

B 10 (Official Form 10) (12/11)

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE			PROOF OF CLAIM
Indicate Debtor against which you assert a claim by checking the appropriate box below. (Check only one Debtor per claim form.) <input type="checkbox"/> Filene's Basement, LLC (Case No. 11-13511) <input type="checkbox"/> Syms Clothing, Inc. (Case No. 11-13513) <input type="checkbox"/> Syms Corp. (Case No. 11-13512) <input type="checkbox"/> Syms Advertising Inc. (Case No. 11-13514)			COURT USE ONLY <input type="checkbox"/> Check this box if this claim amends a previously filed claim. Court Claim Number: _____ (If known) Filed on: _____
NOTE: This form should not be used to make a claim for an administrative expense (other than a claim asserted under 11 U.S.C. § 503(b)(9)) arising after the commencement of the case. A "request" for payment of an administrative expense (other than a claim asserted under 11 U.S.C. § 503(b)(9)) 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): A.J. JERSEY			
Name and address where notices should be sent: A.J. JERSEY ATTN: PRESIDENT OR CEO PO BOX 416261 BOSTON MA 02241-6261			
Telephone number: 908-754-7333 email: _____			
Name and address where payment should be sent (if different from above):			
Telephone number: _____ email: _____			
1. Amount of Claim as of Date Case Filed: \$ 51.63 If all or part of the claim is secured, complete item 4. If all or part of the claim is entitled to priority, complete item 5. <input type="checkbox"/> Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.			5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount. <input type="checkbox"/> Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B). <input type="checkbox"/> Wages, salaries, or commissions (up to \$11,725*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier – 11 U.S.C. §507(a)(4). <input type="checkbox"/> Contributions to an employee benefit plan – 11 U.S.C. §507(a)(5). <input type="checkbox"/> Up to \$2,600* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. §507(a)(7). <input type="checkbox"/> Taxes or penalties owed to governmental units – 11 U.S.C. §507(a)(8). <input type="checkbox"/> Other – Specify applicable paragraph of 11 U.S.C. §507(a)().
2. Basis for Claim: <u>Secured</u> (See instruction #2)			
3. Last four digits of any number by which creditor identifies debtor: 7942	3a. Debtor may have scheduled account as: (See instruction #3a)	3b. Uniform Claim Identifier (optional): (See instruction #3b)	
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information. Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe: Value of Property: \$ _____ Annual Interest Rate _____ % <input type="checkbox"/> Fixed <input type="checkbox"/> Variable (when case was filed) Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any: \$ _____ Basis for perfection: _____ Amount of Secured Claim: \$ _____ Amount Unsecured: \$ 51.63			
6. Claim Pursuant to 11 U.S.C. § 503(b)(9): Indicate the amount of your claim arising from the value of any goods received by the Debtor within 20 days before 11/2/2011, the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim. \$ _____ (See instruction #6)			
7. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #7)			
8. Documents: Attached are 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. If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. (See instruction #8, and the definition of "redacted".) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain:			
9. Signature: (See instruction #9) Check the appropriate box. <input type="checkbox"/> I am the creditor. <input type="checkbox"/> I am the creditor's authorized agent. <input type="checkbox"/> I am the trustee, or the debtor, or their authorized agent. <input type="checkbox"/> I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.) (Attach copy of power of attorney, if any.) I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief. Print Name: <u>Donald Agostino</u> Title: _____ Company: <u>AJ Jersey</u> Address and telephone number (if different from notice address above): _____ Telephone number: _____ email: _____			Amount entitled to priority: \$ _____ * Amounts are subject to adjustment on 4/1/13 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571



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RECEIVED
FEB 10 2012

KURTZMAN CARSON CONSULTANTS



A J Jersey
125 Saint Nicholas Ave.
South Plainfield, NJ 07080

REPRINT INVOICE

www.ajjersey.net

(908) 754-7333
(908) 754-6188

Invoice
IS1145354
74388

Date
10/17/2011

Customer
647927

Sold to :

Syms Corp.
Syms Way
Secaucus, NJ 07094

Shipped to :

Syms Corp.
Syms Way
Secaucus, NJ 07094

Page 1 of 1

Branch Invoiced: **So Plainfield**
Dept Invoiced : **Service**
Registration :
Notes :

Quantity	Product Id	Description	Unit Price	Total Price				
Cust PO# :								
Work Order : WS1150054		Seg: 1 bd	Entered by : Sharon Bristow 443687					
			10/06/11	WO Field				
Make	Model	Serial ID/Plate	Year	Date	Odometer	H-Meter	Dealer ID	Customer Eq ID
Crown Equipment	60PE	W-23748					W-23748	
enter rear of bldg. !!!! inspect a few crowns see Fowsar								
0.50	GL1	General Labor					88.50	44.25
		Labor						44.25
	FUEL	Fuel Surcharge						4.00
		Charges						4.00

Detach at line and return with payment



Total Amount :	48.25
Sales Tax :	3.38
Total :	51.63
Payment :	
To pay :	51.63

Remit To:

A J Jersey, Inc
P.O. Box 416261
Boston, MA 02241-6261

Invoice IS1145354
Date 10/17/2011
Customer 647927

All amounts are in US Dollars (\$)

Accounts over 30 days are subject to a 1.5 % service charge (annual rate 18 %), and all costs of collection including reasonable attorney's fee.

125 ST. NICHOLAS AVENUE
P.O. BOX 587SOUTH PLAINFIELD, NJ 07080-0587
908-754-7333 • Fax: 908-754-6188

QTY. PART NO. DESCRIPTION

BRANCH STOCK PARTS

VAN STOCK PARTS

LOCAL PURCHASE PARTS

DATE HOURS PERFORMED BY

10-10 1/2 Jim C

WORK ORDER
NO. S- 443687

INVOICE TO	House #2	DATE	10-10-11
WORK PERFORMED AT		TERMS	NET 10 DAYS
		P.O. #	
		MAKE	CROWN
		MODEL	40PE-27-3
		SERIAL NO.	W-23748
		HOUR METER	

P.M. ☐

PROBLEM:

Jumps Directly To High Speed.

FINDINGS:

2nd Speed Actuator Bent Closing Switch.

REPAIRS MADE:

CHECK JACK, STRAIGHTEN 2ND Speed Actuator AS needed APT others AS needed

ADDITIONAL RECOMMENDED REPAIRS:

Test Ride

OK

Ret to Service

The undersigned hereby agrees that if collection efforts are necessitated to obtain payment for the signed for services, they agree to pay all reasonable costs for collection, including but not limited to reasonable attorneys' fees and costs of suit. It is expressly understood that all goods provided as a result hereof shall remain property of A.J. Jersey until full payment is received on related invoices. All work described above has been performed to our satisfaction.

X

NAME AND TITLE

DATE

WS1150054