

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
Tyler Division

FILED
U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF TX
03 NOV -7 AM 10:08
CLERK, U.S. BANKRUPTCY
COURT
BY _____ DEPUTY

IN RE:) CASE NO. 00-62220
Heuermann, Kevin Shay)
DEBTOR) CHAPTER 7
)

TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION,
AND REPORT OF PROPOSED DISTRIBUTION

Bob Anderson, the Trustee of the estate of the above-named debtor, certifies under penalty of perjury, to the Court and United States Trustee, that the trustee has faithfully and properly fulfilled the duties of his office, that the trustee has examined all proofs of claim as appropriate in preparation for the proposed distribution, and that the proposed distribution attached hereto is proper and consistent with the law and rules of the Court. The Trustee applies for the commissions and expenses set forth herein and states that they are reasonable and proper.

Therefore, the Trustee requests that the Final Report, Application for Compensation, and Report of Proposed Distribution be approved.

Date: 10-16-03

Bob Anderson
Bob Anderson, Trustee

REVIEWED BY THE UNITED STATES TRUSTEE

I have reviewed the Trustee's Final Report, Application for Compensation, and Report of Proposed Distribution.

United States Trustee

Date: 10-28-03

By: [Signature]

[Handwritten initials]

SCHEDULE A-1

FINAL ACCOUNT AS OF: 10/16/03

A.	RECEIPTS		\$801,169.80
B.	DISBURSEMENTS		
	(1) Secured Creditors	0.00	
	(2) Administrative Expenses	287,786.56	
	(3) Priority Creditors	0.00	
	(4) Other	0.00	
	TOTAL DISBURSEMENTS		<u>\$287,786.56</u>
C.	BALANCE ON HAND		<u>\$513,383.24</u>

TRUSTEE'S FINAL REPORT CASE SUMMARY

TRUSTEE:

ANDERSON

CASE NAME:

HEUERMANN, KEVIN

CASE NUMBER:

00-62220

DATE UST APPROVED:

10/28/03

COMMENTS:

ESTATE INCOME:

TOTAL RECEIPTS:

\$801,169.80

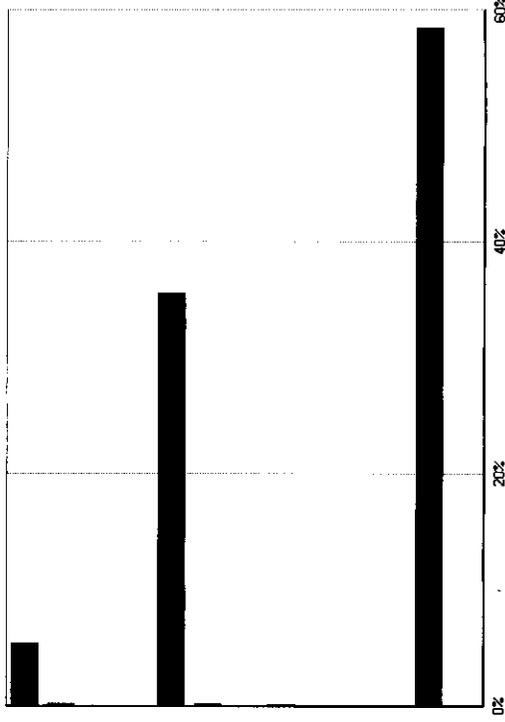
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ESTATE EXPENSES:

TRUSTEE'S COMMISSION
 TRUSTEE'S EXPENSES
 FIRM'S PROFESSIONAL FEES
 FIRM'S PROFESSIONAL EXPENSES
 OTHER ATTORNEY FEES
 OTHER PROFESSIONAL FEES
 COURT COSTS
 ESTATE EXPENSES(TAXES, ETC)
 PRIOR CHAPTER COSTS
 SECURED CLAIMS PAID
 PRIORITY CLAIMS PAID
 UNSECURED CLAIMS PAID
 OTHER(RETURN TO DEBTOR, ETC)

43,308.49
 1,592.78
 0.00
 0.00
 285,106.56
 1,405.00
 0.00
 1,275.00
 0.00
 0.00
 0.00
 0.00
 468,481.97
 0.00

5.41%
 0.20%
 0.00%
 0.00%
 35.59%
 0.18%
 0.00%
 0.16%
 0.00%
 0.00%
 0.00%
 0.00%
 58.47%
 0.00%



UNSECURED CLAIMS ALLOWED

3,867,764.30

UNSECURED CLAIMS PAID

468,481.97

PERCENT RECOVERED FOR UNSECURED

12.11%

Form 1

Individual Estate Property Record and Report

Asset Cases

Case Number: 00-62220 BP **Trustee:** (631490) Bob Anderson
Case Name: Heuermann, Kevin Shay **Filed (f) or Converted (c):** 11/16/00 (f)
\$341(a) Meeting Date: 03/19/01
Claims Bar Date: 11/01/01

Period Ending: 10/16/03

Ref. #	1 Asset Description (Scheduled And Unscheduled (u) Property)	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Abandoned OA=\$554(a) abandon. DA=\$554(c) abandon.	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	Insurance Proceeds under Farmers policy (u) Adversary No. 01-6048, Bob Anderson, Chapter 7 Trustee v. Farmers Insurance Exchange. 3/20/03 - Motion to Approve Compromise and Settlement of \$800,000 filed. 4/28/03 - Order Approving Compromise and Settlement. 5/6/03 - Joint Stipulation of Dismissal with Prejudice filed.	0.00	666,666.67		800,000.00	FA
Int	INTEREST (u)	Unknown	N/A		1,169.80	Unknown
2	Assets	\$0.00	\$666,666.67		\$801,169.80	\$0.00

Major Activities Affecting Case Closing:

Due to Debtor's incarceration, a 341 meeting was not conducted in person, but rather Debtor's Affidavit of Written Questions for First Meeting of Creditors was filed April 2, 2001.

Due to funds on hand exceeding \$100,000, the funds will continue to earn interest until final distribution is approved, with distributees to each receive their prorata portion of additional interest earned after the filing of Trustee's Final Report and Proposed Distribution.

PROFESSIONALS:

--- Robert Stein and Carl Roth, attorneys for Trustee in re: Adv. 01-6048 per Order #13 EOD 5/4/01. Fee application filed 3/20/2003 requesting fees of \$246,361.25 and expenses of \$60,916.24 for a total of \$307,277.49. Order granting Amended Supplemental Application signed 6/6/03 for the following attorney fees and expenses:

Carl Roth: Fees \$128,723.35 + Exp \$21,379.21 = Total \$150,102.56, paid 6/19/03, Check #102.
 Robert Stein: Fees \$128,723.36 + Exp \$6,280.64 = Total \$135,004.00, paid 6/19/03, Check #103.

Form 1

Individual Estate Property Record and Report

Asset Cases

Case Number: 00-62220 BP **Trustee:** (631490) Bob Anderson
Case Name: Heuermann, Kevin Shay **Filed (f) or Converted (c):** 11/16/00 (f)
Period Ending: 10/16/03 **\$341(a) Meeting Date:** 03/19/01
Claims Bar Date: 11/01/01

Ref. #	1 Asset Description (Scheduled And Unscheduled (u) Property)	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Abandoned OA=\$554(a) abandon. DA=\$554(c) abandon.	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
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--- Robert G. Rogers, Accountant for Trustee per Order signed 9/19/03. Fees of \$1,405.00 approved per Order signed 10/8/03. Paid 10/15/03, Check #104.

CLAIMS:

Claims 1, 2 and 3 reviewed by Trustee; no objections.

ADVERSARY:

- 01-6048, Bob Anderson v. Farmers Insurance Exchange.
- 7/18/01 - Complaint (Amended) filed.
- 10/3/01 - Management Conference.
- 3/1/02 - Discovery deadline extended to 4/15/02.
- 2/6/03 - Trial setting.
- 2/13/03 - Settlement has been reached. Documents are being prepared.
- 03/20/03 - Motion to Approve Compromise and Settlement filed.
- 4/28/03 - Order Approving Compromise and Settlement.
- 5/26/03 - Dismissed with Prejudice.

CASE BOND:

- 03/21/03 - Case Bond requested via International Sureties.
- 03/28/03 - Case Bond premium \$1,275.00 paid to International Sureties, Bond #016028071 for 3/19/03 - 3/19/04. Original bond received and signed 4/9/03, forwarded to Sam Baker of US Trustee's office.

TAX RETURNS:

- 2001: Not required.
- 2002: Not required.
- 2003: Return and PDR mailed 9/11/03. No tax due. Receive acceptance by 11/15/03.

Form 2 Cash Receipts And Disbursements Record

Case Number: 00-62220 BP
 Case Name: Heuermann, Kevin Shay
 Taxpayer ID #: 13-7353206
 Period Ending: 10/16/03

Trustee: Bob Anderson (631490)
 Bank Name: JPMORGAN CHASE BANK
 Account: 312-8984658-65 - Money Market Account
 Blanket Bond: N/A
 Separate Bond: \$800,000.00

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Money Market Account Balance
03/19/03	{1}	Farmers Insurance Group of Companies	Settlement of Anderson v. Farmers	1249-000	800,000.00		800,000.00
03/28/03		To Account #312898465866	Transfer to checking for disbursement	9999-000		1,275.00	798,725.00
03/31/03	Int	JPMORGAN CHASE BANK	Interest posting at 0.4000%	1270-000	96.39		798,821.39
04/30/03	Int	JPMORGAN CHASE BANK	Interest posting at 0.4000%	1270-000	262.67		799,084.06
05/30/03	Int	JPMORGAN CHASE BANK	Interest posting at 0.4000%	1270-000	271.51		799,355.57
06/19/03		To Account #312898465866	Transfer to checking for disbursement	9999-000		285,106.56	514,249.01
06/30/03	Int	JPMORGAN CHASE BANK	Interest posting at 0.3000%	1270-000	193.10		514,442.11
07/31/03	Int	JPMORGAN CHASE BANK	Interest posting at 0.3000%	1270-000	131.09		514,573.20
08/29/03	Int	JPMORGAN CHASE BANK	Interest posting at 0.2500%	1270-000	109.27		514,682.47
09/30/03	Int	JPMORGAN CHASE BANK	Interest posting at 0.2500%	1270-000	105.77		514,788.24
10/15/03		To Account #312898465866	Transfer to checking for disbursement	9999-000		1,405.00	513,383.24

ACCOUNT TOTALS

Less: Bank Transfers

Subtotal

Less: Payments to Debtors

NET Receipts / Disbursements

801,169.80

287,786.56

\$513,383.24

0.00

287,786.56

0.00

0.00

\$0.00

Form 2

Cash Receipts And Disbursements Record

Case Number: 00-62220 BP
Case Name: Heuermann, Kevin Shay
Taxpayer ID #: 13-7353206
Period Ending: 10/16/03
Trustee: Bob Anderson (631490)
Bank Name: JPMORGAN CHASE BANK
Account: 312-8984658-66 - Checking Account
Blanket Bond: N/A
Separate Bond: \$800,000.00

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
03/28/03		From Account #312898465865	Transfer to checking for disbursement	9999-000	1,275.00		1,275.00
03/28/03	101	International Sureties, Ltd.	Bond #016028071, 3/19/03 - 3/19/04	2300-000		1,275.00	0.00
06/19/03		From Account #312898465865	Transfer to checking for disbursement	9999-000	285,106.56		285,106.56
06/19/03	102	Carl Roth	Special Counsel for Trustee, Fees and Expenses per Order signed 6/6/2003			150,102.56	135,004.00
			Special Counsel Fees per Order signed 6/6/03	3210-600			135,004.00
			Special Counsel for Trustee Expenses per Order 6/6/03	3220-610			135,004.00
06/19/03	103	Robert F. Stein	Special Counsel for Trustee Fees and Expenses per Order signed 6/6/03			135,004.00	0.00
			Special Counsel for Trustee Fees per Order signed 6/6/2003	3210-600			0.00
			Special Counsel for Trustee Expenses per Order signed 6/6/2003	3220-610			0.00
10/15/03		From Account #312898465865	Transfer to checking for disbursement	9999-000	1,405.00		1,405.00
10/15/03	104	Robert G. Rogers	Fees for preparation of tax return FYE 8/31/03, per Order signed 10/8/03			1,405.00	0.00
			Fees per Order signed 10/8/03	3410-000			0.00
			Expenses per Order signed 10/8/03	3420-000			0.00

Subtotals: \$287,786.56 \$287,786.56

{ Asset reference(s)

Form 2

Cash Receipts And Disbursements Record

Case Number: 00-62220 BP
Case Name: Heuermann, Kevin Shay
Taxpayer ID #: 13-7353206
Period Ending: 10/16/03

Trustee: Bob Anderson (631490)
Bank Name: JPMORGAN CHASE BANK
Account: 312-8984658-66 - Checking Account
Blanket Bond: N/A
Separate Bond: \$800,000.00

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
ACCOUNT TOTALS							
			Less: Bank Transfers		287,786.56	287,786.56	\$0.00
			Subtotal		287,786.56	0.00	
			Less: Payments to Debtors		0.00	287,786.56	
			NET Receipts / Disbursements		\$0.00	\$287,786.56	

TOTAL - ALL ACCOUNTS	Net Receipts	Net Disbursements	Account Balances
MMA # 312-8984658-65	801,169.80	0.00	513,383.24
Checking # 312-8984658-66	0.00	287,786.56	0.00
	\$801,169.80	\$287,786.56	\$513,383.24

SCHEDULE B
APPLICATION FOR COMPENSATION

COMPUTATION OF COMMISSIONS (cases filed after 10/22/95)

Total Receipts	<u>\$801,169.80</u>	25% of First \$5,000	\$ <u>1,250.00</u>
Less	(5,000.00)		
Balance	<u>796,169.80</u>	10% of next \$45,000	\$ <u>4,500.00</u>
Less	(45,000.00)		
Balance	<u>751,169.80</u>	5% of next \$950,000	\$ <u>37,558.49</u>
Less	(950,000.00)		
Balance	<u>0.00</u>	3% of Remaining Balance	\$ <u>0.00</u>
TOTAL COMMISSIONS			\$ <u>* 43,308.49</u>

* Plus 5% of interest which will accumulate between October 1, 2003, and the date the Final Distribution is made.

UNREIMBURSED EXPENSES

Recording Fees	\$ <u>0.00</u>
Necessary Travel (@ .35/mile, Mileage to Tyler 6/4/03 to attend hearing on Fee Application of Special Counsel for Trustee, prorated 1/2)	\$ <u>14.00</u>
Paraprofessional (exhibit attached)	\$ <u>1,002.00</u>
Clerical and Stenographic (exhibit attached)	\$ <u>112.00</u>
Photocopies (@ .25/each)	\$ <u>353.25</u>
Postage	\$ <u>84.63</u>
Long Distance Telephone Charges	\$ <u>26.40</u>
Other Expenses (\$1.00 parking on 6/4/03, prorated 1/2)	\$ <u>0.50</u>
TOTAL UNREIMBURSED EXPENSES	\$ <u>1,592.78</u>

Records:

- Trustee did not take possession of business or personal records of the debtor.
- Notice given debtor on _____ to pick up business or personal records in hands of Trustee.

Date	Service Performed	Time	C	P	LD
	TRUSTEE SERVICES		0	0	0
	Asset Analysis & Recovery		0	0	0
8/21/2002	Telephone conferences with Bob Stein and with Clerk	.30	0	0	10
2/12/2003	Telephone conference with Bob Stein regarding settlement proposal (.20); Review of Joint Pretrial Order and various other documents in file (includes some time for review of documents on previous days) 2.50	2.50	0	0	10
2/24/2003	Letter to Bob Stein regarding motion to approve compromise and settlement	.20	2	.37	0
3/19/2003	Telephone conference with Bob Stein; Receipt and review of release; Preparation of Motion to Approve Settlement; Telephone conference with Chasha of Bankruptcy Clerk office	1.30	0	0	20
3/20/2003	Letter to Rocky Feemster regarding settlement and stipulation of dismissal	.20	6	.83	0
3/20/2003	Telephone conference with attorney for guardian of creditors (.20); Preparation of settlement documents (.30)	.50	0	0	0
5/6/2003	Letter to Rocky Feemster regarding settlement documents	.20	6	.60	0
	Total Asset Analysis & Recovery	5.2	0	0	0
			0	0	0
	Case Administration		0	0	0
8/21/2001	Letter to Debtor explaining Trustee's role in case and regarding management conference	.40	2	.37	0
2/25/2003	Telephone conference with Bob Stein regarding Estate's TIN #	.10	0	0	0
4/16/2003	Telephone conference with Amy of Bob Stein's office regarding disposition of funds	.40	0	0	0
6/10/2003	Letter to David Staber regarding taxes	.20	1	.37	0
8/28/2003	E-mail letter to Frederick Dailey regarding status of case	.10	0	0	0
	Total Case Administration	1.2	0	0	0
			0	0	0
	Fee/Employment Applications		0	0	0
3/19/2003	Receipt and review of expenses for fee application; work on application to pay fees	.30	0	0	0
3/20/2003	Preparation of Fee Application for Special Counsel	.80	0	0	0

Date	Service Performed	Time	C	P	LD
4/10/2003	Telephone conference with Bob Stein regarding expenses requested in fee application and objection received to same	.50	0	0	15
5/19/2003	Telephone conference with Carl Roth regarding fee application	.20	0	0	0
5/20/2003	Fax objection to fee application filed by Paul Kula, Guardian, to Carl Roth for his review and discussion regarding same	.30	0	0	10
5/30/2003	Telephone conference with Carl Roth; Preparation of Supplemental Fee Application for special counsel fees and expenses; Letter to Carl Roth and Bob Stein	.60	0	0	0
6/2/2003	Telephone conference with Carl Roth (.20); Telephone conference with D. Staber (.20); Telephone conference with Carl Roth (.20)	.60	0	0	30
6/3/2003	Preparation of Amended Supplemental Fee Application and fax to Staber, Roth and Stein	.50	0	0	15
6/4/2003	Attendance at hearing on fee application of special counsel; Trustee's mileage reimbursement for travel to Tyler plus \$1 parking for attendance at hearing on fee application of Roth & Stein (prorated 1/2 with Allred & Pyron case) total of \$14.50	2.00	0	0	0
	Total Fee/Employment Applications	5.8	0	0	0
			0	0	0
	Meetings of Creditors		0	0	0
3/13/2001	E-mails and telephone calls to and from attorney for petitioning creditors regarding Debtor's incarceration and non-appearance at 341 meeting, regarding appearance by written questions, and regarding other aspects of case	1.00	0	0	30
3/30/2001	Conduct First Meeting of Creditors	.20	0	0	0
	Total Meetings of Creditors	1.2	0	0	0
			0	0	0
	Tax Issues		0	0	0
6/9/2003	Telephone conference with Bob Rogers regarding income tax	.30	0	0	0
6/9/2003	Letter to Roth and Stein regarding taxability of settlement proceeds to estate and accountant's position on same	.30	14	1.20	0
7/16/2003	Telephone conference with Bob Rogers regarding tax issues	.20	0	0	0
7/18/2003	Research regarding deduction of administration expenses not yet paid, including review In Re: Miller decision, pleadings and stipulation; Letter to Bob Rogers regarding same	1.50	30	1.52	0

Date	Service Performed	Time	C	P	LD
8/18/2003	Telephone conference with Bob Rogers, CPA, regarding tax issue	.30	0	0	0
8/29/2003	Review and editing statement and disclosure attached to federal income tax return	.30	0	0	0
9/9/2003	Telephone conference with Bob Rogers regarding tax return (.20); Receipt and review of fax from Bob Rogers and revisions to disclosure to IRS (.20)	.40	0	0	0
9/10/2003	Telephone conference with Bob Rogers; Receipt and review of federal income tax return and request for prompt determination	.40	0	0	0
	Total Tax Issues	3.7	0	0	0
			0	0	0
	RECAP OF TRUSTEE BY CATEGORY		0	0	0
	Asset Analysis and Recovery	5.2	0	0	0
	Case Administration	1.2	0	0	0
	Fee/Employment Applications	5.8	0	0	0
	Meetings of Creditors	1.2	0	0	0
	Tax Issues	3.7	0	0	0
	TOTAL TRUSTEE, ALL CATEGORIES	17.1	0	0	0
			0	0	0

Date	Service Performed	Time	C	P	LD
	SECRETARIAL SERVICES		0	0	0
3/8/2001	Set up notebook files for asset administration	.50	0	0	0
3/9/2001	Review of pleadings, documents and schedules and post assets and other case information to management system	1.00	0	0	0
3/30/2001	Receipt and review of schedules and SOFA from Debtor (incarcerated); Prepare letter to Clerk for Trustee's review and signature forwarding same for filing; Preparation of Proceeding Memo (revised from standard form due to written questions) for filing with the Court	.50	104	3.70	0
4/19/2001	Expenses in filing and mailout of application to employ special counsel	.00	46	2.22	0
5/10/2001	Download image of Order #13 approving employment of special counsel Stein and Roth, and send copy via e-mail to each of Stein and Roth	.20	0	0	0
2/14/2002	Prepare Request for Clerk to Release Claim File to Trustee for Trustee's signature	.10	4	1.11	0
2/25/2003	Open bank account to obtain federal identification number; Provide same to payor of settlement funds per their request; Preparation of Form W-9 for Bank	.20	0	0	6
3/12/2003	Reconciliation of bank statement	.10	0	0	0
3/19/2003	Preparation of deposit and post same	.20	2	0	0
3/20/2003	Obtain matrix via Pacer and revise for use with mailout of Application to Approve Compromise and Settlement and with Fee Application for Roth and Stein; mailout of same to all parties	.50	240	14.00	0
3/21/2003	Telephone conference with and e-mails to Bootie Farnsworth of International Sureties, Ltd., arranging case bond for \$800,000 effective March 19, 2003	.50	0	0	5
3/28/2003	Open checking account; Transfer funds to checking; Prepare check to International Sureties for case bond premium	.20	3	.37	0
4/9/2003	Forward executed Case Bond to U.S. Trustee's office	.10	.37	0	0
4/11/2003	Reconciliation of bank statement	.10	0	0	0
5/16/2003	Reconciliation of bank statement	.10	0	0	0
6/16/2003	Reconciliation of bank statement	.10	0	0	0
7/28/2003	Reconciliation of bank statement	.10	0	0	0
8/13/2003	Reconciliation of bank statement	.10	0	0	0

Date	Service Performed	Time	C	P	LD
8/29/2003	Hand deliver file to accountant for his review and for his execution of affidavit	.30	0	0	0
8/29/2003	Hand deliver file and Declaration to accountant for execution	.20	0	0	0
9/15/2003	Reconciliation of bank statement	.10	0	0	0
10/13/2003	Reconciliation of bank statement	.10	0	0	0
10/15/2003	Transfer funds to checking; Prepare check in payment of accountant's fees and expenses per Court's order	.20	4	.37	0
10/15/2003	Preparation of letter to Clerk returning original claim file	.10	3	.37	0
	TOTAL SECRETARIAL SERVICES	5.6	0	0	0
			0	0	0
	PARALEGAL SERVICES		0	0	0
3/8/2001	Preparation of written questions and Debtor's affidavit in lieu of appearance at 341 due to Debtor's incarceration	.50	0	0	0
3/19/2001	Prepare letter for Trustee's review and signature to be delivered to Debtor by certified mail regarding written questions, Debtor's sworn statement and first meeting of creditors, and providing schedules and statement of affairs for Debtor to complete and return	.50	32	5.80	0
3/27/2001	Draft of application to employ Roth and Stein as special counsel with affidavits and proposed order; draft Contingent Fee Contract; and prepare letter for Trustee's review and signature to Stein regarding same	.80	54	4.44	0
4/14/2001	Update case status and prepare Form 1	.20	0	0	0
10/30/2001	Update case status and prepare Form 1	.20	0	0	0
4/30/2002	Update case status and prepare Form 1	.20	0	0	0
3/20/2003	Electronic filing of Motion to Approve Compromise and Settlement and of Fee Application for Special Counsel	.30	0	0	0
3/20/2003	Additional work on Application to Approve Compromise and Settlement and attachments	.40	0	0	0
4/22/2003	Update case status; Prepare Form 1 and Form 2, and confirm balance	.20	0	0	0
5/6/2003	Electronic filing of Motion to Dismiss Adversary Proceeding	.20	15	1.48	0

Date	Service Performed	Time	C	P	LD
5/29/2003	Prepare for Trustee's review and signature Witness List and Exhibit List in connection with hearing on Roth and Stein fee application on 6/4/03, and letter to David Staber with copies to Roth and Stein regarding same	.50	0	0	10
5/30/2003	Electronically file and expenses in serving Supplemental Fee Application	.30	196	10.26	0
6/3/2003	Electronically file and expenses in serving Amended Supplemental Fee Application	.30	208	11.62	15
6/5/2003	Lengthy telephone conference with Bob Rogers, accountant, regarding specifics of case to determine taxability of settlement funds and proper disclosures on tax return	.50	0	0	0
6/6/2003	Telephone conference with Bob Rogers regarding facts surrounding settlement funds	.20	0	0	0
6/6/2003	Review of file; Preparation of letter to Bob Rogers setting forth facts of underlying litigation and the involuntary bankruptcy, the settlement of the litigation, and other issues, all required for preparation of tax return	.50	0	0	0
6/19/2003	Prepare checks to each of Roth and Stein for his attorney fees and expenses, including open checking account, transfer funds, post claims for each of Roth and Stein for each of fees and expenses; Prepare letter for Trustee's signature to each of Roth and Stein regarding breakdown of fees and expenses	.50	6	.74	0
6/30/2003	Office conference with Bob Rogers regarding tax return	.10	0	0	0
7/10/2003	Telephone conference with Bob Rogers regarding Estate tax return; Provide copies of documents in Adversary per his request; Preparation of memo regarding attorney fees to Bob Rogers	.50	42	0	0
8/27/2003	Telephone conference with Bob Rogers regarding tax return for short year ending 8/31/03; Gather estate income / expense and fax figures to Bob Rogers for preparation of tax return	.50	0	0	0
8/29/2003	Telephone conference with Bob Rogers regarding creation of Estate date and short year election	.30	0	0	0
8/29/2003	Prepare for Trustee's review and signature Application to Employ Accountant for Trustee with Declaration and proposed Order	.30	5	.37	0
9/4/2003	Electronically file Application to Employ Bob Rogers, Accountant	.30	6	.60	0
9/11/2003	Prepare for Trustee's review and signature Fee Application for Trustee's Accountant, Cox Rogers & Associates, with proposed Order	.80	0	0	0

Date	Service Performed	Time	C	P	LD
9/11/2003	Review, process and mail out by certified mail both the Estate's federal income tax return FYE 8/31/2003 (short year election) and the Request for Prompt Determination in connection with same	.30	2	9.99	0
9/12/2003	Electronically file Accountant's Fee Application and expenses in mailout of same	.30	60	2.22	0
10/16/2003	Preparation of Final Report and Proposed Distribution and attached schedules, including review of claims and posting/confirming same; preparation of secretarial and paralegal exhibit; preparation of exhibit for trustee's time and services; tally expenses; update property record and cash receipts and disbursements and confirm balance; calculation of Trustee's compensation and post same; preparation of Order approving proposed distribution; letter for Trustee's signature to United States Trustee	5.00	200	4.75	0
0/0/9999	Anticipated time in preparation of checks for final distribution; transmittal letter to payees; monitoring file for all checks to clear; preparation of final report and report of distribution; preparation of itemization of distributions; preparation of Form 4 and electronic submission to office of United States Trustee; letter for Trustee's signature to United States Trustee; monitor file for payment of fee and archive file after closing.	2.00	120	4.96	0
	Total Paralegal	16.7	0	0	0
			0	0	0
	Secretarial Services - 5.6 Hours @ \$20/hour = \$ 112.00		0	0	0
	Paralegal Services - 16.70 @ \$60/hour = \$ 1,002.00		0	0	0
			0	0	0
	Total Copy, Postage, Long Distance Expenses 1413 copies @ .25 = \$ 353.25 Postage = \$ 84.63 Long Distance 176 minutes @ .15 = \$ 26.40		1413	84.63	176

SCHEDULE C
EXPENSES OF ADMINISTRATION

	(1) Amount Claimed	(2) Amount Allowed	(3) Previously Paid	(4) Amount Due
1. 11 U.S.C. Sec. 507(a)(1) <u>Court Costs and Fees</u>	0.00	0.00	0.00	0.00
2. 11 U.S.C. Sec. 503(b)(1)(A) <u>Preservation of Estate</u>				
A. Transportation	0.00	0.00	0.00	0.00
B. Storage	0.00	0.00	0.00	0.00
C. Wages	0.00	0.00	0.00	0.00
D. Estates share FICA	0.00	0.00	0.00	0.00
E. Insurance	0.00	0.00	0.00	0.00
F. Upkeep	0.00	0.00	0.00	0.00
G. Other (itemized)	0.00	0.00	0.00	0.00
3. 11 U.S.C. Sec. 503(b)(2) <u>Post-Petition taxes and related penalties</u>	0.00	0.00	0.00	0.00
4. 11 U.S.C. Sec. 503(b)(2) <u>Compensation and Reimbursement</u>				
A. Special Counsel for Trustee Fees Carl Roth	128,723.35	128,723.35	128,723.35	0.00
B. Special Counsel for Trustee Expenses Carl Roth	21,379.21	21,379.21	21,379.21	0.00
C. Special Counsel for Trustee Expenses Robert Stein	6,280.64	6,280.64	6,280.64	0.00
D. Special Counsel for Trustee Fees Robert Stein	128,723.36	128,723.36	128,723.36	0.00
E. Trustee Expenses	1,592.78	1,592.78	0.00	1,592.78
F. Trustee Compensation	* 43,308.49	* 43,308.49	0.00	* 43,308.49
G. Accountant for Trustee Fees (Other Firm)	1,381.60	1,381.60	1,381.60	0.00
H. Accountant for Trustee Expenses (Other Firm)	23.40	23.40	23.40	0.00
5. Court Special Charges (Excess Notices)	0.00	0.00	0.00	0.00
6. U.S. Trustee fees	0.00	0.00	0.00	0.00
7. Other - Case Bond Premium	1,275.00	1,275.00	1,275.00	0.00
TOTALS:	332,687.83	332,687.83	287,786.56	44,901.27

* Plus 5% of interest which will accumulate between October 1, 2003 and the date the Final Distribution is made.

INTERNATIONAL SURETIES, LTD.
210 BARONNE STREET
SUITE 1700
NEW ORLEANS, LA 70112
(504)581-6404
(504)581-1876 - FAX

Monday, March 24, 2003

INVOICE

BOB ANDERSON
P. O. BOX 3343 - 2110 HORSESHOE LANE
LONGVIEW, TX 75606-3343

BOND # - 016028071
YOUR CASE # - 00-62220
SURETY COMPANY - LIBERTY MUTUAL INSURANCE COMPANY
BOND AMOUNT - \$ 800,000.00
TERM - 03/19/03 to 03/19/04

CH. 7 BOND - RE: KEVIN SHAY HEUERMANN

PREMIUM DUE \$ 1,275.00

PLEASE REMIT UPON RECEIPT

PLEASE PUT BOND NUMBER ON CHECK !

PLEASE MAKE CHECKS PAYABLE TO INTERNATIONAL SURETIES, LTD.

OK to Pay BA
PAID
CL NO. 101
DATE 3/28/03
\$ 1,275⁰⁰

THE FACE OF THIS DOCUMENT HAS A COLORED BACKGROUND ON WHITE PAPER WITH THE "CHASE" LOGO FADING IN THE BACKGROUND

JPMORGAN CHASE BANK
New York Plaza, 17th Floor, New York, NY 10007

VOID AFTER 90 DAYS

101

Case: **00-62220-BP**
Estate of: **Heuermann, Kevin Shay**
312898465866
Bond # **016028071** 3/19/03 - 3/19/04

TID # **631490**
Bob Anderson
P.O. Box 3343
Longview TX 75606-3343

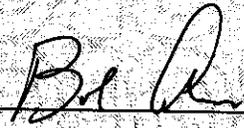
1-2 / 210

Date **03/28/2003**

\$ *******1,275.00**

One Thousand Two Hundred Seventy-Five Dollars and 00/100

Pay to the Order of: **International Sureties, Ltd.**
210 Baronne Street, Suite 1700
New Orleans LA 70112



Bob Anderson, Trustee

THE BACK OF THIS DOCUMENT CONTAINS AN ARTIFICIAL WATERMARK - HOLD AT AN ANGLE TO VIEW

⑈00000101⑈ ⑆021000021⑆ ⑆312898465866⑈

⑈0000127500⑈

EOD

06/06/2003

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

IN RE:

KEVIN SHAY HEUERMANN

Debtor

§
§
§
§
§
§

Case No. 00-62220

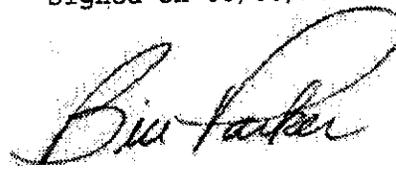
Chapter 7

**ORDER GRANTING AMENDED SUPPLEMENTAL APPLICATION
OF CARL ROTH AND ROBERT F. STEIN FOR ALLOWANCE
OF COMPENSATION AND REIMBURSEMENT OF EXPENSES
AS SPECIAL COUNSEL TO CHAPTER 7 TRUSTEE**

On the 4th day of June, 2003, came on for hearing the "Amended Supplemental Application of Carl Roth and Robert F. Stein as Special Counsel to Trustee for Allowance of Attorney's Fee" (the "Application") filed by Bob Anderson, Chapter 7 Trustee (the "Applicant") in the above-referenced case. The Court finds that appropriate notice of the Application and the hearing was given according to the Federal and Local Rules of Bankruptcy Procedure. Bob Anderson appeared at the hearing on behalf of the Applicant. David F. Staber appeared at the hearing on behalf of Paul Kula, Guardian of the Estate of Kristina Nicole DeBlanc, a Minor, and Ryan Paul DeBlanc, a Minor, who objected to the Application. Through the supplementation and amendment of the Application in response to the objection, all issues were resolved prior to hearing except for one expenditure for which reimbursement was requested by the Applicant. Based upon the Court's consideration of the pleadings, the evidence admitted in the hearing, and the argument of counsel, and for the reasons expressed by the Court on the record in open court pursuant to Fed. R. Civ. P. 52, which is incorporated into contested matters in bankruptcy cases by Fed. R. Bankr. P. 7052 and 9014, the Court finds that just cause exists for the entry of the following order.

IT IS THEREFORE ORDERED that Carl Roth and Robert F. Stein, as special counsel to the Chapter 7 Trustee in the above-referenced case, is hereby awarded the sum of \$257,446.71 as reasonable compensation for actual and necessary services rendered to the Chapter 7 Estate and reimbursement for actual and necessary expenses in the amount of \$27,659.85, for a total award of \$285,106.56 which the Chapter 7 Trustee shall pay from available funds to Carl Roth and Robert F. Stein.

Signed on 06/06/2003



BILL PARKER
UNITED STATES BANKRUPTCY JUDGE

OK to Pay BA
PAID
CK NO. 102 + 103
DATE 6/19/03

THE FACE OF THIS DOCUMENT HAS A COLORED BACKGROUND ON WHITE PAPER WITH THE CHASE LOGO FADING IN THE BACKGROUND

JPMORGAN CHASE BANK
New York, NY 10017
Case # 00-62220-BP

Heidermann, Kevin Shay
Special Counsel for Trustee Fees and Expenses per Order signed 6/6/03

Bob Anderson
P.O. Box 3343
Longview, TX 75606-3343

Date 06/19/2003

\$ *****135,004.00

One Hundred Thirty-Five Thousand Four Dollars and 00/100

Pay to the Order of Robert F. Stein

8-4

Bob Anderson, Trustee

THE BACK OF THIS DOCUMENT CONTAINS AN ARTIFICIAL WATERMARK - HOLD AT AN ANGLE TO VIEW

⑈00000103⑈ ⑆021000021⑆ ⑆312898465866⑈

⑈0013500400⑈

THE FACE OF THIS DOCUMENT HAS A COLORED BACKGROUND ON WHITE PAPER WITH THE CHASE LOGO FADING IN THE BACKGROUND

JPMORGAN CHASE BANK
New York, NY 10017
Case # 00-62220-BP

Heidermann, Kevin Shay
Special Counsel for Trustee Fees and Expenses per Order signed 6/6/2003

Bob Anderson
P.O. Box 3343
Longview, TX 75606-3343

Date 06/19/2003

\$ *****150,102.56

One Hundred Fifty Thousand One Hundred Two Dollars and 56/100

Pay to the Order of Carl Roth

Bob Anderson, Trustee

THE BACK OF THIS DOCUMENT CONTAINS AN ARTIFICIAL WATERMARK - HOLD AT AN ANGLE TO VIEW

⑈00000102⑈ ⑆021000021⑆ ⑆312898465866⑈

⑈0015010256⑈

EOD

10/08/2003

IN THE UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
TYLER DIVISION

IN RE:

KEVIN SHAY HEUERMANN

DEBTOR

§
§
§
§
§

CASE NO. 00-62220

CHAPTER 7

**ORDER GRANTING APPLICATION FOR ALLOWANCE OF ACCOUNTANT'S FEES
FILED BY BOB ANDERSON, CHAPTER 7 TRUSTEE**

On September 12, 2003, Trustee's Application for Allowance of Accountant's Fees (the "Application") was filed by Bob Anderson, Chapter 7 Trustee, (the "Movant") in the above-referenced case. The Court finds that the Application was properly served pursuant to the Federal and Local Rules of Bankruptcy Procedure and that it contained the appropriate twenty (20)-day negative notice language, pursuant to Local Rule of Bankruptcy Procedure 9007, which directed any party opposed to the granting of the relief sought by the Application to file a written response within twenty days or the Application would be deemed by the Court to be unopposed. The Court finds that no objection or other written response to the Application has been timely filed by any party. Due to the failure of any party to file a timely written response, the allegations contained in the Motion stand unopposed and, therefore, the Court, having reviewed the Application and having determined that the services and expenses outlined in the application were actual, reasonable and necessary, finds that good cause exists for the entry of the following order:

IT IS THEREFORE ORDERED that the Application for Allowance of Accountant's Fees Filed by Bob Anderson, Chapter 7 Trustee, on September 12, 2003, is hereby **GRANTED** so as to authorize the Trustee to pay to Robert G. Rogers, C.P.A., to the extent that funds are available, the sum of \$1,405.00 as payment for his professional fees and reimbursement of expenses in connection with the representation of Trustee in this case.

Signed on 10/08/2003



BILL PARKER
UNITED STATES BANKRUPTCY JUDGE

OK to Pay *RF*
PAID
CLERK 104 \$1,405.00
DATE 10/15/03

THE FACE OF THIS DOCUMENT HAS A COLORED BACKGROUND ON WHITE PAPER WITH THE "CHASE" LOGO FADING IN THE BACKGROUND

JPMORGAN CHASE BANK
4 New York Plaza, 17th Floor, New York, NY 10004

VOID AFTER 90 DAYS

104

Case	D debtor
00-62220 BP \$12898465866	Heuermann, Kevin Shay
Fees for preparation of tax return FYE 8/31/03, per Order signed 10/8/03	

TID 4031490
Bob Anderson
P.O. Box 3343
Longview TX 75606-3343

1-2/210

Date 10/15/2003

\$ *****1,405.00

~~~One Thousand Four Hundred Five Dollars and 00/100

Pay to the Order of  
Robert G. Rogers  
Cox, Rogers & Associates, Inc.  
703 North Green  
Longview TX 75601

  
Bob Anderson, Trustee

THE BACK OF THIS DOCUMENT CONTAINS AN ARTIFICIAL WATERMARK - HOLD AT AN ANGLE TO VIEW

⑈00000104⑈ ⑆021000021⑆312898465866⑈

SCHEDULE D

SECURED CLAIMS

**NONE**

SCHEDULE E

PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES

**NONE**

FILED UNSECURED CLAIMS TOTAL: \$ 3,867,764.30

SUBORDINATED UNSECURED CLAIMS: \$ 0.00

## Claims Register

Case: 00-62220

Heuermann, Kevin Shay

Claims Bar Date: 11/01/01

| Claim Number | Claimant Name / <Category>, Priority                                                                                                                                                                 | Claim Type/ Date Filed  | Claim Ref./ Notes                                                    | Amount Filed/ Allowed            | Paid to Date | Claim Balance  |
|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------|----------------------------------------------------------------------|----------------------------------|--------------|----------------|
| 1            | Paul Kula, Guardian of Estate of Ryan P. De Blanc<br>c/o David F. Staber, Attorney at Law<br>1700 Pacific Avenue, Suite 4100<br>Dallas, TX 75201<br><7100-00 General Unsecured § 726(a)(2)>, 610     | Unsecured<br>05/02/01   |                                                                      | \$1,900,000.00<br>\$1,900,000.00 | \$0.00       | \$1,900,000.00 |
| 2            | Paul Kula, Guardian of Estate of Kristina N. De Blanc<br>c/o David F. Staber, Attorney at Law<br>1700 Pacific Avenue, Suite 4100<br>Dallas, TX 75201<br><7100-00 General Unsecured § 726(a)(2)>, 610 | Unsecured<br>05/02/01   |                                                                      | \$1,900,000.00<br>\$1,900,000.00 | \$0.00       | \$1,900,000.00 |
| 3            | John Walker<br>c/o Frederick J. Dailey<br>1710 South Dairy Ashford, Suite 103<br>Houston, TX 77077<br><7100-00 General Unsecured § 726(a)(2)>, 610                                                   | Unsecured<br>05/02/01   |                                                                      | \$67,764.30<br>\$67,764.30       | \$0.00       | \$67,764.30    |
| ADM          | International Sureties, Ltd.<br>210 Baronne Street, Suite 1700<br><br>New Orleans, LA 70112<br><2300-00 Bond Payments>, 200                                                                          | Admin Ch. 7<br>03/19/03 | BOND<br>#016028071<br><br>Bond #016028071 covering 3/19/03 - 3/19/04 | \$1,275.00<br>\$1,275.00         | \$1,275.00   | \$0.00         |
| ADM-SC       | Robert F. Stein<br>One Woodway East<br>4801 Woodway Dr., Suite 222E<br>Houston, TX 77056-1885<br><3210-60 Special Counsel for Trustee Fees>, 200                                                     | Admin Ch. 7<br>06/03/03 | Order signed 6/6/2003                                                | \$128,723.36<br>\$128,723.36     | \$128,723.36 | \$0.00         |
| ADM-SC       | Carl Roth<br>The Roth Law Firm<br>P.O. Box 876<br>Marshall, TX 75670<br><3210-60 Special Counsel for Trustee Fees>, 200                                                                              | Admin Ch. 7<br>06/03/03 | Order signed 6/6/2003                                                | \$128,723.35<br>\$128,723.35     | \$128,723.35 | \$0.00         |
| ADM-SC       | Carl Roth<br>The Roth Law Firm<br>P.O. Box 876<br>Marshall, TX 75670<br><3220-61 Special Counsel for Trustee Expenses>, 200                                                                          | Admin Ch. 7<br>06/03/03 | Order signed 6/6/2003                                                | \$21,379.21<br>\$21,379.21       | \$21,379.21  | \$0.00         |

## Claims Register

**Case: 00-62220      Heuermann, Kevin Shay**

Claims Bar Date: 11/01/01

| Claim Number       | Claimant Name / <Category>, Priority                                                                                                                       | Claim Type/ Date Filed  | Claim Ref./ Notes             | Amount Filed/ Allowed      | Paid to Date          | Claim Balance |
|--------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------|-------------------------------|----------------------------|-----------------------|---------------|
| ADM-SC             | Robert F. Stein<br>One Woodway East<br>4801 Woodway Dr., Suite 222E<br>Houston, TX 77056-1885<br><3220-61 Special Counsel for Trustee Expenses>, 200       | Admin Ch. 7<br>06/03/03 | 8533<br>Order signed 6/6/2003 | \$6,280.64<br>\$6,280.64   | \$6,280.64            | \$0.00        |
| TTEE-E             | Bob Anderson<br>2110 Horseshoe Lane (75605)<br>P.O. Box 3343<br>Longview, TX 75606-3343<br><2200-00 Trustee Expenses>, 200                                 | Admin Ch. 7<br>10/16/03 | 8533                          | \$1,592.78<br>\$1,592.78   | \$0.00                | \$1,592.78    |
| TTEE-F             | Bob Anderson<br>2110 Horseshoe Lane (75605)<br>P.O. Box 3343<br>Longview, TX 75606-3343<br><2100-00 Trustee Compensation>, 200                             | Admin Ch. 7<br>10/16/03 | 8533                          | \$43,308.49<br>\$43,308.49 | \$0.00                | \$43,308.49   |
| ADM-ACCT           | Robert G. Rogers<br>Cox, Rogers & Associates, Inc.<br>703 North Green<br>Longview, TX 75601<br><3410-00 Accountant for Trustee Fees (Other Firm)>, 200     | Admin Ch. 7<br>11/16/00 | Order signed 10/8/03          | \$1,381.60<br>\$1,381.60   | \$1,381.60            | \$0.00        |
| ADM-ACCT           | Robert G. Rogers<br>Cox, Rogers & Associates, Inc.<br>703 North Green<br>Longview, TX 75601<br><3420-00 Accountant for Trustee Expenses (Other Firm)>, 200 | Admin Ch. 7<br>11/16/00 | Order signed 10/8/03          | \$23.40<br>\$23.40         | \$23.40               | \$0.00        |
| <b>Case Total:</b> |                                                                                                                                                            |                         |                               | <b>\$287,786.56</b>        | <b>\$3,912,665.57</b> |               |

**UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
Tyler Division**

|                       |   |                   |
|-----------------------|---|-------------------|
| IN RE:                | ) | CASE NO. 00-62220 |
|                       | ) |                   |
| Heuermann, Kevin Shay | ) |                   |
|                       | ) | CHAPTER 7         |
| DEBTOR(S)             | ) |                   |

TRUSTEE'S REPORT OF PROPOSED FINAL DISTRIBUTIONS

The undersigned Trustee of the estate hereby submits to the Court and to the United States Trustee this Report of Proposed Final Distributions.

1. The Court has entered orders which have become final, and which dispose of all objections to claims, all objections to the Trustee's Final Report, all applications for compensation, and all other matters which must be determined by the Court before final distribution can be made.
2. The Trustee proposes to make final distribution of the funds of the estate as follows, and will make such distribution unless written objection thereto is made, filed and served on the Trustee and on the United States Trustee.
3. Due to the Estate funds on hand exceeding \$100,000, at the United States Trustee's direction, the funds will continue to earn interest until Trustee is ready to make the final distribution. Of the additional interest to be earned between October 1, 2003, and the date of the final distribution, Trustee will receive 5% as additional compensation, and the unsecured creditors to be paid herein will receive their prorata portion of 95% of the interest earned. The actual balance of estate funds and proposed distributions will change slightly from that set out below due to the additional interest to be earned.

|                                         |              |               |
|-----------------------------------------|--------------|---------------|
| 1. BALANCE ON HAND                      |              | \$ 513,383.24 |
| 2. ADMINISTRATIVE EXPENSES TO BE PAID * | \$ 44,901.27 |               |
| 3. SECURED CLAIMS TO BE PAID            | 0.00         |               |
| 4. PRIORITY CLAIMS TO BE PAID           | 0.00         |               |
| 5. UNSECURED CLAIMS TO BE PAID *        | 468,481.97   |               |
| 6. OTHER DISTRIBUTIONS TO BE PAID       | 0.00         |               |

7. TOTAL DISTRIBUTIONS TO BE MADE  
(SUM OF LINES 2 THROUGH 6)

\$ 513,383.24

8. ZERO BALANCE AFTER ALL DISTRIBUTIONS  
(LINE 1 LESS LINE 7)

- 0 -

\* (SEE ATTACHED SCHEDULE OF PAYEES AND AMOUNTS)

Date: 10-16-03

  
\_\_\_\_\_  
Bob Anderson, Trustee

## Claims Distribution Register

Case: 00-62220 Heuermann, Kevin Shay

| Claim #                    | Date     | Pri | Claimant /<br>Proof / <Category> / Memo                                                                                                                                       | Amount<br>Filed | Amount<br>Allowed | Paid<br>to Date | Claim<br>Balance | Proposed<br>Payment |
|----------------------------|----------|-----|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|-------------------|-----------------|------------------|---------------------|
| <b>Admin Ch. 7 Claims:</b> |          |     |                                                                                                                                                                               |                 |                   |                 |                  |                     |
| ADM                        | 03/19/03 | 200 | International Sureties, Ltd.<br>210 Baronne Street, Suite 1700<br>New Orleans, LA 70112<br>/<br><2300-00 Bond Payments><br>Bond #016028071 covering 3/19/03 - 3/19/04         | 1,275.00        | 1,275.00          | 1,275.00        | 0.00             | 0.00                |
| ADM-SC                     | 06/03/03 | 200 | Carl Roth<br>The Roth Law Firm<br>P.O. Box 876<br>Marshall, TX 75670<br>/<br><3210-60 Special Counsel for Trustee Fees><br>Order signed 6/6/2003                              | 128,723.35      | 128,723.35        | 128,723.35      | 0.00             | 0.00                |
| ADM-SC                     | 06/03/03 | 200 | Carl Roth<br>The Roth Law Firm<br>P.O. Box 876<br>Marshall, TX 75670<br>/<br><3220-61 Special Counsel for Trustee Expenses><br>Order signed 6/6/2003                          | 21,379.21       | 21,379.21         | 21,379.21       | 0.00             | 0.00                |
| ADM-SC                     | 06/03/03 | 200 | Robert F. Stein<br>One Woodway East<br>4801 Woodway Dr., Suite 222E<br>Houston, TX 77056-1885<br>/<br><3220-61 Special Counsel for Trustee Expenses><br>Order signed 6/6/2003 | 6,280.64        | 6,280.64          | 6,280.64        | 0.00             | 0.00                |
| ADM-SC                     | 06/03/03 | 200 | Robert F. Stein<br>One Woodway East<br>4801 Woodway Dr., Suite 222E<br>Houston, TX 77056-1885<br>/<br><3210-60 Special Counsel for Trustee Fees><br>Order signed 6/6/2003     | 128,723.36      | 128,723.36        | 128,723.36      | 0.00             | 0.00                |
| TTEE-E                     | 10/16/03 | 200 | Bob Anderson<br>2110 Horseshoe Lane (75605)<br>P.O. Box 3343<br>Longview, TX 75606-3343<br><2200-00 Trustee Expenses>                                                         | 1,592.78        | 1,592.78          | 0.00            | 1,592.78         | 1,592.78            |
| TTEE-F                     | 10/16/03 | 200 | Bob Anderson<br>2110 Horseshoe Lane (75605)<br>P.O. Box 3343<br>Longview, TX 75606-3343<br><2100-00 Trustee Compensation>                                                     | 43,308.49       | 43,308.49         | 0.00            | 43,308.49        | 43,308.49           |

### Claims Distribution Register

**Case: 00-62220 Heuermann, Kevin Shay**

| Claim #                                       | Date     | Pri | Claimant /<br>Proof / <Category> / Memo                                                                                                                                                            | Amount<br>Filed       | Amount<br>Allowed     | Paid<br>to Date     | Claim<br>Balance      | Proposed<br>Payment |
|-----------------------------------------------|----------|-----|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|-----------------------|---------------------|-----------------------|---------------------|
| ADM-ACCT                                      | 11/16/00 | 200 | Robert G. Rogers<br>Cox, Rogers & Associates, Inc.<br>703 North Green<br>Longview, TX 75601<br>ci<br><3410-00 Accountant for Trustee Fees (Other Firm)><br>Order signed 10/8/03                    | 1,381.60              | 1,381.60              | 1,381.60            | 0.00                  | 0.00                |
| ADM-ACCT                                      | 11/16/00 | 200 | Robert G. Rogers<br>Cox, Rogers & Associates, Inc.<br>703 North Green<br>Longview, TX 75601<br>ci<br><3420-00 Accountant for Trustee Expenses (Other Firm)><br>Order signed 10/8/03                | 23.40                 | 23.40                 | 23.40               | 0.00                  | 0.00                |
| <b>Total for Priority 200: 100% Paid</b>      |          |     |                                                                                                                                                                                                    | <b>\$332,687.83</b>   | <b>\$332,687.83</b>   | <b>\$287,786.56</b> | <b>\$44,901.27</b>    | <b>\$44,901.27</b>  |
| <b>Total for Admin Ch. 7 Claims:</b>          |          |     |                                                                                                                                                                                                    | <b>\$332,687.83</b>   | <b>\$332,687.83</b>   | <b>\$287,786.56</b> | <b>\$44,901.27</b>    | <b>\$44,901.27</b>  |
| <b>Unsecured Claims:</b>                      |          |     |                                                                                                                                                                                                    |                       |                       |                     |                       |                     |
| 1                                             | 05/02/01 | 610 | Paul Kula, Guardian of Estate of Ryan<br>P. De Blanc<br>c/o David F. Staber, Attorney at Law<br>1700 Pacific Avenue, Suite 4100<br>Dallas, TX 75201<br><7100-00 General Unsecured § 726(a)(2)>     | 1,900,000.00          | 1,900,000.00          | 0.00                | 1,900,000.00          | 230,137.02          |
| 2                                             | 05/02/01 | 610 | Paul Kula, Guardian of Estate of<br>Kristina N. De Blanc<br>c/o David F. Staber, Attorney at Law<br>1700 Pacific Avenue, Suite 4100<br>Dallas, TX 75201<br><7100-00 General Unsecured § 726(a)(2)> | 1,900,000.00          | 1,900,000.00          | 0.00                | 1,900,000.00          | 230,137.01          |
| 3                                             | 05/02/01 | 610 | John Walker<br>c/o Frederick J. Dailey<br>1710 South Dairy Ashford, Suite 103<br>Houston, TX 77077<br><7100-00 General Unsecured § 726(a)(2)>                                                      | 67,764.30             | 67,764.30             | 0.00                | 67,764.30             | 8,207.94            |
| <b>Total for Priority 610: 12.11247% Paid</b> |          |     |                                                                                                                                                                                                    | <b>\$3,867,764.30</b> | <b>\$3,867,764.30</b> | <b>\$0.00</b>       | <b>\$3,867,764.30</b> | <b>\$468,481.97</b> |
| <b>Total for Unsecured Claims:</b>            |          |     |                                                                                                                                                                                                    | <b>\$3,867,764.30</b> | <b>\$3,867,764.30</b> | <b>\$0.00</b>       | <b>\$3,867,764.30</b> | <b>\$468,481.97</b> |
| <b>Total for Case :</b>                       |          |     |                                                                                                                                                                                                    | <b>\$4,200,452.13</b> | <b>\$4,200,452.13</b> | <b>\$287,786.56</b> | <b>\$3,912,665.57</b> | <b>\$513,383.24</b> |

### Claims Proposed Distribution

**Case: 00-62220 Heuermann, Kevin Shay**

Report Includes ONLY Claims with a Proposed Distribution

**Case Balance: \$513,383.24      Total Proposed Payment: \$513,383.24      Remaining Balance: \$0.00**

| Claim #                          | Claimant Name                                                                  | Type        | Amount Filed          | Amount Allowed        | Paid to Date  | Claim Balance         | Proposed Payment    | Remaining Funds |
|----------------------------------|--------------------------------------------------------------------------------|-------------|-----------------------|-----------------------|---------------|-----------------------|---------------------|-----------------|
| TTEE-E                           | Bob Anderson<br><2200-00 Trustee Expenses>                                     | Admin Ch. 7 | 1,592.78              | 1,592.78              | 0.00          | 1,592.78              | 1,592.78            | 511,790.46      |
| TTEE-F                           | Bob Anderson<br><2100-00 Trustee Compensation>                                 | Admin Ch. 7 | 43,308.49             | 43,308.49             | 0.00          | 43,308.49             | 43,308.49           | 468,481.97      |
| <b>SUBTOTAL FOR ADMIN CH. 7</b>  |                                                                                |             | <b>44,901.27</b>      | <b>44,901.27</b>      | <b>0.00</b>   | <b>44,901.27</b>      | <b>44,901.27</b>    |                 |
| 1                                | Paul Kula, Guardian of Estate Unsecured of Ryan P. De Blanc<br>Claim Memo:     |             | 1,900,000.00          | 1,900,000.00          | 0.00          | 1,900,000.00          | 230,137.02          | 238,344.95      |
| 2                                | Paul Kula, Guardian of Estate Unsecured of Kristina N. De Blanc<br>Claim Memo: |             | 1,900,000.00          | 1,900,000.00          | 0.00          | 1,900,000.00          | 230,137.01          | 8,207.94        |
| 3                                | John Walker<br>Claim Memo:                                                     | Unsecured   | 67,764.30             | 67,764.30             | 0.00          | 67,764.30             | 8,207.94            | 0.00            |
| <b>SUBTOTAL FOR UNSECURED</b>    |                                                                                |             | <b>3,867,764.30</b>   | <b>3,867,764.30</b>   | <b>0.00</b>   | <b>3,867,764.30</b>   | <b>468,481.97</b>   |                 |
| <b>Total for Case 00-62220 :</b> |                                                                                |             | <b>\$3,912,665.57</b> | <b>\$3,912,665.57</b> | <b>\$0.00</b> | <b>\$3,912,665.57</b> | <b>\$513,383.24</b> |                 |

#### CASE SUMMARY

|                                      | Amount Filed   | Amount Allowed | Paid to Date | Proposed Payment | % paid      |
|--------------------------------------|----------------|----------------|--------------|------------------|-------------|
| <b>Total Administrative Claims :</b> | \$44,901.27    | \$44,901.27    | \$0.00       | \$44,901.27      | 100.000000% |
| <b>Total Unsecured Claims :</b>      | \$3,867,764.30 | \$3,867,764.30 | \$0.00       | \$468,481.97     | 12.112475%  |

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION

IN RE: KEVIN HEUERMANN / BANKRUPTCY CASE: 00-62220  
/   
/ CHAPTER 7.

**NOTICE OF FILING OF FINAL REPORT OF TRUSTEE.  
APPLICATION FOR COMPENSATION AND PROPOSED DISTRIBUTIONS**

NOTICE IS GIVEN that the Trustee's Final Report and Account, report of Proposed Final Distribution and Applications for Compensation have been filed. These documents are available for public inspection at the office of the Bankruptcy Clerk, 200 E. Ferguson, Tyler, Texas 75702, or at the trustee's office whose name and address is as follows:

BOB ANDERSON                      911 N.W. LOOP 281, SUITE 412                      LONGVIEW, TEXAS 75604

The following Applications for Compensation have been filed:

| <u>Applicants</u>              | <u>Fees Requested</u> | <u>Expenses Requested</u>   |
|--------------------------------|-----------------------|-----------------------------|
| <u>BOB ANDERSON</u><br>Trustee | <u>43308.49</u>       | <u>1592.78</u>              |
| <u>Attorney for Trustee</u>    | <u>0.00</u>           | <u>0.00</u>                 |
| <u>U. S. Bankruptcy Court</u>  | <u>0.00</u>           | <u>                    </u> |

The trustee's account shows:

| <b>Total Receipts</b> | <b>Total Disbursements</b> | <b>Balance</b>      |
|-----------------------|----------------------------|---------------------|
| <u>\$ 801169.80</u>   | <u>\$ 287786.56</u>        | <u>\$ 513383.24</u> |

In addition to the commissions and fees that may be allowed by the Court, liens and priority claims which must be paid in advance of general creditors have been allowed in the total amount of \$ 0.00 ; general unsecured claims have been allowed in the amount of \$ 3867764.30 .  
The debtor has/has not been discharged.

Written objections to the Final Report, Application for Compensation and/or proposed Distributions must be filed with the Clerk of the Court and served on the trustee at the above mentioned address within 30 days from the date of this notice. If no objections are filed, the Court may consider the Report and Applications without hearing. If objections are filed, a hearing will be held on \_\_\_\_\_

at \_\_\_\_\_ .

Date: \_\_\_\_\_

**JAMES D. TOKOPH**, Clerk of Court

By: \_\_\_\_\_  
Deputy Clerk