

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 \$ _____². 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/Michael J. McNally
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.

² 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: 08-60575 BP Judge: BILL PARKER
Case Name: TOH, INC.

Trustee Name: Michael J. McNally
Date Filed (f) or Converted (c): 06/27/08 (f)
341(a) Meeting Date: 07/25/08
Claims Bar Date: 11/05/08

For Period Ending: 11/12/10

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. (2) Computers	400.00	400.00		400.00	FA
2. (2) Desk Sets W/Chairs	300.00	300.00		300.00	FA
3. Printer/Fax	50.00	50.00		50.00	FA
4. Miscellaneous Building Materials	500.00	500.00		500.00	FA
5. FINANCIAL ACCOUNTS-Southside Bank (u)	2,327.00	2,327.54		2,327.54	FA
6. FINANCIAL ACCOUNTS-Southside Bank balance (u)	0.00	4,909.70		4,909.70	FA
7. OTHER MISCELLANEOUS-IRS refund, postpetition (u)	0.00	12,719.38		12,719.38	FA
8. ACCOUNTS RECEIVABLE-Dusty Tittle (u)	5,000.00	361.20		361.20	FA
9. REAL PROPERTY-3015 Old Henderson Hwy (u)	72,500.00	76,888.13		76,888.13	FA
INT. Post-Petition Interest Deposits (u)	Unknown	20.01		20.01	FA

				Gross Value of Remaining Assets
TOTALS (Excluding Unknown Values)	\$81,077.00	\$98,475.96	\$98,475.96	\$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): 09/01/09 Current Projected Date of Final Report (TFR): 04/01/11

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 08-60575 -BP
Case Name: TOH, INC.

Trustee Name: Michael J. McNally
Bank Name: BANK OF AMERICA, N.A.
Account Number / CD #: *****3573 BofA - Money Market Account

Taxpayer ID No: *****4852
For Period Ending: 11/12/10

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 Trans. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
			BALANCE FORWARD				0.00
C 08/12/08		Southside Bank 1201 S Beckham tyler, Tx 75701	Bank Account Balance	1129-000	2,327.54		2,327.54
08/12/08	5	Asset Sales Memo:	FINANCIAL ACCOUNTS-Southside Bank \$2,327.54				2,327.54
C 08/29/08	INT	BANK OF AMERICA, N.A.	Interest Rate 0.150	1270-000	0.12		2,327.66
C 09/03/08		John M. Simmons 16703 CR 223 Arp, Tx 75750-9727	Southside Bk Acct & IRS Refund	1229-000	17,629.08		19,956.74
09/03/08	6	Asset Sales Memo:	FINANCIAL ACCOUNTS-Southside Bank balance \$4,909.70				19,956.74
09/03/08	7	Asset Sales Memo:	OTHER MISCELLANEOUS-IRS refund, postpetition \$12,719.38				19,956.74
C 09/30/08		John Simmons Construction Acct 16703 CR 223 Arp, Tx 75750	Comp; Desk Set,Print,Bldg Mat	1129-000	1,250.00		21,206.74
09/30/08	1	Asset Sales Memo:	(2) Computers \$400.00				21,206.74
09/30/08	2	Asset Sales Memo:	(2) Desk Sets W/Chairs \$300.00				21,206.74
09/30/08	3	Asset Sales Memo:	Printer/Fax \$50.00				21,206.74
09/30/08	4	Asset Sales Memo:	Miscellaneous Building Materials \$500.00				21,206.74
C 09/30/08	INT	BANK OF AMERICA, N.A.	Interest Rate 0.150	1270-000	1.88		21,208.62
C 10/31/08	INT	BANK OF AMERICA, N.A.	Interest Rate 0.100	1270-000	2.05		21,210.67
C 11/28/08	INT	BANK OF AMERICA, N.A.	Interest Rate 0.100	1270-000	1.73		21,212.40

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 08-60575 -BP
Case Name: TOH, INC.

Trustee Name: Michael J. McNally
Bank Name: BANK OF AMERICA, N.A.
Account Number / CD #: *****3573 BofA - Money Market Account

Taxpayer ID No: *****4852
For Period Ending: 11/12/10

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 Trans. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
C 12/01/08		Floyd D Tittle P O Box 113 Bullard, Tx 75757	Rec in Full & Final Sett of A/R	1221-000	361.20		21,573.60
12/01/08	8	Asset Sales Memo:	ACCOUNTS RECEIVABLE-Dusty Tittle \$361.20				21,573.60
C 12/31/08	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	1.09		21,574.69
C 01/30/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.18		21,574.87
C 02/27/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.17		21,575.04
C 03/31/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.19		21,575.23
C 04/30/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.47		21,575.70
C 05/29/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.54		21,576.24
C 06/30/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.54		21,576.78
C 07/31/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.55		21,577.33
C 08/31/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.55		21,577.88
C 09/30/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.53		21,578.41
C 10/30/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.54		21,578.95
C 11/18/09		John M. Simmons III 16703 CR 223 Arp, Tx 75750	Ernest Money-3015 Old Henderson	1210-002	4,000.00		25,578.95

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 08-60575 -BP
Case Name: TOH, INC.

Trustee Name: Michael J. McNally
Bank Name: BANK OF AMERICA, N.A.
Account Number / CD #: *****3573 BofA - Money Market Account

Taxpayer ID No: *****4852
For Period Ending: 11/12/10

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 Trans. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
11/18/09	9	Asset Sales Memo:	REAL PROPERTY-3015 Old Henderson Hwy \$4,000.00				25,578.95
C 11/30/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.57		25,579.52
C 12/31/09	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.65		25,580.17
C 01/29/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.65		25,580.82
C t 02/24/10		Transfer to Acct #*****4213	Bank Funds Transfer	9999-000		1,773.50	23,807.32
C 02/26/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.57		23,807.89
C 03/17/10		Central Title Co. 6783 Old Jacksonville, Hwy Tyler, Tx 75703	Sale of 3015 Old Henderson Hwy	1210-000	8,634.15		32,442.04
03/17/10	9	Asset Sales Memo:	REAL PROPERTY-3015 Old Henderson Hwy \$72,000.00 Memo Amount: 72,000.00	1110-000			32,442.04
			Sale of 3015 Old Henderson Hwy Memo Amount: (56,477.84)	4110-000			
			Payoff First Mortgage Memo Amount: (1,830.23)	2500-000			
			Settlement Charges Memo Amount: (1,057.78)	2820-000			
			2009 Smith Co. Tax & Co. Memo Amount: (4,000.00)	1210-000			
			Down Payment				
C 03/31/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.69		32,442.73

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 08-60575 -BP
Case Name: TOH, INC.

Trustee Name: Michael J. McNally
Bank Name: BANK OF AMERICA, N.A.
Account Number / CD #: *****3573 BofA - Money Market Account

Taxpayer ID No: *****4852
For Period Ending: 11/12/10

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 Trans. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
C 04/15/10		Central Title Co. 6783 Old Jacksonville Hwy. Tyler, Tx 75703	Refund of overpayment of 2009 Taxes	1210-002		-888.13	33,330.86
04/15/10	9	Asset Sales Memo:	REAL PROPERTY-3015 Old Henderson Hwy \$888.13				33,330.86
C 04/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.81		33,331.67
C 05/28/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.85		33,332.52
C 06/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.82		33,333.34
C 07/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.84		33,334.18
C 08/31/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.86		33,335.04
C t 09/08/10		Transfer to Acct #*****4213	Bank Funds Transfer	9999-000		2,399.47	30,935.57
C 09/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.78		30,936.35
C 10/29/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.79		30,937.14
C t 11/02/10		Transfer to Acct #*****4213	Bank Funds Transfer	9999-000		2,039.75	28,897.39

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 08-60575 -BP
Case Name: TOH, INC.

Trustee Name: Michael J. McNally
Bank Name: BANK OF AMERICA, N.A.
Account Number / CD #: *****3573 BofA - Money Market Account

Taxpayer ID No: *****4852
For Period Ending: 11/12/10

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 Trans. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)

* Reversed
t Funds Transfer
C Bank Cleared

Memo Allocation Receipts: 72,000.00
Memo Allocation Disbursements: 63,365.85

Memo Allocation Net: 8,634.15

Account *****3573	Balance Forward	0.00		
18	Deposits	34,201.97	0	Checks -888.13
27	Interest Postings	20.01	0	Adjustments Out 0.00
	Subtotal	\$ 34,221.98	3	Transfers Out 6,212.72
				Total \$ 5,324.59
0	Adjustments In	0.00		
0	Transfers In	0.00		
	Total	\$ 34,221.98		

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 08-60575 -BP
Case Name: TOH, INC.

Trustee Name: Michael J. McNally
Bank Name: BANK OF AMERICA, N.A.
Account Number / CD #: *****4213 BofA - Checking Account

Taxpayer ID No: *****4852
For Period Ending: 11/12/10

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 Trans. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
			BALANCE FORWARD				0.00
C t 02/24/10		Transfer from Acct #*****3573	Bank Funds Transfer	9999-000	1,773.50		1,773.50
C 02/24/10	003001	Gollob Morgan Peddy & Co.P.C. 3620 Old Bullard Rd, Ste. 100 Tyler, Tx 75701	Prep. 2008 Form 1120S MT-2792 - Inv. No. 74207	3410-000		1,773.50	0.00
C t 09/08/10		Transfer from Acct #*****3573	Bank Funds Transfer	9999-000	2,399.47		2,399.47
C 09/08/10	003002	McNally & Patrick, L.L.P. P O Box 1080 Tyler, Tx 75710	Attorney Fees for Trustee	3110-000		2,332.50	66.97
C 09/08/10	003003	McNally & Patrick, L.L.P. P O Box 1080 Tyler, Tx 75710	Attorney Expenses for Trustee	3120-000		66.97	0.00
C t 11/02/10		Transfer from Acct #*****3573	Bank Funds Transfer	9999-000	2,039.75		2,039.75
C 11/02/10	003004	Gollob Morgan Peddy 1001 ESE Loop 323, Suite 300 Tyler, Tx 75701	Prep 2009 Form 1120S; 2010 Franc hise; 2010 Form 1120 S, S Corp. - Inv. 78723	3410-000		2,039.75	0.00

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 08-60575 -BP
 Case Name: TOH, INC.
 Taxpayer ID No: *****4852
 For Period Ending: 11/12/10

Trustee Name: Michael J. McNally
 Bank Name: BANK OF AMERICA, N.A.
 Account Number / CD #: *****4213 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 Trans. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)

* Reversed
 t Funds Transfer
 C Bank Cleared

Memo Allocation Receipts: 0.00
 Memo Allocation Disbursements: 0.00

 Memo Allocation Net: 0.00

Account *****4213	Balance Forward	0.00		
	0 Deposits	0.00	4	Checks 6,212.72
	0 Interest Postings	0.00	0	Adjustments Out 0.00
			0	Transfers Out 0.00
	Subtotal	\$ 0.00		
				Total \$ 6,212.72
	0 Adjustments In	0.00		
	3 Transfers In	6,212.72		
	Total	\$ 6,212.72		

Total Allocation Receipts: 72,000.00
 Total Allocation Disbursements: 63,365.85

 Total Memo Allocation Net: 8,634.15

Report Totals	Balance Forward	0.00		
	18 Deposits	34,201.97	4	Checks 5,324.59
	27 Interest Postings	20.01	0	Adjustments Out 0.00
			3	Transfers Out 6,212.72
	Subtotal	\$ 34,221.98		
				Total \$ 11,537.31
	0 Adjustments In	0.00		
	3 Transfers In	6,212.72		
	Total	\$ 40,434.70		Net Total Balance \$ 28,897.39

Claims Register
ANALYSIS OF CLAIMS REGISTER

Case Number: 08-60575 Page 1 Date: November 12, 2010
Debtor Name: TOH, INC. Claim Class, Priority Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Scheduled	Claimed	Allowed
999-1 001 3410-00	Gollob Morgan Peddy & Co.P.C. 3620 Old Bullard Rd, Ste. 100 Tyler, Tx 75701	Administrative Prep. Amend Form 1120S for 2008		\$0.00	\$1,773.50	\$1,773.50
999-2 001 3110-00	McNally & Patrick, L.L.P. P O Box 1080 Tyler, Tx 75710	Administrative Attorney Fees for Trustee - MT2792		\$0.00	\$2,332.50	\$2,332.50
999-3 001 3120-00	McNally & Patrick, L.L.P. P O Box 1080 Tyler, Tx 75710	Administrative Attorney Expenses for Trustee - MT2792		\$0.00	\$66.97	\$66.97
999-4 001 3410-00	Gollob Morgan Peddy 1001 ESE Loop 323, Suite 300 Tyler, Tx 75701	Administrative Prep. 2009 Form 1120S Corp Income Tax Return 2010 Texas Franchise ; 2010 Form 1120S, S Corp		\$0.00	\$2,039.75	\$2,039.75
Subtotal for Class Administrative				\$0.00	\$6,212.72	\$6,212.72
000002B 040 5800-00	Internal Revenue Service P O Box 21126 Philadelphia PA 19114	Priority	Filed 08/13/08	\$0.00	\$17,148.52	\$17,148.52
Subtotal for Class Priority				\$0.00	\$17,148.52	\$17,148.52
000002A 070 7100-00	Internal Revenue Service P O Box 21126 Philadelphia PA 19114	Unsecured	Filed 08/13/08	\$0.00	\$8,918.34	\$8,918.34
000003 070 7100-00	Yellow Book Pacific c/o RMS Bankruptcy Recovery Svcs. PO Box 5126 Timonium, Maryland 21094	Unsecured	Filed 08/18/08	\$1,372.67	\$6,005.59	\$6,005.59
000005 070 7100-00	Gulf State Lumber PO Box 869 Tyler, TX 75710	Unsecured	Filed 08/29/08	\$14,843.21	\$14,843.21	\$14,843.21
000006 070 7100-00	Capital Recovery II 25 SE 2nd Avenue, Suite 1120 Miami, FL 33131	Unsecured	Filed 09/19/08	\$0.00	\$4,362.57	\$4,362.57
Subtotal for Class Unsecured				\$16,215.88	\$34,129.71	\$34,129.71
000001 050 4110-00	First Federal Bank Texas c/o Jon K. Alexander P.O. Box 7339 Tyler, Texas 75711	Secured	Filed 07/21/08	\$62,549.99	\$62,549.99	\$0.00
000004 050 4800-00	Smith County c/o Laurie Spindler Linebarger Goggan Blair & Sampson, LLP 2323 Bryan St., Suite 1600 Dallas, TX 75201	Secured w/drawn by claimant on 6/12/09	Filed 08/28/08	\$0.00	\$797.69	\$0.00
Subtotal for Class Secured				\$62,549.99	\$63,347.68	\$0.00

Claims Register
ANALYSIS OF CLAIMS REGISTER

Case Number: 08-60575 Page 2 Date: November 12, 2010
Debtor Name: TOH, INC. Claim Class, Priority Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Scheduled	Claimed	Allowed
Case Totals:				\$78,765.87	\$120,838.63	\$57,490.95

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

TRUSTEE'S PROPOSED DISTRIBUTION

Exhibit D

Case No.: 08-60575

Case Name: TOH, INC.

Trustee Name: Michael J. McNally

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: Michael J. McNally	\$	\$	\$
Trustee Expenses: Michael J. McNally	\$	\$	\$

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
000002B	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
000002A	Internal Revenue Service	\$ _____	\$ _____	\$ _____
000003	Yellow Book Pacific	\$ _____	\$ _____	\$ _____
000005	Gulf State Lumber	\$ _____	\$ _____	\$ _____
000006	Capital Recovery II	\$ _____	\$ _____	\$ _____

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