



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/CHRISTOPHER J. MOSER  
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: 08-41839 BTR Judge: BRENDA T. RHOADES  
Case Name: POLK, HANS J.  
POLK, PATRICIA KAY  
For Period Ending: 01/12/11

Trustee Name: CHRISTOPHER J. MOSER  
Date Filed (f) or Converted (c): 07/18/08 (f)  
341(a) Meeting Date: 08/15/08  
Claims Bar Date: 12/03/08

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. 310 Wrangler, Fairview, Texas Heritage Ranch #2 A, Debtor Claimed 100% Exemption on Schedule C	220,000.00	0.00	DA	0.00	FA
2. Cash	85.00	0.00	DA	0.00	FA
3. Guarantee Bank account Acc#xxxxxxxxx 8137 Debtor Claimed 100% Exemption on Schedule C	162.00	0.00	DA	0.00	FA
4. Guarantee Bank account Acc#xxxxxxxxx 1181 Debtor Claimed 100% Exemption on Schedule C	72.00	0.00	DA	0.00	FA
5. Chase Bank account Acc#xxxxxxxxx 4742 Debtor Claimed 100% Exemption on Schedule C	61.00	0.00	DA	0.00	FA
6. Chase Bank business account Acc#xxxxxxxxx 1853 overdrawn balance (\$282.58)	0.00	0.00	DA	0.00	FA
7. Household Goods Debtor Claimed 100% Exemption on Schedule C	5,871.00	0.00	DA	0.00	FA
8. Books Debtor Claimed 100% Exemption on Schedule C	832.00	0.00	DA	0.00	FA
9. Wearing Apparel Debtor Claimed 100% Exemption on Schedule C	1,010.00	0.00	DA	0.00	FA
10. Furs and Jewelry Debtor Claimed 100% Exemption on Schedule C	1,505.00	0.00	DA	0.00	FA
11. Firearms and Hobby Equipment Debtor Claimed 100% Exemption on Schedule C	1,340.00	0.00	DA	0.00	FA
12. Insurance Policies Debtor Claimed 100% Exemption on Schedule C	75,000.00	0.00	DA	0.00	FA
13. RETIREMENT PLANS Debtor Claimed 100% Exemption on Schedule C	6,280.00	0.00	DA	0.00	FA
14. 2002 Lincoln Town Car VIN 1 LNHM 82 W 32 Y 663327	11,088.26	0.00	DA	0.00	FA

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

Case No: 08-41839 BTR Judge: BRENDA T. RHOADES  
Case Name: POLK, HANS J.  
POLK, PATRICIA KAY

Trustee Name: CHRISTOPHER J. MOSER  
Date Filed (f) or Converted (c): 07/18/08 (f)  
341(a) Meeting Date: 08/15/08  
Claims Bar Date: 12/03/08

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
Debtor Claimed 100% Exemption on Schedule C					
15. 2005 Saturn Relay VIN 5 GZDV 23 L 25 D 209825 Surr Debtor Claimed 100% Exemption on Schedule C	20,300.00	0.00	DA	0.00	FA
16. 2001 F 150 Ford Debtor Claimed 100% Exemption on Schedule C	5,500.00	0.00	DA	0.00	FA
17. Business Data Processing Equipment Debtors' exemption denied.	5,695.00	0.00	DA	0.00	FA
18. INVENTORY Estate's portion of the tax refund = \$1,261.61 - see item # 21. The Debtors' portion equal to \$1,052.39 was applied to amounts due to the estate under item # 18.	8,649.00	3,500.00		2,852.39	FA
19. ACCTS RECVBLE: GOODMAN (u)	29.67	29.67		29.67	FA
20. ACCTS RECVBLE: CoServ (u)	12.23	12.23		12.23	FA
21. 2008 Tax Refund (u) Estate's portion of the tax refund = \$1,261.61. The Debtors' portion equal to \$1,052.39 was applied to amounts due to the estate under item # 18.	2,314.00	1,261.61		1,261.61	FA
22. INSURANCE POLICIES Debtors exempted a value of \$72,000.00. There is a \$13,000.00 loan against the policy. Debtor Claimed 100% Exemption on Schedule C	85,000.00	0.00	DA	0.00	FA
23. Business Furniture/Fixtures Debtors' exemption denied.	3,000.00	0.00	DA	0.00	FA
24. Business Equipment Debtors' exemption denied.	11,555.00	0.00	DA	0.00	FA
25. Preferences (u)	0.00	0.00	DA	0.00	FA

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

Case No: 08-41839 BTR Judge: BRENDA T. RHOADES  
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POLK, PATRICIA KAY

Trustee Name: CHRISTOPHER J. MOSER  
Date Filed (f) or Converted (c): 07/18/08 (f)  
341(a) Meeting Date: 08/15/08  
Claims Bar Date: 12/03/08

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
26. ACCOUNTS RECEIVABLE (u) paid to debtor	500.00	500.00	DA	0.00	FA
INT. Post-Petition Interest Deposits (u)	Unknown	N/A		2.10	Unknown

					Gross Value of Remaining Assets
TOTALS (Excluding Unknown Values)	\$465,861.16	\$5,303.51		\$4,158.00	\$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:

Quilling, Selander, Cummiskey & Lownds, P.C. is employed to represent the trustee. The trustee is a partner in the same firm. On Sept. 29, 2008, Order on Trustee's Objection to Exemptions was entered. On April 21, 2009, Order Directing Bankruptcy Rule 2004 Exam of Debtors was entered. On Feb. 16, 2010, Order Approving Settlement Agreement was entered, item # 18.

Initial Projected Date of Final Report (TFR): 03/15/11      Current Projected Date of Final Report (TFR): 01/12/11

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 08-41839 -BTR  
 Case Name: POLK, HANS J.  
 POLK, PATRICIA KAY  
 Taxpayer ID No: \*\*\*\*\*1841  
 For Period Ending: 01/12/11

Trustee Name: CHRISTOPHER J. MOSER  
 Bank Name: BANK OF AMERICA, N.A.  
 Account Number / CD #: \*\*\*\*\*9142 BofA - 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
09/08/08	19	ANNE GOODMAN LONGABERGER ACCOUNT 571 STACY RD. FAIRVIEW, TX 75069	ACCTS RECVBLE	1221-000	29.67		29.67
09/24/08	20	CoServ Gas 7701 S. Stemmons Corinth, TX 76210	ACCTS RECVBLE	1221-000	12.23		41.90
04/29/09	18	Paul /Jean /Jeffrey Flournoy or Kay Polk 2285 FM 1645 Timpson, TX 75975	Inventory Sold by Debtors	1129-000	1,800.00		1,841.90
05/18/09	18, 21	U.S. Treasury Austin, TX	2008 TAX REFUND Estate's portion of the tax refund = \$1,261.61 - see item # 21. The Debtors' portion equal to \$1,052.39 was applied to amounts due to the estate under item # 18.	1224-000	2,314.00		4,155.90
05/29/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.06		4,155.96
06/30/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.11		4,156.07
07/31/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.11		4,156.18
08/31/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.11		4,156.29
09/30/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.10		4,156.39
10/30/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.10		4,156.49
11/30/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.11		4,156.60
12/31/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.11		4,156.71
01/29/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.10		4,156.81
02/26/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.10		4,156.91
03/31/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.11		4,157.02
04/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.10		4,157.12
05/28/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.11		4,157.23

Page Subtotals 4,157.23 0.00

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 08-41839 -BTR  
 Case Name: POLK, HANS J.  
 POLK, PATRICIA KAY  
 Taxpayer ID No: \*\*\*\*\*1841  
 For Period Ending: 01/12/11

Trustee Name: CHRISTOPHER J. MOSER  
 Bank Name: BANK OF AMERICA, N.A.  
 Account Number / CD #: \*\*\*\*\*9142 BofA - 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 (\$)
06/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.10		4,157.33
07/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.10		4,157.43
08/31/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.11		4,157.54
09/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.10		4,157.64
10/29/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.10		4,157.74
11/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.11		4,157.85
12/28/10	000301	QSLWM 2001 Bryan Street, Suite 1800 Dallas, Texas 75201	Per Order Entered on 12/27/10 Attorney's Fees	3110-000		1,000.00	3,157.85
12/31/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.11		3,157.96
01/12/11	INT	BANK OF AMERICA, N.A.	INTEREST REC'D FROM BANK	1270-000	0.04		3,158.00
01/12/11		Transfer to Acct #*****4977	Final Posting Transfer	9999-000		3,158.00	0.00

COLUMN TOTALS	4,158.00	4,158.00	0.00
Less: Bank Transfers/CD's	0.00	3,158.00	
Subtotal	4,158.00	1,000.00	
Less: Payments to Debtors		0.00	
Net	4,158.00	1,000.00	

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 08-41839 -BTR  
 Case Name: POLK, HANS J.  
 POLK, PATRICIA KAY  
 Taxpayer ID No: \*\*\*\*\*1841  
 For Period Ending: 01/12/11

Trustee Name: CHRISTOPHER J. MOSER  
 Bank Name: BANK OF AMERICA, N.A.  
 Account Number / CD #: \*\*\*\*\*4977 BofA - 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 (\$)
01/12/11		Transfer from Acct #*****9142	BALANCE FORWARD Transfer In From MMA Account	9999-000	3,158.00		0.00 3,158.00

COLUMN TOTALS	3,158.00	0.00	3,158.00
Less: Bank Transfers/CD's	3,158.00	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
BofA - Money Market Account - *****9142	4,158.00	1,000.00	0.00
BofA - Checking Account - *****4977	0.00	0.00	3,158.00
	-----	-----	-----
	4,158.00	1,000.00	3,158.00
	=====	=====	=====
	(Excludes Account Transfers)	(Excludes Payments To Debtors)	Total Funds On Hand

Page Subtotals 3,158.00 0.00

EXHIBIT C  
ANALYSIS OF CLAIMS REGISTER

Case Number: 08-41839 Page 1  
 Debtor Name: POLK, HANS J. Date: January 12, 2011  
Claim Class Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
000006B 058 5800-00	Internal Revenue Service P.O. Box 7317 Philadelphia, PA 19101-7317	Priority		\$5,621.90	\$0.00	\$5,621.90
000001 070 7100-00	Discover Bank/DFS Services LLC POB 3025 New Albany Ohio 43054	Unsecured		\$11,708.40	\$0.00	\$11,708.40
000002 070 7100-00	Chase Bank USA, NA PO BOX 15145 Wilmington, DE 19850-5145	Unsecured		\$10,553.01	\$0.00	\$10,553.01
000003 070 7100-00	Chase Bank USA, NA PO BOX 15145 Wilmington, DE 19850-5145	Unsecured		\$1,038.43	\$0.00	\$1,038.43
000004 070 7100-00	Chase Bank USA, NA PO BOX 15145 Wilmington, DE 19850-5145	Unsecured		\$1,900.12	\$0.00	\$1,900.12
000005 070 7100-00	Florists' Transworld Delivery, Inc. 38419 Treasury Center Chicago, IL 60694	Unsecured		\$8,934.39	\$0.00	\$8,934.39
000006A 070 7100-00	Internal Revenue Service P.O. Box 21126 Philadelphia, PA 19114	Unsecured		\$410.32	\$0.00	\$410.32
000007 070 7100-00	American Express Bank FSB c o Becket and Lee LLP POB 3001 Malvern PA 19355-0701	Unsecured		\$3,356.43	\$0.00	\$3,356.43
000008 070 7100-00	American Express Centurion Bank c o Becket and Lee LLP POB 3001 Malvern PA 19355-0701	Unsecured		\$3,597.77	\$0.00	\$3,597.77
000009 070 7100-00	American Express Centurion Bank c o Becket and Lee LLP POB 3001 Malvern PA 19355-0701	Unsecured		\$8,393.93	\$0.00	\$8,393.93
000010 070 7100-00	PYOD LLC its successors and assigns as assignee of Citibank Resurgent Capital Services PO Box 10587 Greenville, SC 29603-0587	Unsecured		\$9,097.41	\$0.00	\$9,097.41
000011 070 7100-00	PYOD LLC its successors and assigns as assignee of Citibank Resurgent Capital Services PO Box 10587 Greenville, SC 29603-0587	Unsecured		\$8,693.14	\$0.00	\$8,693.14

EXHIBIT C  
ANALYSIS OF CLAIMS REGISTER

Case Number: 08-41839 Page 2  
Debtor Name: POLK, HANS J. Date: January 12, 2011  
Claim Class Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
000012 070 7100-00	Allen 5 Star Brothers 9606 Huebrew Road San Antonio, TX 78240	Unsecured		\$125,769.24	\$0.00	\$125,769.24
000013 050 4110-00	City of Fairview c/o Laurie Spindler Linebarger Goggan Blair & Sampson, LLP 2323 Bryan St., Suite 1600 Dallas, TX 75201	Secured		\$584.32	\$0.00	\$584.32
000014 050 4110-00	Lovejoy ISD c/o Laurie Spindler Linebarger Goggan Blair & Sampson, LLP 2323 Bryan St., Suite 1600 Dallas, TX 75201	Secured		\$2,277.38	\$0.00	\$2,277.38
Case Totals:				\$201,936.19	\$0.00	\$201,936.19

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

**TRUSTEE'S PROPOSED DISTRIBUTION**

Exhibit D

Case No.: 08-41839

Case Name: POLK, HANS J.

POLK, PATRICIA KAY

Trustee Name: CHRISTOPHER J. MOSER

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: CHRISTOPHER J. MOSER	\$	\$	\$

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:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
000006B	Internal Revenue Service	\$	\$	\$

Total to be paid to priority creditors \$ \_\_\_\_\_

Remaining Balance

\$ \_\_\_\_\_

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/DFS Services LLC	\$	\$	\$
000002	Chase Bank USA, NA	\$	\$	\$
000003	Chase Bank USA, NA	\$	\$	\$
000004	Chase Bank USA, NA	\$	\$	\$
000005	Florists' Transworld Delivery, Inc.	\$	\$	\$
000006A	Internal Revenue Service	\$	\$	\$
000007	American Express Bank FSB	\$	\$	\$
000008	American Express Centurion Bank	\$	\$	\$
000009	American Express Centurion Bank	\$	\$	\$
000010	PYOD LLC its successors and assigns as assignee of	\$	\$	\$
000011	PYOD LLC its successors and assigns as assignee of	\$	\$	\$
000012	Allen 5 Star Brothers	\$	\$	\$

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:

NONE

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