

UNITED STATES BANKRUPTCY COURT
DISTRICT OF
DIVISION

In re: §
FOLEY, ROBERT MARK § Case No. 14-40074 BTR
Debtor(s) §

TRUSTEE'S FINAL REPORT (TFR)

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

1. A petition under chapter of the United States Bankruptcy Code was filed on . The undersigned trustee was appointed on .
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 \$

Funds were disbursed in the following amounts:

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

Leaving a balance on hand of¹ \$

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 _____ 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/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.

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: 14-40074 BTR Judge: BRENDA T. RHOADES
Case Name: FOLEY, ROBERT MARK

Trustee Name: Michelle H. Chow, Trustee
Date Filed (f) or Converted (c): 01/08/14 (f)
341(a) Meeting Date: 03/14/14
Claims Bar Date: 08/07/14

For Period Ending: 05/11/15

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. RESIDENCE "9504 Winter Park Drive, Frisco, TX 75035" Debtor lists lien of \$136,050.00. Debtor selects TEXAS PROPERTY CODE EXEMPTIONS	160,000.00	0.00		0.00	FA
2. FINANCIAL ACCOUNTS Debtor lists Wells Fargo accounts totalling \$805.95 Trustee abandons these amounts "Checking x5286 \$137.00" "Checking x9901 \$400.00" "Checking x0740 \$101.95" "Savings x0634 \$167.008"	805.95	0.00		0.00	FA
3. ITEMIZED HOUSEHOLD GOODS Itemized household goods on schedule B and C.	2,125.00	0.00		0.00	FA
4. BOOKS/COLLECTIBLES "Pictures and small statues"	300.00	0.00		0.00	FA
5. WEARING APPAREL "Clothing"	2,000.00	0.00		0.00	FA
6. FURS AND JEWELRY "Ring"	200.00	0.00		0.00	FA
7. FIREARMS AND HOBBY EQUIPMENT ".45 Caliber Pistol \$200.00; 20 gauge shotgun \$100.00; fishing poles \$50.00"	350.00	0.00		0.00	FA
8. INSURANCE POLICIES Per Debtor's schedules: "New York Life Insurance Policy x182 \$5,000.00" "New York Life Insurance Policy x972 \$5,000.00"	10,000.00	0.00		0.00	FA
9. STOCK	100.00	0.00		0.00	FA

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Per Debtor's schedules: "ARA 100 stocks at \$1.00 each" Trustee abandons stock.					
10. 1992 CHEVY PICKUP TRUCK Debtor lists FMV \$1,000.00; no lien listed; fully exempts value.	1,000.00	0.00		0.00	FA
11. 1992 JEEP Debtor lists FMV \$2,500.00; no lien listed; fully exempts value.	2,500.00	0.00		0.00	FA
12. 2001 JEEP CHEROKEE Debtor lists FMV \$1,500.00; no lien listed; fully exempts value.	1,500.00	0.00		0.00	FA
13. 2009 FORD F150 Debtor lists FMV \$10,000.00. JPMorgan Chase listed as secured creditor on schedule D \$8,332.00. Debtor indicates on original SOI he wants to surrender this vehicle. Creditor filed motion for relief from stay; Order granted 04/14/14 #21. Vehicle was sold at surplus. Funds turned over to trustee for administration.	10,000.00	0.00		6,390.89	FA
14. 2012 FORD FX4 Debtor lists FMV \$25,000.00. JPMorgan Chase listed as secured creditor on schedule D \$24,341.00. Debtor indicates on original SOI he wants to surrender this vehicle. Creditor filed motion for relief from stay and sold vehicle at surplus. This amount turned over to the trustee.	25,000.00	0.00		5,881.88	FA
15. 2014 FORD ESCAPE Debtor lists value of \$21,000.00. FMC Omaha Service Center listed as secured creditor on schedule D \$22,876.00. Debtor indicates on original SOI he wants to retain this vehicle. See reaffirmation agreement filed 04/09/14 #14. This vehicle not administered.	21,000.00	0.00		0.00	FA
16. OFFICE EQUIPMENT "Computer"	400.00	0.00		0.00	FA

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INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES**

Case No: 14-40074 BTR Judge: BRENDA T. RHOADES
Case Name: FOLEY, ROBERT MARK

Trustee Name: Michelle H. Chow, Trustee
Date Filed (f) or Converted (c): 01/08/14 (f)
341(a) Meeting Date: 03/14/14
Claims Bar Date: 08/07/14

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
17. MACHINERY AND SUPPLIES Debtor describes as "Various fixtures"	3,139.00	0.00		0.00	FA
18. PREFERENCE PAYMENT Possible credit card preference listed on Debtor's original SOFA: "Capital One 10/26 \$3,000; 11/23 \$3,000; 12/20 \$159.00 " Trustee investigated this possible asset. After discussions and review of documents with CaptialOne counsel, it was determined in April 2015 that the payee of these amounts was not Mr. Foley individually, but paid through his incorporated entity, and could not be traced as Mr. Foley's individual funds. Trustee will not administer this asset.	6,159.00	0.00		0.00	FA

TOTALS (Excluding Unknown Values)	\$246,578.95	\$0.00		\$12,272.77	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:

As of date submitted to UST: 05/11/15: The main assets administered were the overage of funds from the sale of 2 nonexempt Ford vehicles. Trustee also pursued possible preference action against Captial One, listed on the Debtor's Statement of Financial Affairs #3, of approximately \$6,159.00 paid in the 90 days prior to filing. After many email communciations and documents reviewed, in April 2015, trustee determined that it was an incorporated entity (Mr. Foley's business) that paid the credit card payments and the bank statements could not positively identify those funds as Mr. Foley's individually. Trustee determined no value to pursue the credit card preference. Claims reviewed and objection granted 12/03/14 #31.

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

FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

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Exhibit A

Case No: 14-40074 BTR Judge: BRENDA T. RHOADES
Case Name: FOLEY, ROBERT MARK

Trustee Name: Michelle H. Chow, Trustee
Date Filed (f) or Converted (c): 01/08/14 (f)
341(a) Meeting Date: 03/14/14
Claims Bar Date: 08/07/14

/s/ Michelle H. Chow, Trustee

Date: 05/11/15

MICHELLE H. CHOW, TRUSTEE

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 14-40074 -BTR
Case Name: FOLEY, ROBERT MARK

Trustee Name: Michelle H. Chow, Trustee
Bank Name: BANK OF KANSAS CITY
Account Number / CD #: *****1223 Checking Account (Non-Interest Earn)

Taxpayer ID No: *****5190
For Period Ending: 05/11/15

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
08/06/14	13	Chase Auto Finance 900 Stewart Avenue, PS 5th Floor Garden City, NY 11530	Nonexempt overage vehicle proceeds	1129-000	6,390.89		6,390.89
08/19/14	14	Chase Auto Finance 900 Stewart Avenue PS - 5th Floor Garden City, NY 11530	Nonexempt overage vehicle proceeds	1129-000	5,881.88		12,272.77
08/29/14		BANK OF KANSAS CITY	BANK SERVICE FEE	2600-000		10.00	12,262.77
09/30/14		BANK OF KANSAS CITY	BANK SERVICE FEE	2600-000		17.63	12,245.14
10/31/14		BANK OF KANSAS CITY	BANK SERVICE FEE	2600-000		18.19	12,226.95
11/28/14		BANK OF KANSAS CITY	BANK SERVICE FEE	2600-000		17.58	12,209.37
12/31/14		BANK OF KANSAS CITY	BANK SERVICE FEE	2600-000		18.14	12,191.23
01/30/15		BANK OF KANSAS CITY	BANK SERVICE FEE	2600-000		18.11	12,173.12
02/27/15		BANK OF KANSAS CITY	BANK SERVICE FEE	2600-000		16.34	12,156.78
03/31/15		BANK OF KANSAS CITY	BANK SERVICE FEE	2600-000		18.06	12,138.72
04/30/15		BANK OF KANSAS CITY	BANK SERVICE FEE	2600-000		17.45	12,121.27

COLUMN TOTALS	12,272.77	151.50	12,121.27
Less: Bank Transfers/CD's	<u>0.00</u>	<u>0.00</u>	
Subtotal	12,272.77	151.50	
Less: Payments to Debtors		<u>0.00</u>	
Net	12,272.77	151.50	

		NET	ACCOUNT
TOTAL - ALL ACCOUNTS	NET DEPOSITS	DISBURSEMENTS	BALANCE
Checking Account (Non-Interest Earn - *****1223	12,272.77	151.50	12,121.27
	-----	-----	-----
	12,272.77	151.50	12,121.27
	=====	=====	=====
	(Excludes Account Transfers)	(Excludes Payments To Debtors)	Total Funds On Hand

Page Subtotals 12,272.77 151.50

TRUSTEE'S PROPOSED DISTRIBUTION

Exhibit D

Case No.: 14-40074 BTR

Case Name: FOLEY, ROBERT MARK

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	\$	\$	\$

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	\$ _____	\$ _____	\$ _____
000003	CAPITAL ONE BANK (USA), N.A.	\$ _____	\$ _____	\$ _____
000004	DIVERSIFIED FINANCIAL SOUTHEAST, INC	\$ _____	\$ _____	\$ _____
000005	WELLS FARGO BANK, N.A.	\$ _____	\$ _____	\$ _____
000006	CAPITAL RECOVERY V, 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:

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