



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/LINDA PAYNE, 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.

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

Case No: 08-50058 BTR Judge: Brenda T. Rhoades  
Case Name: GARDNER, EUGENE P.  
GARDNER, SANDRA A.  
For Period Ending: 03/20/10

Trustee Name: LINDA PAYNE, TRUSTEE  
Date Filed (f) or Converted (c): 03/31/08 (f)  
341(a) Meeting Date: 05/05/08  
Claims Bar Date: 08/05/08

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. 703 W. Oak, Lamar Colorado Debtor hired realtor and tried to auction. Debt more than value. MLS Filed	0.00	0.00	DA	0.00	FA
2. 1/3 interest in 640 acres in Kansas My value is probably wrong - wait to get offer. Noticed sale to debtor (sister's giving her the money to buy her interest for \$40,000.00.)	100,000.00	55,200.00		40,000.00	FA
3. Household Goods	600.00	0.00	DA	0.00	FA
4. Books, etc.	150.00	0.00	DA	0.00	FA
5. Jewelry	75.00	0.00	DA	0.00	FA
6. Life Insurance 2 policies	8,500.00	0.00	DA	0.00	FA
7. Wyoming Retirement - monthly benefit	359.00	0.00	DA	0.00	FA
8. 1993 Chevrolet	1,000.00	0.00	DA	0.00	FA
9. Checking account	300.00	0.00	DA	0.00	FA
10. Computer	150.00	0.00	DA	0.00	FA

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

Case No: 08-50058 BTR Judge: Brenda T. Rhoades  
Case Name: GARDNER, EUGENE P.  
GARDNER, SANDRA A.

Trustee Name: LINDA PAYNE, TRUSTEE  
Date Filed (f) or Converted (c): 03/31/08 (f)  
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Claims Bar Date: 08/05/08

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
11. State Farm Insurance Refund (u)	0.00	1,458.69		1,458.69	FA
INT. Post-Petition Interest Deposits (u)	Unknown	N/A		47.47	Unknown

				Gross Value of Remaining Assets	
TOTALS (Excluding Unknown Values)	\$111,134.00	\$56,658.69		\$41,506.16	\$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): 03/01/09      Current Projected Date of Final Report (TFR): 07/01/10

**FORM 2**

**ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 08-50058 -BTR  
 Case Name: GARDNER, EUGENE P.  
 GARDNER, SANDRA A.  
 Taxpayer ID No: \*\*\*\*\*0014  
 For Period Ending: 03/20/10

Trustee Name: LINDA PAYNE, TRUSTEE  
 Bank Name: Union Bank  
 Account Number / CD #: \*\*\*\*\*2302 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
C 10/01/09		Transfer from Acct #*****5465	Bank Funds Transfer	9999-000	38,527.07		38,527.07
C 10/30/09	INT	Union Bank	Interest Rate 0.250	1270-000	7.89		38,534.96
C 11/30/09	INT	Union Bank	Interest Rate 0.250	1270-000	8.15		38,543.11
C 12/31/09	INT	Union Bank	INTEREST REC'D FROM BANK	1270-000	8.18		38,551.29
C 01/29/10	INT	Union Bank	Interest Rate 0.100	1270-000	3.52		38,554.81
C 02/26/10	INT	Union Bank	Interest Rate 0.100	1270-000	2.94		38,557.75
03/20/10	INT	Union Bank	INTEREST REC'D FROM BANK	1270-000	2.42		38,560.17
03/20/10		Transfer to Acct #*****3185	Final Posting Transfer	9999-000		38,560.17	0.00

COLUMN TOTALS	38,560.17	38,560.17	0.00
Less: Bank Transfers/CD's	38,527.07	38,560.17	
Subtotal	33.10	0.00	
Less: Payments to Debtors		0.00	
Net	33.10	0.00	

Page Subtotals 38,560.17 38,560.17

**FORM 2**

**ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 08-50058 -BTR  
 Case Name: GARDNER, EUGENE P.  
 GARDNER, SANDRA A.  
 Taxpayer ID No: \*\*\*\*\*0014  
 For Period Ending: 03/20/10

Trustee Name: LINDA PAYNE, TRUSTEE  
 Bank Name: Union Bank  
 Account Number / CD #: \*\*\*\*\*3185 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 (\$)
			BALANCE FORWARD				0.00
03/20/10		Transfer from Acct #*****2302	Transfer In From MMA Account	9999-000	38,560.17		38,560.17

COLUMN TOTALS	38,560.17	0.00	38,560.17
Less: Bank Transfers/CD's	<u>38,560.17</u>	<u>0.00</u>	
Subtotal	0.00	0.00	
Less: Payments to Debtors		<u>0.00</u>	
Net	0.00	0.00	

Page Subtotals 38,560.17 0.00

**FORM 2**

**ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 08-50058 -BTR  
 Case Name: GARDNER, EUGENE P.  
 GARDNER, SANDRA A.  
 Taxpayer ID No: \*\*\*\*\*0014  
 For Period Ending: 03/20/10

Trustee Name: LINDA PAYNE, TRUSTEE  
 Bank Name: JPMorgan Chase Bank, N.A.  
 Account Number / CD #: \*\*\*\*\*5465 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
C 05/06/08	11	State Farm Fire and Casualty	Claim payment DEPOSIT CHECK #2047	1229-000	1,458.69		1,458.69
C 05/30/08	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.1500%	1270-000	0.13		1,458.82
C 06/30/08	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.1500%	1270-000	0.18		1,459.00
C 07/31/08	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.1500%	1270-000	0.18		1,459.18
C 08/29/08	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.1500%	1270-000	0.17		1,459.35
C 09/30/08	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.1500%	1270-000	0.19		1,459.54
C 10/31/08	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.1200%	1270-000	0.15		1,459.69
C 11/28/08	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.1000%	1270-000	0.11		1,459.80
C 12/31/08	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.10		1,459.90
C 01/30/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.05		1,459.95
C 02/03/09	2	Sandra Gardner	Court approved sale of property DEPOSIT CHECK #44144	1110-000	40,000.00		41,459.95
C 02/27/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	1.30		41,461.25
C 03/31/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	1.80		41,463.05

Page Subtotals 41,463.05 0.00

**FORM 2**  
**ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 08-50058 -BTR  
Case Name: GARDNER, EUGENE P.  
GARDNER, SANDRA A.  
Taxpayer ID No: \*\*\*\*\*0014  
For Period Ending: 03/20/10

Trustee Name: LINDA PAYNE, TRUSTEE  
Bank Name: JPMorgan Chase Bank, N.A.  
Account Number / CD #: \*\*\*\*\*5465 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 (\$)
C 04/30/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	1.69		41,464.74
C 05/29/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	1.63		41,466.37
C 06/26/09	001001	BILL PAYNE 12770 Coit Road Suite 541 Banner Place Dallas, TX 75251	Attorney Description: Attorney Fees UTC: 3210-00 Amount: \$962.50  Claim Link: 7 ----  Memo Allocation: Name/Address: Description: Attorney Expenses UTC: 3220-00 Amount: \$8.04  Claim Link: 8 ----  Fees 962.50 Expenses 8.04			970.54	40,495.83
C 06/30/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	1.79		40,497.62
C 07/31/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	1.70		40,499.32
C 08/20/09	001002	Sheldon Levy	Accountant			1,975.45	38,523.87

Page Subtotals 6.81 2,945.99

**FORM 2**  
**ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 08-50058 -BTR  
Case Name: GARDNER, EUGENE P.  
GARDNER, SANDRA A.  
Taxpayer ID No: \*\*\*\*\*0014  
For Period Ending: 03/20/10

Trustee Name: LINDA PAYNE, TRUSTEE  
Bank Name: JPMorgan Chase Bank, N.A.  
Account Number / CD #: \*\*\*\*\*5465 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 (\$)
			Description: Accountant Fees UTC: 3410-00 Amount: \$1,900.00  Claim Link: 9 ----  Memo Allocation: Name/Address: Description: Accountant Expenses UTC: 3420-00 Amount: \$75.45  Claim Link: 10 ---- Fees 1,900.00 Expenses 75.45				
C 08/31/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	1.69		38,525.56
C 09/30/09	INT	JPMorgan Chase Bank, N.A.	INTEREST REC'D FROM BANK	1270-000	1.51		38,527.07
C 10/01/09		Transfer to Acct #*****2302	Bank Funds Transfer	9999-000		38,527.07	0.00

Page Subtotals 3.20 38,527.07

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 08-50058 -BTR  
 Case Name: GARDNER, EUGENE P.  
 GARDNER, SANDRA A.  
 Taxpayer ID No: \*\*\*\*\*0014  
 For Period Ending: 03/20/10

Trustee Name: LINDA PAYNE, TRUSTEE  
 Bank Name: JPMorgan Chase Bank, N.A.  
 Account Number / CD #: \*\*\*\*\*5465 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 (\$)
			COLUMN TOTALS		41,473.06	41,473.06	0.00
			Less: Bank Transfers/CD's		0.00	38,527.07	
			Subtotal		41,473.06	2,945.99	
			Less: Payments to Debtors			0.00	
			Net		41,473.06	2,945.99	
			TOTAL - ALL ACCOUNTS		NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCE
			Money Market Account - *****2302		33.10	0.00	0.00
			Checking Account - *****3185		0.00	0.00	38,560.17
			Money Market Account - *****5465		41,473.06	2,945.99	0.00
					41,506.16	2,945.99	38,560.17
					(Excludes Account Transfers)	(Excludes Payments To Debtors)	Total Funds On Hand

Page Subtotals 0.00 0.00

EXHIBIT C  
ANALYSIS OF CLAIMS REGISTER

Case Number: 08-50058 Page 1  
 Debtor Name: GARDNER, EUGENE P. Date: March 20, 2010  
Claim Class Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
200 3210-00	BILL PAYNE 12770 Coit Road Suite 541 Banner Place Dallas, TX 75251	Administrative		\$962.50	\$962.50	\$0.00
200 3220-00	BILL PAYNE 12770 Coit Road Suite 541 Banner Place Dallas, TX 75251	Administrative		\$8.04	\$8.04	\$0.00
200 3410-00	Sheldon Levy, CPA 6320 Southwestern Blvd Suite 204 Ft Worth, TX 76109	Administrative		\$1,900.00	\$1,900.00	\$0.00
200 3420-00	Sheldon Levy, CPA 6320 Southwestern Blvd Suite 204 Ft Worth, TX 76109	Administrative		\$75.45	\$75.45	\$0.00
999 8200-00	Sandra & Eugene Gardner 417 B. Holbrook Mt Vrnon, TX 75457	Unsecured		\$1,058.34	\$0.00	\$1,058.34
1 610 7100-00	DISCOVER BANK/DFS SERVICES LLC POB 3025 NEW ALBANY, OH 43054	Unsecured		\$13,224.14	\$0.00	\$13,224.14
2 610 7100-00	RECOVERY MANAGEMENT SYSTEMS CORPORATION FOR CAPITAL RECOVERY ONE,AS ASSIGNEE OF BANK OF AMERICA,25 SE 2ND AVENUE, SUITE MIAMI, FL 33131	Unsecured		\$7,714.32	\$0.00	\$7,714.32
3 610 7100-00	CHASE BANK USA C O WEINSTEIN AND RILEY, PS 2001 WESTERN AVENUE, STE 400 SEATTLE, WA 98121	Unsecured		\$3,916.62	\$0.00	\$3,916.62
4 610 7100-00	CHASE BANK USA C O WEINSTEIN AND RILEY, PS 2001 WESTERN AVENUE, STE 400 SEATTLE, WA 98121	Unsecured		\$2,342.97	\$0.00	\$2,342.97
5 610 7100-00	PYOD LLC ITS SUCCESSORS AND ASSIGNS AS ASSIGNEE OF CITIBANK RESURGENT CAPITAL SERVICES PO BOX 10587 GREENVILLE, SC 29603-0587	Unsecured		\$3,656.08	\$0.00	\$3,656.08

EXHIBIT C  
ANALYSIS OF CLAIMS REGISTER

Case Number: 08-50058 Page 2 Date: March 20, 2010  
Debtor Name: GARDNER, EUGENE P. Claim Class Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
Case Totals:				\$34,858.46	\$2,945.99	\$31,912.47

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

## TRUSTEE'S PROPOSED DISTRIBUTION

Exhibit D

Case No.: 08-50058 BTR

Case Name: GARDNER, EUGENE P.

GARDNER, SANDRA A.

Trustee Name: LINDA PAYNE, TRUSTEE

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: LINDA PAYNE, TRUSTEE</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>
	<i>DISCOVER BANK/DFS</i>		
<u>1</u>	<u>SERVICES LLC</u>	\$ _____	\$ _____

<i>Claim Number</i>	<i>Claimant</i>	<i>Allowed Amt. of Claim</i>	<i>Proposed Payment</i>
	<i>RECOVERY MANAGEMENT SYSTEMS</i>		
<u>2</u>	<u><i>CORPORATION</i></u>	<u>\$</u>	<u>\$</u>
<u>3</u>	<u><i>CHASE BANK USA</i></u>	<u>\$</u>	<u>\$</u>
<u>4</u>	<u><i>CHASE BANK USA</i></u>	<u>\$</u>	<u>\$</u>
	<i>PYOD LLC ITS SUCCESSORS AND</i>		
<u>5</u>	<u><i>ASSIGNS AS</i></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>
_____	_____	\$ _____	\$ _____
_____	_____	\$ _____	\$ _____
_____	_____	\$ _____	\$ _____

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