

Fill in this information to identify the case:Debtor RH Chenault Creek LLCUnited States Bankruptcy Court for the: _____ District of New Jersey
(State)Case number 25-15349**Modified Official Form 410
Proof of Claim****04/25**

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 or 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?	Bryant Fisher	
	Name of the current creditor (the person or entity to be paid for this claim)	
	Other names the creditor used with the debtor	
2. Has this claim been acquired from someone else?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. From whom?	
3. Where should notices and payments to the creditor be sent?	Where should notices to the creditor be sent?	Where should payments to the creditor be sent? (if different)
	See summary page	
Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)		
Contact phone	<u>5048283313</u>	Contact phone
Contact email	<u>megan@kieferlaw.com</u>	Contact email
Uniform claim identifier (if you use one):		
4. Does this claim amend one already filed?	<input checked="" type="checkbox"/> No <input type="checkbox"/> 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?	<input checked="" type="checkbox"/> No <input type="checkbox"/> 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: 8987 ____

7. How much is the claim? \$ 00.00 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.
Personal injury claim based on negligence.

9. Is all or part of the claim secured? ☒ No
☐ Yes. The claim is secured by a lien on property.
Nature or property:
☐ Real estate: If the claim is secured by the debtor's principle 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 amount 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. \$ _____

11. Is this claim subject to a right of setoff? ☒ No
☐ Yes. Identify the property: _____



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

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

☒ No

☐ Yes. Check all that apply:

☐ 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 \$3,800* 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 \$17,150*) 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)() that applies.

\$ _____

* Amounts are subject to adjustment on 4/01/28 and every 3 years after that for cases begun on or after the date of adjustment.

13. Is all or part of the claim entitled to administrative priority pursuant to 11 U.S.C. § 503(b)(9)?

☒ No

☐ Yes. Indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim.

\$ _____

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)(3) 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 acknowledgement 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 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 07/24/2025
MM / DD / YYYY

/s/Anna M Singleton
Signature

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

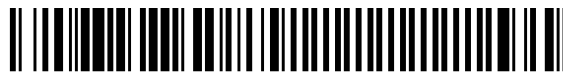
Name Anna M Singleton
First name Middle name Last name

Title Attorney

Company Kiefer and Kiefer
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address _____

Contact phone _____ Email _____



Verita (KCC) ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (866) 523-2941 | International 001-310-823-9000

Debtor: 25-15349 - RH Chenault Creek LLC District: District of New Jersey, Trenton Division		
Creditor: Bryant Fisher Nat G. Kiefer, Jr. APLC d/b/a "Kiefer and Kiefer" 1100 Poydras Street Ste. 1300 NEW ORLEANS, Louisiana, 70163 United States Phone: 5048283313 Phone 2: Fax: 5048280024 Email: megan@kieferlaw.com	Has Supporting Documentation: Yes, supporting documentation successfully uploaded Related Document Statement:	
	Has Related Claim: No Related Claim Filed By:	
	Filing Party: Authorized agent	
Other Names Used with Debtor:	Amends Claim: No Acquired Claim: No	
Basis of Claim: Personal injury claim based on negligence.	Last 4 Digits: Yes - 8987	Uniform Claim Identifier:
Total Amount of Claim: 00.00	Includes Interest or Charges: No	
Has Priority Claim: No	Priority Under:	
Has Secured Claim: No Amount of 503(b)(9): No Based on Lease: No Subject to Right of Setoff: No	Nature of Secured Amount: Value of Property: Annual Interest Rate: Arrearage Amount: Basis for Perfection: Amount Unsecured:	
Submitted By: Anna M Singleton on 24-Jul-2025 10:47:12 a.m. Pacific Time Title: Attorney Company: Kiefer and Kiefer		



KIEFER & KIEFER

ATTORNEYS AT LAW

Nat G. Kiefer*

nkief@kieferslaw.com

Kris P. Kiefer

kris@kieferslaw.com

Chris M. Short

cshort@kieferslaw.com

Megan Richardson

mrichardson@kieferslaw.com

Michael Russo

mrusso@kieferslaw.com

Amanda Morse

amanda@kieferslaw.com

Megan C. Kiefer

megan@kieferslaw.com

Christopher Bruno

cbruno@kieferslaw.com

Ford Hardy

ford@kieferslaw.com

Danielle Smith Heath

danielle@kieferslaw.com

Kelley Mackenroth

kmackenroth@kieferslaw.com

*A Professional Law Corporation

July 24, 2025

Via online submission: www.veritaglobal.net

Attn: Bankruptcy Claim

Debtor: RH Chenault Creek, LLC (8987)

Claimant: Bryant Fisher

Bankruptcy Case No. 25-15349

RE: ***Bryant Fisher v. RH Chenault, LLC et al.***
Orleans Parish Civil District Court Case No.: 2023-7266
Bankruptcy Case No.: 25-15349
DOL: 01/23/2023
Our File No.: 23-0079

To Whom It May Concern:

I am writing in reference to the proof of claim filed in the above-captioned bankruptcy case. The amount entered on the claim form is listed as \$0.00 because the related lawsuit is currently unsettled and no final judgment or determination of liability or damages has been made as of the date of this letter.

The claim is being filed to preserve our rights in the event that a judgment is rendered in our favor in the pending litigation. Once the lawsuit concludes and a specific amount is determined, we will update the court and all relevant parties accordingly.

Please do not interpret the \$0.00 claim amount as a waiver or forfeiture of our rights to seek damages. It merely reflects the current procedural status of the underlying legal matter.

1300 Energy Centre, 1100 Poydras Street, New Orleans, LA 70163

Phone: (504) 828-3313

Facsimile: (504) 828-0024

www.kieferandkieferslaw.com

Should the Court or Trustee require additional documentation or information, I am happy to provide it upon request.

If you should have any questions concerning the above, please do not hesitate to contact me.

Very truly yours,

A handwritten signature in blue ink, appearing to be 'AS' followed by a stylized flourish.

Anna M. Singleton (Bar No. 40050)

CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS

STATE OF LOUISIANA

NO: 2023-7266

DIVISION "D"

BRYANT FISHER

VERSUS

RH CHENAULT CREEK, LLC, RAPID IMPROVEMENTS, LLC, EVU RESIDENTIAL,
LLC, THE LYND COMPANY, AND ABC INSURANCE COMPANY

FILED: _____

DEPUTY CLERKFIRST SUPPLEMENTAL AND AMENDING PETITION FOR DAMAGES

NOW INTO COURT, through undersigned counsel, comes petitioner, Bryant Fisher, a person of full age of majority and resident of the Parish of Orleans, State of Louisiana, who with respect files this first supplemental and amended Petition for Damages.

1.

Plaintiff desires to supplement and amend the caption of this suit to:

BRYANT FISHER

VERSUS

JAMES RIVER INSURANCE COMPANY, RH NEW ORLEANS HOLDINGS, LLC, , RH
CHENAULT CREEK, LLC, RAPID IMPROVEMENTS, LLC, EVU RESIDENTIAL,
LLC, RHODIUM MANAGEMENT, LLC, THE LYND COMPANY, LYND
MANAGEMENT GROUP LLC, AND ABC INSURANCE COMPANY

2.

Plaintiff desires to supplement and amend his Petition in its entirety to state:

1.

Named Defendants herein are:

1. James River Insurance Company, a foreign insurer authorized to do and doing business in Louisiana;
2. RH New Orleans Holdings, LLC, a foreign company authorized to do and doing business in Louisiana;
3. Rhodium Management LLC, a foreign company who is not registered with the State of Louisiana;
4. RH Chenault Creek, LLC, a Delaware limited liability company domiciled in Wilmington, Delaware doing business in Louisiana with a registered office in Baton Rouge, Louisiana;

5. Rapid Improvements, LLC, a Delaware limited liability company domiciled in Wilmington, Delaware doing business in Louisiana with a registered office in Baton Rouge, Louisiana;
6. EVU Residential, LLC, a Delaware limited liability company domiciled in Wilmington, Delaware doing business in Louisiana with a registered office in New Orleans, Louisiana;
7. Rhodium Management, LLC, a foreign company not registered with the State of Louisiana;
8. Lynd Management Group LLC, a foreign company not registered with the secretary of state;
9. The Lynd Company, a Texas corporation domiciled in San Antonio, Texas doing business in Louisiana with a registered office in Baton Rouge, Louisiana; and
10. ABC Insurance Company, a foreign insurance company who is currently unknown, (hereinafter, collectively referred to as "Defendants").

II.

Said defendants are jointly and truly indebted unto your Petitioner, Bryant Fisher, individually, jointly, severally, and *in solido* for such damages as are reasonable in the premises, including, but not limited to, past, present, and future physical pain and suffering, past, present, and future mental pain and suffering, mental anguish, past and future physical impairment and disability, past and future medical expenses and rehabilitation expenses, past and future loss of enjoyment of life, loss of services, loss of consortium, loss of society, past and future loss of earnings, loss of earning capacity disability, and any other economic losses proven at trial, together with legal interest from date of judicial demand, until paid, and for all costs of these proceedings for the following, to-wit:

III.

That on or about 01/23/2023, your Petitioner, Bryant Fisher, was an invitee to Carmel Brook Apartments (hereinafter, "the Premises") located at 12345 N I-10 Service Road, New Orleans, Louisiana 70128, when suddenly and without warning, a step on the exterior staircase he was traversing collapsed, which caused him to fall through the defective step and sustain injuries.

IV.

The exterior staircase that Petitioner used was defective.

V.

Defendants knew or should have known about the defect, and it could have been cured with reasonable care.

VI.

On information and belief, at all times relevant herein, Defendant(s), RH Chenault Creek, LLC and/or New Orleans Holdings LLC, and/or EVU Residential, LLC and/or The Lynd Company, owned the Premises.

VII.

On information and belief, at all times relevant herein, Defendant(s), RH Chenault Creek, LLC and/or EVU Residential, LLC and/or Lynd Management Company, LLC, and/or The Lynd Company, and/or Rhodium Management LLC, and/or New Orleans Holdings LLC, operated as the management company for the Premises.

VIII.

On information and belief, at all times relevant herein, all Defendants who were owners and/or managers of the premises Defendants had *guard* of the exterior staircase.

IX.

On information and belief, at all times relevant herein, Defendant(s), Rapid Improvements, LLC, operated as the contracted maintenance company for the Premises and was responsible for inspecting and repairing staircases, including the staircase that is the subject of this lawsuit.

X.

The above accident and all damages resulting therefrom are caused by no fault or negligence of your Petitioner but caused by the negligence and fault of the Defendants in the following but not necessarily exclusive acts:

1. Failure to properly maintain the subject staircase;
2. Failure to properly inspect the subject staircase;
3. Failure to repair the subject staircase;
4. Failure to properly warn of the defective subject staircase;
5. Failure to correct a known defect/hazardous condition;
6. Failure to warn of a defective/hazardous condition;
7. Any and all other acts of negligence which will be proved at the trial hereof.

XI.

Petitioner specifically pleads Louisiana Civil Code articles 2315, 2316, 2317, 2317.1, and 2322.

XII.

Petitioner pleads the doctrine of *res ipsa*.

XIII.

As a result of the negligence and fault of the Defendants, your Petitioner sustained significant personal injuries and damages including economic damages.

XIV.

At all material times herein, Defendant, ABC Insurance Company, provided liability insurance to RH Chenault Creek, LLC, the Lynd Company, the Lynd Management Company, LLC, and RH New Orleans Holdings, LLC, and is therefore liable unto your Petitioner.

XV.

At all material times herein, Defendant, ABC Insurance Company, provided liability insurance to Defendant, Rapid Improvements, LLC, and is therefore liable unto your Petitioner.

XIV.

Petitioner alleges damages that are in excess of the amount required to establish the right to a jury trial and to establish federal jurisdiction.

WHEREFORE, your Petitioner, prays that Defendants be cited and served with a copy of this petition and be required to appear herein and answer same; that after all legal delays and due proceedings be had, there be a judgment rendered herein in favor of your petitioner against defendants, individually, jointly, severally, and *in solido* for such damages as are reasonable in the premises, including, but not limited to, past and future physical pain and suffering, past and future mental pain and suffering, mental anguish, disability, past and future medical expenses, rehabilitation expenses, , loss of earning capacity, loss services, loss of society, loss of enjoyment of life and , past and future loss of earnings, loss of earning capacity disability, and any other economic losses proven at trial, together with legal interest thereon from date of judicial demand, until paid, and for all costs of these proceedings.

Respectfully submitted,

KIEFER & KIEFER


MEGAN C. KIEFER (#32882)

NAT G. KIEFER, JR. (#1461)

1300 Energy Centre

1100 Poydras Street

New Orleans, Louisiana 70163

T: (504) 828-3313

F: (504) 828-0024

E: nate@natekiefertlaw.com**PLEASE SERVE ORIGINAL AND SUPPLEMENTAL AND AMENDING PETITION:**

RH New Orleans Holdings, LLC

Through its Registered Agent for Service of Process

VCorp Agent Services

3867 Plaza Tower Drive, 1st Floor

Baton Rouge, LA 70816

James River Insurance Company

Through its Registered Agent for Service of Process

Louisiana Secretary Of State

8585 Archives Ave.

Baton Rouge, LA 70809

Rhodium Management LLC

Through the Louisiana Long Arm

46 Main St #339,

Monsey, NY 10952

Lynd Management Company LLC

Through the Louisiana Long Arm

4499 Pond Hill Road

Shavano Park, TX 78231

PLEASE SERVE SUPPLEMENTAL AND AMENDING PETITION:

RH Chenault Creek, LLC

Through its Agent for Service of Process

Jason Tomlinson

5213 Airline Drive

Metairie, LA 70001

The Lynd Company

Through its Agent for Service of Process

Jason Tomlinson

5213 Airline Drive

Metairie, LA 70001

Rapid Improvements, LLC

Through its Agent for Service of Process

VCORP Agent Services

3867 Plaza Tower Dr., 1st Floor

Baton Rouge, LA 70816

EVU Residential, LLC

Through its Agent for Service of Process

Avi Orlansky

12345 I-10 Service Road

New Orleans, La 70128

FILED

2024 SEP 20 P 02:04

CIVIL

DISTRICT COURT

CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS

STATE OF LOUISIANA

NO: 2023-7266

DIVISION "D"

BRYANT FISHER

VERSUS

RH CHENAULT CREEK, LLC, RAPID IMPROVEMENTS, LLC, EVU RESIDENTIAL,
LLC, THE LYND COMPANY, AND ABC INSURANCE COMPANY

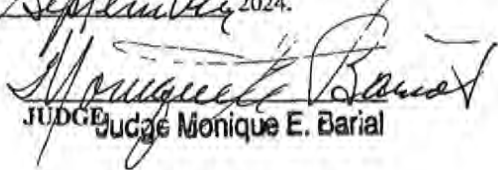
FILED: _____

DEPUTY CLERK

ORDER

Considering the Unopposed Motion for Leave to File First Supplemental and Amending
Petition, the Motion is hereby GRANTED. The First Supplemental and Amending Petition is
hereby FILED.

Signed in New Orleans, La this 23rd day of September 2024.


JUDGE Judge Monique E. Barial

RECEIVED

SEP 23 2024

D. E. S. C.

E-Filed

VERIFIED
09/26/24