

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TX

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CLERK, U.S. BANKRUPTCY  
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BY Mh DEPUTY

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

IN RE  
O'Dell, Billy Dwayne  
O'Dell, Mary Elizabeth

§  
§  
§  
§  
§

CASE NO. 96-43159-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: 02/08/00



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: 4-3-00

By: [Signature]

49

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

IN RE	§	
O'Dell, Billy Dwayne	§	
O'Dell, Mary Elizabeth	§	CASE NO. 96-43159-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: 2-13, 2000.



MARK A. WEISBART, CHAPTER 7 TRUSTEE

TRUSTEE'S FINAL REPORT CASE SUMMARY

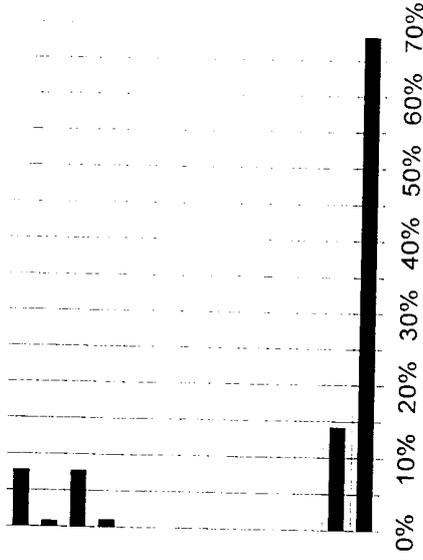
**TRUSTEE:** WEISBART

**CASE NAME:** O'DELL, BILLY/MARY  
**CASE NUMBER:** 96-43159  
**DATE UST APPROVED:** 04-03-00

COMMENTS:

**ESTATE INCOME:**  
**TOTAL RECEIPTS:** \$16,089.26 100.00%

<b>ESTATE EXPENSES:</b>			
TRUSTEE'S COMMISSION	1,258.93		7.82%
TRUSTEE'S EXPENSES	138.83		0.86%
FIRM'S PROFESSIONAL FEES	1,250.00		7.77%
FIRM'S PROFESSIONAL EXPENSES	161.26		1.00%
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	0.00		0.00%
UNSECURED CLAIMS PAID	2,280.24		14.17%
OTHER(RETURN TO DEBTOR, ETC)	11,000.00		68.37%



**UNSECURED CLAIMS ALLOWED**  
 11,927.58

**UNSECURED CLAIMS PAID**  
 2,280.24

**PERCENT RECOVERED FOR UNSECURED**  
 19.12%

INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT  
ASSET CASES

Case No: 96-43159 DRS Judge: Donald R. Sharp  
 Case Name: O'Dell, Billy Dwayne  
 O'Dell, Mary Elizabeth  
 For Period Ending: 03/29/00

Trustee Name: Mark A. Weisbart, Trustee  
 Date Filed (f) or Converted (c): 11/13/96 (f)  
 341(a) Meeting Date: 01/03/97  
 Claims Bar Date: 04/16/97

1 Asset Description (Scheduled and Unscheduled (u) Property)	2 Petition/ Unscheduled Values	3 Est Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Abandoned OA=554(a) DA=554(c)	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets	7 Lien Amount	8 Exempt Amount
1. Homestead 700 E. Jacob Street, Pilot Point, TX per amended Schedule C	75,000.00	0.00		0.00	0.00	\$2,800.00	23,000.
3. Household Furniture and Goods	6,000.00	0.00		0.00	0.00		6,000.
4. Cash in Bank Accounts	115.00	0.00		0.00	0.00		115.
5. Furs and Jewelry Per amended Schedule C	250.00	0.00		0.00	0.00		250.
6. Firearms, Sport Equip., Pers. Shotguns and rifles for sporting purposes	1,000.00	0.00		0.00	0.00		1,000.
7. Life Insurance	60.00	0.00		0.00	0.00		60.
8. Automobiles 1995 Ford Escort	6,000.00	0.00		0.00	0.00	6,500.00	6,000.
9. Automobiles Pontiac Grand Prix per amended Schedule C	10,000.00	0.00		0.00	0.00	11,612.15	
10. Litigation (u) (See amended Schedule C) Expenses \$2,023.02. Atty fees: \$5,500 for a net of \$8,376.98. \$7,425 claimed as exempt. Trustee to settle for \$3,600.	16,000.00	16,000.00		16,000.00	FA		
11. Income Tax Refund (u)	Unknown	0.00		0.00	FA		
12. Wearing Apparel Per amended Schedule C	1,000.00	0.00		0.00	0.00		1,000.
13. Post-Petition Interest Deposits (u)	Unknown	89.26		89.26	FA		

Gross Value of Remaining Assets

TOTALS (Excluding Unknown Values) \$115,425.00 \$16,089.26 \$16,089.26 \$0.00 70,112.15 37,425.

(Total Dollar Amount in Column 6)

FORM 1  
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT  
ASSET CASES

Case No: 96-43159 DRS Judge: Donald R. Sharp  
Case Name: O'Dell, Billy Dwayne  
O'Dell, Mary Elizabeth

Trustee Name: Mark A. Weisbart, Trustee  
Date Filed (f) or Converted (c): 11/13/96 (f)  
341(a) Meeting Date: 01/03/97  
Claims Bar Date: 04/16/97

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

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 96-43159 DRS  
 Case Name: O'Dell, Billy Dwayne  
 O'Dell, Mary Elizabeth  
 Taxpayer ID No: 75-6557673  
 For Period Ending: 02/09/00

Trustee Name: Mark A. Weisbart, Trustee  
 Bank Name: Bank of America  
 Account Number: 3753820385 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 (\$)
10/04/99	10	State Farm Mutual Auto Insurance North Texas Office Dallas, TX	Litigation Claim; Settlement	16,000.00		16,000.00
10/29/99	13	NationsBank, N.A.	INTEREST REC'D FROM BANK	18.49		16,018.49
11/30/99	13	NationsBank, N.A.	INTEREST REC'D FROM BANK	33.04		16,051.53
12/23/99		Transfer to Acct #3753820479	Bank Funds Transfer		11,000.00	5,051.53
12/31/99	13	NationsBank, N.A.	INTEREST REC'D FROM BANK	25.69		5,077.22
01/31/00	13	NationsBank, N.A.	INTEREST REC'D FROM BANK	10.12		5,087.34
02/04/00		Transfer to Acct #3753820479	Bank Funds Transfer		1,411.26	3,676.08
02/08/00	13	Bank of America	INTEREST REC'D FROM BANK	1.92		3,678.00
02/08/00		Transfer to acct #3753820479	Final Posting Transfer		3,678.00	0.00

COLUMN TOTALS  
 16,089.26  
 Less: Bank Transfers 0.00  
 Subtotal 16,089.26  
 Less: Payments to Debtors 0.00  
 Net 16,089.26

Page Subtotals 16,089.26 16,089.26

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 96-43159 DRS  
 Case Name: O'Dell, Billy Dwayne  
 O'Dell, Mary Elizabeth  
 Taxpayer ID No: 75-6557673  
 For Period Ending: 02/09/00

Trustee Name: Mark A. Weisbart, Trustee  
 Bank Name: Bank of America  
 Account Number: 3753820479 GENERAL CHECKING

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 (\$)
12/23/99	000101	Transfer from Acct #3753820385 Billy and Mary O'Dell c/o Gary Kollmeier P O Box 1465 Denton, TX 76202	Bank Funds Transfer Litigation settlement funds paid back to debtors per court order of 12/14/99	11,000.00	11,000.00	11,000.00
* 02/04/00	000102	Transfer from Acct #3753820385 Malouf Lynch et al Mark A. Weisbart 5950 Sherry Ln., #222 Dallas, TX	Bank Funds Transfer Final Distribution Fees: \$1,250 Exp. \$161.26	1,411.26	1,411.26	1,411.26
* 02/04/00	000102	Malouf Lynch et al Mark A. Weisbart 5950 Sherry Ln., #222 Dallas, TX	VOID		-1,411.26	1,411.26
* 02/04/00	000103	Malouf Lynch et al Mark A. Weisbart 5950 Sherry Ln., #222 Dallas, TX	Final Distribution Fees: \$1,250 Exp. \$161.26		1,411.26	0.00
* 02/04/00	000103	Malouf Lynch et al Mark A. Weisbart 5950 Sherry Ln., #222 Dallas, TX	VOID		-1,411.26	1,411.26
02/04/00	000104	Mark A. Weisbart 5950 Sherry Lane #222 Dallas, TX 75225			1,411.26	0.00
02/08/00		Transfer from Acct #3753820385	Transfer In From MMA Account	3,678.00		3,678.00

Page Subtotals

16,089.26

12,411.26

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 96-43159 DRS  
 Case Name: O'Dell, Billy Dwayne  
 O'Dell, Mary Elizabeth  
 Taxpayer ID No: 75-6557673  
 For Period Ending: 02/09/00

Trustee Name: Mark A. Weisbart, Trustee  
 Bank Name: Bank of America  
 Account Number: 3753820479 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 (\$)
COLUMN TOTALS Less: Bank Transfers 16,089.26 12,411.26 3,678.00 Subtotal 16,089.26 0.00 Less: Payments to Debtors 0.00 12,411.26 Net 0.00 12,411.26						
TOTAL - ALL ACCOUNTS GENERAL SAVINGS - 3753820385 GENERAL CHECKING - 3753820479						
				NET DEPOSITS	DISBURSEMENTS	ACCOUNT BALANCE
				16,089.26	0.00	0.00
				0.00	12,411.26	3,678.00
				16,089.26	12,411.26	3,678.00

Page Subtotals 16,089.26 12,411.26

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

In Re:

Billy Dwayne O'Dell  
Mary Elizabeth O'Dell  
Debtor(s)

Case No: 96-43159 drg  
Chapter: 7

**FILED**  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS

FEB 10 2000 A.M.

BY: \_\_\_\_\_ P.M.  
CLERK, U.S. BANKRUPTCY COURT  
DEPUTY \_\_\_\_\_

**BILL OF COURT COSTS**

To: **Mark A. Weisbart**  
**5950 Sherry Lane, Ste 222**  
**Dallas, TX 75225**

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**.

These costs are itemized as follows:

**NOTICES**

\$ .25 per notice in excess of 50 notices mailed prior to 1/1/87.	\$0
\$ .50 per notice for all notices mailed 1/1/87 between 1/1/98.	\$0

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

<b>TOTAL AMOUNT DUE</b>	<b>\$0</b>
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Check to be made payable to Clerk, U.S. Bankruptcy Court

Date: **February 10, 2000**

JAMES D. TOKOPH  
Clerk of Court

By: *Debra Horridge*  
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 A-1

FINAL ACCOUNT AS OF February 8, 2000

A. RECEIPTS		<u>\$16,089.26</u>
B. DISBURSEMENTS		
(1) Secured Creditors	\$ + <u>0.00</u>	
(2) Administrative	\$ + <u>1,411.26</u>	
(3) Priority	\$ + <u>0.00</u>	
(4) Other (back to debtor)	\$ + 11,000.00	
TOTAL DISBURSEMENTS		<u>\$12,411.26</u>
CURRENT BALANCE		<u>\$3,678.00</u>

## Compensation and Expenses Worksheet

Case Number: 96-43159 DRS

Debtor: O'Dell, Billy Dwayne

### 1. COMPUTATION OF COMPENSATION

Total disbursements to other than the debtor are:

Pursuant to 11 U.S.C. § 326, compensation is computed as follows:			\$5,089.26
	\$5,089.26	25% of First \$5,000	\$1,250.00
Less -	\$5,000.00	(\$1,250 Maximum)	
Balance	\$89.26	10% of Next \$45,000	\$8.93
Less -	\$89.26	(\$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:			 \$1,258.93
Less Previously Paid Compensation:			\$0.00
 TOTAL COMPENSATION REQUESTED:			 \$1,258.93

### 2. TRUSTEE EXPENSES

The Trustee has incurred the following expenses:

07/13/99	PACER: PACER claims (imported) 1.45 @ 0.60	\$0.87
10/04/99	PARA: Paralegal Expense 0.5 @ 0.65 Prepare banking file and initial deposit	\$0.33
01/06/00	COPY: Photocopy/Duplication Expense 100 pages @ 0.20 / page Copy Final Fee Application	\$20.00
01/06/00	POST: Postage 1 charge @ 10.00 / charge Mail out Final Fee Application	\$10.00
01/12/00	PARA: Paralegal Expense 0.2 @ 0.65 Balance bank statements	\$0.13
02/08/00	PARA: Paralegal Expense 1 @ 65.00 Prepare final report	\$65.00
02/08/00	PARA: Paralegal Expense 0.5 @ 65.00 Prepare supplemental final report	\$32.50
02/08/00	POST: Postage 1 charge @ 10.00 / charge Mail out final report, supplemental final report and distribution checks	\$10.00

#### Expense Summary

COPY: Photocopy/Duplication Expense 100 pages @ 0.20 / page	\$20.00
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## Compensation and Expenses Worksheet

Case Number: 96-43159 DRS

Debtor: O'Dell, Billy Dwayne

PACER: PACER claims (imported) 1.45 @ 0.60	\$0.87
PARA: Paralegal Expense 0.7 @ 0.65	\$0.46
PARA: Paralegal Expense 1.5 @ 65.00	\$97.50
POST: Postage 2 charges @ 10.00 / charge	\$20.00

TOTAL EXPENSES CALCULATED:	\$138.83
Less Previously Paid Expenses:	\$0.00

<b>TOTAL EXPENSES REQUESTED:</b>	<b>\$138.83</b>
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<b>TOTAL EXPENSES AND COMPENSATION REQUESTED:</b>	<b>\$1,397.76</b>
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DATED: 02/08/00

SIGNED



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

**SCHEDULE B**

**APPLICATION FOR COMPENSATION**

**COMPUTATION OF COMMISSIONS (cases filed after 10/94)**

Total Receipts			\$5,089.26
	<u>\$16,089.26</u>	25% of First \$5,000	<u>\$1,250.00</u>
Less	-5,000.00	(\$1,250 Maximum)	8.93
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>
		<b>TOTAL COMMISSION</b>	<b>\$1,258.93</b>

**UNREIMBURSED EXPENSES**

Photocopy/Duplication Expense	<u>\$20.00</u>
PACER claims (imported)	<u>\$0.87</u>
Paralegal Expense	<u>\$97.96</u>
Postage	<u>\$20.00</u>
<b>TOTAL UNREIMBURSED EXPENSES</b>	<b><u>\$138.83</u></b>

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**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

\_\_\_\_\_

**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	1,258.93	1,258.93	0.00	1,258.93
B. Expenses of Trustee	138.83	138.83	0.00	138.83
C. Compensation of Attorney to Trustee	1,411.26	1,411.26	1,411.26	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
Back to Debtor	11,000.00	11,000.00	11,000.00	
<b>TOTALS:</b>	<b><u>\$13,809.02</u></b>	<b><u>\$13,809.02</u></b>	<b><u>\$1,411.26</u></b>	<b><u>\$1,397.76</u></b>

SCHEDULE C-2

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

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<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>
_____	_____	_____	_____	_____	_____

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**IDENTIFICATION OF SECURED PARTIED AFFECTED:**

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

**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)	0.00	0.00	0.00	0.00
9. Other: No Basis				
<b>TOTALS:</b>	<b><u>\$0.00</u></b>	<b><u>\$0.00</u></b>	<b><u>\$0.00</u></b>	<b><u>\$0.00</u></b>

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**PRIORITY PARTIES AFFECTED:**

Claim  
No.

Name of Creditor

Claim  
No.

Name of Creditor

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**FILED UNSECURED CLAIMS TOTAL: \$11,927.58**  
**SUBORDINATE UNSECURED CLAIM: \$**

EXHIBIT A  
ANALYSIS OF CLAIMS REGISTER

Case Number: 96-43159

Page 1

Date: March 14, 2000

Debtor Name: O'Dell, Billy Dwayne

Claim Class Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
0 260 220	Billy & Mary O'Dell c/o Gary Kollmeier P O Box 1465 Denton, TX 76202	Administrative	Litigation settlement back to Debtor per court order of 12/14/99.	\$11,000.00	\$11,000.00	\$0.00
0 221 222	Malouf Lynch et al Mark A. Weisbart 5950 Sherry Ln., #222 Dallas, TX	Administrative	Court order Fees \$1,250 Exp. \$161.26	\$1,411.26	\$1,411.26	\$0.00
4 120 120	OMNIAMERICAN FEDERAL CREDIT UNION P. O. BOX 150099 FT. WORTH, TX 76108	Secured	Order disallowing	\$0.00	\$0.00	\$0.00
7 120 120	FIRST FEDERAL SAVINGS BANK OF NORTH TEXAS LAWRENCE C. COLLISTER 525 N. LOCUST STREET DENTON, TX 76202-2027	Secured	Order disallowing	\$0.00	\$0.00	\$0.00
1 400 400	CHARGE-IT-SYSTEM P.O. BOX 94004 PALATINE IL 60094	Unsecured		\$2,225.52	\$0.00	\$2,225.52
2 400 400	WORLD FINANCIAL NETWORK NATIONAL BANK P. O. BOX 182124 COLUMBUS, OH 43272-4490	Unsecured		\$193.33	\$0.00	\$193.33
3 400 400	DILLARD NATIONAL BANK 3000 EAST PIONEER PARKWAY ARLINGTON, TX 76010	Unsecured		\$300.12	\$0.00	\$300.12
5 400 400	ASSOCIATES NATIONAL BANK (DELAWARE) C/O BECKET & LEE LLP P. O. BOX 3001 DEPT. N MALVERN, PA 19355-0701	Unsecured		\$746.52	\$0.00	\$746.52
6 400 400	BANK ONE, ARIZONA, NA SHARON FITZ CREDIT CARD BANKRUPTCY P. O. BOX 29620, DEPT. Z-490 PHOENIX, AZ 85038	Unsecured		\$5,386.64	\$0.00	\$5,386.64
8 400 400	AT&T Universal Card Services c/o Dixon & Jessup 1445 Ross Av. #5500 Dallas, TX 75204	Unsecured		\$3,075.45	\$0.00	\$3,075.45
Case Totals:				\$24,338.84	\$12,411.26	\$11,927.58

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

Eastern District of Texas  
CLAIMS REGISTER

11/02/99 Last Date to File Claims: 04/16/97 96-43159 drs Page 1  
Last Date to File Claims for Governmental Unit: 07/15/97  
Billy Dwayne O'Dell  
Mary Elizabeth O'Dell

Name and Address of Claimant	Amount of Claims Filed and Allowed	Remarks
No: 1 Filed: 02/03/97 Charge-It-System P.O. Box 94004 Palatine IL 60094	Filed Amt: 2,225.52 g	ok
No: 2 Filed: 02/12/97 World Financial Network National Bank P. O. Box 182124 Columbus, OH 43272-4490	Filed Amt: 193.33 g	ok
No: 3 Filed: 02/20/97 Dillard National Bank 3000 East Pioneer Parkway Arlington, TX 76010	Filed Amt: 300.12 g	ok
No: 4 Filed: 02/20/97 OmniAmerican Federal Credit Union P. O. Box 150099 Ft. Worth, TX 76108	Filed Amt: 11,245.01 s	objection claim disallowed
No: 5 Filed: 03/03/97 Associates National Bank (Delawar c/o Becket & Lee LLP P. O. Box 3001 Dept. N Malvern, PA 19355-0701	Filed Amt: 746.52 g	ok
No: 6 Filed: 03/10/97 Bank One, Arizona, NA Sharon Fitz Credit Card Bankruptcy P. O. Box 29620, Dept. Z-490 Phoenix, AZ 85038	Filed Amt: 5,386.64 g	ok
No: 7 Filed: 03/18/97 First Federal Savings Bank of North Texas Lawrence C. Collister 525 N. Locust Street Denton, TX 76202-2027	Filed Amt: 49,058.97 g	objection claim disallowed

Eastern District of Texas  
CLAIMS REGISTER

11/02/99 Last Date to File Claims: 04/16/97 96-43159 drs Page 2  
Last Date to File Claims for Governmental Unit: 07/15/97  
Billy Dwayne O'Dell  
Mary Elizabeth O'Dell

-----  
Name and Address of Claimant Amount of Claims Filed and Allowed Remarks  
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No: 8 Filed: 12/02/96 Filed Amt:  
3,075.45 g

AT&T Universal Card Svc.  
c/o Dixon & Jessup  
5500 Fountain Place  
1445 Ross Avenue  
Dallas, TX 75204

OK

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TX

2000 JAN -6 PM 2:45

CLERK, U.S. BANKRUPTCY  
COURT

BY                      DEPUTY

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

**IN RE:  
BILLY DWAYNE AND MARY  
ELIZABETH O'DELL,  
  
DEBTORS.**

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**CASE NO. 96-43159-DRS  
Chapter 7**

**EOD**

**JAN 07 2000**

**ORDER REGARDING  
THE CLAIM OF FIRST FEDERAL SAVINGS BANK  
OF NORTH TEXAS, CLAIM #7**

Came on for consideration the Objection to the Claim of First Federal Savings Bank of North Texas, Claim #7, filed by the Trustee. For cause shown, it is hereby

ORDERED that claim #7 filed by First Federal Savings Bank of North Texas in the amount of \$49,058.97 is disallowed for purposes of disbursement.

DATED:     JAN 04 2000    

*Donald R. Sharp*

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

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

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U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TX  
2000 JAN 28 AM 10:18

CLERK, U.S. BANKRUPTCY  
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BY *[Signature]*  
CASE NO. 96-43159-DRS  
Chapter 7

IN RE:  
BILLY DWAYNE AND MARY  
ELIZABETH O'DELL,  
DEBTORS.

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JAN 31 2000

**ORDER GRANTING FINAL APPLICATION OF TRUSTEE'S COUNSEL  
FOR PAYMENT OF FEES AND REIMBURSEMENT OF EXPENSES**

ON THIS DAY came on for consideration the First and Final Application of Trustee's Counsel for Payment of Fees and Reimbursement of Expenses ("the Application"). Upon consideration of the Application and finding that appropriate notice and opportunity for hearing was provided, the Court finds that cause exists to approve the Application. It is therefore

ORDERED that the Application is approved; it is further

ORDERED that Trustee's Counsel are awarded fees in the amount of \$1,250.00 and reimbursable expenses in the amount of \$161.26.

*January 27, 2000*

*Donald R. Sharp*  
HONORABLE DONALD R. SHARP  
UNITED STATES BANKRUPTCY JUDGE

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

IN RE:  
BILLY DWAYNE AND MARY  
ELIZABETH O'DELL,  
DEBTORS.

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AUG 17 1999

CASE NO. 96-43159-DRS  
Chapter 7

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**ORDER APPROVING  
TRUSTEE'S AMENDED APPLICATION TO COMPROMISE CLAIM**

ON THIS DAY came on for consideration the Trustee's Amended Application to Compromise Claim (the "Application"). The court finds that appropriate notice and opportunity for hearing was provided. The court further finds that the proposed settlement contained in the Application is in the best interest of the estate. Wherefore, it is

ORDERED that the Application is approved; and it is further,

ORDERED that the Trustee is authorized to execute the Release of All Claims and Agreed Order of Dismissal attached to the Application; and it is further

ORDERED that the Trustee is authorized to take all steps he deems appropriate to effectuate the terms of the settlement as set forth in the Application.

DATED: *August 16, 1999*

*Donald R. Sharp*  
HON. DONALD R. SHARP  
U. S. BANKRUPTCY JUDGE

GARY A. KOLLMEIER  
501 S. Carroll Blvd. Suite B  
P. O. Box 1465  
Denton, Texas 76202  
Phone: 940/387-8181  
Fax: 940/387-0902

FILED  
BANKRUPTCY COURT  
EASTERN DISTRICT OF TX  
1999 DEC 14 AM 10:21  
CLERK U.S. BANKRUPTCY  
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BY Mh DEPUTY

UNITED STATES BANKRUPTCY COURT **EOD**  
EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION DEC 14 1999

IN RE: §  
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BILLY DWAYNE O'DELL § CASE NO. 96-43159-DRS  
And MARY ELIZABETH O'DELL §  
§  
Debtor § (Chapter 7)

**ORDER MODIFYING PREVIOUS ORDER  
AND ENTERING AGREED ORDER ON OBJECTION TO AMENDED EXEMPTIONS**

Upon consideration of the Motion to Modify Order, filed by Debtors BILLY DWAYNE O'DELL and MARY ELIZABETH O'DELL and for the reasons set forth in the Motion to Modify, it is hereby ORDERED that the "Order Sustaining Objection to Amended Exemptions" dated October 20, 1999 be modified and that the Agreed Order attached hereto be substituted in its place.

DATED: December 13, 1999

Donald R. Sharp  
HON. DONALD R. SHARP  
U.S. Bankruptcy Judge

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

**IN RE:**

**BILLY DWAYNE AND MARY  
ELIZABETH O'DELL,**

**DEBTORS.**

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**CASE NO. 96-43159-DRS  
Chapter 7**

**AGREED ORDER ON OBJECTION TO AMENDED EXEMPTIONS**

On this day came on for hearing the Objection to Amended Exemptions filed by Mark A. Weisbart, Trustee, and the Court being advised that an agreement has been reached concerning the objection, the terms which are contained herein, it is hereby

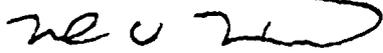
ORDERED that the Trustee shall pay the Debtors \$11,000 from the settlement proceeds obtained from the Trujillo litigation in full and complete satisfaction of their claimed exemption to such funds; and it is further,

ORDERED that the Debtors shall be solely responsible for any and all fees paid to special counsel, Gary Kollmeier, in connection with his prosecution of this suit and Mr. Kollmeier agrees to waive any claims for fees and expenses against the estate.

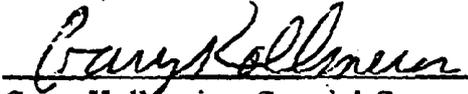
DATED: \_\_\_\_\_

\_\_\_\_\_  
HON. DONALD R. SHARP  
U. S. BANKRUPTCY JUDGE

**AGREED AS TO FORM AND SUBSTANCE:**



Mark A. Weisbart, Trustee  
8117 Preston Rd., #700-W  
Dallas, TX 75225



Gary Kollmeier, Special Counsel  
and Attorney for Debtors  
P O Box 1465  
Denton, TX 76202

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

IN RE:  
O'DELL, BILLY AND MARY,

DEBTORS

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CASE NO. 96-43159- DRS  
CHAPTER 7

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

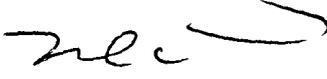
The undersigned Trustee of the estate hereby submits to the Court and to the United States Trustee this Report of Proposed Final Distributions.

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		\$3,678.00
2.	ADMINISTRATIVE EXPENSES TO BE PAID *(NOTE)	\$1,397.76	
3.	SECURED CLAIMS TO BE PAID *(NOTE)	\$0.00	
4.	PRIORITY CLAIMS TO BE PAID *(NOTE)	\$ 0.00	
5.	UNSECURED CLAIMS TO BE PAID *(NOTE)	\$ 2,280.24	
6.	OTHER DISTRIBUTIONS TO BE PAID *(NOTE)	\$0.00	
7.	TOTAL DISTRIBUTIONS TO BE MADE (SUM OF LINES 2 THROUGH 6)		3,678.00
8.	ZERO BALANCE AFTER ALL DISTRIBUTIONS (LINE 1 LESS LINE 7)		\$0.00

\*(SEE ATTACHED SCHEDULE OF PAYEES AND AMOUNTS)

Date: 3-13, 2000.



\_\_\_\_\_  
MARK A. WEISBART, CHAPTER 7 TRUSTEE

# PROPOSED DISTRIBUTION

Case Number: 96-43159

Page 1

Date: February 8, 2000

Debtor Name: O'Dell, Billy Dwayne \ O'Dell, Mary Elizabeth

Claim #	Payee Name	Class	Priority	Amount	Paid to Date	Claim Balance	Proposed Pymt	Funds Remaining
<b>Beginning Balance</b>								<b>\$3,678.00</b>
	Mark A. Weisbart, Trustee - Fees COMPENSATION	Admin		\$1,258.93	\$0.00	\$1,258.93	\$1,258.93	\$2,419.07
	Mark A. Weisbart, Trustee - Exp EXPENSES	Admin		\$138.83	\$0.00	\$138.83	\$138.83	\$2,280.24
0	Malouf Lynch et al	Admin	221	\$1,411.26	\$1,411.26	\$0.00	\$0.00	\$2,280.24
0	Billy & Mary O'Dell	Admin	260	\$11,000.00	\$11,000.00	\$0.00	\$0.00	\$2,280.24
1	CHARGE-IT-SYSTEM	Unsec	400	\$2,225.52	\$0.00	\$2,225.52	\$425.46	\$1,854.78
2	WORLD FINANCIAL NETWORK	Unsec	400	\$193.33	\$0.00	\$193.33	\$36.96	\$1,817.82
3	DILLARD NATIONAL BANK	Unsec	400	\$300.12	\$0.00	\$300.12	\$57.38	\$1,760.44
5	ASSOCIATES NATIONAL BANK (DELAWARE)	Unsec	400	\$746.52	\$0.00	\$746.52	\$142.72	\$1,617.72
6	BANK ONE, ARIZONA, NA	Unsec	400	\$5,386.64	\$0.00	\$5,386.64	\$1,029.78	\$587.94
8	AT&T Universal Card Services	Unsec	400	\$3,075.45	\$0.00	\$3,075.45	\$587.94	\$0.00
<b>&lt;&lt; Totals &gt;&gt;</b>				<b>\$25,736.60</b>	<b>\$12,411.26</b>	<b>\$13,325.34</b>	<b>\$3,678.00</b>	<b>\$0.00</b>

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: BILLY & MARY E. / BANKRUPTCY CASE: 96-43159  
O'DELL /  
/ 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>1258.93</u>	<u>138.83</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>\$ 16089.26</u>	<u>\$ 12411.26</u>	<u>\$ 3678.00</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 \$ 11927.58 .  
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  
O'Dell, Billy Dwayne  
O'Dell, Mary Elizabeth

DEBTOR(S).

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CASE NO. 96-43159-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 \$1,258.93, of which \$0.00 has previously been paid.
2. Mark A. Weisbart, Trustee, is allowed reimbursement of \$138.83, of which \$0.00 has previously been paid.

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

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