

FEB 28 2001

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

CLERK, U.S. BANKRUPTCY COURT  
DEPUTY \_\_\_\_\_ *[Signature]*

IN RE  
Allison, Charles  
Allison, Mildred

§  
§  
§  
§  
§

CASE NO. 96-33187-DRS  
CHAPTER 7

DEBTOR(S).

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

Mark A. Weisbart, 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 claim 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 commissions 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: 12/18/00

*[Signature]*

Mark A. Weisbart, Trustee  
Texas Bar No. 21102650  
5950 Sherry Lane, Suite 222  
Dallas, TX 75225  
(214) 379-0790; Fax (214) 696-5455  
CHAPTER 7 TRUSTEE

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**REVIEWED BY THE UNITED STATES TRUSTEE**

I have reviewed the Trustee's Final Report, Application for Compensation, and Report of Proposed Distribution.

UNITED STATES TRUSTEE  
EASTERN DISTRICT OF TEXAS

Date: 2-20-01

By: *[Signature]*

*[Handwritten initials]*

**UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

IN RE	§	
Allison, Charles	§	
Allison, Mildred	§	CASE NO. 96-33187-DRS
	§	CHAPTER 7
DEBTOR(S).	§	

**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 in Schedule A and states: 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 Form I as a summary of the assets and an estate record. Any property scheduled under 11 U.S.C. §521(1) and not administered shall be deemed abandoned pursuant to 11 U.S.C. §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 Form II as the account of the 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 allowances or requests for reclassification.

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION  
AND APPLICATION TO CLOSE CASE AND DISCHARGE TRUSTEE - Page 1**

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 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.

DATED: December 19, 2000.



MARK A. WEISBART, CHAPTER 7 TRUSTEE

SCHEDULE A-1

FINAL ACCOUNT AS OF December 18, 2000

A. RECEIPTS		<u>\$25,939.36*</u>
B. DISBURSEMENTS		
(1) Secured Creditors	\$ + <u>0.00</u>	
(2) Administrative	\$ + <u>5,530.71</u>	
(3) Priority	\$ - <u>0.00</u>	
(4) Other	\$ - <u>0.00</u>	
 TOTAL DISBURSEMENTS		 <u>\$5,530.71</u>
 CURRENT BALANCE		 <u>\$20,408.65</u>

\*Balance differs from Form 2 by \$23.61 because of FIT improperly deducted by the Bank which was then subsequently recredited to the Savings Account.

TRUSTEE'S FINAL REPORT CASE SUMMARY

TRUSTEE: **WEISBART**

COMMENTS:

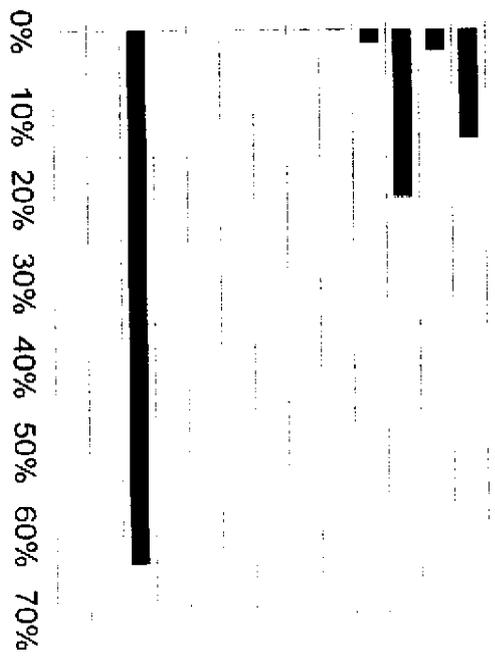
CASE NAME: ALLISON, CHARLES/MILDRED

CASE NUMBER: 96-33187

DATE UST APPROVED: 02-20-01

ESTATE INCOME: **\$25,939.36**  
 TOTAL RECEIPTS: **100.00%**

ESTATE EXPENSES:	AMOUNT	PERCENT
TRUSTEE'S COMMISSION	3,343.94	12.89%
TRUSTEE'S EXPENSES	637.57	2.46%
FIRMS PROFESSIONAL FEES	5,138.50	19.81%
FIRMS PROFESSIONAL EXPENSES	392.21	1.51%
OTHER ATTORNEY FEES	0.00	0.00%
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	16,427.14	63.33%
UNSECURED CLAIMS PAID	0.00	0.00%
OTHER(RETURN TO DEBTOR, ETC)	0.00	0.00%



UNSECURED CLAIMS ALLOWED

16,242.66

UNSECURED CLAIMS PAID

0.00

PERCENT RECOVERED FOR UNSECURED

0.00%

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

Case No: 96-33187 DRS Judge: Donald R. Sharp  
 Case Name: Allison, Charles  
 Allison, Mildred  
 For Period Ending: 12/18/00

Trustee Name: Mark A. Weisbart, Trustee  
 Date Filed (f) or Converted (c): 11/15/96 (f)  
 341(a) Meeting Date: 01/03/97  
 Claims Bar Date: 05/21/97

1	2	3	4	5	6	7	8
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Est Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=554(a) DA=554(c)	Sale/Funds Received by the Estate	Asset Fully Administered (FA) Gross Value of Remaining Assets	Lien Amount	Exempt Amount
1. Homestead 1540 Live Oak, Sulphur Springs, Tx	54,000.00	0.00		0.00	FA	51,000.00	54,000.00
2. Royalty income Oil and gas; Wise County, Texas	0.00	0.00		0.00	FA		
3. Cash in Bank Accounts City National Bank Sulphur Springs; listed as "minimum" Sulphur Springs State Bank; listed as "minimum" First National Bank Sulphur Springs; listed as "minimum"	0.00	0.00		0.00	FA		
4. Security Deposits City utilities - listed as unknown	0.00	0.00		0.00	FA		
5. Household Furniture and Goods	1,000.00	0.00		0.00	FA		1,000.00
6. Books, Pictures & Oth. Art Obj Doll collection and Figurines	400.00	0.00		0.00	FA		400.00
7. Clothing	600.00	0.00		0.00	FA		600.00
8. Firearms, Sport Equip., Pers. Old .22 rifle	50.00	0.00		0.00	FA		50.00
IRA, 401 K, Retirement Benefit IRA Account exempted on amended schedules.	14,574.68	0.00		0.00	FA		14,574.68
10. Litigation Debtors are Plaintiffs; Defendant is First national Bank of Sulphur Springs; Lawsuit is for actual, attorneys' fees, punitive, pre-judgment interest and post-judgment interest. Court Ordered Settlement.	0.00	7,500.00		7,500.00	FA		
11. Automobiles 1986 Chevy Pickup	5,500.00	0.00		0.00	FA		5,500.00
12. Automobiles 1988 Buick Sedan	5,000.00	0.00		0.00	FA		5,000.00

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

Case No: 96-33187 IDRS Judge: Donald R. Sharp  
Case Name: Allison, Charles  
Allison, Mildred

Trustee Name: Mark A. Weisbart, Trustee  
Date Filed (F) or Converted (C): 11/15/96 (F)  
341(a) Meeting Date: 01/03/97  
Claims Bar Date: 05/21/97

1	2	3	4	5	6	7	8
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Est Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=554(a) DA=554(c)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets	Liens Amount	Exempt Amount
13. Other Vehicles Camper Trailer Machinery, Fixtures, et al Mixer Wagon	11,753.44 5,070.90	11,753.44 0.00		0.00 0.00	FA FA	11,753.44 5,070.90	
15. Farming Equipment Forclosed on by lienholder - unknown if sold yet.	0.00	0.00		0.00	FA	290,000.00	
16. Milk Proceeds (u) AMPI: statement dated 2/11/97; balance forward \$10,114.06	0.00	2,500.00		2,152.84	FA		
17. Cash in Bank Accounts (u) Certificate of Deposit in the amount of \$40,000 Collateral for loan to his FATHER: listed in the name of Roy and Viola Allison, Account No. 9949. Scheduled at no value.	0.00	0.00		0.00	FA		
18. Litigation Preferential transfer settlement agreement for \$8,250.00 per court order.	10,000.00	8,250.00		8,250.00	FA		
Post-Petition Interest Deposits (u)	Unknown	N/A		928.99	Unknown		
21. Interest Interest from beginning of case through 11/30/98	0.00	365.97		365.97	FA		
22. Capital Account - DFA	0.00	6,721.45		6,721.45	FA		
23. Bank Credit	0.00	20.11		20.11	FA		

TOTALS (Excluding Unknown Values) \$107,949.02 \$37,110.97 \$25,939.36 \$0.00 357,824.34 81,124.68

(Total Dollar Amount in Column 6)

Gross Value of Remaining Assets

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

Case No: 96-31187 DRS Judge: Donald R. Sharp  
Case Name: Allison, Charles  
Allison, Mildred

Trustee Name: Mark A. Weisbart, Trustee  
Date Filed (f) or Converted (c): 1/15/96 (f)  
341(a) Meeting Date: 01/03/97  
Claims Bar Date: 05/21/97

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

3/17/00: I have listed the estate's retainage rights for sale with Agribusiness Publications for 6 mos. If a sale is concluded within this time frame, case should be ready to close 1/1/01. If not, I will abandon property and close case.

9/23/00 Retainage has been sold. Fee application is in process. Upon approval, Final Report will be submitted.

Final Projected Date of Final Report (TFR): 07/31/99 Current Projected Date of Final Report (TFR): 01/01/01

**FORM 2  
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 96-33187 DRS  
 Case Name: Allison, Charles  
 Allison, Mildred  
 Taxpayer ID No: 75-6521228  
 For Period Ending: 12/18/00

Trustee Name: Mark A. Weisbart, Trustee  
 Bank Name: Bank of America  
 Account Number: 3753433387 GENERAL SAVINGS  
 Blanket Bond (per case limit): \$ 300,000.00  
 Separate Bond (if applicable):

1 Transaction Date	2 Check or Reference	3 Paid To / Received From	4 Description Of Transaction	5 Deposits (\$)	6 Disbursements (\$)	7 Account Balance (\$)
12/05/97	18	Roy Allison cashier's check from Continental State Bank Springtown, TX	Settlement-Preference litigation	6,500.00		6,500.00
12/10/97	18	Roy Allison	Settlement-Preference litigation	400.00		6,900.00
12/31/97		INTEREST FROM NationsBank	INTEREST RECD FROM BANK	11.29		6,911.29
12/31/97		NationsBank c/o Charles Allison	FTT withheld		3.50	6,907.79
01/08/98	18	Roy Allison 314 W. 5th Springtown, TX 76082	FTT incorrectly withheld from account.	400.00		7,307.79
01/09/98	16	Associated Milk Producers, Inc. Chapel Hill, NC	Milk production proceeds	1,122.57		8,430.36
01/30/98		INTEREST FROM NationsBank	Interest Rate 2.999	19.15		8,449.51
01/30/98		NationsBank c/o Charles Allison	FTT withheld		5.94	8,443.57
02/05/98	18	Roy Allison	FTT incorrectly withheld from account.	950.00		9,393.57
02/27/98		INTEREST FROM NationsBank	Settlement-Preference litigation	20.94		9,414.51
02/27/98		NationsBank c/o Charles Allison	FTT Withheld		6.49	9,408.02
03/13/98		Transfer to Acct #3753655961	FTT incorrectly withheld from account.	24.76		9,398.02
03/31/98		NATIONS BANK	Interest Rate 2.999	24.76		9,422.78
03/31/98		NationsBank c/o Charles Allison	FTT withheld		7.68	9,415.10
04/27/98		NationsBank c/o Charles Allison	FTT incorrectly withheld from account.	23.61		9,438.71
04/30/98		NATIONS BANK	Refund of FTT withheld from account.	23.25		9,461.96
05/07/98		NationsBank for Charles Allison	Interest Rate 2.999	20.11		9,482.07
05/29/98		NATIONS BANK	Refund of FTT withheld from account.	22.62		9,504.69
06/08/98	10	Charles and Mildred Allison	INTEREST RECD FROM BANK Settlement From Debtor	7,500.00		17,004.69

Page Subtotals

17,038.30

33.61

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 96-33187 DRS  
 Case Name: Allison, Charles  
 Allison, Mildred  
 Taxpayer ID No: 75-6521228  
 For Period Ending: 12/18/00

Trustee Name: Mark A. Weisbart, Trustee  
 Bank Name: Bank of America  
 Account Number: 3753433387 GENERAL SAVINGS  
 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	Deposits (\$)	Disbursements (\$)	Account Balance (\$)
06/30/98	20	NATIONS BANK	INTEREST REC'D FROM BANK	37.99		17,042.68
07/31/98	20	NATIONS BANK	INTEREST REC'D FROM BANK	43.48		17,086.16
08/31/98	20	NATIONS BANK	INTEREST REC'D FROM BANK	43.59		17,129.75
09/30/98	20	NATIONS BANK	INTEREST REC'D FROM BANK	42.29		17,172.04
10/30/98	20	NATIONS BANK	INTEREST REC'D FROM BANK	40.03		17,212.07
11/30/98	20	NATIONS BANK	INTEREST REC'D FROM BANK	36.58		17,248.65
12/31/98	20	NATIONS BANK	INTEREST REC'D FROM BANK	36.66		17,285.31
01/29/99	20	NATIONS BANK	INTEREST REC'D FROM BANK	34.37		17,319.68
02/26/99	20	NATIONS BANK	INTEREST REC'D FROM BANK	33.25		17,352.93
03/31/99	20	NATIONS BANK	INTEREST REC'D FROM BANK	39.27		17,392.20
04/30/99	20	NATIONS BANK	INTEREST REC'D FROM BANK	35.77		17,427.97
05/28/99	20	NATIONS BANK	INTEREST REC'D FROM BANK	33.45		17,461.42
06/30/99	20	NATIONS BANK	INTEREST REC'D FROM BANK	37.35		17,498.77
07/30/99	20	NATIONS BANK	INTEREST REC'D FROM BANK	33.83		17,532.60
08/31/99	20	NATIONS BANK	INTEREST REC'D FROM BANK	36.16		17,568.76
09/30/99	20	NATIONS BANK	INTEREST REC'D FROM BANK	33.97		17,602.73
10/29/99	20	NATIONS BANK	INTEREST REC'D FROM BANK	32.90		17,635.63
11/30/99	20	NATIONS BANK	INTEREST REC'D FROM BANK	36.37		17,672.00
12/31/99	20	NATIONS BANK	INTEREST REC'D FROM BANK	35.31		17,707.31
01/31/00	20	NATIONS BANK	INTEREST REC'D FROM BANK	35.29		17,742.60
02/29/00	20	Bank of America	INTEREST REC'D FROM BANK	33.07		17,775.67
03/20/00	16	Dairy Farmers of America	Milk production proceeds/Retai	1,030.27		18,805.94
03/31/00	20	Bank of America	INTEREST REC'D FROM BANK	35.93		18,841.87
04/28/00	20	Bank of America	Interest Rate 2.350	33.90		18,875.77
05/31/00	20	Bank of America	Interest Rate 2.350	40.04		18,915.81
06/30/00	20	Bank of America	Interest Rate 2.350	36.47		18,952.28
07/17/00	22	David Jackson	Capital Credits/Equity Ownersh	6,721.45		25,673.73
		Bentwood Dairy	Sale of Capital Account re: DFA			
		3099 Horseshoe Bend Rd.				
		Waco, TX 76708				
07/31/00	20	Bank of America	Interest Rate 2.350	43.37		25,717.10

**FORM 2  
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 96-33187 DRS  
 Case Name: Allison, Charles  
 Allison, Mildred  
 Taxpayer ID No: 75-6521228  
 For Period Ending: 12/18/00

Trustee Name: Mark A. Weisbart, Trustee  
 Bank Name: Bank of America  
 Account Number: 3753433387 GENERAL SAVINGS  
 Blanket Bond (per case limit): \$ 300,000.00  
 Separate Bond (if applicable):

1 Transaction Date	2 Check or Reference	3 Paid To / Received From	4 Description Of Transaction	5 Deposits (\$)	6 Disbursements (\$)	7 Account Balance (\$)
08/31/00	20	Bank of America	Interest Rate 2.350	51.24		25,768.34
09/29/00	20	Bank of America	Interest Rate 2.350	48.02		25,816.36
10/31/00	20	Bank of America	Interest Rate 2.350	53.10		25,869.46
11/14/00		Transfer to Acct #3753655961	Bank Funds Transfer		5,530.71	20,338.75
11/30/00	20	Bank of America	Interest Rate 2.350	44.19		20,382.94
12/13/00	20	Bank of America	INTEREST REC'D FROM BANK	15.71		20,398.65
12/13/00		Transfer to acct #3753655961	Final Posting Transfer		20,398.65	0.00

**COLUMN TOTALS**  
 Less: Bank Transfers 0.00 25,962.97 25,962.97 0.00  
 Subtotal 25,962.97 23.61  
 Less: Payments to Debtors 0.00  
 Net 25,962.97 23.61

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 96-33187 DRS  
 Case Name: Allison, Charles  
 Allison, Mildred  
 Taxpayer ID No: 75-6521228  
 For Period Ending: 12/18/00

Trustee Name: Mark A. Weisbart, Trustee  
 Bank Name: Bank of America  
 Account Number: 3753655961 GENERAL CHECKING  
 Blanket Bond (per case limit): \$ 300,000.00  
 Separate Bond (if applicable):

1 Transaction Date	2 Check or Reference	3 Paid To / Received From	4 Description Of Transaction	5 Deposits (\$)	6 Disbursements (\$)	7 Account Balance (\$)
03/13/98		Transfer from Acct #3753433387	Transfer MMA To Checking	10.00		10.00
11/14/00		Transfer from Acct #3753433387	Bank Funds Transfer	5,530.71		5,540.71
11/15/00	000101	Mark A. Weisbart 5950 Sherry Lane, Suite 222 Dallas, Texas 75225	Attorney Fees Per Court Order dated 11/06/00		5,530.71	10.00
12/13/00		Transfer from Acct #3753433387	Transfer In From MMA Account	20,398.65		20,408.65

COLUMN TOTALS  
 Less: Bank Transfers 25,939.36 5,530.71  
 Subtotal 0.00 5,530.71  
 Less: Payments to Debtors 0.00  
 Net 0.00 5,530.71

TOTAL - ALL ACCOUNTS  
 GENERAL SAVINGS - 3753433387 NET DEPOSITS 25,962.97 DISBURSEMENTS 23.61 ACCOUNT BALANCE 0.00  
 GENERAL CHECKING - 3753655961 NET DEPOSITS 0.00 DISBURSEMENTS 5,530.71 ACCOUNT BALANCE 20,408.65

Page Subtotals 25,939.36 5,530.71

**SCHEDULE B**

APPLICATION FOR COMPENSATION

COMPUTATION OF COMMISSIONS (cases filed after 10/94)

Total Receipts			\$25,939.36
	<u>\$25,923.65</u>	25% of First \$5,000	<u>\$1,250.00</u>
Less	-5,000.00	(\$1,250 Maximum)	
Balance	<u>\$20,923.65</u>	10% of Next \$45,000	<u>\$2,093.94</u>
Less	-45,000.00	(\$4,500 Maximum)	
Balance	<u>\$0.00</u>	5% of Next \$950,000	<u>\$0.00</u>
Less	-950,000.00	(\$47,500 Maximum)	
Balance	<u>0.00</u>	3% of Balance	<u>\$0.00</u>
		TOTAL COMMISSION	<u>\$3,343.94</u>

UNREIMBURSED EXPENSES

Courier		<u>\$50.00</u>
Photocopy/Duplication Expense		<u>\$64.40</u>
PACER claims (imported)		<u>\$1.80</u>
Paralegal Expense		<u>\$483.00</u>
Telephone Expense		<u>\$3.07</u>
Postage		<u>\$35.30</u>
TOTAL UNREIMBURSED EXPENSES		<u>\$637.57</u>

Records:

Trustee did not take possession of business or personal records of the debtor.

X

Notice of intent to abandon books and records of debtor filed on

\_\_\_\_\_

## Compensation and Expenses Worksheet

Case Number: 96-33187 DRS  
Debtor: Allison, Charles

### 1. COMPUTATION OF COMPENSATION

Total disbursements to other than the debtor are:

Pursuant to 11 U.S.C. § 326, compensation is computed as follows:			\$25,939.36	
		\$25,939.36	25% of First \$5,000	\$1,250.00
Less	-	\$5,000.00	(\$1,250 Maximum)	
Balance		\$20,939.36	10% of Next \$45,000	\$2,093.94
Less	-	\$20,939.36	(\$4,500 Maximum)	
Balance		\$0.00	5% of Next \$950,000	\$0.00
Less	-	\$0.00	(\$47,500 Maximum)	
Balance		\$0.00	3% of Balance	\$0.00
TOTAL COMPENSATION CALCULATED:				\$3,343.94
Less Previously Paid Compensation:				\$0.00
TOTAL COMPENSATION REQUESTED:				\$3,343.94

### 2. TRUSTEE EXPENSES

The Trustee has incurred the following expenses:

12/10/97	PARA: Paralegal Expense 0.3 @ 50.00 Review file, settlement agreement and order. Prepare deposit.	\$15.00
12/11/97	PARA: Paralegal Expense 0.5 @ 50.00 Open bank account; prepare W-9; review file for tax identification number	\$25.00
01/12/98	PARA: Paralegal Expense 0.2 @ 50.00 Bank reconciliations Oct.-Nov. 1997	\$10.00
02/05/98	PARA: Paralegal Expense 0.3 @ 50.00 Prepare deposit from settlement and review Form 2	\$15.00
06/08/98	PARA: Paralegal Expense 1.2 @ 50.00 / .2 Prepare deposit	\$50.00
06/30/98	PARA: Paralegal Expense 0.3 @ 50.00 Organize file and balance bank statements	\$15.00
09/15/98	PARA: Paralegal Expense 0.3 @ 50.00 Organize file and balance bank statements	\$15.00
01/15/99	PARA: Paralegal Expense 0.3 @ 65.00 Organize file and balance bank statements	\$19.50
06/15/99	PARA: Paralegal Expense 0.3 @ 65.00	\$19.50

## Compensation and Expenses Worksheet

Case Number: 96-33187 DRS  
Debtor: Allison, Charles

	Organize file and balance bank statements	
01/15/00	PARA: Paralegal Expense 0.3 @ 65.00 Organize file and balance bank statements	\$19.50
03/09/00	PARA: Paralegal Expense 0.2 @ 65.00 Update Form 1	\$13.00
06/12/00	PACER: PACER claims (imported) 3 @ 0.60	\$1.80
06/15/00	PARA: Paralegal Expense 0.3 @ 65.00 Organize file and balance bank statements	\$19.50
07/17/00	PARA: Paralegal Expense 1.2 @ 65.00 / .2 Prepare deposit	\$65.00
07/27/00	PHONE: Telephone Expense 1 @ 3.07 Long Distance	\$3.07
10/10/00	: Courier 1 @ 50.00	\$50.00
10/10/00	COPY: Photocopy/Duplication Expense 72 pages @ 0.20 / page Copy final fee application	\$14.40
10/10/00	POST: Postage 1 charge @ 5.30 / charge Mail out final fee application	\$5.30
11/15/00	PARA: Paralegal Expense 0.3 @ 65.00 Organize file and balance bank statements	\$19.50
12/13/00	COPY: Photocopy/Duplication Expense 250 pages @ 0.20 / pages Copy final report, bank statements and supplemental final report	\$50.00
12/13/00	PARA: Paralegal Expense 2.5 @ 65.00 Transfer funds; prepare final report and supplemental final report	\$162.50
12/13/00	POST: Postage 1 charge @ 30.00 / charge Mail out final report, distribution checks and supplemental final report	\$30.00

### Expense Summary

	: Courier 1 @ 50.00	\$50.00
	COPY: Photocopy/Duplication Expense 72 pages @ 0.20 / page	\$14.40
	COPY: Photocopy/Duplication Expense 250 pages @ 0.20 / pages	\$50.00
	PACER: PACER claims (imported) 3 @ 0.60	\$1.80
	PARA: Paralegal Expense 1.9 @ 50.00	\$95.00
	PARA: Paralegal Expense 4.2 @ 65.00	\$273.00
	PARA: Paralegal Expense 1.2 @ 50.00 / .2	\$50.00
	PARA: Paralegal Expense 1.2 @ 65.00 / .2	\$65.00
	PHONE: Telephone Expense 1 @ 3.07	\$3.07
	POST: Postage 1 charge @ 5.30 / charge	\$5.30
	POST: Postage 1 charge @ 30.00 / charge	\$30.00

## Compensation and Expenses Worksheet

Case Number: 96-33187 DRS  
Debtor: Allison, Charles

TOTAL EXPENSES CALCULATED:	\$637.57
Less Previously Paid Expenses:	\$0.00

TOTAL EXPENSES REQUESTED:	<u>\$637.57</u>
---------------------------	-----------------

TOTAL EXPENSES AND COMPENSATION REQUESTED:	<u><u>\$3,981.51</u></u>
--	--------------------------

DATED: 12/18/00

SIGNED



TRUSTEE: Mark A. Weisbart, Trustee  
5950 Sherry Lane, Suite 222  
Dallas, TX 75225

**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) <u>Court Costs and Fees</u>	0.00	0.00	0.00	0.00
2. 11 U.S.C. Sec.503(b)(1)(A) <u>Preservation of estate</u>	0.00	0.00	0.00	0.00
A. Transportation	0.00	0.00	0.00	0.00
B. Storage	0.00	0.00	0.00	0.00
C. Wages	0.00	0.00	0.00	0.00
D. Estate Share FICA	0.00	0.00	0.00	0.00
E. Insurance	0.00	0.00	0.00	0.00
F. Upkeep	0.00	0.00	0.00	0.00
G. Others (itemize)	0.00	0.00	0.00	0.00
3. 11 U.S.C. Sec. 503(b)(2) <u>Post-Petition taxes and related penalties</u>	0.00	0.00	0.00	0.00
4. 11 U.S.C. Sec. 503(b)(2) <u>Compensation and Reimbursement</u>				
A. Compensation of Trustee	3,343.94	3,343.94	0.00	3,343.94
B. Expenses of Trustee	637.57	637.57	0.00	637.57
C. Compensation of Attorney to Trustee	5,530.71	5,530.71	5,530.71	0.00
5. Court Special Charges (Excess Notices)	0.00	0.00	0.00	0.00
6. U.S. Trustee fees	0.00	0.00	0.00	0.00
7. Other (list)	0.00	0.00	0.00	0.00
TOTALS:	<u>\$9,512.22</u>	<u>\$9,512.22</u>	<u>\$5,530.71</u>	<u>\$3,981.51</u>

SCHEDULE C-2

Expenses incurred in connection with the sale of real property \$0.00

---

<u>Title Insurance Policy</u>	<u>\$0.00</u>	
<u>Escrow Fee</u>	<u>\$0.00</u>	
<u>Realtor's Fee</u>	<u>\$0.00</u>	
<u>Filing Fee</u>	<u>\$0.00</u>	<u>\$0.00</u>

**SCHEDULE D**

**SECURED CLAIMS**

<b>Claim No.</b>	<b>Amount Claimed</b>	<b>Amount Not Determined</b>	<b>Amount Allowed</b>	<b>Previously Paid</b>	<b>Due</b>
<hr/>					
<hr/>					

**IDENTIFICATION OF SECURED PARTIED AFFECTED:**

<b>Claim No.</b>	<b>Name of Creditor</b>	<b>Claim No.</b>	<b>Name of Creditor</b>
<hr/>			

**SCHEDULE E**

PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES IN THE  
FOLLOWING ORDER OF PRIORITY

	(1) Amount Claimed	(2) Amount Allowed	(3) Previously Paid	(4) Due
	\$	\$	\$	\$
1. For Credit extended Sec. 364(a)(1)	0.00	0.00	0.00	0.00
2. Claims from failure of "adequate protection" Sec. 307(a)(b)	0.00	0.00	0.00	0.00
3. "Gap Claims" Sec. 507(a)(2)	0.00	0.00	0.00	0.00
4. Wages, etc. Sec. 507(a)(3)	0.00	0.00	0.00	0.00
5. Contributions to benefit plans Sec. 507(a)(4)	0.00	0.00	0.00	0.00
6. Consumer deposits Sec. 507(a)(6)	0.00	0.00	0.00	0.00
7. Alimony/Child Support Sec. 507(a)(7)	0.00	0.00	0.00	0.00
8. Taxes Sec. 507(a)(8)	24,873.38	24,873.38	0.00	24,873.38
9. Other: No Basis				
TOTALS:	<u>\$24,873.38</u>	<u>\$24,873.38</u>	<u>\$0.00</u>	<u>\$24,873.38</u>

**PRIORITY PARTIES AFFECTED:**

Claim No.	Name of Creditor	Claim No.	Name of Creditor
00007B	DEPT OF THE TREASURY - IRS		

FILED UNSECURED CLAIMS TOTAL: \$24,873.38  
SUBORDINATE UNSECURED CLAIM: \$

EXHIBIT A  
ANALYSIS OF CLAIMS REGISTER

Case Number: 96-33187

Page 1

Date: December 18, 2000

Debtor Name: Allison, Charles

Claim Class Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
0	Mark A. Weisbart	Administrative		\$5,530.71	\$5,530.71	\$0.00
221	5950 Sherry Lane, Suite 222					
222	Dallas, Texas 75225					
00002	AMPI Investment corp	Secured		\$0.00	\$0.00	\$0.00
120	Attn: Stacy Loftin		Duplicated by 4			
120	1903 Central Dr Ste 400		Order disallowing			
	Bedford TX 76021					
00003	First Natl Bank of Sulphur Springs	Secured		\$0.00	\$0.00	\$0.00
120	PO box 798		Order Disallowing			
120	Sulphur Springs TX 75483					
00004	AMPI Investment corp	Secured		\$0.00	\$0.00	\$0.00
120	Attn: Stacy Loftin		Duplicate of 2			
120	1903 Central Dr Ste 400		Order disallowing			
	Bedford TX 76021					
00005	Houston Milk Producers	Secured		\$0.00	\$0.00	\$0.00
120	Federal Credit Union		Order disallowing			
120	P. O. Box 925687					
	Houston, Texas 77292					
00006	Houston Milk Producers	Secured		\$0.00	\$0.00	\$0.00
120	Federal Credit Union		Order disallowing			
120	P. O. Box 925687					
	Houston, Texas 77292					
00007B	Dept of the Treasury - IRS	Priority		\$24,873.38	\$0.00	\$24,873.38
350	1100 Commerce St Rm 9A20					
350	Stop 5026DAL					
	Dallas TX 75242					
00001	Moorman's Inc	Unsecured		\$6,975.15	\$0.00	\$6,975.15
400	P. O. Box 743					
400	Commanche, Tx. 76442					
00007A	Dept of the Treasury - IRS	Unsecured		\$9,267.51	\$0.00	\$9,267.51
400	1100 Commerce St Rm 9A20					
400	Stop 5026DAL					
	Dallas TX 75242					
Case Totals:				\$46,646.75	\$5,530.71	\$41,116.04

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

## U.S. Bankruptcy Court - Eastern District of Texas Claims Register Report

**96-33187 In re: Charles Allison and Mildred Allison**  
**Case type: bk Chapter: 7 Asset: y Vol: v Case filed: 11/15/96**  
**Judge: Donald R. Sharp**

96 - 33187	<i>Debtor Name: Allison , Mildred Allison , Charles</i>	<i>Last Date to File Claims: 05/21/97 Last Date to File (govt): 08/19/97</i>
<b>Claim Number: 1</b>	<i>Creditor Name: Moorman's Inc P. O. Box 743 Commanche, Tx. 76442</i>	<i>Nature of Claim: Deficiency: Unliquidated:</i>
<i>Claim date: 12/19/96</i>		
<b>Amount</b>	<b>Class</b>	<b>Remarks</b>
6,975.15	g	OK
<i>Total: \$ 6,975.15</i>		
<i>Amount Allowed: N/A</i>	<i>Description:</i>	<i>Order Action:</i>

96 - 33187	<i>Debtor Name: Allison , Mildred Allison , Charles</i>	<i>Last Date to File Claims: 05/21/97 Last Date to File (govt): 08/19/97</i>
<b>Claim Number: 2</b>	<i>Creditor Name: AMPI Investment corp Attn: Stacy Loftin 1903 Central Dr Ste 400 Bedford TX 76021</i>	<i>Nature of Claim: Deficiency: Unliquidated:</i>
<i>Claim date: 01/16/97</i>	<i>Duplicate: Duplicated by 4</i>	<i>objection - Disallowance</i>
<b>Amount</b>	<b>Class</b>	<b>Remarks</b>
10,157.71	s	
<i>Total: \$ 10,157.71</i>		
<i>Amount Allowed: N/A</i>	<i>Description:</i>	<i>Order Action:</i>

96 - 33187	<i>Debtor Name: Allison , Mildred Allison , Charles</i>	<i>Last Date to File Claims: 05/21/97 Last Date to File (govt): 08/19/97</i>
<b>Claim Number: 3</b>	<i>Creditor Name: First Natl Bank of Sulphur Sulphur Springs PO box 798 Sulphur Springs TX 75483</i>	<i>Nature of Claim: Deficiency: Unliquidated:</i>
<i>Claim date: 01/16/97</i>		<i>objection - disallowance</i>
<b>Amount</b>	<b>Class</b>	<b>Remarks</b>
349,104.52	s	
<i>Total: \$ 349,104.52</i>		
<i>Amount Allowed: N/A</i>	<i>Description:</i>	<i>Order Action:</i>

96 - 33187	<b>Debtor Name:</b> Allison , Mildred Allison , Charles	<i>Last Date to File Claims:</i> 05/21/97 <i>Last Date to File (govt):</i> 08/19/97
<b>Claim Number:</b> 4	<i>Creditor Name:</i> AMPI Investment corp Attn: Stacy Loftin 1903 Central Dr Ste 400 Bedford TX 76021	<i>Nature of Claim:</i> <i>Deficiency:</i> <i>Unliquidated:</i>
<i>Claim date:</i> 01/17/97	<i>Duplicate:</i> Duplicate of 2	
<b>Amount</b>	<b>Class</b>	<b>Remarks</b>
10,157.71	s	objection - disallowance
<i>Total:</i> \$ 10,157.71		
<i>Amount Allowed:</i> N/A	<i>Description:</i>	<i>Order Action:</i>

96 - 33187	<b>Debtor Name:</b> Allison , Mildred Allison , Charles	<i>Last Date to File Claims:</i> 05/21/97 <i>Last Date to File (govt):</i> 08/19/97
<b>Claim Number:</b> 5	<i>Creditor Name:</i> Houston Milk Producers Federal Credit Union P. O. Box 925687 Houston, Texas 77292	<i>Nature of Claim:</i> <i>Deficiency:</i> <i>Unliquidated:</i>
<i>Claim date:</i> 03/03/97		objection - disallowance
<b>Amount</b>	<b>Class</b>	<b>Remarks</b>
5,099.94	s	
<i>Total:</i> \$ 5,099.94		
<i>Amount Allowed:</i> N/A	<i>Description:</i>	<i>Order Action:</i>

96 - 33187	<b>Debtor Name:</b> Allison , Mildred Allison , Charles	<i>Last Date to File Claims:</i> 05/21/97 <i>Last Date to File (govt):</i> 08/19/97
<b>Claim Number:</b> 6	<i>Creditor Name:</i> Houston Milk Producers Federal Credit Union P. O. Box 925687 Houston, Texas 77292	<i>Nature of Claim:</i> <i>Deficiency:</i> <i>Unliquidated:</i>
<i>Claim date:</i> 03/03/97		objection - disallowance
<b>Amount</b>	<b>Class</b>	<b>Remarks</b>
14,743.74	s	
<i>Total:</i> \$ 14,743.74		
<i>Amount Allowed:</i> N/A	<i>Description:</i>	<i>Order Action:</i>

96 - 33187	<b>Debtor Name:</b> Allison , Mildred Allison , Charles	<i>Last Date to File Claims:</i> 05/21/97 <i>Last Date to File (govt):</i> 08/19/97
<b>Claim Number:</b> 7	<i>Creditor Name:</i> Dept of the Treasury - IRS 1100 Commerce St Rm 9A20 Stop 5026DAL Dallas TX 75242	<i>Nature of Claim:</i> <i>Deficiency:</i> ok <i>Unliquidated:</i>
<i>Claim date:</i> 03/24/97		
<b>Amount</b>	<b>Class</b>	<b>Remarks</b>

9,267.51	g	
24,873.38	t	
<i>Total: \$ 34,140.89</i>		
<i>Amount Allowed: N/A</i>	<i>Description:</i>	<i>Order Action:</i>

**Report Criteria**

**Claim Number(s):** All

**End of Claims Register Report**

<b>PACER Service Center</b>			
<b>Transaction Receipt</b>			
12/15/2000 12:11:45			
<b>PACER Login:</b>	we0115	<b>Client Code:</b>	
<b>Description:</b>	claim register	<b>Case Number:</b>	1996-33187
<b>Billable Pages:</b>	1	<b>Cost:</b>	0.07



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For information or comments, please contact Pacer Service Center

PACER Home.

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

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TX  
2000 NOV -6 PM 2:32  
CLERK, U.S. BANKRUPTCY  
COURT  
BY Mal DEPUTY  
Case No. 96-33187  
Chapter 7

IN RE:  
  
CHARLES and MILDRED ALLISON,  
  
Debtors.

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EOD NOV 06 '00

ORDER APPROVING  
FIRST AND FINAL APPLICATION OF TRUSTEE'S PROFESSIONALS  
FOR PAYMENT OF FEES AND REIMBURSEMENT OF EXPENSES

Came on to be heard the Trustee's First and Final Application of Trustee's Professionals for Payment of Fees and Reimbursement of Expenses and, after appropriate notice and opportunity for hearing, the Court finds the Application should be approved. Therefore, it is

ORDERED that Malouf Lynch Jackson Kessler & Collins (including Mark A. Weisbart) are awarded fees of \$5,138.50 and expenses of \$392.21.

DATED November 6, 2000

Donald R. Sharp  
Hon. Donald R. Sharp  
U. S. Bankruptcy Judge

11

**UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

IN RE  
Allison, Charles  
Allison, Mildred

DEBTOR(S).

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CASE NO. 96-33187-DRS  
CHAPTER 7

**TRUSTEE'S REPORT OF PROPOSED FINAL DISTRIBUTIONS**

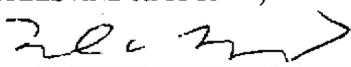
The undersigned Trustee of the estate hereby submits to the Court and to the United States Trustee this Report of Proposed Final Distributions.

1. The Court has entered Orders which have become final, and which dispose of all Objections to Claims, all objections to the Trustee's Final Report, all Applications for Compensation, and all other matters which must be determined by the Court before final distribution can be made.
2. The Trustee proposes to make final distribution of the funds of the estate as follows, and will make such distribution unless written objection thereto is made, filed and served on the Trustee and on the United States Trustee.

1.	BALANCE ON HAND	\$20,408.65
2.	ADMINISTRATIVE EXPENSES TO BE PAID *(NOTE)	\$3,981.51
3.	SECURED CLAIMS TO BE PAID *(NOTE)	\$0.00
4.	PRIORITY CLAIMS TO BE PAID *(NOTE)	\$16,427.14
5.	UNSECURED CLAIMS TO BE PAID *(NOTE)	\$0.00
6.	OTHER DISTRIBUTIONS TO BE PAID *(NOTE)	\$0.00
7.	TOTAL DISTRIBUTIONS TO BE MADE (SUM OF LINES 2 THROUGH 6)	\$20,408.65
8.	ZERO BALANCE AFTER ALL DISTRIBUTIONS (LINE 1 LESS LINE 7)	\$0.00

\*(SEE ATTACHED SCHEDULE OF PAYEES AND AMOUNTS)

Date: December 19, 2000

  
\_\_\_\_\_  
Mark A. Weisbart  
Chapter 7 Trustee

## PROPOSED DISTRIBUTION

Case Number: 96-33187

Page 1

Date: December 18, 2000

Debtor Name: Allison, Charles & Allison, Mildred

Claim #	Payee Name	Class	Priority	Amount	Paid to Date	Claim Balance	Proposed Pymt	Funds Remaining
Beginning Balance								\$20,408.65
	Mark A. Weisbart, Trustee - Fees COMPENSATION	Admin		\$3,343.94	\$0.00	\$3,343.94	\$3,343.94	\$17,064.71
	Mark A. Weisbart, Trustee - Exp EXPENSES	Admin		\$637.57	\$0.00	\$637.57	\$637.57	\$16,427.14
0	Mark A. Weisbart	Admin	221	\$5,530.71	\$5,530.71	\$0.00	\$0.00	\$16,427.14
00007B	Dept of the Treasury - IRS	Priority	350	\$24,873.38	\$0.00	\$24,873.38	\$16,427.14	\$0.00
00001	Moorman's Inc	Unsec	400	\$6,975.15	\$0.00	\$6,975.15	\$0.00	\$0.00
00007A	Dept of the Treasury - IRS	Unsec	400	\$9,267.51	\$0.00	\$9,267.51	\$0.00	\$0.00
<< Totals >>				\$50,628.26	\$5,530.71	\$45,097.55	\$20,408.65	\$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  
SHERMAN DIVISION

IN RE: CHARLES & MILDRED / BANKRUPTCY CASE: 96-33187  
ALLISON /  
/ 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, 200 E. Ferguson, Tyler, Texas 75702, or at the trustee's office whose name and address is as follows:

MARK WEISBART      5950 SHERRY LANE SUITE 222      DALLAS, TX 75225

The following Applications for Compensation have been filed:

<u>Applicants</u>	<u>Fees Requested</u>	<u>Expenses Requested</u>
<u>MARK WEISBART</u> Trustee	<u>3343.94</u>	<u>637.57</u>
<u>Attorney for Trustee</u>	<u>                    </u>	<u>                    </u>
<u>U. S. Bankruptcy Court</u>	<u>0.00</u>	<u>                    </u>

The trustee's account shows:

<b>Total Receipts</b>	<b>Total Disbursements</b>	<b>Balance</b>
<u>\$ 25939.36</u>	<u>\$ 5530.71</u>	<u>\$ 20408.65</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 \$ 24873.38; general unsecured claims have been allowed in the amount of \$ 16242.66.  
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

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

IN RE  
Allison, Charles  
Allison, Mildred

DEBTOR(S).

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CASE NO. 96-33187-DRS  
CHAPTER 7

ORDER APPROVING TRUSTEE'S FINAL REPORT  
AND ALLOWING COMPENSATION

The Trustee has filed a Final Report along with Applications for Compensation and a Report of Proposed Distribution. Notice of the filing of such Final Report and Applications were given to the creditors in this proceeding and any objections, if filed, have been resolved. After having reviewed said Final Report and Applications, it hereby ordered that the Final Report is approved and trustee is authorized to make disbursements with his Report of Proposed Distribution and as described below:

1. Mark A. Weisbart, Trustee, is allowed compensation of \$3,343.94, of which \$0.00 has previously been paid.
2. Mark A. Weisbart, Trustee, is allowed reimbursement of \$637.57, of which \$0.00 has previously been paid.

Date: \_\_\_\_\_

\_\_\_\_\_  
HONORABLE Donald R. Sharp  
UNITED STATES BANKRUPTCY JUDGE