

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

Debtor Plastiq Inc.

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

Case number 23-10671

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?** Mission Cloud Services, Inc.  
Name of the current creditor (the person or entity to be paid for this claim)  
Other names the creditor used with the debtor \_\_\_\_\_

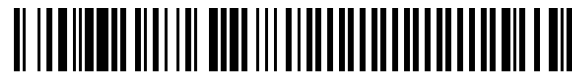
2. **Has this claim been acquired from someone else?**  No  
 Yes. From whom? \_\_\_\_\_

3. <b>Where should notices and payments to the creditor be sent?</b>	Where should notices to the creditor be sent?	Where should payments to the creditor be sent? (if different)
	Federal Rule of Bankruptcy Procedure (FRBP) 2002(g) Mission Cloud Services, Inc. Douglas R. Gooding Choate Hall and Stewart LLP 2 International Place Boston, MA 02110, United States  Contact phone <u>6172485277</u> Contact email <u>dgooding@choate.com</u>	Mission Cloud Services, Inc. Heather Siegel 4470 W Sunset Blvd Suite 107 PMB 94146 Los Angeles, CA 90027, United States  Contact phone <u>8556477466</u> Contact email <u>hsiegel@missioncloud.com</u>

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? \$ contingent and unliquidated. 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.  
Rejection damages

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)?

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 entitled to administrative priority 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 11/08/2023  
MM / DD / YYYY

/s/Heather Siegel  
Signature

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

Name Heather Siegel  
First name Middle name Last name

Title Vice President, Accounting and Finance

Company Mission Cloud Services, Inc.  
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 (877) 634-7180 | International 001-310-823-9000

<b>Debtor:</b> 23-10671 - PlastiQ Inc.		
<b>District:</b> District of Delaware		
<b>Creditor:</b> Mission Cloud Services, Inc. Douglas R. Gooding Choate Hall and Stewart LLP 2 International Place  Boston, MA, 02110 United States <b>Phone:</b> 6172485277 <b>Phone 2:</b>  <b>Fax:</b>  <b>Email:</b> dgooding@choate.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>		
<b>Disbursement/Notice Parties:</b> Mission Cloud Services, Inc. Heather Siegel 4470 W Sunset Blvd Suite 107 PMB 94146  Los Angeles, CA, 90027 United States <b>Phone:</b> 8556477466 <b>Phone 2:</b>  <b>Fax:</b>  <b>E-mail:</b> hsiegel@missioncloud.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> Rejection damages	<b>Last 4 Digits:</b> No	<b>Uniform Claim Identifier:</b>
<b>Total Amount of Claim:</b> contingent and unliquidated	<b>Includes Interest or Charges:</b> No	
<b>Has Priority Claim:</b> No	<b>Priority Under:</b>	
<b>Has Secured Claim:</b> No	<b>Nature of Secured Amount:</b>	
<b>Amount of 503(b)(9):</b> No	<b>Value of Property:</b>	
<b>Based on Lease:</b> No	<b>Annual Interest Rate:</b>	
<b>Subject to Right of Setoff:</b> No	<b>Arrearage Amount:</b>	
	<b>Basis for Perfection:</b>	
	<b>Amount Unsecured:</b>	
<b>Submitted By:</b> Heather Siegel on 08-Nov-2023 12:25:30 p.m. Eastern Time  <b>Title:</b> Vice President, Accounting and Finance  <b>Company:</b> Mission Cloud Services, Inc.		

United States Bankruptcy Court for the District of Delaware		
Indicate Debtor against which you assert a claim by checking the appropriate box below. <b>(Check only one Debtor per claim form.)</b>		
<input checked="" type="checkbox"/> Plastiq Inc. (Case No. 23-10671)	<input type="checkbox"/> PLV Inc. d/b/a/ PLV TX Branch Inc (Case No. 23-10672)	<input type="checkbox"/> Nearside Business Corp. (Case No. 23-10673)

## 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. Other than a claim under 11 U.S.C. § 503(b)(9), this form should not be used to make a claim for an administrative expense arising after the commencement of the case.

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.

<b>Part 1: Identify the Claim</b>		
<b>1. Who is the current creditor?</b>	Mission Cloud Services, Inc. _____ Name of the current creditor (the person or entity to be paid for this claim)  Other names the creditor used with the debtor _____	
<b>2. Has this claim been acquired from someone else?</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. From whom? _____	
<b>3. Where should notices and payments to the creditor be sent?</b>	<b>Where should notices to the creditor be sent?</b>  Choate, Hall & Stewart, LLP Attn: Douglas R. Gooding Name _____ 2 International Place Number Street _____ Boston, MA 02110 City State ZIP Code _____ USA Country _____ Contact phone 617-248-5277 Contact email dgooding@choate.com	<b>Where should payments to the creditor be sent? (if different)</b>  Heather Siegel Name _____ 4470 W Sunset Blvd Suite 107 PMB 94146 Number Street _____ Los Angeles, CA 90027 City State ZIP Code _____ USA Country _____ Contact phone 855-647-7466 Contact email hsiegel@missioncloud.com
Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)  Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____		
<b>4. 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 _____ <span style="float: right;">MM / DD / YYYY</span>	
<b>5. 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? _____	

6. Do you have any number you use to identify the debtor?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: _____
7. How much is the claim?	\$ _____ contingent and unliquidated. Does this amount include interest or other charges? <input checked="" type="checkbox"/> No <input type="checkbox"/> 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.  Rejection damages _____
9. Is all or part of the claim secured?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. The claim is secured by a lien on property. <b>Nature of property:</b> <input type="checkbox"/> Real estate: If the claim is secured by the debtor's principal residence, file a <i>Mortgage Proof of Claim Attachment</i> (Official Form 410-A) with this <i>Proof of Claim</i> . <input type="checkbox"/> Motor vehicle <input type="checkbox"/> Other. Describe: _____  <b>Basis for perfection:</b> _____ 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.)  <b>Value of property:</b> \$ _____ <b>Amount of the claim that is secured:</b> \$ _____ <b>Amount of the claim that is unsecured:</b> \$ _____ (The sum of the secured and unsecured amount should match the amount in line 7.)  <b>Amount necessary to cure any default as of the date of the petition:</b> \$ _____  <b>Annual Interest Rate</b> (when case was filed) _____ % <input type="checkbox"/> Fixed <input type="checkbox"/> Variable
10. Is this claim based on a lease?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Amount necessary to cure any default as of the date of the petition. \$ _____
11. Is this claim subject to a right of setoff?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Identify the property: _____

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

No

Yes. Check all that apply:

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

Amount entitled to priority

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

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).

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

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).

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

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.

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

\* 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 entitled to administrative priority 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 11/7/2023 | 1:32 PM PST

MM / DD / YYYY

Heather Siegel

Signature

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

Name Heather Siegel  
 First name Middle name Last name  
 Title Vice President, Accounting & Finance  
 Company Mission Cloud Services, Inc.  
 Identify the corporate servicer as the company if the authorized agent is a servicer.  
 Address 4470 W Sunset Blvd Suite 107 PMB 94146  
 Number Street  
 Los Angeles, CA 90027, US  
 City State ZIP Code Country  
 Contact phone 855-647-7466 Email hsiegel@missioncloud.com

**Certificate Of Completion**

Envelope Id: 925DDDE5CD354C31AFAD52FD10EA1C56	Status: Completed
Subject: Complete with DocuSign: MissionCloud __ Plastiq - Proof of Claim.pdf	
Source Envelope:	
Document Pages: 3	Signatures: 1
Certificate Pages: 1	Initials: 0
AutoNav: Disabled	Envelope Originator:
Envelopeld Stamping: Disabled	Heather Siegel
Time Zone: (UTC-08:00) Pacific Time (US & Canada)	9350 Wilshire Blvd
	Suite 203
	Beverly Hills, CA 90212
	hsiegel@missioncloud.com
	IP Address: 47.28.223.126

**Record Tracking**

Status: Original	Holder: Heather Siegel	Location: DocuSign
11/7/2023 1:31:10 PM	hsiegel@missioncloud.com	

**Signer Events**

Signature	Timestamp
Heather Siegel hsiegel@missioncloud.com VP, Accounting & Finance Mission Security Level: Email, Account Authentication (None)	Sent: 11/7/2023 1:31:15 PM Viewed: 11/7/2023 1:31:23 PM Signed: 11/7/2023 1:32:48 PM Freeform Signing
Signature Adoption: Pre-selected Style Using IP Address: 47.28.223.126	

**Electronic Record and Signature Disclosure:**  
Not Offered via DocuSign

**In Person Signer Events**

Signature	Timestamp
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**Editor Delivery Events**

Status	Timestamp
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**Agent Delivery Events**

Status	Timestamp
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**Intermediary Delivery Events**

Status	Timestamp
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**Certified Delivery Events**

Status	Timestamp
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**Carbon Copy Events**

Status	Timestamp
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**Witness Events**

Signature	Timestamp
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**Notary Events**

Signature	Timestamp
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**Envelope Summary Events**

Status	Timestamps
Envelope Sent	Hashed/Encrypted 11/7/2023 1:31:15 PM
Certified Delivered	Security Checked 11/7/2023 1:31:23 PM
Signing Complete	Security Checked 11/7/2023 1:32:48 PM
Completed	Security Checked 11/7/2023 1:32:48 PM

**Payment Events**

Status	Timestamps
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**ADDENDUM TO PROOF OF CLAIM OF  
MISSION CLOUD SERVICES, INC.**

This Addendum is attached to and made part of the proof of claim (the “Claim”) filed by Mission Cloud Services, Inc. (“Mission”) against PlastiQ, Inc. (the “Debtor”) in the chapter 11 bankruptcy case *In re PlastiQ Inc., et al* Case No. 23-10671 (BLS) (Bankr. D. Del.) (Jointly Administered)<sup>1</sup> pursuant to the Bar Date Order<sup>2</sup> and the Rejection Order (as defined herein). The Claim is evidenced by the Master Services Agreement (as defined herein).

Prior to the Petition Date, Mission and the Debtor entered into multiple contracts, including that certain Master Services Agreement dated as of October 1, 2019 (together with all schedules, purchase orders, invoices, amendments and addendums thereto, the “Master Services Agreement”). Pursuant to the Master Services Agreement, Mission provides certain services to the Debtor including, but not limited to, the provision of software and related software support. Mission continued to provide services to the Debtor pursuant to the Master Services Agreement post-petition and the Debtor has continued to pay amounts owed to Mission as they become due.

On October 16, 2023, the Court entered the *Order Authorizing Rejection of Certain Executory Contracts, Effective As of September 25, 2023* [Docket No. 342] (the “Rejection Order”). The Rejection Order authorized the rejection of certain Mission contracts, including the Master Services Agreement. As a result of the Rejection Order, the Debtor informed Mission that it intends to terminate the Master Services Agreement effective as of November 30, 2023.

As of the date hereof, the Debtor has paid all outstanding amounts owed under the Master Services Agreement. However, the final invoice issued to the Debtor for November services will not become due and owing until December, well after the Rejection Damages Bar Date set to expire on November 15, 2023. As a result, out of an abundance of caution, Mission is filing this Claim for rejection damages in a contingent and unliquidated amount for any and all amounts owed as a result of the rejection of the Master Services Agreement, including amounts owed for services provided to the Debtor in November 2023. Furthermore, to the extent any additional amounts become due and owing, including any attorneys’ fees and costs, and are not paid in the ordinary course, Mission hereby reserves any rights to compel the payment of such amounts as additional administrative expense claims. In the event that the Debtor pays all outstanding amounts owed to Mission in the ordinary course, Mission will withdraw this Claim.

Mission further expressly reserves all of its rights under the Master Services Agreement, the Bankruptcy Code and applicable law, and nothing herein shall affect Mission’s rights under the same. Copies of certain supporting documents are voluminous and are available upon request.

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<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: PlastiQ Inc. (6125), PLV Inc. d/b/a/ PLV TX Branch Inc. (5084), and Nearside Business Corp. (N/A). The Claim is solely as to PlastiQ, Inc.

<sup>2</sup> “Bar Date Order” means that certain *Order (I) Establishing Bar Dates and Related Procedures for Filing Proofs of Claim (Including for Claims Arising Under Section 503(b)(9) of the Bankruptcy Code) and (B) Approving the Form and Manner of Notice Thereof* [Docket No. 109]. Capitalized terms used herein but otherwise undefined shall have the meanings ascribed to them in the Bar Date Order.