

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

IN RE:

2000 NOV 22 P 1:32

RAINER, DONNIE GENE

RAINER, ANNETTE FRANCES

CLERK U.S. BANKRUPTCY

CASE NO. 98-91863

DEBTOR(S)

BY \_\_\_\_\_ DEPUTY

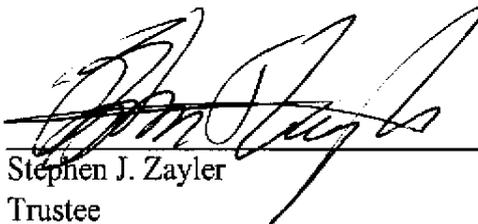
CHAPTER 7

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

Stephen J. Zayler, 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 claims 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 commission 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: November 9, 2000

  
\_\_\_\_\_  
Stephen J. Zayler  
Trustee

\*\*\*\*\*

**REVIEWED BY THE UNITED STATES TRUSTEE:**

I have reviewed the Trustee's Final Report, Application for Compensation, and Report of Proposed Distribution and have no objection.

United States Trustee

Date: 11-16-00

By: 



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

IN RE: )  
RAINER, DONNIE GENE ) CASE NO. 98-91863  
RAINER, ANNETTE FRANCES )  
DEBTOR(S) ) CHAPTER 7

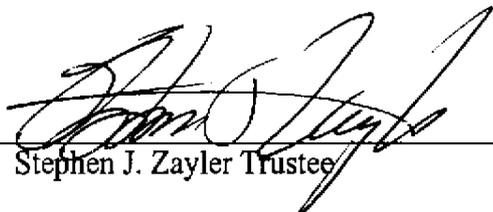
**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION  
AND APPLICATION TO CLOSE CASE AND DISCHARGE TRUSTEE**

The Trustee of the estate presents the following final report:

1. The Trustee applies for commissions and expenses set forth herein: 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 Schedule F 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 Schedule A 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 his approval of claims as filed, or he has filed objections to allowance 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 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: November 9, 2000

  
\_\_\_\_\_  
Stephen J. Zayler Trustee

**SCHEDULE A-1**

FINAL ACCOUNT AS OF November 9, 2000

A. RECEIPTS \$13,792.71

B. DISBURSEMENTS

(1) Secured creditors 0.00

(2) Administrative 464.26

(3) Priority 0.00

(4) Other 0.00

TOTAL DISBURSEMENTS \$464.26

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BALANCE OF FUNDS \$13,328.45

TRUSTEE'S FINAL REPORT CASE SUMMARY

TRUSTEE:

ZAYLER

COMMENTS:

CASE NAME:

RAINER, DONNIEANNETTE

CASE NUMBER:

98-10396

DATE UST APPROVED:

11-16-00

ESTATE INCOME:

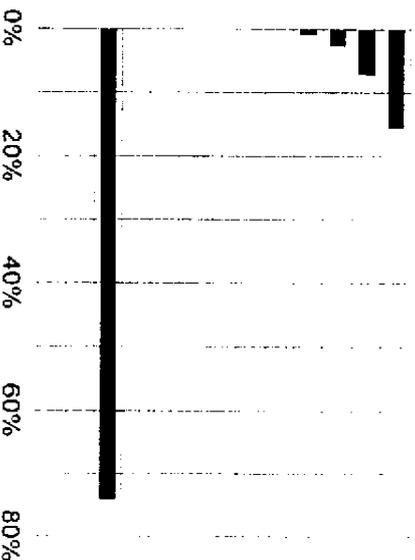
TOTAL RECEIPTS:

\$13,792.71

100.00%

ESTATE EXPENSES:

TRUSTEE'S COMMISSION 2,129.27  
 TRUSTEE'S EXPENSES 978.32  
 FIRM'S PROFESSIONAL FEES 352.50  
 FIRM'S PROFESSIONAL EXPENSES 111.76  
 OTHER ATTORNEY FEES 0.00  
 OTHER PROFESSIONAL FEES 0.00  
 COURT COSTS 0.00  
 ESTATE EXPENSES(TAXES, ETC) 0.00  
 PRIOR CHAPTER COSTS 0.00  
 SECURED CLAIMS PAID 0.00  
 PRIORITY CLAIMS PAID 10,220.86  
 UNSECURED CLAIMS PAID 0.00  
 OTHER(RETURN TO DEBTOR, ETC) 0.00



UNSECURED CLAIMS ALLOWED

73,436.96

UNSECURED CLAIMS PAID

0.00

PERCENT RECOVERED FOR UNSECURED

0.00%

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

Case No: 98-91863 BP1 Judge: BILL PARKER  
Case Name: RAINIER, DONNIE GENE  
RAINIER, ANNETTE FRANCES  
For Period Ending: 11/09/00

Trustee Name: Stephen J Zayler  
Date Filed (f) or Converted (c): 10/13/98 (f)  
341(a) Meeting Date: 12/03/98  
Claims Bar Date: 03/09/99

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=554(a) Abandon DA=554(c) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA) Gross Value of Remaining Assets
1 '97 TAX REFUND	Unknown	13,174.00		13,174.00	FA
KG. & SAV. ACCT.	32,614.57	0.00		0.00	FA
3. HOUSEHOLD GOODS	2,500.00	0.00		0.00	FA
4. WEARING APPAREL	1,500.00	0.00		0.00	FA
5. FIREARMS	150.00	0.00		0.00	FA
6. RETIREMENT	Unknown	0.00		0.00	FA
7. NSF CHECKS	1,733.00	1,733.00	DA	0.00	FA
8. '85 SUBURBAN	3,500.00	0.00		0.00	FA
9. '95 CARGO VAN	6,000.00	0.00		0.00	FA
10. '95 CARGO VAN	6,000.00	0.00		0.00	FA
11. '97 FORD TRUCK	10,000.00	0.00		0.00	FA
12. MACHINERY (u)	Unknown	0.00	DA	0.00	FA
13. ANIMALS	25.00	0.00		0.00	FA
14. Post-Petition Interest Deposits (u)	Unknown	N/A		618.71	FA
ALS (Excluding Unknown Values)		\$64,022.57		\$13,792.71	Gross Value of Remaining Assets
					\$0.00
					(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:

Initial Projected Date of Final Report (TFR): 09/30/00

Current Projected Date of Final Report (TFR): / /

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 98-91863 BP1  
 Case Name: RAINER, DONNIE GENE  
 RAINER, ANNETTE FRANCES  
 Taxpayer ID No: 75-6535042  
 For Period Ending: 11/09/00

Trustee Name: Stephen J. Zayler  
 Bank Name: BANK OF AMERICA  
 Account Number: 3753856375 Money Market - Interest Bearing  
 Blanket Bond (per case limit): \$ 300,000.00  
 Separate Bond (if applicable):

1	2	3	4	5	6	7	8	9	10
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Deposits (\$)	Interest (\$)	Checks (\$)	Adjustments (\$)	Transfers (\$)	Account Balance (\$)
12/03/98	1	U. S. TREASURY	BAIANCE FORWARD						0.00
2/31/98		NationsBank, N.A.	INTEREST RECD FROM BANK	13,174.00	22.58				13,174.00
01/29/99	14	NationsBank, N.A.	INTEREST RECD FROM BANK		26.24				13,196.58
02/26/99	14	NationsBank, N.A.	INTEREST RECD FROM BANK		25.38				13,222.82
03/31/99	14	NationsBank, N.A.	INTEREST RECD FROM BANK		29.98				13,248.20
04/30/99	14	NationsBank, N.A.	INTEREST RECD FROM BANK		27.31				13,278.18
05/28/99	14	NationsBank, N.A.	INTEREST RECD FROM BANK		25.54				13,305.49
06/30/99	14	NationsBank, N.A.	INTEREST RECD FROM BANK		28.52				13,331.03
07/30/99	14	NationsBank, N.A.	INTEREST RECD FROM BANK		25.83				13,359.55
08/31/99	14	NationsBank, N.A.	INTEREST RECD FROM BANK		27.61				13,385.38
09/30/99	14	NationsBank, N.A.	INTEREST RECD FROM BANK		25.93				13,412.99
10/29/99	14	NationsBank, N.A.	INTEREST RECD FROM BANK		25.11				13,438.92
11/30/99	14	NationsBank, N.A.	INTEREST RECD FROM BANK		27.77				13,464.03
12/31/99	14	NationsBank, N.A.	INTEREST RECD FROM BANK		26.95				13,491.80
01/31/00	14	NationsBank, N.A.	INTEREST RECD FROM BANK		26.94				13,518.75
02/29/00	14	NationsBank, N.A.	INTEREST RECD FROM BANK		25.25				13,545.69
03/31/00	14	NationsBank, N.A.	INTEREST RECD FROM BANK		27.04				13,570.94
04/30/00	14	NationsBank, N.A.	INTEREST RECD FROM BANK		24.47				13,597.98
05/31/00	14	NationsBank, N.A.	INTEREST RECD FROM BANK		28.89				13,622.45
06/30/00	14	NationsBank, N.A.	INTEREST RECD FROM BANK		26.32				13,651.34
07/31/00	14	NationsBank, N.A.	INTEREST RECD FROM BANK		27.25				13,677.66
08/31/00	14	NationsBank, N.A.	INTEREST RECD FROM BANK		27.31				13,732.22
09/29/00	14	NationsBank, N.A.	INTEREST RECD FROM BANK		25.59				13,757.81
10/23/00	000101	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LIPKIN, TX 75915-0743	PAYMENT OF ATTORNEY FEES PER ORDRR DATED 10-19-00.			352.50			13,405.31
10/23/00	000102	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743	ATTORNEY FOR TRUSTEE EXPENSES PER ORDER DATED 10-19-00.			111.76			13,293.55

**FORM 2**

**ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 98-91863 BP1  
 Case Name: RAINER, DONNIE GENE  
 RAINER, ANNETTE FRANCES  
 Trustee Name: Stephen J. Zayler  
 Bank Name: BANK OF AMERICA  
 Account Number: 3753856375 Money Market - Interest Bearing  
 Taxpayer ID No: 75-6535042  
 For Period Ending: 11/09/00

Blanket Bond (per case limit): \$ 300,000.00  
 Separate Bond (if applicable):

1	2	3	4	5	6	7	8	9	10
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Deposit (\$)	Interest (\$)	Checks (\$)	Adjustments (\$)	Transfers (\$)	Account Balance (\$)
10/31/00	14	BANK OF AMERICA	Interest Rate 2.350		28.06				13,321.61
11/09/00	14	BANK OF AMERICA	INTEREST REC'D FROM BANK		6.84				13,328.45
11/09/00		Transfer to acct #3754223800	Final Posting Transfer					-13,328.45	0.00

Account 3753856375		Balance Forward		1 Deposits		2 Checks	
			0.00		13,174.00		464.26
		24 Interest Postings	618.71				0.00
		Subtotal	\$ 13,792.71				13,328.45
		0 Adjustments In	0.00				
		0 Transfers In	0.00				
		Total	\$ 13,792.71				\$ 13,792.71

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 98-91863 BP1  
 Case Name: RAINIER, DONNIE GENE  
 RAINIER, ANNETTE FRANCES

Trustee Name: Stephen J. Zwyler  
 Bank Name: BANK OF AMERICA  
 Account Number: 3754223800 Checking - Non Interest

Taxpayer ID No: 75-6535042  
 For Period Ending: 11/09/00

Blanket Bond (per case limit): \$ 300,000.00  
 Separate Bond (if applicable):

1	2	3	4	5	6	7	8	9	10
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Deposits (\$)	Interest (\$)	Checks (\$)	Adjustments (\$)	Transfers (\$)	Account Balance (\$)
11/09/00		Transfer from Acct #3753856375	BALANCE FORWARD Transfer In From MMA Account					13,328.45	0.00 13,328.45

Account 3754223800	
Balance Forward	0.00
0 Deposits	0.00
0 Interest Postings	0.00
Subtotal	\$ 0.00
0 Adjustments In	0.00
1 Transfers In	13,328.45
Total	\$ 13,328.45

Report Totals	
Balance Forward	0.00
1 Deposits	13,174.00
24 Interest Postings	618.71
Subtotal	\$ 13,792.71
0 Adjustments In	0.00
1 Transfers In	13,328.45
Total	\$ 27,121.16
2 Checks	464.26
0 Adjustments Out	0.00
1 Transfers Out	13,328.45
Total	\$ 13,792.71
Net Total Balance	\$ 13,328.45

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

IN RE:

DONNIE & ANNETTE RAINER

Debtors

§  
§  
§  
§  
§

Case No. 98-91863

Chapter 7

EOD OCT 19 '00

**ORDER GRANTING IN PART AND DENYING IN PART  
APPLICATION FOR COMPENSATION AND EXPENSES FOR  
STEPHEN J. ZAYLER, ATTORNEY FOR CHAPTER 7 TRUSTEE**

The Court has heard and considered the "Application for Compensation and Reimbursement of Expenses Pursuant to 11 U.S.C. Section 330" filed by Stephen J. Zayler ("Applicant"), attorney for the Chapter 7 Trustee, Stephen J. Zayler, in the above-referenced Chapter 7 case. Based upon the Court's consideration of the pleadings, the evidence admitted at the hearing, and the argument of counsel, and for the reasons expressed in a Memorandum of Decision entered by the Court on this date pursuant to Fed. R. Civ. P. 52, made applicable to contested matters in bankruptcy cases by Fed. R. Bankr. P. 7052 and 9014, the Court finds that good cause exists for the entry of the following order.

**IT IS THEREFORE ORDERED** that Stephen J. Zayler, as attorney for the Chapter 7 Trustee in the above-referenced case, is hereby awarded the sum of \$352.50 as reasonable compensation for actual and necessary services rendered to the Chapter 7 estate in this case, plus reimbursement for actual and necessary expenses in the amount of \$111.76, for a total award of \$464.26 which the Chapter 7 Trustee shall pay from available funds to Stephen J. Zayler.

57

SIGNED this 19<sup>th</sup> day of October, 2000.

  
\_\_\_\_\_  
BILL PARKER  
UNITED STATES BANKRUPTCY JUDGE

**SCHEDULE B**

**APPLICATION FOR COMPENSATION**

**COMPUTATION OF COMMISSIONS**

Receipts	\$13,792.71	25% of First \$5,000	\$1,250.00
Less	-\$5,000	(\$1,250.00 Max)	
Balance	\$8,792.71	10% of Next \$45,000	\$879.27
Less	-\$45,000	(\$4,500.00 Max)	
Balance	\$0.00	5% of Next \$950,000	\$0.00
Less	-\$950,000	(\$47,500.00 Max)	
Balance	\$0.00	3% of Balance	\$0.00

**TOTAL COMPENSATION REQUESTED** **\$2,129.27**

**TRUSTEE EXPENSES:**

Premium on Trustee's Bond		\$0.00
Travel (0.00 at 0.00cents per mile)		\$0.00
Copies (1,570.00 page at 0.25 cents per copy)		\$392.50
Postage		\$110.19
Telephone Charges		\$68.00
Clerical/Secretarial (8.20 hrs. at 15.00 per hour)	SEE ATTACHED	\$123.00
Paralegal/Assistance (5.60 hrs. at 50.00 per hour)	SEE ATTACHED	\$280.00
Supplies/Stationary		\$4.63
Distribution Expenses		\$0.00
Miscellaneous		\$0.00

**TOTAL EXPENSES** **\$978.32**

Records : Trustee did not take possession of  
business or personal records of Debtor.

X

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Notice given debtor on  
to pick up business or personal records  
in hands of Trustee.

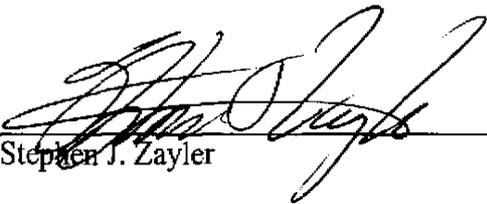
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THE STATE OF TEXAS )

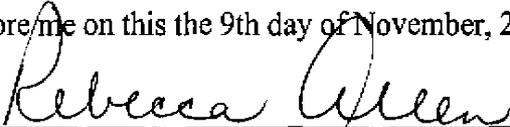
COUNTY OF ANGELINA )

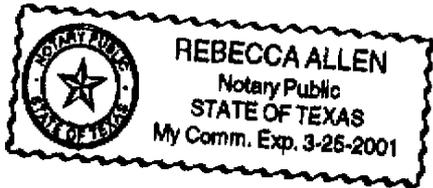
BEFORE ME, the undersigned authority on this date personally appeared Stephen J. Zayler, and under oath stated the following:

"I, Stephen J. Zayler, am the duly appointed Trustee in the DONNIE GENE RAINER and ANNETE FRANCES RAINER bankruptcy proceeding. I am hereby making application for the maximum amount of Trustee fees, as it is my opinion that the maximum amount was earned by me in carrying out my duties as Trustee. I held the 341a meeting, collected assets, investigated the value of equipment located in storage building in Houston and eventually determined that there was no equity, reviewed claims, and had numerous conferences and correspondence with the debtors, the debtors' attorney and creditors. Further, I performed all other numerous duties of a Trustee, including, but not limited to, preparing Trustee's Final Report, will make disbursements and will prepare the Supplemental Final Report.

  
\_\_\_\_\_  
Stephen J. Zayler

SWORN TO AND SUBSCRIBED TO before me on this the 9th day of November, 2000.

  
\_\_\_\_\_  
NOTARY PUBLIC, THE STATE OF TEXAS



ITEMIZATION OF TRUSTEE AND STAFF TIME

October 19, 1998 - Initial review of Schedules and Statement of Financial Affairs;

(.20)

October 19, 1998 - Correspondence to debtors requesting additional information prior to 341a hearing and execute same;

(.40)

October 26, 1998- Receipt of Notice of Appointment;

(.10)

October 26, 1998 - Receipt and review of Notice of 341a meeting;

(.10)

October 26, 1998 - Receive and review Notice of Appearance from Raymond Gray on behalf of New Caney ISD;

(.10)

November 20, 1998 - Receive and review correspondence from Texas Commerce Bank to debtors;

(.10)

November 23, 1998 - Receive and review Notice of Appearance from Linebarger Heard Graham, et al on behalf of Montgomery County and Humble ISD;

(.10)

November 23, 1998 - Receive and review proof of claim of Montgomery County;

(.10)

November 23, 1998 - Receive and review proof of claim of Humble ISD;

(.10)

December 1, 1998 - Review of file prior to conducting 341a hearing;

(.10)

December 1, 1998 - Prepare sign-in sheet;

(.10)

December 3, 1998 - Conduct 341a hearing;

(.10)

December 3, 1998 - Prepare Proceeding Memo;

(.10)

December 3, 1998 - Review of deposit and initial deposit;

(.10)

December 3, 1998 - Review of W-9 for NationsBank and execute same;

(.10)

December 3, 1998 - Correspondence to NationsBank transmitting deposit, notice of appointment and W-9 form and execute;  
(.30)

December 7, 1998 - Review of typed proceeding memo and execute same;  
(.10)

December 7, 1998 - Correspondence to Court transmitting proceeding memo and execute same;  
(.20)

December 7, 1998 - Conference with Rebecca Allen regarding results of 341a hearing and assets of case;  
(.10)

December 7, 1998 - Receive and review bank statements and canceled checks furnished by debtor's attorney;  
(.30)

December 8, 1998 - Telephone conference with Carol Kirkland with Chase Bank regarding status on collateral on loan;  
(.20)

December 10, 1998 - Telephone conference with Don Duran, attorney for debtors regarding persons in possession of equipment;  
(.10)

December 14, 1998 - Receive and review correspondence from debtors' attorney, Don Duran, regarding possession of equipment;  
(.10)

December 14, 1998 - Receive and review bank stamped deposit slip;  
(.10)

December 15, 1998 - Telephone conference with Claire Feuling regarding equipment in her possession;  
(.10)

December 16, 1998 - Correspondence to Claire Feuling advising her that equipment in her possession is property of estate and execute;  
(.40)

December 17, 1998 - Receive and review correspondence and Note and Security Agreement from Carol Kirkland with Chase Bank on dry cleaning equipment;  
(.20)

December 17, 1998 - Conference with Rebecca Allen regarding status of administration;  
(.10)

December 17, 1998 - Review Trustee's Motion to Extend Time to Object to Discharge and execute same;  
(.10)

December 17, 1998 - Correspondence to Court transmitting Motion to Extend Time;

(.20)

December 17, 1998 - Securing telephone number from Directory Assistance for Allante Cleaners;

(.10)

December 17, 1998 - Telephone conference with Allante Cleaners securing address;

(.10)

December 19, 1998 - Receive and review priority proof of claim of Huffman ISD;

(.10)

December 21, 1998 - Receive and review Notice of Appearance from Wendell Livingston on behalf of American Express Travel Related Services;

(.10)

January 5, 1999 - Receive and review proof of claim of U. S. Bank;

(.10)

January 6, 1999 - Receive and review of Amended Schedules B & C and compare to original filing for changes;

(.30)

January 8, 1999 - Receive and review correspondence from debtors' attorney regarding offering debtors assistance in locating business equipment;

(.10)

January 11, 1999 - Receive and review proof of claim of Polk County;

(.10)

January 11, 1999 - Receive and review correspondence from Kim Hill advising that she has no claim against estate;

(.10)

January 11, 1999 - Receive and review proof of claim of IRS;

(.10)

January 11, 1999 - Receive and review Notice of Entry of Order Extending Time to Object to Discharge;

(.10)

January 12, 1999 - Search of file at Bankruptcy Court and make copies of Order Extending Time;

(.20)

January 13, 1999 - Receipt and review of bank statement;

(.10)

January 18, 1999 - Receive and review correspondence from Don Duran offering assistance in locating equipment;

(.10)

January 18, 1999 - Receive and review amended Schedule F;  
(.10)

January 18, 1999 - Copy petition, secured and priority proof of claims and personal property tax information and forward to Julie Koenig for possible assistance in determining value of equipment located in Houston;  
(.40)

January 21, 1999 - Receive and review correspondence from debtors' attorney, Don Duran, regarding possible location of business equipment and forward to Julie Koenig for review and investigation;  
(.20)

January 25, 1999 - Receive and review Notice of Appearance from Wendell Livingston on behalf of Associates National Bank;  
(.10)

February 11, 1999 - Receive and review secured proof of claim of The State of Texas;  
(.10)

February 12, 1999 - Receive and review correspondence from Don Duran regarding sale of equipment by storage facility;  
(.10)

February 12, 1999 - Telephone conference with Claire Fueling with Allante Cleaners regarding equipment in storage being sold at auction on 2-16-99.  
(.20)

February 12, 1999 - Telephone conference with Pam at Don Duran's office advising her that Trustee is aware of proposed storage sale;  
(.10)

February 12, 1999 - Telephone conference with Mary Lou at Great Space Storage advising her of bankruptcy;  
(.10)

February 12, 1999 - Prepare memo to file of conference with manager of storage building and Claire Fueling regarding proposed sale for delinquent storage;  
(.10)

February 15, 1999 - Receive and review correspondence from Don Duran, attorney for debtor, regarding location of equipment;  
(.10)

March 17, 1999 - Telephone conference with Robert Braman, Auctioneer, regarding possible employment to inspect equipment in storage building;  
(.20)

March 17, 1999 - Telephone conference with Joe Presswood Co. Auctioneers regarding possible employment to inspect equipment in storage building;  
(.20)

March 17, 1999 - Telephone conference with William Webster Auctioneers regarding possible employment to inspect equipment in storage building;  
(.20)

March 19, 1999 - Correspondence to Great Space Self Storage authorizing auctioneer to inspect equipment and execute same;  
(.30)

March 19, 1999 - Correspondence to Webster Auction Palace regarding inspecting equipment and execute same;  
(.30)

March 30, 1999 - Telephone conference with Don Sederdahl regarding bankruptcy property in storage;  
(.20)

March 30, 1999 - Conference with paralegal regarding conference with Don Sederdahl and property in storage;  
(.10)

March 30, 1999 - Telephone conference with Bill Webster, auctioneer, regarding property in storage building;  
(.20)

March 31, 1999 - Receive and review statement from Great Space Storage;  
(.10)

March 31, 1999 - Telephone conference with Bill Webster regarding assets in storage and approximate value;  
(.20)

March 31, 1999 - Prepare memo to file that according to auctioneer there appears to be no equity in equipment in storage building and Trustee abandonment;  
(.20)

March 31, 1999 - Telephone conference with Mary Lou with Great Space Storage regarding Trustee's abandonment of equipment;  
(.10)

march 31, 1999 - Correspondence to Carol Kirkland with Chase Bank regarding Trustee's abandonment of collateral, location of collateral, storage bill due and auctioneers in the Houston area and execute same;  
(.40)

March 31, 1999 - Correspondence to Andrea Roune, secured creditors, regarding equipment and her lien and request for outstanding balance and execute same;  
(.30)

March 31, 1999 - Correspondence to Great Space Storage regarding releasing equipment to secured creditor, Chase Bank, and execute same;  
(.30)

April 5, 1999 - Telephone conference with Don Sederdahl with Great Space Storage regarding Trustee's decision about equipment in storage;  
(.10)

May 9, 1999 - Telephone conference with Don Sederdahl with Great Space Storage regarding status of sale;  
(.10)

May 9, 1999 - Conference with paralegal regarding proposed sale by storage building;  
(.10)

May 9, 1999 - Telephone conference with Julie Koenig regarding problems with self storage warehouse in Houston and her possible employment;  
(.20)

May 15, 1999 - Review correspondence to Great Space Self Storage and execute same;  
(.10)

February 16, 1999 - Receipt and review of bank statement;  
(.10)

March 8, 1999 - Receive and review proof of claim of Commercial Financial Services;  
(.10)

March 11, 1999 - Receipt and review of bank statement;  
(.10)

March 12, 1999 - Review file for status of administration;  
(.10)

March 12, 1999 - Conference with paralegal regarding checking with auctioneers in Southern District to view and inspect property in storage building;  
(.10)

March 17, 1999 - Securing list of approved auctioneers in Southern District;  
(.10)

April 5, 1999 - Fax copies of correspondence to lien holders to Don Sederdale with Great Space Storage;  
(.10)

April 7, 1999 - Telephone conference with Don Duran regarding status of administration;  
(.20)

April 12, 1999 - Prepare Form 1 and Form 2;  
(.30)

April 12, 1999 - Receipt and review of bank statement;  
(.10)

April 15, 1999 - Receive and review correspondence from Don Duran regarding debtors moving to Houston;  
(.10)

April 21, 1999 - Telephone conference with Carol Kirkland with Chase Bank regarding necessity of filing Motion to Lift Stay;  
(.20)

April 28, 1999 - Receive and review Motion to Lift Stay filed by Chase Bank;  
(.20)

May 3, 1999 - Receive and review Response to Humble ISD to Motion to Lift Stay filed by Chase Bank and attachments;  
(.10)

May 3, 1999 - Receipt and review of Discharge of Debtor;  
(.10)

May 6, 1999 - Conference with paralegal regarding debtor's claim to a possible 1995 tax refund and IRS' claim;  
(.20)

May 6, 1999 - Review of file as to information on possible 1995 tax refund and Chevy vans and discuss with paralegal;  
(.20)

May 6, 1999 - Attempt to call debtor;  
(.10)

May 6, 1999 - Correspondence to Don Duran regarding Trustee's position that estate has no interest in two (2) vans and debtor can surrender to secured creditor and execute same;  
(.40)

May 6, 1999 - Conference with David Tamminga, CPA, regarding debtors' claim to a tax refund and IRS' proof of claim;  
(.10)

May 12, 1999 - Receive and review Notice of Hearing on Motion to Lift Stay filed by Chase Bank;  
(.10)

May 18, 1999 - Receipt and review of bank statement;  
(.10)

June 16, 1999 - Receipt and review of bank statement;  
(.10)

June 22, 1999 - Receive and review Notice of Entry of Order Granting in Part and Denying in Part Motion to Lift Stay in favor of Chase Bank;  
(.10)

June 28, 1999 - Review Motion to Employ Attorney for Trustee, Affidavit of Disinterestedness and proposed Order and execute;  
(.20)

June 28, 1999 - Correspondence to Court transmitting Motion to Employ Attorney for Trustee and execute same;  
(.20)

July 14, 1999 - Receive and review correspondence from Chase Bank to Linebarger Heard, et al regarding Humble ISD taxes;  
(.10)

July 14, 1999 - Conference with paralegal regarding status of administration;  
(.10)

July 14, 1999 - Receipt and review of bank statement;  
(.10)

July 20, 1999 - Receive and review Notice of Entry of Order Employing Attorney for Trustee;  
(.10)

August 16, 1999 - Receipt and review of bank statement;  
(.10)

September 1, 1999 - Review file and conference with paralegal regarding status of administration;  
(.20)

September 1, 1999 - Prepare Request for Clerk to Release Claims Folder to Trustee and execute same;  
(.20)

September 1, 1999 - Correspondence to the Court transmitting Request for Clerk to Release Claims Folder;  
(.20)

September 13, 1999 - Receipt and review of bank statement;  
(.10)

September 21, 1999 - Review claims with paralegal for legal sufficiency and necessary objections;  
(.80)

September 26, 1999 - Correspondence to Court transmitting objections to claims, review and execute same;  
(.40)

October 12, 1999 - Prepare Form 1 and Form 2;  
(.30)

October 14, 1999 - Receipt and review of bank statement;  
(.10)

October 22, 1999 - Correspondence to Court transmitting Withdrawals of Objections to claims, review and execute same;  
(.40)

November 9, 1999 - Receive and review Notices of Entry of Orders on Trustee's Objection to Claims;  
(.10)

November 15, 1999 - Receipt and review of bank statement;  
(.10)

December 15, 1999 - Receipt and review of bank statement;  
(.10)

January 18, 2000 - Receipt and review of bank statement;  
(.10)

February 16, 2000 - Receipt and review of bank statement;  
(.10)

March 22, 2000 - Receipt and review of bank statement;  
(.10)

April 13, 2000 - Receipt and review of bank statement;  
(.10)

April 20, 2000 - Prepare Form 1 and Form 2;  
(.30)

May 2, 2000 - Receive and review fax from Margaret Kenty with the Attorney General's office with The State of Texas regarding status of case;  
(.10)

May 2, 2000 - Telephone conference with Margaret Kenty with the Texas Attorney General's office regarding status of allowance of State Comptroller's proof of claim and review of file;  
(.20)

May 5, 2000 - Additional telephone conference with Margaret Kenty with the Texas Attorney General's office regarding status of allowance of State Comptroller's proof of claim and review of file;  
(.10)

May 12, 2000 - Execute Trustee's Application for Compensation to Attorney for Trustee and Summary;  
(.20)

May 12, 2000 - Correspondence to the Court transmitting Trustee's Application for Compensation to Attorney for Trustee;  
(.20)

May 13, 2000 - Receipt and review of bank statement;  
(.10)

May 15, 2000 - Telephone conference with creditor regarding summary of attorney fee application;  
(.10)

May 18, 2000 - Receive and review correspondence from Don Duran regarding status of administration;  
(.10)

May 22, 2000 - Receive and review Objection filed by U. S. Trustee to Application for Compensation for attorney for Trustee;  
(.10)

May 22, 2000 - Receive and review correspondence from debtor to IRS regarding unpaid taxes;  
(.10)

May 22, 2000 - Review of and sign correspondence to Court returning claims folder;  
(.10)

May 26, 2000 - Review file for status of administration;  
(.10)

May 23, 2000 - Deliver claims folder to Clerk's Office in Beaumont;  
(.10)

May 26, 2000 - Correspondence to Don Duran, attorney for Debtor, regarding claims to be paid and approximate disbursement to IRS and execute same;  
(.30)

May 30, 2000 - Receive and calendar Notice of Hearing on Application for Compensation to Attorney for Trustee;  
(.10)

June 16, 2000 - Receipt and review of bank statement;  
(.10)

July 14, 2000 - Receipt and review of bank statement;  
(.10)

July 25, 2000 - Receive and review correspondence from debtors' attorney, Don Duran, regarding case status;  
(.10)

August 11, 2000 - Receipt and review of bank statement;  
(.10)

August 11, 2000 - Conference with Trustee regarding status of administration;  
(.10)

August 11, 2000 - Correspondence to Don Duran, attorney for Debtor, regarding status of administration and payment of State Comptroller's claim and execute same;  
(.30)

September 14, 2000 - Receipt and review of bank statement;  
(.10)

October 16, 2000 - Prepare Form 1 and Form 2;  
(.30)

October 19, 2000 - Receive and review Order Allowing Compensation to Attorney for Trustee and the Court's Memorandum of Decision as to Compensation to Attorney for Trustee;  
(.30)

October 20, 2000 - Receipt and review of bank statement;  
(.10)

October 23, 2000 - Receive and review Notice of Entry of Order to Pay Attorney Fees;  
(.10)

October 23, 2000 - Execute disbursement checks for attorney fees and expenses;  
(.10)

October 25, 2000 - Review of correspondence to Court requesting Court costs and execute same;  
(.10)

November 6, 2000 - Receive and review Bill of Court costs and docket;  
(.10)

November 9, 2000 - Prepare itemization of Trustee's time;  
(3.20)

November 9, 2000 - Double check proposed distribution to creditors to make sure all creditors are listed;  
(.30)

November 9, 2000 - Prepare Trustee's Final Report and execute same;  
(1.70)

November 9, 2000 - Correspondence to U. S. Trustee transmitting final report and execute same;  
(.20)

TOTAL ITEMIZED TRUSTEE TIME: 29.10 hrs.

**Additional Trustee time to be incurred:**

Evaluation of case for administration and disposition of assets;

Continuous monitor of case administration;

Preparation of disbursement checks to creditors and Trustee fees and expenses;

Preparation of dividend letter to creditors;

Review additional bank statements;

Preparation of additional Form 1's and 2's as necessary;

Preparation of Trustee's Supplemental Final Report.

ITEMIZATION OF SECRETARIAL AND CLERICAL TIME

October 19, 1998 - Setting up file;  
(RA - .10)

December 3, 1998 - Telephone conference with NationsBank opening new account with  
and load account information;  
(RA - .20)

December 3, 1998 - Preparation of receipt of funds;  
(CP - .10)

December 3, 1998 - Prepare deposit and post;  
(RA - .20)

December 3, 1998 - Prepare W-9 for transmittal to NationsBank;  
(RA - .10)

December 14, 1998 - Receipt of and calendar bar date;  
(RA - .10)

December 14, 1998 - Organize file;  
(RA - .10)

January 13, 1999 - Reconcile bank statement;  
(BH - .10)

January 4, 1999 - Receive and review correspondence from Internal Revenue Service  
regarding tax identification number;  
(RA - .10)

February 16, 1999 - Reconcile bank statement;  
(BH - .10)

March 11, 1999 - Reconcile bank statement;  
(BH - .10)

March 12, 1999 - Organize file;  
(RA - .10)

April 12, 1999 - Reconcile bank statement;  
(BH - .10)

May 18, 1999 - Reconcile bank statement;  
(BH - .10)

June 16, 1999 - Reconcile bank statement;  
(BH - .10)

July 14, 1999 - Reconcile bank statement;  
(BH - .10)

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August 16, 1999 - Reconcile bank statement;  
(RA - .20)

September 8, 1999 - Telephone conference with Bankruptcy Court regarding proof of claims folder;  
(RA - .10)

September 14, 1999 - Reconcile bank statement;  
(BH - .10)

September 26, 1999 - Service of objections to claims on proper parties;  
(CP - .60)

September 26, 1999 - Organize file;  
(RA - .20)

October 14, 1999 - Reconcile bank statement;  
(BH - .10)

November 15, 1999 - Reconcile bank statement;  
(BH - .10)

December 15, 1999 - Reconcile bank statement;  
(SC - .10)

January 18, 2000 - Reconcile bank statement;  
(SC - .10)

February 16, 2000 - Reconcile bank statement;  
(SC - .10)

March 22, 2000 - Reconcile bank statement;  
(SC - .10)

April 13, 2000 - Reconcile bank statement;  
(SB - .10)

May 15, 2000 - Copying, stapling and folding of Summary of Trustee's Application for Allowance of Compensation to Attorney, sealing, addressing and stamping of notices for mailing to creditors and interested parties;  
(SB - 2.30)

May 16, 2000 - Reconcile bank statement;  
(SB - .10)

May 22, 2000 - Correspondence to Court returning claims folder;  
(RA - .20)

June 16, 2000 - Reconcile bank statement;  
(SB - .10)

July 14, 2000 - Reconcile bank statement;  
(SB - .10)

Itemization of Secretarial & Clerical Time - Page 2

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August 11, 2000 - Reconcile bank statement;  
(SB - .10)

September 14, 2000 - Reconcile bank statement;  
(SB - .10)

October 20, 2000 - Reconcile bank statement;  
(SB - .10)

October 23, 2000 - Prepare two (2) disbursement checks to attorney for Trustee for compensation and expenses and post disbursements;  
(RA - .30)

October 23, 2000 - Organize file;  
(RA - .20)

October 25, 2000 - Correspondence to Court requesting Clerk's Bill of Cost and docket sheet;  
(RA - .20)

November 9, 2000 - Copy all bank statements, deposit slips and canceled checks for delivery of originals to U. S. Trustee's office;  
(SB - .40)

November 9, 2000 - Compile Trustee's Final Report for submission to U. S. Trustee;  
(RA - .30)

RECAP OF SECRETARIAL & CLERICAL TIME:

REBECCA ALLEN -	2.70 hrs. @ \$15.00/per hr.	= \$ 40.50
CARI PARRISH -	.70 hrs. @ \$15.00/per hr.	= 10.50
SANDY BELSCHNER -	3.40 hrs. @ \$15.00/per hr.	= 51.00
SHERRY CARNLEY -	.40 hrs. @ \$15.00/per hr.	= 6.00
BEVERLY HATCHER -	1.00 hrs. @ \$15.00/per hr.	= 15.00
<hr/>		
TOTAL:	8.20 hrs. @ \$15.00/per hr.	= \$ 123.00

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ITEMIZATION OF PARALEGAL TIME

December 7, 1998 - Load asset, lien information and exemption information into computer;

(RA - .60)

December 17, 1998 - Prepare Trustee's Motion to Extend Time to Object to Discharge and proposed Order;

(SC - .60)

February 15, 1999 - Correspondence to Great Space Self Storage advising them of bankruptcy proceeding and that they will be in violation of the automatic stay if they go forward with sale for delinquent rent;

(RA - .30)

June 28, 1999 - Prepare Application to Employ Attorney for Trustee, Affidavit of Disinterestedness and proposed Order;

(SC - .90)

May 10, 2000 - Load claim information;

(RA - 2.80)

May 12, 2000 - Prepare Summary of Application for Compensation of Attorney for Trustee for service on all creditors;

(RA - .40)

RECAP OF PARALEGAL TIME:

REBECCA ALLEN (RA) - 4.10 hrs. @ \$50.00/per hr. = \$ 205.00

SHERRY CARNLEY (SC) - 1.50 hrs. @ \$50.00/per hr. = 75.00

TOTAL: 5.60 hrs. @ \$50.00/per hr. -\$ 280.00

## RESUMES OF THE PARALEGAL ASSISTANTS TO THE TRUSTEE

### Rebecca Allen

Employed by the Trustee September 1, 1990. Has 23 years bankruptcy and other legal experience and was formerly employed by another Chapter 7 Trustee.

Her duties performed for the Trustee include loading information into the case management system when files are received, preparation of Trustee's Report of No Distribution, preparation of various correspondence between Trustee and interested parties, answer telephone calls regarding routine questions, assisting with the location, collection and disposition of assets, assisting in the collection of sale proceeds and accounts receivable, answering questions from creditors, opening bank accounts, securing Tax ID Nos., preparing deposits and disbursement checks, posting deposits and disbursements into computer, reconciling bank statements, organizing files, preparation of objections to claims, preparation of various pleadings including applications and motions in contested matters, preparation of semi-annual reports, preparation of Trustee's Final Reports and Request for Compensation and preparation of Trustee's Supplemental Final Reports.

### Sherry Carnley

Employed by the Trustee December 1, 1994. Has 18 years broad legal experience in all areas of law.

Her duties performed for the Trustee include organizing files, preparation of various pleadings including applications and motions in contested matters, principal assistant to the attorney for the Trustee in the preparation of adversary proceeding complaints, discovery, pre-trial and post-trial pleadings, preparing monthly reports in operating Chapter 7's, principally responsible for assisting with the location, collection, and disposition of assets, assisting in the collection of sale proceeds and accounts receivable, answering general questions from creditors, preparation of correspondence, preparation of objections to claims, preparation of various miscellaneous and other legal documents.

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
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 Reimbursements -----				
A. Trustee - Compensation	2,129.27	2,129.27	0.00	2,129.27
B. Trustee - Expense	978.32	978.32	0.00	978.32
C. TRUSTEE ATTORNEY EXPENSES	111.76	111.76	111.76	0.00
D. TRUSTEE ATTORNEY FEES	720.00	352.50	352.50	0.00
5. Court Special Charges (Excess Notices) -----	0.00	0.00	0.00	0.00
6. United States Trustee Fees -----	0.00	0.00	0.00	0.00
BkMk6 TOTALS:	\$3,939.35	\$3,571.85	\$464.26	\$3,107.59

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

form bill

In Re:

Donnie Gene Rainer  
Annette Frances Rainer

Debtor(s)

Case No: 98-91863

Chapter: 7

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
2000 NOV -2 P 5:34  
CLERK U.S. BANKRUPTCY  
COURT  
BY \_\_\_\_\_ DEPUTY

**BILL OF COURT COSTS**

To: **Stephen J. Zayler**  
**PO Box 150743**  
**Lufkin, TX 75915-0743**

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 **\$0.00**.

These costs are itemized as follows:

**NOTICES**

\$ .25 per notice in excess of 50 notices mailed prior to 1/1/87. **\$0.00**  
\$ .50 per notice for all notices mailed 1/1/87 between 1/1/98. **\$0.00**

**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. **\$0.00**

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

**TOTAL AMOUNT DUE **\$0.00****

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

Date: 11/2/00

JAMES D. TOKOPH  
Clerk of Court

By: Sharon Rocaforte  
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 D

SECURED CLAIMS

Claim no.	Amount Claimed	Amount Not Determined	Amount Allowed	Previously Paid	Due
TOTALS	0.00		0.00	0.00	0.00

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IDENTIFICATION OF SECURED PARTIES AFFECTED:

Claim No.	Name of Creditor	Claim No.	Name of Creditor
1	NEW CANEY I.S.D.	3	MONTGOMERY COUNTY
4	HUMBLE I.S.D.		

SCHEDULE E

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

	(1) Amount Claimed	(2) Amount Allowed	(3) Amount Paid	(4) Due
1. For Credit extended - Sec. 364(e)(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. Taxes - Sec. 507(a)(7)	0.00	0.00	0.00	0.00
8. Other (No Basis):	0.00	0.00	0.00	0.00
<b>TOTALS:</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>

SCHEDULE E

PARTIES AFFECTED:

Priority No.	Name of Creditor	Priority No.	Name of Creditor
2	HUFFMAN I.S.D.	12	INTERNAL REVENUE SERVICE
13	POLK COUNTY	14	HUMBLE ISD
21	INTERNAL REVENUE SERVICE	24	TEXAS COMPTROLLER OF PUBLIC ACCOUNT
<b>FILED UNSECURED CLAIMS TOTAL:</b>		73,436.96	73,436.96
<b>SUBORDINATED UNSECURED CLAIMS TOTAL:</b>		0.00	0.00

EXHIBIT A  
ANALYSIS OF CLAIMS REGISTER

Case Number: 98-91863

Page 1

Date: November 09, 2000

Debtor Name: RAINER, DONNIE GENE

Claim Type Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Scheduled	Claimed	Allowed
12 000 PTL	INTERNAL REVENUE SERVICE 1100 COMMERCE STREET, ROOM 9A20 STOP 5027DAL DALLAS, TX 75242	Priority	Claim amended by Claim No. 21	\$0.00	\$54,340.50	\$0.00
13 061 PTL	POLK COUNTY 416 N. WASHINGTON LIVINGSTON, TX 77351	Priority	CLAIM WITHDRAWN	\$0.00	\$179.18	\$0.00
14 061 PTL	HUMBLE ISD P. O. BOX 2000 HUMBLE, TX 77347	Priority	CLAIM WITHDRAWN	\$0.00	\$1,968.66	\$0.00
2 000 PTL	HUFFMAN I.S.D. C/O MICHAEL J. DARLOW 2600 CITADEL PLAZA, SUITE 500 HOUSTON, TX 77008-1315	Priority	CLAIM DISALLOWED PER ORDER DATED 10-29-99.	\$0.00	\$54.97	\$0.00
Subtotal For Claim Type PTL PRIORITY CLAIMS (TAX LIENS)				\$0.00	\$56,543.31	\$0.00
1 050 SC	NEW CANEY I.S.D. C/O RAYMOND R. GRAY RAY, WOOD & FINE P. O. BOX 165001 AUSTIN, TX 78716	Secured	CLAIM DISALLOWED PER ORDER DATED 10-29-99	\$0.00	\$488.94	\$0.00
3 000 SC	MONTGOMERY COUNTY C/O LINEBARGER, HEARD, ET AL P. O. BOX 3064 HOUSTON, TX 77253-3064	Secured	CLAIM WITHDRAWN	\$0.00	\$371.42	\$0.00
4 000 SC	HUMBLE I.S.D. C/O LINEBARGER, HEARD, GOGGAN, ET AL P. O. BOX 2000 HUMBLE, TX 77347	Secured	AMENDED BY CLAIM NO. 14	\$0.00	\$734.86	\$0.00
Subtotal For Claim Type SC SECURED CLAIMS				\$0.00	\$1,595.22	\$0.00
24 064 SPT	TEXAS COMPTROLLER OF PUBLIC ACCOUNTS C/O OFFICE OF THE ATTY. GENERAL COLLECTION DIVISION - BANKRUPTCY SECTION P. O. BOX 13528 AUSTIN, TX 78711-3528	Priority		\$0.00	\$7,045.91	\$7,045.91
Subtotal For Claim Type SPT SECURED PRIORITY TAXES				\$0.00	\$7,045.91	\$7,045.91
025 TAE	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LUFKIN, TX 75915-0743	Administrative	PER ORDER DATED 10-19-00.	\$0.00	\$111.76	\$111.76
Subtotal For Claim Type TAE TRUSTEE ATTORNEY EXPENSES				\$0.00	\$111.76	\$111.76
025 TAF	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LUFKIN, TX 75915-0743	Administrative	Per Order dated 10-19-00.	\$0.00	\$720.00	\$352.50
Subtotal For Claim Type TAF TRUSTEE ATTORNEY FEES				\$0.00	\$720.00	\$352.50
10 070 UC	1040 REVIEW 4422 FM 1960W, SUITE 420 HOUSTON, TX 77068	Unsecured		\$0.00	\$2,268.75	\$2,268.75

EXHIBIT A  
ANALYSIS OF CLAIMS REGISTER

Case Number: 98-91863

Page 2

Date: November 09, 2000

Debtor Name: RAINER, DONNIE GENE

Claim Type Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Scheduled	Claimed	Allowed
11 070 UC	MONTGOMERY WARD C/O GE CAPITAL P. O. BOX 103104 ROSWELL, GA 30076	Unsecured		\$0.00	\$7,228.73	\$7,228.73
12 000 UC	INTERNAL REVENUE SERVICE 1100 COMMERCE STREET, ROOM 9A20 STOP 5027DAL DALLAS, TX 75242	Unsecured	Amendment by Claim No. 21	\$0.00	\$14,639.75	\$0.00
15 070 UC	AMERICAN EXPRESS TRAVEL RELATED C/O BECKET & LEE LLP P. O. BOX 3001 MALVERN, PA 19355-0701	Unsecured		\$0.00	\$1,634.96	\$1,634.96
16 070 UC	SANDRA SIMIEN 5860 TODDINGTON HUMBLE, TX 77346	Unsecured		\$0.00	\$143.21	\$143.21
17 070 UC	CITIBANK (MARYLAND), N.A. EXCEPTION PAYMENT PROCESSING P. O. BOX 6305 THE LAKES, NV 88901-6305	Unsecured		\$0.00	\$4,158.12	\$4,158.12
18 070 UC	CITIBANK/CHOICE EXCEPTION PAYMENT PROCESSING P. O. BOX 6305 THE LAKES, NV 88901-6305	Unsecured		\$0.00	\$5,831.52	\$5,831.52
19 070 UC	ASSOCIATES NATIONAL BANK (DELAWARE) C/O BECKET & LEE P. O. BOX 3001 MALVERN, PA 19355-0701	Unsecured		\$0.00	\$2,770.22	\$2,770.22
20 070 UC	GREENWOOD TRUST COMPANY NOVUS SERVICES, INC. P. O. BOX 8003 HILLIARD, OH 43026	Unsecured		\$0.00	\$5,412.38	\$5,412.38
21 070 UC	INTERNAL REVENUE SERVICE 1100 COMMERCE STREET, ROOM 9A20 STOP 5027DAL DALLAS, TX 75242	Unsecured	Amendment of Claim No. 12	\$0.00	\$14,639.75	\$14,639.75
22 070 UC	GTE SOUTHWEST, INC. ANDERSON FINANCIAL NETWORK 404 BROCK DRIVE BLOOMINGTON, IL 61701	Unsecured		\$0.00	\$661.55	\$661.55
23 070 UC	U. S. BANK P. O. BOX 17143 DENVER, CO 80217	Unsecured		\$0.00	\$2,911.71	\$2,911.71
25 070 UC	TARGET/RNB P. O. BOX 740933 DALLAS, TX 75374	Unsecured		\$0.00	\$507.81	\$507.81
26 070 UC	SECURTIZED MULTIPLE ASSET RATED TRUST C/O COMMERCIAL FINANCIAL SERVICES, INC. P. O. BOX 94388 TULSA, OK 74194	Unsecured		\$0.00	\$9,066.64	\$9,066.64

EXHIBIT A  
ANALYSIS OF CLAIMS REGISTER

Case Number: 98-91863

Page 3

Date: November 09, 2000

Debtor Name: RAINER, DONNIE GENE

Claim Type Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Scheduled	Claimed	Allowed
27 070 UC	SECURITIZED MULTIPLE ASSET RATED TRUST COMMERCIAL FINANCIAL SERVICES, INC. P. O. BOX 94388 TULSA, OK 74194	Unsecured		\$0.00	\$7,438.04	\$7,438.04
28 070 UC	SECURITIZED MULTIPLE ASSET RATED TRUST C/O COMMERCIAL FIANNCIAL SERVICES P. O. BOX 94388 TULSA, OK 74194	Unsecured		\$0.00	\$7,305.82	\$7,305.82
5 070 UC	CHRIS LEVICKY 7306 17TH GREEN DR. HUMBLE, TX 77346	Unsecured		\$0.00	\$25.00	\$25.00
6 070 UC	ELAINE POND 120 ARBOR OAKS CIRCLE NEW CANEY, TX 77537	Unsecured		\$0.00	\$280.00	\$280.00
7 070 UC	CRISTY LADVGA 18907 CULROSS CT. HUMBLE, TX 77346	Unsecured		\$0.00	\$60.00	\$60.00
8 070 UC	ENTERGY GULF STATES, INC. P. O. BOX 6008 MAIL UNIT L-JEF-359 NEW ORLEANS, LA 704	Unsecured		\$0.00	\$1,004.75	\$1,004.75
9 070 UC	BRAIN MAUSE P. O. BOX 192 HUFFMAN, TX 77336	Unsecured		\$0.00	\$88.00	\$88.00
Subtotal For Claim Type UC UNSECURED CLAIMS				\$0.00	\$88,076.71	\$73,436.96
21 066 UPT	INTERNAL REVENUE SERVICE 1100 COMMERCE STREET, ROOM 9A20 STOP 5027DAL DALLAS, TX 75242	Priority	Amendment of Claim No. 12	\$0.00	\$45,486.37	\$45,486.37
Subtotal For Claim Type UPT UNSECURED PRIORITY TAXES				\$0.00	\$45,486.37	\$45,486.37
Case Totals:				\$0.00	\$199,579.28	\$126,433.50

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

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

IN RE: )  
RAINER, DONNIE GENE ) CASE NO. 98-91863  
RAINER, ANNETTE FRANCES )  
DEBTOR(S) ) 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	\$13,328.45
2. ADMINISTRATIVE EXPENSES TO BE PAID * (note)	\$3,107.59
3. SECURED CLAIMS TO BE PAID * (note)	\$0.00
4. PRIORITY CLAIMS TO BE PAID * (note)	\$10,220.86
5. UNSECURED CLAIMS TO BE PAID * (note)	\$0.00
6. OTHER DISTRIBUTIONS TO BE PAID * (note)	\$0.00
7. TOTAL DISTRIBUTIONS TO BE MADE (Sum of lines 2 through 6)	\$13,328.45
8. ZERO BALANCE AFTER ALL DISTRIBUTIONS (Line 1 less line 7)	\$0.00

\* (See attached schedule of payees and amounts)

  
Stephen J. Zayler

(Trustee)

# PROPOSED DISTRIBUTION

Case Number: 98-91863

Page 1

Date: November 9, 2000

Debtor Name: RAINER, DONNIE GENE \ RAINER, ANNETTE FRANCES

Claim #	Payee Name	Class	Priority	Amount	Paid to Date	Claim Balance	Proposed Pymt	Funds Remaining
<b>Beginning Balance</b>								<b>\$13,328.45</b>
	Stephen J. Zayler - Fees COMPENSATION	Admin		\$2,129.27	\$0.00	\$2,129.27	\$2,129.27	\$11,199.18
	Stephen J. Zayler - Exp EXPENSES	Admin		\$978.32	\$0.00	\$978.32	\$978.32	\$10,220.86
	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LUFKIN, TX 75915-0743	Admin	025	\$352.50	\$352.50	\$0.00	\$0.00	\$10,220.86
	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LUFKIN, TX 75915-0743	Admin	025	\$111.76	\$111.76	\$0.00	\$0.00	\$10,220.86
24	TEXAS COMPTROLLER OF PUBLIC ACCOUNTS C/O OFFICE OF THE ATTY. GENERAL COLLECTION DIVISION - BANKRUPTCY SECTION P. O. BOX 13528 AUSTIN, TX 78711-3528	Priority	064	\$7,045.91	\$0.00	\$7,045.91	\$7,045.91	\$3,174.95
21	INTERNAL REVENUE SERVICE 1100 COMMERCE STREET, ROOM 9A20 STOP 5027DAL DALLAS, TX 75242	Priority	066	\$45,486.37	\$0.00	\$45,486.37	\$3,174.95	\$0.00
10	1040 REVIEW 4422 FM 1960W, SUITE 420 HOUSTON, TX 77068	Unsec	070	\$2,268.75	\$0.00	\$2,268.75	\$0.00	\$0.00
11	MONTGOMERY WARD C/O GE CAPITAL P. O. BOX 103104 ROSWELL, GA 30076	Unsec	070	\$7,228.73	\$0.00	\$7,228.73	\$0.00	\$0.00
15	AMERICAN EXPRESS TRAVEL RELATED C/O BECKET & LEE LLP P. O. BOX 3001 MALVERN, PA 19355-0701	Unsec	070	\$1,634.96	\$0.00	\$1,634.96	\$0.00	\$0.00
16	SANDRA SIMIEN 5860 TODDINGTON	Unsec	070	\$143.21	\$0.00	\$143.21	\$0.00	\$0.00

**PROPOSED DISTRIBUTION**

Case Number: 98-91863

Page 2

Date: November 9, 2000

Debtor Name: RAINER, DONNIE GENE \ RAINER, ANNETTE FRANCES

Claim #	Payee Name	Class	Priority	Amount	Paid to Date	Claim Balance	Proposed Pymt	Funds Remaining
	HUMBLE, TX 77346							
17	CITIBANK (MARYLAND), N.A. EXCEPTION PAYMENT PROCESSING P. O. BOX 6305 THE LAKES, NV 88901-6305	Unsec	070	\$4,158.12	\$0.00	\$4,158.12	\$0.00	\$0.00
18	CITIBANK/CHOICE EXCEPTION PAYMENT PROCESSING P. O. BOX 6305 THE LAKES, NV 88901-6305	Unsec	070	\$5,831.52	\$0.00	\$5,831.52	\$0.00	\$0.00
19	ASSOCIATES NATIONAL BANK (DELAWARE) C/O BECKET & LEE P. O. BOX 3001 MALVERN, PA 19355-0701	Unsec	070	\$2,770.22	\$0.00	\$2,770.22	\$0.00	\$0.00
20	GREENWOOD TRUST COMPANY NOVUS SERVICES, INC. P. O. BOX 8003 HILLIARD, OH 43026	Unsec	070	\$5,412.38	\$0.00	\$5,412.38	\$0.00	\$0.00
21	INTERNAL REVENUE SERVICE 1100 COMMERCE STREET, ROOM 9A20 STOP 5027DAL DALLAS, TX 75242	Unsec	070	\$14,639.75	\$0.00	\$14,639.75	\$0.00	\$0.00
22	GTE SOUTHWEST, INC. ANDERSON FINANCIAL NETWORK 404 BROCK DRIVE BLOOMINGTON, IL 61701	Unsec	070	\$661.55	\$0.00	\$661.55	\$0.00	\$0.00
23	U. S. BANK P. O. BOX 17143 DENVER, CO 80217	Unsec	070	\$2,911.71	\$0.00	\$2,911.71	\$0.00	\$0.00
25	TARGET/RNB P. O. BOX 740933 DALLAS, TX 75374	Unsec	070	\$507.81	\$0.00	\$507.81	\$0.00	\$0.00
26	SECURTIZED MULTIPLE ASSET RATED TRUST	Unsec	070	\$9,066.64	\$0.00	\$9,066.64	\$0.00	\$0.00

## PROPOSED DISTRIBUTION

Case Number: 98-91863

Page 3

Date: November 9, 2000

Debtor Name: RAINER, DONNIE GENE \ RAINER, ANNETTE FRANCES

Claim #	Payee Name	Class	Priority	Amount	Paid to Date	Claim Balance	Proposed Pymt	Funds Remaining
	C/O COMMERCIAL FINANCIAL SERVICES, INC. P. O. BOX 94388 TULSA, OK 74194							
27	SECURITIZED MULTIPLE ASSET RATED TRUST COMMERCIAL FINANCIAL SERVICES, INC. P. O. BOX 94388 TULSA, OK 74194	Unsec	070	\$7,438.04	\$0.00	\$7,438.04	\$0.00	\$0.00
28	SECURITIZED MULTIPLE ASSET RATED TRUST C/O COMMERCIAL FIANNCIAL SERVICES P. O. BOX 94388 TULSA, OK 74194	Unsec	070	\$7,305.82	\$0.00	\$7,305.82	\$0.00	\$0.00
5	CHRIS LEVICKY 7306 17TH GREEN DR. HUMBLE, TX 77346	Unsec	070	\$25.00	\$0.00	\$25.00	\$0.00	\$0.00
6	ELAINE POND 120 ARBOR OAKS CIRCLE NEW CANEY, TX 77537	Unsec	070	\$280.00	\$0.00	\$280.00	\$0.00	\$0.00
7	CRISTY LADVGA 18907 CULROSS CT. HUMBLE, TX 77346	Unsec	070	\$60.00	\$0.00	\$60.00	\$0.00	\$0.00
8	ENTERGY GULF STATES, INC. P. O. BOX 6008 MAIL UNIT L-JEF-359 NEW ORLEANS, LA 704	Unsec	070	\$1,004.75	\$0.00	\$1,004.75	\$0.00	\$0.00
9	BRAIN MAUSE P. O. BOX 192 HUFFMAN, TX 77336	Unsec	070	\$88.00	\$0.00	\$88.00	\$0.00	\$0.00
<< Totals >>				\$129,541.09	\$464.26	\$129,076.83	\$13,328.45	\$0.00

Proposed distribution is dependent on the Court's rulings on administrative expenses, contest of claims, and/or objections made to this proposed distribution.

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

IN RE: DONNIE & ANNETTE / BANKRUPTCY CASE: 98-91863  
RAINER /  
/ 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, 300 Willow, Suite 100, Beaumont, Texas 77701, or at the trustee's office whose name and address is as follows:

STEVE ZAYLER 123 E. LUFKIN PO BOX 150743 LUFKIN, TX 75915

The following Applications for Compensation have been filed:

<u>Applicants</u>	<u>Fees Requested</u>	<u>Expenses Requested</u>
<u>STEVE ZAYLER</u> Trustee	<u>2129.27</u>	<u>978.32</u>
<u>STEVE ZAYLER</u> Attorney for Trustee	<u>0.00</u>	<u>0.00</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>\$ 13792.71</u>	<u>\$ 464.26</u>	<u>\$ 13328.45</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 \$ 52532.28 ; general unsecured claims have been allowed in the amount of \$ 73436.96 . 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  
LUFKIN DIVISION

IN RE: )  
RAINER, DONNIE GENE ) CASE NO. 98-91863  
RAINER, ANNETTE FRANCES )  
DEBTOR(S) ) CHAPTER 7

**ORDER ALLOWING TRUSTEE'S FINAL APPLICATION FOR COMPENSATION  
AND APPROVING TRUSTEE'S FINAL REPORT AND PROPOSED DISTRIBUTION**

ON THIS DAY came on for consideration the Trustee's Final Report filed by Stephen J. Zayler, the duly appointed Chapter 7 Trustee. The Court finds that notice of this hearing has been given as required by the Bankruptcy Rules. Upon due consideration, the Court finds that cause exists which justifies the entry of the following order:

**IT IS THEREFORE ORDERED** that the Chapter 7 Trustee's final application for compensation in the amount of \$2,129.27 and for reimbursement of expenses in the amount \$978.32 is **Granted**.

**IT IS FURTHER ORDERED** that the Trustee's Final Report is approved as submitted by the Chapter 7 Trustee, including approval of the payment of the following fees and charges assessed against the Estate under Chapter 123 of title 28 of the United States Code.

<b><u>FEES/CHARGES</u></b>	<b><u>PROPOSED PAYMENT</u></b>
Clerk Noticing/Claim Fees	\$0.00
Unpaid Adversary Filing Fees	\$0.00
Unpaid Quarterly Fees	\$0.00

**IT IS FURTHER ORDERED** that the Chapter 7 Trustee shall make final distribution of the amounts set forth in the Trustee's Final Report as approved by this Court and shall file a Supplemental Final Report and Account together with such bank statements as are necessary to document a zero balance in all Estate accounts, following compliance with Section 347(a) of the Bankruptcy Code and Bankruptcy Rule 3011, if applicable.

SIGNED this the \_\_\_\_\_ day of \_\_\_\_\_, 2000..

\_\_\_\_\_  
BANKRUPTCY JUDGE

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

IN RE: DONNIE & ANNETTE / BANKRUPTCY CASE: 98-91863  
RAINER /  
/ CHAPTER 7

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TX  
2000 NOV 22 P 1:33  
CLERK, U.S. BANKRUPTCY  
COURT

**NOTICE OF FILING OF FINAL REPORT OF TRUSTEE  
APPLICATION FOR COMPENSATION AND PROPOSED DISTRIBUTIONS**

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STEVE ZAYLER 123 E. LUFKIN PO BOX 150743 LUFKIN, TX 75915

The following Applications for Compensation have been filed:

<u>Applicants</u>	<u>Fees Requested</u>	<u>Expenses Requested</u>
<u>STEVE ZAYLER</u> Trustee	<u>2129.27</u>	<u>978.32</u>
<u>STEVE ZAYLER</u> Attorney for Trustee	<u>0.00</u>	<u>0.00</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>
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at \_\_\_\_\_

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

**JAMES D. TOKOPH**, Clerk of Court

By: \_\_\_\_\_  
Deputy Clerk