

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

mb

IN RE:

JOHN DEAN PARMELEY

)
) CASE NO. 98-40690-S
) CHAPTER 7
)
)
)

DEBTORS

TRUSTEE'S
FINAL REPORT AND PROPOSED DISTRIBUTION

LINDA PAYNE, trustee of the estate of the above-named Debtors, certifies to the Court and the United States Trustee, that the trustee has faithfully and properly fulfilled the duties of the office of the trustee, that the trustee has examined all proofs of claims as appropriate under the proposed distribution, and that the proposed distribution, attached hereto, is proper, and consistent with the law and rules of court.

Therefore, the trustee requests that the Final Report and Proposed Distribution be accepted.

Date: 3/2/99

Linda Payne
Linda Payne, Trustee

+++++

REVIEW BY UNITED STATES TRUSTEE

I have reviewed the Trustee's Final Report and Proposed Distribution.

William T. Neary
United States Trustee
Eastern District of Texas

Dated: 3/10/99

W. T. Neary
By: _____

IN THE UNITED STATES BANKRUPTCY COURT
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IN RE:

JOHN DEAN PARMELEY

DEBTOR

)
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) CASE # 98-40690-S
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TRUSTEE'S FINAL REPORT 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 moneys from personal funds for expenses, and the Trustee has not been reimbursed.

2. The Trustee submits Form I as a summary of the assets and an estate property record. Any property scheduled under 11 U.S.C. Sec. 521(1) and not administered shall be deemed abandoned pursuant to 11 U.S.C. Sec. 554 (c).

3. The Trustee has reduced all assets of this estate to cash or otherwise lawfully disposed of them and the estate is ready to be closed.

4. The Trustee submits Form II as the account of estate cash receipts and disbursements.

5. There is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application except as permitted by the Bankruptcy Code.

6. The Trustee requests approval of this final report.

7. The trustee has examined each and every claim filed and noted her approval of claims as filed, or she has filed objections to allowance or requests for reclassification.

8. The Trustee further requests that after final distribution of all moneys in accordance with the Trustee's Report of Final Distribution, and upon filing of a Supplemental Final Report and Account and certification by the U. S. Trustee the trustee be discharged from office and that the case be closed.

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

Dated: 3/2/99


Linda Payne, Trustee
100 North Main Street
Paris, TX 75460-4171
903 784 4393

SCHEDULE A-1

Case Name: PARMELEY

Case Number: 98-40690-S

A: Receipts		\$ 4,227.01
B. Disbursements		
1. Secured Creditors	\$	0
2. Administrative	\$	0
3. Priority	\$	0
4. Other	\$	0
TOTAL DISBURSEMENTS		\$ <u>0</u>
C. Current Balance		\$ 4,227.01

TRUSTEE'S FINAL REPORT CASE SUMMARY

TRUSTEE:

PAYNE

COMMENTS:

CASE NAME:

PARMELEY, JOHN

CASE NUMBER:

98-40690

DATE UST APPROVED:

03-10-99

ESTATE INCOME:

TOTAL RECEIPTS:

\$4,227.01

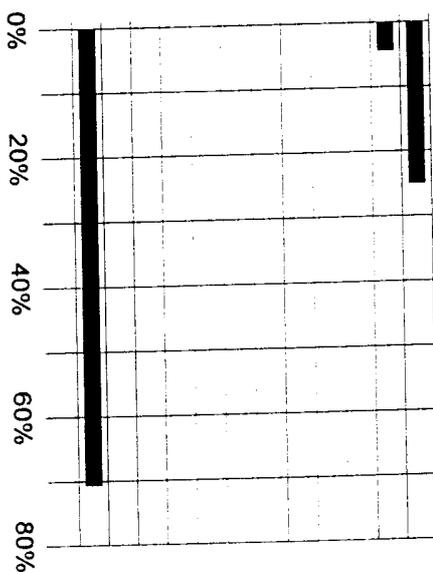
100.00%

ESTATE EXPENSES:

TRUSTEE'S COMMISSION
 TRUSTEE'S EXPENSES
 FIRM'S PROFESSIONAL FEES
 FIRM'S PROFESSIONAL EXPENSES
 OTHER ATTORNEY FEES
 OTHER PROFESSIONAL FEES
 COURT COSTS
 ESTATE EXPENSES(TAXES, ETC)
 PRIOR CHAPTER COSTS
 SECURED CLAIMS PAID
 PRIORITY CLAIMS PAID
 UNSECURED CLAIMS PAID
 OTHER(RETURN TO DEBTOR, ETC)

1,056.75
 185.54
 0.00
 0.00
 0.00
 0.00
 0.00
 0.00
 0.00
 0.00
 0.00
 2,984.72
 0.00

25.00%
 4.39%
 0.00%
 0.00%
 0.00%
 0.00%
 0.00%
 0.00%
 0.00%
 0.00%
 0.00%
 70.61%
 0.00%



UNSECURED CLAIMS ALLOWED

22,629.70

UNSECURED CLAIMS PAID

2,984.72

PERCENT RECOVERED FOR UNSECURED

13.19%

Form 1
Individual Estate Property Record and Report
Asset Cases

Case : 98-40690 DS PARMELEY, JOHN DEAN
 Period Ending : 03/01/99

Trustee : LINDA S. PAYNE (631540)
 Judge : DONALD SHARP

1	2	3	4	5	6
Asset Description (Scheduled And Unscheduled Property)	Petition/Unscheduled Values	Value Determined By Trustee Less Liens And Exemptions	Property Abandoned	Sale/Funds Received By The Estate	Asset Fully Administered/ Value Of Remaining Assets
1 Lot 13, Little Elm - Bldg & Lot & 100 Hardwicke	55,948.00	0.00		0.00	YES
2 Household Goods	3,150.00	0.00		0.00	YES
3 WEARING APPAREL AND JEWELRY	750.00	0.00		0.00	YES
4 FIREARMS AND HOBBY EQUIPMENT	200.00	0.00		0.00	YES
5 Stock - Dean's Auto Sales	5,000.00	0.00		4,200.00	YES
6 Receivables	0.00	5,000.00		0.00	YES
7 Vehicle	6,000.00	0.00		0.00	YES
8 Office equipment	500.00	0.00		0.00	YES
Totals	8	\$71,548.00	\$5,000.00	\$4,200.00	\$0.00

Major Activities Affecting Case Closing Which Are Not Reflected Above:
 Matters Pending / Date of Hearing Or Sale / Other Action:
 Projected Date Of Final Report: / /

Date Submitted: 03/01/99

Form 2 Estate Cash Receipts And Disbursements Record

Case : 98-40690 DS PARMELEY, JOHN DEAN
 Taxpayer I.D. : 75-6524016, 487-42-1364
 Date Filed : 02/26/98
 Period Ending : 03/01/99

Trustee : LINDA S. PAYNE (631540)
 Depository : THE CHASE MANHATTAN BANK
 Account : 312739120965 - Money Market Account
 Bond Amount : Blanket Bond

Trans. Date	{Ref #} / Check #	Paid To / Received From	Description of Transaction	Receipts	Disbursements	Money Market Account Balance
10/30/98	{6}	JOHN DEAN PARMELEY	Interest posting at 2.0%	4,200.00		4,200.00
11/30/98		THE CHASE MANHATTAN BANK	Interest posting at 2.00000%	6.22		4,206.22
12/31/98		THE CHASE MANHATTAN BANK	Interest posting at 2.00000%	7.15		4,213.37
01/29/99		THE CHASE MANHATTAN BANK	Interest posting at 2.00000%	7.16		4,220.53
02/26/99		THE CHASE MANHATTAN BANK	Interest posting at 2.00000%	6.48		4,227.01
03/01/99		Interest Posting	Current Interest Rate is 2.00000%	0.00		4,227.01
03/01/99		To Account #312739120966	FINAL REPORT		Xfer	-4,227.01

Account Totals :	\$4,227.01		\$-4,227.01		\$0.00
Less Bank Transfers :	\$0.00		\$-4,227.01		
NET Receipts / Disbursements :	\$4,227.01		\$0.00		

Date Submitted: 03/01/99

Estate Cash Receipts And Disbursements Record

Form 2

Case	: 98-40690 DS PARMELLY, JOHN DEAN	Trustee	: LINDA S. PAYNE (631540)
Taxpayer I.D.	: 75-6524016, 487-42-1364	Depository	: THE CHASE MANHATTAN BANK
Date Filed	: 02/26/98	Account	: 312739120966 - Checking Account
Period Ending	: 03/01/99	Bond Amount	: Blanket Bond
Trans. Date	{Ref #} / Check #	Paid To / Received From	Description of Transaction
03/01/99		From Account #312739120965	FINAL REPORT

Account Totals :	Xfer	4,227.01	Receipts	Disbursements	Checking Account Balance
Less Bank Transfers :		\$4,227.01	\$0.00	\$0.00	4,227.01
NET Receipts / Disbursements :		\$0.00	\$0.00	\$0.00	\$4,227.01

CASE TOTALS :	Xfer	8,454.02	Receipts	Disbursements	Checking Account Balance
Less Bank Transfers :		\$4,227.01	\$4,227.01	\$-4,227.01	4,227.01
NET Receipts / Disbursements :		\$4,227.01	\$0.00	\$0.00	\$4,227.01

Gross Receipts :	\$4,227.01
Less Payments to Debtor :	\$0.00
Net Estate :	\$4,227.01

SCHEDULE B

TRUSTEE COMPENSATION:

Total Receipts \$ 4,227.01

25% of first \$5,000.00 = \$1,056.75
10% over \$5,000.00 and
under \$50,000 = 0
5% over \$50,000.00 and
under \$1,000,000.00 = 0
3% over \$1,000,000.00 = 0

Total Trustee Fees = \$ 1,056.75

UNREIMBURSED EXPENSES:

Recording Fees-----	\$		
Premium on bond-----	\$		
Travel-----	\$	77.00	See Exhibit "A"
Clerical & Stenographic-----	\$	57.00	"
Postage-----	\$	8.04	"
Copies-----	\$	43.50	"
Long Distance-----	\$		"
Copy Service-----	\$		"
Federal Express-----	\$		"

TOTAL UNREIMBURSED EXPENSES-\$ 185.54

RECORDS:

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

 X

Trustee did take possession of business or personal records of the debtor.

Notice given to debtor on _____
to pick up business or personal records in
hands of trustee. If not picked up within
30 days such records or work files may be
destroyed. _____

Exhibit "A"
Expenses of PARMLEY

Travel:

341 (a) meeting - Plano - 220 miles

220 miles @ 0.35 per mile = \$ 77.00

<u>Secretarial, Copies & Postage:</u>	<u>Copies</u>	<u>Postage</u>
Request for Claims File 0.20	3	.32
Final Report 3.00	120	3.20
Distribution Checks 0.50	6	1.32
Supplemental Final Report 2.00	45	3.20

Totals:

Travel = 220 miles @ 0.35 per mile-----\$ 77.00
Secretarial = 5.70 hrs @ \$10.00 per hour ----- 57.00
Copies = 174 @ \$0.25 each ----- 43.50
Postage----- 8.04

Total = \$185.54

SCHEDULE C
EXPENSES OF ADMINISTRATION

	AMOUNT CLAIMED	AMOUNT PAID	AMOUNT DUE
1. 11 U.S.C. Sec 507(a) (1)			
<u>Court Cost and Fees</u>			
A. Notice & Claim Fees	\$ 0	0	0
B. Adv. filing fees			
C. Quarterly Chapt 11			
2. 11 U.S.C. Sec 503(b) (1) (a)			
<u>Preservation of estate</u>			
A. Transportation			
B. Storage			
C. Wages			
D. Estates share FICA			
E. Watchman			
F. Insurance			
G. Upkeep			
H. Advertising			
I. Expenses in Sale of Real Estate			
J. Trustee's Bond			
3. 11 U.S.C. Sec.503(b) (2)			
<u>Post-Petition Taxes and related penalties</u>			
4. 11 U.S.C. Sec.503(b) (2)			
<u>Compensation and Reimbursement</u>			
A. Trustee Fees	\$ 1,056.75	0	1,056.75
B. Trustee Expenses	185.54	0	185.54
C. Attorney to Trustee	0	0	0
D. Expenses for Attorney	0	0	0
E. Attorney to Debtor	0	0	0
F. Expenses for Attorney	0	0	0
G. Auctioneers	0	0	0
H. Appraiser	0	0	0
H. Appraisers	0	0	0
I. Accountant	0	0	0

5. 11 U.S.C. Sec.503(b)(3)
Expenses of Creditors
or Committees

6. 11 U.S.C. Sec 503(b)(4)
Compensation of professionals
for creditors or committees

7. Other

TOTAL----- \$ 1,242.29 0 1,242.29

SCHEDULE D

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

	(1)	(2)	(3)	(4)	(5)
	Claim	Amt.	Amt.	Amt.	
	No.	Claimed	Allowed	Paid	Due
1. For Credit Extended Sec.364(e)(1)					
2. Claims from failure of adequate protection Sec.307(a)(b)					
3. "Gap Claims" Sec.507(a)(2)					
4. Wages, etc. Sec.507(a)(3)					
5. Contributions to benefit plans Sec.507(a)(4)					
6. Consumer deposits Sec.507(a)(6)					
7. Taxes Sec.507(a)(8)					

SCHEDULE E

SECURED CLAIMS

Claim No.	Creditor	(1) Amt of Claim	(2) Amt. Not Determined	(3) Amt. Allowed	(4) Amt. Paid	(5) Amt Due
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None

Total of ALLOWED Secured Claims \$ 0

Total UNSECURED CLAIMS Allowed: \$ 22,629.70

Claims Register**Trustee: LINDA S. PAYNE (631540)****Case: 98-40690** **PARMELEY, JOHN DEAN**

<u>Claim Number</u>	<u>Date Filed</u>	<u>Claim Type</u>	<u>Claimant Name / (Category, Priority)</u>	<u>Amount Filed</u>	<u>Amount Allowed</u>
1	02/26/98	Unsecured	Denton Surgical Group 4401-A N. Interstate 35, # 200 Denton, TX 76207 (UNSEC. TIMELY FILED CLAIMS, 610)	\$466.00	\$466.00
2	02/26/98	Unsecured	American Express Centurion Bank, Optima c/o Becket & Lee P.O. Box 3001 Malvern, PA 19355-0701 (UNSEC. TIMELY FILED CLAIMS, 610)	\$9,837.52	\$9,837.52
3	02/26/98	Unsecured	NOVUS Services, Inc. P.O. Box 8003 Hilliard, OH 43026 (UNSEC. TIMELY FILED CLAIMS, 610)	\$7,828.93	\$7,828.93
4	02/26/98	Unsecured	Bank Card Center P.O. Box 1165 Memphis, TN 38101-1165 (UNSEC. TIMELY FILED CLAIMS, 610)	\$4,497.25	\$4,497.25
Case Total:				\$22,629.70	\$22,629.70

(*) Denotes objection to Amount Filed

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DEBTOR)

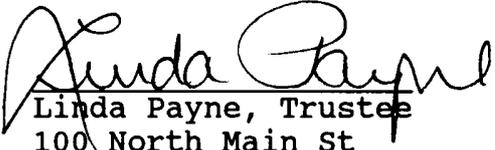
TRUSTEE'S REPORT OF
PROPOSED FINAL DISTRIBUTIONS

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 upon certification by the U. S. Trustee unless written objection thereto is filed and served on the trustee and on the U. S. Trustee.

1. Balance on hand		\$ 4,227.01
2. Administrative Expenses to be paid (see attached schedule of payees and amounts)	\$ 1,242.29	
3. Priority Claims to be paid (see attached schedule of payees and amounts)	\$ 0	
4. Secured Claims to be paid (see attached schedule of payees and amounts)	\$ 0	
5. Unsecured Claims to be paid (see attached schedule of payees and amounts)	\$ 2,984.72	
6. Miscellaneous distributions to be paid (see attached schedule of payees and amounts)	\$ 0	
7. Total Distributions to be made		\$ 4,227.01
8. Zero Balance		


 Linda Payne, Trustee
 100 North Main St
 Paris, TX 75460

Claims Proposed Distribution
Trustee: LINDA S. PAYNE (631540)

Case: 98-40690 PARMELEY, JOHN DEAN

Case Balance: \$4,227.01 Total Proposed Payment: \$4,227.01 Remaining Balance: \$0.00

Claim #	Claimant Name	Type	Amount Filed	Amount Allowed	Paid to Date	Claim Balance	Proposed Payment	Remaining Funds
	LINDA S. PAYNE FEES-TRUSTEE (CH7)	Admin Ch. 7	1,056.75	1,056.75	0.00	1,056.75	1,056.75	3,170.26
	LINDA S. PAYNE EXP.-TRUSTEE (CH7)	Admin Ch. 7	185.54	185.54	0.00	185.54	185.54	2,984.72
1	Denton Surgical Group	Unsecured	466.00	466.00	0.00	466.00	61.46	2,923.26
2	American Express Centurion Bank, Optima	Unsecured	9,837.52	9,837.52	0.00	9,837.52	1,297.51	1,625.75
3	NOVUS Services, Inc.	Unsecured	7,828.93	7,828.93	0.00	7,828.93	1,032.59	593.16
4	Bank Card Center	Unsecured	4,497.25	4,497.25	0.00	4,497.25	593.16	0.00
Total for Case 98-40690 :			\$23,871.99	\$23,871.99	\$0.00	\$23,871.99	\$4,227.01	\$0.00

CASE SUMMARY

	Amount Filed	Amount Allowed	Paid to Date	Proposed Payment
Total Administrative Claims :	\$1,242.29	\$1,242.29	\$0.00	\$1,242.29
Total Priority Claims :	\$0.00	\$0.00	\$0.00	\$0.00
Total Secured Claims :	\$0.00	\$0.00	\$0.00	\$0.00
Total Unsecured Claims :	\$22,629.70	\$22,629.70	\$0.00	\$2,984.72

(*) Denotes objection to Amount Filed