

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

In re:	§	
	§	
B & W PARTNER LLC	§	Case No. 12-41923
	§	
Debtor	§	

TRUSTEE’S FINAL REPORT (TFR)

The undersigned trustee hereby makes this Final Report and states as follows:

1. A petition under chapter 7 of the United States Bankruptcy Code was filed on 07/18/2012 . The undersigned trustee was appointed on 07/18/2012 .
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 \$ 3,500.00

Funds were disbursed in the following amounts:

Payments made under an interim disbursement	0.00
Administrative expenses	0.00
Bank service fees	256.98
Other payments to creditors	0.00
Non-estate funds paid to 3 rd Parties	0.00
Exemptions paid to the debtor	0.00
Other payments to the debtor	0.00

Leaving a balance on hand of¹ \$ 3,243.02

The remaining funds are available for distribution.

¹The 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.

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 12/26/2012 and the deadline for filing governmental claims was 03/26/2013 . 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 \$ 875.00 . To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received \$ 0.00 as interim compensation and now requests a sum of \$ 875.00 , for a total compensation of \$ 875.00² . In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$ 0.00 , and now requests reimbursement for expenses of \$ 894.70 , for total expenses of \$ 894.70² .

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Date: 01/26/2016 By: /s/Mark A. Weisbart
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: 12-41923 BTR Judge: BRENDA T. RHOADES
Case Name: B & W PARTNER LLC

Trustee Name: Mark A. Weisbart
Date Filed (f) or Converted (c): 07/18/12 (f)
341(a) Meeting Date: 08/17/12
Claims Bar Date: 12/26/12

For Period Ending: 01/26/16

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. Security Deposit with AMReit SSPF Berkley Square,	6,000.00	0.00		0.00	FA
2. General liability insurance policy with State Farm	0.00	0.00		0.00	FA
3. Accounts receivable	3,257.39	0.00		0.00	FA
4. Possible claims against Jeffrey Falcon and Falcon	0.00	2,500.00		0.00	FA
5. 4 Computers - \$400.00 3 Printer/scanner/copiers -	700.00	0.00		0.00	FA
6. Grout supplies	200.00	0.00		0.00	FA
7. Inventory, Fixtures, Floor Displays, Tools, etc (u)	0.00	3,500.00		3,500.00	FA
TOTALS (Excluding Unknown Values)	\$10,157.39	\$6,000.00		\$3,500.00	\$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:

Initial Projected Date of Final Report (TFR): 12/31/13

Current Projected Date of Final Report (TFR): 12/31/15

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 12-41923 -BTR
Case Name: B & W PARTNER LLC

Trustee Name: Mark A. Weisbart
Bank Name: First National Bank of Vinita
Account Number / CD #: *****2122 Checking Account

Taxpayer ID No: *****9355
For Period Ending: 01/26/16

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
09/25/12	7	AmREIT SSPF Berkeley, LP	Inventory, Fixtures, etc	1229-000	3,500.00		3,500.00
10/16/12		First National Bank of Vinita	BANK SERVICE FEE	2600-000		0.36	3,499.64
11/06/12		First National Bank of Vinita	BANK SERVICE FEE	2600-000		2.23	3,497.41
12/07/12		First National Bank of Vinita	BANK SERVICE FEE	2600-000		2.16	3,495.25
01/08/13		First National Bank of Vinita	BANK SERVICE FEE	2600-000		2.23	3,493.02
02/07/13		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,483.02
03/07/13		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,473.02
04/05/13		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,463.02
05/07/13		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,453.02
06/07/13		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,443.02
07/08/13		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,433.02
08/07/13		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,423.02
09/09/13		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,413.02
10/07/13		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,403.02
11/07/13		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,393.02
12/06/13		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,383.02
01/08/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,373.02
02/07/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,363.02
03/07/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,353.02
04/07/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,343.02
05/07/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,333.02
06/06/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,323.02
07/08/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,313.02
08/07/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,303.02
09/08/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,293.02
10/07/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,283.02
11/07/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,273.02

Page Subtotals 3,500.00 226.98

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 12-41923 -BTR
Case Name: B & W PARTNER LLC

Trustee Name: Mark A. Weisbart
Bank Name: First National Bank of Vinita
Account Number / CD #: *****2122 Checking Account

Taxpayer ID No: *****9355
For Period Ending: 01/26/16

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 (\$)
12/05/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,263.02
01/08/15		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,253.02
02/06/15		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	3,243.02

COLUMN TOTALS	3,500.00	256.98	3,243.02
Less: Bank Transfers/CD's	0.00	0.00	
Subtotal	3,500.00	256.98	
Less: Payments to Debtors		0.00	
Net	3,500.00	256.98	
		NET	ACCOUNT
TOTAL - ALL ACCOUNTS	NET DEPOSITS	DISBURSEMENTS	BALANCE
Checking Account - *****2122	3,500.00	256.98	3,243.02
	3,500.00	256.98	3,243.02
	(Excludes Account Transfers)	(Excludes Payments To Debtors)	Total Funds On Hand

Page Subtotals 0.00 30.00

EXHIBIT C
ANALYSIS OF CLAIMS REGISTER

Case Number: 12-41923
Debtor Name: B & W PARTNER LLC

Claim Class Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
000011 040 5800-00	Comptroller of Public Accounts Revenue Accounting Division Attn: Bankruptcy PO Box 13528 Austin TX 78711-3528	Priority		\$1,515.62	\$0.00	\$1,515.62
000012 040 5300-00	Jeff Falcon 2321 Magnolia Little Elm, TX 75068	Priority		\$0.00	\$0.00	\$0.00
000001 070 7100-00	Euler Hermes North America Insurance Co. Assignee of Swiff-Train Co., LLC 800 Red Brook Boulevard Owings Mills, MD 21117	Unsecured		\$49,443.41	\$0.00	\$49,443.41
000002 070 7100-00	Juan Garcia PO Box 2781 Frisco, TX 75034	Unsecured		\$4,000.00	\$0.00	\$4,000.00
000003 070 7100-00	Direct Energy Business 1001 Liberty Ave., FL13 Pittsburgh, PA 15222	Unsecured		\$699.25	\$0.00	\$699.25
000004 070 7100-00	Ja Peck 1918 Arbor Creek Drive Carrollton, TX 75010	Unsecured		\$644.47	\$0.00	\$644.47
000005 070 7100-00	1 Call Services PO Box 112121 Carrollton, TX 75011	Unsecured		\$0.00	\$0.00	\$0.00
000006 070 7100-00	Mohawk Industries 160 South Industrial Blvd. Calhoun, GA 30701	Unsecured		\$3,774.38	\$0.00	\$3,774.38
000007 070 7100-00	Julia & Glenn Martin 2104 Water Brook McKinney, TX 75070-5032	Unsecured		\$1,226.78	\$0.00	\$1,226.78
000008 070 7100-00	American Express Travel Related Services Co Inc c/o Becket and Lee LLP Attorneys/Agent for Creditor PO Box 3001 Malvern, PA 19355-0701	Unsecured		\$2,263.87	\$0.00	\$2,263.87
000009 070 7100-00	AMReit SSPF Berkley Square, LP Ross, Banks, May, Cron & Cavin, PC Attn: Jim V. Lombardi 2 Riverway, Suite 700 Houston, TX 77056	Unsecured		\$103,609.79	\$0.00	\$103,609.79

EXHIBIT C
ANALYSIS OF CLAIMS REGISTER

Case Number: 12-41923 Claim Class Sequence
Debtor Name: B & W PARTNER LLC

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
000010 080 7200-00	Yida International 6225 Westchester Lane Plano, TX 75093	Unsecured		\$2,473.00	\$0.00	\$2,473.00
Case Totals:				\$169,650.57	\$0.00	\$169,650.57

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

Total to be paid to priority creditors	\$	<u>1,473.32</u>
Remaining Balance	\$	<u>0.00</u>

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 \$ 165,661.95 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 0.0 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	Euler Hermes North America Insurance Co.	\$ 49,443.41	\$ 0.00	\$ 0.00
000002	Juan Garcia	\$ 4,000.00	\$ 0.00	\$ 0.00
000003	Direct Energy Business	\$ 699.25	\$ 0.00	\$ 0.00
000004	Ja Peck	\$ 644.47	\$ 0.00	\$ 0.00
000006	Mohawk Industries	\$ 3,774.38	\$ 0.00	\$ 0.00
000007	Julia & Glenn Martin	\$ 1,226.78	\$ 0.00	\$ 0.00
000008	American Express Travel	\$ 2,263.87	\$ 0.00	\$ 0.00
000009	AMReit SSPF Berkley Square, LP	\$ 103,609.79	\$ 0.00	\$ 0.00

Total to be paid to timely general unsecured creditors	\$	<u>0.00</u>
Remaining Balance	\$	<u>0.00</u>

Tardily filed claims of general (unsecured) creditors totaling \$ 2,473.00 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 0.0 percent.

Tardily filed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
000010	Yida International	\$ 2,473.00	\$ 0.00	\$ 0.00

Total to be paid to tardy general unsecured creditors \$ 0.00

Remaining Balance \$ 0.00

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$ 0.00 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 0.0 percent.

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

NONE