

UNITED STATES BANKRUPTCY COURT

PROOF OF CLAIM

Name of Debtor: Home Investment Realty Inc.

Case Number: 07-0326-J

NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.

Name of Creditor (the person or other entity to whom the debtor owes money or property):

Elfrida V. de De La Cruz

Name and address where notices should be sent:

ELFRIDA V. DE LA CRUZ
455 WYMORE RD. #104
ALTAMONTE SPRINGS, FL 32714

Telephone number:

407-754-0772

Check this box to indicate that this claim is a priority claim.

FILED

Court Claim Number:

JAN - 4 2008

CLERK U.S. BANKRUPTCY ORLANDO DIVISION

Name and address where payment should be sent (if different from above):

SAME ADDRESS

Telephone number:

407-754-0772

Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.

Check this box if you are the debtor or trustee in this case.

1. Amount of Claim as of Date Case Filed:

\$10,132.60 + INT.

If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4.

If all or part of your claim is entitled to priority, complete item 5.

Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.

5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount.

Specify the priority of the claim.

Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B).

Wages, salaries, or commissions (up to \$10,950*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. §507 (a)(4)

Contributions to an employee benefit plan - 11 U.S.C. §507 (a)(5).

Up to \$2,425* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507 (a)(7).

Taxes or penalties owed to governmental units - 11 U.S.C. §507 (a)(8).

Other - Specify applicable paragraph of 11 U.S.C. §507 (a)().

Amount entitled to priority:

\$

*Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.

2. Basis for Claim: COMMISSION OWED (See instruction #2 on reverse side.)

3. Last four digits of any number by which creditor identifies debtor:

3a. Debtor may have scheduled account as: (See instruction #3a on reverse side.)

4. Secured Claim (See instruction #4 on reverse side.)

Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.

Nature of property or right of setoff: Real Estate Motor Vehicle Other Describe:

Value of Property: \$ Annual Interest Rate %

Amount of arrearage and other charges as of time case filed included in secured claim,

if any: \$ Basis for perfection:

Amount of Secured Claim: \$ Amount Unsecured: \$

6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.

7. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See definition of "redacted" on reverse side.)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

Date:

1-04-08

Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.

Elfrida V. de De La Cruz
ELFRIDA V. DE LA CRUZ

FOR COURT USE ONLY



6953 University Blvd
Winter Park, FL 32792
Tel: 407.677.7474
Fax: 407.677.8038

PROMISSORY NOTE

\$9,437.60.00 ^{Loe} (COMMISSION)
Date: 7/25/07

FOR VALUE RECEIVED, the undersigned promise to pay to the order of Elfrida De La Cruz, the sum of \$9,437.60. This note is for 4 months only. The borrower will pay a 10% interest per Year.

Upon default in making payment within 5 days of demand, and providing this note is turned over for collection, the undersigned agree to pay all reasonable legal fees and costs of collection to the extent permitted by law. This note shall take effect as a sealed instrument and be enforced in accordance with the laws of the State of Florida. All parties to this note waive presentment, notice of non-payment, protest and notice of protest, and agree to remain fully bound notwithstanding the release of any party, extension or modification of terms, or discharge of any collateral for this note.

Luis A. Cancel
Home Investment Realty
President Signature

LUIS CANCEL
Printed name

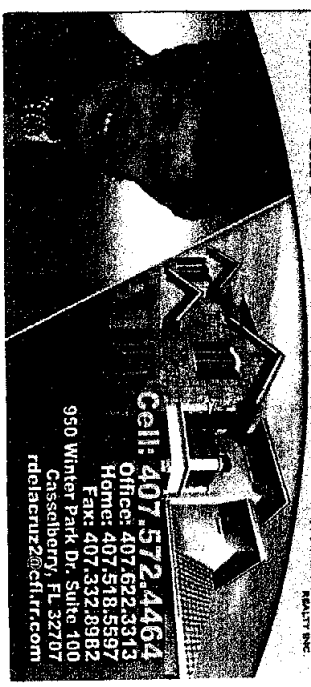
7/25/07
Date

Rafael A. De La Cruz
Signature RAFAEL A. DE LA CRUZ

BY: ELFRIDA V. DE LA CRUZ
Printed Name

Elfrida "Friday" De La Cruz
Kendall - GMU @

home INVESTMENT ACCOUNT



269321
10,132.60

May 31, 2007
SS 3440 Windsor Lake Circle Mercedes s/t Perez
12-20-30-514-0000-0130

10,132.60

B-D-R TITLE CORPORATION
ORLANDO ESCROW ACCOUNT
12001 SCIENCE DRIVE, SUITE 140
ORLANDO, FL 32826

BANK OF AMERICA

63-4
630

269321

PAY

**Ten Thousand One Hundred Thirty Two dollars & Sixty cents **

**\$10,132.60

May 31, 2007
SS

TO THE
ORDER
OF

Home Investment Realty

File No. 7085-O 3440 Windsor Lake Circle Mercedes s/t Perez

AUTHORIZED SIGNATURE

⑆ 269321 ⑆ ⑆ 063000047⑆ 00344900622⑆

Security features are included. Details on back

00101

Elfrida De La Cruz

From: Elfrida De La Cruz [rdelacruz3@cfl.rr.com]
Sent: Sunday, December 30, 2007 5:53 PM
To: 'waleska@depraorlando.com'
Subject: FW: Home Investment Realty

1. Sales Agents Name: Elfrida V. De La Cruz
2. Buyers Name: Gabriel A. Lopez Perez and Elisabet Rivera Vargas
3. Property Address: Lot 115 Windsor Lakes Town Homes, Seminole, FL.
4. Builder Developer Company Name: Mercedes Homes
5. Title Company Name, Address, Phone Number and Tax I.D. : B-D-R Title Corporation, 12001 Science Dr., suite 140, Orlando, FL 32826, Ph. 407 275 8372, File# 7085-0
6. Commission Earned: \$10,132.60
7. Check Number and Check Date: # 269321, 5-31-2007.
8. Closing Date: 5-31-2007.

From: Waleska Rivera [mailto:waleska@depraorlando.com]

Sent: Thursday, December 20, 2007 7:18 PM

To: 'Waleska Rivera'; 'MARIA MARTINEZ'; valerieathomas@yahoo.com; 'Laurie Cain'; 'Dagsy Contreras'; 'Maria L Monard'
Cc: limbertexci@yahoo.com; wpdea@netzero.com; janet.marrero@gmail.com; goldorlando@yahoo.com; bettyorta@yahoo.com; hopegwilt@yahoo.com; tanialsilvad@latinmail.com; arnoldsantos@msn.com; bosman247@yahoo.com; 'Iris M. Santiago'; celticflorida@cs.com; aminroosa@yahoo.com; aacosta11@cfl.rr.com; esantander@bellsouth.net; hemrewah@aol.com; gloriann1@yahoo.com; mylarocorn4@aol.com; cvmgs@comcast.com; salakan@cfl.rr.com; acimaldonado@yahoo.com; anncentury21@yahoo.com; jesuguaracan@hotmail.com; Hernesto206@gmail.com; oraziotata@yahoo.com; jraffacosta@hotmail.com; apo69@earthlink.net; keichla@hotmail.com; gonzaleda@hotmail.com; AgostoJohanna@yahoo.com; maryheitz@hotmail.com; mary2homes@yahoo.com; blancanrealtor612@yahoo.com; sal.pogulis@gmail.com; rdelacruz3@cfl.rr.com; pbullian@optonline.net; dsouza1@yahoo.com; Williat10@ocps.net; jmmamwell@yahoo.com; coolhomes@gmail.com; abrahaa@ocps.net; nycarobinson@msn.com; anncentury21@yahoo.com; apo69@earthlink.net; my@newmultiunits.com; arnoldsantos@msn.com; BFRish1@bellsouth.net; clispencer@yahoo.com; caridad_javier@yahoo.com; chris.blackburn@hotmail.com; cld002@hotmail.com; deannadsousa1@yahoo.com; derrickc@uneta.com; katwin77@aol.com; elia720@yahoo.com; enr803@aol.com; fillicia@umcoa.com; garyroath@bellsouth.net; gomocruz@hotmail.com; hazem_I@hotmail.com; hectorvrcsario@hotmail.com; rubertfinancialgroup@yahoo.com; hopegwilt@yahoo.com; nacho1903@hotmail.com; angulorealty@gmail.com; johanamvesga@yahoo.com; john_rawiszler@yahoo.com; jhoua7703@yahoo.com; jmi54grace@yahoo.com; jraff2investmentproperty@hotmail.com; kmariexjames@adelphia.net; Leeensook1225@yahoo.com; Leif_bertrand@hotmail.com; loconnor3@aol.com; leonidesperez13@yahoo.com; abreuhomes@aim.com; info@luismonterrealtor.com; luzmarina_b@hotmail.com; maryvickyalvarez@yahoo.com; crismiami@yahoo.com; randmichelle@earthlink.net; marisol87@hotmail.com; milly0117@yahoo.com; mkorcula@yahoo.com; nkhan722@aol.com; cathysellsrealestate@yahoo.com; oraziotata@yahoo.com; bosman297@yahoo.com; myemail_today@yahoo.com; pdornes@bellsouth.net; violeta2567@hotmail.com; kamroonhack@aol.com; ricardohpr@yahoo.com; richardrodney@bellsouth.net; teamabaray@aol.com; poksons@yahoo.com; samiae8@yahoo.com; nbarney730@hotmail.com; smonegro@hotmail.com; scarpettasonia@hotmail.com; tanialsilvad@latinmail.com; vsese25@yahoo.com; bernawa@hotmail.com;