FILED
U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF TX
2000 MAY 30 AM 11:43
CLERK, U.S. BANKRUPTCY COURT
BY _____ DEPUTY

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

IN RE	§	
Wagoner, Joseph L.	§	
Wagoner, E. Arlene	§	CASE NO. 97-43229-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: 05/08/00

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

****
**

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: 5-22-00

By: _____

50

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

IN RE	§	
Wagoner, Joseph L.	§	
Wagoner, E. Arlene	§	CASE NO. 97-43229-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.

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: 5-11, 2000.

MARK A. WEISBART, CHAPTER 7 TRUSTEE

TRUSTEE'S FINAL REPORT CASE SUMMARY

TRUSTEE: **WEISBART**

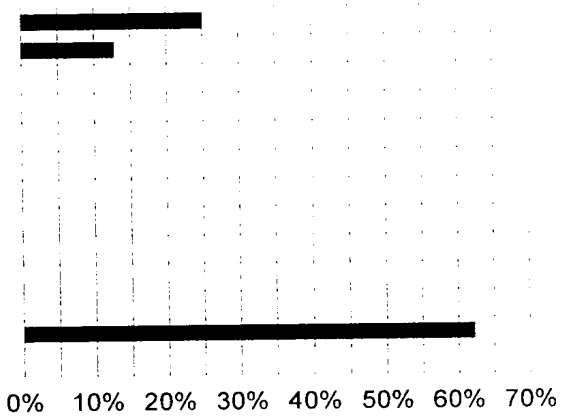
COMMENTS:

CASE NAME: WAGONER, JOSEPH/ARLENE

CASE NUMBER: 97-43229

DATE UST APPROVED: 05-19-00

ESTATE INCOME:		
TOTAL RECEIPTS:	$3,810.09	100.00%
ESTATE EXPENSES:		
TRUSTEE'S COMMISSION	952.52	25.00%
TRUSTEE'S EXPENSES	486.17	12.76%
FIRM'S PROFESSIONAL FEES	0.00	0.00%
FIRM'S PROFESSIONAL EXPENSES	0.00	0.00%
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	2,371.40	62.24%
OTHER(RETURN TO DEBTOR, ETC)	0.00	0.00%



UNSECURED CLAIMS ALLOWED	UNSECURED CLAIMS PAID	PERCENT RECOVERED FOR UNSECURED
68,111.31	2,371.40	3.48%

FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

Case No: 97-43229 DRS Judge: Donald R. Sharp
Case Name: Wagoner, Joseph L.
Wagoner, E. Arlene
For Period Ending: 05/08/00

Trustee Name: Mark A. Weisbart, Trustee
Date Filed (f) or Converted (c): 09/26/97 (f)
341(a) Meeting Date: 11/03/97
Claims Bar Date: 02/09/98

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. Rental Property	160,000.00	0.00		3,614.28	FA	106,000.00	
Deed/Note Receivable for: 2615 Belmeade Drive Carrollton, Tx Payments by William J. Franey @ $301.19 per month							
3. Timeshare/Resort	17,900.00	0.00	OA	0.00	FA	12,362.00	5,538.00
The Bay Club Ownership Resort, Inc.; Hawaii							
4. Homestead	425,000.00	0.00		0.00	FA	325,000.00	425,000.00
5220 Lincolnshire Court; Dallas, Texas							
5. Cash on Hand	100.00	100.00	DA	0.00	FA		
6. Cash in Bank Accounts	195.86	195.86	DA	0.00	FA		
Bank United: $35.42 ENT Federal Credit Union: $50.90 Compass Bank: $109.54							
7. Household Furniture and Goods	13,890.00	0.00		0.00	FA		13,890.00
8. Books, Pictures & Oth. Art Obj	1,700.00	0.00		0.00	FA		1,700.00
9. Clothing	3,000.00	0.00		0.00	FA		3,000.00
10. Furs and Jewelry	8,600.00	0.00		0.00	FA		8,600.00
11. Firearms, Sport Equip., Pers.	1,075.00	0.00		0.00	FA		1,075.00
12. IRA, 401 K, Retirement Benefit	0.00	0.00		0.00	FA		
ITT Pension Plan (200.18)							
13. Stock	-46,830.00	0.00		0.00	FA		
E.A. Wagoner; 7,000 shares of W3 Industries, Inc. listed in schedules with a negative balance							
14. Accounts Receivable	27,749.24	0.00	OA	0.00	FA		27,749.24
W3 Industries, Inc.							
15. Automobiles	2,000.00	0.00		0.00	FA		2,000.00

FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

Case No: 97-43229 DRS Judge: Donald R. Sharp
Case Name: Wagoner, Joseph L.
Wagoner, E. Arlene

Trustee Name: Mark A. Weisbart, Trustee
Date Filed (f) or Converted (c): 09/26/97 (f)
341(a) Meeting Date: 11/03/97
Claims Bar Date: 02/09/98

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
89 Ford Aerostar Van							
16. Automobiles	8,000.00	0.00		0.00	FA		8,00
1993 Toyota Celica ST (daughter drives this vehicle)							
17. Pets	40.00	0.00		0.00	FA		40.00
19. Post-Petition Interest Deposits (u)	Unknown	120.06		128.12	FA		
20. Interest (u)	0.00	62.87		62.87	FA		
Interest from beginning of case through 11/30/98							
					Gross Value of Remaining Assets		
TOTALS (Excluding Unknown Values)	$622,420.10	$478.79		$3,805.27	$0.00	443,362.00	496,592.24
					(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): 05/31/00

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 97-43229 DRS
Case Name: Wagoner, Joseph L.
Wagoner, E. Arlene
Taxpayer ID No: 75-6525726
For Period Ending: 05/08/00

Trustee Name: Mark A. Weisbart, Trustee
Bank Name: Bank of America
Account Number: 3753433293 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 ($)
11/19/97	1	J.L. and E.A. Wagoner 5220 Lincolnshire Court Dallas, TX 75287	Proceeds from Sale/Real Proper	602.38		602.38
11/28/97		INTEREST FROM NationsBank	INTEREST REC'D FROM BANK	0.39		602..
12/10/97	1	William Franey	Accounts Receivable	301.19		903.96
12/31/97		INTEREST FROM NationsBank	INTEREST REC'D FROM BANK	2.13		906.09
* 01/16/98		William J. Franey	Receivables	301.19		1,207.28
01/30/98		INTEREST FROM NationsBank	Interest Rate 2.999	2.21		1,209.49
01/30/98		NationsBank c/o Joseph L. Wagoner	FIT withheld FIT incorrectly withheld from account.		0.69	1,208.80
02/16/98	1	William J. Franey	Receivables	301.19		1,509.99
02/27/98		INTEREST FROM NationsBank	Interest Rate 2.999	2.34		1,512.33
02/27/98		NationsBank c/o Joseph L. Wagoner	FIT withheld FIT incorrectly withheld from account.		0.73	1,511.60
* 03/13/98		William J. Franey	VOID Chargeback for returned check, 1/23/98.	-301.19		1,210.41
03/27/98	1	William J. Franey	Settlement-Preference litigati Replaces check No. 722 returned NSF - chargeback.	301.19		1,511.60
03/31/98		NATIONSBANK	Interest Rate 2.999	3.21		1,514.81
03/31/98		NationsBank c/o Joseph L. Wagoner	FIT withheld FIT incorrectly withheld from account.		1.00	1,513.[illegible]
04/30/98		NATIONSBANK	Interest Rate 2.999	3.74		1,517.55
04/30/98		Nationsbank c/o Joseph L. Wagoner	FIT withheld FIT incorrectly withheld from account.		1.16	1,516.39
05/14/98	1	William J. Franey	Settlement-Preference litigati	301.19		1,817.58
05/29/98	1	William J. Franey	Rental Receipts	301.19		2,118.77
05/29/98		NATIONSBANK	INTEREST REC'D FROM BANK	3.99		2,122.76
05/29/98		NationsBank c/o Joseph Wagoner	FIT withheld FIT incorrectly withheld from account.		1.24	2,121.52
06/01/98		NationsBank c/o Joseph Wagoner	Refund of FIT withheld from account	4.82		2,126.34
06/29/98		Nationsbank c/o Joseph Wagoner	Refund of FIT withheld from account	4.82		2,131.16
			Page Subtotals	2,135.98	4.82	

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 97-43229 DRS
Case Name: Wagoner, Joseph L.
Wagoner, E. Arlene
Taxpayer ID No: 75-6525726
For Period Ending: 05/08/00

Trustee Name: Mark A. Weisbart, Trustee
Bank Name: Bank of America
Account Number: 3753433293 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		NATIONSBANK	INTEREST REC'D FROM BANK	5.53		2,136.69
07/14/98	1	William J. Franey	Rental Receipts	602.38		2,739.07
07/16/98	1	William Franey	Rental Receipts	301.19		3,04[illegible]
07/31/98		NATIONSBANK	INTEREST REC'D FROM BANK	6.54		3,046.[illegible]
08/21/98	1	William J. Franey	Rental Receipts	301.19		3,347.99
08/31/98		NATIONSBANK	INTEREST REC'D FROM BANK	7.95		3,355.94
09/19/98	1	William J. Franey	Rental Receipts	301.19		3,657.13
09/30/98		NATIONSBANK	INTEREST REC'D FROM BANK	8.48		3,665.61
10/30/98		NATIONSBANK	INTEREST REC'D FROM BANK	8.55		3,674.16
11/30/98		NationsBank, N.A.	INTEREST REC'D FROM BANK	7.81		3,681.97
12/31/98	19	NationsBank, N.A.	INTEREST REC'D FROM BANK	7.83		3,689.80
01/29/99	19	NationsBank, N.A.	INTEREST REC'D FROM BANK	7.34		3,697.14
02/26/99	19	NationsBank, N.A.	INTEREST REC'D FROM BANK	7.10		3,704.24
03/31/99	19	NationsBank, N.A.	INTEREST REC'D FROM BANK	8.38		3,712.62
04/30/99	19	NationsBank, N.A.	INTEREST REC'D FROM BANK	7.64		3,720.26
05/28/99	19	NationsBank, N.A.	INTEREST REC'D FROM BANK	7.14		3,727.40
06/30/99	19	NationsBank, N.A.	INTEREST REC'D FROM BANK	7.97		3,735.37
07/30/99	19	NationsBank, N.A.	INTEREST REC'D FROM BANK	7.22		3,742.59
08/31/99	19	NationsBank, N.A.	INTEREST REC'D FROM BANK	7.72		3,750.31
09/30/99	19	NationsBank, N.A.	INTEREST REC'D FROM BANK	7.25		3,757.
10/29/99	19	NationsBank, N.A.	INTEREST REC'D FROM BANK	7.02		3,764.58
11/30/99	19	NationsBank, N.A.	INTEREST REC'D FROM BANK	7.76		3,772.34
12/31/99	19	NationsBank, N.A.	INTEREST REC'D FROM BANK	7.54		3,779.88
01/31/00	19	NationsBank, N.A.	INTEREST REC'D FROM BANK	7.53		3,787.41
02/29/00	19	Bank of America	INTEREST REC'D FROM BANK	7.06		3,794.47
03/31/00	19	Bank of America	INTEREST REC'D FROM BANK	7.56		3,802.03
04/28/00	19	Bank of America	Interest Rate 2.350	6.84		3,808.87
05/04/00	19	Bank of America	INTEREST REC'D FROM BANK	1.22		3,810.09
05/04/00		Transfer to acct #3754209701	Final Posting Transfer		3,810.09	0.00

Page Subtotals 1,678.93 3,810.09

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LFORM2

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 97-43229 DRS
Case Name: Wagoner, Joseph L.
Wagoner, E. Arlene
Taxpayer ID No: 75-6525726
For Period Ending: 05/08/00

Trustee Name: Mark A. Weisbart, Trustee
Bank Name: Bank of America
Account Number: 3753433293 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 ($)
			COLUMN TOTALS	3,814.91	3,814.91	0.0
			Less: Bank Transfers	0.00	3,810.09	
			Subtotal	3,814.91	4.82	
			Less: Payments to Debtors		0.00	
			Net	3,814.91	4.82	

Page Subtotals 0.00 0.00

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 97-43229 DRS
Case Name: Wagoner, Joseph L.
Wagoner, E. Arlene
Taxpayer ID No: 75-6525726
For Period Ending: 05/08/00

Trustee Name: Mark A. Weisbart, Trustee
Bank Name: Bank of America
Account Number: 3753433303 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 ($)
			NO TRANSACTIONS			0.00

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

Page Subtotals	0.00	0.00

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 97-43229 DRS
Case Name: Wagoner, Joseph L.
Wagoner, E. Arlene
Taxpayer ID No: 75-6525726
For Period Ending: 05/08/00

Trustee Name: Mark A. Weisbart, Trustee
Bank Name: Bank of America
Account Number: 3754209701 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 ($)
05/04/00		Transfer from Acct #3753433293	Transfer In From MMA Account	3,810.09		3,810.09

COLUMN TOTALS	3,810.09	0.00	3,810.09
Less: Bank Transfers	3,810.09	0.00	
Subtotal	0.00	0.00	
Less: Payments to Debtors		0.00	
Net	0.00	0.00	

TOTAL - ALL ACCOUNTS	NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCE
GENERAL SAVINGS - 3753433293	3,814.91	4.82	0.00
GENERAL SAVINGS - 3753433303	0.00	0.00	0.00
GENERAL CHECKING - 3754209701	0.00	0.00	3,810.09
	3,814.91	4.82	3,810.09

Page Subtotals 3,810.09 0.00

Ver: 5.01

SCHEDULE A-1

FINAL ACCOUNT AS OF May 11, 2000

A. RECEIPTS		$3,810.09
B. DISBURSEMENTS		
(1) Secured Creditors	$ + 0.00	
(2) Administrative	$ + 0.00	
(3) Priority	$ + 0.00	
(4) Other	$ + 0.00	
TOTAL DISBURSEMENTS		$0.00
CURRENT BALANCE		$3,810.09

form.bill

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

In Re:

Joseph L. Wagoner
E. Arlene Wagoner

Debtor(s)

Case No: 97-43229 drs

Chapter: 7

FILED
U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS

FEB 17 2000 A.M. P.M.

CLERK, U.S. BANKRUPTCY COURT
BY:
DEPUTY

BILL OF COURT COSTS

To: **Mark 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**

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

TOTAL AMOUNT DUE **$0**

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

Date: **February 17, 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 B

APPLICATION FOR COMPENSATION

COMPUTATION OF COMMISSIONS (cases filed after 10/94)

Total Receipts			$3,810.09
	$3,810.09	25% of First $5,000	$952.52
Less	-5,000.00	($1,250 Maximum)	
Balance	$0.00	10% of Next $45,000	$0.00
Less	-45,000.00	($4,500 Maximum)	
Balance	$0.00	5% of Next $950,000	$0.00
Less	-950,000.00	($47,500 Maximum)	
Balance	0.00	3% of Balance	$0.00
		TOTAL COMMISSION	$952.52

UNREIMBURSED EXPENSES

Photocopy/Duplication Expense	$132.40
PACER claims (imported)	$1.50
Paralegal Expense	$321.00
Postage	$31.27
TOTAL UNREIMBURSED EXPENSES	$486.17

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: 97-43229 DRS
Debtor: Wagoner, Joseph L.

1. COMPUTATION OF COMPENSATION

Total disbursements to other than the debtor are:

Pursuant to 11 U.S.C. § 326, compensation is computed as follows:				$3,810.09
		$3,810.09	25% of First $5,000	$952.52
	Less -	$3,810.09	($1,250 Maximum)	
	Balance	$0.00	10% of Next $45,000	$0.00
	Less -	$0.00	($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:				$952.52
Less Previously Paid Compensation:				$0.00
TOTAL COMPENSATION REQUESTED:				**$952.52**

2. TRUSTEE EXPENSES

The Trustee has incurred the following expenses:

12/10/97	PARA: Paralegal Expense 0.5 @ 50.00 Open two bank accounts. Review file and prepare opening deposit.	$25.00
12/17/97	PARA: Paralegal Expense 0.3 @ 50.00 Review bank records. Prepare deposit. Conference with Trustee. Revise Form 1	$15.00
01/14/98	PARA: Paralegal Expense 0.2 @ 50.00 Balance bank statements	$10.00
02/16/98	PARA: Paralegal Expense 0.2 @ 50.00 Prepare deposit in litigation settlement	$10.00
03/13/98	PARA: Paralegal Expense 0.2 @ 50.00 Balance bank statements	$10.00
03/24/98	PARA: Paralegal Expense 0.2 @ 50.00 Printout Form 2 and review. Prepare deposit. Revise Form 2 to reflect chargeback	$10.00
06/13/98	PARA: Paralegal Expense 0.2 @ 50.00 Balance bank statements	$10.00
07/16/98	PARA: Paralegal Expense 0.3 @ 50.00 Prepare deposit	$15.00

Compensation and Expenses Worksheet

Case Number: 97-43229 DRS
Debtor: Wagoner, Joseph L.

08/21/98	PARA: Paralegal Expense 0.2 @ 50.00 Prepare deposit	$10.00
09/13/98	PARA: Paralegal Expense 0.2 @ 50.00 Balance bank statements	$10.00
12/13/98	PARA: Paralegal Expense 0.2 @ 5.00 Balance bank statements	$1.00
01/31/99	COPY: Photocopy/Duplication Expense 409 pages @ 0.20 / page	$81.80
01/31/99	POST: Postage 1 charge @ 10.61 / charge	$10.61
02/13/99	PARA: Paralegal Expense 0.2 @ 65.00 Balance bank statements	$13.00
04/13/99	PARA: Paralegal Expense 0.2 @ 65.00 Balance bank statements	$13.00
08/13/99	PARA: Paralegal Expense 0.2 @ 65.00 Balance bank statements	$13.00
10/19/99	COPY: Photocopy/Duplication Expense 45 pages @ 0.20 / page	$9.00
10/19/99	PACER: PACER claims (imported) 2.5 @ 0.60	$1.50
11/13/99	PARA: Paralegal Expense 0.2 @ 65.00 Balance bank statements	$13.00
01/13/00	PARA: Paralegal Expense 0.2 @ 65.00 Balance bank statements	$13.00
02/25/00	COPY: Photocopy/Duplication Expense 8 pages @ 0.20 / page	$1.60
02/25/00	POST: Postage 1 charge @ 0.66 / charge	$0.66
05/04/00	COPY: Photocopy/Duplication Expense 200 pages @ 0.20 / page Copy final report, bank statements and supplemental final report.	$40.00
05/04/00	PARA: Paralegal Expense 2 @ 65.00 Prepare final report and supplemental final report	$130.00
05/04/00	POST: Postage 1 charge @ 20.00 / charge Mail out final report, distribution checks and supplemental final report	$20.00

Expense Summary

COPY: Photocopy/Duplication Expense 662 pages @ 0.20 / page	$132.40
PACER: PACER claims (imported) 2.5 @ 0.60	$1.50
PARA: Paralegal Expense 0.2 @ 5.00	$1.00
PARA: Paralegal Expense 2.5 @ 50.00	$125.00
PARA: Paralegal Expense 3 @ 65.00	$195.00
POST: Postage 1 charge @ 0.66 / charge	$0.66
POST: Postage 1 charge @ 10.61 / charge	$10.61
POST: Postage 1 charge @ 20.00 / charge	$20.00

Compensation and Expenses Worksheet

Case Number: 97-43229 DRS
Debtor: Wagoner, Joseph L.

TOTAL EXPENSES CALCULATED:	$486.17
Less Previously Paid Expenses:	$0.00
TOTAL EXPENSES REQUESTED:	**$486.17**
TOTAL EXPENSES AND COMPENSATION REQUESTED:	**$1,437.49**

DATED: 05/08/00

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) 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
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) 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 Reimbursement				
A.Compensation of Trustee	952.52	952.52	0.00	952.52
B.Expenses of Trustee	486.17	486.17	0.00	486.17
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:	$1,438.69	$1,438.69	$0.00	$1,438.69

SCHEDULE C-2

Expenses incurred in connection with the sale of real property		$0.00
Title Insurance Policy	$0.00	
Escrow Fee	$0.00	
Realtor's Fee	$0.00	
Filling Fee	$0.00	$0.00

SCHEDULE D

SECURED CLAIMS

Claim No.	Amount Claimed	Amount Not Determined	Amount Allowed	Previously Paid	Due

IDENTIFICATION OF SECURED PARTIED AFFECTED:

Claim No.	Name of Creditor	Claim No.	Name of Creditor

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				
TOTALS:	$0.00	$0.00	$0.00	$0.00

PRIORITY PARTIES AFFECTED:

Claim No.	Name of Creditor	Claim No.	Name of Creditor

FILED UNSECURED CLAIMS TOTAL: $68,111.31
SUBORDINATE UNSECURED CLAIM: $

EXHIBIT A

ANALYSIS OF CLAIMS REGISTER

Case Number: 97-43229
Debtor Name: Wagoner, Joseph L.

Claim Class Sequence

Date: May 08, 2000

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
1 120 120	THE BAY CLUB OWNERSHIP RESORT, INC. 69-450 WAIKOLOA BEACH DR KAMUELA HI 96743	Secured	Order disallowing	$0.00	$0.00	$0.00
11 120 120	FIRST NATIONWIDE MORTGAGE CORPORA P.O. BOX 7300 GAITHERSBURG MD 20898-7300	Secured	Order disallowing	$0.00	$0.00	$0.00
2 400 400	AMERICAN EXPRESS CENTURION BANK C/O BECKET & LEE P.O. BOX 3001 MALVERN PA 19355-0701	Unsecured		$10,153.13	$0.00	$10,153.13
3 400 400	AMERICAN EXPRESS TRAVEL RELATED C/O BECKET & LEE P.O. BOX 3001 MALVERN PA 19355-0701	Unsecured		$1,632.46	$0.00	$1,632.46
4 400 400	CHASE MANHATTAN BANK 100 DUFFY AVENUE HICKSVILLE, NY 11801	Unsecured		$13,161.23	$0.00	$13,161.23
5 400 400	SIGNET BANK c/o First Union National Bank P O Box 1181 N. Wilksboro, NC 28659	Unsecured		$6,310.17	$0.00	$6,310.17
6 400 400	ARBORILOGICAL SERV INC. #16 STEEL ROAD WYLIE TX 75098	Unsecured		$1,894.37	$0.00	$1,894.37
7 400 400	CITIBANK (SOUTH DAKOTA) N.A. ACCT: 4271382086308711 P.O. BOX 6305 The Lakes, NV 88901	Unsecured		$16,469.57	$0.00	$16,469.57
8 400 400	ADVANTA NATIONAL BANK 550 BLAIR MILL ROAD HORSHAM PA 19044	Unsecured		$5,128.20	$0.00	$5,128.20
9 400 400	FIRST DEPOSIT NATIONAL BANK 4940 JOHNSON DRIVE PLEASANTON CA 94588	Unsecured		$13,208.03	$0.00	$13,208.03
10 400 400	COSMOPOLITAN HOLDING INC. P.O. BOX 58 ADDISON TX 75001	Unsecured		$154.15	$0.00	$154.15
	Case Totals:			$68,111.31	$0.00	$68,111.31

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

Eastern District of Texas
CLAIMS REGISTER

02/16/00 Last Date to File Claims: 02/09/98 97-43229 drs
Last Date to File Claims for Governmental Unit: 05/11/98
E. Arlene Wagoner
Joseph L. Wagoner

Name and Address of Claimant	Amount of Claims Filed and Allowed	Remarks
No: 1 Filed: 11/24/97 The Bay Club Ownership Resort, Inc. 69-450 Waikoloa Beach Dr Kamuela HI 96743	Filed Amt: 13,026.05 s	order disallowing obj
No: 2 Filed: 11/25/97 American Express Centurion Bank c/o Becket & Lee P.O. Box 3001 Malvern PA 19355-0701	Filed Amt: 10,153.13 g	ok
No: 3 Filed: 11/28/97 American Express Travel Related c/o Becket & Lee P.O. Box 3001 Malvern PA 19355-0701	Filed Amt: 1,632.46 g	ok
No: 4 Filed: 12/02/97 Chase Manhattan Bank 100 Duffy Avenue Hicksville, NY 11801	Filed Amt: 13,161.23 g	ok
No: 5 Filed: 12/05/97 Signet Bank P.O. Box 25967 Richmond VA 23285-5528	Filed Amt: 6,310.17 g	ok
No: 6 Filed: 12/05/97 Arborilogical Serv Inc. #16 Steel Road Wylie TX 75098	Filed Amt: 1,894.37 g	ok
No: 7 Filed: 12/15/97 Citibank (South Dakota) N.A. Acct: 4271382086308711 P.O. Box 6005 Sioux Falls, SD 57117-6005	Filed Amt: 16,469.57 g	ok

Eastern District of Texas
CLAIMS REGISTER

02/16/00 Last Date to File Claims: 02/09/98 97-43229 drs
Last Date to File Claims for Governmental Unit: 05/11/98
E. Arlene Wagoner
Joseph L. Wagoner

Name and Address of Claimant	Amount of Claims Filed and Allowed	Remarks
No: 8 Filed: 12/15/97 Advanta National Bank 550 Blair Mill Road Horsham PA 19044	Filed Amt: 5,128.20 g	ok
No: 9 Filed: 12/24/97 First Deposit National Bank 4940 Johnson Drive Pleasanton CA 94588	Filed Amt: 13,208.03 g	ok
No: 10 Filed: 12/30/97 Cosmopolitan Holding Inc. P.O. Box 58 Addison TX 75001	Filed Amt: 154.15 g	ok
No: 11 Filed: 01/12/98 First Nationwide Mortgage Corpora P.O. Box 7300 Gaithersburg MD 20898-7300	Filed Amt: 104,108.82 s	order disallowing pty

FILED
U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF TX

00 APR 18 PM 3:32

CLERK, U.S. BANKRUPTCY COURT

BY _____ DEPUTY

THE UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

IN RE:	§	
JOSEPH L. AND	§	**CASE NO. 97-43229-DRS**
E. ARLENE WAGONER,	§	**Chapter 7**
DEBTORS.	§	

EOD
APR 18 2000

ORDER REGARDING
THE CLAIM OF THE BAY CLUB OWNERSHIP RESORT, INC.
CLAIM #1

Came on for consideration the Objection to the Claim of The Bay Club Ownership Resort, Inc. Claim #1, filed by the Trustee. For cause shown, it is hereby

ORDERED that claim #1 filed by The Bay Club Ownership Resort, Inc. in the amount of $13,026.05 is disallowed as for purposes of disbursement.

DATED: April 18, 2000

Donald R Sharp

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

47

FILED
U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF TX

00 APR 18 PM 3:32

CLERK, U.S. BANKRUPTCY COURT

BY _____ DEPUTY

THE UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

IN RE:	§	
JOSEPH L. AND	§	**CASE NO. 97-43229-DRS**
E. ARLENE WAGONER,	§	**Chapter 7**
DEBTORS.	§	

EOD
APR 18 2000

ORDER REGARDING
THE CLAIM OF FIRST NATIONWIDE MORTGAGE CORP.
CLAIM #11

Came on for consideration the Objection to the Claim of First Nationwide Mortgage Corp, Claim #11, filed by the Trustee. For cause shown, it is hereby

ORDERED that claim #11 filed by First Nationwide Mortgage Corp. in the amount of $104,108.82 is disallowed as for purposes of disbursement.

DATED: April 18, 2000

Donald R Sharp

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

46

FILED
U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF TX
1999 NOV -8 AM 10: 35
CLERK, U.S. BANKRUPTCY COURT
BY _____ DEPUTY

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

IN RE:	§	
	§	
JOSEPH L. AND	§	EOD
E. ARLENE WAGONER,	§	**CASE NO. 97-43229-DRS**
DEBTORS.	§	**Chapter 7**
	§	NOV 08 1999

ORDER ABANDONING PROPERTY

ON THIS DAY came on for consideration, the Trustee's Second Notice of Proposed Abandonment. Upon review of the Trustee's Second Notice of Proposed Abandonment and finding that appropriate notice and opportunity for hearing was provided, it is hereby

ORDERED that the property described in the Trustee's Second Notice of Proposed Abandonment is abandoned pursuant to Section 544(a) of the Bankruptcy Code.

DATED: November 8, 1999

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

37

Mark A. Weisbart
Texas Bar No. 21102650
Karin A. Marshall
Texas Bar No. 00791183
Malouf Lynch Jackson Kessler & Collins
700 Preston Commons West
8117 Preston Road
Dallas, TX 75225
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ATTORNEYS FOR TRUSTEE

FILED
U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF TX
98 NOV 25 AM 8:21
CLERK
EOD
NOV 25 1998

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

IN RE:	§	
	§	
JOSEPH L. WAGONER AND	§	**CASE NO. 97-43229 DRS**
E. ARLENE WAGONER,	§	**CHAPTER 7**
DEBTORS.	§	

ORDER ABANDONING PROPERTY

ON THIS DAY CAME ON FOR CONSIDERATION, the Trustee's First Notice of Proposed Abandonment. Upon review of the Trustee's Notice and finding that appropriate notice and opportunity for hearing was provided, it is hereby

ORDERED that the following property is abandoned pursuant to Section 554(a) of the Bankruptcy Code: Debtors' interest in the time-share condominium in Waikoloa, Hawaii acquired from the Bay Club Ownership Resort, Inc.

DATED: November 24, 1998.

HONORABLE DONALD R. SHARP
UNITED STATES BANKRUPTCY JUDGE

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

IN RE:	§	
WAGONER, JOSEPH AND ARLENE,	§	
	§	CASE NO. 97-43229- DRS
	§	CHAPTER 7
DEBTORS	§	

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		$3,810.09
2.	ADMINISTRATIVE EXPENSES TO BE PAID *(NOTE)	$1,438.69	
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)	$2,371.40	
6.	OTHER DISTRIBUTIONS TO BE PAID *(NOTE)	$0.00	
7.	TOTAL DISTRIBUTIONS TO BE MADE (SUM OF LINES 2 THROUGH 6)		$3,810.09
8.	ZERO BALANCE AFTER ALL DISTRIBUTIONS (LINE 1 LESS LINE 7)		$0.00

*(SEE ATTACHED SCHEDULE OF PAYEES AND AMOUNTS)

Date: 5-11, 2000.

MARK A. WEISBART, CHAPTER 7 TRUSTEE

PROPOSED DISTRIBUTION

Case Number: 97-43229 Page 1 Date: May 11, 2000

Debtor Name: Wagoner, Joseph L. \ Wagoner, E. Arlene

Claim #	Payee Name	Class	Priority	Amount	Paid to Date	Claim Balance	Proposed Pymt	Funds Remaining
Beginning Balance								$3,810.09
	Mark A. Weisbart, Trustee - Fees COMPENSATION	Admin		$952.52	$0.00	$952.52	$952.52	$2,857.57
	Mark A. Weisbart, Trustee - Exp EXPENSES	Admin		$486.17	$0.00	$486.17	$486.17	$2,371.40
2	AMERICAN EXPRESS CENTURION BANK	Unsec	400	$10,153.13	$0.00	$10,153.13	$353.50	$2,017.90
3	AMERICAN EXPRESS TRAVEL RELATED	Unsec	400	$1,632.46	$0.00	$1,632.46	$56.84	$1,961.06
4	CHASE MANHATTAN BANK	Unsec	400	$13,161.23	$0.00	$13,161.23	$458.23	$1,502.83
5	SIGNET BANK	Unsec	400	$6,310.17	$0.00	$6,310.17	$219.70	$1,283.13
6	ARBORILOGICAL SERV INC.	Unsec	400	$1,894.37	$0.00	$1,894.37	$65.96	$1,217.17
7	CITIBANK (SOUTH DAKOTA) N.A.	Unsec	400	$16,469.57	$0.00	$16,469.57	$573.41	$643.76
8	ADVANTA NATIONAL BANK	Unsec	400	$5,128.20	$0.00	$5,128.20	$178.55	$465.21
9	FIRST DEPOSIT NATIONAL BANK	Unsec	400	$13,208.03	$0.00	$13,208.03	$459.86	$5.35
10	COSMOPOLITAN HOLDING INC.	Unsec	400	$154.15	$0.00	$154.15	$5.35	$0.00
<< Totals >>				$69,550.00	$0.00	$69,550.00	$3,810.09	$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.