

Fill in this information to identify your case:

United States Bankruptcy Court for the:

SOUTHERN DISTRICT OF CALIFORNIA

Case number (if known) _____ Chapter 11

Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Oggi's Eastlake, Inc.

2. All other names debtor used in the last 8 years
 Include any assumed names, trade names and doing business as names

DBA Oggi's
DBA Oggi's Pizza & Brewing Company
DBA Oggi's Eastlake

3. Debtor's federal Employer Identification Number (EIN) 20-4086751

4. Debtor's address	Principal place of business	Mailing address, if different from principal place of business
	<u>2130 Birch Road</u> <u>Suite 104</u> <u>Chula Vista, CA 91915</u> <small>Number, Street, City, State & ZIP Code</small> <u>San Diego</u> <small>County</small>	<u>4630 Point Loma Ave.</u> <u>San Diego, CA 92107</u> <small>P.O. Box, Number, Street, City, State & ZIP Code</small> Location of principal assets, if different from principal place of business <small>Number, Street, City, State & ZIP Code</small>

5. Debtor's website (URL) http://eastlake.oggis.com/

6. Type of debtor

Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

Partnership (excluding LLP)

Other. Specify: _____

Debtor Oggi's Eastlake, Inc.
Name

Case number (if known) _____

7. Describe debtor's business

A. Check one:

- Health Care Business (as defined in 11 U.S.C. § 101(27A))
- Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- Railroad (as defined in 11 U.S.C. § 101(44))
- Stockbroker (as defined in 11 U.S.C. § 101(53A))
- Commodity Broker (as defined in 11 U.S.C. § 101(6))
- Clearing Bank (as defined in 11 U.S.C. § 781(3))
- None of the above

B. Check all that apply

- Tax-exempt entity (as described in 26 U.S.C. §501)
- Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

7225

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- Chapter 7
- Chapter 9

Chapter 11. Check all that apply:

- Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
- The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- A plan is being filed with this petition.
- Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

- No.
- Yes.

If more than 2 cases, attach a separate list.

District _____	When _____	Case number _____
District _____	When _____	Case number _____

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

- No
- Yes.

List all cases. If more than 1, attach a separate list

Debtor _____	Relationship _____
District _____	When _____ Case number, if known _____

Debtor Oggi's Eastlake, Inc.
Name

Case number (if known) _____

11. Why is the case filed in this district? *Check all that apply:*

Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.

A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

No

Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? *(Check all that apply.)*

It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.
What is the hazard? _____

It needs to be physically secured or protected from the weather.

It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

Other _____

Where is the property? 2130 Birch Road
Suite 104
Chula Vista, CA, 91915-0000

Number, Street, City, State & ZIP Code

Is the property insured?

No

Yes. Insurance agency Teague Insurance Agency

Contact name Dawn Villalobos

Phone 619-464-6851

Statistical and administrative information

13. Debtor's estimation of available funds. *Check one:*

Funds will be available for distribution to unsecured creditors.

After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors

<input checked="" type="checkbox"/> 1-49	<input type="checkbox"/> 1,000-5,000	<input type="checkbox"/> 25,001-50,000
<input type="checkbox"/> 50-99	<input type="checkbox"/> 5001-10,000	<input type="checkbox"/> 50,001-100,000
<input type="checkbox"/> 100-199	<input type="checkbox"/> 10,001-25,000	<input type="checkbox"/> More than 100,000
<input type="checkbox"/> 200-999		

15. Estimated Assets

<input type="checkbox"/> \$0 - \$50,000	<input type="checkbox"/> \$1,000,001 - \$10 million	<input type="checkbox"/> \$500,000,001 - \$1 billion
<input type="checkbox"/> \$50,001 - \$100,000	<input type="checkbox"/> \$10,000,001 - \$50 million	<input type="checkbox"/> \$1,000,000,001 - \$10 billion
<input checked="" type="checkbox"/> \$100,001 - \$500,000	<input type="checkbox"/> \$50,000,001 - \$100 million	<input type="checkbox"/> \$10,000,000,001 - \$50 billion
<input type="checkbox"/> \$500,001 - \$1 million	<input type="checkbox"/> \$100,000,001 - \$500 million	<input type="checkbox"/> More than \$50 billion

16. Estimated liabilities

<input type="checkbox"/> \$0 - \$50,000	<input type="checkbox"/> \$1,000,001 - \$10 million	<input type="checkbox"/> \$500,000,001 - \$1 billion
<input type="checkbox"/> \$50,001 - \$100,000	<input type="checkbox"/> \$10,000,001 - \$50 million	<input type="checkbox"/> \$1,000,000,001 - \$10 billion
<input type="checkbox"/> \$100,001 - \$500,000	<input type="checkbox"/> \$50,000,001 - \$100 million	<input type="checkbox"/> \$10,000,000,001 - \$50 billion
<input checked="" type="checkbox"/> \$500,001 - \$1 million	<input type="checkbox"/> \$100,000,001 - \$500 million	<input type="checkbox"/> More than \$50 billion

Debtor **Oggi's Eastlake, Inc.**
Name

Case number (if known)

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.
I have been authorized to file this petition on behalf of the debtor.
I have examined the information in this petition 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 **February 16, 2018**
MM / DD / YYYY

X /s/ Christian Herrera
Signature of authorized representative of debtor
Title

Christian Herrera
Printed name

18. Signature of attorney

X /s/ Sandy S. Isaac
Signature of attorney for debtor

Date **February 16, 2018**
MM / DD / YYYY

Sandy S. Isaac 270494
Printed name

Prevolos, Lewin & Hezlep, ALC
Firm name

**550 West C Street, Suite 1600
San Diego, CA 92101-4234**
Number, Street, City, State & ZIP Code

Contact phone **619-696-0520** Email address **bkdept@thelawcorp.com**

270494 CA
Bar number and State

Fill in this information to identify the case:

Debtor name **Oggi's Eastlake, Inc.**
 United States Bankruptcy Court for the: **SOUTHERN DISTRICT OF CALIFORNIA**
 Case number (if known): _____

Check if this is an amended filing

Official Form 204**Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders**

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Aegis Foundry Dept OWC 8 PO Box 830525 Birmingham, AL 35283		Vendor				\$2,457.00
BAK Repair 6383 Nancy Ridge Dr. Ste. 101 San Diego, CA 92121	Debbie Gilbert 858-658-0630	Vendor				\$850.88
Coastal Carbonics 14532 Hawthorne Ave. Fontana, CA 92335		Vendor				\$250.00
Comerica Bank 39200 Six Mile Road MC 7574 Livonia, MI 48152	Mario Nava mario_nava@comerica.com 713-507-7235	All assets of the corporation		\$201,846.18	\$123,425.00	\$201,846.18
Cox Communications, Inc. 5159 Federal Blvd. San Diego, CA 92105		Vendor				\$765.92
DirectTV PO Box 78626 Phoenix, AZ 85062		Vendor				\$1,200.00
Domestic Uniform 8545 Arjons Drive San Diego, CA 92126	858-530-0001	Vendor				\$800.00

Debtor **Oggi's Eastlake, Inc.**
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Employment Development Depart Bankruptcy Group MIC 92E P.O. Box 826880 Sacramento, CA 94280-0001		Taxes Owed				\$30,000.00
Internal Revenue Service Official Noticing Add. for BK POB 7346 Philadelphia, PA 19101	800-829-0115	Taxes Owed				\$300,000.00
Oggi's Pizza & Brewing Company 1245 Puerta Del Sol San Clemente, CA 92673	Estella Ferrera estellaferrera@oggis.com 949-218-3965	Royalty and advertising fees				\$8,097.00
Pacific Restaurant Supply Co., 5240 Riley Street San Diego, CA 92110		Vendor				\$1,931.82
Performance Food Group Inc. 12500 West Creek Parkway Henrico, VA 23238		Vendor San Diego Superior Court Case #37-2017-0004244 2-CL-CL-CTL				\$9,000.00
Prevolos Lewin & Hezlep, ALC 550 W C Street, Ste. 1600 San Diego, CA 92101		Legal Fees				\$10,681.47
San Diego Gas and Electric PO Box 25111 Santa Ana, CA 92799		Utility Bill				\$8,880.06
Southern Wine 107430 Scripps Ranch Blvd San Diego, CA 92131		Vendor				\$2,320.75
State Board of Equalization P.O. Box 942879 Sacramento, CA 94279-6001		Taxes Owed				\$35,953.93

Debtor **Oggi's Eastlake, Inc.**
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Sysco San Diego 12180 Kirkhan Road Poway, CA 92064	Chris Perry perris.chris@sd.sycosco.com 619-250-1257	Vendor				\$22,839.00
The Paper Company 2825 Warner Springs Ave. Irvine, CA 92606	800-834-6248	Vendor				\$1,776.31
Vestar 3405 Kenyon Street Suite 405 San Diego, CA 92110	Dana Duncan dduncan@vestar.com 619-223-9400	Past Rent				\$111,393.56
Wine Warehouse Southern California Division PO Box 910900 Los Angeles, CA 90091	Guillermo Bravo 800-421-5904	Vendor				\$3,910.56

Aegis Foundry
Dept OWC 8
PO Box 830525
Birmingham, AL 35283

Allen Matkins Leck Gamble
1901 Avenue of the Stars
Suite 1800
Los Angeles, CA 90067

BAK Repair
6383 Nancy Ridge Dr.
Ste. 101
San Diego, CA 92121

Coastal Carbonics
14532 Hawthorne Ave.
Fontana, CA 92335

Comerica Bank
39200 Six Mile Road MC 7574
Livonia, MI 48152

Cox Communications, Inc.
5159 Federal Blvd.
San Diego, CA 92105

DirectTV
PO Box 78626
Phoenix, AZ 85062

Domestic Uniform
8545 Arjons Drive
San Diego, CA 92126

Employment Development Depart
Bankruptcy Group MIC 92E
P.O. Box 826880
Sacramento, CA 94280-0001

Internal Revenue Service
Official Noticing Add. for BK
POB 7346
Philadelphia, PA 19101

Joseph G. Marcotte
1025 Island Ave. #210
San Diego, CA 92101

Law Offices of Gary Sherman
21112 Ventura Blvd
Woodland Hills, CA 91364

Left Coast Brewing Co.
1245 Puerta Del Sol
San Clemente, CA 92673

Oggi's Pizza & Brewing Company
1245 Puerta Del Sol
San Clemente, CA 92673

Pacific Restaurant Supply Co.,
5240 Riley Street
San Diego, CA 92110

Performance Food Group Inc.
12500 West Creek Parkway
Henrico, VA 23238

Prevolos Lewin & Hezlep, ALC
550 W C Street, Ste. 1600
San Diego, CA 92101

San Diego Gas and Electric
PO Box 25111
Santa Ana, CA 92799

San Diego Retail 1, LLC
2710 Gateway Oaks Drive
Suite 150N
Sacramento, CA 95833

Southern Wine
107430 Scripps Ranch Blvd
San Diego, CA 92131

State Board of Equalization
P.O. Box 942879
Sacramento, CA 94279-6001

Sysco San Diego
12180 Kirkhan Road
Poway, CA 92064

The Paper Company
2825 Warner Springs Ave.
Irvine, CA 92606

United States SBA
Attn: So Cal Legal Unit
330 North Brand Blvd. Ste 1200
Glendale, CA 91203-2304

Vestar
3405 Kenyon Street
Suite 405
San Diego, CA 92110

Wine Warehouse
Southern California Division
PO Box 910900
Los Angeles, CA 90091

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

In re **Oggi's Eastlake, Inc.**

Debtor(s)

Case No.

Chapter **11**

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **Oggi's Eastlake, Inc.** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

**Christina Herrera
4630 Point Loma Ave
San Diego, CA 92107**

None [*Check if applicable*]

February 16, 2018

Date

/s/ Sandy S. Isaac

Sandy S. Isaac 270494

Signature of Attorney or Litigant
Counsel for **Oggi's Eastlake, Inc.**
Preovolos, Lewin & Hezlep, ALC
550 West C Street, Suite 1600
San Diego, CA 92101-4234
619-696-0520 Fax:619-238-5344
bkdept@thelawcorp.com