

UNITED STATES BANKRUPTCY COURT
DISTRICT OF
DIVISION

In re:	§	
	§	
CUTLIP, GARRY THOMAS	§	Case No. 05-44158 BTR
CUTLIP, LONETTE JEAN	§	
	§	
Debtor(s)	§	

TRUSTEE'S FINAL REPORT (TFR)

The undersigned trustee hereby makes this Final Report and states as follows:

1. The debtor filed a petition under chapter of the United States Bankruptcy Code on . The undersigned trustee was appointed on .
2. The trustee faithfully and properly fulfilled the duties enumerated in 11 U.S.C. §704.
3. All scheduled and known assets of the estate have been reduced to cash, released to the debtor as exempt property pursuant to 11 U.S.C. § 522, or have been or will be abandoned pursuant to 11 U.S.C. § 554. An individual estate property record and report showing the disposition of all property of the estate is attached as **Exhibit A**.

4. The trustee realized gross receipts of \$

Funds were disbursed in the following amounts:

Administrative expenses
Payments to creditors
Non-estate funds paid to 3rd Parties
Payments to the debtor

Leaving a balance on hand of¹ \$

The remaining funds are available for distribution.

5. Attached as **Exhibit B** is a cash receipts and disbursements record for each estate bank account.

¹The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. §326(a) on account of the disbursement of the additional interest.

6. The deadline for filing claims in this case was . All claims of each class which will receive a distribution have been examined and any objections to the allowance of claims have been resolved. If applicable, a claims analysis, explaining why payment on any claim is not being made, is attached as **Exhibit C**.

7. The Trustee's proposed distribution is attached as **Exhibit D**.

8. Pursuant to 11 U.S.C. § 326(a), the maximum compensation allowable to the trustee is \$. To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received \$ as interim compensation and now requests a sum of \$, for a total compensation of \$. In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$, and now requests reimbursement for expenses of \$, for total expenses of \$.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Date: _____ By: /s/Mark A. Weisbart
Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

Case No: 05-44158 BTR Judge: BRENDA T. RHOADES
Case Name: CUTLIP, GARRY THOMAS
CUTLIP, LONETTE JEAN
For Period Ending: 11/10/09

Trustee Name: Mark A. Weisbart
Date Filed (f) or Converted (c): 08/05/05 (f)
341(a) Meeting Date: 09/02/05
Claims Bar Date: 02/07/06

1	2	3	4	5	6
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
1. 1321 Saddleback Lane - Homestead 1321 Saddleback Lane, Lewisville, TX 75067, Lot 24, Block H of Creek Haven Addition, an Addition to the City of Lewisville, Denton County, Texas, according to the Plat thereof recorded in Cabinet D, Page 345, of the Plat Records of Denton County, Texas	150,000.00	0.00	DA	0.00	FA
2. Land in Socorro County, New Mexico Land in Socorro County, New Mexico Parcel ID: Z39-710-1318 RGE, Unit-1 Block-58 Lot-2	1,320.00	0.00	DA	0.00	FA
3. Colonial Savings Bank	25.53	0.00	DA	0.00	FA
4. Tomorrow's COLlege Investment Plan in Mrs. Debtor's name, but son is beneficiary	4,000.00	0.00	DA	0.00	FA
5. Household Furniture and Goods	1,320.00	0.00	DA	0.00	FA
6. Books, Pictures & Oth. Art Obj Books and Pictures (Sentimental Value only)	0.00	0.00	DA	0.00	FA
7. Clothing (u)	400.00	0.00	DA	0.00	FA
8. Furs and Jewelry Mrs. Diamond Wedding Ring Mr. Watch (inoperable) and Mrs. Watch	152.00	0.00	DA	0.00	FA
9. Firearms, Sport Equip., Pers. Tennis Racquets, Golf Clubs, Camping Equipment, Balls Polaroid Camera	70.00	0.00	DA	0.00	FA
10. Insurance Policy Health Insurance through 1st Health Network Con Agra Foods, Inc.	0.00	0.00	DA	0.00	FA
11. Life Insurance Life Insurance through Amica	0.00	0.00	DA	0.00	FA

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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
\$135,000 face amount - 0 cash value Beneficiary: GNB Bank					
12. Interests in IRA, ERISA, Keough, or other pensio Mr. Pension (Gross = \$946.00/month - medical deduction comes out of this - Net = \$387.45	387.45	0.00	DA	0.00	FA
13. IRA, 401 K, Retirement Benefit IRA through Putnam New Opportunities Fund	2,638.79	0.00	DA	0.00	FA
14. IRA, 401 K, Retirement Benefit IRA through John Hancock Bank Fund	3,633.09	0.00	DA	0.00	FA
15. Cutlip Enterprises, LLC d/b/a Cottman Transmission (zero value as Chapter 7 bankruptcy pending)	0.00	0.00	DA	0.00	FA
16. Social Security payments Mr. Social Security	1,366.00	0.00	DA	0.00	FA
17. 1993 Cadillac	200.00	0.00	DA	0.00	FA
18. 1999 Chrysler Sebring	2,400.00	0.00	DA	0.00	FA
19. 1998 Plymouth Neon (inoperable)	50.00	0.00	DA	0.00	FA
20. 1986 Chevy Pickup 1986 Chevy Pickup	100.00	0.00	DA	0.00	FA
21. 1993 Nissan (inoperable) (legal title belongs to Liz Shelton, but equitable title belongs to Debtors).	250.00	0.00	DA	0.00	FA
22. FInancial Partners Credit Union Bank account Deposit	50.00	0.00	DA	0.00	FA

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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
23. 1993 Pickup 1993 Chevy P/U (Mr. Debtor filed mechanic's lien on or about 5/16/05; however the vehicle was stolen approx. 06/16/05; for disclosure purposes only; vehicle had no transmission, no drive shaft, and was in need of motor repairs at time of theft; considered unrecoverable).	400.00	0.00	DA	0.00	FA
24. Pets 1 dog (sentimental value only)	0.00	0.00	DA	0.00	FA
25. Lawsuit vs Cottman Transmission (u) Hired special counsel - Dady & Garner to pursue lawsuit.	0.00	10,000.00		10,000.00	FA
INT. Post-Petition Interest Deposits (u)	Unknown	N/A		2.44	Unknown

				Gross Value of Remaining Assets
TOTALS (Excluding Unknown Values)	\$168,762.86	\$10,000.00	\$10,002.44	\$0.00
				(Total Dollar Amount in Column 6)

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

Initial Projected Date of Final Report (TFR): 12/31/07 Current Projected Date of Final Report (TFR): 12/31/09

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 05-44158 -BTR
 Case Name: CUTLIP, GARRY THOMAS
 CUTLIP, LONETTE JEAN
 Taxpayer ID No: *****5565
 For Period Ending: 11/10/09

Trustee Name: Mark A. Weisbart
 Bank Name: Union Bank of California
 Account Number / CD #: *****6494 Money Market Account

Blanket Bond (per case limit): \$ 300,000.00
 Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
			BALANCE FORWARD				0.00
10/01/09		Transfer from Acct #*****6365	Bank Funds Transfer	9999-000	4,987.14		4,987.14
10/30/09	INT	Union Bank of California	Interest Rate 0.150	1270-000	0.60		4,987.74
11/10/09	INT	Union Bank of California	INTEREST REC'D FROM BANK	1270-000	0.20		4,987.94
11/10/09		Transfer to Acct #*****7872	Final Posting Transfer	9999-000		4,987.94	0.00

COLUMN TOTALS	4,987.94	4,987.94	0.00
Less: Bank Transfers/CD's	<u>4,987.14</u>	<u>4,987.94</u>	
Subtotal	0.80	0.00	
Less: Payments to Debtors		<u>0.00</u>	
Net	0.80	0.00	

Page Subtotals 4,987.94 4,987.94

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 05-44158 -BTR
 Case Name: CUTLIP, GARRY THOMAS
 CUTLIP, LONETTE JEAN
 Taxpayer ID No: *****5565
 For Period Ending: 11/10/09

Trustee Name: Mark A. Weisbart
 Bank Name: Union Bank of California
 Account Number / CD #: *****7872 Checking Account

Blanket Bond (per case limit): \$ 300,000.00
 Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
11/10/09		Transfer from Acct #*****6494	BALANCE FORWARD Transfer In From MMA Account	9999-000	4,987.94		4,987.94

COLUMN TOTALS	4,987.94	0.00	4,987.94
Less: Bank Transfers/CD's	4,987.94	0.00	
Subtotal	0.00	0.00	
Less: Payments to Debtors		0.00	
Net	0.00	0.00	

Page Subtotals 4,987.94 0.00

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 05-44158 -BTR
Case Name: CUTLIP, GARRY THOMAS
CUTLIP, LONETTE JEAN
Taxpayer ID No: *****5565
For Period Ending: 11/10/09

Trustee Name: Mark A. Weisbart
Bank Name: JPMorgan Chase Bank, N.A.
Account Number / CD #: *****6365 Money Market Account

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
			BALANCE FORWARD				0.00
02/13/09	25	Dady & Garner, P.A.	Settlement	1249-000	10,000.00		10,000.00
			DEPOSIT CHECK #9695				
02/27/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.13		10,000.13
03/05/09	001001	Dady & Garner	Trustee Attorney Fees	3210-000		3,833.30	6,166.83
03/05/09	001002	Dady & Garner	Trustee Attorney Expenses	3220-000		1,181.20	4,985.63
03/31/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.30		4,985.93
04/30/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.20		4,986.13
05/29/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.19		4,986.32
06/30/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.21		4,986.53
07/31/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.21		4,986.74
08/31/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.21		4,986.95
09/30/09	INT	JPMorgan Chase Bank, N.A.	INTEREST REC'D FROM BANK	1270-000	0.19		4,987.14
10/01/09		Transfer to Acct #*****6494	Bank Funds Transfer	9999-000		4,987.14	0.00

COLUMN TOTALS	10,001.64	10,001.64	0.00
Less: Bank Transfers/CD's	0.00	<u>4,987.14</u>	
Subtotal	10,001.64	5,014.50	
Less: Payments to Debtors		<u>0.00</u>	
Net	10,001.64	5,014.50	

TOTAL - ALL ACCOUNTS	NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCE
Money Market Account - *****6494	0.80	0.00	0.00
Checking Account - *****7872	0.00	0.00	4,987.94
Money Market Account - *****6365	10,001.64	5,014.50	0.00
	-----	-----	-----
	10,002.44	5,014.50	4,987.94
	=====	=====	=====
	(Excludes Account Transfers)	(Excludes Payments To Debtors)	Total Funds On Hand

Page Subtotals 10,001.64 10,001.64

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Case No: 05-44158 -BTR
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 Taxpayer ID No: *****5565
 For Period Ending: 11/10/09

Trustee Name: Mark A. Weisbart
 Bank Name: JPMorgan Chase Bank, N.A.
 Account Number / CD #: *****6365 Money Market Account

Blanket Bond (per case limit): \$ 300,000.00
 Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)

Money Market Account - *****6494
 Checking Account - *****7872
 Money Market Account - *****6365

Page Subtotals 0.00 0.00

EXHIBIT C
ANALYSIS OF CLAIMS REGISTER

Case Number: 05-44158 Page 1
 Debtor Name: CUTLIP, GARRY THOMAS Date: November 10, 2009
Claim Class Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
200 3210-00	Dady & Garner	Administrative		\$3,833.30	\$3,833.30	\$0.00
200 3220-00	Dady & Garner	Administrative		\$1,181.20	\$1,181.20	\$0.00
1 610 7100-00	GNB Financial SBA 4400 Main St The Colony, TX 75056	Unsecured		\$83,627.41	\$0.00	\$83,627.41
4 610 7100-00	Fifth Third Bank 1850 E Paris Ave SE MD#ROPS05/Bankruptcy Grand Rapids, MI 49546	Unsecured		\$16,647.28	\$0.00	\$16,647.28
5 610 7100-00	Heartland Payment Systems 1437 Youngstown Center Jeffersonville, IN 47130	Unsecured		\$417.16	\$0.00	\$417.16
6 610 7100-00	Chase Bank USA, N.A. c/o Weinstein & Riley, P.S. 2101 4th Avenue, Suite 900, Seattle, WA, 98121	Unsecured		\$6,854.46	\$0.00	\$6,854.46
7 610 7100-00	eCAST Settlement Corporation POB 35480 Newark, NJ 07193-5480	Unsecured		\$3,722.47	\$0.00	\$3,722.47
8 610 7100-00	DISCOVER FINANCIAL SERVICES PO BOX 8003 HILLIARD, OH 43026	Unsecured		\$10,857.92	\$0.00	\$10,857.92
9 610 7100-00	First Equity Card Corp PO Box 23029 Columbus, GA 31902-3029	Unsecured		\$2,617.81	\$0.00	\$2,617.81
10 610 7100-00	Heartland Payment Systems 1437 Youngstown Center Jeffersonville, IN 47130	Unsecured		\$417.16	\$0.00	\$417.16
2 100 4110-00	Denton County Road Utility District #1 c/o Michael Reed P O Box 1269 Round Rock, TX 78680	Secured		\$0.00	\$0.00	\$0.00
3 100 4110-00	Colonial Savings & Loan Mortgage Services 2626 West Frwy Bldg B Fort Worth, TX 76102	Secured		\$0.00	\$0.00	\$0.00

EXHIBIT C
ANALYSIS OF CLAIMS REGISTER

Case Number: 05-44158 Page 2 Date: November 10, 2009
Debtor Name: CUTLIP, GARRY THOMAS Claim Class Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
Case Totals:				\$130,176.17	\$5,014.50	\$125,161.67

Code #: Trustee's Claim Number, Priority Code, Claim Type

TRUSTEE'S PROPOSED DISTRIBUTION

Exhibit D

Case No.: 05-44158 BTR
 Case Name: CUTLIP, GARRY THOMAS
 CUTLIP, LONETTE JEAN
 Trustee Name: Mark A. Weisbart

Claims of secured creditors will be paid as follows:

<i>Claimant</i>	<i>Proposed Payment</i>
_____	\$ _____
_____	\$ _____
_____	\$ _____

Applications for chapter 7 fees and administrative expenses have been filed as follows:

<i>Reason/Applicant</i>	<i>Fees</i>	<i>Expenses</i>
<i>Trustee: Mark A. Weisbart</i>	\$ _____	\$ _____
<i>Attorney for trustee:</i>	\$ _____	\$ _____
<i>Appraiser:</i>	\$ _____	\$ _____
<i>Auctioneer:</i>	\$ _____	\$ _____
<i>Accountant:</i>	\$ _____	\$ _____
<i>Special Attorney for trustee:</i>	\$ _____	\$ _____
<i>Charges:</i>	\$ _____	\$ _____
<i>Fees:</i>	\$ _____	\$ _____
<i>Other:</i>	\$ _____	\$ _____
<i>Other:</i>	\$ _____	\$ _____

Applications for prior chapter fees and administrative expenses have been filed as follows:

<i>Reason/Applicant</i>	<i>Fees</i>	<i>Expenses</i>
<u>Attorney for debtor:</u>	\$ _____	\$ _____
<u>Attorney for:</u>	\$ _____	\$ _____
<u>Accountant for:</u>	\$ _____	\$ _____
<u>Appraiser for:</u>	\$ _____	\$ _____
<u>Other:</u>	\$ _____	\$ _____

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$ _____ must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

<i>Claim Number</i>	<i>Claimant</i>	<i>Allowed Amt. of Claim</i>	<i>Proposed Payment</i>
_____	_____	\$ _____	\$ _____
_____	_____	\$ _____	\$ _____
_____	_____	\$ _____	\$ _____

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$ _____ have been allowed and will be paid *pro rata* only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be _____ percent.

Timely allowed general (unsecured) claims are as follows:

<i>Claim Number</i>	<i>Claimant</i>	<i>Allowed Amt. of Claim</i>	<i>Proposed Payment</i>
<u>1</u>	<u>GNB Financial</u>	\$ _____	\$ _____
<u>4</u>	<u>Fifth Third Bank</u>	\$ _____	\$ _____
<u>5</u>	<u>Heartland Payment Systems</u>	\$ _____	\$ _____

The amount of surplus returned to the debtor after payment of all claims and interest is
\$.