

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS

In re: §  
§  
SIMINGTON, GREGORY K. § Case No. 15-41427 BTR  
SIMINGTON, CHRISTY L. §  
§  
Debtors §

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**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 08/06/2015 . The undersigned trustee was appointed on 08/06/2015 .
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 \$ 20,000.00

Funds were disbursed in the following amounts:

Payments made under an interim disbursement	0.00
Administrative expenses	10,000.00
Bank service fees	29.80
Other payments to creditors	0.00
Non-estate funds paid to 3 <sup>rd</sup> Parties	0.00
Exemptions paid to the debtor	0.00
Other payments to the debtor	0.00
Leaving a balance on hand of <sup>1</sup>	\$ 9,970.20

The remaining funds are available for distribution.

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<sup>1</sup>The 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 12/09/2015 and the deadline for filing governmental claims was 03/08/2016 . 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 \$ 2,750.00 . 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 \$ 2,750.00 , for a total compensation of \$ 2,750.00 <sup>2</sup> . In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$ 0.00 , and now requests reimbursement for expenses of \$ 299.77 , for total expenses of \$ 299.77 <sup>2</sup> .

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

Date: 11/09/2016 By: /s/CHRISTOPHER J. MOSER, 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.

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<sup>2</sup> 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: 15-41427 BTR Judge: BRENDA T. RHOADES  
Case Name: SIMINGTON, GREGORY K.  
SIMINGTON, CHRISTY L.  
For Period Ending: 11/09/16

Trustee Name: CHRISTOPHER J. MOSER, TRUSTEE  
Date Filed (f) or Converted (c): 08/06/15 (f)  
341(a) Meeting Date: 09/04/15  
Claims Bar Date: 12/09/15

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. 18744 SE 268 St. Covington, WA 98042 Debtor surrender interest in property. Property is co-owned with ex-girlfriend, Gracia Martinson. Adv. 15-04088	225,148.00	20,000.00		20,000.00	FA
2. Financial Accts Debtor Claimed 100% Exemption on Schedule C	1,622.68	0.00		0.00	FA
3. Household Goods Debtor Claimed 100% Exemption on Schedule C	2,195.00	0.00		0.00	FA
4. Wearing Apparel Debtor Claimed 100% Exemption on Schedule C	1,050.00	0.00		0.00	FA
5. Jewelry Debtor Claimed 100% Exemption on Schedule C	4,250.00	0.00		0.00	FA
6. Term life insurance Debtor Claimed 100% Exemption on Schedule C	0.00	0.00		0.00	FA
7. Optional AD&D insurance through Clean Harbors Debtor Claimed 100% Exemption on Schedule C	0.00	0.00		0.00	FA
8. 401(k) Debtor Claimed 100% Exemption on Schedule C	1,245.27	0.00		0.00	FA
9. 2008 Ford Escape Debtor Claimed 100% Exemption on Schedule C	6,725.00	0.00		0.00	FA
10. 2002 Mercury Mountaineer Debtor Claimed 100% Exemption on Schedule C	1,250.00	0.00		0.00	FA
11. Hobby Equipment Debtor Claimed 100% Exemption on Schedule C	75.00	0.00		0.00	FA

	Gross Value of Remaining Assets			
TOTALS (Excluding Unknown Values)	\$243,560.95	\$20,000.00	\$20,000.00	\$0.00

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(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:

Quilling, Selander, Lownds, Winslett & Moser P.C. is employed to represent the trustee. The trustee is a partner in the same firm. Kelly B. Williamson is employed as special counsel. James Conlan (Century 21) is employed as Washington Real Estate Appraisal Expert. Richard Bufkin is employed as a valuation and sale expert. On Oct. 5, 2015, Adv. 15-04088 (Gracia Martinson) - Complaint to Sell Co-Owned Property was filed, item # 1. On Aug. 2, 2016, Order Approving Settlement Agreement was entered, item # 1. Richard Bufkin & James Conlan will not be filing a fee applications. Per Sheldon E. Levy, CPA, an estate tax return is not needed. Trustee will subordinate late filed Proof of Claim # 10-1 filed by Summer and Blake Friis, on January 11, 2016, to the the timely filed proofs of claim.

Initial Projected Date of Final Report (TFR): 01/31/18      Current Projected Date of Final Report (TFR): 11/09/16

**FORM 2**

**ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 15-41427  
 Case Name: SIMINGTON, GREGORY K.  
 SIMINGTON, CHRISTY L.  
 Taxpayer ID No: 37-6626173  
 For Period Ending: 11/09/16

Trustee Name: CHRISTOPHER J. MOSER, TRUSTEE  
 Bank Name: BANK OF KANSAS CITY  
 Account Number / CD #: \*\*\*\*\*5236 Checking Account (Non-Interest Earn)

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
09/14/16	1	Wire Deposit on 9/14/16	Settlement Regarding Real Estate 18744 SE 268 St. Covington, WA 98042	1110-000	20,000.00		20,000.00
09/15/16	003001	Kelly B. Williamson Law Office of Kelly B. Williamson Box 207 Miami, TX 79059	Per Order Entered on 8/2/16 Attorney's Fees	3210-000		8,000.00	12,000.00
09/30/16		BANK OF KANSAS CITY	BANK SERVICE FEE	2600-000		12.04	11,987.96
10/31/16		BANK OF KANSAS CITY	BANK SERVICE FEE	2600-000		17.76	11,970.20
11/01/16	003002	QSLWM 2001 Bryan Street, Suite 1800 Dallas, Texas 75201	Per Order Entered 10/31/16 Attorney's Fees	3110-000		2,000.00	9,970.20

COLUMN TOTALS	20,000.00	10,029.80	9,970.20
Less: Bank Transfers/CD's	0.00	0.00	
Subtotal	20,000.00	10,029.80	
Less: Payments to Debtors		0.00	
Net	20,000.00	10,029.80	

	TOTAL - ALL ACCOUNTS	NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCE
	Checking Account (Non-Interest Earn - *****5236	20,000.00	10,029.80	9,970.20
		20,000.00	10,029.80	9,970.20
	(Excludes Account Transfers)		(Excludes Payments To Debtors)	Total Funds On Hand

Page Subtotals 20,000.00 10,029.80



EXHIBIT C  
ANALYSIS OF CLAIMS REGISTER

Case Number: 15-41427 Claim Class Sequence  
Debtor Name: SIMINGTON, GREGORY K.

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
000009 070 7100-00	Portfolio Recovery Associates, LLC POB 12914 Norfolk VA 23541	Unsecured		\$600.67	\$0.00	\$600.67
000010 080 7200-00	Summer & Blake Friis 9717 Slater Ln Overland Park, KS 66212	Unsecured	Late filed Claim - subordinate. Creditor filed a change of address on 9/4/15 prior to Order Setting Bar date & POC forms being mailed.	\$1,550.00	\$0.00	\$1,550.00
Case Totals:				\$72,358.83	\$0.00	\$72,358.83

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

## TRUSTEE'S PROPOSED DISTRIBUTION

Exhibit D

Case No.: 15-41427 BTR

Case Name: SIMINGTON, GREGORY K.

SIMINGTON, CHRISTY L.

Trustee Name: CHRISTOPHER J. MOSER, TRUSTEE

Balance on hand \$ 9,970.20

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: CHRISTOPHER J. MOSER, TRUSTEE	\$ 2,750.00	\$ 0.00	\$ 2,750.00
Trustee Expenses: CHRISTOPHER J. MOSER, TRUSTEE	\$ 299.77	\$ 0.00	\$ 299.77
Charges: U.S. Bankruptcy Court	\$ 350.00	\$ 0.00	\$ 350.00

Total to be paid for chapter 7 administrative expenses \$ 3,399.77

Remaining Balance \$ 6,570.43

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 \$ 70,458.83 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 9.3 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
000001	LVNV Funding, LLC its successors/assigns	\$ 548.36	\$ 0.00	\$ 51.14
000002	Navient Solutions Inc. on behalf of	\$ 64,767.52	\$ 0.00	\$ 6,039.70
000003	Porania LLC	\$ 2,002.70	\$ 0.00	\$ 186.76
000004	American InfoSource LP as agent for	\$ 278.15	\$ 0.00	\$ 25.94
000005	American InfoSource LP as agent for	\$ 390.64	\$ 0.00	\$ 36.43
000006	American InfoSource LP as agent for	\$ 269.50	\$ 0.00	\$ 25.13
000007	American InfoSource LP as agent for	\$ 440.85	\$ 0.00	\$ 41.11
000008	American InfoSource LP as agent for	\$ 1,160.44	\$ 0.00	\$ 108.21
000009	Portfolio Recovery Associates, LLC	\$ 600.67	\$ 0.00	\$ 56.01

Total to be paid to timely general unsecured creditors \$ 6,570.43

Remaining Balance \$ 0.00

Tardily filed claims of general (unsecured) creditors totaling \$ 1,550.00 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	Summer & Blake Friis	\$ 1,550.00	\$ 0.00	\$ 0.00
Total to be paid to tardy general unsecured creditors			\$	<u>0.00</u>
Remaining Balance			\$	<u>0.00</u>

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