

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
TYLER DIVISION

IN RE:  
HART, SETH D.

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§  
§  
§  
§

CASE NO. 09-61276-BP

DEBTORS

CHAPTER 7

**CHAPTER 7 TRUSTEE'S APPLICATION FOR  
COMPENSATION (COMMISSION) AND EXPENSES**

THE DEADLINE FOR OBJECTING TO THIS APPLICATION IS GOVERNED BY THE "NOTICE OF TRUSTEE'S FINAL REPORT AND APPLICATION FOR COMPENSATION AND DEADLINE TO OBJECT TO TFR" WHICH SHALL BE ISSUED TO YOU BY THE COURT AS A SEPARATE DOCUMENT.

TO THE HONORABLE BILL PARKER  
UNITED STATES BANKRUPTCY JUDGE:

COMES NOW, Michael J. McNally, chapter 7 trustee for the estate of Seth D. Hart and files this Application for Trustee's Compensation and Expenses ("Application") to request compensation and reimbursement of expenses pursuant to 11 U.S.C. § 330(a)(1) and (a)(7). In support of the Application, the trustee submits the following information.

1. On December 23, 2009, the trustee was duly appointed as the chapter 7 trustee.
2. Contemporaneously with the filing of the Application, the trustee has filed a Trustee's Final Report ("TFR") and a Notice of Trustee's Final Report ("NFR").
3. Pursuant to 11 U.S.C. 326(a), the maximum compensation allowable to the trustee is \$905.66 based on the total amount disbursed to parties in interest, except for amounts disbursed to the debtor, or to any entity, if the funds disbursed were not property of the estate, e.g. return of a sale deposit. See attached **Exhibit 1** for a detailed calculation of the compensation requested.
4. The trustee has received \$0.00 of the maximum compensation allowable as interim compensation, and now requests \$905.66 as final compensation, subject to additional compensation based on the disbursement of additional interest income to parties in interest.

5. In addition, the trustee requests \$199.90 for reimbursement of reasonable and necessary expenses incurred in the administration of the estate. See attached **Exhibit 2** for an itemization of the trustee's expenses.

6. In the event additional interest income accrues on estate funds after the filing of the TFR and before distribution of funds by the trustee, the trustee requests approval of additional compensation based on the disbursement of this additional interest income to parties in interest without further Order of the Court.

WHEREFORE, PREMISES CONSIDERED, Michael J. McNally, the chapter 7 trustee, requests approval of \$905.66 in compensation and \$199.90 in reimbursement of expenses.

Dated: December 7, 2010

By:           /s/ Michael J. McNally            
Michael J. McNally  
Chapter 7 Trustee