

**UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA**

Filer's Name: Lindsey L. Smith Atty Name (if applicable): Lindsey L. Smith
10250 Constellation Blvd.
Street Address: Suite 1700 CA Bar No. (if applicable): 265401
Los Angeles, CA 90067
Filer's Telephone No.: (310) 229-1234 Atty Fax No. (if applicable): _____

In re:
Malibu Associates, LLC, a California limited liability company

Case No. **9:15-bk-10477-DS**
Chapter 11

AMENDED SCHEDULE(S) AND/OR STATEMENT(S)

A filing fee of \$30.00 is required to amend any or all of Schedules "D" through "F." An addendum mailing list is also required as an attachment if creditors are being added to the creditors list. Is/are creditor(s) being added? Yes No

Indicate below which schedule(s) and/or statement(s) is(are) being amended.

A B C D E F G H I J
Statement of Social Security Number(s) Statement of Financial Affairs
Statement of Intention Other

NOTE: IT IS THE RESPONSIBILITY OF THE DEBTOR TO MAIL COPIES OF ALL AMENDMENTS TO THE TRUSTEE AND TO NOTICE ALL CREDITORS LISTED IN THE AMENDED SCHEDULE(S) AND TO COMPLETE AND FILE WITH THE COURT THE PROOF OF SERVICE ON THE BACK OF THIS PAGE.

I/We, **Thomas Hix**, the person(s) who subscribed to the foregoing Amended Schedule(s) and/or Statement(s) do hereby declare under penalty of perjury that the foregoing is true and correct.

DATED: April 7, 2015

/s/ Thomas Hix
Thomas Hix \ President of Co-Managing Member of Debtor
Debtor Signature

****FOR COURT USE ONLY****

B6F (Official Form 6F) (12/07)

In re Malibu Associates, LLC, a California limited liability company
Debtor

Case No. 9:15-bk-10477-DS

**AMENDED
SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | C O D E B T O R | Husband, Wife, Joint, or Community | | C O N T I N G E N T | U N L I Q U I D A T E D | D I S P U T E D | AMOUNT OF CLAIM |
|--------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------|------------------------------------|-----------------------------------------------------------------------------------------------------|------------------------------------------------|----------------------------------------------------------|--------------------------------------|------------------|
| | | H W J C | DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE. | | | | |
| Account No. Ballard Rosenberg Golper & Savitt LLP 500 North Brand Blvd., 20th Floor Glendale, CA 91203 | - | | 2/28/15 | | | | 15,000.00 |
| Account No. Blakeley & Blakeley LLP 2 Park Plaza Suite 400 Irvine, CA 92614 | - | | 10/31/14 | | | | 2,952.00 |
| Account No. Bob Burke & Company 1100 S. Flower Street Suite 3300 Los Angeles, CA 90015 | - | | 11/19/14 - 1/17/15 | | | | 12,000.00 |
| Account No. Crankstart Foundation 2800 Sand Hill Rd #101 Menlo Park, CA 94025 | - | | | | | | 10.00 |
| Subtotal (Total of this page) | | | | | | | 29,962.00 |

3 continuation sheets attached

In re Malibu Associates, LLC, a California limited liability company, Case No. 9:15-bk-10477-DS
Debtor

AMENDED
SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)

| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | C O D E B T O R | Husband, Wife, Joint, or Community | D A T E C L A I M W A S I N C U R R E D A N D C O N S I D E R A T I O N F O R C L A I M. I F C L A I M I S S U B J E C T T O S E T O F F, S O S T A T E. | C O N T I N G E N T | U N L I Q U I D A T E D | D I S P U T E D | A M O U N T O F C L A I M | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------|------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------|----------------------------------------------------------|--------------------------------------|---------------------------------------------------------------|------------------|
| | | H W J C | | | | | | |
| Account No. E-Z-GO Division of Textron, Inc. Attn: Director - Commercial Finance 1451 Marvin Griffin Road Augusta, GA 30906 | - | | | | | | 11,092.50 | |
| Account No. EPD Consultants 20722 Main Street Carson, CA 90745 | - | 9/29/14 | | | | | 8,789.20 | |
| Account No. Evicom Corporation 4165 E. Thousand Oaks Blvd. Suite 290 Thousand Oaks, CA 91362 | - | 5/31/14 - 2/28/15 | | | | | 64,206.66 | |
| Account No. G.E. Capital PO Box 31001-0273 Pasadena, CA 91110 | - | | | | | | 225.02 | |
| Account No. Glass Ratner 3424 Peachtree Road NE Suite 2150 Atlanta, GA 30326 | - | 12/23/14 | | | | | 1,530.00 | |
| Sheet no. <u>1</u> of <u>3</u> sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims | | | | | | | Subtotal (Total of this page) | 85,843.38 |

In re Malibu Associates, LLC, a California limited liability company, Case No. 9:15-bk-10477-DS
Debtor

AMENDED
SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)

| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | C O D E D E B T O R | Husband, Wife, Joint, or Community | D A T E C L A I M W A S I N C U R R E D A N D C O N S I D E R A T I O N F O R C L A I M. I F C L A I M I S S U B J E C T T O S E T O F F, S O S T A T E. | C O N T I N G E N T | U N L I Q U I D A T E D | D I S P U T E D | A M O U N T O F C L A I M | |
|---------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------|------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------|----------------------------------------------------------|--------------------------------------|---------------------------------------------------------------|------------------|
| | | H W J C | | | | | | |
| Account No. Imperial Headwear, Inc. PO Box 88276 Chicago, IL 60680 | | - | | | | | 3,104.54 | |
| Account No. Mark A. Massara, Attorney at Law 1642 Great Highway San Francisco, CA 94122 | | - | 6/1/14 - 2/1/15 | | | | 10,000.00 | |
| Account No. PMC Project Management 12976 Camino Del Canto Del Mar, CA 92014 | | - | 9/22/14 - 11/17/14 | | | | 10,500.00 | |
| Account No. RCE Consultants, Inc. 23332 Mill Creek Suite 205 Laguna Hills, CA 92653 | | - | 6/30/14 | | | | 4,328.75 | |
| Account No. Southern California Edison Company PO Box 300 Rosemead, CA 91772 | | - | | | | | 2,995.75 | |
| Sheet no. <u>2</u> of <u>3</u> sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims | | | | | | | Subtotal (Total of this page) | 30,929.04 |

In re Malibu Associates, LLC, a California limited liability company, Case No. 9:15-bk-10477-DS
Debtor

AMENDED
SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)

| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | C O D E B T O R | Husband, Wife, Joint, or Community | C O N T I N G E N T | U N L I Q U I D A T E D | D I S P U T E D | AMOUNT OF CLAIM | |
|-----------------------------------------------------------------------------------------------------------------|--------------------------------------|------------------------------------|------------------------------------------------|----------------------------------------------------------|--------------------------------------|-------------------------------------------|-----------------------------------------------------------------------------------------------------|
| | | H W J C | | | | | DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE. |
| Account No. | | | | | | | |
| Truman & Elliot LLP 626 Wilshire Boulevard, Suite 550 Los Angeles, CA 90017 | | - | | | | 15,033.00 | |
| Account No. | | | | | | | |
| Account No. | | | | | | | |
| Account No. | | | | | | | |
| Account No. | | | | | | | |
| Sheet no. <u>3</u> of <u>3</u> sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims | | | | | | Subtotal (Total of this page) | 15,033.00 |
| | | | | | | Total (Report on Summary of Schedules) | 161,767.42 |

B7 (Official Form 7) (04/13)

**United States Bankruptcy Court
Central District of California**

In re Malibu Associates, LLC, a California limited liability company Case No. 9:15-bk-10477-DS
Debtor(s) Chapter 11

STATEMENT OF FINANCIAL AFFAIRS - AMENDED

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

DEFINITIONS

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any persons in control of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; and any managing agent of the debtor. 11 U.S.C. § 101(2), (31).

1. Income from employment or operation of business

None State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| AMOUNT | SOURCE |
|-----------------------|----------------------------------|
| \$0.00 | 2015 YTD: Business Income |
| \$1,754,810.12 | 2014: Business Income |
| \$2,753,118.75 | 2013: Business Income |

2. Income other than from employment or operation of business

None State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| AMOUNT | SOURCE |
|---------------|---------------------------------------------------------------------------------------|
| \$0.00 | 2015 YTD: Rent, Interest from US Bank MM Account and F&B Wine Bar Base Fee |

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AMOUNT
\$50,454.63
\$383,767.00

SOURCE
2014: Rent, Interest from US Bank MM Account and F&B Wine Bar Base Fee
2013: Rent, Interest from US Bank MM Account and F&B Wine Bar Base Fee

3. Payments to creditors

None **Complete a. or b., as appropriate, and c.**

a. *Individual or joint debtor(s) with primarily consumer debts:* List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| NAME AND ADDRESS OF CREDITOR | DATES OF PAYMENTS | AMOUNT PAID | AMOUNT STILL OWING |
|------------------------------|-------------------|-------------|--------------------|
|------------------------------|-------------------|-------------|--------------------|

None b. *Debtor whose debts are not primarily consumer debts:* List each payment or other transfer to any creditor made within **90 days** immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$6,225*. If the debtor is an individual, indicate with an asterisk (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| NAME AND ADDRESS OF CREDITOR | DATES OF PAYMENTS/ TRANSFERS | AMOUNT PAID OR VALUE OF TRANSFERS | AMOUNT STILL OWING |
|------------------------------|---------------------------------|-----------------------------------------|--------------------|
|------------------------------|---------------------------------|-----------------------------------------|--------------------|

See Exhibit 3.b. attached hereto

None c. *All debtors:* List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR | DATE OF PAYMENT | AMOUNT PAID | AMOUNT STILL OWING |
|------------------------------------------------------------|-----------------|-------------|--------------------|
|------------------------------------------------------------|-----------------|-------------|--------------------|

4. Suits and administrative proceedings, executions, garnishments and attachments

None a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| CAPTION OF SUIT AND CASE NUMBER | NATURE OF PROCEEDING | COURT OR AGENCY AND LOCATION | STATUS OR DISPOSITION |
|-------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|
| U.S. Bank National Association v. Malibu Associates, LLC et al., Case No. SC123329 | Specific Performance for Appointment of Receiver, Judicial Foreclosure | Superior Court of the State of California for the County of Los Angeles, West District, Santa Monica, 1725 Main Street Santa Monica, CA 90401. | Pending |

None b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

* Amount subject to adjustment on 4/01/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

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| NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED | DATE OF SEIZURE | DESCRIPTION AND VALUE OF PROPERTY |
|---------------------------------------------------------------------|-----------------|--------------------------------------|
|---------------------------------------------------------------------|-----------------|--------------------------------------|

5. Repossessions, foreclosures and returns

None List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| NAME AND ADDRESS OF CREDITOR OR SELLER | DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN | DESCRIPTION AND VALUE OF PROPERTY |
|-------------------------------------------|------------------------------------------------------------------|--------------------------------------|
|-------------------------------------------|------------------------------------------------------------------|--------------------------------------|

6. Assignments and receiverships

None a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| NAME AND ADDRESS OF ASSIGNEE | DATE OF ASSIGNMENT | TERMS OF ASSIGNMENT OR SETTLEMENT |
|------------------------------|-----------------------|-----------------------------------|
|------------------------------|-----------------------|-----------------------------------|

None b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| NAME AND ADDRESS OF CUSTODIAN | NAME AND LOCATION OF COURT CASE TITLE & NUMBER | DATE OF ORDER | DESCRIPTION AND VALUE OF PROPERTY |
|----------------------------------|------------------------------------------------------|------------------|--------------------------------------|
|----------------------------------|------------------------------------------------------|------------------|--------------------------------------|

7. Gifts

None List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| NAME AND ADDRESS OF PERSON OR ORGANIZATION | RELATIONSHIP TO DEBTOR, IF ANY | DATE OF GIFT | DESCRIPTION AND VALUE OF GIFT |
|-----------------------------------------------|-----------------------------------|--------------|----------------------------------|
|-----------------------------------------------|-----------------------------------|--------------|----------------------------------|

8. Losses

None List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case**. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| DESCRIPTION AND VALUE OF PROPERTY | DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS | DATE OF LOSS |
|--------------------------------------|----------------------------------------------------------------------------------------------------------------|--------------|
|--------------------------------------|----------------------------------------------------------------------------------------------------------------|--------------|

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9. Payments related to debt counseling or bankruptcy

None List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within **one year** immediately preceding the commencement of this case.

| NAME AND ADDRESS OF PAYEE | DATE OF PAYMENT, NAME OF PAYER IF OTHER THAN DEBTOR | AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY |
|---------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------|
| Levene, Neale, Bender, Yoo & Brill L.L.P 1250 Constellation Blvd. Suite 1700 Los Angeles, CA 90067 | October 24, 2014, February 12, 2015 and February 17, 2015 | \$15,000 on October 24, 2014, \$75,000 on February 12, 2015 and \$7,135.54 on February 17, 2015 |

10. Other transfers

None a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR | DATE | DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED |
|-----------------------------------------------------------|------|-----------------------------------------------------|
|-----------------------------------------------------------|------|-----------------------------------------------------|

None b. List all property transferred by the debtor within **ten years** immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

| NAME OF TRUST OR OTHER DEVICE | DATE(S) OF TRANSFER(S) | AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR'S INTEREST IN PROPERTY |
|----------------------------------|---------------------------|---------------------------------------------------------------------------------------------|
|----------------------------------|---------------------------|---------------------------------------------------------------------------------------------|

11. Closed financial accounts

None List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| NAME AND ADDRESS OF INSTITUTION | TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER, AND AMOUNT OF FINAL BALANCE | AMOUNT AND DATE OF SALE OR CLOSING |
|-------------------------------------------------------------|----------------------------------------------------------------------------------------|---------------------------------------|
| US Bank, NA PO Box 1800 Saint Paul, MN 55101 | Money Market account ending in 4385. Final Balance \$130.43 | Closed in September 2014 |

12. Safe deposit boxes

None List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY | NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY | DESCRIPTION OF CONTENTS | DATE OF TRANSFER OR SURRENDER, IF ANY |
|-------------------------------------------------|---------------------------------------------------------------------|----------------------------|------------------------------------------|
|-------------------------------------------------|---------------------------------------------------------------------|----------------------------|------------------------------------------|

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13. Setoffs

None List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

| NAME AND ADDRESS OF CREDITOR | DATE OF SETOFF | AMOUNT OF SETOFF |
|------------------------------|----------------|------------------|
|------------------------------|----------------|------------------|

14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

| NAME AND ADDRESS OF OWNER | DESCRIPTION AND VALUE OF PROPERTY | LOCATION OF PROPERTY |
|---------------------------|-----------------------------------|----------------------|
|---------------------------|-----------------------------------|----------------------|

15. Prior address of debtor

None If the debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

| ADDRESS | NAME USED | DATES OF OCCUPANCY |
|---------|-----------|--------------------|
|---------|-----------|--------------------|

16. Spouses and Former Spouses

None If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

| SITE NAME AND ADDRESS | NAME AND ADDRESS OF GOVERNMENTAL UNIT | DATE OF NOTICE | ENVIRONMENTAL LAW |
|-----------------------|---------------------------------------|----------------|-------------------|
|-----------------------|---------------------------------------|----------------|-------------------|

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

| SITE NAME AND ADDRESS | NAME AND ADDRESS OF GOVERNMENTAL UNIT | DATE OF NOTICE | ENVIRONMENTAL LAW |
|-----------------------|---------------------------------------|----------------|-------------------|
|-----------------------|---------------------------------------|----------------|-------------------|

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

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NAME AND ADDRESS OF GOVERNMENTAL UNIT DOCKET NUMBER STATUS OR DISPOSITION

18 . Nature, location and name of business

None a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

| NAME | LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN | ADDRESS | NATURE OF BUSINESS | BEGINNING AND ENDING DATES |
|-----------------------|------------------------------------------------------------------------------------------------|------------------------------------------------------------|--------------------|----------------------------|
| Malibu Golf Club, LLC | 20-4825813 | 2400 Wyandotte Street, Suite B-102 Mountain View, CA 94043 | Golf Club | 4/19/06 - present |

None b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME ADDRESS

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within **six years** immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time.

*(An individual or joint debtor should complete this portion of the statement **only** if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)*

19. Books, records and financial statements

None a. List all bookkeepers and accountants who within **two years** immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

| NAME AND ADDRESS | DATES SERVICES RENDERED |
|--------------------------------------------------------------------------------------------------|-------------------------|
| Karen L. Trifari 2400 Wyandotte Street, Suite B102 Mountain View, CA 94043 | 2011 to present |
| Alvin Lee, CPA Novogradac & Company 246 First Street, 5th Floor San Francisco, CA 94105 | 2012 to present |

None b. List all firms or individuals who within the **two years** immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

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NAME ADDRESS DATES SERVICES RENDERED

None c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

| | |
|--------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| NAME Karen L. Trifari Alvin Lee, CPA | ADDRESS 2400 Wyandotte Street, Suite B102 Mountain View, CA 94043 Novogradac & Company 246 First Street, 5th Floor San Francisco, CA 94105 |
|--------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

None d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within **two years** immediately preceding the commencement of this case.

NAME AND ADDRESS DATE ISSUED

20. Inventories

None a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

| | | |
|-------------------|----------------------|---------------------------------------------------------------------|
| DATE OF INVENTORY | INVENTORY SUPERVISOR | DOLLAR AMOUNT OF INVENTORY (Specify cost, market or other basis) |
|-------------------|----------------------|---------------------------------------------------------------------|

None b. List the name and address of the person having possession of the records of each of the inventories reported in a., above.

| | |
|-------------------|------------------------------------------------------|
| DATE OF INVENTORY | NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY RECORDS |
|-------------------|------------------------------------------------------|

21 . Current Partners, Officers, Directors and Shareholders

None a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

| | | |
|------------------|--------------------|------------------------|
| NAME AND ADDRESS | NATURE OF INTEREST | PERCENTAGE OF INTEREST |
|------------------|--------------------|------------------------|

None b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation.

| NAME AND ADDRESS | TITLE | NATURE AND PERCENTAGE OF STOCK OWNERSHIP |
|-----------------------------------------------------------------------------------------------------------------------------------------|------------|------------------------------------------|
| Pacific Capital Investments LP Attn: Alexis Klein 2295 Francisco Street, # 2 San Francisco, CA 94123 | N/A | 6.405% membership interest |
| T&J Investment Partners, LLC Attn: Thomas C. Hix 2400 Wyandotte Street, Suite B-102 Mountain View, CA 94043 | N/A | 6.392% membership interest |
| The Thomas C. Hix Company No. 3, Inc. Attn: Thomas C. Hix 2400 Wyandotte Street, Suite B-102 Mountain View, CA 94043 | N/A | 28.258% membership interest |
| MPK Development, LLC Attn: Mark D. Kvamme 205 Spokane Ave Whitefish, MT 59937 | N/A | 40.411% membership interest |

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| NAME AND ADDRESS | TITLE | NATURE AND PERCENTAGE OF STOCK OWNERSHIP |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------|------------------------------------------|
| The Leone-Perkins Trust UDT dated August 26, 1999 c/o Sequoia Capital 3000 Sand Hill Road, Bldg 4, Suite 180 Menlo Park, CA 94027 | N/A | 5.661% membership interest |
| RSF, Jr., LLC c/o Matrix Advisors, LLC 780 Third Ave., 28th Floor New York, NY 10017 | N/A | 8.023% membership interest |
| Thomas C. Hix 2400 Wyandotte Street, Suite B-102 Mountain View, CA 94043 | President of Managing Member of Debtor | |

22 . Former partners, officers, directors and shareholders

None a. If the debtor is a partnership, list each member who withdrew from the partnership within **one year** immediately preceding the commencement of this case.

| NAME | ADDRESS | DATE OF WITHDRAWAL |
|------|---------|--------------------|
|------|---------|--------------------|

None b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within **one year** immediately preceding the commencement of this case.

| NAME AND ADDRESS | TITLE | DATE OF TERMINATION |
|------------------|-------|---------------------|
|------------------|-------|---------------------|

23 . Withdrawals from a partnership or distributions by a corporation

None If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during **one year** immediately preceding the commencement of this case.

| NAME & ADDRESS OF RECIPIENT, RELATIONSHIP TO DEBTOR | DATE AND PURPOSE OF WITHDRAWAL | AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY |
|-----------------------------------------------------|--------------------------------|------------------------------------------------------|
| See Exhibit 23 attached hereto | | |

24. Tax Consolidation Group.

None If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within **six years** immediately preceding the commencement of the case.

| NAME OF PARENT CORPORATION | TAXPAYER IDENTIFICATION NUMBER (EIN) |
|----------------------------|--------------------------------------|
|----------------------------|--------------------------------------|

25. Pension Funds.

None If the debtor is not an individual, list the name and federal taxpayer-identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within **six years** immediately preceding the commencement of the case.

| NAME OF PENSION FUND | TAXPAYER IDENTIFICATION NUMBER (EIN) |
|----------------------|--------------------------------------|
|----------------------|--------------------------------------|

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

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I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct to the best of my knowledge, information and belief.

Date April 7, 2015

Signature /s/ Thomas Hix
Thomas Hix
President of Managing Member of Debtor

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571

EXHIBIT 3.b. TO SOFA

| Creditor | Date of Payment | Amount of Payment |
|-----------------------------------------|------------------------|--------------------------|
| Envicom Corporation | 12/12/2014 | (2,384.45) |
| Verizon | 12/12/2014 | (172.32) |
| Heritage Bank - Wire Fee | 12/16/2014 | (15.00) |
| Heritage Bank - Wire Fee | 12/19/2014 | (25.00) |
| Heal the Bay | 12/19/2014 | (5,000.00) |
| RCE Consultants, Inc. | 12/19/2014 | (37.26) |
| Heritage Bank - Wire Fee | 12/23/2014 | (25.00) |
| Heritage Bank - Wire Fee | 1/5/2015 | (30.00) |
| County of Los Angeles Regional Planning | 1/5/2015 | (32,000.00) |
| ALCF | 1/5/2015 | (1,947.86) |
| Ballard Rosenberg Golper LLP | 1/5/2015 | (697.50) |
| Bob Burke & Company | 1/5/2015 | (8,000.00) |
| Christine Carter Conway | 1/5/2015 | (3,500.00) |
| Delage Landen | 1/5/2015 | (299.24) |
| Envicom Corporation | 1/5/2015 | (6,630.10) |
| Geosyntec Consultants | 1/5/2015 | (310.03) |
| Ghost Tree | 1/5/2015 | (8,000.00) |
| Mark A. Massara | 1/5/2015 | (5,000.00) |
| RCE Consultants, Inc. | 1/5/2015 | (5,788.44) |
| Karen L. Trifari | 1/5/2015 | (2,014.00) |
| Truman & Elliott LLP | 1/5/2015 | (11,909.13) |
| Karen L. Trifari | 1/9/2015 | (1,000.00) |
| FedEX | 1/9/2015 | (116.91) |
| Heritage Bank - Wire Fee | 1/7/2015 | (25.00) |
| Heritage Bank - Wire Fee | 1/7/2015 | (25.00) |
| Heritage Bank - Wire Fee | 1/16/2015 | (25.00) |
| Elissa Davis | 1/23/2015 | (2,546.50) |
| Office Depot | 1/23/2015 | (146.62) |
| Verizon | 1/23/2015 | (169.29) |
| Cbeyond | 1/23/2015 | (852.73) |
| HRC Mileage | 1/23/2015 | (728.56) |
| ALCF | 1/30/2015 | (1,947.86) |
| Karen L. Trifari | 1/30/2015 | (3,000.00) |
| Heritage Bank - Wire Fee | 1/30/2015 | (25.00) |
| County of Los Angeles (Wts. & Measures) | 1/30/2015 | (970.53) |
| Heritage Bank - Wire Fee | 1/30/2015 | (15.00) |
| Heritage Bank - Wire Fee | 1/30/2015 | (15.00) |
| Bob Burke & Company | 2/9/2015 | (4,000.00) |
| Christine Carter Conway | 2/9/2015 | (3,500.00) |
| Cbeyond | 2/9/2015 | (869.15) |
| Delage Landen | 2/9/2015 | (299.24) |
| Envicom Corporation | 2/9/2015 | (3,479.96) |
| Ghost Tree | 2/9/2015 | (8,000.00) |
| Mark A. Massara | 2/9/2015 | (2,500.00) |

| | | |
|-------------------------------------|-----------|-------------|
| Truman & Elliott LLP | 2/9/2015 | (18,175.29) |
| Heritage Bank - Wire Fee | 2/12/2015 | (25.00) |
| Heritage Bank - Wire Fee | 2/12/2015 | (25.00) |
| Heritage Bank - Wire Fee | 2/12/2015 | (25.00) |
| DLX Checks | 2/17/2015 | (190.15) |
| Heritage Bank - Wire Fee | 2/17/2015 | (15.00) |
| Heritage Bank - Wire Fee | 2/27/2015 | (25.00) |
| County of Los Angeles Lobbyist fees | 2/28/2015 | (75.00) |
| Christine Carter Conway | 2/28/2015 | (3,500.00) |
| Ghost Tree | 2/28/2015 | (8,750.00) |
| Verizon Wireless | 2/28/2015 | (167.18) |
| Karen L. Trifari | 2/28/2015 | (4,000.00) |
| Cbeyond | 2/28/2015 | (869.15) |
| Delage landen | 2/28/2015 | (299.24) |
| Heritage Bank - Wire Fee | 3/2/2015 | (25.00) |
| Heritage Bank - Wire Fee | 3/2/2015 | (15.00) |
| Heritage Bank - Wire Fee | 3/6/2015 | (25.00) |
| ALPS | 3/7/2015 | (115.08) |
| Heritage Bank - Wire Fee | 3/10/2015 | (25.00) |

EXHIBIT 23 TO SOFA

| Name of Payee | Date | Amount | Purpose |
|--------------------------|-------------|---------------|----------------------------------------------------------------------------------------------------|
| Hix Rubenstein Companies | 3/27/2014 | (6,826.06) | Reimbursement of Business Expenses |
| Hix Rubenstein Companies | 4/15/2014 | (5,000.00) | Monthly managaement fee for F&B |
| Hix Rubenstein Companies | 4/29/2014 | (5,000.00) | Monthly managaement fee for F&B |
| Hix Rubenstein Companies | 5/2/2014 | (10,113.58) | Reimbursement of Business Expenses |
| Hix Rubenstein Companies | 5/7/2014 | (5,000.00) | Monthly managaement fee for F&B |
| Hix Rubenstein Companies | 5/7/2014 | (5,000.00) | Monthly managaement fee for F&B |
| Hix Rubenstein Companies | 5/30/2014 | (14,015.93) | Reimbursement of Business Expenses |
| Hix Rubenstein Companies | 6/6/2014 | (5,000.00) | Monthly managaement fee for F&B |
| Hix Rubenstein Companies | 6/12/2014 | (5,000.00) | Monthly managaement fee for F&B |
| Hix Rubenstein Companies | 7/1/2014 | (6,085.64) | Reimbursement of Business Expenses |
| Hix Rubenstein Companies | 7/30/2014 | (10,050.06) | Reimbursement of Business Expenses |
| Hix Rubenstein Companies | 7/30/2014 | (5,000.00) | Monthly managaement fee for F&B |
| Hix Rubenstein Companies | 7/30/2014 | (5,000.00) | Monthly managaement fee for F&B |
| Hix Rubenstein Companies | 9/2/2014 | (4,516.08) | Reimbursement of Business Expenses |
| Hix Rubenstein Companies | 9/22/2014 | (5,000.00) | Monthly managaement fee for F&B |
| Hix Rubenstein Companies | 10/2/2014 | (4,918.23) | Reimbursement of Business Expenses |
| Hix Rubenstein Companies | 10/22/2014 | (2,500.00) | Monthly managaement fee for F&B |
| Hix Rubenstein Companies | 11/3/2014 | (4,133.95) | Reimbursement of Business Expenses |
| Hix Rubenstein Companies | 11/24/2014 | (7,749.31) | Reimbursement of Business Expenses |
| Hix Rubenstein Companies | 12/31/2014 | (6,415.51) | Reimbursement of Business Expenses |
| Hix Rubenstein Companies | 1/30/2015 | (6,064.98) | Reimbursement of Business Expenses |
| Hix Rubenstein Companies | 2/17/2015 | (11,253.20) | Reimbursement of Business Expenses |
| Hix Rubenstein Companies | 3/10/2015 | (2,945.00) | Reimbursement of Business Expenses |
| | | | Payment to Xtel Data Services on behalf of Malibu Golf Club, LLC for phone system maintenance fees |
| Malibu Golf Club, LLC | 03/31/2014 | (1,214.50) | |
| | | | Payment to Wood Oil Company on behalf of Malibu Golf Club, LLC |
| Malibu Golf Club, LLC | 03/31/2014 | (2,200.00) | |
| | | | Payment to Nathan Radwick on behalf of Malibu Golf Club, LLC |
| Malibu Golf Club, LLC | 03/31/2014 | (1,440.11) | |
| | | | Payment to Nathan Radwick on behalf of Malibu Golf Club, LLC |
| Malibu Golf Club, LLC | 03/31/2014 | (1,063.15) | |
| | | | Payment to Nathan Radwick on behalf of Malibu Golf Club, LLC |
| Malibu Golf Club, LLC | 03/31/2014 | (1,978.04) | |
| | | | Payment to California Choice on behalf of Malibu Golf Club, LLC |
| Malibu Golf Club, LLC | 03/31/2014 | (9,000.00) | |
| | | | Payment to Xtel Data Services on behalf of Malibu Golf Club, LLC for phone system maintenance fees |
| Malibu Golf Club, LLC | 04/30/2014 | (1,214.50) | |
| | | | Payment to Wood Oil Company on behalf of Malibu Golf Club, LLC |
| Malibu Golf Club, LLC | 05/01/2014 | (1,502.05) | |
| | | | Payment to Xtel Data Services on behalf of Malibu Golf Club, LLC for phone system maintenance fees |
| Malibu Golf Club, LLC | 05/31/2014 | (1,214.50) | |
| | | | Payment to Xtel Data Services on behalf of Malibu Golf Club, LLC for phone system maintenance fees |
| Malibu Golf Club, LLC | 06/30/2014 | (1,214.50) | |
| | | | Payment to Xtel Data Services on behalf of Malibu Golf Club, LLC for phone system maintenance fees |
| Malibu Golf Club, LLC | 07/31/2014 | (1,214.50) | |

| | | | |
|---------------------------------|------------|-------------|----------------------------------------------------------------------------------------------------|
| Malibu Golf Club, LLC | 08/31/2014 | (1,214.50) | Payment to Xtel Data Services on behalf of Malibu Golf Club, LLC for phone system maintenance fees |
| Malibu Golf Club, LLC | 09/30/2014 | (1,214.50) | Payment to Xtel Data Services on behalf of Malibu Golf Club, LLC for phone system maintenance fees |
| Malibu Golf Club, LLC | 10/31/2014 | (1,214.50) | Payment to Xtel Data Services on behalf of Malibu Golf Club, LLC for phone system maintenance fees |
| Malibu Golf Club, LLC | 10/31/2014 | (100.00) | Payment to LMobile Computer Repair on behalf of Malibu Golf Club, LLC |
| Malibu Golf Club, LLC | 11/07/2014 | (10,000.00) | Loan |
| Malibu Golf Club, LLC | 11/12/2014 | (10,000.00) | Loan |
| Malibu Golf Club, LLC | 11/21/2014 | (13,000.00) | Loan |
| Malibu Golf Club, LLC | 11/30/2014 | (1,214.50) | Payment to Xtel Data Services on behalf of Malibu Golf Club, LLC for phone system maintenance fees |
| Malibu Golf Club, LLC | 11/30/2014 | (251.02) | Payment to Wood Oil Company on behalf of Malibu Golf Club, LLC |
| Malibu Golf Club, LLC | 12/02/2014 | (25,000.00) | Loan |
| Malibu Golf Club, LLC | 12/19/2014 | (30,000.00) | Loan |
| Malibu Golf Club, LLC | 12/23/2014 | (10,000.00) | Loan |
| Malibu Golf Club, LLC | 12/31/2014 | (1,214.50) | Payment to Xtel Data Services on behalf of Malibu Golf Club, LLC for phone system maintenance fees |
| Malibu Golf Club, LLC | 12/31/2014 | (509.30) | Payment to Wood Oil Company on behalf of Malibu Golf Club, LLC |
| Malibu Golf Club, LLC | 01/07/2015 | (6,000.00) | Loan |
| Malibu Golf Club, LLC | 01/07/2015 | (15,000.00) | Loan |
| Malibu Golf Club, LLC | 01/16/2015 | (6,000.00) | Loan |
| Malibu Golf Club, LLC | 01/30/2015 | (11,000.00) | Loan |
| Malibu Golf Club, LLC | 02/12/2015 | (12,000.00) | Loan |
| Malibu Golf Club, LLC | 02/27/2015 | (5,000.00) | Loan |
| Malibu Golf Club, LLC | 03/02/2015 | (3,000.00) | Loan |
| Malibu Golf Club, LLC | 03/06/2015 | (10,000.00) | Loan |
| Malibu Golf Club, LLC | 03/10/2015 | (5,200.00) | Loan |
| The Kim L. Hix Accountancy Corp | 9/19/2014 | (1,500.00) | Fee for Preparing Tax Returns |
| The Thomas C. Hix Company #3 | 3/28/2014 | (25,000.00) | Monthly fee due under contract for project management |
| The Thomas C. Hix Company #3 | 4/25/2014 | (25,000.00) | Monthly fee due under contract for project management |
| The Thomas C. Hix Company #3 | 5/24/2014 | (25,000.00) | Monthly fee due under contract for project management |
| The Thomas C. Hix Company #3 | 6/30/2014 | (25,000.00) | Monthly fee due under contract for project management |
| The Thomas C. Hix Company #3 | 7/30/2014 | (25,000.00) | Monthly fee due under contract for project management |
| The Thomas C. Hix Company #3 | 8/29/2014 | (25,000.00) | Monthly fee due under contract for project management |
| The Thomas C. Hix Company #3 | 9/26/2014 | (25,000.00) | Monthly fee due under contract for project management |
| The Thomas C. Hix Company #3 | 10/9/2014 | (50,000.00) | Monthly fee due under contract for project management |
| The Thomas C. Hix Company #3 | 11/10/2014 | (25,000.00) | Monthly fee due under contract for project management |

| | | | |
|------------------------------|-----------|-------------|-------------------------------------------------------|
| The Thomas C. Hix Company #3 | 1/5/2015 | (25,000.00) | Monthly fee due under contract for project management |
| The Thomas C. Hix Company #3 | 2/9/2015 | (25,000.00) | Monthly fee due under contract for project management |
| The Thomas C. Hix Company #3 | 2/28/2015 | (25,000.00) | Monthly fee due under contract for project management |

Form B203 - Disclosure of Compensation of Attorney for Debtor - (1/98)

1998 USBC, Central District of California

| | |
|---------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------|
| UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA | |
| In re Malibu Associates, LLC, a California limited liability company Debtor. | Case No.: 9:15-bk-10477-DS AMENDED DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR |

1. Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

| | | |
|-------------------------------------------------------------|----|------------------|
| For legal services, I have agreed to accept | \$ | <u>97,135.54</u> |
| Prior to the filing of this statement I have received | \$ | <u>97,135.54</u> |
| Balance Due | \$ | <u>0.00</u> |

2. \$ 1,717.00 of the filing fee has been paid.

3. The source of the compensation paid to me was:

Debtor Other (specify):

4. The source of compensation to be paid to me is:

Debtor Other (specify):

5. I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.

I have agreed to share the above-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation is attached.

6. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:

- a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
- b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be required;
- c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;
- d. Representation of the debtor in adversary proceedings and other contested bankruptcy matters;
- e. [Other provisions as needed]

Advising the Debtor with regard to the requirements of the Bankruptcy Court, Bankruptcy Code, Bankruptcy Rules and the Office of the United States Trustee as they pertain to the Debtor; advising the Debtor with regard to certain rights and remedies of its bankruptcy estate and the rights, claims and interests of creditors; representing the Debtor in any proceeding or hearing in the Bankruptcy Court involving its estate unless the Debtor is represented in such proceeding or hearing by other special counsel; conducting examinations of witnesses, claimants or adverse parties and representing the Debtor in any adversary proceeding except to the extent that any such adversary proceeding is in an area outside of LNBYB's expertise or which is beyond LNBYB's staffing capabilities; preparing and assisting the Debtor in the preparation of reports, applications, pleadings and orders including, but not limited to, applications to employ professionals, interim statements and operating reports, initial filing requirements, schedules and statement of financial affairs, lease pleadings, cash collateral pleadings, financing pleadings, and pleadings with respect to the Debtor's use, sale or lease of property outside the ordinary course of business; representing the Debtor with regard to obtaining use of debtor in possession financing and/or cash collateral including, but not limited to, negotiating and seeking Bankruptcy Court approval of any debtor in possession financing and/or cash collateral pleading or stipulation and preparing any pleadings relating to obtaining use of debtor in possession financing and/or cash collateral; assisting the Debtor in the negotiation, formulation, preparation and confirmation of a plan of reorganization and the preparation and approval of a disclosure statement in respect of the plan; and performing any other services which may be appropriate in LNBRB's representation of the Debtor during its bankruptcy case.

7. By agreement with the debtor(s), the above-disclosed fee does not include the following services

Matters which are outside of LNBYB's specialization

CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

April 7, 2015

Date

/s/ Lindsey L. Smith

David L. Neale 141225

Signature of Attorney

Levene, Neale, Bender, Yoo & Brill LLP

Name of Law Firm

10250 Constellation Blvd.

Suite 1700

Los Angeles, CA 90067

(310) 229-1234

| | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------|
| Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address David L. Neale 10250 Constellation Blvd. Suite 1700 Los Angeles, CA 90067 (310) 229-1234 California State Bar Number: 141225 | FOR COURT USE ONLY |
| UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA | |
| In re: <p style="text-align: center;">Malibu Associates, LLC, a California limited liability company</p> | CASE NO.: 9:15-bk-10477-DS CHAPTER: 11 |
| Debtor(s). | <p>AMENDED VERIFICATION OF MASTER MAILING LIST OF CREDITORS</p> <p>[LBR 1007-1(d)]</p> |

Pursuant to LBR 1007-1(d), the Debtor, or the Debtor's attorney if applicable, certifies under penalty of perjury that the master mailing list of creditors filed in this bankruptcy case, consisting of 1 sheet(s) is complete, correct, and consistent with the Debtor's schedules and I/we assume all responsibility for errors and omissions.

Date: April 7, 2015

 /s/ Thomas Hix
Debtor's signature

ADDED CREDITORS

Crankstart Foundation
2800 Sand Hill Rd # 101
Menlo Park, CA 94025

EZ-GO Division of Textron, Inc.
Attn: Director-Commercial Finance
1451 Marvin Griffin Road
Augusta, GA 30906

G.E. Capital
PO Box 31001-0273
Pasadena, CA 91110

Imperial Headwear, Inc.
PO Box 88276
Chicago, IL 60680

Southern California Edison
PO Box 300
Rosemead, CA 91772

Truman & Elliot LLP
626 Wilshire Boulevard
Suite 550
Los Angeles, CA 90017

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is 10250 Constellation Boulevard, Suite 1700, Los Angeles, California 90067.

A true and correct copy of the foregoing documents described as AMENDED SCHEDULE F, AMENDED STATEMENT OF FINANCIAL AFFAIRS, AMENDED DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR; AMENDED VERIFICATION OF MASTER MAILING LIST OF CREDITORS will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner indicated below:

I. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (“NEF”) – Pursuant to controlling General Order(s) and Local Bankruptcy Rule(s) (“LBR”), the foregoing document will be served by the court via NEF and hyperlink to the document. On April 7, 2015, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following person(s) are on the Electronic Mail Notice List to receive NEF transmission at the email address(es) indicated below:

Brian D Fittipaldi on behalf of U.S. Trustee United States Trustee (ND)
brian.fittipaldi@usdoj.gov

Michelle S Grimberg on behalf of Plaintiff Malibu Associates, LLC, a California Limited Liability Company
msg@lnbyb.com, angela@lnrb.com

Irving M Gross on behalf of Plaintiff Malibu Associates, LLC, a California Limited Liability Company
img@lnrb.com, angela@lnrb.com

Jessica Mickelsen on behalf of Creditor U.S. Bank National Association, as successor-in-interest to the Federal Deposit Insurance Corporation
jessica.mickelsen@kattenlaw.com, adelle.shafer@kattenlaw.com;ecf.lax.docket@kattenlaw.com

David L. Neale on behalf of Debtor Malibu Associates, LLC, a California limited liability company
dln@lnrb.com

David L. Neale on behalf of Plaintiff Malibu Associates, LLC, a California Limited Liability Company
dln@lnbyb.com

Ronald N Richards on behalf of Interested Party Courtesy NEF
ron@ronaldrichards.com, nick@ronaldrichards.com

Lindsey L Smith on behalf of Debtor Malibu Associates, LLC, a California limited liability company
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United States Trustee (ND)
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Joshua D Wayser on behalf of Creditor U.S. Bank National Association, as successor-in-interest to the Federal Deposit Insurance Corporation
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2. SERVED BY UNITED STATES MAIL:

On April 7, 2015, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

| | |
|--------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| United States Trustee (ND) 915 Wilshire Blvd, Suite 1850 Los Angeles, CA 90017 | <u>Chambers Copy</u> Hon. Deborah J. Saltzman United States Bankruptcy Court Central District of California 255 East Temple St., Ste. 1334 Los Angeles, CA 90012 |
|--------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

Service information continued on attached page re service

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on April 7, 2015, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page re service

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

April 7, 2015
Date

John Berwick
Type Name

/s/ John Berwick
Signature

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