

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
TYLER DIVISION

In re: §
CLINE, GARY CHARLES § Case No. 14-60773
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 11/10/2014 . The undersigned trustee was appointed on 11/12/2014 .
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 \$ 8,663.28

Funds were disbursed in the following amounts:

Payments made under an interim disbursement	0.00
Administrative expenses	4,475.22
Bank service fees	70.00
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 \$ 4,118.06

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 06/04/2015 and the deadline for filing governmental claims was 09/02/2015 . 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 \$ 1,617.13 . 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 \$ 1,617.13 , for a total compensation of \$ 1,617.13 ² . In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$ 0.00 , and now requests reimbursement for expenses of \$ 802.49 , for total expenses of \$ 802.49 ² .

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

Date: 10/12/2015 By: /s/Michael J. McNally
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: 14-60773 BP Judge: BILL PARKER
Case Name: CLINE, GARY CHARLES

Trustee Name: Michael J. McNally
Date Filed (f) or Converted (c): 11/10/14 (f)
341(a) Meeting Date: 12/19/14
Claims Bar Date: 06/04/15

For Period Ending: 10/12/15

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. HOMESTEAD 7.914 ACRES, AB 521, JUBAL OWENS SURVEY,	248,490.00	0.00		0.00	FA
2. CASH ON HAND	65.00	65.00		65.00	FA
3. OTHER MISCELLANEOUS-Settlement for atty fees (u) in connection with garnishment by H&E	1,800.00	0.00		1,800.00	FA
4. JOINT CHECKING ACCOUNT #XXXX8075 IN THE NAMES OF D Order entered 6/1/15	0.00	1,881.23	OA	1,881.23	FA
5. SAVINGS ACCOUNT #XXXX7056 IN THE NAME OF GARY CLIN	780.25	585.19		0.00	FA
6. RECLINER	100.00	0.00		0.00	FA
7. END TABLES	80.00	0.00		0.00	FA
8. LAMPS	30.00	0.00		0.00	FA
9. DINNER TABLE & CHAIRS	300.00	0.00		0.00	FA
10. MISC. DISHES AND SILVERWARE	75.00	0.00		0.00	FA
11. STOVE	100.00	0.00		0.00	FA
12. MICROWAVE	50.00	0.00		0.00	FA
13. REFRIGERATOR	200.00	0.00		0.00	FA
14. 3 BEDROOM SUITES	1,500.00	0.00		0.00	FA
15. WASHER & DRYER	300.00	0.00		0.00	FA
16. MISC. FURNISHINGS	200.00	0.00		0.00	FA
17. MISC. APPLIANCES	100.00	0.00		0.00	FA
18. MISC. TOYS AND PERSONAL ITEMS OF TWO DAUGHTERS	500.00	0.00		0.00	FA
19. TV	200.00	0.00		0.00	FA
20. MISC. TOWELS & LINENS	75.00	0.00		0.00	FA
21. MISC. BOOKS AND PICTURES	200.00	0.00		0.00	FA
22. MISC. CLOTHING	200.00	0.00		0.00	FA
23. MISC. CHILDREN'S CLOTHING FOR 2 GIRLS	200.00	0.00		0.00	FA
24. 2 CHILDRENS BIKES	100.00	0.00		0.00	FA

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25. 51% INTEREST IN CIRCLE C. IMPERIAL CONSTRUCTION, L	0.00	0.00		0.00	FA
26. 2012 DODGE RAM 3/4 TON TRUCK. VEHICLE IS IN THE N	23,000.00	0.00		0.00	FA
27. MISC. LAWN EQUIPMENT: MOWER, WEED EATER, BLOWER, E	500.00	0.00		0.00	FA
28. FINANCIAL ACCOUNTS- 2014 income tax refund after deduction of cpa fees per Debtor's agreement while case in Ch 13	0.00	4,925.05		4,925.05	FA
29. VOID (u)	Unknown	0.00		0.00	FA
30. CHECKING ACCOUNT #XXXX6995 IN THE NAME OF GARY CLI Checking account #xxxx6995 in the name of Gary Cline located at Chase JPMorgan Chase Bank, N.A. This account was frozen on 10/21/14 by H & E Equipment Services, Inc.'s Writ of Garnishment.	1,700.98	935.23		0.00	FA

				Gross Value of Remaining Assets
TOTALS (Excluding Unknown Values)	\$280,846.23	\$8,391.70	\$8,671.28	\$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): 10/01/15 Current Projected Date of Final Report (TFR): 12/31/15

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 14-60773 -BP
Case Name: CLINE, GARY CHARLES

Trustee Name: Michael J. McNally
Bank Name: FIRST NATIONAL BANK OF VINITA
Account Number / CD #: *****1572 Checking Account (Non-Interest Earn)

Taxpayer ID No: *****4930
For Period Ending: 10/12/15

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 Trans. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
			BALANCE FORWARD				0.00
C 03/10/15		GARY CHARLES CLINE WASKOM, TX 75692	Cash on Hand	1129-000	57.00		57.00
03/10/15	2	Asset Sales Memo:	CASH ON HAND \$65.00				57.00
C 03/10/15		GARY CHARLES CLINE WASKOM, TX 75692	Financial Accts-Repbulic Bk	1129-000	4,925.05		4,982.05
03/10/15	28	Asset Sales Memo:	FINANCIAL ACCOUNTS- 2014 income tax refund \$4,925.05				4,982.05
C 04/07/15		FIRST NATIONAL BANK OF VINITA	BANK SERVICE FEE	2600-000		10.00	4,972.05
C 05/07/15		FIRST NATIONAL BANK OF VINITA	BANK SERVICE FEE	2600-000		10.00	4,962.05
C 05/15/15		Robert Underwood P O Drawer 1138 Carthage, Tx 75633	Garn Settl for Atty Fees	1249-002	1,800.00		6,762.05
05/15/15	3	Asset Sales Memo:	OTHER MISCELLANEOUS-Settlement for atty fees \$1,800.00				6,762.05
C 06/05/15		FIRST NATIONAL BANK OF VINITA	BANK SERVICE FEE	2600-000		10.00	6,752.05
C 08/07/15		FIRST NATIONAL BANK OF VINITA	BANK SERVICE FEE	2600-000		10.00	6,742.05
C 08/10/15	030001	McNally & Patrick, L.L.P. 100 E Ferguson, Suite 400 Tyler, Tx 75702	Attorney Fees for Trustee Firm	3110-000		4,402.50	2,339.55
C 08/10/15	030002	McNally & Patrick, L.L.P. 100 E Ferguson, Suite 400	Attorney Expenses for Trustee Firm	3120-000		72.72	2,266.83

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Case Name: CLINE, GARY CHARLES

Trustee Name: Michael J. McNally
Bank Name: FIRST NATIONAL BANK OF VINITA
Account Number / CD #: *****1572 Checking Account (Non-Interest Earn)

Taxpayer ID No: *****4930
For Period Ending: 10/12/15

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 Trans. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
		Tyler, Tx 75702					
* C 08/28/15		GARY CHARLES CLINE 458 CR 335 WASKOM, TX 75692	Savings & Cking Acct	1129-003	1,520.42		3,787.25
C 09/08/15		FIRST NATIONAL BANK OF VINITA	BANK SERVICE FEE	2600-000		10.00	3,777.25
C 09/10/15		Bank Service Fee-FNBV	July Tech Fees	2600-000		10.00	3,767.25
* C 10/05/15		GARY CHARLES CLINE 458 CR 335 WASKOM, TX 75692	Savings & Cking Acct NSF-Returned check	1129-003	-1,520.42		2,246.83
C 10/05/15		GARY CHARLES CLINE 458 CR 335 WASKOM, TX 75692	Bal. on Cking -Replace NSF	1129-000	1,520.45		3,767.28
10/05/15	4	Asset Sales Memo:	JOINT CHECKING ACCOUNT #XXXXX8075 IN THE NAMES OF D \$1,520.45				3,767.28
C 10/05/15		GARY CHARLES CLINE 458 CR 335 WASKOM, TX 75692	Bal. on Cking Acct	1129-000	360.78		4,128.06
10/05/15	4	Asset Sales Memo:	JOINT CHECKING ACCOUNT #XXXXX8075 IN THE NAMES OF D \$360.78				4,128.06
C 10/07/15		FIRST NATIONAL BANK OF VINITA	BANK SERVICE FEE	2600-000		10.00	4,118.06

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

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Trustee Name: Michael J. McNally
 Bank Name: FIRST NATIONAL BANK OF VINITA
 Account Number / CD #: *****1572 Checking Account (Non-Interest Earn)

Taxpayer ID No: *****4930
 For Period Ending: 10/12/15

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 Trans. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)

* Reversed
 t Funds Transfer
 C Bank Cleared

Account *****1572	Balance Forward	0.00		
	12 Deposits	8,663.28		
	0 Interest Postings	0.00		
	Subtotal	\$ 8,663.28		
	0 Adjustments In	0.00		
	0 Transfers In	0.00		
	Total	\$ 8,663.28		
			2 Checks	4,475.22
			7 Adjustments Out	70.00
			0 Transfers Out	0.00
			Total	\$ 4,545.22

Claims Register
ANALYSIS OF CLAIMS REGISTER

Date: October 12, 2015

Case Number: 14-60773
Debtor Name: CLINE, GARY CHARLES

Claim Class Sequence (No Pay Hold)

Code #	Creditor Name & Address	Claim Class	Notes	Scheduled	Claimed	Allowed
999-1 001 3110-00	McNally & Patrick, L.L.P. 100 E Ferguson, Suite 400 Tyler, Tx 75702	Administrative		\$0.00	\$4,402.50	\$4,402.50
999-2 001 3120-00	McNally & Patrick, L.L.P. 100 E Ferguson, Suite 400 Tyler, Tx 75702	Administrative		\$0.00	\$72.72	\$72.72
Subtotal for Class Administrative				\$0.00	\$4,475.22	\$4,475.22
000002 070 7100-00	H & E Equipment Services, Inc. 325 N. St. Paul Street, Suite 4400 Dallas, TX 75201	Unsecured		\$0.00	\$56,183.06	\$56,183.06
Subtotal for Class Unsecured				\$0.00	\$56,183.06	\$56,183.06
Case Totals:				\$0.00	\$60,658.28	\$60,658.28

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

TRUSTEE'S PROPOSED DISTRIBUTION

Exhibit D

Case No.: 14-60773

Case Name: CLINE, GARY CHARLES

Trustee Name: Michael J. McNally

Balance on hand \$ 4,118.06

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
Attorney for Trustee Fees: McNally & Patrick, L.L.P.	\$ 4,402.50	\$ 4,402.50	\$ 0.00
Other: McNally & Patrick, L.L.P.	\$ 72.72	\$ 72.72	\$ 0.00
Total to be paid for chapter 7 administrative expenses		\$	0.00
Remaining Balance		\$	4,118.06

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 \$ 0.00 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 \$ 56,183.06 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 7.3 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
000002	H & E Equipment Services, Inc.	\$ 56,183.06	\$ 0.00	\$ 4,118.06
Total to be paid to timely general unsecured creditors			\$	<u>4,118.06</u>
Remaining Balance			\$	<u>0.00</u>

Tardily filed claims of general (unsecured) creditors totaling \$ 0.00 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:

NONE

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