

CASE #19-11292-KG

DOC 65

FILED 06/12/2019

CHAPTER 11

Attachments:

- Purchase Order - 905-002851
- Invoice #1169

Fill in this information to identify the case:

Debtor 1 INSYS THERAPEUTICS, INC, et al.

Debtor 2 (Spouse, if filing) _____

United States Bankruptcy Court for the: _____ District of DELAWARE

Case number 19-11292-KG

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JUN 28 2019

Official Form 410

Proof of Claim

LEGAL SERVICES

04/16

Read the instructions before filling out this form. This form is for making a claim for payment in make a request for payment of an administrative expense. Make such a request according to 11 Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents that support the claim, such as promissory notes, purchase orders, invoices, itemized state mortgages, and security agreements. Do not send original documents; they may be destroyed after explain in an attachment.

Filed: USBC - District of Delaware
 Insys Therapeutics, Inc., Et al. (B10)
 19-11292 (KG)

INS



000000011

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? BRUSHY CREEK INDUSTRIAL SOLUTIONS, LLC
 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)

<p>Where should notices to the creditor be sent?</p> <p><u>Brushy Creek Industrial Solutions, LLC.</u> Name <u>1421 Ledbetter St.</u> Number Street <u>Round Rock, Texas 78681</u> City State ZIP Code</p> <p>Contact phone <u>512-698-7800</u> Contact email <u>rk@bcindsol.com</u></p> <p>Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____</p>	<p>Where should payments to the creditor be sent? (if different)</p> <p>_____ Name _____ Number Street _____ City State ZIP Code</p> <p>Contact phone _____ Contact email _____</p>
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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? _____

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: 0789
T.I.N.

7. How much is the claim? \$ 1,525.00 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.
Goods sold.

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

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 one:

Amount entitled to priority

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.

\$ _____

* 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 06/27/2019
MM DD YYYY


Signature

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

Name Richard Kratve
First name Middle name Last name

Title President

Company Brushy Creek Industrial Solutions, LLC
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 1421 Ledbetter St.
Number Street

Round Rock, Texas 78681
City State ZIP Code

Contact phone 512-698-7800 Email rkr@bcindsol.com

Brushy Creek Industrial Solutions, LLC

1421 Ledbetter Street
Round Rock, TX 78681
512-698-7800
rk@bcindsol.com



Brushy Creek
Industrial Solutions

Invoice

BILL TO

INSYS Manufacturing
1333 S. Spectrum Blvd., #100
Chandler, AZ 85286

SHIP TO

INSYS Manufacturing
2700 Oakmont Drive
Round Rock, TX 78665

INVOICE # 1169

DATE 06/05/2019

DUE DATE 07/05/2019

TERMS Net 30

PO NUMBER:

PO5-002851-1

ACTIVITY	QTY	PRICE	AMOUNT
Replacement Motor, 7.5 HP, 3450 RPM	1	1,525.00	1,525.00

Thank you for your business!

BALANCE DUE

\$1,525.00

Please Remit Payment to:
Brushy Creek Industrial Solutions, LLC
1421 Ledbetter Street
Round Rock, Texas 78681

Insys Manufacturing
2700 Oakmont Dr
Round Rock, TX 78665
USA

Telephone 512.519.0236
Fax 512.519.0242

Brushy Creek Industrial Solutions
1421 Ledbetter St
Round Rock, TX 78681
USA

Attention information
Patrick Woydziak

Purchase order

Page 1 of 2
Number POS-002851-1
Date 5/24/2019
Prepayment obligation No
Delivery terms

Delivery address
Insys Oakmont
2700 Oakmont
Round Rock, TX 78665
USA

<u>Line number</u>	<u>Item number</u>	<u>Description</u>	<u>Delivery</u>	<u>Quantity</u>	<u>Unit</u>	<u>Unit price</u>	<u>Amount</u>
10		Chiller Pump Motor	5/20/2019	1.00	ea	1525.0000	1,525.00

<u>Currency</u>	<u>Sales subtotal amount</u>	<u>Charges</u>	<u>Sales tax</u>	<u>Total</u>
USD	1,525.00	0.00	0.00	1,525.00

1. Enter this order in accordance with the prices, terms, delivery method and specifications listed above.
2. Please notify us immediately if you are unable to ship as specified.
3. All invoices must be sent to insysap@insysrx.com for processing.
4. Purchase Order number must be referenced on all invoices in order to process payment.

Insys Manufacturing
2700 Oakmont Dr
Round Rock, TX 78665
USA

Telephone 512.519.0236
Fax 512.519.0242

Brushy Creek Industrial Solutions
1421 Ledbetter St
Round Rock, TX 78681
USA

Attention information
Patrick Woydziak

Purchase order

Page	2 of 2
Number	PO5-002851-1
Date	5/24/2019
Prepayment obligation	No
Delivery terms	

Delivery address
Insys Oakmont
2700 Oakmont
Round Rock, TX 78665
USA

1. Enter this order in accordance with the prices, terms, delivery method and specifications listed above.
2. Please notify us immediately if you are unable to ship as specified.
3. All invoices must be sent to insysap@insysrx.com for processing.
4. Purchase Order number must be referenced on all invoices in order to process payment.

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www.bcindsol.com
(512)698-7800

Richard Krafft
Sales
rk@bcindsol.com

1421 Ledbetter Street
Round Rock, Texas 78681

**Brushy Creek
Industrial Solutions**
Sales Engineers

COPY

Document Control

**Brushy Creek
Industrial Solutions**

ORIGIN ID:BSMA (512) 992-0244
RICHARD KARFVE
110 N IH 35 STE 315
ROUND ROCK, TX 78681
UNITED STATES US

SHIP DATE: 27JUN19
ACTWGT: 0.17 LB
CAD: 114564661/WSX13400

BILL SENDER

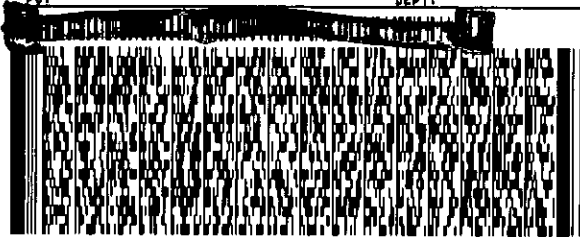
TO **INSYS THERAPEUTICS, INC. CLAIMS PRO
C/O EPIQ CORPORATE RESTRUCTURING, L
10300 SW ALLEN BLVD**

BEAVERTON OR 97005

(512) 898-7800
INVT PKG ID: 827032
P01

REF: RICHARD KARFVE

DEPT:



FedEx
Express



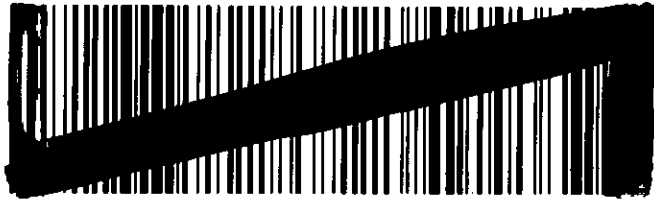
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**FRI - 28 JUN 10:30A
PRIORITY OVERNIGHT**

AX BNOA

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JUN 28 2019

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