

UNITED STATES BANKRUPTCY COURT
DISTRICT OF
DIVISION

In re:	§	
	§	
KLINGENSMITH, THOMAS VERNON	§	Case No. 06-90087 BP9
KLINGENSMITH, EDNA PEARL	§	
	§	
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/Stephen J. Zayler
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- EXHIBIT A
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES**

Case No: 06-90087 BP9 Judge: BILL PARKER
Case Name: KLINGENSMITH, THOMAS VERNON
KLINGENSMITH, EDNA PEARL
For Period Ending: 09/13/10

Trustee Name: Stephen J. Zayler
Date Filed (f) or Converted (c): 04/28/06 (f)
341(a) Meeting Date: 06/01/06
Claims Bar Date: 10/04/06

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. HOMESTEAD LUFKIN, TEXAS	103,810.00	0.00	DA	0.00	FA
2. CHECKING AND/OR SAVINGS ACCOUNT	397.16	0.00		1,532.74	FA
3. HOUSEHOLD GOODS	700.00	0.00	DA	0.00	FA
4. WEARING APPAREL	750.00	0.00	DA	0.00	FA
5. FURS & JEWELRY	1,200.00	0.00	DA	0.00	FA
6. INTEREST IN INSURANCE POLICIES	2,000.00	0.00	DA	0.00	FA
7. INTEREST IN INSURANCE POLICIES	3,683.00	0.00	DA	0.00	FA
8. IRA, RETIREMENT, OR PENSION FUNDS	54,816.43	0.00	DA	0.00	FA
9. STOCK	4,163.73	0.00		5,193.24	FA
10. 1996 FORD ASPIRE	1,005.00	1,005.00	DA	0.00	FA
11. 1997 FORD EXPLORER	2,500.00	2,500.00	DA	0.00	FA
12. OFFICE EQUIPMENT	150.00	0.00	DA	0.00	FA
13. MISCELLANEOUS TOOLS	830.00	0.00	DA	0.00	FA
14. LAWNMOWER AND GRILL	295.00	0.00	DA	0.00	FA
15. Post-Petition Interest Deposits (u)	Unknown	N/A		2.87	Unknown

				Gross Value of Remaining Assets	
TOTALS (Excluding Unknown Values)	\$176,300.32	\$3,505.00		\$6,728.85	\$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): 12/31/08 Current Projected Date of Final Report (TFR): 09/30/10

/s/ Stephen J. Zayler

FORM 1- EXHIBIT A
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

Case No: 06-90087 BP9 Judge: BILL PARKER
Case Name: KLINGENSMITH, THOMAS VERNON
KLINGENSMITH, EDNA PEARL

Trustee Name: Stephen J. Zayler
Date Filed (f) or Converted (c): 04/28/06 (f)
341(a) Meeting Date: 06/01/06
Claims Bar Date: 10/04/06

Date: 09/13/10

STEPHEN J. ZAYLER

FORM 2 - EXHIBIT B
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 06-90087 -BP9
Case Name: KLINGENSMITH, THOMAS VERNON
KLINGENSMITH, EDNA PEARL
Taxpayer ID No: *****5801
For Period Ending: 09/13/10

Trustee Name: Stephen J. Zayler
Bank Name: BANK OF AMERICA
Account Number / CD #: *****6044 Money Market Account (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
04/07/08	2	THOMAS KLINGENSMITH	FUNDS ON DEPOSIT	1121-000	1,532.74		1,532.74
04/30/08	15	BANK OF AMERICA	Interest Rate 0.250	1270-000	0.22		1,532.96
05/30/08	15	BANK OF AMERICA	Interest Rate 0.150	1270-000	0.19		1,533.15
06/30/08	15	BANK OF AMERICA	Interest Rate 0.150	1270-000	0.19		1,533.34
07/31/08	15	BANK OF AMERICA	Interest Rate 0.150	1270-000	0.19		1,533.53
08/29/08	15	BANK OF AMERICA	Interest Rate 0.150	1270-000	0.19		1,533.72
09/30/08	15	BANK OF AMERICA	Interest Rate 0.150	1270-000	0.19		1,533.91
10/31/08	15	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.15		1,534.06
11/28/08	15	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.12		1,534.18
12/31/08	15	BANK OF AMERICA	Interest Rate 0.010	1270-000	0.09		1,534.27
01/30/09	15	BANK OF AMERICA	Interest Rate 0.010	1270-000	0.01		1,534.28
02/27/09	15	BANK OF AMERICA	Interest Rate 0.010	1270-000	0.01		1,534.29
03/31/09	15	BANK OF AMERICA	Interest Rate 0.010	1270-000	0.01		1,534.30
04/30/09	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.03		1,534.33
05/29/09	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.04		1,534.37
06/30/09	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.04		1,534.41
07/31/09	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.04		1,534.45
08/31/09	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.04		1,534.49
09/30/09	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.04		1,534.53
10/30/09	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.04		1,534.57
11/30/09	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.04		1,534.61
12/31/09	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.04		1,534.65
01/29/10	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.04		1,534.69
02/26/10	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.04		1,534.73
03/30/10	9	EXXON MOBIL	PROCEEDS FROM SALE OF STOCK	1129-000	3,732.33		5,267.06
03/31/10	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.04		5,267.10
04/15/10	9	EXXON MOBIL		1129-000	1,460.91		6,728.01

Page Subtotals 6,728.01 0.00

FORM 2 - EXHIBIT B
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 06-90087 -BP9
Case Name: KLINGENSMITH, THOMAS VERNON
KLINGENSMITH, EDNA PEARL
Taxpayer ID No: *****5801
For Period Ending: 09/13/10

Trustee Name: Stephen J. Zayler
Bank Name: BANK OF AMERICA
Account Number / CD #: *****6044 Money Market Account (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 (\$)
04/30/10	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.14		6,728.15
05/28/10	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.16		6,728.31
06/30/10	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.17		6,728.48
07/29/10	000101	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LUFKIN, TX 75915	ATTORNEY FEES & EXPENSES Per Order 7/28/10			1,155.60	5,572.88
			Fees 1,035.00	3110-000			5,572.88
			Expenses 120.60	3120-000			5,572.88
* 07/29/10	000102	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LUFKIN, TX 75915	ATTORNEY FEES & EXPENSES Per Order 7/28/10			4,321.38	1,251.50
			Fees 4,080.00	3110-003			1,251.50
			Expenses 241.38	3120-003			1,251.50
* 07/29/10	000102	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LUFKIN, TX 75915	ATTORNEY FEES & EXPENSES Wrong Bkr. Case			-4,321.38	5,572.88
			Fees (4,080.00)	3110-003			5,572.88
			Expenses (241.38)	3120-003			5,572.88
07/30/10	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.17		5,573.05
08/31/10	15	BANK OF AMERICA	Interest Rate 0.030	1270-000	0.15		5,573.20
09/13/10	15	BANK OF AMERICA	INTEREST REC'D FROM BANK	1270-000	0.05		5,573.25
09/13/10		Transfer to Acct #*****9692	Final Posting Transfer	9999-000		5,573.25	0.00

Page Subtotals 0.84 6,728.85

FORM 2 - EXHIBIT B
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 06-90087 -BP9
 Case Name: KLINGENSMITH, THOMAS VERNON
 KLINGENSMITH, EDNA PEARL
 Taxpayer ID No: *****5801
 For Period Ending: 09/13/10

Trustee Name: Stephen J. Zayler
 Bank Name: BANK OF AMERICA
 Account Number / CD #: *****6044 Money Market Account (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 (\$)
COLUMN TOTALS					6,728.85	6,728.85	0.00
Less: Bank Transfers/CD's					0.00	5,573.25	
Subtotal					6,728.85	1,155.60	
Less: Payments to Debtors						0.00	
Net					6,728.85	1,155.60	

Page Subtotals 0.00 0.00

FORM 2 - EXHIBIT B
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 06-90087 -BP9
 Case Name: KLINGENSMITH, THOMAS VERNON
 KLINGENSMITH, EDNA PEARL
 Taxpayer ID No: *****5801
 For Period Ending: 09/13/10

Trustee Name: Stephen J. Zayler
 Bank Name: BANK OF AMERICA
 Account Number / CD #: *****9692 Checking - Non Interest

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 (\$)
09/13/10		Transfer from Acct #*****6044	BALANCE FORWARD Transfer In From MMA Account	9999-000	5,573.25		0.00 5,573.25

COLUMN TOTALS	5,573.25	0.00	5,573.25
Less: Bank Transfers/CD's	5,573.25	0.00	
Subtotal	0.00	0.00	
Less: Payments to Debtors		0.00	
Net	0.00	0.00	

TOTAL - ALL ACCOUNTS	NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCE
Money Market Account (Interest Earn - *****6044)	6,728.85	1,155.60	0.00
Checking - Non Interest - *****9692	0.00	0.00	5,573.25
	-----	-----	-----
	6,728.85	1,155.60	5,573.25
	=====	=====	=====
	(Excludes Account Transfers)	(Excludes Payments To Debtors)	Total Funds On Hand

Page Subtotals 5,573.25 0.00

EXHIBIT C
ANALYSIS OF CLAIMS REGISTER

Case Number: 06-90087 Page 1 Date: September 13, 2010
 Debtor Name: KLINGENSMITH, THOMAS VERNON Claim Class Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
025 TAF	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LUFKIN, TX 75915	Administrative		\$1,155.60	\$1,155.60	\$0.00
000001 070 UC	DISCOVER BANK/DISCOVER FINANCIAL SERVICES PO BOX 3025 NEW ALBANY OH 43054	Unsecured		\$14,905.21	\$0.00	\$14,905.21
000002 070 UC	Capital Recovery One 25 SE 2nd Avenue, Suite 1120 Miami, FL 33131	Unsecured		\$909.28	\$0.00	\$909.28
000003 070 UC	Chase Bank USA, N.A. c/o Weinstein & Riley, P.S. 2101 4th Avenue, Suite 900 Seattle, WA, 98121	Unsecured		\$3,256.67	\$0.00	\$3,256.67
000004 070 UC	Chase Bank USA, N.A. c/o Weinstein & Riley, P.S. 2101 4th Avenue, Suite 900 Seattle, WA, 98121	Unsecured		\$6,089.71	\$0.00	\$6,089.71
000005 070 UC	Chase Bank USA, N.A. c/o Weinstein & Riley, P.S. 2101 4th Avenue, Suite 900 Seattle, WA, 98121	Unsecured		\$11,985.50	\$0.00	\$11,985.50
000006 070 UC	Chase Bank USA, N.A. c/o Weinstein & Riley, P.S. 2101 4th Avenue, Suite 900 Seattle, WA, 98121	Unsecured		\$7,635.29	\$0.00	\$7,635.29
000007 070 UC	Citibank (USA) N.A. POB 182149 Columbus, OH 43218	Unsecured		\$731.68	\$0.00	\$731.68
000008 070 UC	Citibank (USA) N.A. POB 182149 Columbus, OH 43218	Unsecured		\$7,105.01	\$0.00	\$7,105.01
000009 070 UC	Citibank/CHOICE Exception Payment Processing P.O. Box 6305 The Lakes, NV 88901-6305	Unsecured		\$19,726.90	\$0.00	\$19,726.90
Case Totals:				\$73,500.85	\$1,155.60	\$72,345.25

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

TRUSTEE'S PROPOSED DISTRIBUTION

Exhibit D

Case No.: 06-90087 BP9
 Case Name: KLINGENSMITH, THOMAS VERNON
 KLINGENSMITH, EDNA PEARL
 Trustee Name: Stephen J. Zayler

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: Stephen J. Zayler</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>
	DISCOVER BANK/DISCOVER FINANCIAL SERVICES PO BOX 3025		
<u>000001</u>	<u>NEW ALBANY OH 43054</u> Capital Recovery One 25 SE 2nd Avenue, Suite 1120	\$ _____	\$ _____
<u>000002</u>	<u>Miami, FL 33131</u> Chase Bank USA, N.A. c/o Weinstein & Riley, P.S. 2101 4th Avenue, Suite 900	\$ _____	\$ _____
<u>000003</u>	<u>Seattle, WA, 98121</u> Chase Bank USA, N.A. c/o Weinstein & Riley, P.S. 2101 4th Avenue, Suite 900	\$ _____	\$ _____
<u>000004</u>	<u>Seattle, WA, 98121</u> Chase Bank USA, N.A. c/o Weinstein & Riley, P.S. 2101 4th Avenue, Suite 900	\$ _____	\$ _____
<u>000005</u>	<u>Seattle, WA, 98121</u> Chase Bank USA, N.A. c/o Weinstein & Riley, P.S. 2101 4th Avenue, Suite 900	\$ _____	\$ _____
<u>000006</u>	<u>Seattle, WA, 98121</u> Citibank (USA) N.A. POB 182149	\$ _____	\$ _____
<u>000007</u>	<u>Columbus, OH 43218</u>	\$ _____	\$ _____

<i>Claim Number</i>	<i>Claimant</i>	<i>Allowed Amt. of Claim</i>	<i>Proposed Payment</i>
	Citibank (USA) N.A. POB 182149		
<u>000008</u>	<u>Columbus, OH 43218</u>	<u>\$</u>	<u>\$</u>
	Citibank/CHOICE Exception Payment Processing P.O. Box 6305		
<u>000009</u>	<u>The Lakes, NV 88901-6305</u>	<u>\$</u>	<u>\$</u>

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:

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

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:

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

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

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