



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/Michelle H. Chow, 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).

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

Case No: 09-42991 BTR Judge: BRENDA T. RHOADES  
Case Name: Duncan, John Joseph

Trustee Name: Michelle H. Chow, Trustee  
Date Filed (f) or Converted (c): 09/25/09 (f)  
341(a) Meeting Date: 10/26/09  
Claims Bar Date: 05/19/10

For Period Ending: 09/07/11

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. RESIDENCE 2 Rolling Hills Circle, Denton TX 76205 Debtor lists lien of \$172,654.15. Debtor selects TEXAS PROPERTY CODE EXEMPTIONS Debtor Claimed 100% Exemption on Schedule C	249,000.00	0.00	DA	0.00	FA
2. CASH Cash	10.00	0.00	DA	0.00	FA
3. HOUSEHOLD GOODS Sofa, mattress, tv Debtor Claimed 100% Exemption on Schedule C	500.00	0.00	DA	0.00	FA
4. WEARING APPAREL Clothing Debtor Claimed 100% Exemption on Schedule C	200.00	0.00	DA	0.00	FA
5. INSURANCE POLICIES Term life with John Hancock \$1,000,000; credit life with John Hancock \$2,500,000 Debtor Claimed 100% Exemption on Schedule C	0.00	0.00	DA	0.00	FA
6. FURS AND JEWELRY Jewelry Debtor Claimed 100% Exemption on Schedule C	100.00	0.00	DA	0.00	FA
7. STOCK - BUYBACK OF BUSINESS AND VEHICLE EQUITY Wellmart Heart Lab, Inc. Debtor wished to buyback the stock of his business, and the equity in his Viper vehicle. Both assets administered on this asset line item due to the total settlement agreement. Order dated 01/15/10. Terms are for payout of \$54,000 over 12 months at \$4,500 per month starting in 01/15/10 and ending with the last	50,000.00	54,000.00		54,000.00	FA

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

Case No: 09-42991 BTR Judge: BRENDA T. RHOADES  
Case Name: Duncan, John Joseph

Trustee Name: Michelle H. Chow, Trustee  
Date Filed (f) or Converted (c): 09/25/09 (f)  
341(a) Meeting Date: 10/26/09  
Claims Bar Date: 05/19/10

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
payment on 12/15/10.					
8. STOCK Wellmart, Inc. - see line item above.	0.00	0.00	DA	0.00	FA
9. STOCK Duncan Enterprises, Inc.	0.00	0.00	DA	0.00	FA
10. VEHICLES 2005 Viper - Debtor lists lien of \$36,000.00 The equity portion is included in the buyback agreement, see line item #7.	40,000.00	0.00	DA	0.00	FA
11. VEHICLES 2001 Corvette - no lien listed. Debtor Claimed 100% Exemption on Schedule C	10,000.00	0.00	DA	0.00	FA
12. MACHINERY AND SUPPLIES EBT C150 Scanner - lien of \$95,000 listed. No equity.	50,000.00	0.00	DA	0.00	FA
INT. Post-Petition Interest Deposits (u)	Unknown	N/A		11.49	FA

TOTALS (Excluding Unknown Values)	\$399,810.00	\$54,000.00		\$54,011.49
				Gross Value of Remaining Assets \$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:

As of date TFR submitted to UST: 09/07/11: The Debtor operated a small business in xray-ing. Trustee and Debtor agreed to a settlement in order for him to buy back the stock of his business, along with the non-exempt portion of his second car. Upon Motion/Order granted on 01/15/10, terms are for a total of \$54,000 payable in 12 monthly installments of \$4,500.00. Payments collected in full, tax return completed and mailed to IRS; final return accepted as filed on 07/07/2011.

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

Page: 3  
Exhibit A

Case No: 09-42991 BTR Judge: BRENDA T. RHOADES  
Case Name: Duncan, John Joseph

Trustee Name: Michelle H. Chow, Trustee  
Date Filed (f) or Converted (c): 09/25/09 (f)  
341(a) Meeting Date: 10/26/09  
Claims Bar Date: 05/19/10

Attorney for Trustee: Mark Ian Agee  
Accountant for Trustee: Sheldon Levy

Initial Projected Date of Final Report (TFR): 12/31/12      Current Projected Date of Final Report (TFR): 12/31/12

/s/ Michelle H. Chow, Trustee

\_\_\_\_\_ Date: 09/07/11

MICHELLE H. CHOW, TRUSTEE

**FORM 2**

**ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 09-42991 -BTR  
Case Name: Duncan, John Joseph

Trustee Name: Michelle H. Chow, Trustee  
Bank Name: BANK OF AMERICA, N.A.  
Account Number / CD #: \*\*\*\*\*2914 BofA - Money Market Account

Taxpayer ID No: \*\*\*\*\*0630  
For Period Ending: 09/07/11

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
02/16/10	7	Viascan of Las Colinas 349 East Las Colinas Blvd. Ste. C Irving TX 75039	MONTHLY SETTLEMENT	1129-000	4,500.00		4,500.00
02/26/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.03		4,500.03
03/18/10	7	Viascan of Las Colinas 349 East Las Colinas Blvd. Ste. C Irving TX 75039	MONTHLY SETTLEMENT	1129-000	4,500.00		9,000.03
03/31/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.16		9,000.19
04/19/10	7	Viascan of Las Colinas 349 E. Las Colinas Blvd. Ste. C Irving TX 75039	MONTHLY SETTLEMENT	1129-000	4,500.00		13,500.19
04/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.26		13,500.45
05/18/10	7	Viascan of Las Colinas 349 E Last Colinas Blvd. Ste. C Irving TX 75039	MONTHLY SETTLEMENT	1129-000	4,500.00		18,000.45
05/28/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.38		18,000.83
06/16/10	7	Viascan of Las Colinas 349 East Las Colinas Blvd. Ste. C Irving TX 75039	MONTHLY SETTLEMENT	1129-000	4,500.00		22,500.83
06/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.49		22,501.32
07/15/10	7	Viascan of Las Colinas 349 East Las Colinas Blvd. Ste. C Irving TX 75039	MONTHLY SETTLEMENT	1129-000	4,500.00		27,001.32
07/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.62		27,001.94
08/17/10	7	Viascan of Las Colinas 349 East Las Colinas Blvd. Ste. C Irving TX 75039	MONTHLY SETTLEMENT	1129-000	4,500.00		31,501.94
08/31/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.73		31,502.67

Page Subtotals 31,502.67 0.00

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-42991 -BTR  
Case Name: Duncan, John Joseph

Trustee Name: Michelle H. Chow, Trustee  
Bank Name: BANK OF AMERICA, N.A.  
Account Number / CD #: \*\*\*\*\*2914 BofA - Money Market Account

Taxpayer ID No: \*\*\*\*\*0630  
For Period Ending: 09/07/11

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 (\$)
09/16/10	7	Viascan of Las Colinas 349 East Las Colinas Blvd. Ste. C Irving TX 75039	MONTHLY SETTLEMENT	1129-000	4,500.00		36,002.67
09/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.82		36,003.49
10/20/10	7	Viascan of Las Colinas 349 East Las Colinas Blvd. Ste. C Irving TX 75039	MONTHLY SETTLEMENT	1129-000	4,500.00		40,503.49
10/29/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	0.94		40,504.43
11/16/10	7	Viascan of Las Colinas 349 Las Colinas Blvd. Ste. C Irving TX 75039	MONTHLY SETTLEMENT	1129-000	4,500.00		45,004.43
11/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	1.05		45,005.48
12/16/10	7	Viascan of Las Colinas 349 East Las Colinas Blvd. Ste. C Irving TX 75039	MONTHLY SETTLEMENT	1129-000	4,500.00		49,505.48
12/31/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.030	1270-000	1.19		49,506.67
01/18/11	7	John Duncan 2134 N. Hill Dr. Irving TX 75038	MONTHLY SETTLEMENT	1129-000	4,500.00		54,006.67
01/31/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.050	1270-000	1.63		54,008.30
02/28/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.41		54,008.71
03/31/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.46		54,009.17
04/29/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.44		54,009.61
05/31/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.46		54,010.07
06/30/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.44		54,010.51
07/22/11	000101	SHELDON E LEVY, CPA 6320 SOUTHWEST BLVD SUITE 204 FORT WORTH, TX 76109	Per order 07/21/11 Trustee accountant fees and expenses	3410-000		1,500.00	52,510.51
07/22/11	000102	SHELDON E LEVY, CPA	Per order 07/21/11	3420-000		56.39	52,454.12

Page Subtotals 22,507.84 1,556.39

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-42991 -BTR  
Case Name: Duncan, John Joseph

Trustee Name: Michelle H. Chow, Trustee  
Bank Name: BANK OF AMERICA, N.A.  
Account Number / CD #: \*\*\*\*\*2914 BofA - Money Market Account

Taxpayer ID No: \*\*\*\*\*0630  
For Period Ending: 09/07/11

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 (\$)
07/29/11	INT	6320 SOUTHWEST BLVD SUITE 204 FORT WORTH, TX 76109	Trustee accountant fees and expenses				
08/25/11	000103	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.45		52,454.57
		MARK IAN AGEE	Per order 08/24/11	3110-000		2,530.50	49,924.07
		4115 N CENTRAL EXPRESSWAY DALLAS, TX 75204	Trustee attorney fees and expenses				
08/25/11	000104	MARK IAN AGEE	Per Order 08/24/11	3120-000		112.16	49,811.91
		4115 N CENTRAL EXPRESSWAY DALLAS, TX 75204	Trustee attorney fees and expenses				
08/31/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.45		49,812.36
09/07/11	INT	BANK OF AMERICA, N.A.	INTEREST REC'D FROM BANK	1270-000	0.08		49,812.44
09/07/11		Transfer to Acct #*****3194	Final Posting Transfer	9999-000		49,812.44	0.00

COLUMN TOTALS	54,011.49	54,011.49	0.00
Less: Bank Transfers/CD's	0.00	49,812.44	
Subtotal	54,011.49	4,199.05	
Less: Payments to Debtors		0.00	
Net	54,011.49	4,199.05	

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-42991 -BTR  
Case Name: Duncan, John Joseph

Trustee Name: Michelle H. Chow, Trustee  
Bank Name: BANK OF AMERICA, N.A.  
Account Number / CD #: \*\*\*\*\*3194 BofA - Checking Account

Taxpayer ID No: \*\*\*\*\*0630  
For Period Ending: 09/07/11

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 (\$)
09/07/11		Transfer from Acct #*****2914	BALANCE FORWARD Transfer In From MMA Account	9999-000	49,812.44		0.00 49,812.44

COLUMN TOTALS	49,812.44	0.00	49,812.44
Less: Bank Transfers/CD's	49,812.44	0.00	
Subtotal	0.00	0.00	
Less: Payments to Debtors		0.00	
Net	0.00	0.00	

	NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCE
TOTAL - ALL ACCOUNTS			
BofA - Money Market Account - *****2914	54,011.49	4,199.05	0.00
BofA - Checking Account - *****3194	0.00	0.00	49,812.44
	54,011.49	4,199.05	49,812.44
(Excludes Account Transfers)		(Excludes Payments To Debtors)	Total Funds On Hand

I certify that the above banking transactions are true and correct.

Trustee's Signature: /s/ Michelle H. Chow, Trustee Date: 09/07/11  
MICHELLE H. CHOW, TRUSTEE

Page Subtotals 49,812.44 0.00

EXHIBIT A  
ANALYSIS OF CLAIMS REGISTER

Case Number: 09-42991 Page 1 Date: September 07, 2011  
 Debtor Name: Duncan, John Joseph Claim Number Sequence  
 Claims Bar Date: 05/19/10

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
001 3410-00	SHELDON E LEVY, CPA 6320 SOUTHWEST BLVD SUITE 204 FORT WORTH, TX 76109	Administrative	4437312914	\$1,500.00 07/22/11 101	\$1,500.00 1,500.00	\$0.00
001 3420-00	SHELDON E LEVY, CPA 6320 SOUTHWEST BLVD SUITE 204 FORT WORTH, TX 76109	Administrative	4437312914	\$56.39 07/22/11 102	\$56.39 56.39	\$0.00
001 3110-00	MARK IAN AGEE 4115 N CENTRAL EXPRESSWAY DALLAS, TX 75204	Administrative	4437312914	\$2,530.50 08/25/11 103	\$2,530.50 2,530.50	\$0.00
001 3120-00	MARK IAN AGEE 4115 N CENTRAL EXPRESSWAY DALLAS, TX 75204	Administrative	4437312914	\$112.16 08/25/11 104	\$112.16 112.16	\$0.00
000001 070 7100-00	JPMorgan Chase Bank, N.A. c/o Richard G. Dafoe Vincent, Lopez, Serafino & Jenevein, PC 2001 Bryan Street, Suite 2000 Dallas, TX 75201	Unsecured		\$97,240.76	\$0.00	\$97,240.76
000002 070 7100-00	United States Small Business Administration 4300 Amon Carter Blvd., Suite 114 Fort Worth, Texas 76155	Unsecured		\$412,262.37	\$0.00	\$412,262.37
000003 070 7100-00	Chase Bank USA, N.A. PO Box 15145 Wilmington, DE 19850-5145	Unsecured		\$11,179.45	\$0.00	\$11,179.45
000004 070 7100-00	Chase Bank USA, N.A. PO Box 15145 Wilmington, DE 19850-5145	Unsecured		\$25,120.57	\$0.00	\$25,120.57
000005 070 7100-00	American Express Bank, FSB POB 3001 Malvern, PA 19355-0701	Unsecured		\$6,760.03	\$0.00	\$6,760.03
000006 070 7100-00	Fia Card Services, NA/Bank of America by American Infosource Lp As Its Agent PO Box 248809 Oklahoma City, OK 73124-8809	Unsecured		\$14,221.66	\$0.00	\$14,221.66
000007 070 7100-00	JPMorgan Chase Bank, N.A. James S. Lloyd/Winstead PC 1100 JPMorgan Chase Tower 600 Travis Street Houston, TX 77002	Unsecured		\$953,923.55	\$0.00	\$953,923.55

EXHIBIT A  
ANALYSIS OF CLAIMS REGISTER

Case Number: 09-42991 Page 2 Date: September 07, 2011  
 Debtor Name: Duncan, John Joseph Claim Number Sequence  
 Claims Bar Date: 05/19/10

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
000008 070 7100-00	Recovery Management Systems Corporation For GE Money Bank dba MATTRESS FIRM, INC/GEMB 25 SE 2nd Ave Ste 1120 Miami FL 33131	Unsecured		\$1,308.14	\$0.00	\$1,308.14
000009 070 7100-00	Sovereign Bank c/o Richard G. Dafoe Vincent Lopez Serafino & Jenevein, P.C. 1601 Elm Street, Suite 4100 Dallas, TX 75201	Unsecured		\$46,000.00	\$0.00	\$46,000.00
Case Totals:				\$1,572,215.58	\$4,199.05	\$1,568,016.53

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

**TRUSTEE'S PROPOSED DISTRIBUTION**

Exhibit D

Case No.: 09-42991 BTR

Case Name: Duncan, John Joseph

Trustee Name: Michelle H. Chow, 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: Michelle H. Chow, Trustee	\$	\$	\$
Trustee Expenses: Michelle H. Chow, Trustee	\$	\$	\$
Attorney for Trustee Fees: MARK IAN AGEE	\$	\$	\$
Attorney for Trustee Expenses: MARK IAN AGEE	\$	\$	\$
Accountant for Trustee Fees: SHELDON E LEVY, CPA	\$	\$	\$
Accountant for Trustee Expenses: SHELDON E LEVY, CPA	\$	\$	\$

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	JPMorgan Chase Bank, N.A.	\$	\$	\$
000002	United States Small Business Administration	\$	\$	\$
000003	Chase Bank USA, N.A.	\$	\$	\$
000004	Chase Bank USA, N.A.	\$	\$	\$
000005	American Express Bank, FSB	\$	\$	\$
000006	Fia Card Services, NA/Bank of America	\$	\$	\$
000007	JPMorgan Chase Bank, N.A.	\$	\$	\$
000008	Recovery Management Systems Corporation	\$	\$	\$

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
000009	Sovereign Bank	\$	\$	\$

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