

THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

IN RE:

HOLT, KIMBERLY

DEBTOR

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§
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CASE NO. 02-44596-R
CHAPTER 7

TRUSTEE'S
FINAL REPORT AND PROPOSED DISTRIBUTION

LINDA S. PAYNE, trustee of the estate of the above-named Debtor(s), certifies under penalty of perjury, to the Court and the United States Trustee, that the trustee has faithfully and properly fulfilled the duties of her office and that the trustee has examined all proofs of claims as appropriate under the proposed distribution, and that the proposed distribution, attached hereto, is proper, and consistent with the law and rules of court. The Trustee applies for the commissions and expenses set forth herein and states that they are reasonable and proper.

I hereby authorize the Office of the United States Trustee to file by electronic means this Trustee's Final Report, Application for Compensation and Report of Proposed Distribution on my behalf, and I agree and acknowledge that the designation of my signature on this document once filed, constitutes my valid signature for the purposes of 11 U.S.C. § 704(9) and Fed.R.Bankr.Pro.9011.

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

Date: March 31, 2004

/s/ Linda Payne
Linda Payne, Trustee

SCHEDULE A-1

FINAL ACCOUNT AS OF: 03/30/04

A: Receipts \$5,080.85

B. Disbursements

1. Secured Creditors-----\$

2. Administrative-----

3. Priority-----

4. Other-----

Total disbursements----- \$

C. Current Balance \$5,080.85

Form 1

Individual Estate Property Record and Report
Asset Cases

Case Number: 02-44596 DRS
Case Name: HOLT, KIMBERLY G.
AKA KIMBERLY HOLT SCOTT
Period Ending: 03/31/04

Trustee: (631540) LINDA S. PAYNE
Filed (f) or Converted (c): 08/23/02 (f)
§341(a) Meeting Date: 10/21/02
Claims Bar Date: 04/15/03

| 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 | 5224 Longvue Dr, Homestead | 775,000.00 | 0.00 | DA | 0.00 | FA |
| 2 | Cash and checking | 108.99 | 108.99 | | 108.99 | FA |
| 3 | Bank account at Wells Fargo (u) Account is in non filing spouses name. After examination of bank statements it appears funds are commingled and 1/2 of account should belong to this estate. Demand made 1/11/03 | 0.00 | 5,072.65 | | 4,963.65 | FA |
| 4 | Household Goods & Art | 1,350.00 | 0.00 | DA | 0.00 | FA |
| 5 | Wearing apparel and jewelry | 535.00 | 0.00 | DA | 0.00 | FA |
| 6 | Firearms and sporting equipment | 255.00 | 0.00 | DA | 0.00 | FA |
| 7 | IRA | 6,301.00 | 0.00 | DA | 0.00 | FA |
| 8 | Plano Endonotics, PC Equipment leased - no value | 0.00 | 0.00 | DA | 0.00 | FA |
| 9 | Debt from Mary Crawford Mary Crawford defaulted on loan in 1999. Proceeds were to be paid to former husband in divorce per court order - no value to this estate. | 30,900.00 | 0.00 | DA | 0.00 | FA |
| 10 | Fusion credit card credit Not worth enough to pursue. | 16.23 | 0.00 | DA | 0.00 | FA |
| 11 | Tx & Tn Dental License No value to estate. | 400.00 | 0.00 | DA | 0.00 | FA |

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Asset Cases

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AKA KIMBERLY HOLT SCOTT
Period Ending: 03/31/04

Trustee: (631540) LINDA S. PAYNE
Filed (f) or Converted (c): 08/23/02 (f)
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Claims Bar Date: 04/15/03

| Ref. # | Asset Description (Scheduled And Unscheduled (u) Property) | Petition/ Unscheduled Values | Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs) | Property Abandoned OA=\$554(a) abandon. DA=\$554(c) abandon. | Sale/Funds Received by the Estate | Asset Fully Administered (FA)/ Gross Value of Remaining Assets |
|--------|---|--|---|---|---|---|
| 12 | 2001 Jeep Cherokee | 19,225.00 | 0.00 | DA | 0.00 | FA |
| 13 | 2000 Cadillac Escalade Debtor surrenders her interest - no value for estate. | 30,525.00 | 0.00 | DA | 0.00 | FA |
| 14 | Dental tools and sensor | 300.00 | 0.00 | DA | 0.00 | FA |
| Int | INTEREST (u) | Unknown | N/A | | 8.21 | Unknown |
| 15 | Assets | Totals (Excluding unknown values) | \$864,916.22 | \$5,181.64 | \$5,080.85 | \$0.00 |

Major Activities Affecting Case Closing:
Paying out cash

Initial Projected Date Of Final Report (TFR): August 1, 2004

Current Projected Date Of Final Report (TFR): August 1, 2004

Form 2

Cash Receipts And Disbursements Record

Case Number: 02-44596 DRS
 Case Name: HOLT, KIMBERLY G.
 AKA KIMBERLY HOLT SCOTT
 Taxpayer ID #: 13-7351698
 Period Ending: 03/31/04

Trustee: LINDA S. PAYNE (631540)
 Bank Name: JPMORGAN CHASE BANK
 Account: 312-8897722-65 - Money Market Account
 Blanket Bond: \$300,000.00 (per case limit)
 Separate Bond: N/A

| 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 |
|---------------------|--------------------------|------------------------------|--|----------|---------------------|--------------------------|--------------------------------------|
| 02/03/03 | {3} | Kim Holt | Repayment of cash | 1229-000 | 422.72 | | 422.72 |
| 02/28/03 | Int | JPMORGAN CHASE BANK | Interest posting at 0.43000% | 1270-000 | 0.11 | | 422.83 |
| 03/06/03 | {3} | Kimberly Holt | Repayment of cash | 1229-000 | 422.72 | | 845.55 |
| 03/31/03 | Int | JPMORGAN CHASE BANK | Interest posting at 0.40000% | 1270-000 | 0.25 | | 845.80 |
| 04/01/03 | {3} | Kimberly Holt | Repayment of cash | 1229-000 | 422.72 | | 1,268.52 |
| 04/30/03 | {3} | Kimberly Holt | Repayment of Cash | 1229-000 | 422.72 | | 1,691.24 |
| 04/30/03 | Int | JPMORGAN CHASE BANK | Interest posting at 0.40000% | 1270-000 | 0.41 | | 1,691.65 |
| 05/30/03 | Int | JPMORGAN CHASE BANK | Interest posting at 0.40000% | 1270-000 | 0.57 | | 1,692.22 |
| 06/05/03 | {3} | Kimberly Holt | Repayment of cash | 1229-000 | 422.72 | | 2,114.94 |
| 06/30/03 | Int | JPMORGAN CHASE BANK | Interest posting at 0.30000% | 1270-000 | 0.55 | | 2,115.49 |
| 07/02/03 | {2} | Kimberly Holt | Repayment of cash Repayment of funds in bank account | 1129-000 | 422.72 | | 2,538.21 |
| | {3} | | Repayment of funds in bank account | 1229-000 | | | 2,538.21 |
| 07/31/03 | Int | JPMORGAN CHASE BANK | Interest posting at 0.30000% | 1270-000 | 0.63 | | 2,538.84 |
| 08/11/03 | {3} | Kimberly Holt | Repayment of cash | 1229-000 | 422.72 | | 2,961.56 |
| 08/29/03 | Int | JPMORGAN CHASE BANK | Interest posting at 0.25000% | 1270-000 | 0.64 | | 2,962.20 |
| 09/03/03 | {3} | Kimberly Holt | Repayment of Checking Account | 1229-000 | 422.72 | | 3,384.92 |
| 09/30/03 | Int | JPMORGAN CHASE BANK | Interest posting at 0.25000% | 1270-000 | 0.68 | | 3,385.60 |
| 10/06/03 | {3} | Kimberly Holt | Repayment of checking acct | 1229-000 | 422.72 | | 3,808.32 |
| 10/31/03 | Int | JPMORGAN CHASE BANK | Interest posting at 0.20000% | 1270-000 | 0.71 | | 3,809.03 |
| 11/07/03 | {3} | Kimberly Holt | Repayment of cash | 1229-000 | 422.72 | | 4,231.75 |
| 11/28/03 | Int | JPMORGAN CHASE BANK | Interest posting at 0.20000% | 1270-000 | 0.67 | | 4,232.42 |
| 12/31/03 | Int | JPMORGAN CHASE BANK | Interest posting at 0.20000% | 1270-000 | 0.72 | | 4,233.14 |

Subtotals :

\$4,233.14

\$0.00

{ Asset reference(s)

Form 2

Cash Receipts And Disbursements Record

Case Number: 02-44596 DRS
 Case Name: HOLT, KIMBERLY G.
 AKA KIMBERLY HOLT SCOTT
 Taxpayer ID #: 13-7351698
 Period Ending: 03/31/04

Trustee: LINDA S. PAYNE (631540)
 Bank Name: JPMORGAN CHASE BANK
 Account: 312-8897722-65 - Money Market Account
 Blanket Bond: \$300,000.00 (per case limit)
 Separate Bond: N/A

| 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 |
|---------------------|--------------------------|------------------------------|----------------------------------|----------|---------------------|--------------------------|--------------------------------------|
| 01/08/04 | {3} | Kimberly Holt | Repayment of cash | 1229-000 | 422.72 | | 4,655.86 |
| 01/30/04 | Int | JPMORGAN CHASE BANK | Interest posting at 0.2000% | 1270-000 | 0.76 | | 4,656.62 |
| 02/18/04 | {3} | Kimberly Holt | Repayment of cash | 1229-000 | 422.72 | | 5,079.34 |
| 02/27/04 | Int | JPMORGAN CHASE BANK | Interest posting at 0.2000% | 1270-000 | 0.76 | | 5,080.10 |
| 03/30/04 | Int | JPMORGAN CHASE BANK | Current Interest Rate is 0.1500% | 1270-000 | 0.75 | | 5,080.85 |
| 03/30/04 | | To Account #312889772266 | Final Report | 9999-000 | | | 0.00 |

ACCOUNT TOTALS
 Less: Bank Transfers 5,080.85 5,080.85
 Subtotal 0.00 5,080.85
 Less: Payments to Debtors 5,080.85 0.00
NET Receipts / Disbursements \$5,080.85 \$0.00

Form 2

Cash Receipts And Disbursements Record

Case Number: 02-44596 DRS
 Case Name: HOLT, KIMBERLY G.
 AKA KIMBERLY HOLT SCOTT
 Taxpayer ID #: 13-7351698
 Period Ending: 03/31/04

Trustee: LINDA S. PAYNE (631540)
 Bank Name: JPMORGAN CHASE BANK
 Account: 312-8897722-66 - Checking Account
 Blanket Bond: \$300,000.00 (per case limit)
 Separate Bond: N/A

| 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 |
|---------------------|---------------------------|------------------------------|---------------------------------|----------|---------------------|--------------------------|----------------------------------|
| 03/30/04 | | From Account #312889772265 | Final Report | 9999-000 | 5,080.85 | | 5,080.85 |

ACCOUNT TOTALS
 Less: Bank Transfers 5,080.85 0.00
 Subtotal 0.00 0.00
 Less: Payments to Debtors 0.00 0.00
NET Receipts / Disbursements \$0.00 \$0.00

| TOTAL - ALL ACCOUNTS | Net Receipts | Net Disbursements | Account Balances |
|---------------------------|-------------------|-------------------|-------------------|
| MMA # 312-8897722-65 | 5,080.85 | 0.00 | 0.00 |
| Checking # 312-8897722-66 | 0.00 | 0.00 | 5,080.85 |
| | \$5,080.85 | \$0.00 | \$5,080.85 |

SCHEDULE B

APPLICATION FOR COMPENSATION

TRUSTEE COMPENSATION:

| | | | |
|--------------------------|------------|-------------------------|--------------------|
| Total Receipts | \$5,080.85 | 25% of First \$5,000.00 | \$ 1,250.00 |
| Balance | \$ 80.85 | 10% of Next \$45,000.00 | \$ 8.09 |
| Balance | \$ _____ | 5% of Next \$950,000.00 | |
| Balance | \$ _____ | 3% of Remaining Balance | \$ |
| TOTAL COMMISSIONS | | | \$ 1,258.09 |

UNREIMBURSED EXPENSES: (See attached breakdown)

| | |
|------------------------------|-------|
| Recording Fees----- | |
| Premium on bond----- | |
| Travel----- | |
| Clerical & Stenographic----- | 40.00 |
| Copies----- | 7.50 |
| Postage----- | 6.91 |
| Certified Mail (1)----- | |
| Court Certification----- | |
| Federal Express----- | |

TOTAL UNREIMBURSED EXPENSES-\$ 54.41

RECORDS:

Trustee did not take possession of business or personal records of the debtor.

____X____

Trustee did take possession of business or personal records of the debtor.

Notice given to debtor on _____
to pick up business or personal records in
hands of trustee. If not picked up within
30 days such records or work files may be
destroyed.

Exhibit "A"
Expenses of Fiore

Travel:

| <u>Secretarial, Copies & Postage:</u> | <u>Copies</u> | <u>Postage</u> |
|---|---------------|----------------|
| Final Report (E filed) 1.00 | 20 | |
| Supplemental Final Report (E filed) 1.00 | 10 | 2.96 |
| Mail Checks and Statements to UST | | 3.95 |

Totals:

| | |
|--|-------|
| Travel = Miles @ 0.35 per mile----- | |
| Secretarial = 2.00hrs @ \$20.00 per hour ----- | 40.00 |
| Copies = 30 @ \$0.25 each----- | 7.50 |
| Postage----- | 6.91 |

TOTAL: \$ 54.41

**SCHEDULE C
EXPENSES OF ADMINISTRATION**

| | AMOUNT CLAIMED | AMOUNT PAID | AMOUNT DUE |
|--|-------------------|----------------|---------------|
| 1. 11 U.S.C. Sec 507(a)(1) <u>Court Cost and Fees</u> | | | |
| A. Notice & Claim Fees \$ | | | |
| B. Adv. filing fees | | | |
| C. Quarterly Chapt 11 | | | |
| 2. 11 U.S.C. Sec 503(b)(1)(a) <u>Preservation of estate</u> | | | |
| A. Transportation | | | |
| B. Storage | | | |
| C. Wages | | | |
| D. Estates share FICA | | | |
| E. Insurance | | | |
| F. Other (itemize) | | | |
| 3. 11 U.S.C. Sec.503(b)(2) <u>Post-Petition Taxes and related penalties</u> | | | |
| 4. 11 U.S.C. Sec.503(b)(2) <u>Compensation and Reimbursement</u> | | | |
| A. Trustee Fees | 1,258.09 | 0 | 1,258.09 |
| B. Trustee Expenses | 54.41 | | 54.41 |
| C. Attorney to Trustee | | | |
| D. Expenses for Attorney To Trustee | | | |
| E. Attorney for Debtor | | | |
| F. Auctioneer Fees Auctioneer Expenses | | | |
| 5. Other (Itemize) | | | |
| TOTAL----- | 1,312.50 | 0 | 1,312.50 |

SCHEDULE D

SECURED CLAIMS

| <u>Claim #</u> | <u>Claimant</u> | <u>Amount Claimed</u> | <u>Amount Not Determined</u> | <u>Amount Allowed</u> | <u>Previously Paid</u> | <u>Amount Due</u> |
|----------------|-----------------|---------------------------|----------------------------------|---------------------------|----------------------------|-------------------|
| Totals | | | | | | \$ 0 |

SCHEDULE E

**PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES
IN THE FOLLOWING ORDER OF PRIORITY**

| | (1) | (2) | (3) | (4) | (5) |
|---|------------|----------------|----------------|-------------|------------|
| | Claim | Amt. | Amt. | Amt. | Amt. |
| | <u>No.</u> | <u>Claimed</u> | <u>Allowed</u> | <u>Paid</u> | <u>Due</u> |
| 1. For Credit Extended §364(e)(1) | | | | | |
| 2. Claims from failure of adequate protection §307 (a)(b) | | | | | |
| 3. "Gap Claims" §507 (a)(2) | | | | | |
| 4. Wages, etc. §507 (a)(3) | | | | | |
| 5. Contributions to benefit plans §507 (a)(4) | | | | | |
| 6. Engaged in raising of grain or fisherman §507 (a)(5) | | | | | |
| 7. Consumer deposits §507 (a)(6) | | | | | |
| 8. Alimony or child support §507 (a)(7) | | | | | |
| 9. Taxes §507 (a)(8) | | | | | |

TOTAL ALLOWED PRIORITY CLAIMS: \$ 0

TIMELY FILED ALLOWED UNSECURED CLAIMS TOTAL: \$129,741.76

Claims Distribution Register

Case: 02-44596 HOLT, KIMBERLY G.

| Claim # | Date | Pri | Claimant / Proof / <Category> / Memo | Amount Filed | Amount Allowed | Paid to Date | Claim Balance | Proposed Payment |
|-----------------------------------|----------|-----|---|-----------------|-------------------|-----------------|------------------|---------------------|
| Admin Ch. 7 Claims: | | | | | | | | |
| | 08/23/02 | 200 | LINDA S. PAYNE 100 NORTH MAIN ST. PARIS, TX 75460 <2100-00 Trustee Compensation> | 1,258.09 | 1,258.09 | 0.00 | 1,258.09 | 1,258.09 |
| | 08/23/02 | 200 | LINDA S. PAYNE 100 NORTH MAIN ST. PARIS, TX 75460 <2200-00 Trustee Expenses> | 54.41 | 54.41 | 0.00 | 54.41 | 54.41 |
| Total for Priority 200: 100% Paid | | | | \$1,312.50 | \$1,312.50 | \$0.00 | \$1,312.50 | \$1,312.50 |
| Total for Admin Ch. 7 Claims: | | | | \$1,312.50 | \$1,312.50 | \$0.00 | \$1,312.50 | \$1,312.50 |

Unsecured Claims:

| | | | | | | | | |
|---|----------|-----|---|-----------|-----------|------|-----------|----------|
| 1 | 02/03/03 | 610 | Sallie Mae Servicing, LP 220 Laasley Ave. Wilkes-Barre, PA 18706 <7100-00 General Unsecured § 726(a)(2)> Unsecured | 6,587.72 | 6,587.72 | 0.00 | 6,587.72 | 191.34 |
| 2 | 02/03/03 | 610 | Sallie Mae Servicing, LP 220 Laasley Ave. Wilkes-Barre, PA 18706 <7100-00 General Unsecured § 726(a)(2)> Unsecured | 14,611.26 | 14,611.26 | 0.00 | 14,611.26 | 424.38 |
| 3 | 02/03/03 | 610 | Sallie Mae Servicing, LP 220 Laasley Ave. Wilkes-Barre, PA 18706 <7100-00 General Unsecured § 726(a)(2)> Unsecured | 19,442.38 | 19,442.38 | 0.00 | 19,442.38 | 564.71 |
| 4 | 02/07/03 | 610 | Bank of America, NA PO Box 2278 Norfolk, VA 23501-2278 <7100-00 General Unsecured § 726(a)(2)> Unsecured | 12,140.64 | 12,140.64 | 0.00 | 12,140.64 | 352.62 |
| 5 | 03/25/03 | 610 | Monogram Credit Card Bank of Georgia 25 SE 2nd Ave., Ste. 1120 Miami, FL 33131 <7100-00 General Unsecured § 726(a)(2)> Unsecured | 575.41 | 575.41 | 0.00 | 575.41 | 16.72 |
| 6 | 04/04/03 | 610 | MBNA PO Box 15026 Wilmington, DE 19850-5026 <7100-00 General Unsecured § 726(a)(2)> Unsecured | 39,314.43 | 39,314.43 | 0.00 | 39,314.43 | 1,141.88 |

Claims Distribution Register

Case: 02-44596 HOLT, KIMBERLY G.

| Claim # | Date | Pri | Claimant / Proof / <Category> / Memo | Amount Filed | Amount Allowed | Paid to Date | Claim Balance | Proposed Payment |
|--|----------|-----|---|---------------------|---------------------|-----------------|---------------------|---------------------|
| 7 | 04/11/03 | 610 | Harold Todd Scott c/o Thompson & Knight LLP 1700 Pacific, Ste. 3300 Dallas, TX 75201 <7100-00 General Unsecured § 726(a)(2)> Unsecured | 37,069.92 | 37,069.92 | 0.00 | 37,069.92 | 1,076.70 |
| Total for Priority 610: 2.90450% Paid | | | | \$129,741.76 | \$129,741.76 | \$0.00 | \$129,741.76 | \$3,768.35 |
| Total for Unsecured Claims: | | | | \$129,741.76 | \$129,741.76 | \$0.00 | \$129,741.76 | \$3,768.35 |
| Total for Case : | | | | \$131,054.26 | \$131,054.26 | \$0.00 | \$131,054.26 | \$5,080.85 |