

**Fill in this information to identify the case:**

Debtor Axis Exploration, LLC

United States Bankruptcy Court for the: \_\_\_\_\_ District of Delaware  
(State)

Case number 20-11551

**Official Form 410  
Proof of Claim**

04/19

**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. <b>Who is the current creditor?</b>	<u>5280 S Services 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. <b>Has this claim been acquired from someone else?</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. From whom? _____	
3. <b>Where should notices and payments to the creditor be sent?</b>	<b>Where should notices to the creditor be sent?</b> See summary page	<b>Where should payments to the creditor be sent? (if different)</b> 5280 S Services LLC Attn: Ellen Halmagy 18494 CR 39 LaSalle, CO 80645
Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Contact phone <u>302-425-5812</u> Contact email <u>mbusenkell@gsbblaw.com</u>	Contact phone <u>303-887-1059</u> Contact email <u>ellen@5280sservices.com</u>
	Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	
4. <b>Does this claim amend one already filed?</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____ Filed on _____ MM / DD / YYYY	
5. <b>Do you know if anyone else has filed a proof of claim for this claim?</b>	<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: \_\_\_\_ \_

7. How much is the claim? \$ 5,679.00. 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, services performed, rental -SEE Attached Addendum and Invoices

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: mineral prop, leasehold interest, premises-improve  
**Basis for perfection:** Mechanics Lien  
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:** \$ 5,679.00  
**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 \$3,025* 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 \$13,650*) 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 4/01/22 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 08/05/2020  
MM / DD / YYYY

/s/ELLEN Halmagyi  
Signature

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

Name Ellen Halmagyi  
First name Middle name Last name

Title Authorized Agent

Company 5280 S Services  
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 18494 CR 39, LaSalle, CO, 80645

Contact phone 3038871059 Email ellen@5280sservices.com



# KCC ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (866) 571-1791 | International (781) 575-2049

<b>Debtor:</b> 20-11551 - Axis Exploration, LLC		
<b>District:</b> District of Delaware		
<b>Creditor:</b> 5280 S Services LLC Gellert Scali Busenkell and Brown, LLC, Attn: Michael Busenkell, Esq. 1201 N. Orange Street Suite 300 Wilmington, DE, 19801  <b>Phone:</b> 302-425-5812 <b>Phone 2:</b>  <b>Fax:</b> 302-425-5814 <b>Email:</b> mbusenkell@gsbblaw.com	<b>Has Supporting Documentation:</b> Yes, supporting documentation successfully uploaded  <b>Related Document Statement:</b>  <b>Has Related Claim:</b> No  <b>Related Claim Filed By:</b>  <b>Filing Party:</b> Authorized agent	
<b>Disbursement/Notice Parties:</b> 5280 S Services LLC Attn: Ellen Halmagyi 18494 CR 39  LaSalle, CO, 80645  <b>Phone:</b> 303-887-1059 <b>Phone 2:</b>  <b>Fax:</b>  <b>E-mail:</b> ellen@5280sservices.com <b>DISBURSEMENT ADDRESS</b>		
<b>Other Names Used with Debtor:</b>	<b>Amends Claim:</b> No  <b>Acquired Claim:</b> No	
<b>Basis of Claim:</b> Goods sold, services performed, rental -SEE Attached Addendum and Invoices	<b>Last 4 Digits:</b> No	<b>Uniform Claim Identifier:</b>
<b>Total Amount of Claim:</b> 5,679.00	<b>Includes Interest or Charges:</b> No	
<b>Has Priority Claim:</b> No	<b>Priority Under:</b>	
<b>Has Secured Claim:</b> Yes: 5,679.00  <b>Amount of 503(b)(9):</b> No  <b>Based on Lease:</b> Yes  <b>Subject to Right of Setoff:</b> No	<b>Nature of Secured Amount:</b> Other Describe: mineral prop, leasehold interest, premises-improve  <b>Value of Property:</b>  <b>Annual Interest Rate:</b>  <b>Arrearage Amount:</b>  <b>Basis for Perfection:</b> Mechanics Lien  <b>Amount Unsecured:</b>	

**Submitted By:**

Ellen Halmagyi on 05-Aug-2020 1:45:14 p.m. Eastern Time

**Title:**

Authorized Agent

**Company:**

5280 S Services

**Optional Signature Address:**

Ellen Halmagyi  
18494 CR 39

LaSalle, CO, 80645

**Telephone Number:**

3038871059

**Email:**

ellen@5280sservices.com

**ADDENDUM TO PROOF OF CLAIM FOR 5280 S SERVICES LLC AGAINST  
DEBTOR AXIS EXPLORATION, LLC  
CASE NO. 20-11551 (CSS)**

**I. NOTICE RESPECTING THIS CLAIM**

In addition to the name and address provided on the attached proof of claim form, all notices with respect to any claim of **5280 S SERVICES LLC** (the “Claimant”) must also be served upon the following:

Michael G. Busenkell, Esq.  
Gellert Scali Busenkell & Brown, LLC  
1201 N. Orange St., Ste. 300  
Wilmington, DE 19801  
[mbusenkell@gsbblaw.com](mailto:mbusenkell@gsbblaw.com)  
(302) 425-5812

**5280 S SERVICES LLC**  
Attention: Ellen Halmagyi  
18494 CR 39  
Lasalle, CO 80645  
[ellen@5280sservices.com](mailto:ellen@5280sservices.com)  
303-887-1059

**II. NATURE OF CLAIM**

Claimant asserts a claim (the “Claim”) against the Debtor, **AXIS EXPLORATION, LLC** (“Debtor”) in the amount of **\$5,679.00** plus taxes, fees, expenses, costs and/or other charges as a result of the Debtor’s failure to pay for goods that were provided to Debtor prior to June 14, 2020 (the “Petition Date”) pursuant to various purchase orders. Claimant’s Claim is a secured claim.

By filing this Proof of Claim, Claimant reserves all rights against the Debtor. Among other things, Claimant preserves any and all rights it has to taxes, fees, expenses, costs, damages and/or other charges owed. Nothing in this Addendum or the accompanying Proof of Claim limits Claimant’s rights.

**III. CLASSIFICATION OF CLAIMS**

Claimant asserts a claim (the “Claim”) against the Debtor, **AXIS EXPLORATION, LLC** (“Debtor”) in the amount of **\$5,679.00** plus taxes, fees, expenses, costs and/or other charges as a result of the Debtor’s failure to pay for goods that were provided to Debtor prior to June 14, 2020 (the “Petition Date”) pursuant to various purchase orders. Claimant’s Claim is a secured claim.

**IV. SUPPORTING DOCUMENTS**

The documents upon which the Claim consists of are, among other things, a summary of invoices and copies of the actual invoices at issue.

**V. NO SETOFF**

Any rights that the Claimant may possess are expressly reserved and are not waived.

#### **VI. ADMINISTRATIVE EXPENSE CLAIMS**

This Proof of Claim is without prejudice to claims, if any, that the Claimant has or may have for payment of any administrative expense allowable under Section 503(b) of the Bankruptcy Code or otherwise with respect to any transaction, whether or not such amounts are included in this Proof of Claim, and the right to file such claim or any similar claim at an appropriate time is expressly reserved.

#### **VII. ADDITIONAL PROOFS OF CLAIM**

This Proof of Claim is filed without prejudice to the filing by, or on behalf of, the Claimant of additional proofs of claim with respect to any other liability or indebtedness of the Debtor. All procedural and substantive defenses and rights with respect to any claim that may be asserted against the Claimant by the Debtor or any other party in interest in these bankruptcy cases or otherwise, or by any other person or entity whatsoever, are specifically preserved.

#### **VIII. NO WAIVER**

Filing of this Proof of Claim is not and should not be construed to be: (a) a waiver or release of the 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 these cases against or otherwise involving the Claimant; (c) a waiver of any right to the subordination, in favor of the Claimant, of indebtedness or liens held by creditors of the Debtor; or (d) an election of remedy which waives or otherwise affects any other remedy of the Claimant.

#### **IX. 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 the Debtor or others through discovery or otherwise. Without in any way limiting the foregoing, the Claimant's rights to assert any claim it may have against the Debtor, or against any other party or property other than the Debtor and its estate, are expressly reserved. This proof of claim is conditional only and is not intended, nor should it be construed as the Claimant's consent to jurisdiction in the District of Delaware, or as a waiver of the Claimant's right to a trial by jury in any action or proceeding.

Invoice	Date of Invoice	Well Name	Date of Service	Materials	Labor	Rental	Trucking Service	Taxes	Invoice Total
2667	4/23/2020	Champlin 248 Amoco D1	4/21/2020		900.00	750.00		21.75	\$1,671.75 Axis
2671	4/23/2020	Champlin 248 Amoco D2	4/22/2020		684.00	750.00		21.75	\$1,455.75 Axis
2703	5/5/2020	Gordon 13-19	4/30/2020		720.00	500.00		14.50	\$1,234.50 Axis
2648	6/1/2020	Qualls 5-13	/9/2020-4/11/2020		288.00	1000.00		29.00	\$1,317.00 Axis
							Axis A/R Total Pre-Bankruptcy		\$5,679.00

**5280 S Services LLC**

18494 WCR 39  
LaSalle, Co 80645



# Invoice

Date: 4/23/2020

Invoice # 2667

**Bill To**

Extraction Oil and Gas, Inc  
370 17th Street, Suite 5300  
Denver, CO 80202

Company	Location	P.O. #	Terms
XOG	Champlin 248 Amoco D1	Jeff Klassens/Axis	Due on receipt

Description	Qty	Rate	Amount
Emissions Control Combustor Unit #2 (4/21/20)	1	750.00	750.00T
Emissions Control Combustor Unit #2 (Labor Rate Per Hour) (4/21/20)	25	36.00	900.00

Thank you for your business.

Phone #	E-mail
970-518-6487	containment5280@yahoo.com

<b>Subtotal</b>	\$1,650.00
<b>Sales Tax (2.9%)</b>	\$21.75
<b>Total</b>	\$1,671.75
<b>Payments/Credits</b>	\$0.00
<b>Balance Due</b>	\$1,671.75

**5280 S Services LLC**

18494 WCR 39  
LaSalle, Co 80645



**Invoice**

Date: 4/23/2020

Invoice # 2671

**Bill To**

Extraction Oil and Gas, Inc  
370 17th Street, Suite 5300  
Denver, CO 80202

Company	Location	P.O. #	Terms
XOG	Champlin 248 Amoco D2	Jeff Klassins/Axis	Due on receipt

Description	Qty	Rate	Amount
Emissions Control Combustor Unit #2 (4/22/20)	1	750.00	750.00
Emissions Control Combustor Unit #2 (Labor Rate Per Hour) (4/22/20)	19	36.00	684.00

Thank you for your business.

Phone #	E-mail
970-518-6487	containment5280@yahoo.com

<b>Subtotal</b>	\$1,434.00
<b>Sales Tax (2.9%)</b>	\$21.75
<b>Total</b>	\$1,455.75
<b>Payments/Credits</b>	\$0.00
<b>Balance Due</b>	\$1,455.75

**5280 S Services LLC**

18494 WCR 39  
LaSalle, Co 80645



# Invoice

Date: 5/5/2020

Invoice # 2703

**Bill To**

Extraction Oil and Gas, Inc  
370 17th Street, Suite 5300  
Denver, CO 80202

Company	Location	P.O. #	Terms
XOG	Gordon 13-19	Jeff Klassens/Axis/Bi...	Due on receipt

Description	Qty	Rate	Amount
Emissions Control Combustor Unit #2 (4/30/20)	1	500.00	500.00T
Emissions Control Combustor Unit #2 (Labor Rate Per Hour) (4/30/20)	24	30.00	720.00

Thank you for your business.

Phone #	E-mail
970-518-6487	containment5280@yahoo.com

<b>Subtotal</b>	\$1,220.00
<b>Sales Tax (2.9%)</b>	\$14.50
<b>Total</b>	\$1,234.50
<b>Payments/Credits</b>	\$0.00
<b>Balance Due</b>	\$1,234.50

**5280 S Services LLC**

18494 WCR 39  
LaSalle, Co 80645



**Invoice**

Date: 6/1/2020

Invoice # 2648

**Bill To**

Extraction Oil and Gas, Inc  
370 17th Street, Suite 5300  
Denver, CO 80202

Company	Location	P.O. #	Terms
XOG	Qualls 5-13	Luke Hinrichs Axis/B...	Due on receipt

Description	Qty	Rate	Amount
Emissions Control Combustor Unit #1 (4/9/20)	1	500.00	500.00T
Emissions Control Combustor Unit #1 (Labor Rate Per Hour) (4/9/20)	8	36.00	288.00
Emissions Control Combustor Unit #1 (4/11/20)	1	500.00	500.00T

Thank you for your business.

Phone #	E-mail
970-518-6487	containment5280@yahoo.com

<b>Subtotal</b>	\$1,288.00
<b>Sales Tax (2.9%)</b>	\$29.00
<b>Total</b>	\$1,317.00
<b>Payments/Credits</b>	\$0.00
<b>Balance Due</b>	\$1,317.00