

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 \$ _____².

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/JASON R. SEARCY
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: 10-60372 BP Judge: Bill Parker
Case Name: DONNA MOORE DIETZ

Trustee Name: JASON R. SEARCY
Date Filed (f) or Converted (c): 04/05/10 (f)
341 (a) Meeting Date: 05/14/10
Claims Bar Date: 08/30/10

Exhibit A

For Period Ending: 11/02/12

	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 Formally Abandoned OA=554(a) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	House on .75 acre lot in the Royal Oaks Subdivision at 2421	130,000.00	0.00		0.00	FA
2	1/2 interest in 23.5 acres of unimproved land and timber in	25,000.00	100.00		0.00	FA
3	14.929 acres - costal (hay crop in place) Noonday, Smith Cou	119,400.00	0.00		0.00	FA
4	Oil, gas and other minerals ---approx. undivided 1/4 interes	100.00	100.00	OA	0.00	FA
5	Oil, gas and mineral interest --- approx. 1/4 undivided inte	125.00	125.00	OA	0.00	FA
6	Cash on Hand	2,697.00	2,697.00		2,697.00	FA
7	Kelly Credit Union Checking Account	2,831.16	2,683.52		2,683.52	FA
8	Kelly Credit Union Savings Account	10,618.57	7,833.60		7,833.60	FA
9	Southside - Checking Account	769.36	769.36		769.36	FA
10	Kelly Credit Union Savings Account	0.00	0.00		649.77	FA
11	Furniture, appliances, auto/video equipment, cookware, linen	4,500.00	0.00		0.00	FA
12	42" TV - \$900.00 and Crystal \$800.00	1,700.00	0.00		0.00	FA
13	Books, pictures, prints, knick knacks, DVDs and CDs	300.00	0.00		0.00	FA
14	Clothing and footwear	1,250.00	0.00		0.00	FA
15	2 furs, wedding ring, pearl necklace, diamond bracelet, neck	3,400.00	0.00		0.00	FA
16	380 Colt Pocket Light Automatic and Berretta Urika Camo 12 g	1,600.00	0.00		0.00	FA
17	410/45 Tarrus Judge	500.00	500.00		500.00	FA
18	Browning Sporting Clay edition Lightening 12 gauge O/U, 38/3	1,550.00	1,070.00		1,070.00	FA
19	Bike, tennis racket, Cannon film camera, ditigal camera, old	800.00	0.00		0.00	FA
20	Whole Life Insurance with Minnesota Life on the life of the	17.49	0.00		0.00	FA
21	Term Life Insurance with State Farm on the life of the Debto	0.00	0.00		0.00	FA

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

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For Period Ending: 11/02/12

	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 Formally Abandoned OA=554(a) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
22	Whole Life Insurance with Mass Mutual on the life of the Deb	5,958.03	0.00		0.00	FA
23	Whole Life Insurance with Mass Mutual on the life of the De	13,904.10	0.00		0.00	FA
24	Whole Life Insurance with Mass Mutual on the life of the De	7,236.15	0.00		0.00	FA
25	Whole life policy from Minnesota Life through Husband's form	470.82	0.00		0.00	FA
26	Whole Life Policy AFLAC Death Benefit \$10,000	Unknown	0.00		0.00	FA
27	Kelly Credit Union - IRA Account (Husband)	32,284.61	0.00		0.00	FA
28	Husband's 401(k) through Goodyear (Balance as of March 31, 2	214,208.04	0.00		0.00	FA
29	Simple IRA through Kassaw and Dietz, Inc. (Balance as of Dec	133,670.82	0.00		0.00	FA
30	Kelly Credit Union IRA (Debtor)	7,209.61	0.00		0.00	FA
31	Kassaw and Dietz, Inc. (100% interest)	Unknown	0.00		0.00	FA
32	U.S. Savings Bonds (Face value, some are not matured)	36,700.00	36,700.00	OA	0.00	FA
33	Wages due from Kassaw and Dietz, Inc.	15,500.00	0.00		0.00	FA
34	Payments due to Debtor other than wages from Kassaw and Diet	15,623.56	15,623.56	OA	0.00	FA
35	2005 Volkswagon New Beetle Good Condition Approximately 48,5	10,480.00	0.00		0.00	FA
36	2006 Saab Good Condition Approximately 61,000 Miles	13,530.00	0.00		0.00	FA
37	2000 Chevrolet Pick Up Good Condition Approximately 88,500 m	8,660.00	5,900.00		5,900.00	FA
38	1969 VW Carmin Ghia - does not run - in storage	500.00	0.00		0.00	FA
39	Est. 2003 15' flat bottom boat and trailer	700.00	700.00		700.00	FA
40	Cobb Firestar Ultra light aircraft with trailer (damaged by	3,500.00	3,750.00		3,750.00	FA
41	Computers and other electronic equipment, software, and refe	15,640.00	0.00		0.00	FA
42	1953 John Deere 60 model tractor - does not run	300.00	0.00		0.00	FA

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

Case No: 10-60372 BP Judge: Bill Parker
Case Name: DONNA MOORE DIETZ

Trustee Name: JASON R. SEARCY
Date Filed (f) or Converted (c): 04/05/10 (f)
341 (a) Meeting Date: 05/14/10
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For Period Ending: 11/02/12

	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 Formally Abandoned OA=554(a) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
43	1950s Farmall H - used for parts	200.00	0.00		0.00	FA
44	mower and misc farm equipment	300.00	0.00		0.00	FA
45	International tractor 284 IH and implements	2,000.00	0.00		0.00	FA
46	BBQ grill, patio furniture, 2 riding lawn mower - 1 not runn	3,000.00	0.00		0.00	FA
47	Unemployment benefits	19,747.00	0.00		0.00	FA
48	Storage container	2,000.00	0.00		0.00	FA
49	Oil, gas, minerals, Anderson Co., TX	25.00	25.00	OA	0.00	FA
50	Kelly Credit Union Savings Account	0.26	0.00		0.00	FA
51	Gun Safe	700.00	0.00		0.00	FA
52	CONTINGENT CLAIMS - Stowers claim	Unknown	0.00		0.00	FA
53	CONTINGENT CLAIMS	Unknown	0.00	OA	0.00	FA
54	Disgorgement of Debtor's attorneys fees (u)	0.00	5,526.00		5,526.00	FA
INT	Post-Petition Interest Deposits (u)	Unknown	N/A		11.23	FA

TOTALS (Excluding Unknown Values)	\$871,206.58	\$84,103.04	\$32,090.48	Gross Value of Remaining Assets \$0.00 (Total Dollar Amount in Column 6)
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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:

- RE PROP # 2 -- Exemption denied by Order dated 2-16-11
- RE PROP # 3 -- Exemption upheld by Order dated 2-16-11
- RE PROP # 17 -- Order dated 10-13-10
- RE PROP # 18 -- Orders dated 10-13-10 for Browning rifle & shell loader sold at public auction on 09-25-10; \$200 Offer submitted for Charter Arms Pug 357 revolver
- RE PROP # 32 -- Bonds will be returned to Debtor
- RE PROP # 37 -- Order dated 10-13-10 approving sale in public auction on 09-25-10
- RE PROP # 38 -- Vehicle stored in trailer van for over 20 years. Worthless.
- RE PROP # 39 -- Order datedf 10-13-10

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

Case No: 10-60372 BP Judge: Bill Parker
Case Name: DONNA MOORE DIETZ

Trustee Name: JASON R. SEARCY
Date Filed (f) or Converted (c): 04/05/10 (f)
341 (a) Meeting Date: 05/14/10
Claims Bar Date: 08/30/10

For Period Ending: 11/02/12

RE PROP # 40 -- Order dated 10-13-10 approving sale in public auction on 09-25-10
RE PROP # 53 -- Debtor may have contribution claim vs other defendants (Oscar Renda Contracting, Inc., et al)
RE PROP # 54 -- Agreement to remit balance of the funds paid to Debtor's attorney in excess of agreed fee amount

Initial Projected Date of Final Report (TFR): 11/02/12 Current Projected Date of Final Report (TFR): 11/02/12

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

Exhibit B

Case No: 10-60372
Case Name: DONNA MOORE DIETZ

Trustee Name: JASON R. SEARCY
Bank Name: Union Bank of California
Account Number/CD#: XXXXXX1586 - Money Market Account
Blanket Bond (per case limit): \$300,000.00
Separate Bond (if applicable):

Taxpayer ID No: XX-XXX3483
For Period Ending: 11/02/12

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 (\$)
05/28/10	9	DIETZ, DONNA MOORE 2421 MEADOWDALE FLINT, TX 75762	Close out of Debtor account	1129-000	769.36		769.36
05/28/10	10	DIETZ, DONNA MOORE 2421 MEADOWDALE FLINT, TX 75762	Close out of Debtor account	1129-000	649.77		1,419.13
05/28/10	7	DIETZ, DONNA MOORE 2421 MEADOWDALE FLINT, TX 75762	Close out of Debtor account	1129-000	2,683.52		4,102.65
05/28/10	6	DIETZ, DONNA MOORE 2421 MEADOWDALE FLINT, TX 75762	Close out of Debtor account	1129-000	2,697.00		6,799.65
05/28/10	8	DIETZ, DONNA MOORE 2421 MEADOWDALE FLINT, TX 75762	Close out of Debtor account	1129-000	7,833.60		14,633.25
06/30/10	INT	Union Bank of California	Interest Rate 0.100	1270-000	1.16		14,634.41
07/20/10	54	Glen E. Patrick McNally & Patrick, L.L.P. P.O. Box 1080 Tyler, Texas 75710		1290-000	5,526.00		20,160.41
07/30/10	INT	Union Bank of California	Interest Rate 0.100	1270-000	1.34		20,161.75
08/31/10	INT	Union Bank of California	Interest Rate 0.100	1270-000	1.76		20,163.51
09/30/10	INT	Union Bank of California	Interest Rate 0.100	1270-000	1.65		20,165.16
10/05/10		BILL WATSON AUCTION SERVICE P.O. Box 713 Kilgore, TX 75662			10,520.00		30,685.16

Page Subtotals

30,685.16

0.00

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

Case No: 10-60372
Case Name: DONNA MOORE DIETZ

Trustee Name: JASON R. SEARCY
Bank Name: Union Bank of California
Account Number/CD#: XXXXXX1586 - Money Market Account
Blanket Bond (per case limit): \$300,000.00
Separate Bond (if applicable):

Taxpayer ID No: XX-XXX3483
For Period Ending: 11/02/12

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 (\$)
			Gross receipts	10,520.00			
	18		Browning Sporting Clay edition Lightening 12 gauge O/U, 38/3	870.00 1129-000			
	37		2000 Chevrolet Pick Up Good Condition Approximately 88,500 m	5,900.00 1129-000			
	40		Cobb Firestar Ultra light aircraft with trailer (damaged by	3,750.00 1129-000			
10/28/10		Dee A. Dietz 3269 ACR 153 Palestine, TX 75801			700.00		31,385.16
	17		Gross receipts	700.00			
			410/45 Tarrus Judge	500.00 1129-000			
	18		Browning Sporting Clay edition Lightening 12 gauge O/U, 38/3	200.00 1129-000			
10/28/10	39	Clarence David Fryar 220 Greystone Dr. Hewitt, TX 76643		1129-000	700.00		32,085.16
10/29/10	INT	Union Bank of California	Interest Rate 0.100	1270-000	2.26		32,087.42
11/04/10	000101	BILL WATSON AUCTION SERVICE P.O. Box 713 Kilgore, TX 75662	Order dated 11-04-10	3610-000		1,052.00	31,035.42
11/04/10	000102	BILL WATSON AUCTION SERVICE P.O. Box 713 Kilgore, TX 75662	Order dated 11-04-10	3620-000		549.00	30,486.42

Page Subtotals

1,402.26

1,601.00

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 10-60372
Case Name: DONNA MOORE DIETZ

Trustee Name: JASON R. SEARCY
Bank Name: Union Bank of California
Account Number/CD#: XXXXXX1586 - Money Market Account
Blanket Bond (per case limit): \$300,000.00
Separate Bond (if applicable):

Taxpayer ID No: XX-XXX3483
For Period Ending: 11/02/12

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 (\$)
11/30/10	INT	Union Bank of California	Interest Rate 0.050	1270-000	1.42		30,487.84
12/31/10	INT	Union Bank of California	Interest Rate 0.050	1270-000	1.27		30,489.11
01/31/11	INT	Union Bank of California	Interest Rate 0.000	1270-000	0.37		30,489.48
09/26/11		Union Bank of California	BANK SERVICES FEE (CHK)	2600-000		73.75	30,415.73
10/25/11		Union Bank of California	BANK SERVICES FEE (CHK)	2600-000		73.75	30,341.98
11/25/11		Union Bank of California	BANK SERVICES FEE (CHK)	2600-000		73.75	30,268.23
12/27/11		Union Bank of California	BANK SERVICES FEE (CHK)	2600-000		73.75	30,194.48
01/25/12		Union Bank of California	BANK SERVICES FEE (CHK)	2600-000		73.75	30,120.73
02/27/12		Union Bank of California	BANK SERVICES FEE (CHK)	2600-000		73.75	30,046.98
03/26/12		Union Bank of California	BANK SERVICES FEE (CHK)	2600-000		73.75	29,973.23
04/25/12		Union Bank of California	BANK SERVICES FEE (CHK)	2600-000		73.75	29,899.48
05/25/12		Union Bank of California	BANK SERVICES FEE (CHK)	2600-000		71.29	29,828.19
06/25/12		Union Bank of California	BANK SERVICES FEE (CHK)	2600-000		71.29	29,756.90
07/25/12		Union Bank of California	BANK SERVICES FEE (CHK)	2600-000		71.29	29,685.61
08/27/12		Union Bank of California	BANK SERVICES FEE (CHK)	2600-000		71.29	29,614.32
08/28/12		Transfer to Acct#XXXX1121	Transfer of Funds	9999-000		29,614.32	0.00

COLUMN TOTALS	32,090.48	32,090.48	0.00
Less: Bank Transfers/CD's	0.00	29,614.32	
Subtotal	32,090.48	2,476.16	
Less: Payments to Debtors	0.00	0.00	
Net	32,090.48	2,476.16	

Page Subtotals 3.06 30,489.48

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

Case No: 10-60372
Case Name: DONNA MOORE DIETZ

Trustee Name: JASON R. SEARCY
Bank Name: First National Bank of Vinita
Account Number/CD#: XXXXXX1121 - Checking Account
Blanket Bond (per case limit): \$300,000.00
Separate Bond (if applicable):

Taxpayer ID No: XX-XXX3483
For Period Ending: 11/02/12

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 (\$)
08/28/12		Transfer from Acct#XXXXXX1586	Transfer of Funds	9999-000	29,614.32		29,614.32
09/24/12		First National Bank of Vinita	ACH (AUTO DEBIT)	2600-000		2.43	29,611.89
10/16/12		First National Bank of Vinita	ACH (AUTO DEBIT)	2600-000		18.26	29,593.63
10/29/12	001001	Searcy & Searcy, P.C. P.O. Box 3929 Longview, Texas 75606-3929		3110-000		16,785.00	12,808.63
10/29/12	001002	Searcy & Searcy, P.C. P.O. Box 3929 Longview, Texas 75606-3929		3120-000		679.75	12,128.88

COLUMN TOTALS	29,614.32	17,485.44	12,128.88
Less: Bank Transfers/CD's	29,614.32	0.00	
Subtotal	0.00	17,485.44	
Less: Payments to Debtors	0.00	0.00	
Net	0.00	17,485.44	

		TOTAL OF ALL ACCOUNTS	NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCE
			32,090.48	2,476.16	0.00
			0.00	17,485.44	12,128.88
			-----	-----	-----
			32,090.48	19,961.60	12,128.88
			=====	=====	=====
			(Excludes account transfers)	(Excludes payments to debtors)	Total Funds on Hand

Money Market Account - XXXXXX1586
Checking Account - XXXXXX1121

Total Allocation Receipts: 0.00
Total Net Deposits: 32,090.48
Total Gross Receipts: 32,090.48

Page Subtotals 29,614.32 17,485.44

Exhibit C
ANALYSIS OF CLAIMS REGISTER

Case Number: 10-60372
Debtor Name: DIETZ, DONNA MOORE
Claims Bar Date: 08/30/10

Date: November 2, 2012

Code #	Creditor Name & Address	Claim Class	Notes	Scheduled	Claimed	Allowed
100 2100	JASON R. SEARCY 446 FOREST SQUARE P.O. BOX 3929 LONGVIEW 75605	Administrative		\$0.00	\$3,054.09	\$3,054.09
100 2200	JASON R. SEARCY 446 FOREST SQUARE P.O. BOX 3929 LONGVIEW 75605	Administrative		\$0.00	\$25.20	\$25.20
100 100 3610	Bill Watson Auction Service P.O. Box 713 Kilgore, TX 75662	Administrative		\$0.00	\$1,052.00	\$1,052.00
			Order dated 11-04-10			
101 100 3620	Bill Watson Auction Service P.O. Box 713 Kilgore, TX 75662	Administrative		\$0.00	\$549.00	\$549.00
			Order dated 11-04-10			
102 100 3110	Searcy & Searcy, P.C. P.O. Box 3929 Longview, Texas 75606-3929	Administrative		\$0.00	\$16,785.00	\$16,785.00
103 100 3120	Searcy & Searcy, P.C. P.O. Box 3929 Longview, Texas 75606-3929	Administrative		\$0.00	\$679.75	\$679.75
1 300 7100	Ana Delia Rosas Herrera, et al c/o Patrick Kelley Ireland, Carroll & Kelley, P.C. 6101 S. Broadway, Suite 500 Tyler, TX 75703	Unsecured		\$0.00	\$800,000.00	\$0.00
			State court suit did not award a Judgment in favor of claimant in the State Court suit, therefore, they are not creditors of the Estate			
2 300 7100	Ana Lilia Flores, et al c/o Patrick Kelley Ireland, Carroll & Kelley, P.C. 6101 S. Broadway, Suite 500 Tyler, TX 75703	Unsecured		\$0.00	\$1,350,000.00	\$0.00
			State court suit did not award a Judgment in favor of claimant in the State Court suit, therefore, they are not creditors of the Estate			
Case Totals				\$0.00	\$2,172,145.04	\$22,145.04

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

TRUSTEE'S PROPOSED DISTRIBUTION

Exhibit D

Case No.: 10-60372

Case Name: DONNA MOORE DIETZ

Trustee Name: JASON R. SEARCY

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: JASON R. SEARCY	\$	\$	\$
Trustee Expenses: JASON R. SEARCY	\$	\$	\$
Attorney for Trustee Fees: Searcy & Searcy, P.C.	\$	\$	\$
Attorney for Trustee Expenses: Searcy & Searcy, P.C.	\$	\$	\$
Auctioneer Fees: Bill Watson Auction Service	\$	\$	\$
Auctioneer Expenses: Bill Watson Auction Service	\$	\$	\$

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:

NONE

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

The amount of surplus returned to the debtor after payment of all claims and interest is
\$.