

**Fill in this information to identify the case:**

Debtor 1 TPP Acquisition, Inc. d/b/a The Picture People  
 Debtor 2 \_\_\_\_\_  
 (Spouse, if filing)  
 United States Bankruptcy Court for the: Northern District of Texas  
 Case number 16-33437 (hdh)

**RECEIVED**  
 NOV 09 2016

**KURTZMAN CARSON CONSULTANTS**

**Official Form 410**  
**Proof of Claim**

04/16

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached 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. Do not send original documents; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

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?** Arbor Place II, LLC, by CBL & Associates Management, Inc., as managing agent  
 Name of the current creditor (the person or entity to be paid for this claim)  
 Other names the creditor used with the debtor Arbor Place

2. **Has this claim been acquired from someone else?**  No  
 Yes. From whom? \_\_\_\_\_

3. <b>Where should notices and payments to the creditor be sent?</b>  Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	<b>Where should notices to the creditor be sent?</b>	<b>Where should payments to the creditor be sent? (if different)</b>
	<u>Caleb T. Holzaepfel</u> Name <u>736 Georgia Avenue, Suite 300</u> Number Street <u>Chattanooga TN 37402</u> City State ZIP Code Contact phone <u>423-266-5500</u> Contact email <u>caleb.holzaepfel@huschblackwell.com</u>	_____ Name _____ Number Street _____ City State ZIP Code _____ Contact phone _____ Contact email _____
Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____		

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: \_\_\_\_\_

7. How much is the claim? \$ 11,241.69 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.  
Shopping Center Lease

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. \$ 7,619.37

11. Is this claim subject to a right of setoff?  No  
 Yes. Identify the property: \_\_\_\_\_

RECEIVED  
 NOV 09 2016

KURTZMAN CARSON CONSULTANTS

12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

No

Yes. Check one:

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the 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).

Amount entitled to priority

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

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)(2) that applies.

\$ 3,622.32

\* 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 11/08/2016  
MM / DD / YYYY

  
Signature

RECEIVED  
NOV 09 2016

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

~~KURTZMAN ASSOCIATES~~

Name Gary Roddy  
First name Middle name Last name

Title Vice President - Legal Collections

Company CBL & Associates Management, Inc.  
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 2030 Hamilton Place Blvd., Suite 500  
Number Street

Chattanooga TN 37421  
City State ZIP Code

Contact phone 423-490-8656 Email gary.rodde@cblproperties.com

# HUSCH BLACKWELL

Caleb T. Holzaepfel  
Attorney

736 Georgia Avenue, Suite 300  
Chattanooga, TN 37402  
Direct: 423.755.2654  
Fax: 423.266.5499  
caleb.holzaepfel@huschblackwell.com

November 8, 2016

**VIA FEDERAL EXPRESS: 7776 5578 2057**

TPP Claims Processing Center  
c/o KCC  
2335 Alaska Avenue  
El Segundo, CA 90245

**In re: TPP Acquisition, Inc. d/b/a The Picture People; Case No. 16-33437  
Proofs of Claim**

Dear Sir/Madam:

Enclosed for filing on behalf of CBL & Associates Management, Inc., as managing agent, please find Twenty-One (21) Proofs of Claim for filing. Please contact me if you have any questions.

Sincerely,

HUSCH BLACKWELL LLP



Caleb T. Holzaepfel  
Attorney

CTH/krb

Enclosures

## EXHIBIT A - PROOF OF CLAIM

(a) By Lease dated September 18, 2000 Claimant as Landlord, leased unto TPP Acquisition, Inc. (the "Debtor") certain premises situated in Space 1400, Arbor Place Mall, Douglasville, Georgia. The term of said Lease commenced on November 11, 2000, and was set to expire on December 31, 2018.

(b) At the time of the filing of the petition in this case, Debtor has failed to pay its rent and charges due under the Lease, totaling Seven Thousand Six Hundred Nineteen and 37/100 Dollars (\$7,619.37).

(c) As to Three Thousand Six Hundred Twenty-Two and 32/100 Dollars (\$3,622.32), Claimant is entitled to priority granted by 11 U.S.C. § 507 as an administrative expense, such amount being the fair and reasonable value of the Debtor's use and occupancy of the leased premises for the period of September 2, 2016 through September 30, 2016.

(d) The submission of this Proof of Claim is subject to, not a waiver or release of, and Claimant hereby reserves:

- i. Any lack of venue or jurisdiction by this Court over this case or any adversary action, contested matter, or other proceeding ("Matter") in this case;
- ii. Any right to a jury trial in any Matter;
- iii. Any right to de novo review of any Matter;
- iv. Any other rights, claims, actions, defenses and setoff or recoupment.
- v. Any and all rights to amend or supplement its response to Question 10 on the Proof of Claim for inclusion of administrative expenses for rent and

charges accruing under the Lease by the Debtor following the Petition  
Date.

**\*Claimant reserves all of its rights to amend and supplement this claim. The documents supporting this claim are not attached due to their voluminous nature.**

PROOF OF CLAIM  
 TPP Acquisition, Inc.  
 ARBOR PLACE II, LLC  
 Chapter 11, Case No. 16-33437

<b>PRE-PETITION:</b>		
July 2016 Rent Charges	\$ 3,747.23	
August 2016 Rent Charges	\$ 3,747.23	
Rent Charges for September 1, 2016	\$ 124.91	
	Total	\$ 7,619.37
<b>PRIORITY:</b>		
Rent Charges for September 2, 2016 - September 30, 2016	\$ 3,622.32	
	Total	\$ 3,622.32
	<b>TOTAL CLAIM</b>	\$ 11,241.69

TPP Acquisition, Inc. filed for Chapter 11 bankruptcy protection on September 2, 2016  
 Lease Term: November 11, 2000 through December 31, 2018