

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

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
2000 AUG 14 AM 8:51  
CLERK, U.S. BANKRUPTCY COURT  
BY *Mh* DEPUTY

IN RE  
Martin, Kenneth dba Bar M.Cattle Co  
Martin, Tracy

DEBTOR(S).

§  
§  
§  
§  
§

CASE NO. 98-31814-DRS  
CHAPTER 7

**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: 07/14/00

*Mark A. Weisbart*

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: 8-8-00

By: *BLU*

40

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

IN RE	§	
Martin, Kenneth dba Bar M.Cattle Co	§	
Martin, Tracy	§	CASE NO. 98-31814-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:

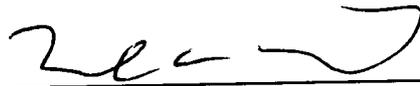
1. The Trustee applies for commissions and expenses set forth in Schedule A and states: That they are reasonable and proper, that in the course of the performance of duties, the Trustee has advanced monies from personal funds for expenses, and that the Trustee has not been reimbursed or indemnified.
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: July 14, 2000.



MARK A. WEISBART, CHAPTER 7 TRUSTEE

**TRUSTEE'S FINAL REPORT CASE SUMMARY**

**TRUSTEE:**

**WEISBART**

COMMENTS:

CASE NAME:

MARTIN, KENNETH/TRACY

CASE NUMBER:

98-31814

DATE UST APPROVED:

08-08-00

ESTATE INCOME:

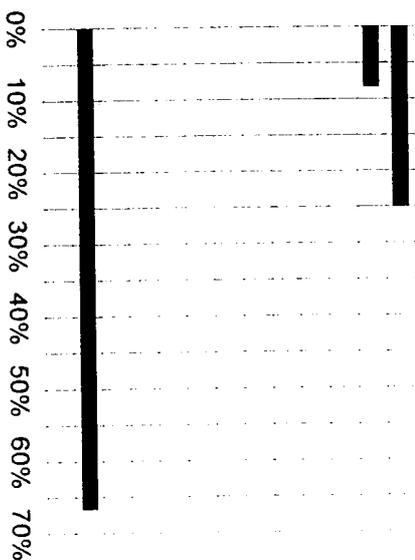
TOTAL RECEIPTS:

\$2,625.86

100.00%

ESTATE EXPENSES:

TRUSTEE'S COMMISSION	656.47	25.00%
TRUSTEE'S EXPENSES	218.55	8.32%
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	1,750.84	66.68%
OTHER(RETURN TO DEBTOR, ETC)	0.00	0.00%



UNSECURED CLAIMS ALLOWED

20,016.02

UNSECURED CLAIMS PAID

1,750.84

PERCENT RECOVERED FOR UNSECURED

8.75%

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

Case No: 98-31814 DRS Judge: Donald R. Sharp  
 Case Name: Martin, Kenneth dba Bar M.Cattle Co  
 Martin, Tracy  
 For Period Ending: 07/14/00

Trustee Name: Mark A. Weisbart, Trustee  
 Date Filed (f) or Converted (c): 05/28/98 (f)  
 341(a) Meeting Date: 07/24/98  
 Claims Bar Date: 11/02/98

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. Real estate House/Lot 3175 Laurel Ln., Paris, TX	85,000.00	0.00		0.00	FA	30,000.00	55,000.00
2. Cash in Bank Accounts Guaranty Federal Checking Acct.	100.00	0.00		100.00	FA		
3. Security Deposits WTU and Gas utility deposits. (No Value)	140.00	0.00	DA	0.00	FA		
4. Household Furniture and Goods (u)	Unknown	0.00		0.00	FA		3,000.00
5. Wearing Apparel	600.00	0.00		0.00	FA		600.00
6. Furs and Jewelry	4,000.00	0.00		0.00	FA		4,000.00
7. Firearms, Sport Equip., Pers.	400.00	0.00		0.00	FA		400.00
8. IRA, 401 K, Retirement Benefit	6,550.00	0.00		0.00	FA		6,550.00
9. Income Tax Refund No Value	400.00	0.00	DA	0.00	FA		
10. Property Spouses 1/6th interest in 12 acres in Childress, Tx. NO VALUE	15,000.00	0.00		0.00	FA		
11. Property Timeshare	4,000.00	0.00		0.00	FA		4,000.00
12. Farming Equipment Feed truck and trailer.	7,000.00	0.00		0.00	FA		7,000.00
13. Farming Equipment Fencing supplies and water tanks.	1,000.00	0.00		0.00	FA		1,000.00
14. Livestock Fencing supplies and water tanks.	40,000.00	0.00		0.00	FA		40,000.00
15. Livestock 80 cows.	0.00	0.00		0.00	FA		
15. Automobiles Ford pickup (leased) and Toyota 4-Runner (leased)							
16. Deed/Note Receivable	15,000.00	7,000.00		2,484.40	FA		

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

Case No: 98-31814 DRS Judge: Donald R. Sharp  
Case Name: Martin, Kenneth dba Bar M.Cattle Co  
Martin, Tracy

Trustee Name: Mark A. Weisbart, Trustee  
Date Filed (f) or Converted (c): 05/28/98 (f)  
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Claims Bar Date: 11/02/98

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
Spouse 1/6 interest in promissory note to mother's estate 17. Post-Petition Interest Deposits (u)	Unknown	0.00		56.76	FA		
TOTALS (Excluding Unknown Values)		\$179,190.00		\$2,641.16	Gross Value of Remaining Assets \$0.00	30,000.00	121,550.00
					(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:

10. & 14. Subject to security interest - no equity.  
Based on conversation with Tracy Martin on 12/28/99, she is remitting appx. \$2,000 representing her 1/6 interest in property that was sold out of her mother's inheritance which has been collected to date. She will also pay the \$100 scheduled in her checking account. Apparently tax returns were not filed, so no tax refund is expected. There is no value in the security deposits. Finally, there is property in Childress which Tracey has a 1/6 interest in that she claims has no value due to its location. She will provide information from the realtor concerning prior attempts to sell the property and its current status.  
4/4/00: All assets collected. Trustee will process claims objections and close case.

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: 98-31814 DRS  
 Case Name: Martin, Kenneth dba Bar M. Cattle Co  
 Martin, Tracy  
 Taxpayer ID No: 75-6566233  
 For Period Ending: 07/14/00

Trustee Name: Mark A. Weisbart, Trustee  
 Bank Name: Bank of America  
 Account Number: 3753820563 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 (\$)
01/28/00	16	Kenneth Martin	Accounts Receivable	2,484.40		2,484.40
01/28/00	2	Kenneth Martin	Cash	100.00		2,584.40
01/31/00	17	Bank of America	INTEREST REC'D FROM BANK	15.30		2,599.70
02/29/00	17	Bank of America	INTEREST REC'D FROM BANK	3.67		2,603.37
03/31/00	17	Bank of America	INTEREST REC'D FROM BANK	5.19		2,608.56
04/28/00	17	Bank of America	Interest Rate 2.350	4.69		2,613.25
05/31/00	17	Bank of America	Interest Rate 2.350	5.54		2,618.79
06/30/00	17	Bank of America	Interest Rate 2.350	5.05		2,623.84
07/13/00	17	Bank of America	INTEREST REC'D FROM BANK			2,625.86
07/13/00	17	Transfer to acct #3754209918	Final Posting Transfer	2.02	2,625.86	0.00

COLUMN TOTALS  
 2,625.86      2,625.86      0.00  
 Less: Bank Transfers      0.00      2,625.86  
 Subtotal      2,625.86      0.00  
 Less: Payments to Debtors      0.00      0.00  
 Net      2,625.86      0.00

Page Subtotals      2,625.86      2,625.86

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 98-31814 DRS  
 Case Name: Martin, Kenneth dba Bar M Cattle Co  
 Martin, Tracy  
 Taxpayer ID No: 75-6566233  
 For Period Ending: 07/14/00

Trustee Name: Mark A. Weisbart, Trustee  
 Bank Name: Bank of America  
 Account Number: 3754209918 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 (\$)
07/13/00		Transfer from Acct #3753820563	Transfer In From MMA Account	2,625.86		2,625.86

COLUMN TOTALS 2,625.86 0.00 2,625.86  
 Less: Bank Transfers 0.00  
 Subtotal 0.00  
 Less: Payments to Debtors 0.00  
 Net 0.00

TOTAL - ALL ACCOUNTS NET DEPOSITS NET DISBURSEMENTS ACCOUNT BALANCE  
 GENERAL SAVINGS - 3753820563 2,625.86 0.00 2,625.86  
 GENERAL CHECKING - 3754209918 0.00 0.00 0.00  
 2,625.86 0.00 2,625.86

Page Subtotals 2,625.86 0.00

**SCHEDULE A-1**

FINAL ACCOUNT AS OF July 14, 2000

A. RECEIPTS

\$2,625.86

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

\$2,625.86

**SCHEDULE B**

**APPLICATION FOR COMPENSATION**

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

Total Receipts			\$2,625.86
	<u>\$2,625.86</u>	25% of First \$5,000	<u>\$656.47</u>
Less	-5,000.00	(\$1,250 Maximum)	
Balance	<u>\$0.00</u>	10% of Next \$45,000	<u>\$0.00</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>
		<b>TOTAL COMMISSION</b>	<u>\$656.47</u>

**UNREIMBURSED EXPENSES**

Photocopy/Duplication Expense	<u>\$61.00</u>
Paralegal Expense	<u>\$117.00</u>
Postage	<u>\$40.55</u>
<b>TOTAL UNREIMBURSED EXPENSES</b>	<u>\$218.55</u>

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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

\_\_\_\_\_

## Compensation and Expenses Worksheet

Case Number: 98-31814 DRS

Debtor: Martin, Kenneth dba Bar M.Cattle Co

### 1. COMPUTATION OF COMPENSATION

Total disbursements to other than the debtor are:

Pursuant to 11 U.S.C. § 326, compensation is computed as follows:			\$2,625.86
	\$2,625.86	25% of First \$5,000	\$656.47
Less	-	\$2,625.86	(\$1,250 Maximum)
Balance		\$0.00	10% of Next \$45,000
Less	-	\$0.00	(\$4,500 Maximum)
Balance		\$0.00	5% of Next \$950,000
Less	-	\$0.00	(\$47,500 Maximum)
Balance		\$0.00	3% of Balance
<b>TOTAL COMPENSATION CALCULATED:</b>			<b>\$656.47</b>
Less Previously Paid Compensation:			\$0.00
<b>TOTAL COMPENSATION REQUESTED:</b>			<b>\$656.47</b>

### 2. TRUSTEE EXPENSES

The Trustee has incurred the following expenses:

10/18/99	COPY: Photocopy/Duplication Expense 75 pages @ 0.20 / page	\$15.00
10/18/99	POST: Postage 1 charge @ 0.55 / charge	\$0.55
02/08/00	PARA: Paralegal Expense 0.3 @ 65.00 Prepare banking file and initial deposit	\$19.50
04/24/00	POST: Postage 1 charge @ 5.00 / charge	\$5.00
04/25/00	COPY: Photocopy/Duplication Expense 30 pages @ 0.20 / page	\$6.00
05/15/00	PARA: Paralegal Expense 0.1 @ 65.00 Balance bank statements	\$6.50
07/13/00	COPY: Photocopy/Duplication Expense 200 pages @ 0.20 / page Copy final report, supplemental final report and bank statements	\$40.00
07/13/00	PARA: Paralegal Expense 1.4 @ 65.00 Prepare final report and supplemental final report	\$91.00
07/13/00	POST: Postage 1 charge @ 35.00 / charge Mail out final report, disbursement checks and supplemental final report	\$35.00
<b>Expense Summary</b>		
	COPY: Photocopy/Duplication Expense 305 pages @ 0.20 / page	\$61.00
	PARA: Paralegal Expense 1.8 @ 65.00	\$117.00

## Compensation and Expenses Worksheet

**Case Number: 98-31814 DRS**

**Debtor: Martin, Kenneth dba Bar M.Cattle Co**

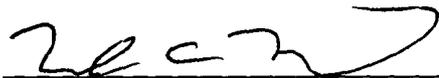
POST: Postage 1 charge @ 0.55 / charge	\$0.55
POST: Postage 1 charge @ 5.00 / charge	\$5.00
POST: Postage 1 charge @ 35.00 / charge	\$35.00

<b>TOTAL EXPENSES CALCULATED:</b>	<u>\$218.55</u>
Less Previously Paid Expenses:	\$0.00

<b>TOTAL EXPENSES REQUESTED:</b>	<u>\$218.55</u>
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<b>TOTAL EXPENSES AND COMPENSATION REQUESTED:</b>	<u><u>\$875.02</u></u>
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**DATED: 07/14/00**

**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	656.47	656.47	0.00	656.47
B. Expenses of Trustee	218.55	218.55	0.00	218.55
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
<b>TOTALS:</b>	<u>\$875.02</u>	<u>\$875.02</u>	<u>\$0.00</u>	<u>\$875.02</u>

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**

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

**IDENTIFICATION OF SECURED PARTIED AFFECTED:**

Claim No.	Name of Creditor	Claim No.	Name of Creditor
<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)	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: \$20,016.02**  
**SUBORDINATE UNSECURED CLAIM: \$**

EXHIBIT A  
ANALYSIS OF CLAIMS REGISTER

Case Number: 98-31814

Page 1

Date: July 14, 2000

Debtor Name: Martin, Kenneth dba Bar M.Cattle Co

Claim Class Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
00004 120 120	FAIRFIELD ACCEPTANCE CORP. P O Box 98940 7300 W. SAHARA, STE. 105 LAS VEGAS, NEVADA 89193	Secured	Order disallowing	\$0.00	\$0.00	\$0.00
00007 120 120	LAMAR CAD C/O LORRI MICHEL 1949 SOUTH IH 35 (78741) P.O. BOX 17428 AUSTIN, TX 78760	Secured	Claim withdrawn	\$0.00	\$0.00	\$0.00
7A 120 120	Lamar National Bank P O Box 1097 Paris, TX 75460	Secured	Order disallowing	\$0.00	\$0.00	\$0.00
00001 400 400	COMMERCIAL CREDIT CONSUMER INVESTMENT RECOVERY P.O. BOX 17099 BALTIMORE, MD 21297	Unsecured	Order disallowing	\$0.00	\$0.00	\$0.00
00002 400 400	AMERICAN EXPRESS TRAVEL RELATED SERVICES CO., INC. C/O BECKET & LEE LLP P.O. BOX 3001 MALVERN, PA 19355-0701	Unsecured		\$83.05	\$0.00	\$83.05
00003 400 400	AMERICAN EXPRESS TRAVEL RELATED SERVICES, INC. C/O BECKET & LEE LLP P.O. BOX 3001 MALVERN, PA 19355-0701	Unsecured		\$19,051.24	\$0.00	\$19,051.24
00005 400 400	SEARS ROEBUCK & COMPANY P.O. BOX 29 BOISE, ID 83707	Unsecured		\$881.73	\$0.00	\$881.73
00006 400 400	AMERICAN EXPRESS TRAVEL RELATED SERVICES COMPANY, INC. C/O BECKET & LEE, LLP P.O. BOX 3001 MALVERN, PA 19355-0701	Unsecured	Order disallowing	\$0.00	\$0.00	\$0.00
Case Totals:				\$20,016.02	\$0.00	\$20,016.02

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

Eastern District of Texas  
CLAIMS REGISTER

04/07/00 Last Date to File Claims: 11/02/98 98-31814 drs Page 1  
Last Date to File Claims for Governmental Unit: 01/30/99  
Kenneth Martin  
Tracy Martin

Name and Address of Claimant	Amount of Claims Filed and Allowed	Remarks
No: 1 Filed: 08/27/98 Commercial Credit Consumer Investment Recovery P.O. Box 17099 Baltimore, MD 21297	Filed Amt: 6,305.81 g	objection - disallowance
No: 2 Filed: 08/31/98 American Express Travel Related Services Co., Inc. c/o Becket & Lee LLP P.O. Box 3001 Malvern, PA 19355-0701	Filed Amt: 83.05 g	ok
No: 3 Filed: 08/31/98 American Express Travel Related Services, Inc. c/o Becket & LEE LLP P.O. Box 3001 Malvern, PA 19355-0701	Filed Amt: 19,051.24 g	ok
No: 4 Filed: 09/21/98 Fairfield Acceptance Corporation of Nevada 7300 W. Sahara, Ste. 105 Las Vegas, Nevada 89103	Filed Amt: 6,996.10 s	objection - disallowance
No: 5 Filed: 10/19/98 Sears Roebuck & Company P.O. Box 29 Boise, ID 83707	Filed Amt: 881.73 g	ok
No: 6 Filed: 10/09/98 American Express Travel Related Services Company, Inc. c/o Becket & Lee, LLP P.O. Box 3001 Malvern, PA 19355-0701	Filed Amt: 19,051.24 g	objection - disallowance

Eastern District of Texas  
CLAIMS REGISTER

11/00 Last Date to File Claims: 11/02/98 98-31814 drs Page 2

Date to File Claims for Governmental Unit: 01/30/99

Janeth Martin

Tracy Martin

Name and Address of Claimant	Amount of Claims Filed and Allowed	Remarks
No: 7 Lamar CAD c/o Lorri Michel 1949 South IH 35 (78741) P.O. Box 17428 Austin, TX 78760	Filed: 11/23/98 Filed Amt: 1,420.31 s	claim withdrawn <del>objection/disallowance</del>
No. 7A Lamar Nat'l Bank P O Box 1097 Paris, TX 75460	\$32,763.41s	obj / disallow

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

In Re:

Case No: 98-31814 drs

Kenneth Martin  
Tracy Martin

Chapter: 7

Debtor(s)

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

APR 06 2000

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

**BILL OF COURT COSTS**

To: **Mark Weisbart**  
**5950 Sherry Lane**  
**Suite 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: **April 6, 2000**

**JAMES D. TOKOPH**  
Clerk of Court

By: *Judy Kemp*  
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.

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TX

2000 MAY 31 AM 9:36

THE UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
PARIS DIVISION

CLERK, U.S. BANKRUPTCY  
COURT

BY mh DEPUTY

IN RE: §  
MARTIN, KENNETH AND STACY, § CASE NO. 98-31814  
§  
DEBTORS. §

**EOD MAY 31 '00**

ORDER REGARDING  
THE CLAIM OF COMMERCIAL CREDIT  
CLAIM #1

Came on for consideration the Objection to the Claim of Commercial Credit Claim #1, filed  
by the Trustee. For cause shown, it is hereby

ORDERED that claim #1 filed by Commercial Credit in the amount of \$19,051.24 is  
disallowed in full.

DATED: May 30, 2000

Donald R. Sharp

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

THE UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
PARIS DIVISION

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS

2000 MAY 31 AM 9:36

CLERK, U.S. BANKRUPTCY  
COURT

BY *[Signature]* DEPUTY  
CASE NO. 98-31814-S  
Chapter 7

IN RE: §  
MARTIN, KENNETH AND TRACY §  
§  
DEBTORS. §

**EOD MAY 31 '00**

ORDER REGARDING  
THE CLAIM OF FAIRFIELD ACCEPTANCE CORPORATION OF NEVADA  
CLAIM #4

Came on for consideration the Objection to the Claim of Fairfield Acceptance Corporation of Nevada, Claim #4, filed by the Trustee. For cause shown, it is hereby

ORDERED that claim #4 filed by Fairfield Acceptance Corporation of Nevada in the amount of \$6,996.10 is disallowed in full for purposes of disbursement.

DATED: May 30, 2000

*Donald R. Sharp*

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

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TX

THE UNITED STATES BANKRUPTCY COURT 2000 MAY 31 AM 9:36  
EASTERN DISTRICT OF TEXAS  
PARIS DIVISION

CLERK, U.S. BANKRUPTCY  
COURT

IN RE: §  
MARTIN, KENNETH AND TRACY, §  
§  
DEBTORS. §

BY *[Signature]* DEPUTY  
CASE NO. 98-31814-DRS  
Chapter 7

**EOD MAY 31 '00**

ORDER REGARDING  
THE CLAIM OF AMERICAN EXPRESS TRAVEL  
CLAIM #6

Came on for consideration the Objection to the Claim of American Express Travel Claim #6,  
filed by the Trustee. For cause shown, it is hereby

ORDERED that claim #6 filed by American Express Travel in the amount of \$19,051.24 is  
disallowed in full.

DATED: May 30, 2000

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

FILED  
BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS

2000 JUL 11 AM 11:17

CLERK, U.S. BANKRUPTCY COURT

BY                      DEPUTY

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

**IN RE:  
MARTIN, KENNETH AND TRACY  
  
DEBTORS.**

§  
§  
§  
§

**CASE NO. 98-31814-S  
Chapter 7**

**EOD JUL 12 '00**

**ORDER REGARDING  
THE CLAIM OF LAMAR NATIONAL BANK  
CLAIM #7A**

Came on for consideration the Objection to the Claim of Lamar National Bank, Claim #7A,  
filed by the Trustee. For cause shown, it is hereby

ORDERED that claim #7A filed by Lamar National Bank in the amount of \$32,763.41 is  
disallowed for purposes of disbursement.

DATED: July 11, 2000

Donald R. Sharp

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

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

**IN RE:**

**KENNETH & TRACY MARTIN,**

**DEBTORS**

§  
§  
§  
§  
§  
§  
§  
§

**CASE NO. 98-31814-S**

**CHAPTER 7**

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**WITHDRAWAL OF CLAIM IN THE AMOUNT OF \$ 1,420.31**

TO THE HONORABLE UNITED STATES BANKRUPTCY COURT:

COMES NOW, **LAMAR CAD**, by an through it undersigned attorney, and shows the

Court as follows:

1. On or about November 17, 1998, Lamar CAD filed a Proof of Claim for property taxes in the amount of \$ 1,420.31.
2. Lamar CAD hereby withdraws that Proof of Claim.

Respectfully Submitted,

LINEBARGER HEARD GOGGAN BLAIR  
GRAHAM PEÑA & SAMPSON, LLP  
1949 South I.H. 35 (78741)  
P.O. Box 17428  
Austin, Texas 78760  
(512) 447-6675 (Telephone)  
(512) 443-5114 (Facsimile)

By: 

LEE GORDON  
State Bar. No. 08212500

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Withdrawal of Claim has been served on the parties listed below on this 4<sup>th</sup> day of May, 2000.

Bill F. Payne  
Attorney At Law  
100 N. Main St.  
Paris, TX 75460-4222

**ATTORNEY FOR DEBTOR**

Mark Weisbart  
Trustee  
700 Preston Commons West  
8117 Preston Road  
Dallas, TX 75225

**TRUSTEE**



---

LEE GORDON

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

IN RE:	§	
MARTIN, KENNETH AND TRACY,	§	
	§	CASE NO. 98-31814- 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	\$2,625.86
2.	ADMINISTRATIVE EXPENSES TO BE PAID *(NOTE)	\$875.02
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)	\$1,750.84
6.	OTHER DISTRIBUTIONS TO BE PAID *(NOTE)	\$0.00
7.	TOTAL DISTRIBUTIONS TO BE MADE (SUM OF LINES 2 THROUGH 6)	\$2,625.86
8.	ZERO BALANCE AFTER ALL DISTRIBUTIONS (LINE 1 LESS LINE 7)	\$0.00

\*(SEE ATTACHED SCHEDULE OF PAYEES AND AMOUNTS)

Date: July 14, 2000.

  
 MARK A. WEISBART, CHAPTER 7 TRUSTEE

**PROPOSED DISTRIBUTION**

Case Number: 98-31814

Page 1

Date: July 14, 2000

Debtor Name: Martin, Kenneth dba Bar M.Cattle Co \ Martin, Tracy

Claim #	Payee Name	Class	Priority	Amount	Paid to Date	Claim Balance	Proposed Pymt	Funds Remaining
<b>Beginning Balance</b>								<b>\$2,625.86</b>
	Mark A. Weisbart, Trustee - Fees COMPENSATION	Admin		\$656.47	\$0.00	\$656.47	\$656.47	\$1,969.39
	Mark A. Weisbart, Trustee - Exp EXPENSES	Admin		\$218.55	\$0.00	\$218.55	\$218.55	\$1,750.84
00002	AMERICAN EXPRESS TRAVEL RELATED	Unsec	400	\$83.05	\$0.00	\$83.05	\$7.26	\$1,743.58
00003	AMERICAN EXPRESS TRAVEL	Unsec	400	\$19,051.24	\$0.00	\$19,051.24	\$1,666.45	\$77.13
00005	SEARS ROEBUCK & COMPANY	Unsec	400	\$881.73	\$0.00	\$881.73	\$77.13	\$0.00
<b>&lt;&lt; Totals &gt;&gt;</b>				<b>\$20,891.04</b>	<b>\$0.00</b>	<b>\$20,891.04</b>	<b>\$2,625.86</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.

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

IN RE	§	
Martin, Kenneth dba Bar M.Cattle Co	§	
Martin, Tracy	§	CASE NO. 98-31814-DRS
	§	CHAPTER 7
DEBTOR(S).	§	

**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 \$656.47, of which \$0.00 has previously been paid.
2. Mark A. Weisbart, Trustee, is allowed reimbursement of \$218.55, of which \$0.00 has previously been paid.

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

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