



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: 09-44080 BTR Judge: BRENDA T. RHOADES  
Case Name: TOSCANO, MARIA ANNA

Trustee Name: CHRISTOPHER J. MOSER  
Date Filed (f) or Converted (c): 12/30/09 (f)  
341(a) Meeting Date: 01/22/10  
Claims Bar Date: 10/20/10

For Period Ending: 08/29/11

| 1  | 2                                  | 3   | 4   | 5                                       | 6   |
|--|------------------------------------|---|---|---|---|
| Asset Description<br>(Scheduled and Unscheduled (u) Property)  | Petition/<br>Unscheduled<br>Values | Estimated Net Value<br>(Value Determined by Trustee,<br>Less Liens, Exemptions,<br>and Other Costs) | Property<br>Abandoned<br>OA=554(a) Abandon<br>DA=554(c) Abandon | Sale/Funds<br>Received by<br>the Estate | Asset Fully Administered (FA)/<br>Gross Value of Remaining Assets |
| 1. Homestead 3132 Chestnut Rd Carrollton, TX 75007<br>Debtor Claimed 100% Exemption on Schedule C  | 142,356.00                         | 0.00  | DA  | 0.00                                    | FA  |
| 2. Cash  | 20.00                              | 0.00  | DA  | 0.00                                    | FA  |
| 3. Bank of Texas Checking  | 366.00                             | 0.00  | DA  | 0.00                                    | FA  |
| 4. Household Goods<br>Debtor Claimed 100% Exemption on Schedule C  | 1,060.00                           | 0.00  | DA  | 0.00                                    | FA  |
| 5. Wearing Apparel<br>Debtor Claimed 100% Exemption on Schedule C  | 200.00                             | 0.00  | DA  | 0.00                                    | FA  |
| 6. Furs and Jewelry<br>Debtor Claimed 100% Exemption on Schedule C   | 115.00                             | 0.00  | DA  | 0.00                                    | FA  |
| 7. 1997 Chevrolet Monte Carlo<br>Debtor Claimed 100% Exemption on Schedule C   | 1,500.00                           | 0.00  | DA  | 0.00                                    | FA  |
| 8. PI Claim: VIOXX Settlement (u)<br>Debtor turned over \$10,060.40 representing a portion of the 1st distribution which was paid directly to her. On Oct. 6, 2010, Order on Settlement relates to a 2nd distribution in which the gross amount equals \$56,053.94 less \$17,864.22 special counsel fees less \$4,251.00 Medicare lien less \$926.38 court ordered MDL common benefit expenses resulting in a net amount of \$33,012.34 to be paid to the estate for the 2nd and final pymt. Trustee commission based on Gross Settlement amount of \$56,053.94 + 1st pymt of \$10,060.40 = \$66,114.34. | 56,053.94                          | 43,072.74   |   | 66,114.34                               | FA  |
| INT. Post-Petition Interest Deposits (u)   | Unknown                            | N/A   |   | 6.53                                    | Unknown   |

|                                   |                                 |             |             |                                   |
|-----------------------------------|---------------------------------|-------------|-------------|-----------------------------------|
|                                   | Gross Value of Remaining Assets |             |             |                                   |
| TOTALS (Excluding Unknown Values) | \$201,670.94                    | \$43,072.74 | \$66,120.87 | \$0.00                            |
|                                   |                                 |             |             | (Total Dollar Amount in Column 6) |

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

Page: 2  
Exhibit A

Case No: 09-44080 BTR Judge: BRENDA T. RHOADES  
Case Name: TOSCANO, MARIA ANNA

Trustee Name: CHRISTOPHER J. MOSER  
Date Filed (f) or Converted (c): 12/30/09 (f)  
341(a) Meeting Date: 01/22/10  
Claims Bar Date: 10/20/10

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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:

Quilling, Selander, Cummiskey & Lownds, P.C. is employed to represent the trustee. The trustee is a partner in the same firm. The Kaiser Firm, LLP is employed as special counsel. On July 22, 2010, Order Granting Motion to Reopen Case was entered. On Oct. 6, 2010, Order Approving Settlement was entered, item # 8. Per Sheldon Levy, CPA, a tax return is not needed.

Initial Projected Date of Final Report (TFR): 12/31/12      Current Projected Date of Final Report (TFR): 08/29/11

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-44080 -BTR  
Case Name: TOSCANO, MARIA ANNA

Trustee Name: CHRISTOPHER J. MOSER  
Bank Name: BANK OF AMERICA, N.A.  
Account Number / CD #: \*\*\*\*\*6464 BofA - Money Market Account

Taxpayer ID No: \*\*\*\*\*0150  
For Period Ending: 08/29/11

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                      |
| 07/19/10         | 8                  | Official Check<br>Bank of Texas  | PI Settlement<br>1st Distribution = \$10,060.40  | 1242-000           | 10,060.40     |                    | 10,060.40                 |
| 07/30/10         | INT                | BANK OF AMERICA, N.A.  | Interest Rate 0.030  | 1270-000           | 0.07          |                    | 10,060.47                 |
| 08/31/10         | INT                | BANK OF AMERICA, N.A.  | Interest Rate 0.030  | 1270-000           | 0.26          |                    | 10,060.73                 |
| 09/30/10         | INT                | BANK OF AMERICA, N.A.  | Interest Rate 0.030  | 1270-000           | 0.25          |                    | 10,060.98                 |
| 10/26/10         | 8                  | Provost Umphrey Law Firm, LLP<br>Vioxx Iolta Account<br>PO Box 4905<br>Beaumont, TX 77704-4905 | PI Settlement<br>2nd Distribution = Gross amount of \$56,053.94 less<br>\$17,864.22 special counsel fees less \$4,251.00<br>Medicare Lien less \$926.38 MDL Common Benefit<br>Expenses = net amount pd to estate of \$33,012.34. | 1242-000           | 33,012.34     |                    | 43,073.32                 |
| 10/29/10         | INT                | BANK OF AMERICA, N.A.  | Interest Rate 0.030  | 1270-000           | 0.33          |                    | 43,073.65                 |
| 11/30/10         | INT                | BANK OF AMERICA, N.A.  | Interest Rate 0.030  | 1270-000           | 1.07          |                    | 43,074.72                 |
| 12/31/10         | INT                | BANK OF AMERICA, N.A.  | Interest Rate 0.030  | 1270-000           | 1.10          |                    | 43,075.82                 |
| 01/31/11         | INT                | BANK OF AMERICA, N.A.  | Interest Rate 0.030  | 1270-000           | 1.10          |                    | 43,076.92                 |
| 02/28/11         | INT                | BANK OF AMERICA, N.A.  | Interest Rate 0.010  | 1270-000           | 0.33          |                    | 43,077.25                 |
| 03/31/11         | INT                | BANK OF AMERICA, N.A.  | Interest Rate 0.010  | 1270-000           | 0.37          |                    | 43,077.62                 |
| 04/29/11         | INT                | BANK OF AMERICA, N.A.  | Interest Rate 0.010  | 1270-000           | 0.35          |                    | 43,077.97                 |
| 05/31/11         | INT                | BANK OF AMERICA, N.A.  | Interest Rate 0.010  | 1270-000           | 0.37          |                    | 43,078.34                 |
| 06/30/11         | INT                | BANK OF AMERICA, N.A.  | Interest Rate 0.010  | 1270-000           | 0.35          |                    | 43,078.69                 |
| 07/19/11         | 000301             | QSLWM<br>2001 Bryan Street, Suite 1800<br>Dallas, Texas 75201                                  | Per Order Entered on 7/18/11<br>Attorney's Fees  |                    |               | 3,198.60           | 39,880.09                 |
|                  |                    |  | Fees 2,842.00  | 3110-000           |               |                    |                           |
|                  |                    |  | Expenses 356.60  | 3120-000           |               |                    |                           |
| 07/29/11         | INT                | BANK OF AMERICA, N.A.  | Interest Rate 0.010  | 1270-000           | 0.35          |                    | 39,880.44                 |
| 08/22/11         | INT                | BANK OF AMERICA, N.A.  | INTEREST REC'D FROM BANK   | 1270-000           | 0.23          |                    | 39,880.67                 |
| 08/22/11         |                    | Transfer to Acct #*****0859  | Final Posting Transfer   | 9999-000           |               | 39,880.67          | 0.00                      |

Page Subtotals 43,079.27 43,079.27

**FORM 2**

**ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 09-44080 -BTR  
Case Name: TOSCANO, MARIA ANNA

Trustee Name: CHRISTOPHER J. MOSER  
Bank Name: BANK OF AMERICA, N.A.  
Account Number / CD #: \*\*\*\*\*6464 BofA - Money Market Account

Taxpayer ID No: \*\*\*\*\*0150  
For Period Ending: 08/29/11

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 (\$) |
|                  |                    |                         |                            |                    | 43,079.27     | 43,079.27          | 0.00                      |
|                  |                    |                         | COLUMN TOTALS              |                    | 43,079.27     | 43,079.27          |                           |
|                  |                    |                         | Less: Bank Transfers/CD's  |                    | 0.00          | 39,880.67          |                           |
|                  |                    |                         | Subtotal                   |                    | 43,079.27     | 3,198.60           |                           |
|                  |                    |                         | Less: Payments to Debtors  |                    |               | 0.00               |                           |
|                  |                    |                         | Net                        |                    | 43,079.27     | 3,198.60           |                           |

Page Subtotals 0.00 0.00

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-44080 -BTR  
Case Name: TOSCANO, MARIA ANNA

Trustee Name: CHRISTOPHER J. MOSER  
Bank Name: BANK OF AMERICA, N.A.  
Account Number / CD #: \*\*\*\*\*0859 BofA - Checking Account

Taxpayer ID No: \*\*\*\*\*0150  
For Period Ending: 08/29/11

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 (\$) |
| 08/22/11         |                    | Transfer from Acct #*****6464 | BALANCE FORWARD<br>Transfer In From MMA Account | 9999-000           | 39,880.67     |                    | 0.00<br>39,880.67         |

|                           |           |      |           |
|---------------------------|-----------|------|-----------|
| COLUMN TOTALS             | 39,880.67 | 0.00 | 39,880.67 |
| Less: Bank Transfers/CD's | 39,880.67 | 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 - *****6464 | 43,079.27    | 3,198.60                       | 0.00                |
| BofA - Checking Account - *****0859     | 0.00         | 0.00                           | 39,880.67           |
|   | 43,079.27    | 3,198.60                       | 39,880.67           |
| (Excludes Account Transfers)            |              | (Excludes Payments To Debtors) | Total Funds On Hand |

Page Subtotals 39,880.67 0.00

EXHIBIT C  
ANALYSIS OF CLAIMS REGISTER

Case Number: 09-44080 Page 1  
 Debtor Name: TOSCANO, MARIA ANNA Date: August 29, 2011  
Claim Class Sequence

| Code #                   | Creditor Name & Address   | Claim Class | Notes | Amount Allowed | Paid to Date | Claim Balance |
|--------------------------|---|-------------|-------|----------------|--------------|---------------|
| 000001<br>070<br>7100-00 | Atlas Acquisitions LLC<br>294 Union St.<br>Hackensack, NJ 07601   | Unsecured   |       | \$11,604.21    | \$0.00       | \$11,604.21   |
| 000002<br>070<br>7100-00 | Chase Bank USA, N.A.<br>PO Box 15145<br>Wilmington, DE 19850-5145   | Unsecured   |       | \$865.71       | \$0.00       | \$865.71      |
| 000003<br>070<br>7100-00 | GE Money Bank<br>c/o Recovery Management Systems<br>Corp<br>25 SE 2nd Ave Suite 1120<br>Miami FL 33131-1605               | Unsecured   |       | \$670.07       | \$0.00       | \$670.07      |
| 000004<br>070<br>7100-00 | GE Money Bank<br>c/o Recovery Management Systems<br>Corporat<br>25 SE 2nd Ave Suite 1120<br>Miami FL 33131-1605           | Unsecured   |       | \$883.31       | \$0.00       | \$883.31      |
| 000005<br>070<br>7100-00 | American Express Centurion Bank<br>c/o Becket and Lee LLP<br>POB 3001<br>Malvern, PA 19355-0701                           | Unsecured   |       | \$13,139.31    | \$0.00       | \$13,139.31   |
| 000006<br>070<br>7100-00 | Capital Recovery III LLC<br>c/o Recovery Management Systems<br>Corp<br>25 SE 2nd Avenue Suite 1120<br>Miami FL 33131-1605 | Unsecured   |       | \$1,094.46     | \$0.00       | \$1,094.46    |
| 000007<br>070<br>7100-00 | Capital Recovery III LLC<br>c/o Recovery Management Systems<br>Corp<br>25 SE 2nd Avenue Suite 1120<br>Miami FL 33131-1605 | Unsecured   |       | \$1,423.87     | \$0.00       | \$1,423.87    |
| 000008<br>070<br>7100-00 | DISCOVER BANK<br>DB SERVICING CORPORATION<br>PO BOX 3025<br>NEW ALBANY, OH 43054  | Unsecured   |       | \$14,681.98    | \$0.00       | \$14,681.98   |
| Case Totals:             |   |             |       | \$44,362.92    | \$0.00       | \$44,362.92   |

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

**TRUSTEE'S PROPOSED DISTRIBUTION**

Exhibit D

Case No.: 09-44080

Case Name: TOSCANO, MARIA ANNA

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     | \$              | \$                       | \$               |
| Trustee Expenses: 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:

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    | Atlas Acquisitions LLC          | \$ _____                | \$ _____                 | \$ _____         |
| 000002    | Chase Bank USA, N.A.            | \$ _____                | \$ _____                 | \$ _____         |
| 000003    | GE Money Bank                   | \$ _____                | \$ _____                 | \$ _____         |
| 000004    | GE Money Bank                   | \$ _____                | \$ _____                 | \$ _____         |
| 000005    | American Express Centurion Bank | \$ _____                | \$ _____                 | \$ _____         |
| 000006    | Capital Recovery III LLC        | \$ _____                | \$ _____                 | \$ _____         |
| 000007    | Capital Recovery III LLC        | \$ _____                | \$ _____                 | \$ _____         |

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:

| Claim No. | Claimant      | Allowed Amount of Claim | Interim Payments to Date | Proposed Payment |
|-----------|---------------|-------------------------|--------------------------|------------------|
| 000008    | DISCOVER BANK | \$ _____                | \$ _____                 | \$ _____         |

Total to be paid to tardy general unsecured creditors \$ \_\_\_\_\_

Remaining Balance \$ \_\_\_\_\_

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