

Fill in this information to identify the case:

Debtor Welded Construction, L.P. et al.  
 United States Bankruptcy Court for the: District of Delaware  
 Case number 18-12378 (KG)

**Official Form 410**  
**Proof of Claim**

04/16

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 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. That date is on the notice of bankruptcy (Form 309) that you received.

**Part 1: Identify the Claim**

1. Who is the current creditor? Brandenburg Drainage, 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? <u>Brandenburg Capital Management, Inc.</u> Name <u>242 Carlton Avenue SE</u> Number Street <u>Grand Rapids MI 49506</u> City State ZIP Code Contact phone <u>(616) 901-2379</u> Contact email <u>dan@brandenburgcm.com</u>	Where should payments to the creditor be sent? (if different) <u>Brandenburg Drainage, Inc.</u> Name <u>2234 312th Avenue</u> Number Street <u>Maquoketa IA 52060</u> City State ZIP Code Contact phone <u>(563) 689-5334 Audrey</u> Contact email <u>audrey@brandenburgdrainage.com</u>
	Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	

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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? \_\_\_\_\_



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Official Form 410  
 Date Stamped Copy Returned  
 No self addressed stamped envelope Proof of Claim  
 No copy to return

**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? \$ 41,058.41. 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

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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 acknowledgment 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 11/15/2018  
MM / DD / YYYY

  
Signature

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

Name Daniel John Langdon  
First name Middle name Last name

Title Corporate Counsel & Secretary

Company Brandenburg Capital Management, Inc./ Brandenburg Drainage, Inc.  
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 242 Carlton Avenue Se  
Number Street

Grand Rapids MI 49506  
City State ZIP Code

Contact phone (616) 901-2379 Email dan@brandenburgcm.com

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**b | c | m**

242 Carlton Avenue, SE  
Grand Rapids, MI 49506

November 15, 2018

Welded Construction Claims Processing Center  
c/o KCC  
2335 Alaska Avenue  
El Segundo, CA 90245

**RE: Welded Construction, L.P. et al  
U.S. Bankruptcy Court District of Delaware  
Case No. 18-12378(KG)**

Dear Sir or Madam:

On behalf of Brandenburg Drainage, Inc., please find enclosed for filing and return the following items:

- Official Form 410 Proof of Claim that is completed with original signature;
- Official Form 410 Proof of Claim (Copy to be returned to BCM); and
- Self-Addressed, stamped envelope to return copy

Attached to Brandenburg Drainage's Proof of Claim is a copy of the invoice submitted to Welded Construction for the services performed.

Please contact the undersigned at 616-901-2379 if you have any questions or concerns.

Sincerely,



Daniel J. Langdon

Enclosures

Brandenburg Drainage Inc.  
2236 312th Ave  
Maquoketa, IA 52060

Phone: 563-689-5334  
Fax: 563-689-5333

Invoice ID: 47087  
Invoice Date: 08-27-2018  
Customer ID: WELDED

To: Welded Construction  
26933 Eckel Rd.  
Perrysburg, OH 43552

Job Location: S/C# 2016-SL\_ME2-014  
Mariner East 2 Project - Clear  
PO# 88048  
7.20.18 - 7.22.18

Ship Via: None

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<u>Item</u>	<u>Description</u>	<u>Units</u>	<u>Unit of Measure</u>	<u>Unit Price</u>	<u>Amount</u>
1	Bid Amount				\$33,558.41
2	Mobilization/Demobilization				\$7,500.00

Amount Billed \$41,058.41  
Total Tax

Retainage Held 4,105.84

Amount Due \$36,952.57

DATE DUE: 09-27-2018

A monthly finance charge of 1.5% will be charged on balances past due.