

Linda S. Payne  
Chapter 7 Bankruptcy Trustee  
12770 Coit Road, Suite 541  
Dallas, TX 75251  
972 628 3695  
linda@paynetrustee.com

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF  
DIVISION

In re: §  
FOSTER, MICHAEL DANIEL § Case No. 09-40517 BTR  
FOSTER, JANET 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/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.

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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).

UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS

In Re: )  
FOSTER, MCHAELDANIEL ) 09-40517 -BTR  
EIN: 54-6843493 ) Chapter 7  
FOSTER, JANET YNN )  
SSN: 461-29-1068 )  
Debtor(s). )

TRUSTEE INTERIM REPORT

The Trustee, hereby files his Individual Estate Property Record and Report (Form 1) for the eight month reporting period ending 12/07/2011. This report is intended to provide parties in interest with a general accounting of the Trustee's case administration.

**Column 1: Asset Description (Scheduled and Unscheduled Property)** This is a listing of all the Debtor's interest in assets from the petition, schedules, and statement of financial affairs. Also listed are unscheduled assets discovered by the Trustee, income of the estate (including post-petition interest on bank accounts), and claims which the estate may possess.

**Column 2: Petition/Unscheduled Values** Column 2 reflects the dollar value of each asset, as first assigned by Debtor in the filed Schedules, or by the Trustee's initial estimate of values in the case of unscheduled assets. Scheduled values are often unreliable and may change significantly throughout the course of Trustee's investigation and administration.

**Column 3: Estimated Net Value (Value Determined by Trustee Less Liens, Exemptions and Other Costs)** Column 3 reflects the value of each asset as determined by the Trustee minus any appropriate adjustment. This value represents the Trustee's best initial estimate of net sale or liquidation value of the asset. Actual liquidation value may differ as a result of market conditions at the time of sale, costs of recovery, storage, insurance and sale.

**Column 4: Property Abandoned** If this column is blank it means either that (1) Trustee intends to administer the asset, (2) Trustee has not decided, or (3) Trustee has already liquidated the asset. An entry of "OA" indicates the property has or will be formally abandoned under 11 U.S.C. 554 (a). An entry of "DA" indicates that the property will be abandoned at closing of the case under 11 U.S.C. 554 (c).

**Column 5: Sales/Funds Received by the Estate** Column 5 indicates the gross amount of proceeds received from the liquidation of each asset regardless of amounts paid out to secured creditors or for expenses.

**Column 6: Asset Fully Administered/Gross Value of Remaining Assets** When an asset has been fully administered either by liquidation, formal abandonment, or the Trustee has reached a decision to abandon at closing of the estate, the entry "FA" will be listed in Column 6. For assets still being administered, column 6 reflects the Trustee's current best estimate of the gross value. Actual liquidation value may differ as a result of market conditions at the time of sale. Note: The difference between Columns 3 and 5 does not necessarily equal the figure in Column 6.

**Other Information** Note that the Trustee has provided information about matters pending in the case and projected date for filing the Trustee's Final Report (TFR).

Dated: \_\_\_\_\_

Respectfully Submitted,

\_\_\_\_\_  
LINDA PAYNE, TRUSTEE, Chapter 7 Trustee  
12770 Coit Road  
Suite 541 Banner Place  
Dallas, TX 75251  
972-628-3695

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

Case No: 09-40517 BTR Judge: Brenda T. Rhoades  
Case Name: FOSTER, MICHAEL DANIEL  
FOSTER, JANET LYNN  
For Period Ending: 12/07/11

Trustee Name: LINDA PAYNE, TRUSTEE  
Date Filed (f) or Converted (c): 11/30/08 (f)  
341(a) Meeting Date: 03/27/09  
Claims Bar Date: 06/29/09

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. 4622 Dusk Meadow Dr., Carrollton, Homestead	197,362.00	0.00	DA	0.00	FA
2. Bank accounts Debtor is paying out. Schedules sh	41.40	41.40		2,401.24	FA
3. Co-Serv Electric Security Deposit	228.31	0.00	DA	0.00	FA
4. Household Goods Clothing in HHG	3,215.00	0.00	DA	0.00	FA
5. Jewelry	1,700.00	0.00	DA	0.00	FA
6. Sporting equipment	950.00	0.00	DA	0.00	FA
7. 401 K	31,703.59	0.00	DA	0.00	FA
8. 1997 Maxima	2,500.00	0.00	DA	0.00	FA
9. Possible 2008 Tax refund (u) Debtor is paying out.	0.00	3,202.00		3,212.00	FA
INT. Post-Petition Interest Deposits (u)	Unknown	N/A		1.71	Unknown

				Gross Value of Remaining Assets
TOTALS (Excluding Unknown Values)	\$237,700.30	\$3,243.40	\$5,614.95	\$0.00
				(Total Dollar Amount in Column 6)

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

Page: 2  
Exhibit A

Case No: 09-40517 BTR Judge: Brenda T. Rhoades  
Case Name: FOSTER, MICHAEL DANIEL  
FOSTER, JANET LYNN

Trustee Name: LINDA PAYNE, TRUSTEE  
Date Filed (f) or Converted (c): 11/30/08 (f)  
341(a) Meeting Date: 03/27/09  
Claims Bar Date: 06/29/09

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Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

Debtor payng out bank acocunts and tax refund. Should be paid out 2/12.

Initial Projected Date of Final Report (TFR): 04/01/10

Current Projected Date of Final Report (TFR): 09/01/12

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

Case No: 09-40517 -BTR  
Case Name: FOSTER, MICHAEL DANIEL  
FOSTER, JANET LYNN  
Taxpayer ID No: \*\*\*\*\*3493  
For Period Ending: 12/07/11

Trustee Name: LINDA PAYNE, TRUSTEE  
Bank Name: Union Bank  
Account Number / CD #: \*\*\*\*\*2443 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
C 10/01/09		Transfer from Acct #*****0565	Bank Funds Transfer	9999-000	1,167.44		1,167.44
C 10/30/09	INT	Union Bank	Interest Rate 0.150	1270-000	0.12		1,167.56
C 11/30/09	INT	Union Bank	Interest Rate 0.150	1270-000	0.12		1,167.68
C 12/02/09	2	Dan Foster	Payment on non exempt assets	1129-000	466.94		1,634.62
C 12/31/09	INT	Union Bank	INTEREST REC'D FROM BANK	1270-000	0.18		1,634.80
C 01/29/10	INT	Union Bank	Interest Rate 0.050	1270-000	0.07		1,634.87
C 02/26/10	INT	Union Bank	Interest Rate 0.050	1270-000	0.06		1,634.93
C 03/05/10	2	Dan Foster	Payment on bank accounts	1129-000	500.00		2,134.93
C 03/31/10	INT	Union Bank	Interest Rate 0.050	1270-000	0.07		2,135.00
C 04/06/10	2	Dan Foster	Payment on bank accounts	1129-000	250.00		2,385.00
C 04/30/10	INT	Union Bank	Interest Rate 0.050	1270-000	0.08		2,385.08
C 05/06/10	2	Dan Foster	Repayment of bank account and tax r		150.00		2,535.08
		FOSTER, MICHAEL	Memo Amount: 16.95	1129-000			
	9	FOSTER, MICHAEL	Paying back bank account				
			Memo Amount: 133.05	1224-000			
			Paying back Tax Refund				

Page Subtotals 2,535.08 0.00

**FORM 2**

**ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 09-40517 -BTR  
 Case Name: FOSTER, MICHAEL DANIEL  
 FOSTER, JANET LYNN  
 Taxpayer ID No: \*\*\*\*\*3493  
 For Period Ending: 12/07/11

Trustee Name: LINDA PAYNE, TRUSTEE  
 Bank Name: Union Bank  
 Account Number / CD #: \*\*\*\*\*2443 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 (\$)
C 05/28/10	INT	Union Bank	Interest Rate 0.050	1270-000	0.08		2,535.16
C 06/10/10	9	Dan Foster	Repayment of tax refund	1224-000	150.00		2,685.16
C 06/30/10	INT	Union Bank	Interest Rate 0.050	1270-000	0.10		2,685.26
C 07/09/10	9	Dan Foster	Payment on non exempt assets	1224-000	150.00		2,835.26
C 07/30/10	INT	Union Bank	Interest Rate 0.050	1270-000	0.09		2,835.35
C 08/09/10	9	Dan Foster	Repayment on tax refund	1224-000	150.00		2,985.35
C 08/31/10	INT	Union Bank	Interest Rate 0.050	1270-000	0.12		2,985.47
C 09/07/10	9	Dan Foster	Repayment of tax refund	1224-000	150.00		3,135.47
C 09/30/10	INT	Union Bank	Interest Rate 0.050	1270-000	0.12		3,135.59
C 10/01/10	9	Dan Foster	Repayment of tax refund	1224-000	150.00		3,285.59
C 10/29/10	INT	Union Bank	Interest Rate 0.050	1270-000	0.12		3,285.71
C 11/18/10	9	Dan Foster	Payment on tax refund	1229-000	150.00		3,435.71
C 11/30/10	INT	Union Bank	Interest Rate 0.050	1270-000	0.13		3,435.84
C 12/31/10	INT	Union Bank	Interest Rate 0.050	1270-000	0.12		3,435.96

Page Subtotals 900.88 0.00

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

Case No: 09-40517 -BTR  
Case Name: FOSTER, MICHAEL DANIEL  
FOSTER, JANET LYNN  
Taxpayer ID No: \*\*\*\*\*3493  
For Period Ending: 12/07/11

Trustee Name: LINDA PAYNE, TRUSTEE  
Bank Name: Union Bank  
Account Number / CD #: \*\*\*\*\*2443 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 (\$)
C 01/26/11	9	Dan Foster Chase Bill Pay	Payment on tax refund	1229-000	180.00		3,615.96
C 01/31/11	INT	Union Bank	Interest Rate 0.000	1270-000	0.04		3,616.00
C 03/21/11	9	Dan Foster	Repyament of tax refund	1224-000	270.00		3,886.00
C 04/29/11	9	Dan Foster	Tax refund	1224-000	200.00		4,086.00
C 05/12/11	9	Dan Foster	Repayment of tax refund	1224-000	200.00		4,286.00
C 06/09/11	9	Dan Foster	Payment on non exempt assets	1224-000	200.00		4,486.00
C 08/01/11	9	Dan Foster	Payment on non exempt assets	1224-000	200.00		4,686.00
C 08/12/11	9	Dan Foster	Payment on non exempt assets	1224-000	200.00		4,886.00
C 09/21/11	9	Dan Foster	Repayment of tax refund	1229-000	200.00		5,086.00
C 09/26/11		Union Bank	BANK SERVICE FEE	2600-000		9.83	5,076.17
C 10/25/11		Union Bank	BANK SERVICE FEE	2600-000		9.83	5,066.34
C 10/27/11	9	Dan Foster	Repyament on tax refund	1224-000	300.00		5,366.34
C 11/11/11	9	Dan Foster	Final payment on non exempt assets	1224-000	228.95		5,595.29
C 11/25/11		Union Bank	BANK SERVICE FEE	2600-000		12.29	5,583.00

Page Subtotals 2,178.99 31.95



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

Case No: 09-40517 -BTR  
Case Name: FOSTER, MICHAEL DANIEL  
FOSTER, JANET LYNN  
Taxpayer ID No: \*\*\*\*\*3493  
For Period Ending: 12/07/11

Trustee Name: LINDA PAYNE, TRUSTEE  
Bank Name: JPMorgan Chase Bank, N.A.  
Account Number / CD #: \*\*\*\*\*0565 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 05/26/09	2	Dan Foster	Payment on bank account DEPOSIT CHECK #3057	1129-000	233.47		233.47
C 06/30/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.01		233.48
C 07/01/09	2	Dan Foster	Repayment of bank accounts	1129-000	233.47		466.95
C 07/23/09	2	Michael Foster	Payment on non exempt assets DEPOSIT CHECK #3427	1129-000	233.47		700.42
C 07/31/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.02		700.44
C 08/31/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.02		700.46
C 09/02/09	2	Dan Foster	Payment on non exempt assets DEPOSIT CHECK #93	1129-000	466.94		1,167.40
C 09/30/09	INT	JPMorgan Chase Bank, N.A.	INTEREST REC'D FROM BANK	1270-000	0.04		1,167.44
C 10/01/09		Transfer to Acct #*****2443	Bank Funds Transfer	9999-000		1,167.44	0.00

Page Subtotals 1,167.44 1,167.44







**TRUSTEE'S PROPOSED DISTRIBUTION**

Exhibit D

Case No.: 09-40517 BTR

Case Name: FOSTER, MICHAEL DANIEL

FOSTER, JANET LYNN

Trustee Name: LINDA PAYNE, 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: LINDA PAYNE, TRUSTEE	\$	\$	\$
Trustee Expenses: LINDA PAYNE, TRUSTEE	\$	\$	\$

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	Recovery Management Systems Corporation For Capital Recovery II As Assignee of Citibank - Exxon 25 SE 2nd Avenue Suite 1120 Miami FL 33131	\$	\$	\$
000002	Recovery Management Systems Corporation For Capital Recovery II As Assignee of HSBC Bank Nevada National 25 SE 2nd Avenue Suite 1120 Miami FL 33131	\$	\$	\$
000003	DISCOVER BANK DFS SERVICES LLC PO BOX 3025 NEW ALBANY, OHIO 43054-3025	\$	\$	\$
000004	Recovery Management Systems Corporation For Capital Recovery II As Assignee of WASHINGTON MUTUAL BANK 25 SE 2nd Avenue Suite 1120 Miami FL 33131	\$	\$	\$

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
000005	Worldwide Asset Purchasing, II, LLC c/o West Asset Purchasing, Inc, P. O. Box 105698 Atlanta, GA 30348	\$	\$	\$
000006	Dodeka, LLC c/o WEINSTEIN & RILEY, P.S. 2001 Western Avenue, Suite 400 Seattle, WA 98121	\$	\$	\$
000007	Chase Bank USA, N.A P O Box 740933 Dallas, Tx 75374	\$	\$	\$
000008	FIA CARD SERVICES, NA/BANK OF AMERICA BY AMERICAN INFOSOURCE LP AS ITS AGENT PO Box 248809 Oklahoma City, OK 73124-8809	\$	\$	\$
000009	American Express Travel Related Services Co, Inc POB 3001 Malvern, PA 19355-0701	\$	\$	\$
000010	Atlantic Credit & Finance Inc PO Box 13386 Roanoke, VA 24033	\$	\$	\$

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