# UNITED STATES DEPARTMENT OF AGRICULTURE BEFORE THE SECRETARY OF AGRICULTURE

n re:		)	
	Custom Fresh Cuts, Inc.,	)	PACA-D Docket No. 20-J-0017
	Respondent.	) )	

### DECISION AND ORDER WITHOUT HEARING BY REASON OF DEFAULT

Appearance:

Shelton S. Smallwood, Esq., with the Office of the General Counsel, United States Department of Agriculture, Washington, DC, for the Complainant, Associate Deputy Administrator, Fair Trade Practices Program, Agricultural Marketing Service ("AMS").

### **Preliminary Statement**

This is a disciplinary proceeding under the Perishable Agricultural Commodities Act, 1930, as amended (7 U.S.C. §§ 499a *et seq.*) ("PACA"); the regulations promulgated thereunder (7 C.F.R. §§ 46.1 through 46.5) ("Regulations"); and the Rules of Practice Governing Formal Adjudicatory Proceedings Instituted by the Secretary Under Various Statutes (7 C.F.R. §§ 1.130 through 1.151) ("Rules of Practice").

The Associate Deputy Administrator, Fair Trade Practices Program, Agricultural Marketing Service, United States Department of Agriculture ("Complainant"), initiated this proceeding by filing a complaint against Custom Fresh Cuts, Inc. ("Respondent") on November 15, 2019. The Complaint alleges that Respondent violated PACA section 2(4) (7 U.S.C. § 499 b(4)) by failing to make full payment promptly to ten sellers, in the total amount of \$696,769.23, for 370 lots of perishable agricultural commodities that Respondent purchased, received, and accepted in interstate and foreign commerce during the period November 2017 through June

## 2018. Further, the Complaint requests:

That the Administrative Law Judge find that Respondent has willfully, flagrantly and repeatedly violated section 2(4) of the PACA (7 U.S.C. § 499b(4)), and publish of the facts and circumstances of Respondent's violations pursuant to section 8(a) of the PACA (7 U.S.C. § 499h(a)).

### Complaint at 4.

Respondent was duly served with a copy of the Complaint and did not file an answer within the twenty-day period prescribed by section 1.136 of the Rules of Practice (7 C.F.R. § 1.136).<sup>2</sup>

On January 10, 2020, Complainant filed a Motion for Decision Without Hearing by Reason of Default ("Motion for Default") and Proposed Decision Without Hearing by Reason of Default ("Proposed Decision"). Respondent has not filed objections to the Motion for Default or Proposed Decision.<sup>3</sup>

Failure to file a timely answer or failure to deny or otherwise respond to allegations in the

<sup>&</sup>lt;sup>1</sup> See Complaint at 2-3.

<sup>&</sup>lt;sup>2</sup> United States Postal Service records reflect that the Complaint was sent to Respondent's president and fifty-percent shareholder, , via certified mail and delivered on November 22, 2019. Respondent had twenty days from the date of service to file a response. 7 C.F.R. § 1.136(a). Weekends and federal holidays shall be included in the count; however, if the due date falls on a Saturday, Sunday, or federal holiday, the last day for timely filing shall be the following work day. 7 C.F.R. § 1.147(h). In this case, Respondent's answer was due on or before December 12, 2019. Respondent has not filed a response.

<sup>&</sup>lt;sup>3</sup> United States Postal Service records reflect that the Motion for Default and Proposed Decision via certified mail but were returned to the Hearing Clerk's Office as "unclaimed." In accordance with the Rules of Practice, the Hearing Clerk re-mailed (see 7 C.F.R. § 1.142) the Motion for Default and Proposed Decision to the same address via ordinary mail on March 6, 2020. 7 C.F.R. § 1.147(c). Respondent had twenty days from the date of service to file objections thereto. 7 C.F.R. § 1.139. Weekends and federal holidays shall be included in the count; however, if the due date falls on a Saturday, Sunday, or federal holiday, the last day for timely filing shall be the following work day. 7 C.F.R. § 1.147(h). In this case, Respondent's objections were due by March 26, 2020. Respondent has not filed any objections.

Complaint shall be deemed, for purposes of this proceeding, an admission of the allegations in the Complaint, unless the parties have agreed to a consent decision. 4 Other than a consent decision, the Rules of Practice do not provide for exceptions to the regulatory consequences of an unfiled answer where, as in the present case, no meritorious objections have been filed.<sup>5</sup>

As Respondent failed to file a timely answer the Complaint, and upon Complainant's motion for the issuance of a decision without hearing by reason of default, this Decision and Order is issued without further procedure or hearing pursuant to section 1.139 of the Rules of Practice (7 C.F.R. § 1.139).

### **Findings of Fact**

- 1. Respondent Custom Fresh Cuts, Inc. is a corporation organized and existing under the laws of the state of California. Respondent's mailing address is 2031 Bay Street, Los Angeles, California 90021. Respondent is out of business, and the Complaint was served upon Respondent's president, address was is withheld from this Decision and Order to protect his personal privacy but was provided to the Hearing Clerk's Office for service purposes.
- 2. At all times material herein, Respondent was licensed and/or operating subject to the provisions of PACA. License number 20160763 was issued to Respondent on June 8, 2016. The license terminated on June 8, 2018, pursuant to PACA section 4(a) (7 U.S.C. § 499d(a)), when Respondent failed to pay the required annual renewal fee.
- 3. Respondent, during the period November 2017 through June 2018, on or about the dates and in the transactions set forth in Appendix A to the Complaint, incorporated herein by

<sup>&</sup>lt;sup>4</sup> 7 C.F.R. § 1.136(c).

reference, failed to make full payment promptly to ten sellers for 370 lots of perishable agricultural commodities that Respondent purchased, received, and accepted in interstate and foreign commerce, in the total amount of \$ 696,769.23.

4. On July 24, 2018, Respondent filed a Voluntary Petition pursuant to Chapter 7 of the Bankruptcy Code (11 U.S.C. §§ 701 *et seq.*) in the United States Bankruptcy Court, Central District of California. The Petition was designated Case No. 18-bk-18625. Respondent list in its Schedule E/F<sup>6</sup> that nine of the ten PACA creditors listed in Appendix A to the Complaint hold unsecured produce-debt claims against Respondent in the amount of \$741,220.09.<sup>7</sup>

### **Conclusions**

- 1. The Secretary of Agriculture has jurisdiction in this matter.
- 2. Respondent Custom Fresh Cuts, Inc.'s failure to make full payment promptly with respect to the 370 transactions referenced in Finding of Fact No. 3 above, and set forth in Appendix A to the Complaint, constitutes willful, flagrant, and repeated violations of PACA section 2(4) (7 U.S.C. § 499b(4)), for which the below Order is issued.
- 3. The total unpaid balance due to sellers represents more than a *de minimis* amount, thereby obviating the need for a hearing in this matter.<sup>8</sup>

<sup>&</sup>lt;sup>6</sup> Official notice is taken of Respondent's Voluntary Bankruptcy Petition (designated Case No. 18-bk-18625) and Schedule E/F. 7 C.F.R. § 1.141(h)(6); *see Five Star Food Distribs.*, *Inc.*, 56 Agric. Dec. 880, 893 (U.S.D.A. 1997). Both the Petition and Schedule E/F are attached hereto as "Attachment A."

<sup>&</sup>lt;sup>7</sup> The amounts admitted in the Schedule E/F for PACA creditors Fresh Packing Corp. (\$26,184.30); Valley Fruit & Produce, Inc. (\$622,999.81); and Fruit Distributing Corp. of California (\$14,484.00) are larger than the amounts listed in Appendix A to the Complaint (\$22,297.50; \$579,372.55; and \$10,744.00, respectively).

<sup>&</sup>lt;sup>8</sup> See The Square Group, LLC, 75 Agric. Dec. 689, 695 (U.S.D.A. 2016); Tri-State Fruit & Vegetable, Inc., 46 Agric. Dec. 81, 82-83 (U.S.D.A. 1984) (Ruling on Certified Question).

4. As Respondent's license terminated prior to the institution of this proceeding, the appropriate sanction is publication of the facts and circumstances of Respondent's violations.<sup>9</sup>

### **ORDER**

- 1. Complainant's Motion for Decision Without Hearing by Reason of Default is GRANTED.
- 2. A finding is made that Respondent Custom Fresh Cuts, Inc. has committed willful, flagrant, and repeated violations of PACA section 2(4) (7 U.S.C. § 499b(4)).
- 3. The facts and circumstances of Respondent's PACA violations, as set forth above, shall be published pursuant to PACA section 8(a) (7 U.S.C. § 499h(a)).

This Decision and Order shall be final and effective without further proceedings thirty-five (35) days after service, unless an appeal to the Judicial Officer is filed with the Hearing Clerk within thirty (30) days after service as provided in sections 1.139 and 1.145 of the Rules of Practice (7 C.F.R. §§ 1.139 and 1.145).

Copies of this Decision and Order shall be served upon the parties and counsel by the Hearing Clerk.

Done at Washington, D.C., this 14th day of April 2020

Channing D. Strother
Chief Administrative Law Judge

<sup>&</sup>lt;sup>9</sup> See Baiardi Chain Food Corp., 64 Agric. Dec. 1822, 1832 (U.S.D.A. 2005), petition for review denied, 482 F.3d 238 (3d Cir. 2002); Scamcorp, Inc., 57 Agric. Dec. 527, 571 n.23 (U.S.D.A. 1998); Hogan Distrib., Inc., 55 Agric. Dec. 622, 633 (U.S.D.A. 1996).

Hearing Clerk's Office United States Department of Agriculture Stop 9203, South Building, Room 1031 1400 Independence Avenue, SW Washington, DC 20250-9203

Tel: 202-720-4443 Fax: 202-720-9776

SM.OHA.HearingClerks@USDA.GOV

Fill in this information to identify the		gc 1 01 4
United States Bankruptcy Court for the	e:	
Central District of		
Case number (If known):	State)	☐ Check if this is a amended filing
		amonasa ming
Official Form 201		
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If more space is needed, attach a sep	parate sheet to this form. On the top of any a	additional pages, write the debtor's name and the case Bankruptcy Forms for Non-Individuals, is available.
number (ii known). For more informa	ation, a separate document, menuchons for	Ballitupitey Forms for Non-individuals, is available.
1. Debtor's name	Custom Fresh Cuts, Inc.	
2. All other names debtor used	Custom Fresh Cuts LLC	
in the last 8 years		
Include any assumed names, trade names, and doing business		
as names		
3. Debtor's federal Employer Identification Number (EIN)	9 5 - 1 1 1 9 8 9 5	
4. Debtor's address	Principal place of business	Mailing address, if different from principal place of business
	2031 Bay Street	
	Number Street	Number Street
	, 4	P.O. Box
	Los Angeles, CA 90021	Code
	City State ZIP	Code City State ZIP Code
		Location of principal assets, if different from principal place of business
	Los Angeles	principal place of busiless
	County	Number Street
		City State ZIP Code
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5. Debtor's website (URL)		
	✓ Corporation (including Limited Liability Co	ompany (LLC) and Limited Liability Partnership (LLP))
6. Type of debtor	☐ Partnership (excluding LLP)	
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Bankruptcy Code is the		Chap	or 7				
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				The debtor is a shell	company	as defined in the	Securities Exchange Act of 1934 Rule
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	or against the debtor he last 8 years?	☐ Yes.	District _	· · · · ·	_ When	MM / DD / YYYY	Case number
If more the separate	nan 2 cases, attach a list.		District _	1	_ When		Case number
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Why is the cas district?	e filed in <i>this</i>	Check all that apply:					
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<del>-</del>		☐ A bankruptcy case conce	rning debtor's affiliate, general partner,	, or partnership is pending in this district.			
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	rsonal property	Yes. Answer below for ea	ch property that needs immediate atte	ntion. Attach additional sheets if needed.			
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claration, and Signatures		*
	let in accordance with the chapter of til	tie 11, United States Code, specified in this
petition.		
I have been authorized	to file this petition on behalf of the deb	etor.
	ormation in this petition and have a rea	asonable belief that the information is true a
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Debtor Custom Fresh Cuts, Inc.				
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				Check if this is an amended filing
Official Form 206E/F				5
Schedule E/F: Creditors W	/ho Have Unsec	ured Claim	าร	12/15
Be as complete and accurate as possible. Use Part unsecured claims. List the other party to any exect on Schedule A/B: Assets - Real and Personal Prope (Official Form 206G). Number the entries in Parts 1 the Additional Page of that Part included in this for	itory contracts or unexpired lea erty (Official Form 206A/B) and c and 2 in the boxes on the left. If	ses that could result on Schedule G: Exec	in a claim. Al	so list executory contracts ets and Unexpired Leases
Part 1: List All Creditors with PRIORITY Un	secured Claims			
I. Do any creditors have priority unsecured claims	? (See 11 U.S.C. § 507).			
Mo. Go to Part 2. ☐ Yes, Go to line 2.				
				AND DESCRIPTIONS
<ol><li>List in alphabetical order all creditors who have a 3 creditors with priority unsecured claims, fill out and</li></ol>			e or in part. If	the debtor has more than
		Total ciai	im	Priority amount
Priority creditor's name and mailing address	As of the petition filing date, the			\$
	Check all that apply,  Contingent	- 1		
	Unliquidated Disputed			
Date or dates debt was incurred	Basis for the claim;			
				1
Last 4 digits of account number	Is the claim subject to offset?			
Specify Code subsection of PRIORITY unsecured	☐ Yes			
claim: 11 U.S.C. § 507(a) ()	7			
2 Priority creditor's name and mailing address	As of the petition filing date, the Check all that apply.	eclaim is: \$		\$
	☐ Contingent			
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Date or dates debt was incurred	Basis for the claim:			
		У		
Last 4 digits of account number	Is the claim subject to offset?			
Specify Code subsection of PRIORITY unsecured claim: 11 U.S.C. § 507(a) (qqqqq)	Yes			
3 Priority creditor's name and mailing address	As of the petition filling date, the	e claim is:		F R Re FF
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Date or dates debt was incurred	Basis for the claim:			
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Debtor Custom Fresh Cuts, Inc.		Case number (if known) 2:	18-bk-18625	
Part 2: List All Creditors with NONPRIORI				
List in alphabetical order all of the creditors with unsecured claims, fill out and attach the Additional contents.			6 creditors with nonpriority	
			Amount of claim	
3.1 Nonpriority creditor's name and mailing address		As of the petition filing date, the claim is: Check all that apply.	\$	995.00
1-800-Timeclocks.com 1200 So Brand Blvd #11-110		Contingent Unliquidated		
Glendale, CA 91204		Disputed		
Cionado, GA 01204		Basis for the claim: Ref# 44947	_	
Date or dates debt was incurred 3.	/6/18	is the claim subject to offset?		
Last 4 digits of account number 5 2		☑ No □ Yes		
			the second section of features	
3.2 Nonpriority creditor's name and mailing address		As of the petition filing date, the claim is: Check all that apply.	s1	,176.58
Alaska Flake Ice PO Box 2675		Contingent Unliquidated		
Oxford, CA 93033		Disputed		
		Basis for the claim: Invoice # 269642		
Date or dates debt was incurred 6/	/7/18	is the claim subject to offset?		
Last 4 digits of account number N/A		☑ No □ Yes		
3.3 Nonpriority creditor's name and mailing address			A STATE OF THE STA	
Allied Plastics		As of the petition filing date, the claim is: Check all that apply.	\$	386.00
5380 Lindberg Lane		- Contingent Unliquidated		
Bell, CA 90201		Disputed		
	- 1	Basis for the claim: Invoice # 47883	_	
Date or dates debt was incurred 6	/7/18	Is the claim subject to offset? ☑ No		
Last 4 digits of account number ON	EI	Yes		
3.4 Nonpriority creditor's name and mailing address		As of the petition filing date, the claim is:		572.00
Alpha Labels		Check all that apply.  Contingent	\$	012.00
1220 S Maple Ave #206		☐ Unliquidated		
Los Angeles, CA 90015		_ ☐ Disputed		
		Basis for the claim: Invoices	_	
Date or dates debt was incurred 5/23/	18- 6/4/18	Is the claim subject to offset? ☑ No		
Last 4 digits of account number N/A		Yes		
3.5 Nonpriority creditor's name and malling address		As of the petition filing date, the claim is:	s 6	6,000.00
ARS Recue Rooter 7243 Somerset Blvd		─ ☐ Contingent	×	
Paramount, CA 90723		☐ Unliquidated ☐ ☐ Disputed		
- aramouni, or or zo		Basis for the claim: <u>Invoice # 477127</u>		
Date or dates debt was incurred 3/	/19/18	Is the claim subject to offset?		
Last 4 digits of account number N/A		☑ No □ Yes		
3.6 Nonpriority creditor's name and mailing address				
Mr Chavez Produce		As of the petition filing date, the claim is: Check all that apply.	\$12	2,481.50
PO Box 2125	9.46	<ul> <li>☐ Contingent</li> <li>☐ Unliquidated</li> </ul>		
Basset, CA 91746		─ ☐ Disputed		
		Basis for the claim: Invoices		
Date or dates debt was incurred 7/2/1	5-5/31/18	Is the claim subject to offset? ☑ No		
Last 4 digits of account number N/A		Yes		

Debtor	Custom Fresh Cuts, In	C	Case number (if known) 2:	18-bk-18625	
Part 2:	Additional Page				
	ils page only if more space is ne s page. If no additional NONPRIC		ng the lines sequentially from the o not fill out or submit this page.	Amount of claim	
	priority creditor's name and mailin ancraft Industries Inc	g address	As of the petition filling date, the claim is:  Check all that apply.  Contingent Unliquidated	\$	1,764.96
	4 Camfield Ave nmerce, CA 90040		Olliquidated     Disputed     Liquidated and neither contingent nor disputed		
			Basis for the claim: Invoices	_	
	e or dates debt was incurred 4 digits of account number	5/24/18-6/11/18 N/A	is the claim subject to offset? ☑ No ☐ Yes		
Non	priority creditor's name and mailin	α address			
	ima Produce		As of the petition filing date, the claim is:  Check all that apply.  Contingent	\$	10,896.50
	0 8th Street #B Angeles, CA 90021		Unliquidated Disputed		
			Basis for the claim: Invoices		
	e or dates debt was Incurred t 4 digits of account number	5/22/18-6/14/18 N/A	Is the claim subject to offset? ☑ No ☐ Yes		
<u>Co</u> 120	priority creditor's name and mailin nway RE Services (Venice I 00 Wilshire Blvd #208 5 Angeles, CA 90017		As of the petition filing date, the claim is:  Check all that apply.  Contingent Unitquidated Disputed	\$	23,384.02
			Basis for the claim: Lease, Security De	<u>ep.</u>	
	e or dates debt was incurred t 4 digits of account number	6/1/18 - 7/1/18 N/A	ls the claim subject to offset? ☐ No ☑ Yes		-,
	priority creditor's name and mailing A Produce Company	ng address	As of the petition filling date, the claim is:	\$	21,142.50
PO	Box 2125 sset, CA 90746		Contingent Unliquidated Disputed		
			Basis for the claim: Invoices		
	e or dates debt was incurred it 4 digits of account number	2/28/18-6/14/18 N/A	ls the claim subject to offset? ☑ No ☐ Yes		
	to proceed the section				
	npriority creditor's name and mailin	ng address	As of the petition filling date, the claim is: Check all that apply.	\$	10,236.50
	Box 86223		Contingent Unliquidated		
	s Angeles, CA 90086		_ Disputed		
-			Basis for the claim; Invoices		
	te or dates debt was incurred at 4 digits of account number	3/1/18-5/18/18 N/A	ls the claim subject to offset? ☑ No ☐ Yes		

Debtor Name		Case number (II known)		
Part 2: Additional Page				
Copy this page only if more space is ne previous page, if no additional NONPRIC			Amount of claim	
Nonpriority creditor's name and mallin Fresh Packing Corp	g address	As of the petition filing date, the claim is:  Check all that apply.  Confingent	\$	26,184.30
4333 S Maywood Ave Vernon, CA 90058	7.3	Unliquidated Disputed Liquidated and nelther contingent nor disputed		
		Basis for the claim: A/R		
Date or dates debt was incurred Last 4 digits of account number	1/5/18 - 5/11/18 N/A	is the claim subject to offset?  No Yes		
Nonpriority creditor's name and mallin	g address	As of the petition filling date, the claim is:		14,484.00
Fruit Distributing Corp of Califo	rnia	Check all that apply.  Contingent	\$	14,404.00
2124 S Atlantic Blvd Commerce, CA 90040		☐ Unliquidated ☐ Disputed		
		Basis for the claim:	_	
Date or dates debt was incurred  Last 4 digits of account number	3/31/18-6/14/18 N/A	is the claim subject to offset? ☑ No ☐ Yes		
Nonpriority creditor's name and mailing Great American Packaging		As of the petition filing date, the claim is:  Check all that apply.  ☐ Contingent	\$	13.731.36
4361 S Soto Street Vernon, CA 90058		☐ Unliquidated ☐ Disputed		
	- 0 - 1	Basis for the claim: Invoices	_	
Date or dates debt was incurred Last 4 digits of account number	4/23/18-6/6/18 _N/A	is the claim subject to offset? ☑ No ☐ Yes		
Nonpriority creditor's name and mailin	ig address	As of the petition filling date, the claim is:		3,624.00
Guarantee Pest Control Inc		Check all that apply.  Contingent	\$	5,024.00
PO Box 27035 Los Angeles, CA 90027		Unilquidated Disputed		
	210	Basis for the claim: Invoices	_	
Date or dates debt was incurred  Last 4 digits of account number	7/31/17-6/30/18 N/A	ls the claim subject to offset? ☑ No ☐ Yes		
		* -		
Nonpriority creditor's name and mailin	ng address	As of the petition filing date, the claim is: Check all that apply.	\$	25,340.00
Gene Wheeler Farms Inc		Contingent		
PO Box 10029 Lancaster, CA 93584		Unliquidated Disputed		
	y =	Basis for the claim: Invoices		
Date or dates debt was incurred  Last 4 digits of account number	11/14/17-12/1/17 5 3 1	ls the claim subject to offset? ☑ No ☐ Yes		

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Debtor	Name		Case numb	er (if known)		
Part 2:						
	his page only if more space is needed us page. If no additional NONPRIORIT				Amount of claim	
-	npriority creditor's name and mailing add s Angeles DWP	dress	As of the petition filing date, the Check all that apply.  Contingent	claim is:	\$	16,628.41
	Box 515407 s Angeles, CA 90051-6707		☐ Unliquidated ☐ Disputed ☐ Liquidated and neither conting disputed	ent nor		
• • •		i	Basis for the claim: Service I	nvoices		
Dat	te or dates debt was incurred	4/18-6/18	Is the claim subject to offset?			
	st 4 digits of account number	1 0 9 2	□ No ☑ Yes			
+4/	npriority creditor's name and mailing add	dress	As of the petition filing date, the Check all that apply.  ☐ Contingent	clalm is:	\$	84,880.10
12	10 E. 8th Street		Unliquidated Disputed			
Lo	s Angeles, CA 90058					
			Basis for the claim: Invoices			
Dat	te or dates debt was incurred	4/7/17-7/28/17	Is the claim subject to offset?  ☑ No			
Las	st 4 digits of account number	N/A	Yes			
2 1 A No	npriority creditor's name and mailing ad-	drace	princetos a d			
	•	uress	As of the petition filing date, the Check all that apply.	claim is:	\$	7,311.98
-	&M Distributors		☐ Contingent☐ Unliquidated		1	
	53 S Alameda Street		Disputed			
Lo	s Angeles, CA 90058		Basis for the claim: Invoices			
		10140147 0140140	Is the claim subject to offset?		<del></del>	
		12/18/17-2/16/18	☑ No			
La	st 4 digits of account number	SFRE	Yes			
3.20 No	onpriority creditor's name and mailing ad	dress	As of the petition filing date, the	e claim is:	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	2 000 00
M:	ax Group Corporation		Check all that apply.	o olami 191	\$	2,000.00
	'011 Green Drive		Contingent Unliquidated			
	ty of Industry, CA 91745		☐ Disputed			
			Basis for the claim: Invoice			
Da	ate or dates debt was incurred	2/2/16	is the claim subject to offset?			
	est 4 digits of account number	C 2 1 9	☑ No ☐ Yes			
	-					
3. 21 No	onpriority creditor's name and mailing ad	Idress •	A	-   -   -		
	lelva Disposal & Recycling		As of the petition filing date, the Check all that apply.	e ciaim is:	\$	660.00
1 -			Contingent Unilquidated			
	08 E. 81st Street S Angeles, CA 90001		Disputed			
	- Trigolog, OA 0000 I		Basis for the claim: Invoice			
	ata an data a data anna Processia	6/20/18	Is the claim subject to offset?		,	
	ate or dates debt was incurred		☑ No			
La	ast 4 digits of account number	N/A	☐ Yes			

Debto	lf Name	- 7 50	Case number (# known)			
	Additional Page					
	this page only if more space is need ous page. If no additional NONPRIOR			A	unount of claim	
17.3	onpriority creditor's name and mailing a letro Restaurant Suppliers	address	As of the petition filing date, the claim is:  Check vii that apply.  Contingent	\$		328.39
-	103 E Florence Ave ell, CA 90201		Unliquidated     Disputed     Liquidated and neither contingent nor disputed			
			Basis for the claim: Invoice	_		
	ate or dates debt was incurred ast 4 digits of account number	6/13/18 N/A	Is the claim subject to offset? ☑ No ☐ Yes			
	The state of the s					
	onpriority creditor's name and mailing a Michelson Laboratories Inc	address	As of the petition filing date, the claim is:  Check all that apply.  Contingent	\$		510.00
	280 Chalet Drive		☐ Unliquidated☐ Disputed		,	
_			Basis for the claim: Invoices			
_	ate or dates debt was incurred ast 4 digits of account number	4/3/18-6/12/18	ls the claim subject to offset? ☑ No ☐ Yes			
3.24 N	ionpriority creditor's name and mailing	address	A F the second of the second o			
· V	MPBS Industries		As of the petition filling date, the claim is:  Check all that apply.  Contingent	\$		8,786.44
	820 E Washington Blvd os Angeles, CA 90023	+	Unliquidated Disputed			
-			Basis for the claim; INVOICES	_		
	eate or dates debt was Incurred	2/2/17-6/14/18	Is the claim subject to offset?  No			
Ĺ.	ast 4 digits of account number	_N/A	☐ Yes			- 3
	lonpriority creditor's name and mailing	address	As of the petition filling date, the claim is: Check all that apply.	\$		2,500.00
1	15 E A Street		<ul> <li>☐ Contingent</li> <li>☐ Unllquidated</li> <li>☐ Disputed</li> </ul>			
F	ort Hueneme, CA 93041	11	Basis for the claim: Invoice			
C	Date or dates debt was incurred	1/15/16	Is the claim subject to offset?			
L	ast 4 digits of account number	<u>N/A</u>	Yes			
3. <b>2 (</b> 2) N	lonpriority creditor's name and mailing	a delvo a a				
-	Penske Truck Leasing & Fuel		As of the petition filing date, the claim is:  Check all that apply.	\$		13,437.44
	O Box 7429		<ul> <li>☐ Contingent</li> <li>☐ Unliquidated</li> <li>☐ Disputed</li> </ul>			
P	asadena, CA 91109-7429					
	Date or dates debt was incurred	5/30/18-6/25/18 0 4 5 3	Basis for the claim: <u>Invoices; Deposit</u> Is the claim subject to offset?  □ No	1		
'	ast 4 digits of account number		<b>☑</b> Yes			

Debtor	Name		Case number (# known)		
Ad	ditional Page	1.79			
			ng the lines sequentially from the not fill out or submit this page.	Amount of claim	
- 1	ty creditor's name and mailin	g address	As of the petition filing date, the claim is:  Check all that apply.  Contingent	\$	844.67
	Acacla Street #A		Unliquidated Disputed Liquidated and neither contingent nor disputed		
			Basis for the claim: Invoice		
Date or d	ates debt was incurred	6/18/18	Is the claim subject to offset?		
	ilts of account number	ICFC	☑ No ☐ Yes		
.25 Nonpriori	ty creditor's name and mallin	a address	de 1919 à algerthemes et à le se reclamateur		
	fice Supplies		As of the petition filing date, the claim is:  Check all that apply.  Contingent	\$	335.69
	emillon Place Cucamonga, CA 9173	7	Unliquidated Disputed		
			Basis for the claim: Invoice		
	ates debt was incurred gits of account number	5/11/18-6/8/18 _N/A	Is the claim subject to offset? ☑ No □ Yes		
201			Approximate to the second seco		
	ty creditor's name and malling Ranch Roll Off Service		As of the petition filing date, the claim is:  Check all that apply.  Contingent	\$	15,600.00
	Rush Street		Unliquidated Disputed		
			Basis for the claim: Invoices		
	ates debt was incurred gits of account number	7/17-6/18 S 0 0 6	Is the claim subject to offset? ☑ No □ Yes		
3.30 Nonprior	ity creditor's name and mailir	or address	A CONTRACTOR OF THE PROPERTY O		
			As of the petition filing date, the claim is: Check all that apply.	\$	11,399.60
	or Packaging Solutions  Almond Ave	inc .	Contingent Unliquidated		
Rediano	ds, wat yzuM		☐ Disputed		
			Basis for the claim: Involces	_	
	lates debt was incurred	5/9/18-6/4/18 N/A	is the claim subject to offset? ☑ No ⊟ Yes		
	1				1.
3	ity creditor's name and maili	ng address	As of the petition filing date, the claim is: Check all that apply.	\$	2,624.50
TNT Pr			□ Contingent □ Unliquidated		
	Garry Street geles, CA 90021		Disputed		
			Basis for the claim: Invoices		
	lates debt was incurred gits of account number	5/22/18-6/14/18 N/AA	Is the claim subject to offset?  ☑ No ☐ Yes		

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Part 2	Name : Additional Page		Case number (# known)		
Сору				Amou	nt of claim
_/\\	Nonpriority creditor's name and malling address Time Warner Cable		As of the petition filling date, the claim is:	\$	1,234.04
P.	P.O. Box 60074 City of Industry, CA 91716		Contingent     Unliquidated     Disputed     Liquidated and neither contingent nor disputed		
			Basis for the claim: Service		
	ite or dates debt was incurred st 4 digits of account number	5/26/18-7/26/18 3 7 7 6	Is the claim subject to offset? ☑ No □ Yes		
8-94	Nonpriority creditor's name and mailing address  The Hartford  PO Box 660916  Dallas, TX 95266-0916		As of the petition filling date, the claim is: Check all that apply.	\$	99,130.75
P			Contingent Unitquidated Disputed		
_			Basis for the claim: Invoice		
	ate or dates debt was incurred ast 4 digits of account number	2018 6 5 4 9	Is the claim subject to offset?  M No  Yes		
3-1	Nonpriority creditor's name and malling address  Torres Produce		As of the petition filing date, the claim is:  Check all that apply.  Contingent	\$	5,465.00
	11045 Schmidt Road El Monte, CA 91733		☐ Unliquidated ☐ Disputed		
	ate or dates debt was incurred ast 4 digits of account number	9/20/15 N/A	Basis for the claim: Invoice Is the claim subject to offset? ☑ No ☐ Yes	_	
-	onpriority creditor's name and mailin	ng address	As of the petition filing date, the claim is: Check all that apply.	ō	132.72
P.	P.O. Box 5600 Rancho Cucamonga, CA 91729		Contingent Unliquidated Disputed		0.4
_			Basis for the clalm: Service	_	
	ate or dates debt was incurred ast 4 digits of account number	6/2018 5 9 4 6	ls the claim subject to offset? ☑ No ☑ Yes		
	onpriority creditor's name and mailli ravelers O. 660317 allas, Texas 75266-0317	ng address	As of the petition filling date, the claim is:  Check ell that apply.  Unliquidated Disputed	\$	6,234.06
_			Basis for the claim: Service		
	ate or dates debt was incurred ast 4 digits of account number	3/15/18-6/30/18 2 1 9 5	ls the claim subject to offset? ☑ No ☐ Yes		

Debtor		Case number (if known)		
Name				
Part 2: Additional Page				
Copy this page only if more space is ne previous page. If no additional NONPRI				
Nonpriority creditor's name and mailing Valley Fruit & Produce	ng address	As of the petition filling date, the claim is:  Check all that apply.  Contingent	\$	622,999.81
Dept LA24461		☐ Unliquidated☐ Disputed☐ Liquidated and neither contingent nor disputed☐ Uniquidated and neither contingent nor disputed☐ ☐ Liquidated☐ ☐ Li		
		Basis for the claim: Invoices; A/R	_	
Date or dates debt was incurred Last 4 digits of account number		Is the claim subject to offset? ☐ No ☑ Yes		
3. <u>2</u> Nonpriority creditor's name and mailli	an address		eaunii — e — — — — — — — — — — — — — — — — —	171(-1717)
Wells Fargo Vendor Finance S		As of the petition filing date, the claim is:  Check all that apply.  Contingent Unliquidated	\$	776.29
PO Box 3072Cedar Rapids, IA	PO Box 3072Cedar Rapids, IA 52406-3072			
		Basis for the claim: Lease		
Date or dates debt was incurred	6/17/18-7/17/18	ls the claim subject to offset? ☑ No		
Last 4 digits of account number	8098	☐ Yes		
Nonpriority creditor's name and maili	Nonpriority creditor's name and mailing address		.1.	21,633.97_
Westrock C.P. LLC		As of the petition filing date, the claim is:  Check all that apply.  Gontingent	\$	21,033.97
185 N. Smith Street			-	
Corona, CA 92880-1738		_ Disputed		
	44040 04040	Basis for the claim: Invoice Is the claim subject to offset?		
Date or dates debt was incurred	4/12/18-6/12/18	₩ No		
Last 4 digits of account number	7 0 2 1	☐ Yes		
3.40 Nonpriority creditor's name and maili	ng address	As of the petition filing date, the claim is:	s	21,310.03
Worldwide Produce		Check all that apply.  —   — Contingent	-	
P.O. Box 54399		☐ Unliquidated _ ☐ Disputed		
Los Angeles, CA 90054				
-	5/00/40 0/45/40	Basis for the claim: Invoices; A/R	_	
Date or dates debt was incurred	5/29/18-6/15/18	Is the claim subject to offset?		
Last 4 digits of account number	SFRE	Yes		
3.4 Nonpriority creditor's name and malli	ng address			
1	Richard Wise  2031 Bay Street Los Angeles, CA 90021		\$	137,000.00
				5
•				4
		Basis for the claim:		
Date or dates debt was incurred Last 4 digits of account number		is the claim subject to offset? ☑ No ☐ Yes		

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Debtor

Custom Fresh Cuts, Inc.

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Part 4: Total Amounts of the Pri	Total Amounts of the Priority and Nonpriority Unsecured Claims						
5. Add the amounts of priority and non	priority unsecured claims.						
				Total of claim amounts			
5a. Total claims from Part 1			5a.	\$ 0.00			
5b. Total claims from Part 2			5b. +	1,256,163.14			
5c. Total of Parts 1 and 2 Lines 5a + 5b = 5c.			5c.	s1.256.163.14			