

Fill in this information to identify the case:

Debtor Premier Kings, Inc.

United States Bankruptcy Court for the: Northern District of Alabama
(State)

Case number 23-02871

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>E.S.S., Inc.</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?	Where should notices to the creditor be sent? <u>E.S.S., Inc.</u> <u>Ann Braun</u> <u>203 McMillin Street</u> <u>Nashville, Tennessee 37203-2912</u>	Where should payments to the creditor be sent? (if different)
Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Contact phone <u>6153409033</u> Contact email <u>abraun@essnashville.com</u>	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?	<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?	<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? \$ <u>39654.99</u>	Does this amount include interest or other charges? <input type="checkbox"/> No <input checked="" 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?	<p>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.</p> <p><u>Goods and services provided</u></p>
9. Is all or part of the claim secured?	<div><input checked="" type="checkbox"/> No</div> <div><input type="checkbox"/> Yes. The claim is secured by a lien on property. Nature or property: <div><input type="checkbox"/> Real estate: If the claim is secured by the debtor's principle 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: _____</div> Basis for perfection: _____ <small>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.)</small> 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) _____ % <div><input type="checkbox"/> Fixed <input type="checkbox"/> Variable</div></div>
10. Is this claim based on a lease?	<div><input checked="" type="checkbox"/> No</div> <div><input type="checkbox"/> Yes. Amount necessary to cure any default as of the date of the petition. \$ _____</div>
11. Is this claim subject to a right of setoff?	<div><input checked="" type="checkbox"/> No</div> <div><input type="checkbox"/> Yes. Identify the property: _____</div>



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:

☐ 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 12/21/2023
MM / DD / YYYY

/s/Ann Braun
Signature

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

Name Ann Braun
First name Middle name Last name

Title President

Company E.S.S., 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 (866) 927-7089 | International (310) 751-2656

Debtor: 23-02871 - Premier Kings, Inc.		
District: Northern District of Alabama, Birmingham Division		
Creditor: E.S.S., Inc. Ann Braun 203 McMillin Street Nashville, Tennessee, 37203-2912 Phone: 6153409033 Phone 2: Fax: Email: abraun@essnashville.com	Has Supporting Documentation: Yes, supporting documentation successfully uploaded Related Document Statement:	
	Has Related Claim: No Related Claim Filed By:	
	Filing Party: Creditor	
Other Names Used with Debtor:	Amends Claim: No Acquired Claim: No	
Basis of Claim: Goods and services provided	Last 4 Digits: No	Uniform Claim Identifier:
Total Amount of Claim: 39654.99	Includes Interest or Charges: Yes	
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: Ann Braun on 21-Dec-2023 4:34:11 p.m. Eastern Time Title: President Company: E.S.S., Inc.		

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Accrual Basis

E.S.S., Inc.

Customer Open Balance

All Transactions

Type	Date	Num	Memo	Due Date	Open Balance	Amount
Burger King Office - Premier Kings Inc.						
Burger King #1069 Birmingham, AL						
Invoice	02/25/2020	171983		03/11/2020	8,197.58	8,197.58
Invoice	02/26/2020	172021		03/12/2020	1,024.90	1,024.90
Invoice	09/07/2020	FC 3288	Finance Charge	09/07/2020	818.15	818.15
Invoice	10/31/2020	FC 3329	Finance Charge	10/31/2020	245.59	245.59
Invoice	04/23/2021	FC 3386	Finance Charge	04/23/2021	791.36	791.36
Invoice	12/04/2023	FC 3416	Finance Charge	12/04/2023	4,343.41	4,343.41
Total Burger King #1069 Birmingham, AL					15,420.99	15,420.99
Burger King #11481-Andalusia						
Invoice	02/06/2020	171809		02/21/2020	249.66	249.66
Invoice	09/07/2020	FC 3289	Finance Charge	09/07/2020	24.50	24.50
Invoice	10/31/2020	FC 3330	Finance Charge	10/31/2020	6.65	6.65
Invoice	04/23/2021	FC 3387	Finance Charge	04/23/2021	21.42	21.42
Invoice	12/04/2023	FC 3417	Finance Charge	12/04/2023	117.58	117.58
Total Burger King #11481-Andalusia					419.81	419.81
Burger King #12520-Atmore						
Invoice	01/14/2020	171267		01/29/2020	509.63	509.63
Invoice	09/07/2020	FC 3290	Finance Charge	09/07/2020	55.79	55.79
Invoice	10/31/2020	FC 3331	Finance Charge	10/31/2020	13.57	13.57
Invoice	04/23/2021	FC 3388	Finance Charge	04/23/2021	43.73	43.73
Invoice	12/04/2023	FC 3418	Finance Charge	12/04/2023	240.01	240.01
Total Burger King #12520-Atmore					862.73	862.73
Burger King #16460 - Elba AL						
Invoice	01/23/2020	171392		02/07/2020	777.85	777.85
Invoice	09/07/2020	FC 3291	Finance Charge	09/07/2020	81.71	81.71
Invoice	10/31/2020	FC 3332	Finance Charge	10/31/2020	20.71	20.71
Invoice	04/23/2021	FC 3389	Finance Charge	04/23/2021	66.75	66.75
Invoice	12/04/2023	FC 3419	Finance Charge	12/04/2023	366.34	366.34
Total Burger King #16460 - Elba AL					1,313.36	1,313.36
Burger King #24565 Headland AL						
Invoice	02/06/2020	171812		02/21/2020	92.85	92.85
Invoice	09/07/2020	FC 3292	Finance Charge	09/07/2020	9.11	9.11
Invoice	10/31/2020	FC 3333	Finance Charge	10/31/2020	2.47	2.47
Invoice	04/23/2021	FC 3390	Finance Charge	04/23/2021	7.97	7.97
Invoice	12/04/2023	FC 3420	Finance Charge	12/04/2023	43.73	43.73
Total Burger King #24565 Headland AL					156.13	156.13
Burger King #26914 Shorter, AL						
Invoice	02/25/2020	172024		03/11/2020	180.22	180.22
Invoice	09/07/2020	FC 3293	Finance Charge	09/07/2020	16.00	16.00
Invoice	10/31/2020	FC 3334	Finance Charge	10/31/2020	4.80	4.80
Invoice	04/23/2021	FC 3391	Finance Charge	04/23/2021	15.46	15.46
Invoice	12/04/2023	FC 3421	Finance Charge	12/04/2023	84.88	84.88
Total Burger King #26914 Shorter, AL					301.36	301.36
Burger King #27281 Harpersville AL						
Invoice	10/23/2019	169618		11/07/2019	8,197.58	8,197.58
Invoice	11/14/2019	169991		11/29/2019	1,024.90	1,024.90
Invoice	11/14/2019	169994		11/29/2019	75.00	75.00
Invoice	01/23/2020	171405		02/07/2020	463.00	463.00
Invoice	09/07/2020	FC 3294	Finance Charge	09/07/2020	1,435.15	1,435.15
Invoice	10/31/2020	FC 3335	Finance Charge	10/31/2020	259.92	259.92
Invoice	04/23/2021	FC 3392	Finance Charge	04/23/2021	837.53	837.53
Invoice	12/04/2023	FC 3422	Finance Charge	12/04/2023	4,596.78	4,596.78
Total Burger King #27281 Harpersville AL					16,889.86	16,889.86

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12/04/23

Accrual Basis

E.S.S., Inc.
Customer Open Balance
All Transactions

Type	Date	Num	Memo	Due Date	Open Balance	Amount
Burger King #2937-Dothan						
Invoice	12/09/2019	170513		12/24/2019	457.99	457.99
Invoice	09/07/2020	FC 3295	Finance Charge	09/07/2020	58.27	58.27
Invoice	10/31/2020	FC 3336	Finance Charge	10/31/2020	12.20	12.20
Invoice	04/23/2021	FC 3393	Finance Charge	04/23/2021	39.30	39.30
Invoice	12/04/2023	FC 3423	Finance Charge	12/04/2023	215.69	215.69
Total Burger King #2937-Dothan					783.45	783.45
Burger King #6642-Greenville						
Invoice	02/26/2020	172006		03/12/2020	667.65	667.65
Invoice	09/07/2020	FC 3296	Finance Charge	09/07/2020	58.94	58.94
Invoice	10/31/2020	FC 3337	Finance Charge	10/31/2020	17.78	17.78
Invoice	04/23/2021	FC 3394	Finance Charge	04/23/2021	57.29	57.29
Invoice	12/04/2023	FC 3424	Finance Charge	12/04/2023	314.44	314.44
Total Burger King #6642-Greenville					1,116.10	1,116.10
Burger King #7564-Brewton						
Invoice	02/25/2020	172030		03/11/2020	250.11	250.11
Invoice	09/07/2020	FC 3297	Finance Charge	09/07/2020	22.20	22.20
Invoice	10/31/2020	FC 3338	Finance Charge	10/31/2020	6.66	6.66
Invoice	04/23/2021	FC 3395	Finance Charge	04/23/2021	21.46	21.46
Invoice	12/04/2023	FC 3425	Finance Charge	12/04/2023	117.79	117.79
Total Burger King #7564-Brewton					418.22	418.22
Premier King Inc music						
Invoice	01/01/2020	171136		01/16/2020	200.00	200.00
Invoice	02/01/2020	171654		02/16/2020	200.00	200.00
Invoice	09/07/2020	FC 3298	Finance Charge	09/07/2020	43.30	43.30
Invoice	10/31/2020	FC 3339	Finance Charge	10/31/2020	10.66	10.66
Invoice	04/23/2021	FC 3410	Finance Charge	04/23/2021	34.32	34.32
Invoice	12/04/2023	FC 3426	Finance Charge	12/04/2023	188.38	188.38
Total Premier King Inc music					676.66	676.66
Burger King Office - Premier Kings Inc. - Other						
Invoice	06/06/2019	166499		06/21/2019	719.24	719.24
Invoice	09/07/2020	FC 3287	Finance Charge	09/07/2020	157.48	157.48
Invoice	10/31/2020	FC 3328	Finance Charge	10/31/2020	19.15	19.15
Invoice	04/23/2021	FC 3385	Finance Charge	04/23/2021	61.72	61.72
Invoice	12/04/2023	FC 3415	Finance Charge	12/04/2023	338.73	338.73
Total Burger King Office - Premier Kings Inc. - Other					1,296.32	1,296.32
Total Burger King Office - Premier Kings Inc.					39,654.99	39,654.99
TOTAL					39,654.99	39,654.99