

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

FILED
U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF TX

Nov 8 11 23 AM '00

IN RE:)
MORGAN, GARY V.)
MORGAN, CAROLYN S.)

DEBTOR(S))

CASE NO. 96-10627

CHAPTER 7

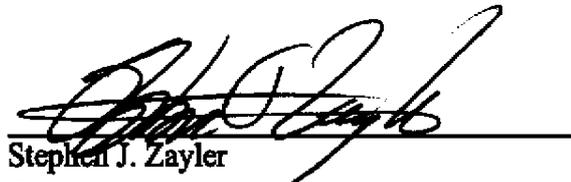
U.S. BANKRUPTCY COURT
BEAUMONT DIVISION

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION,
AND REPORT OF PROPOSED DISTRIBUTION**

Stephen J. Zayler, trustee of the estate of the above-named Debtor(s), certifies to the Court and the United States Trustee, that the trustee has faithfully and properly fulfilled the duties of the office of the trustee, that the trustee has examined all proofs of claims as appropriate under the proposed distribution, and that the proposed distribution, attached hereto, is proper and consistent with the law and rules of the court. The trustee applies for commission and expenses set forth herein and states that they are reasonable and proper.

Therefore, the trustee requests that the Final Report, Application for Compensation, and Report of Proposed Distribution be approved.

DATE: October 26, 2000



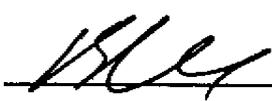
Stephen J. Zayler
Trustee

REVIEWED BY THE UNITED STATES TRUSTEE:

I have reviewed the Trustee's Final Report, Application for Compensation, and Report of Proposed Distribution and have no objection.

United States Trustee

Date: 11-1-00

By:  _____



UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

IN RE:)
MORGAN, GARY V.) CASE NO. 96-10627
MORGAN, CAROLYN S.)
DEBTOR(S)) CHAPTER 7

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION
AND APPLICATION TO CLOSE CASE AND DISCHARGE TRUSTEE**

The Trustee of the estate presents the following final report:

1. The Trustee applies for commissions and expenses set forth herein: That they are reasonable and proper; that in the course of the performance of duties, the Trustee has advanced monies from personal funds for expenses, and that the Trustee has not been reimbursed or indemnified.
2. The Trustee submits Schedule F as a summary of the assets and an estate property record. Any property scheduled under 11 U.S.C. Sec. 521(1) and not administered shall be deemed abandoned pursuant to 11 U.S.C. Sec. 554(c).
3. The Trustee has reduced all assets of this estate to cash or otherwise lawfully disposed of them, and the estate is ready to be closed.
4. The Trustee submits Schedule A as the account of estate cash receipts and disbursements.
5. There is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application except as permitted by the Bankruptcy Code.
6. The Trustee requests approval of this final report.
7. The Trustee has examined each and every claim filed and noted his approval of claims as filed, or he has filed objections to allowance or requests for reclassification.
8. The Trustee further requests that after final distribution of all monies in accordance with the Trustee's Report of Final Distribution, and upon filing of A Supplemental Final Report and Account and certification by the U.S. Trustee the trustee be discharged from office and that the case be closed.

I declare under penalty of perjury that this Report and attached Schedules are true and correct to the best of my knowledge and belief.

Dated: October 26, 2000


Stephen J. Zayler Trustee

SCHEDULE A-1

FINAL ACCOUNT AS OF October 26, 2000

A. RECEIPTS \$270,818.97

B. DISBURSEMENTS

(1) Secured creditors 0.00

(2) Administrative 120,436.27

(3) Priority 0.00

(4) Other BACK TO DEBTOR 73,877.91

TOTAL DISBURSEMENTS \$194,314.18

BALANCE OF FUNDS \$76,504.79

TRUSTEE'S FINAL REPORT CASE SUMMARY

TRUSTEE: **ZAYLER**

CASE NAME: **MORGAN, GARY/CAROLYN** COMMENTS:

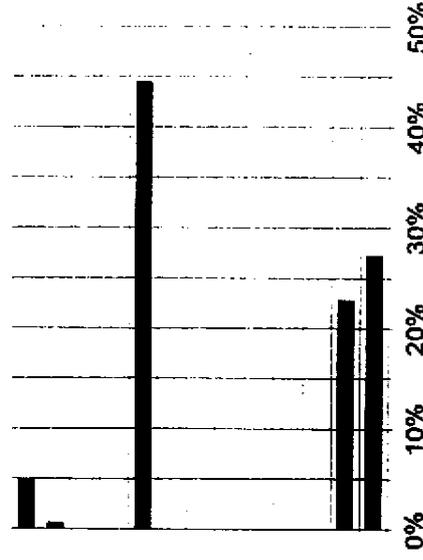
CASE NUMBER: **96-10627**

DATE UST APPROVED: **11-01-00**

ESTATE INCOME: **\$270,818.97** 100.00%

TOTAL RECEIPTS: **\$270,818.97**

ESTATE EXPENSES:			
TRUSTEE'S COMMISSION	13,097.05		4.84%
TRUSTEE'S EXPENSES	1,626.04		0.60%
FIRM'S PROFESSIONAL FEES	0.00		0.00%
FIRM'S PROFESSIONAL EXPENSES	0.00		0.00%
OTHER ATTORNEY FEES	120,436.27		44.47%
OTHER PROFESSIONAL FEES	0.00		0.00%
COURT COSTS	0.00		0.00%
ESTATE EXPENSES(TAXES, ETC)	0.00		0.00%
PRIOR CHAPTER COSTS	0.00		0.00%
SECURED CLAIMS PAID	0.00		0.00%
PRIORITY CLAIMS PAID	61,781.70		22.81%
UNSECURED CLAIMS PAID	73,877.91		27.28%
OTHER(RETURN TO DEBTOR, ETC)			



UNSECURED CLAIMS ALLOWED **48,984.21**

UNSECURED CLAIMS PAID **61,781.70**

PERCENT RECOVERED FOR UNSECURED **126.13%**

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

Case No: 96-10627 BP1 Judge: BILL PARKER
 Case Name: MORGAN, GARY V.
 MORGAN, CAROLYN S.
 For Period Ending: 10/24/00

Trustee Name: Stephen J. Zayler
 Date Filed (f) or Converted (c): 07/11/96 (f)
 341(a) Meeting Date: 09/06/96
 Claims Bar Date: 10/22/97

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 Abandoned OA=554(a) Abandon DA=554(c) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA) Gross Value of Remaining Assets
1. UDI IN .90 ACRES - SOUR LAKE	800.00	800.00	DA	0.00	FA
2. HOMESTEAD	22,000.00	0.00		0.00	FA
3. CKG.&SAVINGS ACCT.	4,060.00	0.00		0.00	FA
4. HOUSEHOLD GOODS	4,000.00	0.00		0.00	FA
5. WEARING APPAREL	1,000.00	0.00		0.00	FA
6. FUR COAT/JEWELRY	1,200.00	0.00		0.00	FA
7. FIREARMS	150.00	0.00		0.00	FA
8. IRA	34,000.00	0.00		0.00	FA
9. 401 K	19,000.00	0.00		0.00	FA
10. 95 MERCURY COUGAR	12,000.00	0.00		0.00	FA
11. 77 FORD PICKUP	500.00	0.00		0.00	FA
12. INT. IN LAWSUIT (u)	0.00	270,818.97		270,818.97	FA
TOTALS (Excluding Unknown Values)	\$98,710.00	\$271,618.97		\$270,818.97	\$0.00

Gross Value of Remaining Assets
 (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): 12/31/99

Current Projected Date of Final Report (TFR): / /

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 96-10627 BPI
 Case Name: MORGAN, GARY V.
 MORGAN, CAROLYN S.
 Taxpayer ID No: 75-6583454
 For Period Ending: 10/26/00

Trustee Name: Stephen J. Zayler
 Bank Name: BANK OF AMERICA
 Account Number: 3754223761 Checking - Non Interest

Blanket Bond (per case limit): \$ 300,000.00
 Separate Bond (if applicable):

1	2	3	4	5	6	7	8	9	10
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Deposits (\$)	Interest (\$)	Checks (\$)	Adjustments (\$)	Transfers (\$)	Account Balance (\$)
09/19/00	12	O'QUINN & LAMINACK	BALANCE FORWARD						0.00
09/26/00	001001	O'QUINN & LAMINACK 2300 LYRIC CENTRE BLDG. 440 LOUISIANA HOUSTON, TX 77002	LAWUIT PROCEEDS PLUS INTEREST PAYMENT OF ATTORNEY FEES PER ORDER DATED 8-24-00.	270,356.85		102,290.46			270,356.85
09/26/00	001002	O'QUINN & LAMINACK 2300 LYRIC CENTRE BLDG. 440 LOUISIANA HOUSTON, TX 77002	PAYMENT OF ATTORNEY EXPENSES PER ORDER DATED 8-24-00.			18,145.81			149,920.58
10/09/00	12	JOHN M. O'QUINN & ASSOCIATES, L.L.P.	ADDITIONAL SETTLEMENT PROCEEDS	462.12					150,382.70
10/17/00	001003	BRUCE N. SMITH, FOR THE BENEFIT OF CAROLYN S. MORGAN AND GARY V. MORGAN	PARTIAL SETTLEMENT PROCEEDS TO DEBTOR PER ORDER DATED 9-8-00.			49,454.58			100,928.12
10/26/00	001004	BRUCE N. SMITH FOR THE BENEFIT OF CAROLYN S. MORGAN AND GARY V. MORGAN	EXCESS FUNDS TO DEBTOR To be paid upon approval of TFR.			24,423.33			76,504.79

Account 3754223761	
Balance Forward	0.00
2 Deposits	270,818.97
0 Interest Postings	0.00
Subtotal	\$ 270,818.97
0 Adjustments In	0.00
0 Transfers In	0.00
Total	\$ 270,818.97
4 Checks	194,314.18
0 Adjustments Out	0.00
0 Transfers Out	0.00
Total	\$ 194,314.18

IN THE UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

FILED
U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
2000 AUG 24 11:09:53
CASE NO. 96-1088-BK
CHAPTER 7
DEPUTY

IN RE:
GARY V. MORGAN
SSN 465-56-4946
CAROLYN S. MORGAN
SSN 461-74-5351
DEBTORS

§
§
§
§
§
§

CASE NO. 96-1088-BK
CHAPTER 7

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ORDER APPROVING APPLICATION FOR COMPENSATION AND REIMBURSEMENT OF EXPENSES FOR SPECIAL COUNSEL FOR TRUSTEE AS AN ADMINISTRATIVE EXPENSES

CAME ON this day to be considered the Application for Compensation and Reimbursement of Expenses filed by STEPHEN J. ZAYLER, Trustee, on behalf of RICHARD N. LAMINACK, of O'QUINN, KERENSKY, McANINCH & LAMINACK, Special Counsel for the Bankruptcy Estate, and it appearing to the Court that the Application is well taken and should be granted pursuant to 11 U.S.C. Section 330, it is therefore

ORDERED, ADJUDGED AND DECREED that the Trustee be authorized to pay to RICHARD N. LAMINACK, of O'QUINN, KERENSKY, McANINCH & LAMINACK, as an administrative expense, compensation for legal services rendered as Special Counsel for the Bankruptcy Estate, the sum of \$102,290.46, and reimbursement of Debtor's pro-rata share of expenses in the sum and amount of \$18,145.81 for a total of fees and expenses of \$120,436.27 and that the same be paid from the funds of this estate upon execution thereof.

DATED this 24th day of August, 2000.

Bill Forker
UNITED STATES BANKRUPTCY JUDGE

APPLICATION FOR COMPENSATION AND REIMBURSEMENT OF EXPENSES PURSUANT TO 11 U.S.C. SECTION 330

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IN THE UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
LUFKIN DIVISION

U.S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS

IN RE:
GARY V. MORGAN
SSN 465-56-4946
CAROLYN S. MORGAN
SSN 461-74-5351
DEBTORS

§
§
§
§
§
§

SEP 11 11 55 PM '00
CASE NO. 96-10627
CHAPTER 7

EOD SEP 11 '00

**ORDER ON TRUSTEE'S AMENDED MOTION TO APPROVE COMPROMISE
AND SETTLEMENT OF DISTRICT COURT CAUSE OF ACTION**

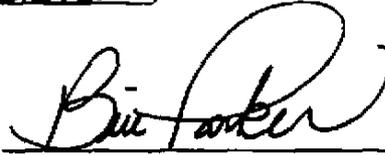
Came on to be considered, *Trustee's Motion to Approve Compromise and Settlement of District Court Cause of Action* filed by Stephen J. Zayler the Chapter 7 Trustee in the above-referenced case. The Court finds that the Motion was properly served pursuant to the Federal and Local Rules of Bankruptcy Procedure and that it contained the appropriate twenty (20) day negative notice language, pursuant to Local Rule of Bankruptcy procedure 9007, which directed any party opposed to the granting of the relief sought by the Motion to file a written response within twenty days or the Motion would be deemed by the court to be unopposed. The Court finds that no objection or other written response to the Motion has been timely filed by any party. Due to the failure of any party to file a timely written response, the allegations contained in the Motion stand unopposed and, therefore, the Court finds that good cause exists for the entry of the following order. It is, therefore,

ORDERED that said compromise and settlement of the District Court cause of action entitled *Carolyn Morgan v. Dow Corning Corporation, et al*; being cause number B-142873, pending in the 60th District Court of Jefferson County, Texas. for the sum of \$268,800.00 is APPROVED; that the Trustee is hereby authorized to turn over to the Debtor, Carolyn S. Morgan, the sum of \$49,454.58 upon receipt of the settlement proceeds; and

45

the Trustee is authorized to execute any and all documents necessary to compromise and settle
this cause of action.

SIGNED this 8th day of September, 2000.

A handwritten signature in cursive script, appearing to read "Bill Parker", written over a horizontal line.

BILL PARKER
UNITED STATES BANKRUPTCY JUDGE

SCHEDULE B

APPLICATION FOR COMPENSATION

COMPUTATION OF COMMISSIONS

Receipts	\$196,941.06	25% of First \$5,000	\$1,250.00
Less	-\$5,000	(\$1,250.00 Max)	
Balance	\$191,941.06	10% of Next \$45,000	\$4,500.00
Less	-\$45,000	(\$4,500.00 Max)	
Balance	\$146,941.06	5% of Next \$950,000	\$7,347.05
Less	-\$950,000	(\$47,500.00 Max)	
Balance	\$0.00	3% of Balance	\$0.00

TOTAL COMPENSATION REQUESTED **\$13,097.05***

***TRUSTEE FEES DO NOT INCLUDE COMPUTATION ON FUNDS PAID TO OR TO BE PAID TO DEBTOR**

TRUSTEE EXPENSES:

Premium on Trustee's Bond		\$0.00
Travel (194.00 mile at 0.32cents per mile)		\$62.08
Copies (1,296.00 page at 0.25 cents per copy)		\$324.00
Postage		\$129.53
Telephone Charges		\$47.00
Clerical/Secretarial (7.90 hrs. at 15.00 per hour)	SEE ATTACHED	\$118.50
Paralegal/Assistance (18.80 hrs. at 50.00 per hour)	SEE ATTACHED	\$940.00
Supplies/Stationary		\$3.18
Distribution Expenses		\$0.00
Miscellaneous - Pacer Access		\$1.75

TOTAL EXPENSES **\$1,626.04**

Records : Trustee did not take possession of
business or personal records of Debtor.

X

Notice given debtor on
to pick up business or personal records
in hands of Trustee.

ITEMIZATION OF SECRETARIAL AND CLERICAL TIME

June 16, 1996 - Setting up file;
(EG - .10)

April 14, 1997 - Copying, stapling and folding of Trustee's Motion to Approve Stipulation and Stipulation as to Distribution of Recovery under District Court Cause of Action, stuffing, sealing, addressing and stamping of envelopes for mailing to creditors and interested parties;
(EG - 1.10)

April 22, 1997 - Receive and review Notice of Entry of Order Employing Special Counsel;
(SC - .10)

May 20, 1997 - Receive and review Notice of Entry of Order Granting Motion to Approve Stipulation;
(SC - .10)

August 7, 1997 - Receipt of and calendar bar date;
(RA - .10)

August 7, 1997 - Organize file;
(RA - .10)

June 27, 2000 - Telephone conference with Gay in Richard Laminack's office regarding attorney fees and expenses;
(SC - .10)

July 26, 2000 - Telephone conference with Gay in Richard Laminack's office regarding out-of-pocket expenses;
(SC - .10)

July 27, 2000 - Copying, stapling and folding of Trustee's Motion to Approve Compromise Settlement Agreement and Summary of Trustee's Application for Compensation and Reimbursement of Expenses, addressing and stamping of envelopes for mailing to creditors and interested parties;
(CP - 1.10)

August 2, 2000 - Service of objections to claims on proper parties;
(CP - .40)

August 2, 2000 - Copying, stapling and folding of Trustee's Amended Application to Approve Compromise Settlement Agreement, addressing and stamping of envelopes for mailing to creditors and interested parties;
(CP - .80)

August 8, 2000 - Telephone conference with Gay Hammonds regarding application to pay Special Counsel;
(SC - .10)

August 18, 2000 - Correspondence to Court requesting Clerk's Bill of Cost and

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docket sheet;

(RA - .20)

August 23, 2000 - Receive and review Bill of Costs and docket sheet;

(RA - .10)

September 11, 2000 - Check Court's docket to see if debtor had a reaffirmation with Montgomery Wards;

(RA - .10)

September 13, 2000 - Telephone conference with Carolyn Morgan regarding settlement proceeds;

(SC - .10)

September 13, 2000 - Additional telephone conference with Carolyn Morgan regarding settlement proceeds;

(SC - .10)

September 15, 2000 - Telephone conference with Carolyn Morgan regarding settlement proceeds;

(RA - .10)

September 18, 2000 - Telephone conference with Carolyn Morgan regarding settlement proceeds;

(SC - .10)

September 19, 2000 - Telephone conference with Gay Hammons with Richard Laminack's office regarding settlement proceeds;

(SC - .10)

September 19, 2000 - Telephone conference with Carolyn Morgan regarding receipt of settlement proceeds;

(SC - .10)

September 19, 2000 - Telephone conference with Bank of America opening new account with and load account information;

(RA - .20)

September 19, 2000 - Preparation of receipt of funds;

(CP - .10)

September 19, 2000 - Prepare deposit, post and transmit;

(RA - .20)

September 19, 2000 - Prepare W-9 for transmittal to Bank of America;

(RA - .10)

September 20, 2000 - Correspondence to Bank of America transmitting completed W-9;

(RA - .20)

September 20, 2000 - Organize file;

(RA - .20)

Itemization of Secretarial & Clerical Time - Page 2

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September 21, 2000 - Correspondence to Court returning claims folder;
(RA - .20)

September 26, 2000 - Telephone conference with Carolyn Morgan requesting her share of lawsuit proceeds;
(SC - .10)

September 26, 2000 - Prepare two (2) checks to O'Quinn and Laminack in payment of attorney fees and expenses and post distributions;
(RA - .30)

September 26, 2000 - Correspondence to O'Quinn and Laminack regarding attorney fees and expenses;
(SC - .20)

October 9, 2000 - Prepare receipt of funds;
(CP - .10)

October 9, 2000 - Prepare deposit, post and transmit;
(RA - .20)

October 16, 2000 - Telephone conference with Bruce Smith, attorney for Carolyn Morgan, regarding payment to debtors;
(SC - .10)

October 16, 2000 - Receive and review correspondence from Internal Revenue Service;
(RA - .10)

October 24, 2000 - Prepare and compile Trustee's Final Report for submission to U. S. Trustee;
(RA - .30)

RECAP OF SECRETARIAL & CLERICAL TIME:

REBECCA ALLEN -	2.70 hrs. @ \$15.00/per hr. =	\$ 40.50
CARI PARRISH -	2.50 hrs. @ \$15.00/per hr. =	37.50
ELIZABETH GORMAN-	1.20 hrs. @ \$15.00/per hr. =	18.00
SHERRY CARNLEY -	1.50 hrs. @ \$15.00/per hr. =	22.50

TOTAL: 7.90 hrs. @ \$15.00/per hr. = \$ 118.50

ITEMIZATION OF PARALEGAL TIME

September 12, 1996 - Review debtors' 1994 and 1995 tax returns and attached schedules;

(SC - .10)

October 16, 1996 - Correspondence to Richard Laminack requesting information on personal injury lawsuit;

(SC - .30)

November 5, 1996 - Receive and review correspondence from Richard Laminack regarding status of lawsuit;

(SC - .10)

November 15, 1996 - Telephone conference with Carolyn Morgan regarding breast implant lawsuit;

(SC - .20)

March 11, 1997 - Prepare Application to Employ Special Counsel, Affidavit of Disinterestedness and proposed Order;

(SC - .90)

March 11, 1997 - Correspondence to David Packard regarding Stipulation between Trustee and debtors as to personal injury lawsuit;

(SC - .30)

April 9, 1997 - Prepare Stipulation as to Distribution of Recovery Under District Court Cause of Action;

(SC - 1.40)

April 9, 1997 - Prepare Trustee' Motion to Approve Stipulation and proposed Order;

(SC - 1.10)

May 7, 1997 - Telephone conference with David Packard regarding debtor's interest in .90 acre tract in Sour Lake and discuss with the Trustee;

(RA - .20)

May 16, 1997 - Review file as to particulars on Sour Lake property to determine value of debtor's interest;

(RA - .20)

June 23, 1997 - Receive and review correspondence from David Packard and copies of deeds and appraisal notes on Sour Lake property and discuss with the Trustee;

(RA - .20)

July 6, 1997 - Receive and review correspondence from David Packard regarding Sour Lake property;

(RA - .10)

July 27, 1997 - Prepare Request for Clerk to Set Bar Date;

(RA - .20)

October 22, 1997 - Load asset, lien information and exemption information into computer;

(RA - .60)

December 28, 1997 - Correspondence to Richard Laminack regarding his employment as Special Counsel;

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(SC - .30)

February 25, 1998 - Correspondence to Richard Laminack, personal injury attorneys, requesting status of District Court lawsuit;

(SC - .30)

August 5, 1998 - Correspondence to Richard Laminack, personal injury attorneys, requesting status of District Court lawsuit;

(SC - .30)

September 14, 1998 - Follow-up correspondence to Richard Laminack, personal injury attorney, requesting status of District Court lawsuit;

(SC - .20)

April 6, 1999 - Telephone conference with Traci at O'Quinn and Laminack regarding status of District Court lawsuit;

(SC - .10)

October 26, 1999 - Telephone conference with David Packard regarding status of administration;

(RA - .10)

November 3, 1999 - Telephone conference with Traci at O'Quinn and Laminack regarding status of District Court lawsuit;

(SC - .10)

November 9, 1999 - Telephone conference with David Packard regarding District Court lawsuit;

(SC - .10)

November 9, 1999 - Additional telephone conference with David Packard regarding possible settlement of lawsuit and discuss with the Trustee;

(RA - .20)

November 15, 1999 - Telephone conference with Traci at O'Quinn and Laminack regarding possible settlement of breast implant lawsuit;

(SC - .10)

November 22, 1999 - Telephone conference with Carolyn Morgan regarding possible settlement of lawsuit and procedures for closing;

(SC - .40)

May 4, 2000 - Correspondence to O'Quinn and Laminack regarding procedure for getting settlement and his attorney fees and expenses of District Court lawsuit approved;

(SC - .40)

May 22, 2000 - Telephone conference with David Packard regarding procedure for payment of claims;

(RA - .10)

July 14, 2000 - Telephone conference with Gary Morgan regarding status of administration;

(RA - .20)

July 21, 2000 - Receive and review proposed Compromise Settlement Agreement on lawsuit from Special Counsel;

(SC - .20)

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July 18, 2000 - Telephone conference with Richard Laminack regarding settlement of lawsuit;

(SC - .10)

July 26, 2000 - Prepare Motion to Approve Compromise Settlement Agreement of lawsuit along with proposed Order;

(SC - 1.20)

July 26, 2000 - Prepare Application to Pay Special Counsel along with proposed Order;

(SC - 1.10)

July 26, 2000 - Prepare Summary of Application to Pay Special Counsel for service on all creditors;

(SC - .40)

July 31, 2000 - Telephone conference with David Packard regarding settlement;

(SC - .10)

August 1, 2000 - Prepare Amended Motion to Approve Compromise Settlement Agreement of lawsuit along with proposed Order;

(SC - .40)

August 1, 2000 - Prepare Trustee's Objection to Claim No. 2, Secured Claim of Transco FCU and proposed Order;

(SC - .30)

August 1, 2000 - Prepare Trustee's Objection to Claim No. 4, Secured and Unsecured Claim of Sears and proposed Order;

(SC - .30)

August 1, 2000 - Prepare Trustee's Objection to Claim No. 12, Secured Claim of Transco FCU and proposed Order;

(SC - .20)

August 1, 2000 - Prepare Trustee's Objection to Claim No. 13, Secured Claim of Charles Nachol and proposed Order;

(SC - .30)

August 2, 2000 - Telephone conference with Gay Hammons with Richard Laminack's office regarding expenses of lawsuit;

(SC - .10)

August 7, 2000 - Telephone conference with Carolyn Morgan regarding settlement and request of Court approval of settlement;

(SC - .10)

August 7, 2000 - Telephone conference with Gay Hammons with Richard Laminack's office regarding settlement of lawsuit and status of obtaining Mrs. Morgan's signature on Compromise Settlement Agreement;

(SC - .10)

September 6, 2000 - Telephone conference with Debtor, Carolyn Morgan's divorce attorney, Bruce Smith, regarding disbursement to Carolyn Morgan of a portion of settlement proceeds and need for Divorce Court to enter temporary orders to provide for distribution of excess lawsuit proceeds;

(SC - .20)

September 6, 2000 - Telephone conference with Gay Hammonds with Richard Laminack's

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office regarding settlement proceeds and approval of Settlement Agreement;
(SC - .10)

September 8, 2000 - Telephone conference with Carolyn Morgan regarding total claims allowed and again review closing procedure;
(RA - .20)

September 8, 2000 - Additional telephone conference with Carolyn Morgan regarding closing procedure of a Chapter 7 asset case;
(RA - .10)

September 11, 2000 - Telephone conference with Carolyn Morgan regarding extensive review of claims filed and closing procedures;
(RA - .40)

September 12, 2000 - Telephone conference with Carolyn Morgan's divorce attorney, Bruce Smith, regarding settlement proceeds and divorce action;
(SC - .30)

September 12, 2000 - Correspondence to Special Counsel Richard Laminack's office requesting turn over of settlement proceeds;
(SC - .30)

September 13, 2000 - Telephone conference with Julie with Bruce Smith's office, divorce attorney for Mrs. Morgan regarding settlement proceeds and discuss with the Trustee;
(SC - .20)

September 13, 2000 - Telephone conference with Bruce Smith regarding settlement distribution and that Trustee still wants Temporary Orders from Divorce Court or written agreement between Carolyn and Gary Morgan;
(SC - .10)

September 13, 2000 - Telephone conference with Richard Laminack's office regarding settlement proceeds;
(SC - .10)

September 19, 2000 - Follow-up telephone conference with Bruce Smith, divorce attorney for Carolyn Morgan, regarding settlement distribution and discuss with the Trustee;
(SC - .20)

September 21, 2000 - Telephone conference with Bruce Smith, divorce attorney for Carolyn Morgan, regarding Trustee's position on distribution of funds to debtor and need for agreement between the debtors and/or State Court Orders;
(SC - .20)

September 21, 2000 - Follow-up correspondence to Bruce Smith regarding Trustee's position on payment to debtor of portion of settlement proceeds;
(SC - .30)

September 21, 2000 - Load claim information;
(RA - 1.90)

September 22, 2000 - Telephone conference with Mike Lindsay, divorce attorney for Gary Morgan, regarding status of bankruptcy and proposed method of distribution of proceeds of lawsuit and need for Temporary Orders or written agreement;
(SC - .20)

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September 28, 2000 - Correspondence to Mike Lindsay replying to his letter regarding status of pending distributions to debtors and advising him that contrary to his information there have been no previous distributions to debtors;
(RA - .30)

RECAP OF PARALEGAL TIME:

REBECCA ALLEN (RA)	-	5.00 hrs.	@	\$50.00/per hr.	=	\$ 250.00
SHERRY CARNLEY (SC)	-	13.80 hrs.	@	\$50.00/per hr.	=	<u>690.00</u>
TOTAL:		18.80 hrs.	@	\$50.00/per hr.	-\$	940.00

RESUMES OF THE PARALEGAL ASSISTANTS TO THE TRUSTEE

Rebecca Allen

Employed by the Trustee September 1, 1990. Has 23 years bankruptcy and other legal experience and was formerly employed by another Chapter 7 Trustee.

Her duties performed for the Trustee include loading information into the case management system when files are received, preparation of Trustee's Report of No Distribution, preparation of various correspondence between Trustee and interested parties, answer telephone calls regarding routine questions, assisting with the location, collection and disposition of assets, assisting in the collection of sale proceeds and accounts receivable, answering questions from creditors, opening bank accounts, securing Tax ID Nos., preparing deposits and disbursement checks, posting deposits and disbursements into computer, reconciling bank statements, organizing files, preparation of objections to claims, preparation of various pleadings including applications and motions in contested matters, preparation of semi-annual reports, preparation of Trustee's Final Reports and Request for Compensation and preparation of Trustee's Supplemental Final Reports.

Sherry Carnley

Employed by the Trustee December 1, 1994. Has 18 years broad legal experience in all areas of law.

Her duties performed for the Trustee include organizing files, preparation of various pleadings including applications and motions in contested matters, principal assistant to the attorney for the Trustee in the preparation of adversary proceeding complaints, discovery, pre-trial and post-trial pleadings, preparing monthly reports in operating Chapter 7's, principally responsible for assisting with the location, collection, and disposition of assets, assisting in the collection of sale proceeds and accounts receivable, answering general questions from creditors, preparation of correspondence, preparation of objections to claims, preparation of various miscellaneous and other legal documents.

SCHEDULE C
EXPENSES OF ADMINISTRATION

	(1) Amount Claimed	(2) Amount Allowed	(3) Previously Paid	(4) Due
1. 11 U.S.C. Sec. 507(a)(1) Court Costs and Fees -----	0.00	0.00	0.00	0.00
2. 11 U.S.C. Sec. 503(b)(1)(a) Preservation of Estate -----	0.00	0.00	0.00	0.00
3. 11 U.S.C. Sec. 503(b)(2) Post-Petition taxes and related penalties -----	0.00	0.00	0.00	0.00
4. 11 U.S.C. Sec. 503(b)(2) Compensation and Reimbursements -----				
A. Trustee - Compensation	13,097.05	13,097.05	0.00	13,097.05
B. Trustee - Expense	1,626.04	1,626.04	0.00	1,626.04
C. SPECIAL ATTY EXPENSES	18,145.81	18,145.81	18,145.81	0.00
D. SPECIAL ATTY FEES	102,290.46	102,290.46	102,290.46	0.00
5. Court Special Charges (Excess Notices) -----	0.00	0.00	0.00	0.00
6. United States Trustee Fees -----	0.00	0.00	0.00	0.00
BkMk6				
TOTALS:	\$135,159.36	\$135,159.36	\$120,436.27	\$14,723.09

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS

form.bill

In Re:

Case No: 96-10627 bp

Gary V. Morgan
Carolyn S. Morgan

Chapter: 7

Aug 21 1 00 PM '00

Debtor(s)

CLERK OF COURT

BILL OF COURT COSTS

To: **Stephen Zayler**
PO Box 150743
Lufkin, TX 75915-0743

Notice is hereby given that court costs (and deferred adversary filing fees, if applicable) are due and owing, pursuant to 28 USC Section 1930, in the above case in the amount of **\$0.00**.

These costs are itemized as follows:

NOTICES

\$.25 per notice in excess of 50 notices mailed prior to 1/1/87. **\$0.00**

\$.50 per notice for all notices mailed 1/1/87 between 1/1/98. **\$0.00**

NOTE: For Chapter 7 cases filed after 12/1/92, there will be NO NOTICE FEES.

(Do Not Bill for \$.50 per notice)

NOTE: For all other chapters filed after 1/1/98, there will be NO NOTICE FEES. (Do Not Bill for \$.50 per notice)

PROCESSING CLAIMS

NOTE: Eliminated is the fee of \$.25 for clerical processing of each claim in excess of 10 in cases filed under the Act or Code.

DEFERRED ADVERSARY FILING FEES

0 Chapter 7 Adversary Proceeding filed @ \$120.00/150.00 each. **\$0.00**

NOTE: For all Adversary Proceedings filed after 12/18/96 the filing fee is \$150.00.

TOTAL AMOUNT DUE \$0.00

Check to be made payable to Clerk, U.S. Bankruptcy Court

Date: 8/21/00

JAMES D. TOKOPH
Clerk of Court

By: Sandy Morris
Deputy Clerk

NOTE: For Chapter 11 Cases Only: Court costs are due on or before the confirmation hearing. The Judge will confirm that these cases have been paid at the hearing.

SCHEDULE D

SECURED CLAIMS

Claim no.	Amount Claimed	Amount Not Determined	Amount Allowed	Previously Paid	Due
TOTALS	0.00		0.00	0.00	0.00

IDENTIFICATION OF SECURED PARTIES AFFECTED:

Claim No.	Name of Creditor	Claim No.	Name of Creditor
2	TRANSCO FEDERAL CREDIT UNION	4	SEARS
12	TRANSCO FEDERAL CREDIT UNION	13	CHARLES S. NACHOL

EXHIBIT A
ANALYSIS OF CLAIMS REGISTER

Case Number: 96-10627

Page 1

Date: October 26, 2000

Debtor Name: MORGAN, GARY V.

Claim Type Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Scheduled	Claimed	Allowed
025 SAE	O'QUINN & LAMINACK 2300 LYRIC CENTRE BLDG. 440 LOUISIANA HOUSTON, TX 77002	Administrative	PER ORDER DATED 8-24-00.	\$0.00	\$18,145.81	\$18,145.81
Subtotal For Claim Type SAE SPECIAL ATTY EXPENSES				\$0.00	\$18,145.81	\$18,145.81
025 SAF	O'QUINN & LAMINACK 2300 LYRIC CENTRE BLDG. 440 LOUISIANA HOUSTON, TX 77002	Administrative	PER ORDER DATED 8-24-00.	\$0.00	\$102,290.46	\$102,290.46
Subtotal For Claim Type SAF SPECIAL ATTY FEES				\$0.00	\$102,290.46	\$102,290.46
12 000 SC	TRANSCO FEDERAL CREDIT UNION P. O. BOX 1396 HOUSTON, TX 77251	Secured	CLAIM DISALLOWED PER ORDER DATED 9-11-00.	\$0.00	\$11,204.06	\$0.00
13 000 SC	CHARLES S. NACHOL 6220 PHELAN BLVD. BEAUMONT, TX 77706	Secured	CLAIM DISALLOWED PER ORDER DATED 9-11-00.	\$0.00	\$1,898.97	\$0.00
2 000 SC	TRANSCO FEDERAL CREDIT UNION P. O. BOX 1396 HOUSTON, TX 77251-1396	Secured	CLAIM DISALLOWED PER ORDER DATED 9-11-00	\$0.00	\$14,950.47	\$0.00
4 000 SC	SEARS NEW ORLEANS CREDIT CENTRAL P. O. BOX 29600 NEW ORLEANS, LA 70189-0600	Secured	CLAIM DISALLOWED PER ORDER DATED 9-11-00.	\$0.00	\$2,346.42	\$0.00
Subtotal For Claim Type SC SECURED CLAIMS				\$0.00	\$30,399.92	\$0.00
1 070 UC	AT&T UNIVERSAL CARD SERVICES CORP C/O MARIA H. BELFIELD 5500 FOUNTAIN PLACE 1445 ROSS AVENUE DALLAS, TX 75204	Unsecured		\$0.00	\$9,306.16	\$9,306.16
10 070 UC	BEALLS P. O. BOX 740933 DALLAS, TX 75374	Unsecured		\$0.00	\$531.96	\$531.96
11 070 UC	MELLON BANK, N.A. C/O BECKET & LEE LLP P. O. BOX 3001 MALVERN, PA 19355-0701	Unsecured		\$0.00	\$6,002.88	\$6,002.88
14 070 UC	WORLD FINANCIAL NETWORK NATL. BANK P. O. BOX 182124 COLUMBUS, OH 43272-4490	Unsecured		\$0.00	\$562.57	\$562.57
15 070 UC	WORLD FINANCIAL NETWORK NATL. BANK P. O. BOX 182124 COLUMBUS, OH 43272-4490	Unsecured		\$0.00	\$296.33	\$296.33
16 070 UC	WORLD FINANCIAL NETWORK NATL. BANK P. O. BOX 182124 COLUMBUS, OH 43272-4490	Unsecured		\$0.00	\$1,068.69	\$1,068.69
17 070 UC	DILLARD NATIONAL BANK 3000 EAST PIONEER PARKWAY ARLINGTON, TX 76010	Unsecured		\$0.00	\$1,875.40	\$1,875.40

EXHIBIT A
ANALYSIS OF CLAIMS REGISTER

Case Number: 96-10627

Page 2

Date: October 26, 2000

Debtor Name: MORGAN, GARY V.

Claim Type Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Scheduled	Claimed	Allowed
18 070 UC	CITIBANK (SOUTH DAKOTA), N.A. EXCEPTION PAYMENT PROCESSING - MS 1186 P. O. BOX 6005 SIOUX FALLS, SD 57117-6005	Unsecured		\$0.00	\$5,004.25	\$5,004.25
3 070 UC	BANK ONE, COLUMBUS 800 BROOKSEdge BLVD., DEPT. 0579 COLUMBUS, OH 43271-0579	Unsecured		\$0.00	\$4,702.65	\$4,702.65
4 000 UC	SEARS NEW ORLEANS CREDIT CENTRAL P. O. BOX 29600 NEW ORLEANS, LA 70189-0600	Unsecured	CLAIM DISALLOWED PER ORDER DATED 9-11-00.	\$0.00	\$1,142.65	\$0.00
5 070 UC	ODC P. O. BOX 691294 CINCINNATI, OHIO 45269	Unsecured		\$0.00	\$97.00	\$97.00
6 070 UC	FIRST DEPOSIT NATIONAL BANK 4900 JOHNSON DRIVE PLEASANTON, CA 94588	Unsecured		\$0.00	\$4,964.77	\$4,964.77
7 070 UC	FCNB PREFERRED CHARGE (SPIEGEL) P. O. BOX 2650 PORTLAND, OR 97208	Unsecured		\$0.00	\$3,491.57	\$3,491.57
8 070 UC	FIRST USA BANK P. O. BOX 650370 DALLAS, TX 75265	Unsecured		\$0.00	\$7,063.27	\$7,063.27
9 070 UC	FIRST UNION NATIONAL BANK C/O BECKET & LEE LLP P. O. BOX 3001 MALVERN, PA 19355-0701	Unsecured		\$0.00	\$2,031.34	\$2,031.34
Subtotal For Claim Type UC UNSECURED CLAIMS				\$0.00	\$48,141.49	\$46,998.84
19 072 UL	MONTGOMERY WARD CREDIT CORPORATION A DIVISION OF G.E.C.C. P. O. BOX 29113 SHAWNEE MISSION, KS 66201	Unsecured	Tardily filed.	\$0.00	\$1,985.37	\$1,985.37
Subtotal For Claim Type UL UNSECURED LATE				\$0.00	\$1,985.37	\$1,985.37
Case Totals:				\$0.00	\$200,963.05	\$169,420.48

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

PROPOSED DISTRIBUTION

Case Number: 96-10627

Page 1

Date: October 26, 2000

Debtor Name: MORGAN, GARY V. \ MORGAN, CAROLYN S.

Claim #	Payee Name	Class	Priority	Amount	Paid to Date	Claim Balance	Proposed Payment	Interest Paid To Date	Proposed Interest	Total Proposed Pymt	Funds Remaining
	Beginning Balance										
	Stephen J. Zaylor - Fees COMPENSATION	Admin		\$13,097.05	\$0.00	\$13,097.05	\$13,097.05	\$0.00	\$0.00	\$13,097.05	\$76,504.79
	Stephen J. Zaylor - Exp EXPENSES	Admin		\$1,626.04	\$0.00	\$1,626.04	\$1,626.04	\$0.00	\$0.00	\$1,626.04	\$63,407.74
	O'QUINN & LAMINACK 2300 LYRIC CENTRE BLDG. 440 LOUISIANA HOUSTON, TX 77002	Admin	025	\$102,290.46	\$102,290.46	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$61,781.70
	O'QUINN & LAMINACK 2300 LYRIC CENTRE BLDG. 440 LOUISIANA HOUSTON, TX 77002	Admin	025	\$18,145.81	\$18,145.81	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$61,781.70
1	AT&T UNIVERSAL CARD SERVICES CORP C.O MARIA H. BELFIELD 5500 FOUNTAIN PLACE 1445 ROSS AVENUE DALLAS, TX 75204	Unsec	070	\$9,306.16	\$0.00	\$9,306.16	\$9,306.16	\$0.00	\$2,431.31	\$11,737.47	\$50,044.23
10	BEALLS P. O. BOX 740933 DALLAS, TX 75374	Unsec	070	\$531.96	\$0.00	\$531.96	\$531.96	\$0.00	\$138.98	\$670.94	\$49,373.29
11	MELLON BANK, N.A. C/O BECKET & LEE LLP P. O. BOX 3001 MALVERN, PA 19355-0701	Unsec	070	\$6,002.88	\$0.00	\$6,002.88	\$6,002.88	\$0.00	\$1,568.30	\$7,571.18	\$41,802.11
14	WORLD FINANCIAL NETWORK NATL. BANK	Unsec	070	\$562.57	\$0.00	\$562.57	\$562.57	\$0.00	\$146.98	\$709.55	\$41,092.56

PROPOSED DISTRIBUTION

Case Number: 96-10627

Page 2

Date: October 26, 2000

Debtor Name: MORGAN, GARY V. \ MORGAN, CAROLYN S.

Claim #	Payee Name	Class	Priority	Amount	Paid to Date	Claim Balance	Proposed Payment	Interest Paid To Date	Proposed Interest	Total Proposed Pymt	Funds Remaining	
	P. O. BOX 182124 COLUMBUS, OH 43272-4490											
15	WORLD FINANCIAL NETWORK NATL. BANK P. O. BOX 182124 COLUMBUS, OH 43272-4490	Unsec	070	\$296.33	\$0.00	\$296.33	\$296.33	\$0.00	\$77.42	\$373.75	\$40,718.81	
16	WORLD FINANCIAL NETWORK NATL. BANK P. O. BOX 182124 COLUMBUS, OH 43272-4490	Unsec	070	\$1,068.69	\$0.00	\$1,068.69	\$1,068.69	\$0.00	\$279.20	\$1,347.89	\$39,331.00	
17	DILLARD NATIONAL BANK 3000 EAST PIONEER PARKWAY ARLINGTON, TX 76010	Unsec	070	\$1,875.40	\$0.00	\$1,875.40	\$1,875.40	\$0.00	\$489.96	\$2,365.36	\$37,005.56	
18	CITIBANK (SOUTH DAKOTA), N.A. EXCEPTION PAYMENT PROCESSING - MS 1186 P. O. BOX 6005 SIOUX FALLS, SD 57117-6005	Unsec	070	\$5,004.25	\$0.00	\$5,004.25	\$5,004.25	\$0.00	\$1,307.40	\$6,311.65	\$30,693.91	
3	BANK ONE, COLUMBUS 800 BROOKSEDGE BLVD., DEPT. 0579 COLUMBUS, OH 43271-0579	Unsec	070	\$4,702.65	\$0.00	\$4,702.65	\$4,702.65	\$0.00	\$1,228.60	\$5,931.25	\$24,762.66	
5	ODC P. O. BOX 691294 CINCINNATI, OHIO 45269	Unsec	070	\$97.00	\$0.00	\$97.00	\$97.00	\$0.00	\$25.34	\$122.34	\$24,640.32	

PROPOSED DISTRIBUTION

Case Number: 96-10627
 Debtor Name: MORGAN, GARY V. \ MORGAN, CAROLYN S.

Date: October 26, 2000

Claim #	Payee Name	Class	Priority	Amount	Paid to Date	Claim Balance	Proposed Payment	Interest Paid To Date	Proposed Interest	Total Proposed Pymt	Funds Remaining
6	FIRST DEPOSIT NATIONAL BANK 4900 JOHNSON DRIVE PLEASANTON, CA 94588	Unsec	070	\$4,964.77	\$0.00	\$4,964.77	\$4,964.77	\$0.00	\$1,297.08	\$6,261.85	\$18,378.47
7	FCNB PREFERRED CHARGE (SPIEGEL) P. O. BOX 2650 PORTLAND, OR 97208	Unsec	070	\$3,491.57	\$0.00	\$3,491.57	\$3,491.57	\$0.00	\$912.20	\$4,403.77	\$13,974.70
8	FIRST USA BANK P. O. BOX 650370 DALLAS, TX 75265	Unsec	070	\$7,063.27	\$0.00	\$7,063.27	\$7,063.27	\$0.00	\$1,845.33	\$8,908.60	\$5,066.10
9	FIRST UNION NATIONAL BANK C/O BECKET & LEE LLP P. O. BOX 3001 MALVERN, PA 19355-0701	Unsec	070	\$2,031.34	\$0.00	\$2,031.34	\$2,031.34	\$0.00	\$530.70	\$2,562.04	\$2,504.06
19	MONTGOMERY WARD CREDIT CORPORATION A DIVISION OF G.E.C.C. P. O. BOX 29113 SHAWNEE MISSION, KS 66201	Unsec	072	\$1,985.37	\$0.00	\$1,985.37	\$1,985.37	\$0.00	\$518.69	\$2,504.06	\$0.00
<< Totals >>				\$184,143.57	\$120,436.27	\$63,707.30	\$63,707.30	\$0.00	\$12,797.49	\$76,504.79	\$0.00

Proposed distribution is dependent on the Court's rulings on administrative expenses, contest of claims, and/or objections made to this proposed distribution.

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

IN RE: GARY & CAROLYN
MORGAN

/ BANKRUPTCY CASE: 96-10627
/
/ CHAPTER 7

**NOTICE OF FILING OF FINAL REPORT OF TRUSTEE.
APPLICATION FOR COMPENSATION AND PROPOSED DISTRIBUTIONS**

NOTICE IS GIVEN that the Trustee's Final Report and Account, report of Proposed Final Distribution and Applications for Compensation have been filed. These documents are available for public inspection at the office of the Bankruptcy Clerk, 300 Willow, Suite 100, Beaumont, Texas 77701, or at the trustee's office whose name and address is as follows:

STEVE ZAYLER 123 E. LUFKIN PO BOX 150743 LUFKIN, TX 75915

The following Applications for Compensation have been filed:

<u>Applicants</u>	<u>Fees Requested</u>	<u>Expenses Requested</u>
<u>STEVE ZAYLER</u> Trustee	<u>13097.05</u>	<u>1626.04</u>
<u>STEVE ZAYLER</u> Attorney for Trustee	<u>0.00</u>	<u>0.00</u>
<u>U. S. Bankruptcy Court</u>	<u>0.00</u>	<u> </u>

The trustee's account shows:

<u>Total Receipts</u>	<u>Total Disbursements</u>	<u>Balance</u>
<u>\$ 270818.97</u>	<u>\$ 194314.18</u>	<u>\$ 76504.79</u>

In addition to the commissions and fees that may be allowed by the Court, liens and priority claims which must be paid in advance of general creditors have been allowed in the total amount of \$ 0.00; general unsecured claims have been allowed in the amount of \$ 48984.21.
The debtor has/has not been discharged.

Written objections to the Final Report, Application for Compensation and/or proposed Distributions must be filed with the Clerk of the Court and served on the trustee at the above mentioned address within 30 days from the date of this notice. If no objections are filed, the Court may consider the Report and Applications without hearing. If objections are filed, a hearing will be held on _____

at _____

Date: _____

JAMES D. TOKOPH, Clerk of Court

By: _____
Deputy Clerk