| <input type="checkbox"/> AP Acquisition Company New York LLC (Case No. 23-90056) | <input type="checkbox"/> AP Acquisition Company Washington LLC (Case No. 23-90061) | <input type="checkbox"/> IEH AIM LLC (Case No. 23-90065) |
| <input checked="" type="checkbox"/> IEH Auto Parts LLC (Case No. 23-90057) | | |

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Part 1: Identify the Claim

1. Who is the current creditor?	Axalta Coating Systems, LLC 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?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. From whom? _____	
3. Where should notices and payments to the creditor be sent?	Where should notices to the creditor be sent? Justin Paget Name 951 East Byrd Street Number Street Richmond VA 23219 City State ZIP Code United States Country Contact phone 804-787-8132 Contact email jpaget@huntonak.com	Where should payments to the creditor be sent? (if different) Amit Shah Name 50 Applied Bank Blvd., Suite 300 Number Street Glen Mills PA 19342 City State ZIP Code United States Country Contact phone 215-255-4366 Contact email a.shah@axalta.com
	Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	
4. Does this claim amend one already filed?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____ Filed on _____ MM / DD / YYYY	
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Amount of the claim that is secured: \$ _____
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12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

No

Yes. Check all that apply:

Amount entitled to priority

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

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

\$ _____

Up to \$3,350* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).

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\$ _____

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.

\$ _____

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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 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 04/04/2023
MM / DD / YYYY

Amit Shah

Signature

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

Name Amit Shah
First name Middle name Last name

Title VP, Associate General Counsel

Company Axalta Coating Systems
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 50 Applied Bank Blvd., Suite 300
Number Street

Glen Mills PA 19342 USA
City State ZIP Code Country

Contact phone 215-255-4366 Email a.shah@axalta.com

**EXHIBIT A TO PROOF OF CLAIM OF
AXALTA COATING SYSTEMS, LLC**

1. **Basis for Claims.** Axalta Coating Systems, LLC (“Claimant”), submits this Exhibit A to its proof of claim (the “Proof of Claim”) filed against Debtor IEH Auto Parts LLC (the “Debtor”) for all claims Claimant currently has against Debtor including, without limitation, all claims related to, arising from, or in connection with goods delivered by Claimant to the Debtor.
2. **The Claims.** Without limiting the foregoing, Claimant’s claims against the Debtor for goods delivered are for a sum in the total amount of at least \$2,346,656.11.
3. **Classification of Claims.** Claimant’s claims are unsecured claims except to the extent they are determined to be secured, administrative or priority claims.
4. **Supporting Documents.** The documents upon which the claims are based include, without limitation, purchase orders issued by the Debtor for goods sold by Claimant. Supporting documentation is voluminous and should be in Debtor’s possession. Such additional supporting documentation will be provided to Debtors or their representatives and to other appropriate parties in interest upon request to Hunton Andrews Kurth LLP at the address for notices set forth below and subject to any appropriate confidentiality protection.
5. **No Judgment.** No judgment has been rendered on the claims set forth herein.
6. **Setoff or Recoupment.** Claimant expressly reserves and does not waive any setoff or recoupment rights that it may possess with respect to this Proof of Claim.
7. **Administrative Expense Claims.** This Proof of Claim is without prejudice to claims that Claimant has or may have for payment of any administrative expense allowable under Section 503(b) of the Bankruptcy Code or otherwise, whether or not such amounts are

included in this Proof of Claim, and Claimant expressly reserves its rights to file such claim or any similar claim at an appropriate time.

8. **Additional Proofs of Claim.** This Proof of Claim is filed without prejudice to the filing by Claimant of additional proofs of claim with respect to any other liability or indebtedness of Debtor. Claimant specifically preserves all of its procedural and substantive defenses and rights with respect to any claim that may be asserted against Claimant by Debtor or any other party in interest in this case or otherwise, or any other person or entity whatsoever.
9. **Notices.** All notices and distributions in respect of this claim should be forwarded to:

Hunton Andrews Kurth LLP
Attn: Justin Paget
Riverfront Plaza, East Tower
951 East Byrd Street
Richmond, Virginia 23219

10. **No Waiver.** Filing of this Proof of Claim is not and should not be construed to be: (a) a waiver or release of Claimant's rights against any other entity or person liable for all or part of any claim described herein; (b) a waiver of the right to seek to have the reference withdrawn with respect to (i) the subject matter of these claims, (ii) any objection or other proceedings commenced with respect thereto, or (iii) any other proceedings commenced in this case against or otherwise involving Claimant; (c) a waiver of any right to the subordination, in favor of Claimant, of indebtedness or liens held by creditors of Debtor; or (d) an election of remedy which waives or otherwise affects any other remedy of Claimant.
11. **Reservation of Rights.** This proof of claim is filed with full reservation of rights, including the right to assert additional, supplementary and/or amended proofs of claim and requests for administrative expense reimbursements based on events, information and/or documents obtained from Debtor or others through discovery or otherwise. Without in any way limiting

the foregoing. Claimant reserves its right to assert any claim it may have against Debtor, or against any other party or property other than Debtor and its estate. This proof of claim is conditional only and is not intended, nor should it be construed, as a waiver of Claimant's right to a trial by jury in any action or proceeding.