



**AREA ENERGY & ELECTRIC, INC.**

2001 Commerce Drive  
Sidney, Ohio 45365  
937.498.4784  
www.AreaElectric.com  
License. # 25186

October 19, 2018

Judge Frederick D. Pepple  
Auglaize County Common Pleas Court  
VIA FAX (419)739-6768

2018 OCT 19 AM 10:48  
I. JEAN MECKSTROTH  
CLERK OF COURTS  
AUGLAIZE COUNTY  
COMMON PLEAS COURT  
FILED

RE: CASE NO. 2017-CV-144; CLAIM No. 33 AND 49; CLAIMANT AREA ENERGY & ELECTRIC

Dear Judge Pepple,

Area Energy & Electric has inadvertently filed in duplicate regarding Case No. 2017-CV-144. It is requested that Claim 49, the second claim filed, be withdrawn.

Please contact Mike Burns, CFO, with any questions.

Sincerely,

Michael A. Bruns, CFO

AUGLAIZE COUNTY  
COMMON PLEAS COURT  
FILED

2018 OCT -3 AM 10:17

I. JEAN MECKSTROTH  
CLERK OF COURTS

IN THE COMMON PLEAS COURT OF AUGLAIZE COUNTY, OHIO  
CIVIL DIVISION

PAUL MASTRONARDI

\*

CASE NO: 2017-CV-144

Plaintiff,

\*

-VS-

\*

**JOURNAL ENTRY-ORDERS  
ON FURTHER SUPPLEMENTATION  
OF CLAIMS AND OBJECTIONS**

LUIS CHIBANTE, ET AL.

\*

Defendants.

\*

RE: Claim No. 33 and 49

Claimant: Area Energy & Electric

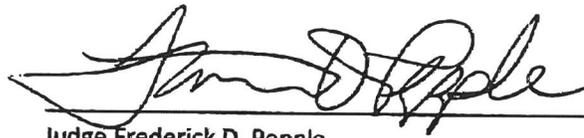
Claimant filed its claims, but those claims appear to be duplicative. If these are separate claims, Claimant shall explain further. If these were inadvertently filed in duplicate, Claimant is requested to withdraw Claim 49 (the second one filed) in writing with the court.

Failure to submit an explanation, or to withdraw the second claim, may result in both claims being denied. Claimant shall respond on or before October 22, 2018.

The court authorized FAX filing of these responses, to the Clerk at (419) 739-6768.

The Clerk shall serve a copy of this journal entry upon the Claimant at its electronic address, and to counsel of record and to the Receiver by electronic means.

IT IS SO ORDERED.



Judge Frederick D. Pepple

All Proof of Claim Forms MUST be FILED by September 18, 2018. Failure to timely file this form with supporting documents will result in a waiver of your right to file a claim. Objections must be filed by October 2, 2018. All claims will come before the court for hearing on October 29, 2018, at 9:00 a.m. at the court.

In the Court of Common Pleas of Auglaize County, Ohio  
Civil Division

Paul Mastronardi,

Plaintiff,

Case No. 2017-CV-144

-vs-

Luis Chibante, et al.,

Defendants.

PROOF OF CLAIM

With Supporting Documents Attached

2018 SEP 14 PM 3:14  
I. JUDITH MASTRONARDI  
CLERK OF COURT  
AUGLAIZE COUNTY  
COMMON PLEAS COURT  
FILED

This form is for making a claim for payment from entities that have been dissolved and the affairs of which are being wound up pursuant to a lawsuit filed in this case. The entities that have been dissolved and no longer exist, but whose affairs are being wound up, are:

- Golden Fresh Farms Holdings, Inc., an Ohio corporation, and
- Golden Fresh Farms Enterprises, L.P., an Ohio limited partnership.

\* Filers must attach copies of any documents that support the claim, such as promissory notes, leases, purchase orders, invoices, itemized statements of accounts (including the account history showing all invoices and payments since the account's inception), contracts, judgments, mortgages and security agreements. Do not attach original documents; the copies you attach may be destroyed after scanning. If the documents are not available, attach an explanation in detail. Distribution of the assets of the entities will be a final distribution, after determination of the validity of all secured and unsecured claims.

1. (a) Who is the current creditor? Area Energy Electric, Inc.  
(Legal Name of the current claimant/creditor (the person or entity to be paid for this claim))  
Other names the creditor used with the Golden Fresh entities \_\_\_\_\_

(b) Has this claim been acquired from someone else?  NO  YES If yes, from whom? \_\_\_\_\_  
(Attach documents of assignment)

2. Where should notices to this claimant/creditor be sent? (List address.)  
2001 Commerce Dr.  
Sidney, OH 45365

3. Where should payments to this claimant/creditor be sent? (List address.)  
2001 Commerce Dr.  
Sidney, OH 45365

4. Does this claim amend one already filed?  NO  YES If yes, date filed: \_\_\_/\_\_\_/\_\_\_

5. Do you know if anyone else has filed a proof of claim for this claim?  NO  YES If yes, who? \_\_\_\_\_

6. Do you have a number you use  NO  YES-- Last 4 digits of account number you use: \_\_\_\_\_

1  
COURT'S  
CLAIM 49  
IDENTIFICATION/EVIDENCE  
DKT. #  
DATE: Initial each page MB

All Proof of Claim Forms MUST be FILED by September 18, 2018. Failure to timely file this form with supporting documents will result in a waiver of your right to file a claim. Objections must be filed by October 2, 2018. All claims will come before the court for hearing on October 29, 2018, at 9:00 a.m. at the court.

7. How much did the entities owe you on September 29, 2017? \$ 4365.20

8. What is the total value of everything you provided to the entities after September 29, 2017? \$ 3,065.55

9. How much were you paid by the entities after September 29, 2017? \$ 6,054.75

10. What is the difference between the amounts in Line 8 and Line 9? \$ (2,989.20)

11. How much is the claim? \$ 1,376.00 (Should equal Line 7 plus Line 10. If not, please explain.) Does this amount include interest or other charges? X NO YES If so, attach statement itemizing interest, fees, expenses or other charges, and explaining the basis for the interest or other charges to this page, and initial each page.

12. What is the basis of the claim? Examples: goods sold, money loaned, services performed, lease, etc. electrical services performed Attach copies of all supporting documents (as listed on page 1)\* and initial each page submitted.

13. Is all or part of the claim secured? X NO YES, the claim is secured by a lien on property, as follows:

Real estate. If the claim is secured by a lien on real estate, attach a copy of the mortgage, certificate of judgment, or other lien documents showing date perfected; also attach prior payment history showing all payments you received from the Golden Fresh entity, which Golden Fresh entity your claim is against, and showing how all payments you have received were applied to principal, to interest, to fees or otherwise.

Motor Vehicle. If the claim is secured by a lien on a motor vehicle(s), attach a copy of the memorandum of title and all documents supporting the lien validity and the date it was perfected; also attach prior payment history showing all payments you received from the Golden Fresh entity, which Golden Fresh entity your claim is against, and showing how all payments you have received were applied to principal, to interest, to fees or otherwise.

Other. Describe property encumbered by your lien: (Use additional pages if necessary.)

Attach a copy of security agreement and filed financing statement; also attach prior payment history showing all payments you received from the Golden Fresh entity, which Golden Fresh entity your claim is against, and showing how all payments you have received were applied (principal, interest, fees or other.)

Value of the property securing the debt: \$

Amount of the claim that is secured:\* \$ \*(Should not exceed the value of the property securing the debt.)

Amount of the claim that is unsecured: \$ (The sum of the secured and unsecured amounts should match the amount of the claim in item 7, above.)

14. Is this claim subject to a right of setoff? X NO YES. Identify the property.

All Proof of Claim Forms MUST be FILED by September 18, 2018. Failure to timely file this form with supporting documents will result in a waiver of your right to file a claim. Objections must be filed by October 2, 2018. All claims will come before the court for hearing on October 29, 2018, at 9:00 a.m. at the court.

15. Is any of this claim for attorney fees?  NO  YES. If so, explain why you are entitled to attorney fees, and attach a complete listing of all hours and all charges showing with specificity the work performed identified on the invoice sufficient to support your claim.

Use extra pages if needed to support your claim or any of your answers in this proof of claim form.

Note—The Receiver or any interested person may timely challenge whether a claim is valid, whether the security interest is valid and enforceable, the priority of any secured claim, whether a claim is an administrative claim, and whether the fees, expenses and charges listed are required to be paid, or other pertinent issues, by filing an objection to any claim filed.

Time for Filing. A proof of claim shall be deemed timely if it is filed with supporting documents not later than 4:30 p.m. on September 18, 2018. All claims filed are open for inspection by the public and all interested parties at the Clerk of Court's office during normal business hours. Objections shall be deemed timely if filed not later than 4:30 p.m. on October 2, 2018.

The person completing this form must sign and date it, initial each page attached to it, and it must be filed with the Auglaize County Clerk of Courts, Auglaize County Courthouse, 201 South Willipie Street, Room 043, P.O. Box 409, Wapakoneta, OH 45895, whose hours are: Monday thru Friday, 8 a.m. until 4:30 p.m. A proof of claim is deemed filed only when received and file-stamped by the Clerk.

A person who submits a fraudulent claim may be subject to prosecution for such fraud or attempt under the appropriate criminal code sections. Such person may also be subject to punishment for contempt of court of up to 10 days in jail and up to \$500 fine, or both.

I hereby certify that the undersigned is the:

creditor;  creditor's attorney;  creditor's authorized agent; (check one)

and I understand that my 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 certify that I have examined the information in this Proof of Claim and attachments 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, at 2001 Commerce Dr. Sidney, OH 45365 this 14 day of September, 2018.

(X) Michael A Bruns (Signature is mandatory)

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

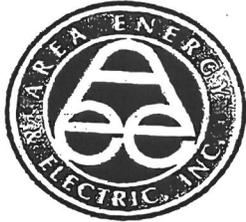
Full Name: Michael A Bruns Title: CFO

Company: Area Energy & Electric, Inc

Address: 2001 Commerce Dr. Sidney, OH 45365

Contact Phone: 937 497-2020 Email: Mbruns@areaelectric.com

Initial each page MAB



Area Energy Electric, Inc.  
2001 Commerce Drive  
Sidney, OH 45365

Telephone: 937.498.4784  
Fax: 937.492.3911  
www.areaelectric.com

### STATEMENT

Date  
August 31, 2018

Account Number  
GOL0002

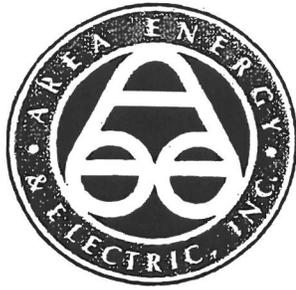
Golden Fresh Farms  
Box 429  
Wapakoneta, OH 45895

\$ \_\_\_\_\_  
AMOUNT ENCLOSED

PLEASE DETACH AND RETURN THIS PORTION WITH YOUR PAYMENT

PAGE 1 of 1

Invoice	Date	Type	Description	Amount	Balance
245061	5/31/2018	Invoice	10082413	1,376.00	1,376.00
Please let us know if there are problems with these past due invoice(s)				AMOUNT DUE >	1,376.00
<b>EQUAL OPPORTUNITY EMPLOYER</b>					
Current	1 to 30	31 to 60	61 to 90	Over 90	
0.00	0.00	0.00	1,376.00	0.00	



2001 Commerce Drive  
 Sidney, OH 45365  
 Telephone: (937) 498-4784  
 Fax: (937) 492-3911

# INVOICE

Golden Fresh Farms  
 Box 429  
 Wapakoneta, OH 45895

Invoice Number 245061  
 Invoice Date May 31, 2018  
 PO Number  
 Contract  
 Job 10082413  
 Page 1 of 1  
 Reference  
 Project Golden Fresh - TS Side Curt

Manager Thaddeus Mosler

---

Troubleshoot Zone 2 Side Curtain

Labor	12.00	60.00	720.00
Labor - Overtime	8.00	82.00	656.00

Invoice Total			<u>1,376.00</u>
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Equal Opportunity Employer

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Equal Opportunity Employer

All Proof of Claim Forms MUST be FILED by September 18, 2018. Failure to timely file this form with supporting documents will result in a waiver of your right to file a claim. Objections must be filed by October 2, 2018. All claims will come before the court for hearing on October 29, 2018, at 9:00 a.m. at the court.

2018 SEP -7 PM 4:23

In the Court of Common Pleas of Auglaize County, Ohio  
Civil Division

Paul Mastronardi,

Plaintiff,

-vs-

Luis Chibante, et al.,

Defendants.

Case No. 2017-CV-144

PROOF OF CLAIM

With Supporting Documents Attached

This form is for making a claim for payment from entities that have been dissolved and the affairs of which are being wound up pursuant to a lawsuit filed in this case. The entities that have been dissolved and no longer exist, but whose affairs are being wound up, are:

- Golden Fresh Farms Holdings, Inc., an Ohio corporation, and
- Golden Fresh Farms Enterprises, L.P., an Ohio limited partnership.

\*Filers must attach copies of any documents that support the claim, such as promissory notes, leases, purchase orders, invoices, itemized statements of accounts (including the account history showing all invoices and payments since the account's inception), contracts, judgments, mortgages and security agreements. Do not attach original documents; the copies you attach may be destroyed after scanning. If the documents are not available, attach an explanation in detail. Distribution of the assets of the entities will be a final distribution, after determination of the validity of all secured and unsecured claims.

1. (a) Who is the current creditor? AREA ENERGY + ELECTRIC INC  
(Legal Name of the current claimant/creditor (the person or entity to be paid for this claim))

Other names the creditor used with the Golden Fresh entities \_\_\_\_\_

(b) Has this claim been acquired from someone else?  NO  YES If yes, from whom? \_\_\_\_\_  
(Attach documents of assignment)

2. Where should notices to this claimant/creditor be sent? (List address.)

2001 GAMMA RD  
SONNEY OH 45365

3. Where should payments to this claimant/creditor be sent? (List address.)

SAME

4. Does this claim amend one already filed?  NO  YES If yes, date filed:   /  /  

5. Do you know if anyone else has filed a proof of claim for this claim?  NO  YES If yes, who? \_\_\_\_\_

6. Do you have a number you use to identify the Golden Fresh entity?  NO  YES— Last 4 digits of account number you use: \_\_\_\_\_

1 | COURT'S CLAIM 33 |  
IDENTIFICATION/EVIDENCE  
DKT. #  
DATE: \_\_\_\_\_

Initial each page \_\_\_\_\_

All Proof of Claim Forms MUST be FILED by September 18, 2018. Failure to timely file this form with supporting documents will result in a waiver of your right to file a claim. Objections must be filed by October 2, 2018. All claims will come before the court for hearing on October 29, 2018, at 9:00 a.m. at the court.

7. How much did the entities owe you on September 29, 2017? \$ 4365.20

8. What is the total value of everything you provided to the entities after September 29, 2017? \$ 3065.55

9. How much were you paid by the entities after September 29, 2017? \$ 6054.75

10. What is the difference between the amounts in Line 8 and Line 9? \$ \_\_\_\_\_

11. How much is the claim? \$ 1376 (Should equal Line 7 plus Line 10. If not, please explain.)  
Does this amount include interest or other charges?  NO  YES If so, attach statement itemizing interest, fees, expenses or other charges, and explaining the basis for the interest or other charges to this page, and initial each page.

12. What is the basis of the claim? Examples: goods sold, money loaned, services performed, lease, etc.

SERVICES  
Attach copies of all supporting documents (as listed on page 1)\* and initial each page submitted.

13. Is all or part of the claim secured?  NO  YES, the claim is secured by a lien on property, as follows:

\_\_\_ Real estate. If the claim is secured by a lien on real estate, attach a copy of the mortgage, certificate of judgment, or other lien documents showing date perfected; also attach prior payment history showing all payments you received from the Golden Fresh entity, which Golden Fresh entity your claim is against, and showing how all payments you have received were applied to principal, to interest, to fees or otherwise.

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\_\_\_ Other. Describe property encumbered by your lien: (Use additional pages if necessary.) \_\_\_\_\_

Attach a copy of security agreement and filed financing statement; also attach prior payment history showing all payments you received from the Golden Fresh entity, which Golden Fresh entity your claim is against, and showing how all payments you have received were applied (principal, interest, fees or other.)

Value of the property securing the debt: \$ \_\_\_\_\_

Amount of the claim that is secured:\* \$ \_\_\_\_\_ \*(Should not exceed the value of the property securing the debt.)

Amount of the claim that is unsecured: \$ \_\_\_\_\_  
(The sum of the secured and unsecured amounts should match the amount of the claim in Item 7, above.)

14. Is this claim subject to a right of setoff?  NO  YES. Identify the property. \_\_\_\_\_

All Proof of Claim Forms MUST be FILED by September 18, 2018. Failure to timely file this form with supporting documents will result in a waiver of your right to file a claim. Objections must be filed by October 2, 2018. All claims will come before the court for hearing on October 29, 2018, at 9:00 a.m. at the court.

25. Is any of this claim for attorney fees?  NO  YES. If so, explain why you are entitled to attorney fees, and attach a complete listing of all hours and all charges showing with specificity the work performed identified on the Invoice sufficient to support your claim.

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I hereby certify that the undersigned is the:

creditor;  creditor's attorney;  creditor's authorized agent; (check one)

and I understand that my 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 certify that I have examined the information in this Proof of Claim and attachments 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, at Sidney OH 10 this 25 day of August, 2018.

(X) [Signature] (Signature is mandatory)

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

Full Name: Dan Tabe Title: Controller

Company: Area Energy & Electric Inc.

Address: 2001 Commerce Dr.

Contact Phone: [ ] Sidney, OH 45065

Email: AR@AREA.ELECTRIC.CO.UK



Area Energy Electric, Inc.  
2001 Commece Drive  
Sidney, OH 45365

Telephone: 937.498.4784  
Fax: 937.492.3911  
www.areaelectric.com  
OH Lic. 25186

# INVOICE

Golden Fresh Farms  
Box 429  
Wapakoneta, OH 45895

Invoice Number 245061  
Invoice Date May 31, 2018  
PO Number  
Contract  
Job 10082413  
Page 1 of 1  
Reference  
Project Golden Fresh - TS Side Curt:

Manager Thaddeus Mosler

Troubleshoot Zone 2 Side Curtain

Labor	12.00		
Labor - Overtime	8.00	60.00	720.00
		82.00	656.00
Invoice Total			<u>1,376.00</u>

Equal Opportunity Employer