

10

UNITED STATES BANKRUPTCY COURT District of Arizona

PROOF OF CLAIM

Name of Debtor: Nutracea, a California corporation

Case Number: 09-28817

NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.

Name of Creditor (the person or other entity to whom the debtor owes money or property):

STAINBROOK & STAINBROOK, LLP

Name and address where notices should be sent:

STAINBROOK & STAINBROOK, LLP  
412 AVIATION BLVD., STE H  
SANTA ROSA, CA 95403-1089

Check this box to indicate that this claim amends a previously filed claim.

Court Claim Number: \_\_\_\_\_  
(If known)

Telephone number: (707) 578-9333

Filed on: \_\_\_\_\_

Name and address where payment should be sent (if different from above):

Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.

Check this box if you are the debtor or trustee in this case.

Telephone number:

1. Amount of Claim as of Date Case Filed: \$ 2912.88

5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount.

If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4.

If all or part of your claim is entitled to priority, complete item 5.

Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.

Specify the priority of the claim.

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

2. Basis for Claim: legal services performed  
(See instruction #2 on reverse side.)

Wages, salaries, or commissions (up to \$10,950\*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. §507 (a)(4).

3. Last four digits of any number by which creditor identifies debtor: 00062

3a. Debtor may have scheduled account as: \_\_\_\_\_  
(See instruction #3a on reverse side.)

Contributions to an employee benefit plan - 11 U.S.C. §507 (a)(5).

4. Secured Claim (See instruction #4 on reverse side.)

Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.

Nature of property or right of setoff:  Real Estate  Motor Vehicle  Other  
Describe:

Up to \$2,425\* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507 (a)(7).

Value of Property: \$ \_\_\_\_\_ Annual Interest Rate \_\_\_\_\_ %

Taxes or penalties owed to governmental units - 11 U.S.C. §507 (a)(8).

Amount of arrearage and other charges as of time case filed included in secured claim,

If any: \$ \_\_\_\_\_ Basis for perfection: \_\_\_\_\_

Other - Specify applicable paragraph of 11 U.S.C. §507 (a)(\_\_\_\_).

Amount of Secured Claim: \$ \_\_\_\_\_ Amount Unsecured: \$ \_\_\_\_\_

6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.

7. 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. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See instruction 7 and definition of "redacted" on reverse side.)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

Amount entitled to priority:

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

\*Amounts are subject to adjustment on 4/1/10 and every 5 years thereafter with respect to cases commenced on or after the date of adjustment.

Date: 12/7/09

Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.

*[Handwritten Signature]*

FOR COURT USE ONLY  
DEC 07 2009

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 1592, 1593; 11 U.S.C. § 542.

FILED  
BANKRUPTCY COURT  
FOR THE DISTRICT OF ARIZONA



# Statement

Leo Gringas, C.O.O.  
Nutracea  
5090 North 40th Street, Suite 400  
Phoenix, AZ 85018

11/24/2009

This statement may not  
reflect payments submitted  
in the last 7 days.

<u>Date</u>	<u>Transaction</u>	<u>Amount</u>	<u>Balance</u>
01/15/2009	INV #12542. Due 02/14/2009. Orig. Amount \$51.33. Dec 08 HB	51.33	51.33
01/30/2009	INV #12611. Due 03/01/2009. Orig. Amount \$750.00. 00062.T85; T86; Req. for Ext. of Time	750.00	801.33
02/13/2009	INV #12626. Due 03/15/2009. Orig. Amount \$281.25. Jan 09 HB	281.25	1,082.58
02/13/2009	INV #12651. Due 03/15/2009. Orig. Amount \$825.00. ITU TM application for RIPROSPORT	825.00	1,907.58
03/02/2009	INV #12702. Due 04/01/2009. Orig. Amount \$112.50. Feb 09 HB	112.50	2,020.08
03/11/2009	INV #12732. Due 04/10/2009. Orig. Amount \$375.00. 00062.T84; Ext. of Time	375.00	2,395.08
07/08/2009	INV #12975. Due 08/07/2009. Orig. Amount \$311.00. June 2009 HB	311.00	2,706.08
11/19/2009	INV #FC 745. Due 11/19/2009. Orig. Amount \$206.80. Finance Charge	206.80	2,912.88

<u>CURRENT</u>	<u>1-30 DAYS</u>	<u>31-60 DAYS</u>	<u>61-90 DAYS</u>	<u>OVER 90 DAYS</u>	<u>Amount Due</u>
0.00	206.80	0.00	0.00	2,706.08	\$2,912.88



**Finance Charge**  
**Invoice FC 745**

Leo Gringas, C.O.O.  
 Nutracea  
 5090 North 40th Street, Suite 400  
 Phoenix, AZ 85018

Date 11/19/2009

---

<b>Description</b>	<b>Amount</b>
Finance Charges on Overdue Balance	206.80
Invoice #12542 for 51.33 on 01/15/2009	
Invoice #12611 for 750.00 on 01/30/2009	
Invoice #12626 for 281.25 on 02/13/2009	
Invoice #12651 for 825.00 on 02/13/2009	
Invoice #12702 for 112.50 on 03/02/2009	
Invoice #12732 for 375.00 on 03/11/2009	
Invoice #12975 for 311.00 on 07/08/2009	

<b>Total</b>	\$206.80
<b>Payments/Credits</b>	\$0.00
<b>Balance Due</b>	\$206.80



# Invoice 12975

Leo Gringas, C.O.O.  
Nutracea  
5090 North 40th Street, Suite 400  
Phoenix, AZ 85018

**Date:** 7/8/2009  
**Case/Matter:** 00062

Date		Professional Services Rendered:	Hours	Amount
5/27/2009	BCM	Ref. No. 00062.M1 [paralegal services] Respond to email inquiry from Kara Neumann re status report available for client use.	0.1	11.00
6/2/2009	CUS	00062.T89 -- Drafting and filing response to Office Action dated December 3, 2008. Filing an Amendment to Allege Use.	0.5	150.00
6/2/2009	CUS	00062.T88 -- Drafting and filing a response to the Office Action dated December 3, 2008.	0.5	150.00

<b>Total</b>	\$311.00
<b>Payments/Credits</b>	\$0.00

Due Upon Receipt



**STAINBROOK &  
STAINBROOK, LLP**

NORTH BAY INTELLECTUAL PROPERTY LAW GROUP

412 Aviation Boulevard, Suite H Santa Rosa, CA 95403 t 707.578.9333 f 707.578.3133  
165 N. Redwood Drive, Suite 110 San Rafael, CA 94903 t 415.492.9333 f 415.499.3130

www.northbay-iplaw.com

**Invoice 12732**

Leo Gringas, C.O.O.  
Nutracea  
5090 North 40th Street, Suite 400  
Phoenix, AZ 85018

**Date** 3/11/2009

**Case/Matter:** 00062.T84

---

**Professional Services Rendered:**

**Amount**

Preparation and filing of Request for Extension of Time to File Statement of Use, U.S. Trademark Application Serial No. 77/484,373, RISPORT, including U.S.P.T.O. filing fee. Filing deadline is August 10, 2009.	375.00
--	--------

Due Upon Receipt

**Total** \$375.00

**Payments/Credits** \$0.00



**STAINBROOK &  
STAINBROOK, LLP**

NORTH BAY INTELLECTUAL PROPERTY LAW GROUP

412 Aviation Boulevard, Suite H Santa Rosa, CA 95403 t 707.578.9333 f 707.578.3133  
165 N. Redwood Drive, Suite 110 San Rafael, CA 94903 t 415.492.9333 f 415.499.3130

www.northbay-iplaw.com

**Invoice 12702**

Leo Gringas, C.O.O.  
Nutracea  
5090 North 40th Street, Suite 400  
Phoenix, AZ 85018

**Date:** 3/2/2009  
**Case/Matter:** 00062

Date	Professional Services Rendered:	Hours	Amount
2/12/2009 CMS	Re RIPROSPORT -- telephone call with Darin Barney re possible conflicts.	0.3	112.50

**Total** \$112.50  
**Payments/Credits** \$0.00

Due Upon Receipt



**STAINBROOK &  
STAINBROOK, LLP**

NORTH BAY INTELLECTUAL PROPERTY LAW GROUP

412 Aviation Boulevard, Suite H Santa Rosa, CA 95403 t 707.578.9333 f 707.578.3133  
165 N. Redwood Drive, Suite 110 San Rafael, CA 94903 t 415.492.9333 f 415.499.3130

www.northbay-iplaw.com

## Invoice 12626

Leo Gringas, C.O.O.  
Nutracea  
5090 North 40th Street, Suite 400  
Phoenix, AZ 85018

**Date:** 2/13/2009  
**Case/Matter:** 00062

Date	Professional Services Rendered:	Hours	Amount
1/27/2009 CMS	Ref. No. 00062.T88, T89 - Receipt and review Office Action and draft letter to client re same.	0.75	281.25

**Total** \$281.25  
**Payments/Credits** \$0.00

Due Upon Receipt

Case 2:09-bk-28817-CGC Claim 32-1 Filed 12/07/09 Desc Main Document Page 2 of 10 Balance Due \$281.25

12/08/2009



**STAINBROOK &  
STAINBROOK, LLP**

NORTH BAY INTELLECTUAL PROPERTY LAW GROUP

412 Aviation Boulevard, Suite H Santa Rosa, CA 95403 t 707.578.9333 f 707.578.3133  
165 N. Redwood Drive, Suite 110 San Rafael, CA 94903 t 415.492.9333 f 415.499.3130

www.northbay-iplaw.com

## Invoice 12651

Leo Gringas, C.O.O.  
Nutracea  
5090 North 40th Street, Suite 400  
Phoenix, AZ 85018

**Date** 2/13/2009

**Case/Matter:** 00062.T90

---

**Professional Services Rendered:**

**Amount**

Consultation with client; intake and review of registration information; preparation and filing of Intent-to-Use Trademark Application for RIPROSPORT, in International Class 005; including U.S.P.T.O filing fee. [Our Ref. No. 00062.T90]	825.00
---	--------

Due Upon Receipt

**Total** \$825.00

**Payments/Credits** \$0.00



**Invoice 12611**

Leo Gringas, C.O.O.  
 Nutracea  
 5090 North 40th Street, Suite 400  
 Phoenix, AZ 85018

**Date** 1/30/2009  
**Case/Matter:** 00062.T85; T86

**Professional Services Rendered:**

**Amount**

Preparation and filing of Request for Extension of Time to File Statement of Use, U.S. Trademark Application Serial No. 77/484,375, RITRAINER, including U.S.P.T.O. filing fee. Deadline for filing is July 13, 2009. [00062.T85]	375.00
Preparation and filing of Request for Extension of Time to File Statement of Use, U.S. Trademark Application Serial No. 77/484,384, RIBUILDER, including U.S.P.T.O. filing fee. Deadline for filing is July 13, 2009. [00062.T86]	375.00

Due Upon Receipt

**Total** \$750.00

**Payments/Credits** \$0.00



**Invoice 12542**

Leo Gringas, C.O.O.  
Nutracea  
5090 North 40th Street, Suite 400  
Phoenix, AZ 85018

**Date:** 1/15/2009  
**Case/Matter:** 00062

<b>Date</b>	<b>Professional Services Rendered:</b>	<b>Hours</b>	<b>Amount</b>
12/9/2008 KB	Ref. No. 00062.G1 [administrative services] - Telephone call from Char Lynch requesting corrections and updated status report. Updated status report and email to Ms. Lynch, and Kara Newmann.	0.43333	30.33
12/9/2008 KB	Ref. No. 00062.T69 [administrative services] - Email from Kara Neumann regarding GASTROBIOTICS client wishes to let mark go abandoned remove matter from docketing and update status report.	0.11667	8.17
12/9/2008 KB	Ref. Nos. 00062.T4, T42, T64 [administrative services] - Telephone call to USPTO regarding changing applicant name on three registrations. Filing of Section 7 requests on same three registrations to correct applicant name.	0.18333	12.83

**Total** \$51.33

**Payments/Credits** \$0.00

Due Upon Receipt