

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF  
DIVISION

In re:	§	
	§	
FERGUSON, GAYLORD LLOYD	§	Case No. 05-44249 BTR
FERGUSON, SANDRA LYNN	§	
	§	
Debtor(s)	§	

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**TRUSTEE'S FINAL REPORT (TFR)**

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

1. A petition under chapter      of the United States Bankruptcy Code was filed 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:

- Payments made under an interim disbursement
- Administrative expenses
- Bank service fees
- Other payments to creditors
- Non-estate funds paid to 3<sup>rd</sup> Parties
- Exemptions paid to the debtor
- Other payments to the debtor

Leaving a balance on hand of<sup>1</sup>      \$

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<sup>1</sup>The 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.

The remaining funds are available for distribution.

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

6. The deadline for filing non-governmental claims in this case was \_\_\_\_\_ and the deadline for filing governmental claims 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 \$ \_\_\_\_\_<sup>2</sup>. 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 \$ \_\_\_\_\_<sup>2</sup>.

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/Michelle H. Chow, Trustee  
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.

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<sup>2</sup> If the estate is administratively insolvent, the dollar amounts reflected in this paragraph may be higher than the amounts listed in the Trustee's Proposed Distribution (Exhibit D).

**FORM 1  
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT  
ASSET CASES**

Case No: 05-44249 BTR Judge: BRENDA T. RHOADES  
Case Name: FERGUSON, GAYLORD LLOYD  
FERGUSON, SANDRA LYNN  
For Period Ending: 02/27/15

Trustee Name: Michelle H. Chow, Trustee  
Date Filed (f) or Converted (c): 08/10/05 (f)  
341(a) Meeting Date: 09/12/05  
Claims Bar Date: 03/05/13

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 Formally Abandoned OA=554(a) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1. RESIDENCE "Sparks Addition, Block 33, Lot 1 East 1/2 known as 119 Cloud Street, Gainsville, Cooke County, Texas" Debtors select TEXAS PROPERTY CODE EXEMPTIONS	23,785.00	0.00		0.00	FA
2. CASH	25.00	0.00		0.00	FA
3. ITEMIZED HOUSEHOLD GOODS	645.00	0.00		0.00	FA
4. WEARING APPAREL	100.00	0.00		0.00	FA
5. COSTUME JEWELRY	20.00	0.00		0.00	FA
6. 2001 JEEP CHEROKEE Lien of \$4,449.16; exempting \$2,050.84 on schedules.	6,500.00	0.00		0.00	FA
7. 2003 DODGE PICKUP Lien of \$5,803.60 listed on schedules.	23,000.00	0.00		0.00	FA
8. ITEMIZED OFFICE EQUIPMENT	362.00	0.00		0.00	FA
9. ITEMIZED INVENTORY	527.25	0.00		0.00	FA
10. INSURANCE POLICIES United Fidelity Life Insurance - o value	0.00	0.00		0.00	FA
11. STOCK Computer Warehouse -o value	0.00	0.00		0.00	FA
12. PERSONAL INJURY CLAIM (u) Debtor wife had a personal injury claim at the time of filing. Trustee was notified in November 2012 that special counsel was actively seeking settlement. Case reopened 11/29/12. This asset administered.	0.00	10,000.00		211,057.11	FA
13. Refund of escrow from special counsel (u)	0.00	11,000.00		11,255.09	FA

				Gross Value of Remaining Assets
TOTALS (Excluding Unknown Values)	\$54,964.25	\$21,000.00	\$222,312.20	\$0.00

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(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:

As of date submitted to UST: 02/27/15: This case was reopened 11/29/12 to administer a cause of action related to a medical issue/medical device. Debtor's attorney notified the Trustee of this possible settlement in late 2012. Trustee reopened case and hire general and special counsel to assist with settlement of the claim. By January 2014, settlement was reached. Motion and Order for the settlement were granted 01/06/14 #18 and 01/30/14 #20. Claims reviewed and no objections required. Final fee applications filed; Orders granted. TFR submitted when final bank statement generated to attach to TFR.

General Counsel for Trustee: Mark Ian Agee (Order 12/13/12 #13)

Special Counsel for Trustee: Miller Weisbrod, LLP/attn: Alexandra V. Boone/11551 Forest Central Drive, Suite 300/Dallas, TX 75243 (Order 03/11/13 #16)

Initial Projected Date of Final Report (TFR): 12/31/16

Current Projected Date of Final Report (TFR): 12/31/16

/s/ Michelle H. Chow, Trustee

Date: 02/27/15

MICHELLE H. CHOW, TRUSTEE

**FORM 2**

**ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 05-44249 -BTR  
 Case Name: FERGUSON, GAYLORD LLOYD  
 FERGUSON, SANDRA LYNN  
 Taxpayer ID No: \*\*\*\*\*2774  
 For Period Ending: 02/27/15

Trustee Name: Michelle H. Chow, Trustee  
 Bank Name: BANK OF KANSAS CITY  
 Account Number / CD #: \*\*\*\*\*1069 Checking Account (Non-Interest Earn)

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
02/03/14	12	Miller Weisbrod, LLP Iolta Trust Account 11551 Forest Central Drive, Suite 300 Dallas, Texas 75243	Settlement proceeds	1242-000	211,057.11		211,057.11
02/10/14	001001	MILLER WEISBROD, LLP ATTN: MICHAEL TRULL 11551 FOREST CENTRAL DRIVE SUITE 300 DALLAS, TX 75243	Per order 02/07/2014 Special counsel fees and expenses	3210-600		89,057.53	121,999.58
02/10/14	001002	MILLER WEISBROD, LLP ATTN: MICHAEL TRULL 11551 FOREST CENTRAL DRIVE SUITE 300 DALLAS, TX 75243	Per order 02/07/2014 Special counsel fees and expenses	3220-610		5,158.24	116,841.34
02/10/14	001003	US BANKRUPTCY COURT EASTERN DISTRICT OF TEXAS 660 N. CENTRAL EXPWY SUITE 300 DALLAS, TX 75074	Per order 11/29/2012 Order to defer filing fee -reopen fee	2700-000		260.00	116,581.34
05/02/14	13	Miller Weisbrod, LLP 11551 Forest Central Drive Suite 300 Dallas, Texas 75243	refund of escrow	1290-000	11,255.09		127,836.43
01/02/15	001004	MARK IAN AGEE 4115 N CENTRAL EXPRESSWAY DALLAS, TX 75204	Per order 12/30/14 Attorney fees and expenses	3110-000		9,847.00	117,989.43
01/02/15	001005	MARK IAN AGEE 4115 N CENTRAL EXPRESSWAY DALLAS, TX 75204	Per order 12/30/14 Attorney fees and expenses	3120-000		157.30	117,832.13

Page Subtotals                      222,312.20                      104,480.07



EXHIBIT C  
ANALYSIS OF CLAIMS REGISTER

Date: February 27, 2015

Case Number: 05-44249 Claim Class Sequence  
 Debtor Name: FERGUSON, GAYLORD LLOYD Joint Debtor: FERGUSON, SANDRA LYNN  
 Claims Bar Date: 03/05/13

Code #	Creditor Name & Address	Claim Class	Notes	Scheduled	Claimed	Allowed
001 3110-00	MARK IAN AGEE 4115 N CENTRAL EXPRESSWAY DALLAS, TX 75204	Administrative		\$0.00	\$9,847.00	\$9,857.00
001 3120-00	MARK IAN AGEE 4115 N CENTRAL EXPRESSWAY DALLAS, TX 75204	Administrative		\$0.00	\$157.30	\$157.30
001 3210-60	MILLER WEISBROD, LLP ATTN: MICHAEL TRULL 11551 FOREST CENTRAL DRIVE SUITE 300 DALLAS, TX 75243	Administrative		\$0.00	\$89,057.53	\$89,057.53
001 3220-61	MILLER WEISBROD, LLP ATTN: MICHAEL TRULL 11551 FOREST CENTRAL DRIVE SUITE 300 DALLAS, TX 75243	Administrative		\$0.00	\$5,158.24	\$5,158.24
001 2700-00	US BANKRUPTCY COURT EASTERN DISTRICT OF TEXAS 660 N. CENTRAL EXPWY SUITE 300 DALLAS, TX 75074	Administrative Per order 11/29/12 Deferred filing fee paid		\$0.00	\$260.00	\$260.00
000001 070 7100-00	DISCOVER BANK DB SERVICING CORPORATION PO BOX 3025 NEW ALBANY, OH 43054-3025	Unsecured x9577	Filed 12/14/12	\$0.00	\$6,689.41	\$6,689.41
000002 080 7200-00	DR. BHUPINDER KHAIRA P.O. BOX 1378 GAINESVILLE, TX 76241	Unsecured	Filed 05/14/14	\$0.00	\$747.00	\$747.00
000003 080 7200-00	PYOD, LLC ITS SUCCESSORS AND ASSIGNS AS ASSIGNEE OF CITIBANK, N.A. RESURGENT CAPITAL SERVICES PO BOX 19008 GREENVILLE, SC 29602	Unsecured Citibank x3609	Filed 06/06/14	\$0.00	\$1,803.35	\$1,803.35
000004 080 7200-00	PYOD, LLC ITS SUCCESSORS AND ASSIGNS AS ASSIGNEE OF CITIBANK, N.A. RESURGENT CAPITAL SERVICES PO BOX 19008 GREENVILLE, SC 29602	Unsecured Citibank x8270	Filed 06/06/14	\$0.00	\$8,047.80	\$8,047.80



**TRUSTEE'S PROPOSED DISTRIBUTION**

Exhibit D

Case No.: 05-44249 BTR  
 Case Name: FERGUSON, GAYLORD LLOYD  
 FERGUSON, SANDRA LYNN  
 Trustee Name: Michelle H. Chow, Trustee

Balance on hand \$

Claims of secured creditors will be paid as follows:

NONE

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

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee Fees: Michelle H. Chow, Trustee	\$	\$	\$
Trustee Expenses: Michelle H. Chow, Trustee	\$	\$	\$
Attorney for Trustee Fees: MARK IAN AGEE	\$	\$	\$
Attorney for Trustee Expenses: MARK IAN AGEE	\$	\$	\$
Charges: US BANKRUPTCY COURT	\$	\$	\$
Other: MILLER WEISBROD, LLP	\$	\$	\$
Other: MILLER WEISBROD, LLP	\$	\$	\$

Total to be paid for chapter 7 administrative expenses \$ \_\_\_\_\_

Remaining Balance \$ \_\_\_\_\_

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

NONE

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:

NONE

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, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
000001	DISCOVER BANK	\$ _____	\$ _____	\$ _____

Total to be paid to timely general unsecured creditors \$ \_\_\_\_\_

Remaining Balance \$ \_\_\_\_\_

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

Tardily filed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
000002	DR. BHUPINDER KHAIRA	\$	\$	\$
000003	PYOD, LLC ITS SUCCESSORS AND ASSIGNS AS	\$	\$	\$
000004	PYOD, LLC ITS SUCCESSORS AND ASSIGNS AS	\$	\$	\$

Total to be paid to tardy general unsecured creditors \$ \_\_\_\_\_

Remaining Balance \$ \_\_\_\_\_

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$ \_\_\_\_\_ have been allowed and will be paid *pro rata* only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be \_\_\_\_\_ percent.

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

NONE

To the extent funds remain after payment in full to all allowed claims, interest will be paid at the legal rate of \_\_\_\_\_ % pursuant to 11 U.S.C. § 726(a)(5). Funds available for interest are \$ \_\_\_\_\_. The amounts proposed for payment to each claimant, listed above, shall be increased to include the applicable interest.

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